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**of the**

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**of**

**Maryland**

**2019 Regular Session**

**Volume III**

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Journal Clerk

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Secretary of the Senate

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**AFTER RECESS  
Annapolis, Maryland  
Wednesday, March 13, 2019**

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At 5:29 P.M. the Senate resumed its session.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 486)

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

**SPECIAL ORDER CALENDAR NO. 26**

**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.

Favorable report, as amended, adopted by roll call vote as follows:

Affirmative – 32    Negative – 14    (See Roll Call No. 487)

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 and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**SB0471/603120/2**

BY: Senator Pinsky

AMENDMENT TO SENATE BILL 471

(First Reading File Bill)

On page 3, in lines 22 and 24, in each instance, strike the bracket.

On page 4, in line 29, after “ADMINISTERED” insert “IN FEED OR WATER”.

On page 6, in line 24, after “DRUG” insert “, AS LISTED IN APPENDIX A OF THE FEDERAL FOOD AND DRUG ADMINISTRATION’S GUIDANCE FOR INDUSTRY #152,”; in the same line, after “ADMINISTERED” insert “IN FEED OR WATER”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

**SB0471/973629/1**

BY: Senator Jennings

AMENDMENTS TO SENATE BILL 471, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Education, Health, and Environmental Affairs Committee Amendments (SB0471/694338/1), in line 4 of Amendment No. 1, after “date;” insert “establishing that certain provisions of law do not prohibit the use of a medically important antimicrobial drug under certain circumstances;”.

AMENDMENT NO. 2

On page 1 of the Education, Health, and Environmental Affairs Committee Amendments, in line 8 of Amendment No. 2, after “INFECTION.” insert:

**“(G) NOTHING IN THIS SUBTITLE PROHIBITS THE USE OF A MEDICALLY IMPORTANT ANTIMICROBIAL DRUG APPROVED BY THE U.S. FOOD AND DRUG ADMINISTRATION IN ACCORDANCE WITH FEDERAL LABEL DIRECTIONS AND FEDERAL LAW.”**

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

Affirmative – 17    Negative – 30    (See Roll Call No. 488)

Read the second time and ordered prepared for Third Reading.

**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.”

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 and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**SB0280/143220/1**

BY: Senator Carozza

AMENDMENT TO SENATE BILL 280, AS AMENDED

(First Reading File Bill)

On page 8 of the bill, in line 4, strike “(d)” and substitute “**(E)**”; and in line 20, after “rate” insert “**IN A TIER 1 AREA, AS DEFINED IN § 18-101 OF THE STATE FINANCE AND PROCUREMENT ARTICLE,**”.

On page 15 of the Finance Committee Amendments (SB0280/577171/1), in line 5 of Amendment No. 4, after “**EMPLOYER**” insert “**IN A TIER 1 AREA, AS DEFINED IN § 18-101 OF THE STATE FINANCE AND PROCUREMENT ARTICLE,**”.

On page 16 of the Finance Committee Amendments, in line 5 of Amendment No. 4, after “**HOUR.**” insert:

**“(D) (1) SUBJECT TO § 3-413.1 OF THIS SUBTITLE AND EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE STATE MINIMUM WAGE RATE IN A TIER 2 AREA, AS DEFINED IN § 18-101 OF THE STATE FINANCE AND PROCUREMENT ARTICLE, 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, \$10.82 PER HOUR;**

**(III) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2021, \$11.42 PER HOUR;**

**(IV) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2022, \$12.02 PER HOUR;**

**(V) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2023, \$12.62 PER HOUR;**

**(VI) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2024, \$13.22 PER HOUR; AND**

**(VII) BEGINNING JANUARY 1, 2025, \$14.02 PER HOUR.**

**(2) SUBJECT TO § 3-413.1 OF THIS SUBTITLE, THE STATE MINIMUM WAGE RATE FOR A SMALL EMPLOYER IN A TIER 2 AREA, AS DEFINED IN § 18-101 OF THE STATE FINANCE AND PROCUREMENT ARTICLE, 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, \$10.82 PER HOUR;**

**(III) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2021, \$11.22 PER HOUR;**

**(IV) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2022, \$11.62 PER HOUR;**

**(V) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2023, \$12.02 PER HOUR;**

**(VI) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2024, \$12.42 PER HOUR;**

**(VII) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2025, \$12.82 PER HOUR;**

**(VIII) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2026, \$13.22 PER HOUR;**

**(IX) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2027, \$13.62 PER HOUR; AND**

**(X) BEGINNING JANUARY 1, 2028, \$14.02 PER HOUR.”.**

On page 10 of the bill, in line 4, strike “(d)” and substitute “**(E)**”.



On page 17 of the Finance Committee Amendments, in lines 2, 5, 12, and 18 of Amendment No. 4, in each instance, after “§ 3-413(C)” insert “OR (D)”.

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

Affirmative – 18    Negative – 29    (See Roll Call No. 489)

FLOOR AMENDMENT

**SB0280/803524/1**

BY: Senator Ready

AMENDMENTS TO SENATE BILL 280

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 19, before “and” insert “making this Act subject to a certain contingency:”.

AMENDMENT NO. 2

On page 18, after line 11, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) Section 1 of this Act shall take effect contingent on the District of Columbia, Delaware, Pennsylvania, Virginia, and West Virginia enacting legislation that establishes a state minimum wage that equals or exceeds \$15.00 per hour beginning January 1, 2025.

(b) The Department of Labor, Licensing, and Regulation shall monitor the enactment of state minimum wage legislation by the District of Columbia, Delaware, Pennsylvania, Virginia, and West Virginia and notify the Department of Legislative Services within 5 days after the contingency described in subsection (a) of this section has been met.

(c) (1) If the Department of Legislative Services receive the notice described under subsection (b) of this section on or before July 1, 2025, Section 1 of this Act shall take effect on the date that the notice is received.

(2) If the Department of Legislative Services fails to receive the notice described under subsection (b) of this section on or before July 1, 2025, with no further action required by the General Assembly, Section 1 of this Act shall be null and void.”;

in line 12, strike “2.” and substitute “3.”; and in the same line, after “That” insert “, subject to the provisions of Section 2 of this Act.”.

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

Affirmative – 14    Negative – 31    (See Roll Call No. 490)

## FLOOR AMENDMENT

### **SB0280/603926/2**

BY: Senator Young

### AMENDMENTS TO SENATE BILL 280, AS AMENDED

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1 of the Finance Committee Amendments (SB0280/577171/1), in Amendment No. 1, strike beginning with “and” in line 2 down through “employers” in line 3; and strike beginning with “; requiring” in line 19 down through “website” in line 20.

On page 2 of the Finance Committee Amendments, in line 13 of Amendment No. 1, strike “and 3-419(d)”.

#### AMENDMENT NO. 2

On page 7 of the bill, in line 25, strike “**(1)**”; in the same line, strike the brackets; and strike beginning with “**THE**” in line 25 down through “**INDICATED.**” in line 26.

On page 14 of the Finance Committee Amendments, in line 3 of Amendment No. 4, strike “**(2)**”; strike beginning with “**(3)**” in line 4 down through “**EMPLOYEEES.**” in line 5; and strike beginning with “**AND**” in line 8 down through “**SUBSECTION**” in line 9.

On page 8 of the bill, in line 3, strike “**EMPLOYER**”; in lines 24, 26, and 28, strike “**(I)**”, “**(II)**”, and “**(III)**”, respectively, and substitute “**(1)**”, “**(2)**”, and “**(3)**”, respectively; and in line 20, strike “**(1)**”.

On page 9 of the bill, in lines 2, 4, 6, and 8, strike “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively, and substitute “(4)”, “(5)”, “(6)”, and “(7)”, respectively.

On page 15 of the Finance Committee Amendments, in line 3 of Amendment No. 4, strike “(VIII)” and substitute “(8)”.

On pages 15 and 16 of the Finance Committee Amendments, in Amendment No. 4, strike beginning with “(2)” in line 4 on page 15 down through “HOUR.” in line 5 on page 16.

On page 18 of the Finance Committee Amendments, in Amendment No. 4, strike beginning with “3-419.” in line 7 down through “WEBSITE.” in line 17.

The preceding 2 amendments were read and rejected.

#### FLOOR AMENDMENT

**SB0280/563824/1**

BY: Senator Serafini

AMENDMENTS TO SENATE BILL 280, AS AMENDED  
(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1 of the bill, in line 2, after “Wage” insert “and Earned Income Tax Credit”.

On page 2 of the bill, in line 19, before “and” insert “providing for the application of certain provisions of this Act;”; and in line 20, after “wages” insert “and the Maryland earned income tax credit”.

On page 2 of the Finance Committee Amendments (SB0280/577171/1), in line 1 of Amendment No. 1, after “budget;” insert “altering the calculation of the Maryland earned income tax credit; allowing certain individuals to claim a refund of the credit;”; and in line 15, after “Supplement)” insert:

“BY repealing and reenacting, without amendments,

Article – Tax – General

Section 10-704(a)

Annotated Code of Maryland

(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–704(b)

Annotated Code of Maryland

(2016 Replacement Volume and 2018 Supplement)”.

#### AMENDMENT NO. 2

On page 2 of the Finance Committee Amendments, in lines 3, 5, and 7 of Amendment No. 2, strike “5%”, “4.5%”, and “4%”, respectively, and substitute “3.5%”, “3%” and “2.5%”, respectively.

On page 3 of the Finance Committee Amendments, in lines 4 and 9 of Amendment No. 2, strike “4%” and “3%”, respectively, and substitute “2.5%” and “2%”, respectively.

On page 5 of the Finance Committee Amendments, in line 12 of Amendment No. 2, strike “4%” and substitute “2.5%”.

On page 6 of the Finance Committee Amendments, in lines 2 and 15 of Amendment No. 2, strike “3.5%” and “3.25%”, respectively, and substitute “2%” and “1.75%”, respectively.

On page 7 of the Finance Committee Amendments, in lines 8 and 21 of Amendment No. 2, strike “3%” and “4%”, respectively, and substitute “1.5%” and “2.5%”, respectively.

On page 8 of the Finance Committee Amendments, in line 11 of Amendment No. 2, strike “4%” and substitute “2.5%”.

On page 12 of the Finance Committee Amendments, in lines 9, 16, and 23 of Amendment No. 2, in each instance, strike “4%” and substitute “2.5%”.

On page 13 of the Finance Committee Amendments, in lines 5, 12, and 19 of Amendment No. 2, in each instance, strike “4%” and substitute “2.5%”.

#### AMENDMENT NO. 3

On page 9 of the bill, in line 1, strike “\$11.00” and substitute “\$10.50”; in line 5, after “HOUR;” insert “AND”; and strike in their entirety lines 6 through 9, inclusive.

On page 14 of the Finance Committee Amendments, in lines 12 and 13 of Amendment No. 4, strike “\$11.75” and “\$12.50”, respectively, and substitute “\$11.00” and “\$11.25”, respectively; in line 14, strike “JANUARY 1, 2023,”; and in line 15, strike “\$13.25”.

On page 15 of the Finance Committee Amendments, in line 1 of Amendment No. 4, strike “JANUARY 1, 2024,”; in the same line, strike “\$14.00”; in line 3, strike “(VIII)” and substitute “(VI)”; in the same line, strike “2025” and substitute “2023”; in the same line, strike “\$15.00” and substitute “\$12.00”; in lines 9, 11, 13, 15, 17, and 19, strike “\$11.00”, “\$11.50”, “\$12.00”, “\$12.50”, “\$13.00”, and “\$13.50”, respectively, and substitute “\$10.50”, “\$10.75”, “\$11.00”, “\$11.25”, “\$11.50”, and “\$11.75”, respectively; and in line 19, after “HOOR,” insert “AND”.

On page 16 of the Finance Committee Amendments, in Amendment No. 4, strike in their entirety lines 1 through 4, inclusive; in line 5, strike “(X)” and substitute “(VIII)”; in the same line, strike “2028” and substitute “2026”; and in the same line, strike “\$15.00” and substitute “\$12.00”.

#### AMENDMENT NO. 4

On page 18 of the bill, after line 11, insert:

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

#### Article – Tax – General

10-704.

(a) (1) A resident may claim a credit against the State income tax for a taxable year in the amount determined under subsection (b) of this section for earned income.

(2) A resident may claim a credit against the county income tax for a taxable year in the amount determined under subsection (c) of this section for earned income.

(b) (1) Except as provided in paragraphs (2) and (3) of this subsection and subject to subsection (d) of this section, the credit allowed against the State income tax under subsection (a)(1) of this section is the lesser of:

(i) [50%] 60% of the earned income credit allowable for the taxable year under § 32 of the Internal Revenue Code; or

(ii) the State income tax for the taxable year.

(2) (i) Subject to subsection (d) of this section, a resident may claim a refund in the amount, if any, by which the applicable percentage specified in subparagraph (ii) of this paragraph of the earned income credit allowable for the taxable year under § 32 of the Internal Revenue Code exceeds the State income tax for the taxable year.

(ii) The applicable percentage of the earned income credit allowable under § 32 of the Internal Revenue Code to be used for purposes of determining the refund provided under this paragraph is:

1. 25% for a taxable year beginning after December 31, 2013, but before January 1, 2015;

2. 25.5% for a taxable year beginning after December 31, 2014, but before January 1, 2016;

3. 26% for a taxable year beginning after December 31, 2015, but before January 1, 2017;

4. 27% for a taxable year beginning after December 31, 2016, but before January 1, 2018; [and]

5. 28% for a taxable year beginning after December 31, 2017, BUT BEFORE JANUARY 1, 2019; AND

6. 100% FOR A TAXABLE YEAR BEGINNING AFTER DECEMBER 31, 2018.

(3) For purposes of this section for an individual without a qualifying child, the credit allowable for a taxable year under § 32 of the Internal Revenue Code is calculated

without regard to the minimum age requirement under § 32(c)(1)(A)(ii)(II) of the Internal Revenue Code.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall be applicable to all taxable years beginning after December 31, 2018.”;

and in line 12, strike “2.” and substitute “4.”.

The preceding 4 amendments were read and rejected.

FLOOR AMENDMENT

**SB0280/803929/1**

BY: Senator Hester

AMENDMENT TO SENATE BILL 280, AS AMENDED

On page 14 of the Finance Committee Amendments (SB0280/577171/1), in line 4 of Amendment No. 4, strike “14” and substitute “25”.

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

Affirmative – 18    Negative – 27    (See Roll Call No. 491)

Read the second time and ordered prepared for Third Reading.

**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)**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (3) AND THE FAVORABLE REPORT.

**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 and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**Senate Bill 52 – Chair, Finance Committee (By Request – Departmental – Maryland Energy Administration)**

AN ACT concerning

**State Government – Strategic Energy Investment Program – Reporting**

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

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

The motion was adopted.

**SPECIAL ORDER CALENDAR NO. 27**

**Senate Bill 490 – Senator Kagan**

AN ACT concerning

**Consumer Protection – Scanning or Swiping Identification Cards and Driver’s Licenses – Prohibition**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Kagan moved to reconsider the vote by which **Senate Bill 490** 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

**SB0490/783228/2**

BY: Senator Kagan

AMENDMENT TO SENATE BILL 490

(Bill as Printed for Third Reading)

On page 6, in line 26, after “**(2)**” insert “**THIS SECTION DOES NOT PROHIBIT A LAW ENFORCEMENT OFFICER FROM USING A SCANNING DEVICE TO SCAN OR SWIPE AN INDIVIDUAL’S IDENTIFICATION CARD OR DRIVER’S LICENSE TO RECORD, RETAIN, OR TRANSMIT INFORMATION IF THE LAW ENFORCEMENT OFFICER IS ACTING WITHIN THE SCOPE OF THE OFFICER’S OFFICIAL DUTIES.**

**(3)**”.

On page 7, in line 5, strike “**(3)**” and substitute “**(4)**”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

**Senate Bill 856 – Senator Zirkin**

AN ACT concerning

**Juvenile Justice Reform Council**

STATUS OF BILL: BILL IS ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

**SB0856/923329/1**

BY: Senator Ferguson

AMENDMENT TO SENATE BILL 856, AS AMENDED

In line 2 of Senator Smith’s Amendment (SB0856/173023/1), after “Cassilly,” insert “Ferguson.”

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

**QUORUM CALL**

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

(See Roll Call No. 492)

**SENATE THIRD READING CALENDAR NO. 40 (GENERAL SENATE BILLS)**

**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**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 493)

The Bill was then sent to the House of Delegates.

**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 West~~, Elfreth, Ferguson, Griffith, King, McCray, Peters, Rosapepe, and Zucker**

AN ACT concerning

**Maryland Department of Health – Capital and Grant Programs – State Grants**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 494)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 495)

The Bill was then sent to the House of Delegates.

**Senate Bill 251 – Senators Lam, Feldman, Hayes, and Kelley**

AN ACT concerning

**Public Health – Treatment for the Prevention of HIV – Consent by Minors**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 496)

The Bill was then sent to the House of Delegates.

**Senate Bill 399 – Senators Pinsky, Augustine, Elfreth, Ferguson, Hayes, McCray, Washington, Young, and Zucker**

AN ACT concerning

**Consumer Protection – Private Career Schools and For-Profit Institutions of Higher Education – Disclosures and Regulation**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 497)

The Bill was then sent to the House of Delegates.

**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 and Voting at Precinct Polling Places**

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

Affirmative – 33    Negative – 14    (See Roll Call No. 498)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 32    Negative – 15    (See Roll Call No. 499)

The Bill was then sent to the House of Delegates.

Senate Bill 946 – ~~Senators Griffith and Serafini~~, 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

EMERGENCY BILL

AN ACT concerning

**State Prescription Drug Benefits – Retiree Benefits – Revisions**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 500)

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. 501)

**ADJOURNMENT**

At 7:35 P.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Thursday, March 14, 2019 in honor of Governor Harry Roe Hughes.

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

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The Senate met at 10:12 A.M.

Prayer by Reverend Mark C. Mooney, Hiss United Methodist Church, guest of Senator Klausmeier.

(See Exhibit A of Appendix III)

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 504)

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

**MESSAGE FROM THE HOUSE OF DELEGATES NO. 3**  
**SENATE BILLS PASSED BY YEAS AND NAYS**

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BILL NO.	SPONSOR	CONTENT
SB 196	Sen. Smith	Vehicle Laws – Licenses, Identification Cards, and Moped Operator’s Permits – Indication of Applicant’s Sex

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. 13**

**House Bill 268 – Delegates Beitzel, Buckel, and McKay**

AN ACT concerning



**Maryland Community College Promise Scholarship Program – Alterations to the Award of Scholarship Funds**

FOR the purpose of ~~requiring the Office of Student Financial Assistance in the Maryland Higher Education Commission to select eligible applicants for the Maryland Community College Promise Scholarship program, to the extent practicable, at each community college based on each community college's proportionate share of a certain number of students;~~ specifying that if an award recipient is eligible for a local promise scholarship, an award under the program shall be credited to the tuition of a scholarship recipient before the award of a local promise scholarship; defining a certain term; and generally relating to the award of scholarship funds under the Maryland Community College Promise Scholarship program.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 18-3601, ~~18-3603~~, and ~~18-3604~~ 18-3604(b)  
Annotated Code of Maryland  
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Article – Education  
Section 18-3602(a) and (b)  
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 284 – Delegates J. Lewis, Carey, W. Fisher, Ivey, Luedtke, Washington, ~~and Wilkins~~ Wilkins, Bagnall, Barron, Bhandari, Carr, Charles, Chisholm, Hill, Kerr, Krebs, R. Lewis, Metzgar, Morgan, Pena-Melnyk, Pendergrass, Rosenberg, Saab, Sample-Hughes, and K. Young**

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 certain regulations, on or before a certain date, 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 Education, Health, and Environmental Affairs.

**House Bill 338 – Delegates Queen, Acevero, Bagnall, Barron, Bartlett, Cain, Cardin, Chang, Charkoudian, Crutchfield, Cullison, Dumais, Gaines, Gilchrist, Guyton, Haynes, Hettleman, Hill, Ivey, Jackson, Jones, Kelly, Korman, R. Lewis, Lierman, Lisanti, Love, Luedtke, McIntosh, McKay, Moon, Mosby, Palakovich Carr, Proctor, Qi, Sample–Hughes, Shetty, Solomon, Stewart, Valderrama, Valentino–Smith, Washington, C. Watson, Wilkins, and K. Young**

AN ACT concerning

**Human Services – Food Supplements  
(Summer SNAP for Children Act)**

FOR the purpose of renaming the food stamp program to be the food supplement program; requiring the State to provide matching funds for a certain supplement for certain individuals in a household that receives certain federally funded benefits; providing for the amount of the supplemental benefit; providing that the supplemental benefit is subject to certain requirements; providing that the supplemental benefit is for each child in the household; requiring the supplemental benefit to be provided in certain months; establishing the manner in which the supplemental benefit is provided; prohibiting a household from receiving more than one supplemental benefit per child; requiring a county to submit a certain application by a certain date to receive funding for the supplemental benefit; requiring the application to include certain information; requiring the Department of Human Services to notify certain counties of certain available funding on or before a certain date each year; providing that receipt of certain funding by a county is contingent on approval of a certain final plan; requiring certain counties to submit a certain final plan to the Department on or before a certain date; requiring the Department to approve or reject a certain final plan and provide notice of the decision on or before a certain date; allowing a county with a rejected final plan to submit a revised final plan for approval; requiring the Department to certify available funding for an approved final plan; specifying the required State and local shares of funding for a county with an approved final plan; specifying the manner in which available State funding for the supplemental benefit

is apportioned among counties with approved final plans; requiring the Governor to appropriate certain amounts of funding for the supplemental benefits in certain fiscal years; authorizing a county to provide certain additional funding; prohibiting certain required funding from being affected by certain additional funding; requiring the Governor to appropriate a certain amount of funding for the supplemental benefits in certain fiscal years; if certain federal funding is available, requiring the Department of Human Services, in consultation with the State Department of Education, to apply for a certain federal grant to implement a Summer Electronic Benefit Transfer for Children demonstration project; requiring the Department to report to certain committees of the General Assembly on or before a certain date annually; providing for the termination of certain provisions of this Act; defining a certain term; and generally relating to the food stamp supplement program.

BY repealing and reenacting, ~~without~~ with amendments,  
 Article – Human Services  
 Section 5–501  
 Annotated Code of Maryland  
 (2007 Volume and 2018 Supplement)

BY adding to  
 Article – Human Services  
 Section 5–501.1  
 Annotated Code of Maryland  
 (2007 Volume and 2018 Supplement)

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

**House Bill 349 – Delegates Jacobs, Adams, Arentz, Ghrist, ~~and Hornberger~~  
Hornberger, Cassilly, and Love**

AN ACT concerning

**~~Limited Fishing Guide License Natural Resources – Payment for Service~~  
 Special Charter Boat License – Alteration**

FOR the purpose of ~~authorizing a person to accept consideration for services as a certain fishing guide if the person is guiding certain boats or vessels that are propelled by oars or paddles and possesses a certain license; prohibiting a certain person guided under a certain license from being required to possess a certain license; and generally relating to limited fishing guide licenses~~ specifying that a certain special charter boat license issued by the Department of Natural Resources is valid for certain individuals on a single vessel operated by a certain licensed fishing guide and for certain individuals on a vessel under the guidance of a certain licensed fishing guide in tidal waters of the State; and generally relating to special charter boat licenses.

BY repealing and reenacting, with amendments,  
 Article – Natural Resources

Section ~~4-210~~ 4-745(d)(1)  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 376 – Chair, Environment and Transportation Committee (By Request – Departmental – Transportation)**

AN ACT concerning

**Vehicle Laws – Traffic Accident or Incident Management  
(Clear the Road Act of 2019)**

FOR the purpose of authorizing certain State or local agencies to push or move a disabled vehicle, spilled cargo, or debris off the roadway without certain consent under certain circumstances; authorizing certain State or local agencies to direct certain persons to push or move a disabled vehicle or assist with the cleanup of spilled cargo or debris under certain circumstances; prohibiting the pushing or moving of a disabled vehicle, spilled cargo, or debris off the roadway under certain circumstances; ~~establishing standards of liability for certain persons that contract or cooperate with a State or local agency to tow a disabled vehicle or assist with the cleanup of spilled cargo or debris at the scene of a traffic accident or incident;~~ providing for the application of this Act; and generally relating to traffic accident or incident management.

BY adding to

Article – Transportation  
Section 21-1132  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 417 – Delegates Hill, Acevero, Bartlett, Boyce, Bromwell, Brooks, Ebersole, Feldmark, Fraser-Hidalgo, Grammer, Jalisi, Lafferty, R. Lewis, Lierman, Long, Patterson, Stein, Sydnor, Terrasa, C. Watson, Wells, ~~and P. Young~~ P. Young, Bridges, Cassilly, Clark, Gilchrist, Harrison, Healey, Holmes, Jacobs, Lehman, Love, Otto, Proctor, and Stewart**

AN ACT concerning

**Water Pollution Control – ~~Public~~ Notification of Sewer Overflows and Treatment Plant Bypasses – Alteration**

FOR the purpose of repealing a requirement that a certain report of a sewer overflow or treatment plant bypass provided to the Department of the Environment by an owner

or operator of certain sewer systems or wastewater treatment plants be made by telephone; specifying the content of the procedures that the Department of the Environment, in cooperation with the Maryland Department of Health, local health departments, and local environmental health directors, is required to develop for an owner or operator of certain sewer systems or wastewater treatment plants to provide public notification of a sewer overflow or treatment plant bypass; applying the public notification requirement to treatment plant bypasses; ~~authorizing the owner or operator of certain sewer systems or wastewater treatment plants to provide the public notification in a certain manner under certain circumstances;~~ making a stylistic change; making a conforming change; and generally relating to sewer overflows and treatment plant bypasses.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 9–331.1  
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 421 – Delegates Love, Acevero, Atterbeary, B. Barnes, Barron, Boyce, Bridges, Carr, Charkoudian, Clippinger, Cullison, Ebersole, Feldmark, Gilchrist, Hettleman, Ivey, Kaiser, Kelly, Korman, Lafferty, Lehman, Lierman, Lopez, Luedtke, McIntosh, Moon, Palakovich Carr, Pena–Melnyk, Qi, Queen, Reznik, Shetty, Solomon, Stewart, Terrasa, Valderrama, Wells, and K. Young**

AN ACT concerning

**Vehicle Laws – Licenses, Identification Cards, and Moped Operator’s Permits –  
Indication of Applicant’s Sex**

FOR the purpose of requiring that an application for a license, an identification card, or a moped operator’s permit allow an applicant to indicate the applicant’s sex in a certain manner; requiring the Motor Vehicle Administration to ensure that the license, identification card, or moped operator’s permit of an applicant who indicates that the applicant’s sex is unspecified displays a certain notation in the location that indicates the applicant’s sex; prohibiting the Administration from requiring a certain applicant to provide proof of the applicant’s sex; prohibiting the Administration from denying a certain application under certain circumstances; and generally relating to licenses, identification cards, and moped operator’s permits.

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 11–128 and 11–135  
Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY adding to

Article – Transportation

Section 12–305

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 571 – Delegates Sample–Hughes, Anderson, Barron, Crutchfield, Hill, Krebs, Patterson, ~~and Pena–Melnik~~ Pena–Melnik, Pendergrass, Bagnall, Bhandari, Carr, Charles, Chisholm, Cullison, Johnson, Kerr, R. Lewis, Metzgar, Morgan, Rosenberg, Saab, Szeliga, and K. Young**

AN ACT concerning

**Virginia I. Jones Alzheimer’s Disease and Related Disorders Council – Revisions**

FOR the purpose of altering the membership of the Virginia I. Jones Alzheimer’s Disease and Related Disorders Council; 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; repealing certain duties of the Council and requiring the Council to update a certain plan, examine the needs of certain individuals and identify methods to meet certain needs, advise the Governor and the General Assembly on certain matters, and develop and promote certain strategies; requiring the Council to submit a certain report by a certain date each year to the Governor and the General Assembly; making a conforming change; extending the termination date of certain provisions of law that establish and govern the Council; and generally relating to the Virginia I. Jones Alzheimer’s Disease and Related Disorders Council.

BY repealing and reenacting, without amendments,

Article – Health – General

Section 13–3201, ~~13–3204~~, and 13–3205

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 13–3203, ~~13–3204~~, and 13–3206

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

BY adding to

Article – Health – General

Section 13–3207

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

BY repealing and reenacting, with amendments,  
Chapter 305 of the Acts of the General Assembly of 2013, as amended by Chapters  
74 and 75 of the Acts of the General Assembly of 2016  
Section 2

BY repealing and reenacting, with amendments,  
Chapter 306 of the Acts of the General Assembly of 2013, as amended by Chapters  
74 and 75 of the Acts of the General Assembly of 2016  
Section 2

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

**House Bill 583 – Delegates Wilkins, Crosby, Ebersole, Hettleman, Hill, Ivey, Jalisi, Lehman, R. Lewis, Queen, Sample–Hughes, Shetty, Smith, Solomon, Sydnor, Valentino–Smith, Wilson, ~~and K. Young~~ K. Young, Pendergrass, Pena–Melnyk, Bagnall, Barron, Bhandari, Carr, Charles, Chisholm, Cullison, Johnson, Kerr, Krebs, Metzgar, Morgan, Rosenberg, Saab, and Szeliga**

AN ACT concerning

**Health – Maternal Mortality Review Program – Recommendations and Reporting Requirement**

FOR the purpose of requiring the Maternal Mortality Review Program, in consultation with the Office of Minority Health and Health Disparities, to make recommendations to reduce any disparities in the maternal mortality rate; requiring the Secretary of Health to include in a certain annual report regarding the Maternal Mortality Review Program a section on racial disparities that includes certain information; and generally relating to the Maternal Mortality Review Program.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section ~~13–1204~~ and 13–1207  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 588 – ~~Delegate Hettleman~~ Delegates Hettleman, C. Watson, Pendergrass, Pena–Melnyk, Bagnall, Barron, Bhandari, Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kerr, Krebs, R. Lewis, Metzgar, Morgan, Rosenberg, Saab, Sample–Hughes, Szeliga, and K. Young**

AN ACT concerning

**Continuing Care Retirement Communities – Mediation – Representation by Counsel**

FOR the purpose of repealing the prohibition against a community care retirement community provider, subscriber, or group of subscribers being represented by counsel during a certain mediation procedure; and generally relating to continuing care retirement communities and mediation.

BY repealing and reenacting, with amendments,  
Article – Human Services  
Section 10–428  
Annotated Code of Maryland  
(2007 Volume and 2018 Supplement)

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

**House Bill 601 – Delegate D.E. Davis**

AN ACT concerning

**Renewable Energy Portfolio Standard – ~~Tier 1 Eligibility~~ Alterations**

FOR the purpose of ~~altering the definition of a “Tier 1 renewable source” for purposes of the renewable energy portfolio standard; adding certain hydroelectric power as a Tier 1 renewable source; repealing an obsolete definition; repealing obsolete language;~~ altering the renewable energy portfolio standard for certain years; 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), (r), and (s)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section ~~7–701(e)~~ 7–703(b)(14) and (15) and 7–704(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2018 Supplement)

~~BY repealing  
Article – Public Utilities  
Section 7–701(s)  
Annotated Code of Maryland~~



~~(2010 Replacement Volume and 2018 Supplement)~~

BY adding to

Article – Public Utilities

Section 7-703(b)(16)

Annotated Code of Maryland

(2010 Replacement Volume and 2018 Supplement)

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

**House Bill 625 – Delegate Clippinger**

AN ACT concerning

**Baltimore Police Department – Commission to Restore Trust in Policing –  
~~Extension and Funding Alterations~~**

FOR the purpose of 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; altering the due date for a certain report that the Commission to Restore Trust in Policing is required to submit to the Governor and the General Assembly; altering the termination date for the Commission to Restore Trust in Policing; requesting and encouraging the Governor to appropriate certain funds for certain fiscal years for a certain purpose; and generally relating to the Commission to Restore Trust in Policing.

BY repealing and reenacting, with amendments,

The Charter of Baltimore City

Article II – General Powers

Section ~~(71)(m)~~ (71)(h) and (m)

(2007 Replacement Volume, as amended)

(As enacted by Chapter 753 of the Acts of the General Assembly of 2018)

BY repealing and reenacting, with amendments,

Chapter 753 of the Acts of the General Assembly of 2018

Section 4

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

**House Bill 648 – ~~Delegate Bagnall~~ Delegates Bagnall, Barron, Bhandari, Charles, Chisholm, Hill, Krebs, Metzgar, Morgan, Pena-Melnyk, and Saab**

AN ACT concerning

**Interstate Physical Therapy Licensure Compact**

FOR the purpose of entering into the Interstate Physical Therapy Licensure Compact; stating the purpose of the Compact; requiring a state to meet certain requirements to participate in the Compact; requiring the State Board of Physical Therapy Examiners to charge a certain fee; requiring a physical therapist to meet certain eligibility requirements to receive certain licensure and exercise a certain privilege; authorizing a licensee who is active duty military or the spouse of an individual who is active duty military to designate certain locations as the home state; establishing certain authority of home states and remote states with regard to certain adverse actions; establishing the Physical Therapy Compact Commission and its duties; providing for the election of an Executive Board of the Commission and establishing its duties; providing for the financing of the Commission; requiring the Commission to provide for the development, maintenance, and utilization of a coordinated database and reporting system; requiring member states to submit certain information to the data system; authorizing the Commission to adopt certain rules and amendments in a certain manner; providing for certain oversight, dispute resolution, and enforcement of the Compact; establishing certain requirements for withdrawal by member states from the Compact; providing for the dissolution of the Compact under certain circumstances; providing for the application of the Compact; providing for the binding effect of the Compact; establishing procedures for amending the Compact; making the provisions of the Compact severable; defining certain terms; and generally relating to the Interstate Physical Therapy Licensure Compact.

BY adding to

Article – Health Occupations

Section 13–3A–01 to be under the new subtitle “Subtitle 3A. Interstate Physical Therapy Licensure Compact”

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 659 – Delegates Shetty, Jalisi, Atterbeary, Bagnall, Brooks, Cain, Cox, D.M. Davis, Dumais, W. Fisher, Fraser–Hidalgo, Healey, Hettleman, Johnson, Korman, R. Lewis, Lierman, Lopez, Love, Moon, Palakovich Carr, Pena–Melnyk, Reznik, Solomon, Sydnor, Terrasa, ~~and Wilkins~~ Wilkins, Bartlett, Cardin, Crutchfield, J. Lewis, and R. Watson**

AN ACT concerning

### **Juvenile Law – Continued Detention – Minimum Age**

FOR the purpose of prohibiting the continued detention, beyond emergency detention, of a child under a certain age unless the child is alleged to have committed a certain act that, if committed by an adult, would be a crime of violence or the child is likely to leave the jurisdiction of the court; and generally relating to juvenile law.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 3–8A–15  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

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

**House Bill 821 – ~~Delegate Barve~~ Delegates Barve and Grammer**

AN ACT concerning

**State Retirement and Pension System – ~~Investment Management Fees~~ Carried Interest – Reporting**

FOR the purpose of ~~altering a requirement that the Board of Trustees for the State Retirement and Pension System provide a quarterly estimate of certain external investment management services; prohibiting the Board of Trustees from incurring fees for external investment management services that exceed a certain amount in a fiscal year; exempting from the prohibition certain fees incurred under a contract entered into on or before a certain date; prohibiting the Board of Trustees from entering into an agreement on or after a certain date that would pay certain investment management fees; requiring a certain report to include information on the payment of certain investment management fees; requiring a certain report to include information for certain previous fiscal years; stating the intent of the General Assembly regarding fees for investment of State Retirement and Pension System assets; and generally relating to investment management fees of the State Retirement and Pension System~~ requiring a report by the Board of Trustees for the State Retirement and Pension System to include the amount of carried interest on certain assets; requiring the report, for a certain year, to include information for certain previous fiscal years; and generally relating to a certain report by the Board of Trustees for the State Retirement and Pension System.

~~BY repealing and reenacting, without amendments,  
Article – State Personnel and Pensions  
Section 21–123(e) and 21–315(a)(2), (b), and (c)(2)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)~~

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section ~~21–315(d) and (g)~~ 21–315(g)  
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 953 – The Speaker (By Request – Department of Legislative Services)**

AN ACT concerning

**State Board of Barbers – Sunset Extension**

FOR the purpose of continuing the State Board of Barbers in accordance with the provisions of the Maryland Program Evaluation Act (sunset law) by extending to a certain date the termination provisions relating to the statutory and regulatory authority of the Board; requiring that an evaluation of the Board and the statutes and regulations that relate to the Board be performed on or before a certain date; and generally relating to the State Board of Barbers.

BY repealing and reenacting, with amendments,  
Article – Business Occupations and Professions  
Section 4–702  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 8–403(a)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 8–403(b)(7)  
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 954 – Delegate Cassilly**

AN ACT concerning

**Agriculture – Commercial Compost – Prohibition on Per Ton Inspection Fee**

FOR the purpose of prohibiting the Secretary of Agriculture from adopting regulations to establish or impose a per ton inspection fee on commercial compost distributed by a private entity in the State; providing for the termination of this Act; and generally relating to commercial compost distributed in the State.

BY repealing and reenacting, with amendments,  
Article – Agriculture  
Section 6–221  
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 1021 – Delegate Glenn**

AN ACT concerning

**Business Occupations and Professions – Barbers – Additional Students**

FOR the purpose of increasing the number of students authorized to work under the supervision of a master barber; and generally relating to the practice of barbering and the provision of barber–stylist services.

BY repealing and reenacting, without amendments,  
Article – Business Occupations and Professions  
Section 4–101(a), (h), (j), (l), and (m)  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Business Occupations and Professions  
Section 4–301.2  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 1123 – Delegates Fraser–Hidalgo, Cassilly, Barve, Gilchrist, Jacobs, Otto, Stein, and Wivell**

~~EMERGENCY BILL~~

AN ACT concerning

**Agriculture – Hemp Research and Production**

FOR the purpose of altering the name of the Industrial Hemp Pilot Program to be the Hemp Research Pilot Program; establishing the Hemp Farming Program; establishing the purposes of the Hemp Farming Program; requiring the Department of Agriculture to administer the Hemp Farming Program; establishing the Hemp Farming Fund as

a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; requiring the Department, in consultation with the Governor and the Attorney General, to establish a certain plan for monitoring and regulating the production of hemp in the State; requiring the Department to submit a certain plan to the Secretary of the U.S. Department of Agriculture; requiring the Department to establish a procedure for licensing the production of hemp in accordance with a certain plan; authorizing the Department to set certain fees; requiring the Department to pay certain fees into the Fund; prohibiting a person from producing hemp in the State unless the person is licensed by the Department or the Secretary of the U.S. Department of Agriculture; requiring the Department to report certain violations to the Attorney General and the U.S. Attorney; requiring the Department to require a person to correct certain violations in a certain manner under certain circumstances; prohibiting a person from producing hemp in the State for a certain period of time for certain violations; requiring the Department to adopt certain regulations; requiring the Department to amend certain regulations, procedures, or applications under the Hemp Research Pilot Program under certain circumstances; declaring the intent of the General Assembly; providing for the application of certain provisions of this Act; altering certain definitions; defining certain terms; making a stylistic change; making conforming changes; ~~making this Act an emergency measure~~; and generally relating to hemp research and hemp production.

BY repealing and reenacting, without amendments,  
Article – Criminal Law  
Section 5–101(a) and (r)(1)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 5–101(r)(2)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Agriculture  
Section 14–101 and 14–102 to be under the amended title “Title 14. Hemp”  
Annotated Code of Maryland  
(2016 Replacement Volume and 2018 Supplement)

BY adding to  
Article – Agriculture

New subtitle designation “Subtitle 1. Definitions” immediately preceding Section 14–101; Section 14–201 to be under the new subtitle “Subtitle 2. Hemp Research Pilot Program”; and 14–301 through 14–309 to be under the new subtitle “Subtitle 3. Hemp Production”

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.  
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 Education, Health, and Environmental Affairs.

**House Bill 1248 – Delegates Bartlett, Atterbeary, W. Fisher, Lopez, ~~and Shetty~~  
Shetty, Bagnall, Barron, Carr, Charles, Chisholm, Cullison, Hill, Johnson,  
Kerr, Krebs, R. Lewis, Metzgar, Morgan, Pena–Melnik, Pendergrass,  
Rosenberg, Saab, Sample–Hughes, Szeliga, and K. Young**

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 sexual assault 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 Judicial Proceedings.

**House Bill 1379 – Delegate B. Barnes**

AN ACT concerning

**Optional Retirement Program – Membership**

FOR the purpose of prohibiting certain individuals who are members of the Employees' Pension System of the State Retirement and Pension System from becoming a member of the Optional Retirement Program of the State Retirement and Pension System on or after a certain date; and generally relating to membership in the Optional Retirement Program of the State Retirement and Pension System.

BY repealing and reenacting, without amendments,  
Article – State Personnel and Pensions  
Section 30–302, 30–303, and 30–307  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

**LAID OVER CALENDAR NO. 17**

**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**

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

**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 and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**Senate Bill 895 – Senator Kelley**

AN ACT concerning

**Business Regulation – Tobacco Products and Electronic Smoking Devices –  
Revisions**

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

**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 and adopted.

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

The motion was adopted.

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

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

**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**

**HB1052/584737/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1052  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 8, after “law;” insert “requiring the Executive Director to submit a certain report on or before a certain date;”; and in line 12, after “database” insert “on or before a certain date and submit the feasibility study to the Governor and the General Assembly on or before a certain date”.

#### AMENDMENT NO. 2

On page 12, in line 8, strike “**OF STATE OR LOCAL GOVERNMENT**”; in line 19, strike the comma and substitute “**OR**”; and in line 20, strike “, **OR MOTOR FUEL**”.

#### AMENDMENT NO. 3

On page 18, in line 27, strike “in each” and substitute “**SHALL SUBMIT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY, AN**”; and in the same line, strike “shall include” and substitute “**ON OR BEFORE DECEMBER 1 OF EACH YEAR THAT INCLUDES**”.

On page 63, in line 24, strike “the” and substitute “:

(a) The”;

and in line 25, after “study” insert “on or before December 1, 2019,”.

On page 64, after line 1, insert:

“(b) The feasibility study shall be submitted on or before December 31, 2019, to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.”.

#### AMENDMENT NO. 4

On page 65, in line 9, strike “rights” and substitute “pay, working conditions, benefits, rights,”.

The preceding 4 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. 28**

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

**Senate Bill 653 – Senators Hester and Ready**

AN ACT concerning

**County Boards of Education – Establishing Innovative Regional Schools –  
Authority  
(Cross-County Attendance to Achieve Efficiency Act of 2019)**

**SB0653/244033/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 653  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “requirements” insert “and approval”; and in line 9, after “law;” insert “requiring a certain collective bargaining agreement to govern working conditions in innovative regional schools, subject to a certain exception;”.

AMENDMENT NO. 2

On page 2, in line 9, after “(1)” insert “(I)”; after line 12, insert:

**“(II) THE MEMORANDUM OF UNDERSTANDING AND ANY AMENDMENTS TO THE COLLECTIVE BARGAINING AGREEMENT THAT IS NEGOTIATED UNDER SUBSECTION (D)(2) OF THIS SECTION SHALL BE SUBJECT TO THE APPROVAL OF THE COUNTY GOVERNING BODY OF EACH COUNTY WHOSE COUNTY BOARD IS A PARTY TO THE MEMORANDUM OF UNDERSTANDING.**

**(2) THE PARTIES TO THE MEMORANDUM OF UNDERSTANDING SHALL IDENTIFY ONE OF THE COUNTY BOARDS TO GOVERN THE INNOVATIVE REGIONAL SCHOOL.**”;

in lines 13, 16, 18, 27, and 30, strike “(2)”, “(3)”, “(D)”, “(E)”, and “(F)”, respectively, and substitute “(3)”, “(4)”, “(E)”, “(F)”, and “(G)”, respectively; and after line 17, insert:

**“(D) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE COLLECTIVE BARGAINING AGREEMENT ESTABLISHED UNDER TITLE 6, SUBTITLE 4 OR SUBTITLE 5 OF THIS ARTICLE IN THE COUNTY THAT IS IDENTIFIED UNDER SUBSECTION (C)(2) OF THIS SECTION SHALL GOVERN WORKING CONDITIONS AT THE INNOVATIVE REGIONAL SCHOOL.**

**(2) THE EMPLOYEE ORGANIZATION AND THE PUBLIC SCHOOL EMPLOYER IN THE COUNTY THAT IS IDENTIFIED UNDER SUBSECTION (C)(2) OF THIS SECTION MAY MUTUALLY AGREE TO NEGOTIATE AMENDMENTS TO THE EXISTING BARGAINING AGREEMENT TO ADDRESS THE NEEDS OF THE INNOVATIVE REGIONAL SCHOOL.”.**

The preceding 2 amendments were read only.

Senator Washington 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 734 – Senators Zucker, Feldman, Ferguson, Guzzone, Hershey, Lam, Lee, Nathan–Pulliam, Rosapepe, and West**

AN ACT concerning

**Education – Students With Reading Difficulties – Screenings and Interventions**

**SB0734/864034/1**

BY: Education, Health, and Environmental Affairs Committee

**AMENDMENTS TO SENATE BILL 734**

(First Reading File Bill)

**AMENDMENT NO. 1**

On page 1, in the sponsor line, strike “and West” and substitute “West, and Ellis”; in line 8, strike “and use” and substitute “a”; in line 9, strike “instruments for certain students” and substitute “instrument based on certain reading skills”; strike beginning with “conduct” in line 10 down through “assessment,” in line 11; in line 11, strike the second

comma; strike beginning with “requiring” in line 13 down through “time;” in line 17; in line 24, after “to” insert “provide technical support for the county boards to”; and in line 25, after “regulations;” insert “declaring a certain intent of the General Assembly;”.

#### AMENDMENT NO. 2

On page 3, strike in their entirety lines 4 through 11, inclusive; in lines 12, 14, 17, 23, and 26, strike “(4)”, “(5)”, “(6)”, “(8)”, and “(9)”, respectively, and substitute “(3)”, “(4)”, “(5)”, “(6)”, and “(7)”, respectively; strike in their entirety lines 20 through 22, inclusive; in line 26, after “WHO” insert “DOES NOT HAVE A CURRENT INDIVIDUALIZED EDUCATION PROGRAM OR AN INDIVIDUALIZED FAMILY SERVICE PLAN WITH READING GOALS AND”; and strike in their entirety lines 27 and 28.

On page 4, strike in their entirety lines 1 through 11, inclusive; after line 11, insert:

**“(1) IS IN KINDERGARTEN;**

**“(II) IS IN FIRST GRADE AND WAS NOT SCREENED BY THE SCHOOL IN KINDERGARTEN OR DEMONSTRATED DIFFICULTY MASTERING GRADE-LEVEL READING IN KINDERGARTEN; OR**

**“(III) ENTERS OR TRANSFERS TO A PUBLIC ELEMENTARY SCHOOL FROM AN ELEMENTARY SCHOOL, UNLESS A DETERMINATION IS MADE BY THE COUNTY BOARD THAT THE STUDENT HAS ALREADY BEEN SCREENED AND DOES NOT DEMONSTRATE DIFFICULTY MASTERING GRADE-LEVEL READING.”;**

in line 12, strike “(10)” and substitute “(8)”.

#### AMENDMENT NO. 3

On page 5, after line 16, insert:

**“(2) THE SCREENING INSTRUMENT SHALL BE BASED ON FOUNDATIONAL READING SKILLS THAT INCLUDE PHONOLOGICAL AND PHONEMIC AWARENESS AND PROCESSING.”.**

On pages 5 and 6, strike in their entirety the lines beginning with line 17 on page 5 through line 5 on page 6.

#### AMENDMENT NO. 4

On page 6, in line 7, strike “OF THE SCREENING INSTRUMENT SELECTED” and substitute “ESTABLISHED”; strike in their entirety lines 10 through 12, inclusive; in lines 13 and 15, strike “(II)” and “(III)”, respectively, and substitute “(I)” and “(II)”, respectively; in line 17, after “RESULTS;” insert “AND”; strike in their entirety lines 18 and 19; and in line 20, strike “3.” and substitute “2.”.

On pages 6 and 7, strike in their entirety the lines beginning with line 22 on page 6 through line 2 on page 7.

#### AMENDMENT NO. 5

On page 7, in lines 3 and 13, strike “(F)” and “(G)”, respectively, and substitute “(E)” and “(F)”, respectively; in line 5, after “COUNTY;” insert “AND”; strike in their entirety lines 6 through 10, inclusive; in line 11, strike “(5)” and substitute “(2)”; and in line 29, strike “AND SCHOOL LEVELS” and substitute “LEVEL”.

#### AMENDMENT NO. 6

On page 8, in lines 3, 24, and 26, strike “(H)”, “(3)”, and “(I)”, respectively, and substitute “(G)”, “(2)”, and “(H) (1)”, respectively; in line 3, strike “2” and substitute “4”; strike beginning with the comma in line 6 down through “GRADE” in line 23; in line 26, after “PROVIDE” insert “TECHNICAL SUPPORT FOR THE COUNTY BOARDS TO PROVIDE”; in line 28, after “ADMINISTRATORS” insert “.

#### (2) TRAINING OPPORTUNITIES MAY INCLUDE TRAINING”;

and in line 29, strike “(1)” and substitute “(I)”.

On page 9, in lines 1, 3, 6, and 8, strike “(2)”, “(3)”, “(4)”, and “(J)”, respectively, and substitute “(II)”, “(III)”, “(IV)”, and “(I)”, respectively; in line 1, strike “PROVIDING AND INTERPRETING” and substitute “INTERPRETING”; in the same line, strike the first comma; in the same line, after “SCREENINGS” insert “AND”; strike beginning with the second comma in line 1 down through “RESULTS” in line 2; strike beginning with “BASED” in line 4 down through “DATA” in line 5; after line 9, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that money appropriated in accordance with The Blueprint for Maryland’s Future, Chapter (S.B. 1030) of the Acts of the General Assembly of 2019, shall be used to offset the cost of implementation of Section 1 of this Act.”;

and in line 10, strike “2.” and substitute “3.”.

The preceding 6 amendments were read only.

Senator Eckardt moved to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was adopted.

### **BUDGET AND TAXATION COMMITTEE REPORT NO. 12**

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

#### **Senate Bill 244 – Senators Kramer, Feldman, Lam, and Peters**

AN ACT concerning

#### **Income Tax Credit – Individuals Working in STEM Fields – Student Loan Payments**

**SB0244/679738/1**

BY: Budget and Taxation Committee

#### AMENDMENT TO SENATE BILL 244

(First Reading File Bill)

On page 1, in line 13, after “year;” insert “limiting the total amount of credits that may be awarded annually;”.

On page 4, after line 24, insert:

**“(V) THE TOTAL AMOUNT OF CREDITS THAT MAY BE AWARDED ANNUALLY MAY NOT EXCEED \$1,000,000.”**

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 478 – Senators Peters, Eckardt, Edwards, Guzzone, King, Salling, Serafini, and Zucker**

AN ACT concerning

**Property Tax – Vehicles Valued as Stock in Business – Alteration of Tax Credit**

**SB0478/819435/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 478

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “– Alteration of Tax Credit” and substitute “and Notification on Annexation”; in line 3, after the first “of” insert “requiring that certain notice be provided to commercial property owners in a certain area;”; strike beginning with “providing” in line 6 down through “Act” in line 7 and substitute “authorizing the governing body of a county or municipal corporation to grant a certain property tax credit against the county or municipal corporation property tax imposed on vehicles valued as stock in business beginning on a certain date; requiring the governing body of a certain municipal corporation to grant a certain property tax credit against the municipal corporation property tax imposed on vehicles valued as stock in business beginning on a certain date”; and after line 8, insert:

“BY repealing and reenacting, with amendments,

Article – Local Government

Section 4–406

Annotated Code of Maryland

(2013 Volume and 2018 Supplement)”.

On page 2, strike beginning with the second comma in line 13 down through “2016” in line 14.

AMENDMENT NO. 2

On page 1, after line 15, insert:

“Article – Local Government4–406.

(a) After an annexation resolution is introduced, the chief executive and administrative officer of the municipality shall publish notice in accordance with the requirements of this section that:

(1) briefly and accurately describes the proposed annexation and the applicable conditions and circumstances; and

(2) specifies the date, time, and place that the legislative body sets for the public hearing on the proposed annexation.

**(b) AFTER AN ANNEXATION RESOLUTION IS INTRODUCED, THE CHIEF EXECUTIVE OR THE ADMINISTRATIVE OFFICER OF THE MUNICIPALITY SHALL NOTIFY COMMERCIAL PROPERTY OWNERS IN THE AREA TO BE ANNEXED OF:**

**(1) ALL PERSONAL PROPERTY TAXES AND FEES IMPOSED BY THE MUNICIPALITY; AND**

**(2) THE DATE, TIME, AND PLACE THAT THE LEGISLATIVE BODY SETS FOR THE PUBLIC HEARING ON THE PROPOSED ANNEXATION.**

**(C) (1) Public notice of the annexation resolution shall be published:**

(i) 1. at least four times; or

2. if the total area of the proposed annexation is 25 acres or less, at least two times;

(ii) at not less than weekly intervals; and

(iii) in at least one newspaper of general circulation in the municipality and the area to be annexed.

(2) The public hearing shall be:

(i) set no sooner than 15 days after the final required publication of the public notice; and

(ii) held in the municipality or the area to be annexed.

**[(c)](D)** Immediately after the first publication of the public notice, the municipality shall provide a copy of the public notice to:

(1) the governing body of the county in which the municipality is located;  
and

(2) any regional or State planning agency with jurisdiction in the county.

**[(d)](E)** The county and any regional or State planning agency with jurisdiction in the county has the right to be heard before the public at the hearing on the proposed annexation.

**[(e)](F)** (1) The public hearing may be rescheduled for or continued to a later date not more than 30 days after:

(i) the date when the hearing was originally scheduled; or

(ii) the date on which the hearing began but was not completed.

(2) If the hearing is rescheduled or continued, public notice shall be published:

(i) at least 7 days before the date of the rescheduled or continued hearing; and

(ii) in a newspaper of general circulation in the municipality and the area to be annexed.

(3) The public notice shall:

(i) briefly and accurately describe the area to be annexed; and

(ii) specify the date, time, and place of the rescheduled or continued public hearing.”

AMENDMENT NO. 3

On page 1, in line 18, strike “The” and substitute “EXCEPT AS PROVIDED IN SUBSECTIONS (B) AND (C) OF THIS SECTION, THE”.

On page 2, in line 2, strike “2015” and substitute “2018”; in line 4, strike “2016” and substitute “2019”; in line 5, strike “100%” and substitute “75%”; and in line 6, after “(b)” insert “FOR THE TAXABLE YEAR BEGINNING JULY 1, 2019, AND EACH TAXABLE YEAR THEREAFTER, THE GOVERNING BODY OF A COUNTY OR MUNICIPAL CORPORATION MAY GRANT A PROPERTY TAX CREDIT UNDER THIS SECTION AGAINST THE APPLICABLE COUNTY OR MUNICIPAL PROPERTY TAX IMPOSED ON VEHICLES VALUED AS STOCK IN BUSINESS IN AN AMOUNT EQUAL TO 100% OF THE TAX IMPOSED ON THOSE VEHICLES.”

(C) FOR THE TAXABLE YEAR BEGINNING JULY 1, 2019, AND EACH TAXABLE YEAR THEREAFTER, THE GOVERNING BODY OF THE CITY OF COLLEGE PARK SHALL GRANT A PROPERTY TAX CREDIT UNDER THIS SECTION AGAINST THE APPLICABLE MUNICIPAL PROPERTY TAX IMPOSED ON VEHICLES VALUED AS STOCK IN BUSINESS IN AN AMOUNT EQUAL TO 50% OF THE TAX IMPOSED ON THOSE VEHICLES.

(D)”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**SB0478/583725/1**

BY: Senator Peters

AMENDMENTS TO SENATE BILL 478, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Budget and Taxation Committee Amendments (SB0478/819435/1), in Amendment No. 1, strike beginning with “requiring” in line 7 down through “date” in line 10.

AMENDMENT NO. 2

On page 1 of the bill, in line 22, strike the brackets.

On page 4 of the Budget and Taxation Committee Amendments, in line 2 of Amendment No. 3, strike “SUBSECTIONS (B) AND (C)” and substitute “SUBSECTION (B)”; in line 3, strike “2018”; in line 4, strike “2019”; and in the same line, strike “75%”.

On page 2 of the bill, in lines 1 and 2, in each instance, strike the bracket; in line 2, strike “, **THROUGH THE TAXABLE YEAR BEGINNING IN JULY 1,**”; and strike beginning with the semicolon in line 3 down through “**VEHICLES**” in line 5.

On pages 4 and 5 of the Budget and Taxation Committee Amendments, in Amendment No. 3, strike beginning with “**FOR**” in line 11 of page 4 down through “**(D)**” in line 3 of page 5.

The preceding 2 amendments were read only.

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

The motion was adopted.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**Senate Bill 896 – Senator Ferguson**

AN ACT concerning

**Arts Education in Maryland Schools Alliance Grant**

**SB0896/359334/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 896

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “Alliance;” insert “providing for the termination of this Act;”.

AMENDMENT NO. 2

On page 1, in line 18, strike “\$600,000” and substitute “\$100,000”.

On page 2, in line 2, after “2019.” 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.

**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. 6**

The Senate Executive Nominations Committee reports favorably on the attached gubernatorial appointments and recommends that the Senate of Maryland advise and consent to these appointments.

Senate Executive Nominations Committee  
Report No. 6  
March 14, 2019

**Civil Rights, Commission on**

1. Gary C. Norman, Esq.  
4145 Falls Road  
Baltimore, MD 21211

District 40

Member of the Commission on Civil Rights; reappointed to serve a term of six years from July 1, 2017

**Community Health Worker Advisory Committee, State**

2. La Kerry B. Dawson District 8  
5513 East Avenue  
Baltimore, MD 21206

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

3. Bradley Tritsch District 2  
3716 Harpers Ferry Road  
Sharpsburg, MD 21782

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

**Education, State Board of**

4. Clarence C. Crawford District 24  
9501 Bald Hill Road  
Mitchellville, MD 20721

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

**Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors, State Board of**

5. Ralph C. Adams, III District 5  
6423 Locust Lane  
Sykesville, MD 21784

Member of the State Board of Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors; appointed to serve remainder of a term of three years from January 1, 2019

6. Michael Giangrandi District 42  
814 Boyce Avenue  
Towson, MD 21204

Member of the State Board of Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors; appointed to serve a term of three years from January 1, 2019

**Higher Education Commission, Maryland**

7. Rizwan A. Siddiqi District 9  
5410 Josie Court  
Ellicott City, MD 21043

Member of the Maryland Higher Education Commission; reappointed to serve a term of five years from July 1, 2018

**Historical Trust Board of Trustees, Maryland**

8. Sheila T. Bashiri District 17  
118 Monroe Street, Apt. 1204  
Rockville, MD 20850

Member of the Maryland Historical Trust Board of Trustees; appointed to serve a term of four years from July 1, 2019

9. Brien J. Poffenberger District 30  
66 Franklin Street, #419  
Annapolis, MD 21401

Member of the Maryland Historical Trust Board of Trustees; reappointed to serve a term of four years from July 1, 2019

**Judicial Disabilities, Commission on**

10. Andrea Fulton Rhodes District 36  
138 Crossgate Drive  
Church Hill, MD 21623

Member of the Commission on Judicial Disabilities; appointed to serve a term of four years from January 1, 2018

**Morticians and Funeral Directors, State Board of**

11. Robert H. Lang District 36  
1110 Daylily Lane  
Denton, MD 21629

Member of the State Board of Morticians and Funeral Directors; appointed to serve a term of four years from July 1, 2018



12. Melanie R. Oppat District 5  
460 Charter Court  
Westminster, MD 21157

Member of the State Board of Morticians and Funeral Directors; appointed to serve remainder of a term of four years from July 1, 2018

### **Physicians, State Board of**

13. Victor M. Plavner, M.D. District 33  
1104 Spy Glass Drive  
Arnold, MD 21012

Member of the State Board of Physicians; appointed to serve remainder of a term of four years from July 1, 2015 and a term of four years from July 1, 2019

14. Scott R. Sauvageot District 13  
10774 W. Crestview Lane  
Laurel, MD 20723

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

### **Plumbing, State Board of**

15. Gregory Scott Schott District 35  
4723 Clermont Mill Road  
Pylesville, MD 21132

Member of the State Board of Plumbing; reappointed to serve a term of three years from May 1, 2019

### **Port Commission, Maryland**

16. Christian R. Dean District 43  
4020 Deepwood Road  
Baltimore, MD 21218

Member of the Maryland Port Commission; reappointed to serve a term of three years from July 1, 2019

17. J. Robert Huber District 42  
33 Sunnyview Drive  
Phoenix, MD 21131

Member of the Maryland Port Commission; reappointed to serve a term of three years from July 1, 2019

### **Professional Standards and Teacher Education Board**

18. Winona M. Taylor, Ed.D. District 45  
3401 Southern Avenue  
Baltimore, MD 21214

Member of the Professional Standards and Teacher Education Board; appointed to serve a term of three years from July 1, 2018

### **Real Estate Commission, State**

19. Anne S. Cooke District 9  
9821 Gwynn Park Drive  
Baltimore, MD 21042

Member of the State Real Estate Commission; reappointed to serve a term of four years from June 1, 2019

### **Technology Development Corporation Board of Directors, Maryland**

20. Tina C. Williams–Koroma, Esq. District 21  
14931 Ashford Court  
Laurel, MD 20707

Member of the Maryland Technology Development Corporation Board of Directors; appointed to serve a term of four years from July 1, 2018

### **Uninsured Employers Fund Board**

21. Casey L. Bryant, Esq. District 40  
216 Scott Street  
Baltimore, MD 21230

Member of the Uninsured Employers Fund Board; appointed to serve a term of four years from July 1, 2019

**University System of Maryland Board of Regents**

22. D'Ana E. Johnson, Esq. District 33  
2004 Huntwood Drive  
Gambrills, MD 21054

Member of the University System of Maryland Board of Regents; reappointed to serve a term of five years from July 1, 2019

23. Isiah Leggett District 14  
4401 Dustin Road  
Burtonsville, MD 20866

Member of the University System of Maryland Board of Regents; appointed to serve remainder of a term of five years from July 1, 2017

24. Drew Needham District 30  
514 Burnside Street  
Annapolis, MD 21403

Student Member of the University System of Maryland Board of Regents; appointed to serve a term of one year from July 1, 2019

25. Robert D. Rauch District 37  
28466 Waterview Drive  
Easton, MD 21601

Member of the University System of Maryland Board of Regents; reappointed to serve a term of five years from July 1, 2019

**Well Drillers, State Board of**

26. Larry D. Brenneman District 1  
P.O. Box 201  
Accident, MD 21520

Member of the State Board of Well Drillers; reappointed to serve a term of two 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.

**Community Health Resources Commission, Maryland**

- S-1. Allan A. Anderson, M.D. District 37  
114 Riverside Drive  
Cambridge, MD 21613

Member of the Maryland Community Health Resources Commission; reappointed to serve a term of four years from July 1, 2019

- S-2. J. Wayne Howard District 36  
7830 Shore Drive  
Preston, MD 21655

Member of the Maryland Community Health Resources Commission; reappointed to serve a term of four years from July 1, 2019

- S-3. Julia A. Wagner District 9  
1514 Grooms Lane  
Woodstock, MD 21163

Member of the Maryland Community Health Resources Commission; reappointed to serve a term of four years from July 1, 2019

**Health Care Commission, Maryland**

- S-4. Elizabeth Anne Hafey, Esq. District 46  
1200 South Conkling Street, Apt. 246  
Baltimore, MD 21224

Member of the Maryland Health Care Commission; reappointed to serve a term of four years from October 1, 2019

- S-5. Gerard S. O'Connor, M.D. District 36  
6870 Pentridge Court  
Chestertown, MD 21620

Member of the Maryland Health Care Commission; reappointed to serve a term of four years from October 1, 2019

- S-6. Michael J. O'Grady, Ph.D. District 18  
7509 Vale Street  
Chevy Chase, MD 20815

Member of the Maryland Health Care Commission; reappointed to serve a term of four years from October 1, 2019

S-7. Cassandra B.Y. Tomarchio District 34  
1026 Chesapeake Drive, 4D  
Havre de Grace, MD 21078

Member of the Maryland Health Care Commission; reappointed to serve a term of four years from October 1, 2019

**Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors, State Board of**

S-8. Ezio S. Rebechi, Jr. District 13  
6736 Hunter Road  
Elkridge, MD 21075

Member of the State Board of Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors; reappointed to serve a term of three years from January 1, 2019

**Historical Trust Board of Trustees, Maryland**

S-9. Sarah Kunkel Filkins District 99  
4000 Cathedral Avenue, NW  
Washington, DC 20016

Member of the Maryland Historical Trust Board of Trustees; reappointed to serve a term of four years from July 1, 2018

**Indian Affairs, Commission on**

S-10. Rebecca Stone District 13  
9461 Kilimanjaro Road  
Columbia, MD 21045

Member of the Commission on Indian Affairs; reappointed to serve a term of three years from July 1, 2016

S-11. Guy G. Wells District 36  
201 S. 6th Street  
Denton, MD 21629

Member of the Commission on Indian Affairs; appointed to serve a term of three years from July 1, 2017

**Infants and Toddlers, Interagency Coordinating Council for**

- S–12. Jennifer K. Harwood District 13  
7261 Swan Point Way  
Columbia, MD 21045

Member of the Interagency Coordinating Council for Infants and Toddlers; appointed to serve remainder of a term of three years from July 1, 2016 and a term of three years from July 1, 2019

- S–13. Christy Tirrell–Corbin, Ph.D. District 30  
2902 Boyds Cove Drive  
Annapolis, MD 21401

Member of the Interagency Coordinating Council for Infants and Toddlers; appointed to serve remainder of a term of three years from July 1, 2016 and a term of three years from July 1, 2019

**Judicial Disabilities, Commission on**

- S–14. Arielle Fougry Hinton, Esq. District 14  
19 Dawn View Court  
Silver Spring, MD 20904

Member of the Commission on Judicial Disabilities; reappointed to serve a term of four years from January 1, 2019

- S–15. Michael Wilson Reed District 43  
111 North Calvert Street, Suite 626B  
Baltimore, MD 21202

Member of the Commission on Judicial Disabilities; reappointed to serve a term of four years from January 1, 2019

**Landscape Architects, Board of Examiners of**

- S–16. Gareth Diedrick, Jr. District 23  
412 Bloomfield Lane  
Upper Marlboro, MD 20774

Member of the Board of Examiners of Landscape Architects; reappointed to serve a term of three years from July 1, 2019

**Lottery and Gaming Control Commission, State**

S-17. George L. Doetsch, Jr. District 9  
5610 Chamblis Drive  
Clarksville, MD 21029

Member of the State Lottery and Gaming Control Commission; reappointed to serve a term of five years from October 1, 2019

**Patuxent Institution Board of Review**

S-18. Madeline L. Coxson District 12  
16 Dunbar Avenue  
Catonsville, MD 21228

Member of the Patuxent Institution Board of Review; appointed to serve a term of four years from March 21, 2015 and a term of four years from March 21, 2019

**Professional Standards and Teacher Education Board**

S-19. Sandra L. Skordalos District 6  
2511 Ambler Road  
Dundalk, MD 21222

Member of the Professional Standards and Teacher Education Board; reappointed to serve a term of three years from July 1, 2018

**Public Service Commission**

S-20. Mindy L. Herman, Esq. District 31  
8105 Ventnor Road  
Pasadena, MD 21122

Member of the Public Service Commission; reappointed to serve a term of five years from July 1, 2019

**Racing Commission, State**

S-21. Thomas W. Winebrener District 4  
P.O. Box 362  
Union Bridge, MD 21791

Member of the State Racing Commission; reappointed to serve a term of four years from July 1, 2019

**Real Estate Commission, State**

S–22. Demetria C. Scott District 44  
P.O. Box 23842  
Baltimore, MD 21203

Member of the State Real Estate Commission; reappointed to serve a term of four years from June 1, 2019

**Social Work Examiners, State Board of**

S–23. Sondra G. Petty District 23  
807 Palantine Place  
Bowie, MD 20716

Member of the State Board of Social Work Examiners; appointed to serve remainder of a term of four years from July 1, 2015 and a term of four years from July 1, 2019

**Stadium Authority, Maryland**

S–24. Joseph C. Bryce, Esq. District 21  
802 Vacation Drive  
Odenton, MD 21113

Member of the Maryland Stadium Authority; reappointed to serve a term of four years from July 1, 2019

S–25. Gary L. Mangum District 36  
200 Bridgeview Lane  
Stevensville, MD 21666

Member of the Maryland Stadium Authority; reappointed to serve a term of four years from July 1, 2019

**Tourism Development Board, Maryland**

S–26. Michael J. James District 38  
12805 Kings Court  
Ocean City, MD 21842

Member of the Maryland Tourism Development Board; reappointed to serve a term of three years from July 1, 2019



**Transportation Authority, Maryland**

S-27. William C. Ensor, III District 7  
14210 Manor Road  
Phoenix, MD 21131

Member of the Maryland Transportation Authority; reappointed to serve a term of four years from July 1, 2019

**Uninsured Employers Fund Board**

S-28. Martin Eric Lewis District 31  
256 Moreau Lane  
Severna Park, MD 21146

Member of the Uninsured Employers Fund Board; reappointed to serve a term of four years from July 1, 2019

S-29. Doncella C. Wilson District 36  
223 Brairwood Circle  
Denton, MD 21629

Member of the Uninsured Employers Fund Board; reappointed to serve a term of four years from July 1, 2019

**Veterans' Home Commission, Maryland**

S-30. Kathryn Smith Gleeson District 15  
19415 Cravan Drive  
Germantown, MD 20874

Member of the Maryland Veterans' Home Commission; reappointed to serve a term of five years from July 1, 2019

S-31. Glynn Ellsworth Parker District 26  
1520 Birchwood Drive  
Oxon Hill, MD 20745

Member of the Maryland Veterans' Home Commission; reappointed to serve a term of five years from July 1, 2019

**Veterinary Medical Examiners, State Board of**

- S–32. Christine Calvert King, D.V.M. District 31  
5179 Moutain Road  
Pasadena, MD 21122

Member of the State Board of Veterinary Medical Examiners; appointed to serve a term of five years from June 1, 2019

**Women, Maryland Commission for**

- S–33. Tammy Bresnahan District 33  
278 Arundel Beach Road  
Severna Park, MD 21146

Member of the Maryland Commission for Women; reappointed to serve a term of four years from July 1, 2019

- S–34. Gloria Chang District 39  
21400 Manor View Circle  
Germantown, MD 20876

Member of the Maryland Commission for Women; reappointed to serve a term of four years from July 1, 2019

- S–35. Carole Jaar Sepe District 3  
4465 Lewis Mill Court  
Jefferson, MD 21755

Member of the Maryland Commission for Women; reappointed to serve a term of four years from July 1, 2019

- S–36. Yun Jung Yang, Esq. District 14  
16816 Harbour Town Drive  
Silver Spring, MD 20905

Member of the Maryland Commission for Women; reappointed to serve a term of four years from July 1, 2019

**Local Nominees**

**Please Note:** Local Nominees are not required to appear before the Senate Executive Nominations Committee.

**Anne Arundel Community College Board of Trustees**

- L-1. Tamela V. Mason District 21  
338 Fairfield Drive  
Severn, MD 21144

Member of the Anne Arundel Community College Board of Trustees; appointed to serve a term of one year from July 1, 2019

- L-2. Sandra E. Moore District 31  
7902 Whites Cove Road  
Pasadena, MD 21122

Member of the Anne Arundel Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2019

**Baltimore City Board of License Commissioners**

- L-3. Albert J. Matricciani, Jr. District 43  
3801 Canterbury Road, Unit 1101  
Baltimore, MD 21218

Member of the Baltimore City Board of License Commissioners; reappointed to serve a term to expire July 1, 2020

**Hagerstown Community College Board of Trustees**

- L-4. L. William Proctor, Jr., Esq. District 2  
19625 Spring Creek Road  
Hagerstown, MD 21745

Member of the Hagerstown Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2019

**Howard Community College Board of Trustees**

- L-5. Frank S. Turner District 13  
7125 Brandywine Way  
Columbia, MD 21046

Member of the Howard Community College Board of Trustees; appointed to serve remainder of a term of six years from July 1, 2015

**Montgomery College Board of Trustees**

L–6. Robert F. Levey District 16  
6820 Wisconsin Avenue  
Bethesda, MD 20815

Member of the Montgomery College Board of Trustees; reappointed to serve a term of six years from July 1, 2019

L–7. Marice I. Morales District 19  
26 Millcrest Court  
Derwood, MD 20855

Member of the Montgomery College Board of Trustees; appointed to serve a term of six years from July 1, 2019

Senator Young moved to make the Report a Special Order for March 15, 2019.

The motion was adopted.

**SPECIAL ORDER CALENDAR NO. 28****Senate Bill 574 – Senator Feldman**

AN ACT concerning

**Maryland Small Business Innovation Research and Technology Transfer  
Incentive Program**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENT (1) AND THE FAVORABLE REPORT.

**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 and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

### **Senate Bill 210 – Senator Lee**

AN ACT concerning

#### **Law Enforcement – Federal Military Surplus Program – Equipment Acquisition**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (3) AND THE FAVORABLE REPORT.

**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 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 and adopted.

Favorable report, as amended, adopted by roll call vote as follows:

Affirmative – 28    Negative – 18    (See Roll Call No. 505)

FLOOR AMENDMENT

**SB0371/523425/1**

BY: Senator Zirkin

AMENDMENT TO SENATE BILL 371, AS AMENDED

(First Reading File Bill)

In line 10 of the Education, Health, and Environmental Affairs Committee Amendment (SB0371/654536/1), strike “60%”.

On page 5 of the bill, in line 25, after the semicolon, insert “OR”.

On page 6 of the bill, strike beginning with the semicolon in line 6 down through “MEDICAID-ELIGIBLE” in line 9.

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

Affirmative – 22    Negative – 22    (See Roll Call No. 506)

## FLOOR AMENDMENT

**SB0371/453124/2**

BY: Senator Hough

### AMENDMENTS TO SENATE BILL 371, AS AMENDED

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1 of the bill, strike beginning with “Ownership” in line 2 down through “Practice” in line 3 and substitute “Practice of Dentistry – Revisions”; strike beginning with “requiring” in line 4 down through “exceptions” in line 5 and substitute “altering the definition of “practice dentistry” to repeal the inclusion of being a manager, a proprietor, or a conductor of or an operator in any place in which a dental service or dental operation is performed intraorally and to include certain evaluations, diagnoses, and determinations”; in line 6, strike “prohibiting” and substitute “authorizing”; in the same line, strike “from raising” and substitute “to raise”; in line 10, strike “altering a certain definition;” and substitute “repealing certain provisions of law rendered obsolete by a certain provision of this Act;”; in lines 11 and 12, strike “ownership, management, and operation of a dental practice” and substitute “practice of dentistry”; in line 15, strike “and 4–301”; and in line 20, after “4–102,” insert “4–301,”.

#### AMENDMENT NO. 2

In the Education, Health, and Environmental Affairs Committee Amendment (SB0371/654536/1), in line 10, strike “**60%**”.

On page 2 of the bill, strike beginning with “Be” in line 7 down through “**(II)**” in line 10; and in lines 12, 17, 18, and 19, strike “**(III)**”, “**(IV)**”, “**(V)**”, and “**(VI)**”, respectively, and substitute “**(II)**”, “**(III)**”, “**(IV)**”, and “**(V)**”, respectively.

On pages 3 and 4 of the bill, strike in their entirety the lines beginning with line 21 on page 3 through line 4 on page 4, inclusive.



On page 4 of the bill, in line 5, strike “(B)” and substitute “(A)”; in the same line, strike “NOTWITHSTANDING SUBSECTION (A) OF THIS SECTION, AN” and substitute “AN”; and in line 24, strike “EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (A) OF THIS SECTION, PROVIDE” and substitute “PROVIDE”.

On page 5 of the bill, in line 9, strike “(C)” and substitute “(B)”; in line 10, strike “NOT”; and in line 12, strike “A THIRD PARTY” and substitute “ANOTHER LICENSED DENTIST”.

On pages 5 and 6 of the bill, strike in their entirety the lines beginning with line 13 on page 5 through line 17 on page 6, inclusive.

On page 7 of the bill, in line 5, after “State;” insert “OR”.

On pages 7 and 8 of the bill, strike beginning with the semicolon in line 11 on page 7 down through “practice” in line 4 on page 8.

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

Affirmative – 13    Negative – 32    (See Roll Call No. 507)

Senator Rosapepe moved the Bill be recommitted.

The motion was rejected by a roll call vote as follows:

Affirmative – 21    Negative – 25    (See Roll Call No. 508)

Read the second time and ordered prepared for Third Reading.

**Senate Bill 52 – Chair, Finance Committee (By Request – Departmental – Maryland Energy Administration)**

AN ACT concerning

**State Government – Strategic Energy Investment Program – Reporting**

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

Favorable report adopted.

FLOOR AMENDMENT

**SB0052/133429/1**

BY: Senator Ferguson

AMENDMENT TO SENATE BILL 52

(First Reading File Bill)

On page 2, strike lines 5 and 6 in their entirety and substitute:

**“(A) ON OR BEFORE DECEMBER 31, 2019, THE ADMINISTRATION SHALL DEVELOP A PLAN FOR EXPENDITURES FOR FISCAL YEAR 2020 AND A PLAN FOR EXPENDITURES COVERING THE NEXT 3 FISCAL YEARS.”**

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

**QUORUM CALL**

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

(See Roll Call No. 509)

**RECESS**

At 12:50 P.M. on motion of Senator Guzzone the Senate recessed until 4:00 P.M. on Thursday, March 14, 2019.

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**AFTER RECESS  
Annapolis, Maryland  
Thursday, March 14, 2019**

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At 4:20 P.M. the Senate resumed its session.

**QUORUM CALL**

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

(See Roll Call No. 511)

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

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

**MESSAGE FROM THE HOUSE  
INTRODUCTORY HOUSE BILLS NO. 14**

**House Bill 63 – Delegate B. Barnes (Chair, Joint Committee on Pensions)**

AN ACT concerning

**State Retirement and Pension System – Maryland Pension Administration  
System – Member Contributions**

FOR the purpose of requiring a participating employer to submit supporting payroll data to the State Retirement Agency regarding a member's contributions at the time contributions are paid to the Board of Trustees for the State Retirement and Pension System; clarifying certain penalty provisions; making conforming changes; making clarifying changes; and generally relating to providing member contributions and supporting payroll data to the State Retirement Agency.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 21–314(c) and (d)  
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 100 – The Speaker (By Request – Administration)**

**Budget Bill****(Fiscal Year 2020)**

AN ACT for the purpose of making the proposed appropriations contained in the State Budget for the fiscal year ending June 30, 2020, in accordance with Article III, Section 52 of the Maryland Constitution; and generally relating to appropriations and budgetary provisions made pursuant to that section.

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

**House Bill 108 – Delegates Carr and Korman**

AN ACT concerning

**Vehicle Laws – Intersections – Prohibited Acts**

FOR the purpose of prohibiting a vehicle from entering certain intersections when facing certain traffic signals if the vehicle is unable to safely and completely proceed through the intersection; establishing certain exceptions to the prohibition; prohibiting a police officer from issuing a citation for a violation of this Act unless certain conditions are met; ~~establishing a certain fine for a violation of this Act; providing that a violation of this Act is not a moving violation for certain purposes;~~ making conforming changes; and generally relating to prohibited acts by vehicles at intersections.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 21–202  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 124 – Delegates K. Young, Healey, Bartlett, Bhandari, Brooks, Ebersole, Feldmark, Jalisi, Jones, Kelly, Kerr, Krimm, R. Lewis, Pendergrass, Shetty, Terrasa, and C. Watson**

AN ACT concerning

**Tanning Devices – Use by Minors**

FOR the purpose of repealing the exemption authorizing a parent or legal guardian of certain minors to provide certain written consent for the minor to use a tanning device; requiring owners, employees, and operators of tanning facilities to ensure that a certain notice is posted in a certain manner in the facility; requiring the

Maryland Department of Health to develop and make available to each tanning facility a notice that includes certain information; providing that this Act does not apply to the use of phototherapy devices by a ~~physician~~ certain health care practitioner or by order of a ~~physician~~ certain health care practitioner; providing that a certain provision of this Act may not be construed to authorize a ~~physician to prescribe to~~ prescription to be written for a minor for the use of a tanning device; defining a certain term; and generally relating to the use of tanning devices by minors.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 20–106  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 127 – ~~Delegate Kelly~~ Delegates Kelly, Pendergrass, Pena–Melnyk, Bagnall, Barron, Bhandari, Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kerr, Kipke, R. Lewis, Metzgar, Morgan, Rosenberg, Saab, Sample–Hughes, and K. Young**

AN ACT concerning

**Health Insurance – Health Benefit Plans – Special Enrollment Period for  
Pregnancy**

FOR the purpose of requiring certain health benefit plans and certain carriers to provide a special enrollment period during which certain individuals who become pregnant may enroll in a health benefit plan; establishing the duration of the special enrollment period; establishing certain effective dates of coverage for certain individuals enrolled in certain health benefit plans during the special enrollment period; defining a certain term; providing for the application of this Act; requiring the Maryland Health Benefit Exchange to report to certain committees of the General Assembly on or before a certain date; making conforming changes; and generally relating to health benefit plans offered to individuals and small employers.

BY renumbering  
Article – Insurance  
Section 15–1201(j) through (aa), respectively  
to be Section 15–1201(k) through (bb), respectively  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY adding to  
Article – Insurance  
Section 15–1201(j)

Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Insurance  
Section 15–1208.1(c), (e), and (f) and 15–1316  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

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

**House Bill 135 – Delegates Moon, Malone, Atterbeary, Chang, Crutchfield, Cullison, Fraser-Hidalgo, Guyton, Hettleman, Hill, Jalisi, Kaiser, Kelly, Kipke, Lisanti, Luedtke, McKay, Parrott, Rose, Shetty, Shoemaker, Stein, Stewart, Sydnor, Valderrama, ~~and K. Young~~ K. Young, and Cardin**

AN ACT concerning

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

FOR the purpose of ~~requiring a court to order the removal of a certain animal on the conviction of a certain owner or custodian of the animal of an act of cruelty to the animal; establishing that the ownership of a certain animal is transferred to a certain impounding agency under certain circumstances; authorizing an officer or authorized agent of a certain impounding agency to remove a certain animal under certain circumstances; requiring a certain impounding agency to post a certain notice to an animal's owner or a custodian under certain circumstances; requiring a certain impounding agency to make a reasonable attempt to provide certain notice to a certain person under certain circumstances; repealing a certain provision declaring an animal to be a stray under certain circumstances; authorizing the owner or custodian of a certain animal to petition the District Court for return of the animal at a certain time; requiring a certain petition to be served on a certain impounding agency; providing that a certain animal shall be considered forfeited to the impounding agency under certain circumstances; requiring the court to schedule a certain hearing at a certain time; requiring the court to make a certain determination at a certain hearing; requiring the court to order a certain person to post a certain bond for a certain time period under certain circumstances; requiring the court to determine the amount of a certain bond based on certain information at a certain hearing; requiring the court to order a certain new bond to be posted at a certain time under certain circumstances; providing that failure to post a certain bond within a certain time period shall result in the forfeiture of a certain animal; requiring the court to order the return of a certain animal to a certain owner or custodian under certain circumstances; establishing that the owner or custodian of an animal seized or removed under certain provisions of law is liable for certain costs relating to the care of the animal during a certain period; authorizing a certain impounding agency to draw certain funds from a certain bond at a certain time; requiring the unused portion of a certain bond to be returned to a certain person at~~

~~a certain time; providing that a certain owner or custodian is entitled to a refund of certain costs paid under certain circumstances; providing that this Act does not allow an officer or agent of a certain impounding agency from entering a certain dwelling unless there is probable cause to believe that a certain act of animal cruelty is being or has been committed; defining a certain term; making certain conforming changes; authorizing a court to order a defendant convicted of a certain charge of animal cruelty, as a condition of sentencing, to pay, in addition to any other fines and costs, all reasonable costs incurred in removing, housing, treating, or euthanizing an animal confiscated from the defendant; and generally relating to animal cruelty.~~

BY repealing and reenacting, with amendments,  
 Article – Criminal Law  
 Section ~~10-615~~ 10-604, 10-607, and 10-608  
 Annotated Code of Maryland  
 (2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 10-606  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)  
(As enacted by Chapter 238 of the Acts of the General Assembly of 2018)

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

**House Bill 155 – The Speaker (By Request – Administration) and Delegates Adams, Anderton, Arentz, Beitzel, Buckel, Chisholm, Ciliberti, Clark, Corderman, Hartman, Hornberger, Jacobs, Kipke, Kittleman, Krebs, Malone, Mautz, McComas, McKay, Metzgar, Morgan, Otto, Reilly, Rose, Saab, Shoemaker, and Szeliga**

AN ACT concerning

**Maryland Department of Health – Capital and Grant Programs – State Grants**

FOR the purpose of increasing the caps on the percentages of certain costs for the construction, acquisition, renovation, and equipping of community mental health facilities, addiction facilities, and developmental disabilities facilities for which State grants can be provided under the Community Mental Health, Addiction, and Developmental Disabilities Capital Program; increasing the caps on the percentages of certain costs for certain projects that may be covered by State grants under the Federally Qualified Health Centers Grant Program; making stylistic changes; and generally relating to the Community Mental Health, Addiction, and Developmental Disabilities Facilities Capital Program and the Federally Qualified Health Centers Grant Program.

BY repealing and reenacting, with amendments,

Article – Health – General  
Section 24–604 and 24–1304  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 181 – Delegates Cardin, Atterbeary, Attar, Boyce, Bromwell, Brooks, Ebersole, Guyton, Hettleman, Ivey, Jalisi, Jones, Kerr, Kipke, Krebs, Malone, McComas, McKay, Patterson, Rosenberg, Stein, Terrasa, Valderrama, ~~and C. Watson~~ C. Watson, Kittleman, Arikan, Bartlett, Cox, W. Fisher, Grammer, Hartman, Lopez, Pippy, Shetty, and R. Watson**

AN ACT concerning

**Criminal Law – Electronic Harassment and Bullying  
(Grace’s Law 2.0)**

FOR the purpose of altering prohibited actions relating to electronic harassment of minors; prohibiting a person from maliciously engaging in an electronic communication ~~under certain circumstances~~ if the electronic communication, as part of a series of communications, has a certain effect and the person engaging in the electronic communication acts with a certain intent; prohibiting a person with a certain intent from using an electronic communication to maliciously engage in a certain act under certain circumstances or in a course of conduct that, when considered in its entirety, has a certain ~~result~~ effect; ~~prohibiting a person from using a computer or a computer network to engage in certain activity with the intent to intimidate, torment, or harass a minor; prohibiting a person from engaging in certain activity with the intent to intimidate, torment, or harass a minor or the parent or guardian of a minor;~~ prohibiting a person from engaging in certain electronic conduct with a certain intent if the act of electronic conduct has a certain effect; prohibiting a person from violating this Act with the intent to induce a minor to commit suicide; establishing a certain exception to certain provisions of this Act; establishing and applying certain penalties for a violation of this Act; making the provisions of this Act severable; defining certain terms; altering a certain definition; and generally relating to electronic harassment and bullying.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 3–805  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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



**House Bill 252 – Delegates Washington, Acevero, Barron, D.M. Davis, Fennell,  
W. Fisher, Ivey, Jackson, Moon, Mosby, Queen, and Wilkins**

AN ACT concerning

**Election Law – ~~Eligible Detainees – Information on Voting Rights~~ Correctional  
Facilities – Voting Coordinators**

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~~ requiring each correctional facility to designate an employee to act as the correctional facility's voting coordinator; requiring the voting coordinator to facilitate voter registration and voting by eligible detainees; requiring the voting coordinator to be responsible for informing eligible detainees of certain information, the dissemination of certain information and applications to eligible detainees, and the certain transmission of certain applications and ballots between eligible detainees at correctional facilities and the local boards of elections; prohibiting a voting coordinator from taking certain actions; requiring each voting coordinator to complete an annual training program conducted by the State Board of Elections concerning the responsibilities of the voting coordinator; defining certain terms; and generally relating to correctional facilities and voting coordinators.

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 Education, Health, and Environmental Affairs and the Committee on Judicial Proceedings.

**House Bill 259 – Delegates Moon, J. Lewis, ~~and Sydnor~~ Sydnor, Hartman, and  
Cardin**

AN ACT concerning

**Criminal Procedure – Expungement – Boating Offenses**

FOR the purpose of authorizing a person to file a petition for expungement of certain records based on a conviction for certain criminal boating offenses; making certain stylistic changes; and generally relating to expungement for certain criminal boating offenses.

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 10–110(a)  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – Natural Resources  
Section 8–725.3(a), 8–725.4(b)(1) and (3), 8–725.5(a), 8–725.6(a), 8–726(a),  
8–726.1(b), 8–727.1(b), and 8–738.2(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 298 – Delegates Busch, Bagnall, Barve, Branch, Cain, Dumais, Fraser–Hidalgo, Gaines, Gilchrist, Healey, Holmes, Jones, Lafferty, Luedtke, McIntosh, Stein, and Wilkins**

AN ACT concerning

**Oysters – Tributary–Scale Sanctuaries – Protection and Restoration**

FOR the purpose of establishing a network of oyster sanctuaries in certain tributaries to the Chesapeake Bay; codifying the boundaries of certain oyster sanctuaries; prohibiting a person from catching oysters in or removing oysters from a certain oyster sanctuary, subject to a certain exception; requiring the Department of Natural Resources, in coordination with certain groups and stakeholders, to develop and implement restoration plans for certain oyster sanctuaries; specifying the required contents of a restoration plan; requiring the Department to ~~report~~ provide certain reports to certain committees of the General Assembly on or before ~~a certain date~~ certain dates; requiring the Department, in consultation with certain groups and stakeholders, to finalize certain restoration plans on or before a certain date; requiring the Department to fully implement certain restoration plans on or before a certain date; and generally relating to tributary–scale oyster sanctuaries.

BY renumbering  
Article – Natural Resources  
Section 4–1014 through 4–1014.3, respectively  
to be Section 4–1014.1 through 4–1014.4, respectively  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY adding to

Article – Natural Resources  
Section 4–1014  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 307 – Delegates Pena–Melnyk, Rosenberg, Acevero, Anderson, Atterbeary, Bagnall, B. Barnes, D. Barnes, Barron, Bartlett, Boyce, Bridges, Brooks, Carey, Chang, Charkoudian, Charles, Conaway, D.E. Davis, Fennell, W. Fisher, Gaines, Glenn, Harrison, Haynes, Hettleman, Hill, Holmes, Howard, Ivey, Jackson, Kipke, Lehman, J. Lewis, R. Lewis, Lierman, Love, Malone, McIntosh, Moon, Mosby, Patterson, Proctor, Queen, Rogers, Saab, Sample–Hughes, Shetty, Smith, Stein, Sydnor, Turner, Valentino–Smith, Walker, Washington, R. Watson, Wells, ~~and Wilkins~~ Wilkins, Cox, Cardin, Lopez, Crutchfield, McComas, and Arikan**

AN ACT concerning

### **Maryland Lynching Truth and Reconciliation Commission**

FOR the purpose of establishing a Maryland Lynching Truth and Reconciliation Commission; providing for the composition, chair, and staffing of the Commission; authorizing the staff member provided by the Office of the Attorney General to issue certain subpoenas; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission to hold certain public meetings, receive certain recommendations, and make certain recommendations; authorizing the Commission to ~~investigate~~ research certain cases of racially motivated lynching; requiring the Commission to submit an interim report and a final report to the Governor and the General Assembly on or before certain dates; providing for the termination of this Act; and generally relating to the Maryland Lynching Truth and Reconciliation Commission.

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

**House Bill 428 – Delegates C. Watson, Atterbeary, Bagnall, Cain, Chang, Corderman, Ebersole, Feldmark, Fennell, Hill, Jackson, Kelly, Kittleman, Korman, Lafferty, R. Lewis, Miller, Patterson, Pendergrass, ~~and Terrasa~~ Terrasa, Acevero, Anderton, Boyce, Bridges, Gaines, Ghrist, Gilchrist, Harrison, Haynes, Healey, Hettleman, Holmes, Jones, Krimm, Lehman, Lierman, Love, ~~Mangione~~, McKay, Proctor, Solomon, Stein, Valentino–Smith, Wells, and P. Young**

AN ACT concerning

### **Comprehensive Flood Management Grant Program – Awards for Flood Damage and Mandatory Funding**

FOR the purpose of altering the policy and purpose of provisions of law governing flood control and watershed management to include establishing a grant program to assist local jurisdictions with certain repairs and work associated with a flood event; clarifying the projects for which an application must be submitted to and reviewed by the State clearinghouse of the Department of Planning; authorizing the Department of the Environment to use the comprehensive flood management grant program to award grants to subdivisions that have incurred infrastructure damage of a certain monetary amount caused by a flood event that occurred on or after a certain date; specifying the amount and use of the grant; establishing a priority for awarding the grant; requiring the Governor to include a certain appropriation to the comprehensive flood management grant program in each annual budget submission; specifying that funds not awarded from the comprehensive flood management grant program by the end of a fiscal year remain in the program and are not subject to a certain provision of law; making stylistic and conforming changes; and generally relating to the comprehensive flood management grant program.

BY repealing and reenacting, without amendments,  
Article – Environment  
Section 5–801(a), (e), and (i)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 5–802(b) and 5–803(h)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

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

### **House Bill 439 – Delegates Washington and Charkoudian**

AN ACT concerning

#### **Public Schools – School Resource Officers – Prohibited Conduct**

FOR the purpose of prohibiting a school administrator or official or a school safety coordinator from directing a school resource officer ~~or a school security employee~~ to ~~participate in the routine school discipline of a student~~ enforce certain discipline-related policies, rules, regulations, or procedures; prohibiting a school resource officer ~~or a school security employee~~ from ~~participating in the routine school discipline of a student~~ unilaterally enforcing certain discipline-related policies, rules, regulations, or procedures; requiring a certain curriculum to include training

in conduct that is prohibited for school resource officers; and generally relating to prohibited conduct of school administrators or officials, school safety coordinators, and school resource officers, and school security employees.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 7–1508  
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 482 – Delegates Mosby, Branch, and Walker Walker, Kaiser, D. Barnes, Boteler, Cain, Ebersole, Feldmark, Guyton, Hornberger, Ivey, Long, Luedtke, Palakovich Carr, Patterson, Rose, Shoemaker, Smith, Turner, Washington, and Wilkins**

AN ACT concerning

**Income Tax Credit – Endowments of Maryland Historically Black Colleges and Universities**

FOR the purpose of allowing a credit against the State income tax for a certain amount of donations to certain qualified permanent endowment funds at certain institutions of higher education; requiring certain taxpayers to add a certain deduction back to federal adjusted gross income to determine Maryland adjusted gross income; providing for the carryforward of the credit; requiring the Comptroller, on application of a taxpayer, to issue a tax credit certificate; requiring the application to contain certain information; requiring the Comptroller to approve applications on a first-come, first-served basis and in a timely manner; providing that the total number of applications certified by the Comptroller may not exceed a certain amount for each taxable year; requiring the Comptroller to make available for certain institutions of higher education a certain percent of the total amount of tax credits that the Comptroller may approve in a calendar year; providing that excess tax credits not certified during a taxable year may be carried over and certified during the next taxable year; requiring the Comptroller to adopt certain regulations; defining certain terms; providing for the application and termination of this Act; and generally relating to a State income tax credit for certain donations to certain endowment funds.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–204(a) and 10–305(a) and (d)(6)  
Annotated Code of Maryland  
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–204(l)

Annotated Code of Maryland

(2016 Replacement Volume and 2018 Supplement)

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 Budget and Taxation.

**House Bill 515 – Delegates Hornberger, Beitzel, Cassilly, Chisholm, Jacobs, Jalisi, Krebs, Reilly, Rose, Saab, and Shoemaker**

AN ACT concerning

**Municipalities – Municipal Infraction Proceedings – Designation of a Building Inspector or an Enforcement Officer to Testify**

FOR the purpose of authorizing a municipality to designate a certain qualified building inspector or enforcement officer to testify in a municipal infraction proceeding without the assistance of a prosecuting attorney; providing that a prosecuting attorney is not limited in or restricted from calling certain individuals to testify in a municipal infraction proceeding; defining a certain term; and generally relating to municipal infraction proceedings.

BY adding to

Article – Local Government

Section 6–108.1

Annotated Code of Maryland

(2013 Volume and 2018 Supplement)

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

**House Bill 560 – Delegates Healey, Gaines, and Stewart**

AN ACT concerning

**Transportation – State Highway Administration – Traffic Calming Devices**

FOR the purpose of requiring the State Highway Administration ~~to develop certain statewide standards for the construction and maintenance of traffic calming devices; requiring the Administration to publish a manual providing the statewide standards~~

~~for the construction and maintenance of traffic calming devices, in consultation with appropriate county and municipal authorities, to compile certain best practices for siting, constructing, and maintaining traffic calming devices; requiring the Administration to coordinate and act as a clearinghouse for certain best practices for traffic calming devices and, based on the best practices, publish and periodically update certain information on best practices for traffic calming devices; requiring the information on best practices to include certain cost estimates; requiring the Administration to provide ~~engineering services~~ information on best practices for the ~~development~~ siting, construction, and maintenance of traffic calming devices if requested by a county or municipality; defining a certain term; and generally relating to traffic calming devices.~~

BY adding to

Article – Transportation

Section 8–637

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 633 – Delegates Lierman, Acevero, B. Barnes, Hettleman, McIntosh, Solomon, Terrasa, Valentino-Smith, and P. Young**

AN ACT concerning

**Higher Education – Legal Representation Fund for Title IX Proceedings –  
Established**

FOR the purpose of establishing the Legal Representation Fund for Title IX Proceedings as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Maryland Higher Education Commission to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring the Governor to include in the annual budget bill a certain minimum appropriation to 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; defining a certain term; and generally relating to the Legal Representation Fund for Title IX Proceedings.

BY adding to

Article – Education

Section 11–602

Annotated Code of Maryland

(2018 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.  
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 Education, Health, and Environmental Affairs.

**House Bill 655 – Delegate D.E. Davis**

AN ACT concerning

**Real Property – Residential Rental Licensing – Common Ownership Community Fees**

FOR the purpose of requiring a person applying for a certain residential rental license to ~~make a certain certification~~ certify certain information relating to common ownership community fees under certain circumstances; ~~requiring a certain license to be revoked under certain circumstances~~ providing that this Act does not preclude a county or municipality from adopting or enforcing requirements that are more stringent than the requirements of this Act; defining certain terms; and generally relating to residential rental licensing and common ownership community fees.

BY adding to  
Article – Real Property  
Section 14–133  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 679 – The Speaker (By Request – Workplace Harassment Commission) and Delegate Jones**



AN ACT concerning

**Workplace Harassment – Prohibitions, Liability, ~~and~~ Enforcement, and Prevention Training**

FOR the purpose of prohibiting certain individuals granted special access to the State legislative complex from unlawfully harassing or discriminating against certain individuals; requiring the Department of General Services, if requested by a certain individual, to revoke access granted to a person who violates a certain provision of this Act or a regulated lobbyist who violates a certain provision of law; altering the definition of “employee” for the purposes of certain laws governing discrimination in employment; altering the definition of “employer” for the purposes of certain laws governing discrimination in employment to include certain employers when an employee files a complaint alleging harassment; prohibiting an employer from engaging in harassment of an employee; providing that an employer is liable for certain acts or omissions and under certain circumstances in an action concerning a violation of certain provisions of law based on harassment; altering the time period within which a certain complaint alleging harassment is required to be filed; providing that a complaint filed with a local human relations commission within a certain time period is deemed to have complied with a certain provision of this Act; altering the time period within which a complainant may bring a certain civil action alleging harassment; providing that certain required sexual harassment prevention training for State employees may consist of webinar, computer-based, or online training under certain circumstances; specifying that a certain representative designated for a unit of the University System of Maryland shall be the unit’s Title IX Coordinator; defining certain terms; providing for the construction and application of this Act; and generally relating to workplace harassment.

BY repealing and reenacting, with amendments,  
Article – General Provisions  
Section 5–508  
Annotated Code of Maryland  
(2014 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 20–601, 20–606(a), 20–1004, and 20–1013(a)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY adding to  
Article – State Government  
Section 20–611  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions  
Section 2–203.1(c) and (d)(1)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 689 – Delegates Carey and D.E. Davis**

AN ACT concerning

~~**Electricity – Customer Choice – Education**~~  
**Public Utilities – Electricity and Natural Gas Suppliers – Information**

FOR the purpose of requiring the Public Service Commission to establish a certain customer choice ~~website~~ websites for electric and natural gas customers; specifying the contents of ~~the website~~ certain websites; requiring the Commission to use certain information to maintain the information on ~~the website~~ certain websites; requiring the Commission to include certain information on a certain customer education webpage; requiring each electricity or natural gas supplier that is actively seeking customers in a service territory in the State to maintain at least one open offer on the Commission's website at all times; requiring the Commission to recover certain costs in accordance with a certain provision of law; stating the intent of the General Assembly; requiring the Commission to include certain information in certain reports to the General Assembly and certain committees; encouraging the Commission to review and consult with certain entities for certain purposes; making stylistic changes; and generally relating to the Public Service Commission and electric customer choice.

BY repealing and reenacting, without amendments,  
Article – Public Utilities  
Section 7–501(a), (e), and (f)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 7–510.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2018 Supplement)

BY adding to  
Article – Public Utilities  
Section 7–510.2 and 7–604.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2018 Supplement)

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

**House Bill 825 – Delegate Holmes**

AN ACT concerning

**Condominiums and Homeowners Associations – Amendments to Declarations  
and Governing Documents**

FOR the purpose of repealing a certain construction of certain provisions of law concerning the amendment of the declaration of a condominium; establishing that a provision in the declaration of a condominium that requires any action on the part of a holder of a mortgage or deed of trust on a unit in order to amend the declaration shall be deemed satisfied if certain procedures are satisfied under certain circumstances; establishing that a provision in a governing document of a homeowners association that requires any action on the part of a mortgage or deed of trust holder on a lot in order to amend the governing document shall be deemed satisfied if certain procedures are satisfied under certain circumstances; and generally relating to the amendment of the declaration of a condominium or a governing document of a homeowners association.

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 11–103(c)(1) 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 1224 – Delegates Rose, D. Barnes, Buckel, Corderman, Hornberger,  
Kelly, Krebs, Long, McComas, Miller, Moon, Reilly, Saab, and Shoemaker**

AN ACT concerning

**County Boards of Education – Computer Science Courses**

FOR the purpose of requiring each county board of education, beginning in a certain school year, to submit a certain report on or before a certain date each year to the State Board of Education and the General Assembly on computer science courses offered in public schools in the county in the prior school year; requiring each county board to include certain information in the report; establishing a method of reporting to protect the identity of a certain student or group of students; requiring each county board to publish a certain report for the prior school year on its website; and generally relating to reporting of computer science course information by a county board.

BY repealing and reenacting, without amendments,

Article – Education  
Section 4–111.4  
Annotated Code of Maryland  
(2018 Replacement Volume and 2018 Supplement)

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 Education, Health, and Environmental Affairs.

### **House Bill 1407 – Chair, Appropriations Committee**

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; expanding the uses of certain funds; 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; requiring, for a certain fiscal year, the distribution of certain revenues to a certain Fund to be used for a certain purpose; requiring the Governor to include in the budget bill submitted at a certain General Assembly session an appropriation equal to a certain amount to be used for a certain purpose; repealing the authority of a certain Commission to adjust, under certain circumstances, the distribution of proceeds from video lottery terminals in Baltimore City, Anne Arundel County, and Cecil County; 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 Governor to process a certain budget amendment to appropriate certain revenues to be used for a certain purpose if a certain condition is met; 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 – Labor and Employment  
Section 10–301(a) and (c)  
Annotated Code of Maryland  
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Labor and Employment  
Section 10–314  
Annotated Code of Maryland  
(2016 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), 6–104(a)(1), and 7–330(b), (c), and (f)~~  
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), 6–104(e), 7–329, and 7–330(g) and (j)~~  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

BY repealing

Article – State Government  
Section 9–1A–37(c)  
Annotated Code of Maryland  
(2014 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 Budget and Taxation.

**SENATE THIRD READING CALENDAR NO. 41 (GENERAL SENATE BILLS)  
CONSENT NO. 7**

BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 920	Sen. Eckardt	Talbot County – Alcoholic Beverages – Election Days	EHE
SB 927	Carroll County Senators	Carroll County – Alcoholic Beverages Licenses – Class D Beer License	EHE
SB 943	Sen. Eckardt	Talbot County – Alcoholic Beverages – Substitute Member for Board of License Commissioners	EHE
SB 952	Sen. Young	Frederick County – Alcoholic Beverages – Theater Licenses – Seating Capacity	EHE
SB 955	Sen. Hershey	Kent County Alcoholic Beverages Act of 2019	EHE
SB 960	Sen. Jennings	Harford County – Alcoholic Beverages – Seasonal Closing	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 – 0    (See Roll Call No. 512)

The Bills were then sent to the House of Delegates.

**SENATE THIRD READING CALENDAR NO. 42 (GENERAL SENATE BILLS)**

**Senate Bill 104 – Washington County Senators**

AN ACT concerning

**Washington County – Alcoholic Beverages – Wineries – Special Event Permits**

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

Affirmative – 45    Negative – 0    (See Roll Call No. 513)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 45    Negative – 0    (See Roll Call No. 514)

The Bill was then sent to the House of Delegates.

**Senate Bill 390 – Senators Bailey, Carozza, Eckardt, Edwards, Hershey, Hough,  
Ready, Salling, and Serafini**

AN ACT concerning

**Natural Resources – Sunday Hunting – ~~Deer~~ St. Mary’s County**

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

Affirmative – 44    Negative – 0    (See Roll Call No. 515)

The Bill was then sent to the House of Delegates.

**Senate Bill 541 – Senators ~~Lam and Nathan Pulliam~~, Nathan Pulliam, Pinsky,  
Bailey, Carozza, Ellis, Gallion, Kagan, Patterson, Simonaire, and Young**

AN ACT concerning

**Education – Personnel Matters – Child Sexual Abuse and Sexual Misconduct Prevention**

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

The motion was adopted.

**Senate Bill 590 – Washington County Senators**

AN ACT concerning

**Washington County – Code of Public Local Laws – Legalization**

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

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

The Bill was then sent to the House of Delegates.

**Senate Bill 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**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 517)

The Bill was then sent to the House of Delegates.

**Senate Bill 719 – Senators Elfreth, ~~Rosapepe~~, 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**

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



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

The Bill was then sent to the House of Delegates.

**Senate Bill 741 – Senator Hester**

AN ACT concerning

~~Maryland Historical Trust – Properties Subject to Historic Preservation  
Easements – Waiver Process~~  
Secretary of Planning – Adaptive Reuse of Historic Properties – Study

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

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

The Bill was then sent to the House of Delegates.

**Senate Bill 807 – Senator Patterson**

AN ACT concerning

**State Real Estate Commission – Real Estate Brokerage Relationships,  
Continuing Education, and Disclosures**

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

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

The Bill was then sent to the House of Delegates.

**Senate Bill 852 – Senators Griffith, Smith, Benson, Eckardt, Edwards, Ellis,  
Feldman, Hershey, Hester, Jennings, Miller, Peters, Reilly, Rosapepe, ~~and  
Zucker~~ Zucker, and Simonaire**

AN ACT concerning

**Department of Labor, Licensing, and Regulation – Veterans and Military  
Service Members and Spouses – Occupational Licenses**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 521)

The Bill was then sent to the House of Delegates.

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**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 522)

The Bill was then sent to the House of Delegates.

**SENATE THIRD READING CALENDAR NO. 43 (GENERAL SENATE BILLS)**

Senate Bill 205 – The President (By Request) and Senator Zirkin

AN ACT concerning

**Judgeships – Circuit Court and District Court**

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

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

The Bill was then sent to the House of Delegates.

Senate Bill 232 – ~~Senator Zirkin~~ Senators Kramer, Zirkin, Smith, Carter, Hester, Lee, Ready, Waldstreicher, Washington, and West

AN ACT concerning

**Hate Crimes – Threats ~~and Penalties~~**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 524)

The Bill was then sent to the House of Delegates.

**Senate Bill 242 – Senators Lee, Feldman, ~~and West~~ West, and Hough**

AN ACT concerning

**Criminal Procedure – Incompetency and Criminal Responsibility – Dismissal of Charges**

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

Affirmative – 45    Negative – 1    (See Roll Call No. 525)

The Bill was then sent to the House of Delegates.

**Senate Bill 255 – Senators Hayes ~~and Miller~~, Miller, and West**

AN ACT concerning

**Abandoned Property in Possession of a Museum**

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

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

The Bill was then sent to the House of Delegates.

**Senate Bill 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~~)**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 527)

The Bill was then sent to the House of Delegates.

**Senate Bill 381 – Senator West**

AN ACT concerning

**Trusts – Maryland Trust Act – Methods of Notice**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 528)

The Bill was then sent to the House of Delegates.

**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, Simonaire, Smith, Waldstreicher, Washington, West, Young, and Zucker**

AN ACT concerning

**Oysters – Tributary–Scale Sanctuaries – Protection and Restoration**

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

Affirmative – 34    Negative – 13    (See Roll Call No. 529)

The Bill was then sent to the House of Delegates.

**Senate Bill 568 – Senator Lee**

AN ACT concerning

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

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

Affirmative – 47    Negative – 0    (See Roll Call No. 530)

The Bill was then sent to the House of Delegates.

**Senate Bill 830 – Senator Elfreth**

AN ACT concerning

**Natural Resources – Fishery Management Plans – Oysters**

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

Affirmative – 45    Negative – 2    (See Roll Call No. 531)

The Bill was then sent to the House of Delegates.

**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~~ Revised Statement**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 532)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 533)

The Bill was then sent to the House of Delegates.

**Senate Bill 483 – Senators Guzzone and Hester**

AN ACT concerning

**Maryland Farms and Families Fund – Purpose, Use, Funding, and Grant Qualifications – Alterations**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 534)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 535)

The Bill was then sent to the House of Delegates.

**Senate Bill 532 – Senators Klausmeier, Beidle, Benson, Feldman, Hayes, and Reilly**

AN ACT concerning

**Insurance – Formation of Domestic Insurers – Number of Directors**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 536)

The Bill was then sent to the House of Delegates.

**Senate Bill 573 – Senator Feldman**

AN ACT concerning

**Energy Storage Pilot Project Act**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 537)

The Bill was then sent to the House of Delegates.

**Senate Bill 695 – Senator Kramer**

AN ACT concerning

**Maryland Commercial Receivership Act**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 538)

The Bill was then sent to the House of Delegates.

**Senate Bill 705 – Senators Feldman, Augustine, Guzzone, Peters, and Rosapepe**

AN ACT concerning

**Organ Donation – Prohibition on Discrimination by Insurer and Unpaid Leave**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 539)

The Bill was then sent to the House of Delegates.

**Senate Bill 733 – Senators Zucker, Guzzone, Lam, and Nathan–Pulliam**

AN ACT concerning

**State Board of Physicians – Registered Cardiovascular Invasive Specialists**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 540)

The Bill was then sent to the House of Delegates.

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

**Senate Bill 261 – Senator Ferguson**

AN ACT concerning

**Estates and Trusts – Administration of Estates – Waiver of Fees – Required**

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

Affirmative – 41    Negative – 6    (See Roll Call No. 541)

The Bill was then sent to the House of Delegates.

**Senate Bill 382 – Senator West**

AN ACT concerning

**Maryland Trust Act – Division or Consolidation of Trust**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 542)

The Bill was then sent to the House of Delegates.

**Senate Bill 386 – Senator Zirkin**

AN ACT concerning

**Baltimore County – Alcoholic Beverages – Sunday Sales**

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

Affirmative – 44    Negative – 3    (See Roll Call No. 543)

The Bill was then sent to the House of Delegates.

**Senate Bill 535 – Senators Lam and Guzzone**

AN ACT concerning

**Election Law – Local Public Campaign Financing – Boards of Education**

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

Affirmative – 33    Negative – 14    (See Roll Call No. 544)

The Bill was then sent to the House of Delegates.

**Senate Bill 546 – Senators Pinsky, Ellis, Kagan, Lam, Lee, Nathan–Pulliam, Patterson, Smith, and Young**

AN ACT concerning

**Agriculture – Nutrient Management – Monitoring and Enforcement**

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

Affirmative – 32    Negative – 15    (See Roll Call No. 545)

The Bill was then sent to the House of Delegates.

**Senate Bill 563 – Senators Patterson and Benson**

AN ACT concerning

**Zoning – Special Exceptions – Construction or Operation of Landfills**

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

Affirmative – 36    Negative – 11    (See Roll Call No. 546)



The Bill was then sent to the House of Delegates.

**Senate Bill 594 – Senator Peters**

AN ACT concerning

**State Law Library – Renaming**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 547)

The Bill was then sent to the House of Delegates.

**Senate Bill 690 – Senators Lee, Elfreth, Hough, Smith, Waldstreicher, and West**

AN ACT concerning

**Criminal Law – Human Trafficking and Prostitution Offenses**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 548)

The Bill was then sent to the House of Delegates.

**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~~ Contributions and  
Participation in Development Applications**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 549)

The Bill was then sent to the House of Delegates.

**Senate Bill 908 – Calvert County Senators**

AN ACT concerning

**Calvert County – State’s Attorney – Annual Salary**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 550)

The Bill was then sent to the House of Delegates.

**Senate Bill 957 – Calvert County Senators**

AN ACT concerning

**Calvert County – Office of the Sheriff – Correctional Deputies**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 551)

The Bill was then sent to the House of Delegates.

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

**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~~ Zucker, and Augustine**

AN ACT concerning

**Labor and Employment – Payment of Wages – Minimum Wage ~~and Enforcement~~  
(Fight for Fifteen)**

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

Affirmative – 32    Negative – 15    (See Roll Call No. 552)

The Bill was then sent to the House of Delegates.

**Senate Bill 303 – Senator Kagan**

AN ACT concerning

**State Acupuncture Board – Practice of Acupuncture – Definition and Education Requirements**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 553)

The Bill was then sent to the House of Delegates.

**Senate Bill 346 – Senators Ferguson, Elfreth, Ellis, Feldman, Guzzone, Kelley, Rosapepe, Smith, Washington, West, and Young**

AN ACT concerning

**Public Safety – Regulated Firearms – ~~Transfer~~ Sell, Rent, Transfer, or Loan**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 554)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 555)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 556)

The Bill was then sent to the House of Delegates.

**Senate Bill 621 – Senators Carter, Lee, ~~and Smith~~ Smith, Zirkin, Hester, Waldstreicher, Washington, West, and Ellis**

AN ACT concerning

**Correctional Services – Diminution Credits – Education**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 557)

The Bill was then sent to the House of Delegates.

**Senate Bill 657 – Senators King and Smith**

AN ACT concerning

**Pilot Program – Alleged Rape, Sexual Offense, or Child Sexual Abuse – HIV  
Postexposure Prophylaxis**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 558)

The Bill was then sent to the House of Delegates.

**Senate Bill 707 – Senator Ready**

AN ACT concerning

**Motor Vehicles – Temporary In-Transit Registration**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 559)

The Bill was then sent to the House of Delegates.

**Senate Bill 770 – Senator Smith**

AN ACT concerning

**Vehicle Laws – Electric Low Speed Scooters**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 560)

The Bill was then sent to the House of Delegates.

**Senate Bill 793 – Senator Hayes (By Request)**

AN ACT concerning

**Community Safety and Strengthening Act**

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

Affirmative – 43    Negative – 2    (See Roll Call No. 561)

The Bill was then sent to the House of Delegates.

**SENATE THIRD READING CALENDAR NO. 3 (GENERAL HOUSE BILLS)**

**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)**

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

Affirmative – 32    Negative – 15    (See Roll Call No. 562)

The Bill was then returned to the House of Delegates.

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

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

**Senate Bill 5 – Senator Kagan**

AN ACT concerning

**Public Information Act – 9-1-1 Communications – Denial of Part of a Public Record**

**SB0005/424533/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 5  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “requiring” and substitute “authorizing”; in the same line, strike the second “the”; strike beginning with “that” in line 5 down through “exception” in line 6 and substitute “under certain circumstances after providing certain notice and considering certain information; requiring a custodian to grant or deny a certain application within a certain period of time”; in line 10, after “parties” insert “or to create a certain right of civil action”; in the same line, strike “a certain term” and substitute “certain terms”; after line 11, insert:

“BY repealing and reenacting, with amendments,

Article – General Provisions

Section 4-203(a)

Annotated Code of Maryland

(2014 Volume and 2018 Supplement)”;

in line 14, strike “4-328” and substitute “4-343”; and in line 19, strike “4-342” and substitute “4-356”.

AMENDMENT NO. 2

On page 1, strike line 25 in its entirety and substitute:

“4-203.

(a) (1) [The] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE custodian shall grant or deny the application promptly, but not more than 30 days after receiving the application.

**(2) THE CUSTODIAN SHALL GRANT OR DENY AN APPLICATION THAT IS THE SUBJECT OF § 4-356 OF THIS TITLE NOT MORE THAN 50 DAYS AFTER RECEIVING THE APPLICATION.**”.

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

**“4-343.**

**Unless otherwise provided by law, if a custodian believes that inspection of a part of a public record by the applicant would be contrary to the public interest, the custodian may deny inspection by the applicant of that part of the record, as provided in this part.”;**

strike in their entirety lines 3 through 6, inclusive, and substitute:

**“4-356.**

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

**(2) “VICTIM” MEANS:**

**(I) A VICTIM OF DOMESTIC VIOLENCE, AS DEFINED UNDER § 4-701 OF THE FAMILY LAW ARTICLE;**

**(II) A VICTIM OF A VIOLATION OF TITLE 3, SUBTITLE 3 OF THE CRIMINAL LAW ARTICLE; OR**

**(III) A VICTIM OF A VIOLATION OF TITLE 3, SUBTITLE 6 OF THE CRIMINAL LAW ARTICLE, EXCEPT FOR A VIOLATION OF § 3-607 OF THE CRIMINAL LAW ARTICLE WHERE THE VICTIM IS AN ADULT.**

**(3) (I) “VICTIM’S REPRESENTATIVE” HAS THE MEANING STATED IN § 11-104 OF THE CRIMINAL PROCEDURE ARTICLE.**

**(II) “VICTIM’S REPRESENTATIVE” DOES NOT INCLUDE A PERSON ACTING IN CONCERT WITH A PERSON ALLEGED TO HAVE COMMITTED THE CRIME AGAINST THE VICTIM.”;**

in line 9, after “TO” insert “:

**(I) CREATE A RIGHT OF CIVIL ACTION FOR A VICTIM OR VICTIM’S REPRESENTATIVE; OR**

**(II)**”;

and strike in their entirety lines 12 through 28, inclusive, and substitute:

**“(C) SUBJECT TO SUBSECTIONS (D) AND (E) OF THIS SECTION, BEFORE GRANTING INSPECTION OF THE PART OF A 9–1–1 COMMUNICATIONS RECORD THAT DEPICTS A VICTIM, A CUSTODIAN SHALL:**

**(1) WITHIN 30 DAYS AFTER RECEIVING THE REQUEST AND IF THE CUSTODIAN HAS CONTACT INFORMATION FOR THE VICTIM OR VICTIM’S REPRESENTATIVE, NOTIFY THE VICTIM OR VICTIM’S REPRESENTATIVE OF THE REQUEST;**

**(2) ALLOW 10 DAYS FOR A RESPONSE FROM THE VICTIM OR VICTIM’S REPRESENTATIVE INDICATING THAT INSPECTION MAY BE CONTRARY TO THE PUBLIC INTEREST; AND**

**(3) CONSIDER ANY RESPONSE RECEIVED UNDER ITEM (2) OF THIS SUBSECTION IN DETERMINING WHETHER TO GRANT OR DENY THE INSPECTION.”.**

The preceding 2 amendments were read only.

Senator Cassilly 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 950 – Senator Kagan**

AN ACT concerning

**Campaign Finance – Death of Candidate – Termination of Campaign Committee**



**SB0950/964338/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 950

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “death;” insert “requiring the treasurer of the candidate’s authorized candidate campaign committee to consider the expressed preferences of the candidate, if any, when determining where to dispose of certain funds before disposing of certain funds;”.

AMENDMENT NO. 2

On page 2, in line 24, before “**WITHIN**” insert “**(A)**”; and in line 27, after “**(2)**” insert “**SUBJECT TO SUBSECTION (B) OF THIS SECTION,**”.

On page 3, after line 1, insert:

**“(B) BEFORE DISPOSING OF ANY FUNDS UNDER SUBSECTION (A)(2) OF THIS SECTION, THE TREASURER OF THE CANDIDATE’S AUTHORIZED CANDIDATE CAMPAIGN COMMITTEE SHALL CONSIDER THE PREFERENCES EXPRESSED BY THE CANDIDATE, IF ANY, WHEN DETERMINING WHERE TO DISPOSE OF ANY FUNDS REMAINING IN THE ACCOUNT OF A CAMPAIGN FINANCE ENTITY.”.**

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 1004 – Senators Pinsky and Jennings**

AN ACT concerning

**Election Law – Election Calendar and Processes – Revisions**

**SB1004/554131/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 1004

(First Reading File Bill)

On page 13, strike beginning with “**FIRST**” in line 23 down through “August” in line 24 and substitute “**95TH DAY BEFORE THE GENERAL ELECTION**”; and in line 30, strike “fourth Monday” and substitute “**FIRST FRIDAY**”.

On page 16, in line 25, 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.

**SPECIAL ORDERS**

**Senate Bill 541 – Senators Lam and Nathan–Pulliam**

AN ACT concerning

**Education – Personnel Matters – Child Sexual Abuse and Sexual Misconduct  
Prevention**

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. 563)

The Bill was then sent to the House of Delegates.

**SPECIAL ORDER CALENDAR NO. 29**

**Senate Bill 895 – Senator Kelley**

AN ACT concerning

**Business Regulation – Tobacco Products and Electronic Smoking Devices –  
Revisions**

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

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**SB0895/763928/2**

BY: Senator Hough

AMENDMENTS TO SENATE BILL 895

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “products;” insert “exempting certain individuals from a certain minimum age requirement for an individual to purchase or be sold tobacco products;”.

AMENDMENT NO. 2

On page 3, in line 27, after “PRODUCTS” insert “WITHOUT MILITARY IDENTIFICATION”.

On page 6, in line 21, after “PRODUCTS” insert “WITHOUT MILITARY IDENTIFICATION”.

On page 14, in line 13, after “PRODUCTS” insert “WITHOUT MILITARY IDENTIFICATION”.

On page 19, in line 28, after “to” insert “:

(I)”.

On page 20, in line 1, strike the period and substitute “; **OR**

(II) **A PURCHASER OR RECIPIENT WHO:**

- 1. IS AT LEAST 18 YEARS OF AGE;**
- 2. IS AN ACTIVE DUTY MEMBER OF THE MILITARY; AND**
- 3. PRESENTS A VALID MILITARY IDENTIFICATION.”;**

in lines 12 and 14, in each instance, after “YEARS” insert “**, UNLESS THE INDIVIDUAL:**

- (I) IS AT LEAST 18 YEARS OF AGE;**
- (II) IS AN ACTIVE DUTY MEMBER OF THE MILITARY; AND**
- (III) PRESENTS A VALID MILITARY IDENTIFICATION”;**

and in line 18, after “age” insert “**OR AS AT LEAST 18 YEARS OF AGE AND AN ACTIVE DUTY MEMBER OF THE MILITARY**”.

On page 23, in line 5, strike “an” and substitute “:

- (I) AN”;**

in line 9, strike the period and substitute “**;** OR

- (II) A PURCHASER OR RECIPIENT WHO:**
  - 1. IS AT LEAST 18 YEARS OF AGE;**
  - 2. IS AN ACTIVE DUTY MEMBER OF THE MILITARY; AND**
  - 3. PRESENTS A VALID MILITARY IDENTIFICATION.”;**

in line 25, after “age” insert “**OR AS AT LEAST 18 YEARS OF AGE AND AN ACTIVE DUTY MEMBER OF THE MILITARY**”; and in line 33, strike “AN” and substitute “:

- (I) AN”.**

On page 24, in line 2, strike the period and substitute “**;** OR

**(II) A PURCHASER OR RECIPIENT WHO:**

- 1. IS AT LEAST 18 YEARS OF AGE;**
- 2. IS AN ACTIVE DUTY MEMBER OF THE MILITARY; AND**
- 3. PRESENTS A VALID MILITARY IDENTIFICATION.”;**

and in line 26, after “old” insert **“OR AS AT LEAST 18 YEARS OF AGE AND AN ACTIVE DUTY MEMBER OF THE MILITARY”**.

On page 26, in line 4, after “unless” insert “:

**(I)”;**

in line 6, after “products;” insert **“OR**

**(II) THE INDIVIDUAL:**

- 1. IS AT LEAST 18 YEARS OF AGE;**
- 2. IS AN ACTIVE DUTY MEMBER OF THE MILITARY; AND**
- 3. PRESENTS A VALID MILITARY IDENTIFICATION.”;**

in line 8, after “YEARS” insert **“, UNLESS THE INDIVIDUAL:**

**(I) IS AT LEAST 18 YEARS OF AGE;**

**(II) IS AN ACTIVE DUTY MEMBER OF THE MILITARY; AND**

**(III) PRESENTS A VALID MILITARY IDENTIFICATION.”;**

in line 10, after “product” insert **“, UNLESS THE INDIVIDUAL:**

**(I) IS AT LEAST 18 YEARS OF AGE;**

**(II) IS AN ACTIVE DUTY MEMBER OF THE MILITARY; AND**

**(III) PRESENTS A VALID MILITARY IDENTIFICATION**”;

and in line 16, after “old” insert **“OR AS BEING AT LEAST 18 YEARS OF AGE AND AN ACTIVE DUTY MEMBER OF THE MILITARY”**.

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

**SB0895/243926/1**

BY: Senator Ready

AMENDMENTS TO SENATE BILL 895

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 13 down through “identification,” in line 15.

On page 2, in line 4, strike “and” and substitute a comma; in the same line, after “10–107” insert “, and 10–108”; and strike in their entirety lines 7 through 11, inclusive.

AMENDMENT NO. 2

On page 21, in lines 1 and 19, in each instance, strike the bracket; strike beginning with “In” in line 2 down through “(b)” in line 4; in lines 7, 14, and 17, strike “(c)”, “(d)”, and “(e)”, respectively, and substitute “**(B)**”, “**(C)**”, and “**(D)**”, respectively; strike beginning with the comma in line 4 down through “system” in line 5; in lines 5 and 18, in each instance, strike “a minor” and substitute “**AN INDIVIDUAL UNDER THE AGE OF 19 YEARS**”; in line 6, strike “minor’s” and substitute “**INDIVIDUAL’S**”; in lines 7 and 15, in each instance, strike “A minor” and substitute “**AN INDIVIDUAL UNDER THE AGE OF 21 YEARS**”; strike beginning with the first comma in line 8 down through “system” in line 9; strike beginning with the first comma in line 10 down through “system” in line 11; in line 13, strike “minor” and substitute “**INDIVIDUAL UNDER THE AGE OF 21 YEARS**”; and in line 18, strike “the minor” and substitute “**THE INDIVIDUAL**”.

The preceding 2 amendments were read only.

Senator Kelley moved to make the Bill and Amendments a Special Order for March 15, 2019.

The motion was adopted.

**Senate Bill 734 – Senators Zucker, Feldman, Ferguson, Guzzone, Hershey, Lam, Lee, Nathan–Pulliam, Rosapepe, and West**

AN ACT concerning

**Education – Students With Reading Difficulties – Screenings and Interventions**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (6) AND THE FAVORABLE REPORT.

**SB0734/864034/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 734

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and West” and substitute “West, and Ellis”; in line 8, strike “and use” and substitute “a”; in line 9, strike “instruments for certain students” and substitute “instrument based on certain reading skills”; strike beginning with “conduct” in line 10 down through “assessment,” in line 11; in line 11, strike the second comma; strike beginning with “requiring” in line 13 down through “time;” in line 17; in line 24, after “to” insert “provide technical support for the county boards to”; and in line 25, after “regulations;” insert “declaring a certain intent of the General Assembly;”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 4 through 11, inclusive; in lines 12, 14, 17, 23, and 26, strike “**(4)**”, “**(5)**”, “**(6)**”, “**(8)**”, and “**(9)**”, respectively, and substitute “**(3)**”, “**(4)**”, “**(5)**”, “**(6)**”, and “**(7)**”, respectively; strike in their entirety lines 20 through 22, inclusive; in line 26, after “WHO” insert “DOES NOT HAVE A CURRENT INDIVIDUALIZED EDUCATION PROGRAM OR AN INDIVIDUALIZED FAMILY SERVICE PLAN WITH READING GOALS AND”; and strike in their entirety lines 27 and 28.

On page 4, strike in their entirety lines 1 through 11, inclusive; after line 11, insert:

**“(1) IS IN KINDERGARTEN;**

(II) IS IN FIRST GRADE AND WAS NOT SCREENED BY THE SCHOOL IN KINDERGARTEN OR DEMONSTRATED DIFFICULTY MASTERING GRADE-LEVEL READING IN KINDERGARTEN; OR

(III) ENTERS OR TRANSFERS TO A PUBLIC ELEMENTARY SCHOOL FROM AN ELEMENTARY SCHOOL, UNLESS A DETERMINATION IS MADE BY THE COUNTY BOARD THAT THE STUDENT HAS ALREADY BEEN SCREENED AND DOES NOT DEMONSTRATE DIFFICULTY MASTERING GRADE-LEVEL READING.”;

in line 12, strike “(10)” and substitute “(8)”.

#### AMENDMENT NO. 3

On page 5, after line 16, insert:

“(2) THE SCREENING INSTRUMENT SHALL BE BASED ON FOUNDATIONAL READING SKILLS THAT INCLUDE PHONOLOGICAL AND PHONEMIC AWARENESS AND PROCESSING.”.

On pages 5 and 6, strike in their entirety the lines beginning with line 17 on page 5 through line 5 on page 6.

#### AMENDMENT NO. 4

On page 6, in line 7, strike “OF THE SCREENING INSTRUMENT SELECTED” and substitute “ESTABLISHED”; strike in their entirety lines 10 through 12, inclusive; in lines 13 and 15, strike “(II)” and “(III)”, respectively, and substitute “(I)” and “(II)”, respectively; in line 17, after “RESULTS;” insert “AND”; strike in their entirety lines 18 and 19; and in line 20, strike “3.” and substitute “2.”.

On pages 6 and 7, strike in their entirety the lines beginning with line 22 on page 6 through line 2 on page 7.

#### AMENDMENT NO. 5

On page 7, in lines 3 and 13, strike “(F)” and “(G)”, respectively, and substitute “(E)” and “(F)”, respectively; in line 5, after “COUNTY;” insert “AND”; strike in their entirety lines 6 through 10, inclusive; in line 11, strike “(5)” and substitute “(2)”; and in line 29, strike “AND SCHOOL LEVELS” and substitute “LEVEL”.



AMENDMENT NO. 6

On page 8, in lines 3, 24, and 26, strike “(H)”, “(3)”, and “(I)”, respectively, and substitute “(G)”, “(2)”, and “(H) (1)”, respectively; in line 3, strike “2” and substitute “4”; strike beginning with the comma in line 6 down through “GRADE” in line 23; in line 26, after “PROVIDE” insert “TECHNICAL SUPPORT FOR THE COUNTY BOARDS TO PROVIDE”; in line 28, after “ADMINISTRATORS” insert “.

**(2) TRAINING OPPORTUNITIES MAY INCLUDE TRAINING**;

and in line 29, strike “(1)” and substitute “(I)”.

On page 9, in lines 1, 3, 6, and 8, strike “(2)”, “(3)”, “(4)”, and “(J)”, respectively, and substitute “(II)”, “(III)”, “(IV)”, and “(I)”, respectively; in line 1, strike “PROVIDING AND INTERPRETING” and substitute “INTERPRETING”; in the same line, strike the first comma; in the same line, after “SCREENINGS” insert “AND”; strike beginning with the second comma in line 1 down through “RESULTS” in line 2; strike beginning with “BASED” in line 4 down through “DATA” in line 5; after line 9, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that money appropriated in accordance with The Blueprint for Maryland’s Future, Chapter (S.B. 1030) of the Acts of the General Assembly of 2019, shall be used to offset the cost of implementation of Section 1 of this Act.”;

and in line 10, strike “2.” and substitute “3.”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**MESSAGE FROM THE HOUSE  
SENATE BILLS AMENDED IN THE HOUSE NO. 1**

**AMENDED IN THE HOUSE**

**Senate Bill 128 – Senators Pinsky and King**

AN ACT concerning

**County Boards of Education – School Year – Start and End Dates**

Senator Pinsky moved that the Senate concur in the House amendment.

**SB0128/835666/2**

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 128

(Third Reading File Bill)

On page 1, at the top of the page, insert “EMERGENCY BILL”; strike line 2 in its entirety and substitute “Community Control of School Calendars Act”; strike beginning with “repealing” in line 3 down through “education” in line 8 and substitute “requiring county boards of education to annually set school year dates; removing a provision relating to extending the school year beyond June 15; requiring that a statement be mailed to voters under certain circumstances; making this Act an emergency measure; and generally relating to the school year”; in line 11, strike “7–103” and substitute “7–103(b)(1)(i)”; and after line 13, insert:

“BY repealing

Article – Education

Section 7–103(b)(3)

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)

BY adding to

Article – Education

Section 7–103(g)

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)

BY renumbering

Article – Education

Section 7–103(b)(4) and (5), respectively

to be Section 7–103(b)(3) and (4), respectively

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)”.

On pages 1 through 4, strike in their entirety the lines beginning with line 18 on page 1 through line 23 on page 4, and substitute:

“(b) (1) If a county board submits a written application to the State Board that describes a demonstrated effort by the county board to comply with subsection (a) of this section, the State Board may permit:

(i) The following adjustments:

1. An increase in the length of the school year [for more school days than the number of days extended by a county board under paragraph (3) of this subsection]; or

2. A decrease in the length of the school year;

[(3) A county board may extend the length of the school year for up to 5 school days beyond June 15 without approval from the State Board.]

**(G) NOTWITHSTANDING ANY OTHER LAW AND SUBJECT ONLY TO THIS SECTION, EACH COUNTY BOARD ANNUALLY SHALL SET THE START AND END DATES OF THE SCHOOL YEAR FOR SCHOOLS IN THE COUNTY.**

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 7–103(b)(4) and (5), respectively, of Article – Education of the Annotated Code of Maryland be renumbered to be Section(s) 7–103(b)(3) and (4), respectively.

SECTION 3. AND BE IT FURTHER ENACTED, That if this Act is submitted to the qualified voters of the State at the next general election to be held in November 2020 for their approval or rejection in accordance with Article XVI of the Maryland Constitution, the following statement shall appear in the specimen ballots that are mailed to registered voters before the election under § 7–105 of the Election Law Article:

“This Act would allow a county board of education to set the start date and end date of the school calendar for the public schools in that county. Public schools must be open for at least 180 days and 1,080 school hours at elementary and middle schools and 1,170 hours at high schools during a 10–month period. A county board may apply to the State Board of Education for a waiver from these requirements if normal school attendance is prevented because of natural disaster, civil disaster, or severe weather conditions.

This Act would return to a county board the sole authority to set the start and end dates of the school calendar year. A county board would still be required to meet other requirements, such as the minimum number of days and hours, when setting the school calendar.”.

SECTION 4. 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.”.

The preceding amendment was read only.

Senator Hershey moved to make the Bill a Special Order for March 15, 2019.

The motion was adopted.

#### **QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 564)

#### **ADJOURNMENT**

At 6:49 P.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Friday, March 15, 2019.

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**Annapolis, Maryland  
Friday, March 15, 2019  
10:00 A.M. Session**

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The Senate met at 10:17 A.M.

Prayer by Bishop Abel Palomo, Maranatha Fellowship Church, guest of Senator Augustine.

(See Exhibit A of Appendix III)

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 566)

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

**ST PATRICK'S DAY MUSICAL PERFORMANCE**

**SOLOIST**

The Honorable Tim Ferguson, former Senator

**BAGPIPES**

Mr. Randy Welch  
Mr. Michael Binnie

**STRING QUARTET**

Mr. Radhames Santos – VIOLA/CONDUCTOR

Mr. Jose Cueto – FIRST VIOLIN

Mr. Eleonel Molina – SECOND VIOLIN

Mr. Jonathan Terry – CELLO

**INTRODUCTION OF RESOLUTIONS**

**Senate Resolution No. 370 – The President and All Members:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
The American Legion  
in recognition of  
it's 100th Anniversary of advocating for Veterans in times of  
war and peace, mentoring youth, providing services and  
programs to the community and State and promoting a  
strong national security.

The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 15th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 567)

#### **RULES COMMITTEE REPORT NO. 8**

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

#### **Senate Bill 959 – Senator Jennings**

AN ACT concerning

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

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 970 – Senator Peters**

AN ACT concerning

#### **Maryland Department of Health – Special Supplemental Nutrition Program for Women, Infants, and Children – Reports**

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 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**

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 989 – Senators Carozza, Eckardt, Hershey, Patterson, and Rosapepe**

AN ACT concerning

**Public Schools – Fundamentals of Construction – Elective Course**

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 1001 – Senator Reilly**

AN ACT concerning

**Natural Resources – State Boat Act – Carbon Monoxide Safety (Matthew’s Law)**

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 1003 – Senator Lee**

AN ACT concerning

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

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 1019 – Senator Reilly**

AN ACT concerning

**Anne Arundel County – Property Tax Credit – Rural Legacy Program**

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 1037 – Senator Carter**

AN ACT concerning

**Maryland Police Training and Standards Commission – Uniform Citizen  
Complaint Process  
(Anton’s Law)**

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 1039 – Senator Reilly**

AN ACT concerning

**Maryland Medical Assistance Program and Managed Care Organizations That  
Use Pharmacy Benefits Managers – Reimbursement Requirements**

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 1044 – Senators Carter and Hayes**

AN ACT concerning

**Labor and Employment – Motor Vehicle Repair and Career Certification  
Program for Ex-Offenders**



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 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**

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 1048 – Senator Waldstreicher**

AN ACT concerning

**Real Property – Recorded Covenants – Substantially Changed Circumstances**

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

**MESSAGE FROM THE HOUSE  
INTRODUCTORY HOUSE BILLS NO. 15**

**House Bill 270 – Delegates Korman, Boyce, Healey, Hettleman, Ivey, Jalisi, Kelly, R. Lewis, Love, Luedtke, Moon, Palakovich Carr, Pena-Melnyk, Pendergrass, Reznik, Shetty, Solomon, Stewart, Terrasa, and Valderrama**

AN ACT concerning

**Higher Education – Collective Bargaining – Graduate Assistants  
(Graduate Assistant Collective Bargaining Fairness Act)**

FOR the purpose of providing collective bargaining rights to certain graduate assistants at certain public institutions of higher education; altering certain exceptions to the applicability of provisions of law governing collective bargaining for State employees; establishing a separate collective bargaining unit for certain graduate assistants; defining a certain term; altering a certain definition; and generally relating to collective bargaining for graduate assistants at public institutions of higher education.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 3–101, 3–102, and 3–403(d)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

### **House Bill 274 – Delegates Barron and Dumais**

AN ACT concerning

#### **Justice Reinvestment Act – Diminution Credits – Sentencing**

FOR the purpose of clarifying that certain changes in certain provisions of law relating to the application of diminution credits shall be construed prospectively to apply to ~~the portion of an inmate's sentence that is originally imposed, modified, or ordered to be served for a~~ inmates who are sentenced or committed to custody on a finding of violation of probation on or after a certain date; providing for the construction of this Act; and generally relating to diminution credits.

BY repealing and reenacting, with amendments,  
Chapter 515 of the Acts of the General Assembly of 2016  
Section 14

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

### **House Bill 332 – ~~Delegate McKay~~ Delegates McKay, Pendergrass, Pena-Melnyk, Bagnall, Barron, Bhandari, Carr, Charles, Cullison, Hill, Johnson, Kerr, Krebs, R. Lewis, Metzgar, Rosenberg, Sample-Hughes, and K. Young**

AN ACT concerning

#### **Maryland Department of Health – Community Dental Clinics Grant Program**

FOR the purpose of establishing the Community Dental Clinics Grant Program; authorizing the Board of Public Works, on the recommendation of the Secretary of Health, to make grants under the Program to counties, municipal corporations, and nonprofit organizations for the purpose of supporting the provision of dental services by community dental clinics through certain actions; providing for the application process for a State grant under the Program; providing certain terms, conditions, and limitations on the allocations, use, and amount of State grants made under the Program; prohibiting any portion of the proceeds of a grant made under the Program from being used for certain religious purposes; requiring the Governor to include funding in the State capital budget for the Program beginning in a certain fiscal year; requiring the Board to make certain allocations from certain funds in accordance with this Act; requiring the Board to make certain certifications; requiring the State

Treasurer to make certain payments; authorizing the Board to adopt certain regulations; authorizing the State, under certain circumstances, to recover a certain portion of the State funds expended; providing for a certain judicial proceeding and liens to enforce the State's right of recovery and priority of the proceeding and lien; requiring the Maryland Department of Health to adopt certain regulations; defining certain terms; and generally relating to the Community Dental Clinics Grant Program.

BY adding to

Article – Health – General

Section 24–1601 through 24–1607 to be under the new subtitle “Subtitle 16. Community Dental Clinics Grant Program”

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 355 – Delegates Patterson, Luedtke, D. Barnes, Barron, Ebersole, Fennell, Hill, Hornberger, Ivey, Kelly, Proctor, Smith, Washington, and Wilkins**

AN ACT concerning

**Public Ethics Law – School Boards – Disclosures and Requirements  
(School System Ethics and Transparency Act of 2019)**

FOR the purpose of repealing the requirement that certain county boards of education develop and maintain a certain funding accountability website; requiring that each county board annually report certain financial information to the Department of Budget and Management beginning on a certain date; requiring the Department to post certain information on a certain website; providing for the construction of certain provisions of law; ~~prohibiting the official custodian of certain documents from charging a fee for documents requested by a county board under certain circumstances;~~ requiring the custodian of certain documents for a local school system, instead of only Howard County, to provide written notice to a certain applicant regarding the filing of a certain complaint; requiring rather than authorizing a school board to adopt certain conflict of interest regulations; requiring that certain conflict of interest regulations be equivalent to or exceed certain requirements; requiring certain regulations to require that certain conflict of interest statements filed on or after a certain date be maintained by a school board for a certain number of years; requiring rather than authorizing a school board to adopt certain financial disclosure regulations; requiring that certain financial disclosure regulations be equivalent to or exceed certain requirements; requiring a financial disclosure statement filed by a certain individual to be filed at a certain time and by a certain date; requiring that a certain financial disclosure statement filed on or after a certain date be maintained by a school board for a certain number of years;

requiring a school board to submit a copy of certain financial disclosure statements to the State Ethics Commission; requiring a superintendent to file a secondary employment disclosure statement with a certain school board each year; requiring a school board to maintain a secondary employment disclosure statement filed on or after a certain date for a certain number of years; requiring rather than authorizing a school board to adopt certain regulations relating to lobbying; ~~requiring that certain regulations relating to lobbying be equivalent to or exceed certain provisions of law~~; repealing the authority for a school board to modify certain regulations relating to lobbying; prohibiting a superintendent, any other official or employee of a school system, or a member of a school board who is involved with procurement from accepting compensation, an honorarium, a gift, or an in-kind service from certain business entities; prohibiting a superintendent, any other official or employee of a school system, or a member of a school board from holding a certain employment relationship with or performing pro bono work for a business entity under certain circumstances; requiring a school board to provide a certain ethics training course for certain individuals; requiring certain individuals to complete an ethics training course within a certain number of months after a certain deadline; defining certain terms; providing for the construction of this Act; ~~establishing a certain short title for certain provisions of law~~; making conforming changes; and generally relating to the Public Ethics Law and school boards.

BY repealing

Article – Education

Section 5–115 through 5–119

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)

BY adding to

Article – Education

Section 5–115

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 4–206, 5–816, 5–817, and 5–818

Annotated Code of Maryland

(2014 Volume and 2018 Supplement)

BY adding to

Article – General Provisions

Section 5–817.1, 5–819.1, and 5–819.2

Annotated Code of Maryland

(2014 Volume and 2018 Supplement)

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

**House Bill 380 – Delegate Walker**

AN ACT concerning

**Income Tax Subtraction Modification – Mortgage Forgiveness Debt Relief –  
Extension**

FOR the purpose of repealing the termination of a certain subtraction modification under the Maryland income tax for income from the discharge of certain indebtedness related to costs incurred with respect to a principal residence; and generally relating to an income tax subtraction modification for income from the discharge of indebtedness.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–207(a) and (ee)  
Annotated Code of Maryland  
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Chapter 231 of the Acts of the General Assembly of 2017  
Section 3

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

**House Bill 403 – Delegates Ebersole and P. Young**

AN ACT concerning

**Income Tax Credit – Qualified Farms – Food Donation Pilot Program –  
Expansion and Extension**

FOR the purpose of altering the definition of “qualified farms”, for purposes of a certain credit against the State income tax for certain food donations, to include farm businesses located in ~~the State rather than certain counties~~ Baltimore County; altering the taxable years for which a qualified farm may claim the credit; altering the maximum amount of tax credit certificates that may be issued for certain fiscal years; extending the period of time during which the State Department of Agriculture may issue certain tax credit certificates; extending the period of time for which the Secretary of Agriculture, in consultation with the Comptroller, shall submit a certain report; declaring the intent of the General Assembly with regard to the expenditure of certain funds by the Department for certain purposes; and generally relating to a tax credit for certain food donations.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–745  
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 423 – Delegates Kelly, Barve, Boyce, Chang, Ivey, Korman, R. Lewis, Lierman, Moon, Palakovich Carr, Qi, Reznik, Shetty, and Wilkins**

AN ACT concerning

**Election Law – Voter Registration Drive – 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; requiring each local board of elections to conduct a voter registration drive at least once each school year in each public high school in the county in a manner specified in an agreement between the local board and county board of education; requiring each public official responsible for the use of a public high school to make available to the local board of elections, without charge, the space that is needed in the building for the proper conduct of a voter registration drive; defining a certain term; and generally relating to voter registration drives conducted in public high schools.~~

BY repealing and reenacting, without amendments,  
Article – Election Law  
Section 3–102(a)(1) and 3–201  
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 Education, Health, and Environmental Affairs.

**House Bill 424 – Delegate Corderman**

AN ACT concerning

**Washington County – Disposition of Marriage Ceremony Fee**

FOR the purpose of requiring the clerk of the circuit court for Washington County to pay a certain portion of a certain fee for performing a marriage ceremony to the Washington County Historical Society, Incorporated; requiring the Washington County Historical Society, Incorporated, to report annually on the use of certain funds; authorizing certain entities to request an audit of certain records of the Washington County Historical Society, Incorporated; and generally relating to the distribution of the fee for performing a marriage ceremony in Washington County.

BY repealing and reenacting, without amendments,  
Article – Family Law  
Section 2–410(a)(1) and (2)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY adding to  
Article – Family Law  
Section 2–410(a)(11)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 427 – Delegates Barron, Hill, and Kipke Kipke, Pena–Melnyk, Cullison, Metzgar, Charles, Sample–Hughes, K. Young, Johnson, and Rosenberg**

AN ACT concerning

**Behavioral Health Administration – Outpatient Civil Commitment Pilot Program – ~~Statewide Expansion~~ Revisions**

FOR the purpose of ~~repealing the authority of the Behavioral Health Administration to establish a certain outpatient civil commitment pilot program; requiring the Administration to establish a statewide outpatient civil commitment program; authorizing a local behavioral health authority to choose whether to participate in the program; requiring a local behavioral health authority that chooses to participate in the program to coordinate certain treatment for certain individuals; requiring the Administration to adopt certain regulations; establishing the Outpatient Civil Commitment Advisory Committee; providing for the composition, chair, terms, and staffing of the Advisory Committee; providing for the staggering of the initial terms of the appointed members of the Advisory Committee; prohibiting a member of the Advisory Committee from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Advisory Committee to review and approve certain changes to the program; requiring the Administration to submit a certain report to certain committees of the General Assembly on or before a certain date each year~~ requiring the Behavioral Health Administration to allow an eligible individual to request enrollment into a certain outpatient civil commitment pilot program; requiring the Administration to allow an immediate family member of an eligible individual to request that the individual be voluntarily enrolled into a certain outpatient civil commitment pilot program; making conforming and technical changes; and generally relating to a statewide an outpatient civil commitment pilot program.

BY repealing and reenacting, with amendments,  
 Article – Health – General  
 Section 7.5–205.1  
 Annotated Code of Maryland  
 (2015 Replacement Volume and 2018 Supplement)

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

**House Bill 511 – Delegate Cassilly**

AN ACT concerning

**Maryland Commercial Fertilizer Law – Definition of Soil Conditioner –  
 Alteration**



FOR the purpose of altering the definition of “soil conditioner” to include the digestate produced by anaerobic digestion for purposes of the Maryland Commercial Fertilizer Law; and generally relating to the Maryland Commercial Fertilizer Law.

BY repealing and reenacting, without amendments,  
Article – Agriculture  
Section 6–201(a)  
Annotated Code of Maryland  
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Agriculture  
Section 6–201(cc)  
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 528 – Delegates Smith, Attar, Boyce, Bridges, Conaway, Glenn, R. Lewis, Lierman, Mosby, and Wells**

AN ACT concerning

**Baltimore City – Police Districts – Redistricting**

FOR the purpose of requiring the Police Commissioner of Baltimore City, following each decennial census of the United States, to prepare a plan for the adjustment of the geographic boundaries and composition of each Baltimore City police district and the reallocation of the resources and personnel of the Baltimore City Police Department among the districts using certain information; requiring the Commissioner to present the plan to the Mayor and City Council of Baltimore City within a certain time period; requiring the plan to be approved by resolution of the Mayor and City Council within a certain time frame; authorizing the Mayor to propose amendments to the plan; requiring any amendments proposed by the Mayor to be approved by resolution of the City Council; requiring the plan to go into effect without the approval of the Mayor and City Council under certain circumstances; requiring the Commissioner to implement any plan made effective under this Act; providing for the construction of this Act; and generally relating to the Baltimore City police districts.

BY repealing and reenacting, without amendments,  
The Public Local Laws of Baltimore City  
Section 16–1(2) and (3) and 16–7(1), (2), and (4)  
Article 4 – Public Local Laws of Maryland  
(1979 Edition and 1997 Supplement and 2000 Supplement, as amended)

BY repealing and reenacting, without amendments,  
The Public Local Laws of Baltimore City  
Section 16–7(3)  
Article 4 – Public Local Laws of Maryland  
(1979 Edition and 1997 Supplement and 2000 Supplement, as amended)  
(As enacted by Chapter 70 of the Acts of the General Assembly of 2012)

BY adding to  
The Public Local Laws of Baltimore City  
Section 16–55  
Article 4 – Public Local Laws of Maryland  
(1979 Edition and 1997 Supplement and 2000 Supplement, as amended)

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

**House Bill 539 – ~~Delegate Cassilly~~ Delegates Cassilly and Wivell**

AN ACT concerning

**Environment – Reuse of Water Diverted From Septic Systems**

FOR the purpose of authorizing a person to use water that is generated by certain activities and collected for reuse, instead of discharged to ~~an~~ a residential on-site water treatment system, and that does not contain certain constituents, for certain purposes on the site on which the reusable diverted water originates and in accordance with certain requirements; defining a certain term; and generally relating to the reuse of water diverted from on-site sewage disposal systems.

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 562 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Sale of Residential Real Property – Septic Systems  
Outreach Toolkit**

MC 16–19

FOR the purpose of ~~requiring a vendor of residential real property served by a septic system in Montgomery County to, on or before the execution of a contract for the sale of residential real property, deliver certain Septic Systems Outreach Toolkit materials to each purchaser;~~ requiring a contract for the sale of residential real property in Montgomery County to contain a provision that provides certain notice of a certain Septic Systems Outreach Toolkit; requiring a certain contract provision to be independently initialed by the purchaser; providing that the failure to comply with certain requirements does not void a certain contract; defining a certain term; and generally relating to the sale of residential real property in Montgomery County.

BY adding to

Article – Real Property

Section 10–711 and 14–117(n)

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

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

### **House Bill 607 – Delegates McIntosh and Busch**

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 Finance.

**House Bill 672 – Delegates Valentino–Smith, P. Young, D. Barnes, Barron, Brooks, Hettleman, Holmes, Jackson, Krimm, Pena–Melnyk, R. Watson, ~~and Wilson~~ Wilson, Attar, Boyce, Cassilly, Ciliberti, Fraser–Hidalgo, Harrison, Healey, Jalisi, Lehman, Love, Stewart, and Wells**

AN ACT concerning

**Housing – Local Housing Grant Program for Homeless Veterans and Survivors of Domestic Violence**

FOR the purpose of establishing the Local Housing Grant Program for Homeless Veterans and Survivors of Domestic Violence to provide certain grants for housing voucher funds to counties for use to house homeless veterans and survivors of domestic violence; requiring the Department of Housing and Community Development to distribute certain grants to counties under certain circumstances, establish procedures for receiving and evaluating certain grant applications, monitor the operation of the grants, and adopt certain regulations; authorizing the Governor to include ~~at least a certain amount of money~~ funding in the annual budget for the Program; specifying that the money is supplemental to and is not intended to take the place of certain funding; authorizing the Department to establish preferences under the Program for counties that take certain actions; defining a certain term; and generally relating to the Local Housing Grant Program for Homeless Veterans and Survivors of Domestic Violence.

BY adding to

Article – Housing and Community Development

Section 4–2501 through 4–2505 to be under the new subtitle “Subtitle 25. Local Housing Grant Program for Homeless Veterans and Survivors of Domestic Violence”

Annotated Code of Maryland

(2006 Volume and 2018 Supplement)

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

**House Bill 728 – Delegates Beitzel, Buckel, Hornberger, Kittleman, Krebs, McComas, Shoemaker, ~~and Szeliga~~ Szeliga, Ciliberti, and Otto**

AN ACT concerning

**State Parks and Forests – Hunting – Use of Off–Road Vehicles**

FOR the purpose of authorizing, on or after a certain date, an individual who possesses a certain hunting license to use an off–road vehicle for the purpose of retrieving ~~game~~ certain white–tailed deer and black bear during a hunting season on roads or trails in a certain State park or forest; providing that a certain authorization does not apply to a State wildland; requiring a certain off–road vehicle to be registered and operated in accordance with certain regulations; providing for the termination of this Act;

making certain stylistic changes; and generally relating to the use of off-road vehicles on State land.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 5–209(a) and (b)  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–410(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 753 – Delegate Holmes**

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 Judicial Proceedings.

House Bill 773 – Delegates P. Young, Bartlett, Brooks, Carey, Chang, Charkoudian, Corderman, Crosby, Ebersole, W. Fisher, Gaines, Hornberger, Jalisi, Johnson, Krimm, Mautz, Patterson, Rogers, Sample-Hughes, Solomon, Stein, and Valentino-Smith

AN ACT concerning

**Vehicle Registration – Special Plates for ~~Honorably Discharged~~ Veterans – Fees**

FOR the purpose of requiring the Motor Vehicle Administration to ~~develop and issue special registration plates for honorably discharged veterans of all branches of the armed forces of the United States; specifying who may apply and the classes of vehicles eligible for the special registration plates; establishing the manner in which certain fees will be established, retained, and credited in connection with the special registration plates; specifying the contents of the special registration plates; requiring the Administration to adopt certain regulations; altering the composition of the Maryland Veterans Trust Fund; and generally relating to the issuance of special registration plates for honorably discharged veterans of all branches of the armed forces of the United States~~ charge a certain additional fee on the issuance of special registration plates for recipients of an individually earned, combat-related, armed forces medal; requiring that the additional fee under this Act be credited to the Maryland Veterans Trust Fund; and generally relating to the fees charged for certain special registration plates for veterans.

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 9–913(e)  
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)

~~BY adding to~~  
~~Article – Transportation~~  
~~Section 13–619.4~~  
~~Annotated Code of Maryland~~  
~~(2012 Replacement Volume and 2018 Supplement)~~

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 13–619.1  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 841 – Delegates Clark and Morgan**

AN ACT concerning

**Aquaculture – Submerged Aquatic Vegetation – Placement of Shellfish, Bags,  
Nets, and Structures**

FOR the purpose of authorizing a leaseholder of certain aquaculture leases to, with prior written approval from the Department of Natural Resources, place shellfish, bags, nets, and structures on submerged aquatic vegetation, subject to certain requirements and limitations; requiring the Department to submit a certain annual report to the Aquaculture Coordinating Council, the Chesapeake Bay Program, and the General Assembly on or before a certain date for a certain period of time; providing for the termination of this Act; and generally relating to aquaculture leases and submerged aquatic vegetation.

BY repealing and reenacting, with amendments,

Article – Natural Resources  
Section 4–11A–10(c)  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY adding to

Article – Natural Resources  
Section 4–11A–10(c–1)  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 861 – Delegate B. Barnes (Chair, Joint Committee on Pensions)**

AN ACT concerning

**State Retirement and Pension System – Service Credit for Unused Sick Leave**

FOR the purpose of making certain members of the State Retirement and Pension System eligible to receive creditable service at retirement for unused sick leave accrued by the member in certain systems in the State Retirement and Pension System under certain circumstances; providing for the calculation of the creditable service for unused sick leave accrued by certain members in certain systems; requiring a certain adjustment to a certain retirement benefit for certain retirees; and generally relating

to creditable service for unused sick leave in the State Retirement and Pension System.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 20–206  
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 862 – Delegate B. Barnes (Chair, Joint Committee on Pensions)**

AN ACT concerning

**State Police Retirement System – Employment of Retirees – Clarifications**

FOR the purpose of clarifying certain provisions of law related to the employment of certain retirees who are receiving certain retirement allowances from the State Police Retirement System; making conforming changes; and generally relating to the employment of certain retirees of the State Police Retirement System.

BY repealing  
Article – State Personnel and Pensions  
Section 24–405 and 24–405.1  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

BY adding to  
Article – State Personnel and Pensions  
Section 24–405  
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 863 – Delegate B. Barnes (Chair, Joint Committee on Pensions)**

AN ACT concerning

**State Retirement and Pension System – Workers’ Compensation Offset**

FOR the purpose of requiring the Board of Trustees for the State Retirement and Pension System to adjust a certain reduction of a retiree’s accidental or special disability retirement benefit to reflect any offset awarded to the retiree’s employer by the Workers’ Compensation Commission; making conforming changes; and generally relating to the effect of workers’ compensation benefits on retirement benefits.



BY repealing and reenacting, without amendments,  
Article – Labor and Employment  
Section 9–610(a)  
Annotated Code of Maryland  
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 29–118  
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 874 – Delegates Barron, Sydnor, Branch, Brooks, Cardin, Fennell,  
Hettleman, Jackson, Moon, Sample–Hughes, and Valentino–Smith**

AN ACT concerning

**Criminal Procedure – Postconviction Review – State’s Motion to Vacate**

FOR the purpose of authorizing a court to vacate a certain probation before judgment or judgment of conviction under certain circumstances; establishing the requirements for a certain motion; requiring the State to notify a certain defendant of the filing of a certain motion in a certain manner; authorizing the defendant to file a response to a certain motion within a certain time period; requiring that a certain victim or victim’s representative be notified of a certain hearing; providing that a victim or victim’s representative has the right to attend a certain hearing; requiring the court to hold a hearing on a certain motion under certain circumstances; authorizing the court to dismiss a certain motion without a hearing under certain circumstances; authorizing the court to take certain actions in ruling on a certain motion; requiring the court to state the reasons for a certain ruling in a certain manner; establishing that the State has the burden of proof in a certain proceeding; authorizing certain parties to take an appeal from a certain order; and generally relating to postconviction review.

BY adding to  
Article – Criminal Procedure  
Section 8–303  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 898 – Delegates Johnson, Arikan, Cassilly, Chisholm, Crosby, Kerr,  
Kipke, Krebs, Lisanti, Reilly, Szeliga, Terrasa, and Turner**

AN ACT concerning

**Trusts – Maryland Trust Act – Methods of Notice**

FOR the purpose of authorizing a trustee to provide notice to a person under the Maryland Trust Act by certain methods; requiring a trustee to receive authorization in writing from a person entitled to receive notice before providing notice by certain alternative methods; authorizing a person to revoke a trustee's authorization to provide notice by an alternative method; authorizing a trustee to provide notice by an alternative method until the trustee's authorization to provide notice by an alternative method is revoked; requiring a trustee to provide notice to a person by a certain method if the trustee knows or should know that the person did not receive notice; authorizing a trustee to provide a person certain notice in a certain manner; making conforming changes; making a technical correction; defining a certain term; and generally relating to notice under the Maryland Trust Act.

BY renumbering

Article – Estates and Trusts  
Section 14.5–103(f) through (bb), respectively  
to be Section 14.5–103(g) through (cc), respectively  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Estates and Trusts  
Section 14.5–103(a)  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY adding to

Article – Estates and Trusts  
Section 14.5–103(f)  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Estates and Trusts  
Section 14.5–109 and 14.5–813  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

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

**House Bill 951 – The Speaker (By Request – Department of Legislative Services)**

AN ACT concerning

**Security Systems Technicians – Sunset Extension**

FOR the purpose of continuing the licensing and regulation of security systems technicians in accordance with the provisions of the Maryland Program Evaluation Act (sunset law) by extending to a certain date the termination provisions relating to the statutory and regulatory authority of the Secretary of State Police to license and regulate security systems technicians; requiring that an evaluation of the licensing and regulation of security systems technicians be performed on or before a certain date; and generally relating to the licensing and regulation of security systems technicians.

BY repealing and reenacting, with amendments,  
Article – Business Occupations and Professions  
Section 18–701  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 8–403(a)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 8–403(b)(51)  
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 952 – The Speaker (By Request – Department of Legislative Services)**

AN ACT concerning

**State Board of Cosmetologists – Sunset Extension**

FOR the purpose of continuing the State Board of Cosmetologists in accordance with the provisions of the Maryland Program Evaluation Act (sunset law) by extending to a certain date the termination provisions relating to the statutory and regulatory authority of the Board; requiring that an evaluation of the Board and the statutes and regulations that relate to the Board be performed on or before a certain date; and generally relating to the State Board of Cosmetologists.

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions  
Section 5–702  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 8–403(a)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 8–403(b)(13)  
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 968 – Delegates W. Fisher, J. Lewis, Crosby, Crutchfield, D.E. Davis, M. Fisher, Jackson, Kelly, Malone, Moon, Turner, and Valentino-Smith**

AN ACT concerning

**Criminal Injuries Compensation Board – Compensation to Claimants**

FOR the purpose of altering the maximum amounts of certain compensation awardable by the Criminal Injuries Compensation Board; authorizing the Board to negotiate a settlement with a certain person that has provided certain funeral or death-related services; altering the time within which a claimant is required to file a claim for compensation from the Board; authorizing a claimant to file a claim with the Board electronically in a certain manner; prohibiting certain persons from engaging in certain debt collection activities under certain circumstances; requiring a court to stay all proceedings in a certain action under certain circumstances; authorizing a certain person that receives a certain notice to notify the Board in writing of a certain debt that is owed by a certain claimant; requiring the Board to notify a certain person in writing when a final decision is made on a claim under certain circumstances; authorizing a certain person to engage in certain debt collection activities or file a civil action under certain circumstances until the occurrence of a certain event; altering a certain definition; making certain stylistic changes; correcting an erroneous reference; providing for the application of certain provisions of this Act; providing for a delayed effective date; and generally relating to compensation to claimants by the Criminal Injuries Compensation Board.

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

Section 11–809(a), (b)(1), and (c)(1), (2), (3), (5), and (6), 11–811(a)(4), (b)(3) and (6),  
and (e), and 11–813(b)(1)  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – Criminal Procedure  
Section 11–811(a)(5) and (6) and 11–813(a)  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

### **House Bill 1008 – Delegates Arentz, Ghrist, Jacobs, and Miller**

AN ACT concerning

#### **Maryland Agricultural Land Preservation Foundation – Valuation of Easement**

FOR the purpose of authorizing the Maryland Agricultural Land Preservation Foundation to use a fair market value determined in accordance with certain provisions of law for up to a certain number of years after the date on which the Foundation was first requested in writing to purchase the easement; and generally relating to the valuation of easements for purchase by the Maryland Agricultural Land Preservation Foundation.

BY repealing and reenacting, with amendments,  
Article – Agriculture  
Section 2–511  
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 1037 – Delegate Fraser–Hidalgo**

AN ACT concerning

#### **Condominiums and Homeowners Associations – Meeting Requirements**

FOR the purpose of making clarifying changes to certain additional meeting requirements for a council of unit owners; requiring notice of an initial properly called meeting of council of unit owners to include certain information under certain circumstances; requiring an additional meeting of a council of unit owners to be held no earlier than a certain time; requiring a certain notice of an additional meeting of the council of unit owners to be delivered, ~~or~~ advertised, or posted in a certain manner; authorizing

an additional meeting of lot owners to be held under certain circumstances; requiring notice of an initial properly called meeting of the lot owners of a homeowners association to include certain information under certain circumstances; requiring an additional meeting of lot owners to be held no earlier than a certain time; requiring a certain notice of an additional meeting of the lot owners to be delivered, ~~or~~ advertised, or posted in a certain manner; establishing certain quorum and approval requirements for an additional meeting of lot owners under certain circumstances; providing for the construction of certain provisions of this Act; and generally relating to meeting requirements in condominiums and homeowners associations.

BY repealing and reenacting, with amendments,  
 Article – Real Property  
 Section 11–109(c)(8) and 11B–111(4) and (5)  
 Annotated Code of Maryland  
 (2015 Replacement Volume and 2018 Supplement)

BY adding to  
 Article – Real Property  
 Section 11B–111(6)  
 Annotated Code of Maryland  
 (2015 Replacement Volume and 2018 Supplement)

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

**House Bill 1096 – Delegates Hettleman, Atterbeary, Barron, Buckel, Cain, Cardin, Charkoudian, Conaway, Dumais, W. Fisher, Gilchrist, Guyton, Healey, Ivey, Kelly, Korman, Lehman, J. Lewis, R. Lewis, Lierman, Lisanti, Love, Luedtke, Moon, Mosby, Queen, Reznik, Shetty, Solomon, Sydnor, Terrasa, Valderrama, Valentino-Smith, C. Watson, ~~and Wilkins~~ Wilkins, Palakovich Carr, Lopez, Grammer, Bartlett, Crutchfield, McComas, Pippy, Arikan, Cox, Anderson, Hartman, and Malone**

AN ACT concerning

### **Criminal Procedure – Sexual Assault Evidence Collection Kits – Analysis**

FOR the purpose of requiring a sexual assault evidence collection kit to be submitted to a forensic laboratory for analysis unless a certain requirement is met; requiring a certain victim to be ~~given the option to consent to submission of a certain sexual assault evidence collection kit for analysis without making a certain commitment~~ 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; requiring a certain law enforcement agency that receives a sexual assault evidence collection kit to take certain actions under certain circumstances; requiring a forensic laboratory that receives a sexual assault evidence collection kit for analysis to take certain actions ~~within a certain number of days of receipt~~ in a timely manner; requiring that the

eligible results of a certain analysis be entered into the Combined DNA Index System (CODIS); 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; requiring the Maryland Sexual Assault Evidence Kit Policy and Funding Committee to establish a certain process to review and make recommendations regarding a certain decision of a law enforcement agency; requiring the Attorney General to adopt certain regulations on or before a certain date; providing for a delayed effective date for certain provisions of this Act; and generally relating to sexual assault evidence collection kits.

BY repealing and reenacting, with amendments,

Article – Criminal Procedure  
Section 11–926 and 11–927(e)(1)  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Criminal Procedure  
Section 11–927(a)  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 1212 – Delegates McComas, Arikan, Buckel, Clark, Corderman, Grammer, Hartman, Hettleman, Hornberger, Kittleman, Krebs, Malone, Saab, and Shoemaker**

AN ACT concerning

### **Family Law – Kinship Caregivers**

FOR the purpose of authorizing a local department of social services to place a child for a certain initial placement with a kinship caregiver as an alternative to foster care under certain circumstances; authorizing a local department to place a child with a kinship caregiver if a kinship caregiver is located subsequent to the placement of the child in a foster care setting; specifying that a kinship caregiver may not be under a certain age; authorizing a local department to approve an individual as a kinship caregiver under certain circumstances; requiring a prospective kinship caregiver to submit a certain affidavit to the local department; defining “kinship caregiver”; altering a certain definition; and generally relating to kinship care and kinship caregivers.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 5–501(e) and 5–534  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**LAID OVER CALENDAR NO. 18**

**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**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (4) AND THE FAVORABLE REPORT.

**HB1052/584737/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1052  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 8, after “law;” insert “requiring the Executive Director to submit a certain report on or before a certain date;”; and in line 12, after “database” insert “on or before a certain date and submit the feasibility study to the Governor and the General Assembly on or before a certain date”.

AMENDMENT NO. 2

On page 12, in line 8, strike “**OF STATE OR LOCAL GOVERNMENT**”; in line 19, strike the comma and substitute “**OR**”; and in line 20, strike “, **OR MOTOR FUEL**”.

AMENDMENT NO. 3

On page 18, in line 27, strike “in each” and substitute “**SHALL SUBMIT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY, AN**”; and in the same line, strike “shall include” and substitute “**ON OR BEFORE DECEMBER 1 OF EACH YEAR THAT INCLUDES**”.



On page 63, in line 24, strike “the” and substitute “:

(a) The”;

and in line 25, after “study” insert “on or before December 1, 2019.”.

On page 64, after line 1, insert:

“(b) The feasibility study shall be submitted on or before December 31, 2019, to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.”.

#### AMENDMENT NO. 4

On page 65, in line 9, strike “rights” and substitute “pay, working conditions, benefits, rights.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

#### FLOOR AMENDMENT

##### **HB1052/763925/1**

BY: Senator Simonaire

#### AMENDMENT TO HOUSE BILL 1052, AS AMENDED

On page 1 of the Education, Health, and Environmental Affairs Committee Amendments (HB1052/584737/1), in line 8 of Amendment No. 3, strike “2019” and substitute “2021”.

On page 2 of the Education, Health, and Environmental Affairs Committee Amendments, in line 1 of Amendment No. 3, strike “2019” and substitute “2021”.

The preceding amendment was read and adopted.

#### FLOOR AMENDMENT

##### **HB1052/783125/1**

BY: Senator Cassilly

AMENDMENTS TO HOUSE BILL 1052, AS AMENDED  
(Third Reading File Bill)

AMENDMENT NO. 1

Strike the Education, Health, and Environmental Affairs Committee Amendments (HB1052/584737/1) in their entirety.

AMENDMENT NO. 2

On page 1 of the bill, in line 2, strike “Commission” and substitute “Duties of the Comptroller”; strike beginning with “establishing” in line 3 down through the second “Commission” in line 14 and substitute “requiring the Comptroller”; and in line 16, after “activities;” insert “relating to alcohol and tobacco; providing for a delayed effective date; and generally relating to the Comptroller’s duties for alcohol and tobacco”.

On pages 1 and 2 of the bill, strike beginning with “requiring” in line 16 on page 1 down through “Commission” in line 34 on page 2.

AMENDMENT NO. 3

On page 2 of the bill, strike in their entirety lines 35 through 41, inclusive; and in line 44, strike “1-302 through 1-310” and substitute “1-3A-01 and 1-3A-02 to be under the new subtitle “Subtitle 3A. Duties of the Comptroller for Alcohol and Tobacco””.

On page 3 of the bill, strike in their entirety lines 2 through 35, inclusive.

On pages 4 through 13 of the bill, strike in their entirety the lines beginning with line 2 on page 4 through line 12 on page 13, inclusive, and substitute:

**“SUBTITLE 3A. DUTIES OF THE COMPTROLLER FOR ALCOHOL AND TOBACCO.”**

On page 13 of the bill, in line 13, strike “**1-307.**” and substitute “**1-3A-01.**”; and in lines 14 and 16, in each instance, strike “**COMMISSION**” and substitute “**COMPTROLLER**”.

On page 14 of the bill, in lines 3, 10, and 14, in each instance, strike “**COMMISSION**” and substitute “**COMPTROLLER**”; and in line 13, strike “**1-308.**” and substitute “**1-3A-02.**”.

On pages 15 through 65 of the bill, strike in their entirety the lines beginning with line 14 on page 15 through line 39 on page 65, inclusive.

On page 66 of the bill, in line 1, strike “12.” and substitute “2.”.

The preceding 3 amendments were read and rejected by a roll call vote as follows:

Affirmative – 14    Negative – 29    (See Roll Call No. 568)

Read the second time and ordered prepared for Third Reading.

**Senate Bill 653 – Senators Hester and Ready**

AN ACT concerning

**County Boards of Education – Establishing Innovative Regional Schools –  
Authority  
(Cross-County Attendance to Achieve Efficiency Act of 2019)**

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

**SB0653/244033/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 653

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “requirements” insert “and approval”; and in line 9, after “law;” insert “requiring a certain collective bargaining agreement to govern working conditions in innovative regional schools, subject to a certain exception;”.

AMENDMENT NO. 2

On page 2, in line 9, after “(1)” insert “(I)”; after line 12, insert:

**“(II) THE MEMORANDUM OF UNDERSTANDING AND ANY AMENDMENTS TO THE COLLECTIVE BARGAINING AGREEMENT THAT IS NEGOTIATED UNDER SUBSECTION (D)(2) OF THIS SECTION SHALL BE SUBJECT TO THE APPROVAL OF THE COUNTY GOVERNING BODY OF EACH COUNTY WHOSE COUNTY BOARD IS A PARTY TO THE MEMORANDUM OF UNDERSTANDING.**

**(2) THE PARTIES TO THE MEMORANDUM OF UNDERSTANDING SHALL IDENTIFY ONE OF THE COUNTY BOARDS TO GOVERN THE INNOVATIVE REGIONAL SCHOOL.**”;

in lines 13, 16, 18, 27, and 30, strike “(2)”, “(3)”, “(D)”, “(E)”, and “(F)”, respectively, and substitute “(3)”, “(4)”, “(E)”, “(F)”, and “(G)”, respectively; and after line 17, insert:

**“(D) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE COLLECTIVE BARGAINING AGREEMENT ESTABLISHED UNDER TITLE 6, SUBTITLE 4 OR SUBTITLE 5 OF THIS ARTICLE IN THE COUNTY THAT IS IDENTIFIED UNDER SUBSECTION (C)(2) OF THIS SECTION SHALL GOVERN WORKING CONDITIONS AT THE INNOVATIVE REGIONAL SCHOOL.**

**(2) THE EMPLOYEE ORGANIZATION AND THE PUBLIC SCHOOL EMPLOYER IN THE COUNTY THAT IS IDENTIFIED UNDER SUBSECTION (C)(2) OF THIS SECTION MAY MUTUALLY AGREE TO NEGOTIATE AMENDMENTS TO THE EXISTING BARGAINING AGREEMENT TO ADDRESS THE NEEDS OF THE INNOVATIVE REGIONAL SCHOOL.**”.

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 478 – Senators Peters, Eckardt, Edwards, Guzzone, King, Salling, Serafini, and Zucker**

AN ACT concerning

**Property Tax – Vehicles Valued as Stock in Business – Alteration of Tax Credit**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) OFFERED FROM THE FLOOR BY SENATOR PETERS.

FLOOR AMENDMENT

**SB0478/583725/1**

BY: Senator Peters

AMENDMENTS TO SENATE BILL 478, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Budget and Taxation Committee Amendments (SB0478/819435/1), in Amendment No. 1, strike beginning with “requiring” in line 7 down through “date” in line 10.

AMENDMENT NO. 2

On page 1 of the bill, in line 22, strike the brackets.

On page 4 of the Budget and Taxation Committee Amendments, in line 2 of Amendment No. 3, strike “SUBSECTIONS (B) AND (C)” and substitute “SUBSECTION (B)”; in line 3, strike “2018”; in line 4, strike “2019”; and in the same line, strike “75%”.

On page 2 of the bill, in lines 1 and 2, in each instance, strike the bracket; in line 2, strike “, **THROUGH THE TAXABLE YEAR BEGINNING IN JULY 1,**”; and strike beginning with the semicolon in line 3 down through “**VEHICLES**” in line 5.

On pages 4 and 5 of the Budget and Taxation Committee Amendments, in Amendment No. 3, strike beginning with “**FOR**” in line 11 of page 4 down through “**(D)**” in line 3 of page 5.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

**Senate Bill 5 – Senator Kagan**

AN ACT concerning

**Public Information Act – 9-1-1 Communications – Denial of Part of a Public Record**

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

**SB0005/424533/1**

BY: Education, Health, and Environmental Affairs Committee

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “requiring” and substitute “authorizing”; in the same line, strike the second “the”; strike beginning with “that” in line 5 down through “exception” in line 6 and substitute “under certain circumstances after providing certain notice and considering certain information; requiring a custodian to grant or deny a certain application within a certain period of time”; in line 10, after “parties” insert “or to create a certain right of civil action”; in the same line, strike “a certain term” and substitute “certain terms”; after line 11, insert:

“BY repealing and reenacting, with amendments,

Article – General Provisions

Section 4–203(a)

Annotated Code of Maryland

(2014 Volume and 2018 Supplement)”;

in line 14, strike “4–328” and substitute “4–343”; and in line 19, strike “4–342” and substitute “4–356”.

AMENDMENT NO. 2

On page 1, strike line 25 in its entirety and substitute:

“4–203.

(a) (1) [The] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE custodian shall grant or deny the application promptly, but not more than 30 days after receiving the application.

(2) THE CUSTODIAN SHALL GRANT OR DENY AN APPLICATION THAT IS THE SUBJECT OF § 4–356 OF THIS TITLE NOT MORE THAN 50 DAYS AFTER RECEIVING THE APPLICATION.”

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

“4–343.

Unless otherwise provided by law, if a custodian believes that inspection of a part of a public record by the applicant would be contrary to the public interest, the custodian may deny inspection by the applicant of that part of the record, as provided in this part.”;

strike in their entirety lines 3 through 6, inclusive, and substitute:

“4-356.

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

(2) “VICTIM” MEANS:

(I) A VICTIM OF DOMESTIC VIOLENCE, AS DEFINED UNDER § 4-701 OF THE FAMILY LAW ARTICLE;

(II) A VICTIM OF A VIOLATION OF TITLE 3, SUBTITLE 3 OF THE CRIMINAL LAW ARTICLE; OR

(III) A VICTIM OF A VIOLATION OF TITLE 3, SUBTITLE 6 OF THE CRIMINAL LAW ARTICLE, EXCEPT FOR A VIOLATION OF § 3-607 OF THE CRIMINAL LAW ARTICLE WHERE THE VICTIM IS AN ADULT.

(3) (I) “VICTIM’S REPRESENTATIVE” HAS THE MEANING STATED IN § 11-104 OF THE CRIMINAL PROCEDURE ARTICLE.

(II) “VICTIM’S REPRESENTATIVE” DOES NOT INCLUDE A PERSON ACTING IN CONCERT WITH A PERSON ALLEGED TO HAVE COMMITTED THE CRIME AGAINST THE VICTIM.”;

in line 9, after “TO” insert “:

(I) CREATE A RIGHT OF CIVIL ACTION FOR A VICTIM OR VICTIM’S REPRESENTATIVE; OR

(II)”;

and strike in their entirety lines 12 through 28, inclusive, and substitute:

**“(C) SUBJECT TO SUBSECTIONS (D) AND (E) OF THIS SECTION, BEFORE GRANTING INSPECTION OF THE PART OF A 9-1-1 COMMUNICATIONS RECORD THAT DEPICTS A VICTIM, A CUSTODIAN SHALL:**

**(1) WITHIN 30 DAYS AFTER RECEIVING THE REQUEST AND IF THE CUSTODIAN HAS CONTACT INFORMATION FOR THE VICTIM OR VICTIM’S REPRESENTATIVE, NOTIFY THE VICTIM OR VICTIM’S REPRESENTATIVE OF THE REQUEST;**

**(2) ALLOW 10 DAYS FOR A RESPONSE FROM THE VICTIM OR VICTIM’S REPRESENTATIVE INDICATING THAT INSPECTION MAY BE CONTRARY TO THE PUBLIC INTEREST; AND**

**(3) CONSIDER ANY RESPONSE RECEIVED UNDER ITEM (2) OF THIS SUBSECTION IN DETERMINING WHETHER TO GRANT OR DENY THE INSPECTION.”.**

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

Affirmative – 31    Negative – 16    (See Roll Call No. 569)

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**Senate Bill 950 – Senator Kagan**

AN ACT concerning

**Campaign Finance – Death of Candidate – Termination of Campaign Committee**

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

**SB0950/964338/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 950

(First Reading File Bill)



AMENDMENT NO. 1

On page 1, in line 6, after “death;” insert “requiring the treasurer of the candidate’s authorized candidate campaign committee to consider the expressed preferences of the candidate, if any, when determining where to dispose of certain funds before disposing of certain funds;”.

AMENDMENT NO. 2

On page 2, in line 24, before “**WITHIN**” insert “**(A)**”; and in line 27, after “**(2)**” insert “**SUBJECT TO SUBSECTION (B) OF THIS SECTION,**”.

On page 3, after line 1, insert:

**“(B) BEFORE DISPOSING OF ANY FUNDS UNDER SUBSECTION (A)(2) OF THIS SECTION, THE TREASURER OF THE CANDIDATE’S AUTHORIZED CANDIDATE CAMPAIGN COMMITTEE SHALL CONSIDER THE PREFERENCES EXPRESSED BY THE CANDIDATE, IF ANY, WHEN DETERMINING WHERE TO DISPOSE OF ANY FUNDS REMAINING IN THE ACCOUNT OF A CAMPAIGN FINANCE ENTITY.”**

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

## FLOOR AMENDMENT

**SB0950/403626/2**

BY: Senator Jennings

AMENDMENT TO SENATE BILL 950

(First Reading File Bill)

On page 2, in line 24, strike “**90**” and substitute “**120**”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

**SPECIAL ORDER CALENDAR NO. 30**  
**SENATE EXECUTIVE NOMINATIONS COMMITTEE REPORT NO. 6**

The Senate Executive Nominations Committee reports favorably on the attached gubernatorial appointments and recommends that the Senate of Maryland advise and consent to these appointments.

Senate Executive Nominations Committee  
Report No. 6  
March 14, 2019

**Civil Rights, Commission on**

1. Gary C. Norman, Esq. District 40  
4145 Falls Road  
Baltimore, MD 21211

Member of the Commission on Civil Rights; reappointed to serve a term of six years from July 1, 2017

**Community Health Worker Advisory Committee, State**

2. La Kerry B. Dawson District 8  
5513 East Avenue  
Baltimore, MD 21206

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

3. Bradley Tritsch District 2  
3716 Harpers Ferry Road  
Sharpsburg, MD 21782

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

**Education, State Board of**

4. Clarence C. Crawford District 24  
9501 Bald Hill Road  
Mitchellville, MD 20721

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

**Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors, State Board of**

5. Ralph C. Adams, III District 5  
6423 Locust Lane  
Sykesville, MD 21784

Member of the State Board of Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors; appointed to serve remainder of a term of three years from January 1, 2019

6. Michael Giangrandi District 42  
814 Boyce Avenue  
Towson, MD 21204

Member of the State Board of Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors; appointed to serve a term of three years from January 1, 2019

**Higher Education Commission, Maryland**

7. Rizwan A. Siddiqi District 9  
5410 Josie Court  
Ellicott City, MD 21043

Member of the Maryland Higher Education Commission; reappointed to serve a term of five years from July 1, 2018

**Historical Trust Board of Trustees, Maryland**

8. Sheila T. Bashiri District 17  
118 Monroe Street, Apt. 1204  
Rockville, MD 20850

Member of the Maryland Historical Trust Board of Trustees; appointed to serve a term of four years from July 1, 2019

9. Brien J. Poffenberger District 30  
66 Franklin Street, #419  
Annapolis, MD 21401

Member of the Maryland Historical Trust Board of Trustees; reappointed to serve a term of four years from July 1, 2019

**Judicial Disabilities, Commission on**

10. Andrea Fulton Rhodes District 36  
138 Crossgate Drive  
Church Hill, MD 21623

Member of the Commission on Judicial Disabilities; appointed to serve a term of four years from January 1, 2018

**Morticians and Funeral Directors, State Board of**

11. Robert H. Lang District 36  
1110 Daylily Lane  
Denton, MD 21629

Member of the State Board of Morticians and Funeral Directors; appointed to serve a term of four years from July 1, 2018

12. Melanie R. Oppat District 5  
460 Charter Court  
Westminster, MD 21157

Member of the State Board of Morticians and Funeral Directors; appointed to serve remainder of a term of four years from July 1, 2018

**Physicians, State Board of**

13. Victor M. Plavner, M.D. District 33  
1104 Spy Glass Drive  
Arnold, MD 21012

Member of the State Board of Physicians; appointed to serve remainder of a term of four years from July 1, 2015 and a term of four years from July 1, 2019

14. Scott R. Sauvageot District 13  
10774 W. Crestview Lane  
Laurel, MD 20723

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

**Plumbing, State Board of**

15. Gregory Scott Schott District 35  
4723 Clermont Mill Road  
Pylesville, MD 21132

Member of the State Board of Plumbing; reappointed to serve a term of three years from May 1, 2019

**Port Commission, Maryland**

16. Christian R. Dean District 43  
4020 Deepwood Road  
Baltimore, MD 21218

Member of the Maryland Port Commission; reappointed to serve a term of three years from July 1, 2019

17. J. Robert Huber District 42  
33 Sunnyview Drive  
Phoenix, MD 21131

Member of the Maryland Port Commission; reappointed to serve a term of three years from July 1, 2019

**Professional Standards and Teacher Education Board**

18. Winona M. Taylor, Ed.D. District 45  
3401 Southern Avenue  
Baltimore, MD 21214

Member of the Professional Standards and Teacher Education Board; appointed to serve a term of three years from July 1, 2018

**Real Estate Commission, State**

19. Anne S. Cooke District 9  
9821 Gwynn Park Drive  
Baltimore, MD 21042

Member of the State Real Estate Commission; reappointed to serve a term of four years from June 1, 2019

**Technology Development Corporation Board of Directors, Maryland**

20. Tina C. Williams–Koroma, Esq. District 21  
14931 Ashford Court  
Laurel, MD 20707

Member of the Maryland Technology Development Corporation Board of Directors; appointed to serve a term of four years from July 1, 2018

**Uninsured Employers Fund Board**

21. Casey L. Bryant, Esq. District 40  
216 Scott Street  
Baltimore, MD 21230

Member of the Uninsured Employers Fund Board; appointed to serve a term of four years from July 1, 2019

**University System of Maryland Board of Regents**

22. D’Ana E. Johnson, Esq. District 33  
2004 Huntwood Drive  
Gambrills, MD 21054

Member of the University System of Maryland Board of Regents; reappointed to serve a term of five years from July 1, 2019

23. Isiah Leggett District 14  
4401 Dustin Road  
Burtonsville, MD 20866

Member of the University System of Maryland Board of Regents; appointed to serve remainder of a term of five years from July 1, 2017

24. Drew Needham District 30  
514 Burnside Street  
Annapolis, MD 21403

Student Member of the University System of Maryland Board of Regents; appointed to serve a term of one year from July 1, 2019

25. Robert D. Rauch District 37  
28466 Waterview Drive  
Easton, MD 21601

Member of the University System of Maryland Board of Regents; reappointed to serve a term of five years from July 1, 2019

**Well Drillers, State Board of**

26. Larry D. Brenneman District 1  
P.O. Box 201  
Accident, MD 21520

Member of the State Board of Well Drillers; reappointed to serve a term of two 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.

**Community Health Resources Commission, Maryland**

- S-1. Allan A. Anderson, M.D. District 37  
114 Riverside Drive  
Cambridge, MD 21613

Member of the Maryland Community Health Resources Commission; reappointed to serve a term of four years from July 1, 2019

- S-2. J. Wayne Howard District 36  
7830 Shore Drive  
Preston, MD 21655

Member of the Maryland Community Health Resources Commission; reappointed to serve a term of four years from July 1, 2019

- S-3. Julia A. Wagner District 9  
1514 Grooms Lane  
Woodstock, MD 21163

Member of the Maryland Community Health Resources Commission; reappointed to serve a term of four years from July 1, 2019

**Health Care Commission, Maryland**

- S–4. Elizabeth Anne Hafey, Esq. District 46  
1200 South Conkling Street, Apt. 246  
Baltimore, MD 21224

Member of the Maryland Health Care Commission; reappointed to serve a term of four years from October 1, 2019

- S–5. Gerard S. O’Connor, M.D. District 36  
6870 Pentridge Court  
Chestertown, MD 21620

Member of the Maryland Health Care Commission; reappointed to serve a term of four years from October 1, 2019

- S–6. Michael J. O’Grady, Ph.D. District 18  
7509 Vale Street  
Chevy Chase, MD 20815

Member of the Maryland Health Care Commission; reappointed to serve a term of four years from October 1, 2019

- S–7. Cassandra B.Y. Tomarchio District 34  
1026 Chesapeake Drive, 4D  
Havre de Grace, MD 21078

Member of the Maryland Health Care Commission; reappointed to serve a term of four years from October 1, 2019

**Heating, Ventilation, Air–Conditioning, and Refrigeration Contractors, State Board of**

- S–8. Ezio S. Rebechi, Jr. District 13  
6736 Hunter Road  
Elkridge, MD 21075

Member of the State Board of Heating, Ventilation, Air–Conditioning, and Refrigeration Contractors; reappointed to serve a term of three years from January 1, 2019



**Historical Trust Board of Trustees, Maryland**

- S-9. Sarah Kunkel Filkins District 99  
4000 Cathedral Avenue, NW  
Washington, DC 20016

Member of the Maryland Historical Trust Board of Trustees; reappointed to serve a term of four years from July 1, 2018

**Indian Affairs, Commission on**

- S-10. Rebecca Stone District 13  
9461 Kilimanjaro Road  
Columbia, MD 21045

Member of the Commission on Indian Affairs; reappointed to serve a term of three years from July 1, 2016

- S-11. Guy G. Wells District 36  
201 S. 6th Street  
Denton, MD 21629

Member of the Commission on Indian Affairs; appointed to serve a term of three years from July 1, 2017

**Infants and Toddlers, Interagency Coordinating Council for**

- S-12. Jennifer K. Harwood District 13  
7261 Swan Point Way  
Columbia, MD 21045

Member of the Interagency Coordinating Council for Infants and Toddlers; appointed to serve remainder of a term of three years from July 1, 2016 and a term of three years from July 1, 2019

- S-13. Christy Tirrell-Corbin, Ph.D. District 30  
2902 Boyds Cove Drive  
Annapolis, MD 21401

Member of the Interagency Coordinating Council for Infants and Toddlers; appointed to serve remainder of a term of three years from July 1, 2016 and a term of three years from July 1, 2019

**Judicial Disabilities, Commission on**

- S–14. Arielle Fougy Hinton, Esq. District 14  
19 Dawn View Court  
Silver Spring, MD 20904

Member of the Commission on Judicial Disabilities; reappointed to serve a term of four years from January 1, 2019

- S–15. Michael Wilson Reed District 43  
111 North Calvert Street, Suite 626B  
Baltimore, MD 21202

Member of the Commission on Judicial Disabilities; reappointed to serve a term of four years from January 1, 2019

**Landscape Architects, Board of Examiners of**

- S–16. Gareth Diedrick, Jr. District 23  
412 Bloomfield Lane  
Upper Marlboro, MD 20774

Member of the Board of Examiners of Landscape Architects; reappointed to serve a term of three years from July 1, 2019

**Lottery and Gaming Control Commission, State**

- S–17. George L. Doetsch, Jr. District 9  
5610 Chamblis Drive  
Clarksville, MD 21029

Member of the State Lottery and Gaming Control Commission; reappointed to serve a term of five years from October 1, 2019

**Patuxent Institution Board of Review**

- S–18. Madeline L. Coxson District 12  
16 Dunbar Avenue  
Catonsville, MD 21228

Member of the Patuxent Institution Board of Review; appointed to serve a term of four years from March 21, 2015 and a term of four years from March 21, 2019

**Professional Standards and Teacher Education Board**

S-19. Sandra L. Skordalos District 6  
2511 Ambler Road  
Dundalk, MD 21222

Member of the Professional Standards and Teacher Education Board; reappointed to serve a term of three years from July 1, 2018

**Public Service Commission**

S-20. Mindy L. Herman, Esq. District 31  
8105 Ventnor Road  
Pasadena, MD 21122

Member of the Public Service Commission; reappointed to serve a term of five years from July 1, 2019

**Racing Commission, State**

S-21. Thomas W. Winebrener District 4  
P.O. Box 362  
Union Bridge, MD 21791

Member of the State Racing Commission; reappointed to serve a term of four years from July 1, 2019

**Real Estate Commission, State**

S-22. Demetria C. Scott District 44  
P.O. Box 23842  
Baltimore, MD 21203

Member of the State Real Estate Commission; reappointed to serve a term of four years from June 1, 2019

**Social Work Examiners, State Board of**

S-23. Sondra G. Petty District 23  
807 Palantine Place  
Bowie, MD 20716

Member of the State Board of Social Work Examiners; appointed to serve remainder of a term of four years from July 1, 2015 and a term of four years from July 1, 2019

**Stadium Authority, Maryland**

S–24. Joseph C. Bryce, Esq. District 21  
802 Vacation Drive  
Odenton, MD 21113

Member of the Maryland Stadium Authority; reappointed to serve a term of four years from July 1, 2019

S–25. Gary L. Mangum District 36  
200 Bridgeview Lane  
Stevensville, MD 21666

Member of the Maryland Stadium Authority; reappointed to serve a term of four years from July 1, 2019

**Tourism Development Board, Maryland**

S–26. Michael J. James District 38  
12805 Kings Court  
Ocean City, MD 21842

Member of the Maryland Tourism Development Board; reappointed to serve a term of three years from July 1, 2019

**Transportation Authority, Maryland**

S–27. William C. Ensor, III District 7  
14210 Manor Road  
Phoenix, MD 21131

Member of the Maryland Transportation Authority; reappointed to serve a term of four years from July 1, 2019

**Uninsured Employers Fund Board**

S–28. Martin Eric Lewis District 31  
256 Moreau Lane  
Severna Park, MD 21146

Member of the Uninsured Employers Fund Board; reappointed to serve a term of four years from July 1, 2019

S-29. Doncella C. Wilson District 36  
223 Brairwood Circle  
Denton, MD 21629

Member of the Uninsured Employers Fund Board; reappointed to serve a term of four years from July 1, 2019

**Veterans' Home Commission, Maryland**

S-30. Kathryn Smith Gleeson District 15  
19415 Cravan Drive  
Germantown, MD 20874

Member of the Maryland Veterans' Home Commission; reappointed to serve a term of five years from July 1, 2019

S-31. Glynn Ellsworth Parker District 26  
1520 Birchwood Drive  
Oxon Hill, MD 20745

Member of the Maryland Veterans' Home Commission; reappointed to serve a term of five years from July 1, 2019

**Veterinary Medical Examiners, State Board of**

S-32. Christine Calvert King, D.V.M. District 31  
5179 Moutain Road  
Pasadena, MD 21122

Member of the State Board of Veterinary Medical Examiners; appointed to serve a term of five years from June 1, 2019

**Women, Maryland Commission for**

S-33. Tammy Bresnahan District 33  
278 Arundel Beach Road  
Severna Park, MD 21146

Member of the Maryland Commission for Women; reappointed to serve a term of four years from July 1, 2019

S–34. Gloria Chang District 39  
21400 Manor View Circle  
Germantown, MD 20876

Member of the Maryland Commission for Women; reappointed to serve a term of four years from July 1, 2019

S–35. Carole Jaar Sepe District 3  
4465 Lewis Mill Court  
Jefferson, MD 21755

Member of the Maryland Commission for Women; reappointed to serve a term of four years from July 1, 2019

S–36. Yun Jung Yang, Esq. District 14  
16816 Harbour Town Drive  
Silver Spring, MD 20905

Member of the Maryland Commission for Women; reappointed to serve a term of four years from July 1, 2019

### Local Nominees

**Please Note:** Local Nominees are not required to appear before the Senate Executive Nominations Committee.

#### Anne Arundel Community College Board of Trustees

L–1. Tamela V. Mason District 21  
338 Fairfield Drive  
Severn, MD 21144

Member of the Anne Arundel Community College Board of Trustees; appointed to serve a term of one year from July 1, 2019

L–2. Sandra E. Moore District 31  
7902 Whites Cove Road  
Pasadena, MD 21122

Member of the Anne Arundel Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2019

**Baltimore City Board of License Commissioners**

- L-3. Albert J. Matricciani, Jr. District 43  
3801 Canterbury Road, Unit 1101  
Baltimore, MD 21218

Member of the Baltimore City Board of License Commissioners; reappointed to serve a term to expire July 1, 2020

**Hagerstown Community College Board of Trustees**

- L-4. L. William Proctor, Jr., Esq. District 2  
19625 Spring Creek Road  
Hagerstown, MD 21745

Member of the Hagerstown Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2019

**Howard Community College Board of Trustees**

- L-5. Frank S. Turner District 13  
7125 Brandywine Way  
Columbia, MD 21046

Member of the Howard Community College Board of Trustees; appointed to serve remainder of a term of six years from July 1, 2015

**Montgomery College Board of Trustees**

- L-6. Robert F. Levey District 16  
6820 Wisconsin Avenue  
Bethesda, MD 20815

Member of the Montgomery College Board of Trustees; reappointed to serve a term of six years from July 1, 2019

- L-7. Marice I. Morales District 19  
26 Millcrest Court  
Derwood, MD 20855

Member of the Montgomery College Board of Trustees; appointed to serve a term of six years from July 1, 2019

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 – 47    Negative – 0    (See Roll Call No. 570)

**Senate Bill 895 – Senator Kelley**

AN ACT concerning

**Business Regulation – Tobacco Products and Electronic Smoking Devices –  
Revisions**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2)  
OFFERED FROM THE FLOOR BY SENATOR READY.

FLOOR AMENDMENT

**SB0895/243926/1**

BY: Senator Ready

AMENDMENTS TO SENATE BILL 895

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 13 down through “identification,” in line 15.

On page 2, in line 4, strike “and” and substitute a comma; in the same line, after “10–107” insert “, and 10–108”; and strike in their entirety lines 7 through 11, inclusive.

AMENDMENT NO. 2

On page 21, in lines 1 and 19, in each instance, strike the bracket; strike beginning with “In” in line 2 down through “(b)” in line 4; in lines 7, 14, and 17, strike “(c)”, “(d)”, and “(e)”, respectively, and substitute “**(B)**”, “**(C)**”, and “**(D)**”, respectively; strike beginning with the comma in line 4 down through “system” in line 5; in lines 5 and 18, in each instance, strike “a minor” and substitute “**AN INDIVIDUAL UNDER THE AGE OF 19 YEARS**”; in line 6, strike “minor’s” and substitute “**INDIVIDUAL’S**”; in lines 7 and 15, in each instance, strike “A minor” and substitute “**AN INDIVIDUAL UNDER THE AGE OF 21 YEARS**”; strike beginning with the first comma in line 8 down through “system” in line 9; strike beginning with the first comma in line 10 down through “system” in line 11; in line 13, strike “minor” and substitute “**INDIVIDUAL UNDER THE AGE OF 21 YEARS**”; and in line 18, strike “the minor” and substitute “**THE INDIVIDUAL**”.



The preceding 2 amendments were read only.

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

The motion was adopted.

**Senate Bill 128 – Senators Pinsky and King**

AN ACT concerning

**County Boards of Education – School Year – Start and End Dates**

STATUS OF BILL: QUESTION IS: “SHALL THE SENATE CONCUR IN THE HOUSE AMENDMENTS?”

Senator West moved to make the Bill a Special Order for March 18, 2019.

The motion was adopted.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE  
REPORT NO. 31**

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

**Senate Bill 352 – Senator Rosapepe**

AN ACT concerning

**Prince George's County – Alcoholic Beverages – Class BLX License for Movie  
Theaters**

**SB0352/424733/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 352

(First Reading File Bill)

On page 2, in line 17, strike “AND”; and in line 20, after “BEVERAGES” insert “; AND

**(III) ALL EMPLOYEES WHO WILL SERVE AN ALCOHOLIC BEVERAGE AT THE MOVIE THEATER ARE CERTIFIED BY AN APPROVED ALCOHOL AWARENESS PROGRAM**".

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 584 – Senator Ferguson**

AN ACT concerning

**Baltimore City – Alcoholic Beverages – Licenses**

**SB0584/284037/1**

BY: Education, Health, and Environmental Affairs Committee

**AMENDMENTS TO SENATE BILL 584**

(First Reading File Bill)

**AMENDMENT NO. 1**

On page 1, in line 11, after "privileges;" insert "altering the capital investment requirement for a public market license; authorizing the holder of a public market license to designate a vendor to sell certain alcoholic beverages for on-premises consumption at a restaurant in a certain premises; requiring that the restaurant have average daily receipts from the sale of food that are at least a certain amount of the total daily receipts of the restaurant; authorizing the vendor to sell alcoholic beverages in an area exceeding a certain amount of square feet; specifying the hours and days of sale; prohibiting the privilege to sell alcoholic beverages at the restaurant from being transferred to another location; specifying that the premises of the restaurant does not count toward a certain floor space limit; altering certain license fees;"; and in line 14, strike "making a technical change;" and substitute "providing certain exceptions from prohibitions against certain transactions involving a certain distillery and a certain retail dealer; making technical and conforming changes; providing for the termination of certain provisions of this Act;".

On page 2, in line 1, after “Section” insert “12-404,”; and in the same line, after “12-902.1” insert “, 12-1002.1,”.

AMENDMENT NO. 2

On page 3, after line 20, insert:

“12-1002.1.

(a) There is a public market license.

(b) The Board may issue the license only to an operator of an enclosed public market that:

(1) has a capital investment of at least ~~[\$3,000,000]~~ **\$5,000,000**; and

(2) is located in an area surrounded by Charles Street on the west, East Cross Street on the north, Light Street on the east, and East Cross Street on the south, in ward 23, precinct 1 of the 46th alcoholic beverages district.

(c) [The premises for which the public market license is issued shall be separate from the premises for which a Class D (7-day) beer and wine license has been issued.

~~(d)]~~ Ownership of the license is transferable only to the Baltimore Public Markets Corporation.

~~[(e)]~~**(D)** (1) The license authorizes the license holder to sell, for on- or off-premises consumption:

(i) beer;

(ii) wine; and

(iii) liquor, when served as an ingredient in mixed drinks that may be purchased for at least \$5 each.

(2) (i) Subject to subparagraph (ii) of this paragraph **AND SUBSECTION (E)(6) OF THIS SECTION**, the license holder may designate vendors within the public market to sell alcoholic beverages that are allowed under paragraph (1) of this

subsection in leasable market space covering not more than 20% of the total square footage of floor space of the licensed premises.

(ii) [An] EXCEPT AS PROVIDED IN SUBSECTION (E)(3) OF THIS SECTION, AN individual vendor may sell alcoholic beverages in an area covering not more than 1,000 square feet of floor space.

(3) (i) The license holder shall submit to the Board the same information about each vendor that the Board requires of an applicant for a license.

(ii) The Board shall apply to the Central Repository for a State and national criminal history records check for each vendor authorized to sell alcoholic beverages.

(iii) A vendor authorized to sell alcoholic beverages or an individual who is designated by the vendor and employed in a supervisory capacity is required to be:

1. certified by an approved alcohol awareness program; and
2. present when alcoholic beverages are consumed.

(4) (i) Subject to subparagraph (ii) of this paragraph, monthly receipts from the sale of nonalcoholic beverage items shall be at least 65% of the total monthly receipts of the market.

(ii) The only nonalcoholic beverage items that may be counted in the calculation required under subparagraph (i) of this paragraph are items sold in the public market that are not provided as part of an off-premises catering service.

**(E) (1) THE LICENSE HOLDER MAY DESIGNATE A VENDOR TO SELL ALCOHOLIC BEVERAGES ALLOWED UNDER SUBSECTION (D)(1) OF THIS SECTION FOR ON-PREMISES CONSUMPTION AT A RESTAURANT IN THE PREMISES FORMERLY OCCUPIED BY AN ESTABLISHMENT FOR WHICH A CLASS D (7-DAY) BEER AND WINE LICENSE WAS ISSUED.**

**(2) THE RESTAURANT SHALL HAVE AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD THAT ARE AT LEAST 65% OF THE TOTAL DAILY RECEIPTS OF THE RESTAURANT.**

(3) THE VENDOR DESIGNATED FOR THE RESTAURANT MAY SELL ALCOHOLIC BEVERAGES IN AN AREA EXCEEDING 1,000 SQUARE FEET OF FLOOR SPACE.

(4) THE HOURS OF SALE FOR ALCOHOLIC BEVERAGES AT THE RESTAURANT ARE FROM 9 A.M. TO 1 A.M. THE FOLLOWING DAY, MONDAY THROUGH SUNDAY.

(5) THE PRIVILEGE TO SELL ALCOHOLIC BEVERAGES AT THE RESTAURANT MAY NOT BE TRANSFERRED TO ANOTHER LOCATION.

(6) THE PREMISES OF THE RESTAURANT DO NOT COUNT TOWARD THE LIMIT ON THE TOTAL SQUARE FOOTAGE OF FLOOR SPACE IN WHICH ALCOHOLIC BEVERAGES MAY BE SOLD IN THE PUBLIC MARKET UNDER SUBSECTION (D)(2)(I) OF THIS SECTION.

(f) A license holder or vendor may not:

(1) participate in or publicize, in or outside the public market, a pub crawl authorized under § 12-1101.1 of this title; or

(2) except for an event closed to the public, including a rehearsal dinner, wedding reception, corporate function, or retirement party, allow an open bar to be operated by a vendor.

(g) [The] EXCEPT AS PROVIDED UNDER SUBSECTION (E)(4) OF THIS SECTION, THE hours of sale of alcoholic beverages for on-premises consumption are:

(1) from 11:30 a.m. to 10 p.m. Monday through Thursday;

(2) from 11:30 a.m. to 11:30 p.m. on Friday;

(3) from 9 a.m. to 11:30 p.m. on Saturday; and

(4) from 9 a.m. to 9 p.m. on Sunday.

(h) The annual license fee is:

(1) subject to item (2) of this subsection, [~~\$6,500~~] **\$7,500**; or

(2)  [~~\$2,500~~] **\$3,500**, if the applicant for the license obtains and extinguishes one Class A, Class B, Class D, or Class B–D–7 license issued for use in ward 23, precinct 1 of the 46th alcoholic beverages district.

(i) The Board shall adopt regulations to carry out this section, including regulations concerning the following activities in a public market:

(1) the conduct of vendors;

(2) the conduct of license holders within the public market;

(3) the holding of events that are closed to the public; and

(4) the maintaining of a common seating area.”.

### AMENDMENT NO. 3

On page 7, after line 20, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

#### Article – Alcoholic Beverages

12-404.

(A) Section 2-216(b) and (d) of this article does not apply to a holder of a Class 3 winery license or Class 4 limited winery license who is issued a Class A2 light wine on-sale and off-sale license with respect to the wine manufactured or bottled on the winery premises.

(B) (1) THIS SUBSECTION APPLIES ONLY TO A CLASS 1 DISTILLERY AND A RETAIL DEALER LOCATED ON CONTIGUOUS PREMISES IN THE AREA COMMONLY KNOWN AS PORT COVINGTON.

(2) THE CLASS 1 DISTILLERY:

(I) MAY LEND A THING OF VALUE, MAKE A GIFT, OR OFFER A GRATUITY TO THE RETAIL DEALER; BUT

(II) MAY NOT LEND MONEY TO THE RETAIL DEALER.

(3) THE RETAIL DEALER:

(I) MAY ACCEPT, RECEIVE, OR MAKE USE OF A GIFT OR AN ADVERTISEMENT PROVIDED BY THE CLASS 1 DISTILLERY; BUT

(II) MAY NOT BECOME INDEBTED TO THE DISTILLERY EXCEPT FOR THE PURCHASE OF ALCOHOLIC BEVERAGES AND ALLIED PRODUCTS PURCHASED FOR RESALE.

(4) SECTION 2-216(D) OF THIS ARTICLE REGARDING ADVERTISEMENTS DOES NOT APPLY TO THE CLASS 1 DISTILLERY AND THE LICENSED RETAILER.”.

On page 7, in line 21, strike “3.” and substitute “4.”; and in line 22, after “2019.” insert “Section 3 of this Act shall remain effective for a period of 3 years and, at the end of June 30, 2022, Section 3 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**SB0584/183120/1**

BY: Senator Ferguson

AMENDMENT TO SENATE BILL 584

(First Reading File Bill)

On page 3, in line 13, strike “2 A.M.” and substitute “12 MIDNIGHT”.

The preceding amendment was 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 792 – Senator Hayes**

AN ACT concerning

**Baltimore City – Alcoholic Beverages – Related Event Promoter’s Permit**

**SB0792/344036/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 792

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “date;” insert “requiring a holder of a State caterer’s license to obtain a certain license from the Board before the holder may act as a participating license holder at a certain event;”.

AMENDMENT NO. 2

On page 2, in line 28, after “(C)” insert “(1)”.

On page 3, after line 2, insert:

**“(2) A HOLDER OF A STATE CATERER’S LICENSE SHALL OBTAIN A CLASS C PER DIEM BEER, BEER AND WINE, OR BEER, WINE, AND LIQUOR LICENSE FROM THE BOARD BEFORE THE HOLDER MAY ACT AS A PARTICIPATING LICENSE HOLDER AT A RELATED EVENT.”**

On page 4, in line 16, strike “(I)”; in the same line, strike “SUBPARAGRAPH (II)” and substitute “PARAGRAPH (3)”; in the same line, strike “PARAGRAPH” and substitute “SUBSECTION”; strike line 18 in its entirety and substitute:

**“(I) 1. \$500, IF 75 TO 299 INDIVIDUALS ARE REASONABLY ANTICIPATED TO PARTICIPATE; OR**



**2. \$1,500, IF 300 OR MORE INDIVIDUALS ARE REASONABLY ANTICIPATED TO PARTICIPATE; AND**”;

in line 19, strike “**2.**” and substitute “**(II)**”; and in line 21, strike “**(II)**” and substitute “**(3)**”.

On page 5, after line 20, insert:

**“(E) FOR THE OFFENSE BY A HOLDER OF A STATE CATERER’S LICENSE OF PARTICIPATING IN A CIAA BASKETBALL TOURNAMENT RELATED EVENT WITHOUT FIRST OBTAINING A CLASS C PER DIEM BEER, BEER AND WINE, OR BEER, WINE, AND LIQUOR LICENSE REQUIRED UNDER § 12-1102.2 OF THIS TITLE, THE COMPTROLLER SHALL IMPOSE A FINE OF NOT LESS THAN \$1,000 AND NOT MORE THAN \$3,000 OR SUSPEND THE STATE CATERER’S LICENSE 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 Pinsky, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**Senate Bill 991 – Senator McCray**

AN ACT concerning

**Baltimore City – Alcoholic Beverages – Class B–D–7 License**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE  
REPORT NO. 32**

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

**Senate Bill 447 – Senators Pinsky, Eckardt, Guzzone, and Young**

AN ACT concerning

**Health Occupations – Requirements for the Practice of Optometry –  
Miscellaneous Revisions**

**SB0447/824130/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 447

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Young” and substitute “Young, Patterson, and Simonaire”; strike beginning with “requiring” in line 4 down through “regulations” in line 31 and substitute “repealing certain provisions of law requiring a therapeutically certified optometrist to refer a certain patient to an ophthalmologist under certain circumstances; altering the types of therapeutic pharmaceutical agents a therapeutically certified optometrist is authorized to administer or prescribe; prohibiting therapeutically certified optometrists from administering or prescribing certain substances and agents except under certain circumstances; prohibiting therapeutically certified optometrists from administering or prescribing certain substances and agents to certain patients except under certain circumstances; altering the circumstances under which a therapeutically certified optometrist is authorized to administer and prescribe certain pharmaceutical agents for a certain type of glaucoma; authorizing therapeutically certified optometrists to order certain tests under certain conditions; altering the circumstances under which a therapeutically certified optometrist is authorized to remove certain foreign bodies from a human eye; requiring a therapeutically certified optometrist to comply with a certain notice requirement”; and in line 31, after “altering” insert “and repealing”.

On page 2, in line 1, strike “certain terms” and substitute “a certain term”; in line 2, after “Act;” insert “providing for a delayed effective date for certain provisions of this Act;”; strike lines 4 through 8, inclusive; in line 11, strike “11–101(g) and (h), 11–301, 11–309, 11–402 through 11–404, 11–404.1,” and substitute “11–101,”; and strike lines 15 through 19, inclusive, and substitute:

“BY repealing

Article – Health Occupations

Section 11–503

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)”.

AMENDMENT NO. 2

On pages 2 through 15, strike in their entirety the lines beginning with line 23 on page 2 through line 14 on page 15, inclusive, and substitute:

“11–101.

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

(b) “Board” means the State Board of Examiners in Optometry.

(c) “Diagnostically certified optometrist” means a licensed optometrist who is certified by the Board to administer topical ocular diagnostic pharmaceutical agents to the extent permitted under § 11–404 of this title.

(d) “License” means, unless the context requires otherwise, a license issued by the Board to practice optometry.

(e) “Licensed optometrist” means, unless the context requires otherwise, an optometrist who is licensed by the Board to practice optometry.

(f) “Optometrist” means an individual who practices optometry.

(g) (1) “Practice optometry” means:

(i) Subject to §§ 11–404 and 11–404.2 of this title, to use any means known in the science of optics or eye care, except surgery:

1. To detect, diagnose, **MANAGE**, and **TREAT**, subject to §§ 11–404 and 11–404.2 of this title, [treat, subject to this title,] any optical or diseased condition in the human eye **AND THE ADNEXA OF THE EYE**; or

2. To prescribe eyeglasses, lenses, or contact lenses to correct any optical or visual condition in the human eye;

(ii) To give advice or direction on the fitness or adaptation of eyeglasses or lenses to any individual for the correction or relief of a condition for which eyeglasses or lenses are worn; or

(iii) To use or permit the use of any instrument, test card, test type, test eyeglasses, test lenses, or other device to aid in choosing eyeglasses or lenses for an individual to wear.

(2) Subject to §§ 11–404 and 11–404.2 of this title, “practice optometry” includes:

(i) The administration of [topical ocular diagnostic] pharmaceutical agents;

[(ii) The administration and prescription of therapeutic pharmaceutical agents; and]

[(iii)] (II) The removal of superficial foreign bodies from the cornea and conjunctiva;

(III) THE DIAGNOSIS, TREATMENT, AND MANAGEMENT OF OPEN-ANGLE GLAUCOMA;

(IV) THE ORDERING OF CULTURES AND BLOODWORK TESTING;  
AND

(V) THE ORDERING AND PERFORMING OF IN-OFFICE, NONINVASIVE, NONRADIOGRAPHIC IMAGING.

(h) “Therapeutically certified optometrist” means a licensed optometrist who is certified by the Board to practice optometry to the extent permitted under § 11–404.2 of this title.

(I) (1) “SURGERY” MEANS A PROCEDURE USING ANY INSTRUMENTS, INCLUDING LASERS, SCALPELS, NEEDLES, CAUTERY, A CRYOPROBE, OR SUTURES IN WHICH HUMAN TISSUE IS CUT, BURNED, VAPORIZED, REMOVED, OR OTHERWISE PERMANENTLY ALTERED BY ANY MECHANICAL MEANS, LASER, IONIZING RADIATION, ULTRASOUND, OR OTHER MEANS.

(2) “SURGERY” DOES NOT INCLUDE:

(I) PREOPERATIVE AND POSTOPERATIVE CARE PROVIDED IN ACCORDANCE WITH §§ 11-404 AND 11-404.2 OF THIS TITLE;

(II) NONSURGICAL LIGHT THERAPIES USED ONLY FOR THE TREATMENT OF MEIBOMIAN GLAND DISEASE AND VISION THERAPY BUT NOT FOR CORNEAL COLLAGEN CROSS LINKING;

(III) ORTHOKERATOLOGY;

(IV) A NONINVASIVE PROCEDURE TO REMOVE A SUPERFICIAL FOREIGN BODY IN ACCORDANCE WITH § 11-404.2(D) OF THIS TITLE;

(V) CORNEAL SCRAPING OR CONJUNCTIVAL SWABS FOR CULTURES IN ACCORDANCE WITH § 11-404.2(E) OF THIS TITLE;

(VI) EPILATING WITH FORCEPS AN EYELASH FROM THE EYELID, ADNEXA, OR LACRIMAL SYSTEM OF A PATIENT; OR

(VII) NONINVASIVE MEIBOMIAN GLAND EXPRESSION.

11-404.2.

[(a) In this section, “refer” means that a therapeutically certified optometrist:

(1) Informs the patient that the patient should see an ophthalmologist and give the ophthalmologist an opportunity to physically examine the patient; and

(2) Refrains from rendering further treatment for the specific condition that is the basis for the referral until the patient has been physically examined by an ophthalmologist.]

[(b)] (A) (1) [A] EXCEPT AS PROVIDED IN THIS SUBSECTION AND IN SUBSECTION (D) OF THIS SECTION FOR THE TREATMENT OF OPEN-ANGLE GLAUCOMA, A therapeutically certified optometrist may administer and prescribe [topical therapeutic pharmaceutical agents limited to:

thereof;

(i) Ocular antihistamines, decongestants, and combinations

(ii) Ocular anti-allergy pharmaceutical agents;

(iii) Ocular antibiotics and combinations of ocular antibiotics, excluding specially formulated or fortified antibiotics;

(iv) Anti-inflammatory agents;

(v) Ocular lubricants and artificial tears;

(vi) Tropicamide;

(vii) Homatropine;

(viii) Nonprescription drugs that are commercially available; and

(ix) Primary open-angle glaucoma medications, in accordance with subsection (c) of this section] **THERAPEUTIC PHARMACEUTICAL AGENTS FOR THE PREVENTION, MANAGEMENT, OR TREATMENT OF CONDITIONS AND DISEASES OF THE EYE AND OCULAR ADNEXA.**

**(2) (I) A THERAPEUTICALLY CERTIFIED OPTOMETRIST MAY NOT ADMINISTER OR PRESCRIBE:**

**1. CONTROLLED DANGEROUS SUBSTANCES;**

**2. EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, NONTOPICAL SYSTEMIC IMMUNOSUPPRESSIVE AND IMMUNOMODULATORY AGENTS;**

**3. ORAL ANTIFUNGAL AGENTS; OR**

**4. ORAL AND TOPICAL ANTIMETABOLITE AGENTS.**

**(II) A THERAPEUTICALLY CERTIFIED OPTOMETRIST MAY ADMINISTER OR PRESCRIBE ORAL CORTICOSTEROIDS FOR NOT MORE THAN 1**

MONTH UNLESS THE THERAPEUTICALLY CERTIFIED OPTOMETRIST CONSULTS WITH A PHYSICIAN.

(3) A THERAPEUTICALLY CERTIFIED OPTOMETRIST MAY NOT ADMINISTER OR PRESCRIBE PHARMACEUTICAL AGENTS THAT ARE:

(I) DELIVERED INTRAVENOUSLY;

(II) GIVEN BY INJECTION, EXCEPT A THERAPEUTICALLY CERTIFIED OPTOMETRIST MAY GIVE AN INJECTION OF EPINEPHRINE IN THE APPROPRIATE DOSE FOR THE TREATMENT OF ACUTE ANAPHYLAXIS OR EMERGENCY RESUSCITATION;

(III) GIVEN OR DELIVERED BY A SUSTAINED DELIVERY DEVICE, EXCEPT FOR PUNCTAL PLUGS, CONTACT LENSES, OR OTHER EXTRAOCULAR DEVICES THAT RELEASE MEDICATION INTO THE TEAR FILM; OR

(IV) FOR THE TREATMENT OF A SYSTEMIC DISEASE UNLESS SPECIFIC TO THE TREATMENT OF AN OCULAR CONDITION OR DISEASE.

(B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A THERAPEUTICALLY CERTIFIED OPTOMETRIST MAY NOT ADMINISTER OR PRESCRIBE ANY ORAL PHARMACEUTICAL AGENT TO A PATIENT UNDER THE AGE OF 18 YEARS.

(2) (I) AFTER A THERAPEUTICALLY CERTIFIED OPTOMETRIST CONSULTS WITH A PHYSICIAN, THE THERAPEUTICALLY CERTIFIED OPTOMETRIST MAY PRESCRIBE AND ADMINISTER ORAL ANTIBIOTICS TO A MINOR WHO IS AT LEAST 16 YEARS OLD AND UNDER THE AGE OF 18 YEARS.

(II) A THERAPEUTICALLY CERTIFIED OPTOMETRIST SHALL PROVIDE THE PHYSICIAN CONSULTED IN ACCORDANCE WITH SUBPARAGRAPH (I) OF THIS PARAGRAPH WITH A WRITTEN REPORT.

[(2) Except as provided in paragraph (4) of this subsection, if a therapeutically certified optometrist administers or prescribes a topical therapeutic

pharmaceutical agent listed in paragraph (1)(i) through (vii) of this subsection, and the patient does not have the expected response within 72 hours:

(i) The therapeutically certified optometrist shall consult with an ophthalmologist; and

(ii) The ophthalmologist may determine that the ophthalmologist needs to physically examine the patient.

(3) Except as provided in paragraph (4) of this subsection, if a therapeutically certified optometrist administers or prescribes a topical therapeutic pharmaceutical agent under paragraph (2) of this subsection, the therapeutically certified optometrist shall communicate with the patient to determine the response of the patient to the therapeutic pharmaceutical agent as soon as practicable after 72 hours of the time the agent was administered or prescribed.

(4) A therapeutically certified optometrist may administer or prescribe topical steroids in accordance with a practice protocol established by the Board.

(5) A therapeutically certified optometrist may not administer or prescribe:

(i) Antiviral agents;

(ii) Antifungal agents;

(iii) Antimetabolite agents; or

(iv) Antiparasitic agents.

(6) A therapeutically certified optometrist may dispense a topical therapeutic pharmaceutical agent listed in paragraph (1) of this subsection only if:

(i) No charge is imposed for the therapeutic pharmaceutical agent or for dispensing the agent; and

(ii) The amount dispensed does not exceed a 72-hour supply, except that if the minimum available quantity for dispensing is greater than a 72-hour supply, the minimum available quantity may be dispensed.]



(c) (1) A therapeutically certified optometrist may administer and prescribe topical therapeutic pharmaceutical agents for glaucoma only[:

(i) For patients with primary] FOR A PATIENT WHO:

(I) IS AT LEAST 18 YEARS OLD; AND

(II) HAS open-angle glaucoma[;

(ii) After the optometrist refers the patient to an ophthalmologist;

and

(iii) After the ophthalmologist and optometrist jointly and promptly develop a written individualized treatment plan that is signed by the ophthalmologist and optometrist and includes:

1. All tests and examinations that led to the diagnosis;

2. An initial schedule of all tests and examinations necessary to treat the patient's condition;

3. A medication plan;

4. A target intraocular pressure; and

5. Criteria for surgical intervention by the ophthalmologist].

[(2) (i) A treatment plan developed under this subsection may be modified only after both the optometrist and the ophthalmologist consult together and consent to the modification.

(ii) Each modification shall be noted in the optometric record of the patient.]

[(3) (2) (I) A therapeutically certified optometrist who treats a patient with [primary] open-angle glaucoma in accordance with this section[:

(i) Shall] SHALL refer the patient to an ophthalmologist [at least once a year after the initial mandatory referral under paragraph (1) of this subsection;] FOR AN EXAMINATION WITHIN 3 MONTHS AFTER THE INITIAL DIAGNOSIS OR PRESENTATION TO THE THERAPEUTICALLY CERTIFIED OPTOMETRIST UNLESS THE INTRAOCULAR PRESSURE HAS BEEN REDUCED 20% OR MORE FROM THE INITIAL PRESSURE.

(II) A THERAPEUTICALLY CERTIFIED OPTOMETRIST WHO TREATS A PATIENT WITH OPEN-ANGLE GLAUCOMA IN ACCORDANCE WITH THIS SECTION SHALL REFER THE PATIENT TO AN OPHTHALMOLOGIST FOR AN EXAMINATION WITHIN 12 MONTHS AFTER THE INITIAL DIAGNOSIS OR PRESENTATION TO THE THERAPEUTICALLY CERTIFIED OPTOMETRIST UNLESS CLINICAL STABILITY HAS BEEN DOCUMENTED BY VISUAL FIELD OR IMAGING OF THE OPTIC NERVE STRUCTURE.

(3) FOR A PATIENT ON GLAUCOMA MEDICATIONS AT THE TIME OF PRESENTATION TO A THERAPEUTICALLY CERTIFIED OPTOMETRIST, IF THE THERAPEUTICALLY CERTIFIED OPTOMETRIST IS UNABLE TO CONFIRM EITHER THE DATE OF INITIAL OPEN-ANGLE GLAUCOMA DIAGNOSIS OR THE INTRAOCULAR PRESSURE AT THE TIME THE PATIENT WAS INITIALLY DIAGNOSED, THE THERAPEUTICALLY CERTIFIED OPTOMETRIST MAY RENDER TREATMENT TO A PATIENT WITH OPEN-ANGLE GLAUCOMA WITHOUT REFERRING THE PATIENT TO AN OPHTHALMOLOGIST IF:

(I) THE INTRAOCULAR PRESSURE OF THE PATIENT REMAINS STABLE; AND

(II) CLINICAL STABILITY IS DOCUMENTED BY VISUAL FIELD OR IMAGING OF THE OPTIC NERVE STRUCTURE WITHIN 12 MONTHS AFTER THE PATIENT IS FIRST EXAMINED BY THE OPTOMETRIST.

[(ii) May continue to render treatment under the joint treatment plan until the patient is examined by an ophthalmologist;

(iii) Shall consult with an ophthalmologist if:

1. The patient does not have the expected response to treatment;

2. The target intraocular pressure is not reached; or

3. There is worsening in a patient's visual field or optic nerve head; and

(iv) May perform and evaluate visual field tests, nerve fiber layer photos, and optic disc photos. The tests or photos shall be provided to an ophthalmologist for review by the ophthalmologist.

(d) (1) Except as provided in paragraphs (2) and (3) of this subsection, a therapeutically certified optometrist may not administer or prescribe any oral pharmaceutical agent for any purpose.

(2) (i) A therapeutically certified optometrist may administer and prescribe oral tetracycline and its derivatives only for the diagnosis and treatment of meibomitis and seborrheic blepharitis.

(ii) If a therapeutically certified optometrist administers or prescribes oral tetracycline or its derivatives to a patient in accordance with subparagraph (i) of this paragraph and the patient does not improve within 3 weeks of treatment, the optometrist shall refer the patient to an ophthalmologist.

(3) A therapeutically certified optometrist may administer or prescribe nonprescription drugs that are commercially available.

(e) (1) Except as provided in paragraph (2) of this subsection, a therapeutically certified optometrist may not perform any procedure on the eyelid of a patient.

(2) A therapeutically certified optometrist may epilate with forceps an eyelash from the eyelid, adnexa, or lacrimal system of a patient.]

**(4) (1) FOR A PATIENT WHO IS AT LEAST 18 YEARS OLD, A THERAPEUTICALLY CERTIFIED OPTOMETRIST MAY ONLY ADMINISTER OR PRESCRIBE ORAL GLAUCOMA MEDICATIONS FOR UP TO 24 HOURS AFTER THE PATIENT PRESENTS IN THE OFFICE WITH UNCONTROLLED INTRAOCULAR PRESSURE.**

(II) A THERAPEUTICALLY CERTIFIED OPTOMETRIST WHO ADMINISTERS OR PRESCRIBES ORAL GLAUCOMA MEDICATIONS UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL IMMEDIATELY CONSULT WITH AN OPHTHALMOLOGIST AND REFER THE PATIENT TO AN OPHTHALMOLOGIST.

[(f)] (D) A therapeutically certified optometrist may remove superficial CONJUNCTIVAL OR CORNEAL foreign bodies from the human eye only if:

[(1) The foreign body may be removed with a cotton-tipped applicator or blunt spatula; and]

[(2)] (1) The foreign body [has]:

(I) HAS not penetrated beyond the bowman’s membrane of the cornea and is [not] within 2.5 millimeters of the visual axis OF THE CORNEA; OR

(II) IS PERIPHERAL AND ANTERIOR TO THE MID-STROMA;  
AND

(2) REMOVAL WILL NOT REQUIRE PERMANENT ALTERATION OF TISSUE.

[(g)] (E) (1) Except as provided [in paragraph (2)] PARAGRAPHS (2) AND (3) of this subsection, a therapeutically certified optometrist may not order ANY laboratory tests, GENETIC TESTS, EXTRAOCULAR IMAGING, OR OTHER TESTING for a patient.

(2) (I) A therapeutically certified optometrist may order [a]:

1. A conjunctival OR CORNEAL culture; OR

2. AFTER CONSULTING WITH A PHYSICIAN, A NONGENETIC BLOOD TEST.

(II) A THERAPEUTICALLY CERTIFIED OPTOMETRIST WHO ORDERS NONGENETIC BLOOD TESTS SHALL SEND THE WRITTEN RESULTS TO THE

PHYSICIAN CONSULTED IN ACCORDANCE WITH SUBPARAGRAPH (I)2 OF THIS PARAGRAPH.

**(3) A THERAPEUTICALLY CERTIFIED OPTOMETRIST MAY ORDER AND PERFORM IN-OFFICE, NONINVASIVE, NONRADIOGRAPHIC IMAGING.**

**[(h)] (F)** A therapeutically certified optometrist may not provide any therapeutic treatment listed in this section for a child under the age of 1 year.

**[(i)] (G)** Unless the standard of care requires an earlier referral, if a therapeutically certified optometrist diagnoses a corneal ulcer or infiltrate, and the patient does not have the expected response within 48 hours, the optometrist immediately shall refer the patient to an ophthalmologist.

**[(i)] (H)** A therapeutically certified optometrist shall be [held]:

**(1) HELD to the same standard of care as an ophthalmologist who is licensed under Title 14 of this article and who is providing similar services; AND**

**(2) REQUIRED TO COMPLY WITH THE NOTICE REQUIREMENT UNDER § 14-508 OF THIS ARTICLE.”.**

AMENDMENT NO. 3

On page 15, in lines 18 and 19, strike “, THERAPEUTICALLY CERTIFIED OPTOMETRISTS II,”; and in line 24, strike “, THERAPEUTICALLY CERTIFIED OPTOMETRISTS II,”.

On page 16, after line 7, insert:

“[11-503.

An optometrist practicing in the State may not:

- (1) Use surgical lasers;**
- (2) Perform any surgery, including cataract surgery or cryosurgery;**
- (3) Perform a radial keratotomy;**

(4) Give an injection, except that an optometrist may give an injection of epinephrine in the appropriate dose for the treatment of acute anaphylaxis or emergency resuscitation; or

(5) Except as provided under this title, dispense a therapeutic pharmaceutical agent to any person.】”.

#### AMENDMENT NO. 4

On page 16, strike in their entirety lines 9 through 16, inclusive, and substitute:

“(a) This section does not apply to an individual who graduates on or after July 1, 2019, from an accredited college of optometry, an accredited university school of optometry, or an equivalent program of education as determined by the State Board of Examiners in Optometry.

(b) (1) Before July 1, 2020, a therapeutically certified optometrist certified under Title 11 of the Health Occupations Article shall demonstrate to the State Board of Examiners in Optometry successful completion of a 10-hour course in advanced pharmacology with emphasis on the use of oral pharmaceutical agents in treating ocular diseases.

(2) To fulfill the requirement of paragraph (1) of this subsection, a therapeutically certified optometrist may complete a course given by the Maryland Optometric Association or any other statewide association or nonprofit association.

(3) A course completed by a therapeutically certified optometrist in accordance with this section shall be counted toward the total number of hours of continuing education required under § 11-309 of the Health Occupations Article for the licensing period in which the course was completed.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall take effect March 1, 2020.”;

in line 17, strike “3.” and substitute “4.”; in the same line, after “That” insert “, except as provided in Section 3 of this Act.”; and in the same line, strike “July” and substitute “June”.

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 909 – Senator Feldman**

AN ACT concerning

**Health Care Practitioners – Medical Examinations on Anesthetized or Unconscious Patients**

**SB0909/774539/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 909

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, strike “scope” and substitute “standard”; in the same line, strike “or”; in line 9, after “diagnostic” insert “or treatment”; in the same line, after “purposes” insert “, or an emergency exists, it is impractical to obtain the patient’s consent, and the examination is required for diagnostic or treatment purposes”; and in line 18, strike “(2015” and substitute “(2014”.

AMENDMENT NO. 2

On page 1, in lines 24 and 25, strike “**HEALTH OCCUPATIONS ARTICLE**” and substitute “**THIS ARTICLE**”.

On page 2, in line 8, strike “**SCOPE**” and substitute “**STANDARD**”; in line 9, strike “**OR**”; and in line 11, after “**PURPOSES**” insert “**; OR**”

**(4) AN EMERGENCY EXISTS, IT IS IMPRACTICAL TO OBTAIN THE PATIENT’S CONSENT, AND THE EXAMINATION IS REQUIRED FOR DIAGNOSTIC OR TREATMENT PURPOSES**”.

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 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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**FINANCE COMMITTEE REPORT NO. 24**

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

**Senate Bill 597 – Senators Kelley, Feldman, Guzzone, Klausmeier, and Reilly**

AN ACT concerning

**Maryland Health Care Commission – State Health Plan and Certificate of Need for Hospital Capital Expenditures**

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 649 – Senator Klausmeier**

**EMERGENCY BILL**

AN ACT concerning

**Health Care Facilities – Change in Bed Capacity – Certificate of Need Exemption**



**SB0649/197373/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 649

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike the first comma and substitute “or”; in lines 6 and 7, strike beginning with the second comma in line 6 down through “circumstances” in line 7; and in line 9, after “capacity;” insert “requiring the Commission to review a certain chapter of the State Health Plan and, under certain circumstances, report to certain committees of the General Assembly on or before a certain date.”.

AMENDMENT NO. 2

On page 2, in line 31, after “**SECRETARY;**” insert “OR”.

On page 3, in line 2, strike “**OR**” and substitute “AND”; strike in their entirety lines 3 through 6, inclusive; after line 9, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Maryland Health Care Commission shall:

(1) review the chapter of the State Health Plan on Psychiatric Services; Emergency Medical Services; and

(2) if regulations are not adopted that update the chapter of the State Health Plan on Psychiatric Services; Emergency Medical Services on or before December 30, 2019, provide a report on the review required under item (1) of this section to the Senate Finance Committee and House Health and Government Operations Committee in accordance with § 2-1246 of the State Government Article on or before December 30, 2019.”;

and in line 10, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 698 – Senators Kelley, Klausmeier, and West**

AN ACT concerning

**Continuing Care Retirement Communities – Mediation – Representation by Counsel**

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 940 – Senator Klausmeier**

AN ACT concerning

**Health Care Facilities – Certificate of Need – Modifications**

**SB0940/447474/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 940

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “altering” and substitute “repealing”; in line 6, strike the second “a”; in the same line, strike “hospital” and substitute “health care facilities”; strike beginning with “authorizing” in line 9 down through “need;” in line 10 and substitute “repealing a provision of law authorizing a hospital to acquire a freestanding ambulatory surgical facility or a certain office or group practice under certain circumstances;”; in line 12, after “circumstances;” insert “repealing a provision of law providing for the construction of certain provisions of law governing certificates of need; providing for the application of certain provisions of this Act;”; after line 13, insert:

“BY repealing and reenacting, without amendments,

Article – Health – General

Section 19–114(a)

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)”;

and after line 18, insert:

“BY repealing

Article – Health – General

Section 19–120(k)(8) and (9)

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 22, insert:

“(a) In this Part II of this subtitle the following words have the meanings indicated.”;

and strike beginning with the comma in line 24 down through the comma in line 25.

On page 2, strike in their entirety lines 6 through 14, inclusive; in line 24, strike “GENERAL”; and in the same line, after “HOSPITAL” insert “, A FREESTANDING MEDICAL FACILITY, OR AN AMBULATORY SURGICAL FACILITY”.

On page 3, after line 27, insert:

“(8) Subject to the notice requirements of paragraph (6)(ii) of this subsection, a hospital may acquire a freestanding ambulatory surgical facility or office of one or more health care practitioners or a group practice with one or more operating rooms used primarily for the purpose of providing ambulatory surgical services if the facility, office, or group practice:

(i) Has obtained a certificate of need;

(ii) Has obtained an exemption from certificate of need requirements; or

(iii) Did not require a certificate of need in order to provide ambulatory surgical services after June 1, 1995.

(9) Nothing in this subsection may be construed to permit a hospital to build or expand its ambulatory surgical capacity in any setting owned or controlled by the

hospital without obtaining a certificate of need from the Commission if the building or expansion would increase the surgical capacity of the State’s health care system.】”.

On page 4, in line 25, strike “(I)”.

On pages 4 and 5, strike in their entirety the lines beginning with line 27 on page 4 through line 1 on page 5, inclusive.

On page 7, strike in their entirety lines 25 through 29, inclusive, and substitute:

**“(2) (I) THIS PARAGRAPH DOES NOT APPLY TO AN APPLICATION FOR A CERTIFICATE OF NEED INVOLVING:**

- 1. THE ESTABLISHMENT OF A HEALTH CARE FACILITY;**
- 2. THE RELOCATION OF A HEALTH CARE FACILITY; OR**
- 3. THE INTRODUCTION BY A HOSPITAL OF CARDIAC SURGERY OR ORGAN TRANSPLANTATION.**

**(II) A CERTIFICATE OF NEED FILED AFTER OCTOBER 1, 2019, SHALL BE DEEMED APPROVED IF:**

- 1. THE CERTIFICATE OF NEED IS UNCONTESTED; AND**
- 2. FINAL ACTION BY THE COMMISSION DOES NOT OCCUR WITHIN 120 DAYS AFTER THE APPLICATION FOR THE CERTIFICATE OF NEED WAS DOCKETED.”.**

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. 571)

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

**Senate Bill 96 – Senators Washington, Carter, Ferguson, Hayes, ~~and McCray~~  
McCray, and Nathan-Pulliam**

AN ACT concerning

**Baltimore City – Tax Sales of Real Property – Water Liens  
(Water Taxpayer Protection Act of 2019)**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 572)

The Bill was then sent to the House of Delegates.

**Senate Bill 437 – Senator Edwards**

AN ACT concerning

**Allegany County – Video Lottery Terminals – Distribution of Proceeds**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 573)

The Bill was then sent to the House of Delegates.

**Senate Bill 466 – Senators King, Kagan, and Zucker**

AN ACT concerning

**Hotel Rental Tax – Limitation of Municipal Authority to Tax Small Hotels –  
Repeal**

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

Affirmative – 44    Negative – 3    (See Roll Call No. 574)

The Bill was then sent to the House of Delegates.

**Senate Bill 509 – Senators Eckardt, Ferguson, Rosapepe, Serafini, ~~and~~  
Washington Washington, and Salling**

AN ACT concerning

**Property Tax – In Rem Foreclosure ~~and Sale~~ – Vacant and Abandoned Property**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 575)

The Bill was then sent to the House of Delegates.

**Senate Bill 520 – Senators Kramer, Augustine, Beidle, Benson, Feldman, Hayes,  
and Klausmeier**

AN ACT concerning

**Electricity – Community Solar Energy Generating Systems Pilot Program –  
Extension**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 576)

The Bill was then sent to the House of Delegates.

**Senate Bill 523 – Senators Beidle and Feldman**

AN ACT concerning

**Insurance – Investments of Insurers Other Than Life Insurers – Real Estate**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 577)

The Bill was then sent to the House of Delegates.

**Senate Bill 561 – Senators Ready, Carozza, and Eckardt**

AN ACT concerning

**Criminal Law – ~~Homicide – Fetus~~ Crime of Violence Against Pregnant Person –  
Enhanced Penalty  
(Laura and Reid’s Law)**

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

Affirmative – 46    Negative – 1    (See Roll Call No. 578)

The Bill was then sent to the House of Delegates.

**Senate Bill 596 – Senator McCray**

AN ACT concerning

**Alcoholic Beverages – Mead – Definition and Tax Rate**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 579)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 580)

The Bill was then sent to the House of Delegates.

**Senate Bill 780 – Senator Waldstreicher**

AN ACT concerning

**Transfer Tax – Transfers by Governmental Entities**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 581)

The Bill was then sent to the House of Delegates.

**Senate Bill 893 – Senator Zirkin**

AN ACT concerning

**Medical Cannabis – Provider Applications – Opioid Use Disorder**

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

Affirmative – 37    Negative – 10    (See Roll Call No. 582)

The Bill was then sent to the House of Delegates.

**SENATE THIRD READING CALENDAR NO. 48 (GENERAL SENATE BILLS)**

**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**

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

Affirmative – 44    Negative – 3    (See Roll Call No. 583)

The Bill was then sent to the House of Delegates.

**Senate Bill 299 – Senators Benson, Kagan, Lam, and Nathan-Pulliam**

AN ACT concerning

**Tanning Devices – Use by Minors**

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

Affirmative – 28    Negative – 19    (See Roll Call No. 584)

The Bill was then sent to the House of Delegates.

**Senate Bill 517 – ~~Senator Feldman~~ Senators Feldman and Hershey**

AN ACT concerning

~~**Electricity – Customer Choice – Education**~~  
**Public Utilities – Electricity and Natural Gas Suppliers – Information**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 585)



The Bill was then sent to the House of Delegates.

**Senate Bill 622 – Senator Carter**

AN ACT concerning

~~Office of the Attorney General~~ **Governor’s Office of Crime Control and Prevention – Crime Firearms – Study**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 586)

The Bill was then sent to the House of Delegates.

**Senate Bill 634 – ~~Senator~~ Senators Eckardt and Hershey**

AN ACT concerning

**Electric Cooperatives – Powers – Conducting or Communications Facilities**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 587)

The Bill was then sent to the House of Delegates.

**Senate Bill 651 – Senator Young**

AN ACT concerning

**Election Law – Local Boards of Elections – Membership**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 588)

The Bill was then sent to the House of Delegates.

**Senate Bill 694 – Senators Kramer, Feldman, Hayes, Hershey, Jennings, and Kelley**

AN ACT concerning

**Commercial Law – Credit Card Processors – ~~Service~~ Merchant Processing Agreements**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 589)

The Bill was then sent to the House of Delegates.

**Senate Bill 732 – Senators Zucker, Feldman, Carozza, Guzzone, Peters, ~~and Serafini~~ Serafini, West, Washington, Waldstreicher, Cassilly, Lee, Smith, Zirkin, Hough, Carter, Ready, and Hester**

AN ACT concerning

**Child in Need of Assistance – Guardianship by Local Department – ~~ABLE~~  
Financial Accounts**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 590)

The Bill was then sent to the House of Delegates.

**Senate Bill 767 – Senator Smith**

AN ACT concerning

**Criminal Procedure – Sexual Assault Evidence Collection Kits – Analysis**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 591)

The Bill was then sent to the House of Delegates.

**Senate Bill 847 – Senators Ferguson, Hayes, ~~and Nathan Pulliam~~  
Nathan Pulliam, Carter, and Washington**

AN ACT concerning

**Baltimore Police Department – Commission to Restore Trust in Policing –  
~~Extension and Funding~~ Alterations**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 592)

The Bill was then sent to the House of Delegates.

**Senate Bill 857 – Senator Zirkin**

AN ACT concerning

**Natalie M. LaPrade Medical Cannabis Commission – ~~Food-Containing Medical Cannabis~~ Edible Cannabis Products**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 593)

The Bill was then sent to the House of Delegates.

**Senate Bill 947 – Calvert County Senators**

AN ACT concerning

**Calvert County – Correctional Officers’ Bill of Rights**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 594)

The Bill was then sent to the House of Delegates.

**SENATE THIRD READING CALENDAR NO. 49 (GENERAL SENATE BILLS)**

**Senate Bill 102 – Senator Zirkin**

AN ACT concerning

**Courts – Direct Action Against Automobile Insurer**

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

Affirmative – 30    Negative – 16    (See Roll Call No. 595)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 30    Negative – 16    (See Roll Call No. 596)

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**

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

Affirmative – 45    Negative – 0    (See Roll Call No. 597)

The Bill was then sent to the House of Delegates.

**Senate Bill 856 – ~~Senator Zirkin~~ Senators Zirkin, Smith, Carter, Cassilly,  
Ferguson, Hester, Hough, Lee, Ready, Waldstreicher, Washington, and West**

AN ACT concerning

**Juvenile Justice Reform Council**

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

Affirmative – 45    Negative – 0    (See Roll Call No. 598)

The Bill was then sent to the House of Delegates.

**SPECIAL ORDERS**

**Senate Bill 895 – Senator Kelley**

AN ACT concerning

**Business Regulation – Tobacco Products and Electronic Smoking Devices –  
Revisions**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2)  
OFFERED FROM THE FLOOR BY SENATOR READY.

## FLOOR AMENDMENT

**SB0895/243926/1**

BY: Senator Ready

AMENDMENTS TO SENATE BILL 895

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 13 down through “identification;” in line 15.

On page 2, in line 4, strike “and” and substitute a comma; in the same line, after “10–107” insert “, and 10–108”; and strike in their entirety lines 7 through 11, inclusive.

AMENDMENT NO. 2

On page 21, in lines 1 and 19, in each instance, strike the bracket; strike beginning with “In” in line 2 down through “(b)” in line 4; in lines 7, 14, and 17, strike “(c)”, “(d)”, and “(e)”, respectively, and substitute “**(B)**”, “**(C)**”, and “**(D)**”, respectively; strike beginning with the comma in line 4 down through “system” in line 5; in lines 5 and 18, in each instance, strike “a minor” and substitute “**AN INDIVIDUAL UNDER THE AGE OF 19 YEARS**”; in line 6, strike “minor’s” and substitute “**INDIVIDUAL’S**”; in lines 7 and 15, in each instance, strike “A minor” and substitute “**AN INDIVIDUAL UNDER THE AGE OF 21 YEARS**”; strike beginning with the first comma in line 8 down through “system” in line 9; strike beginning with the first comma in line 10 down through “system” in line 11; in line 13, strike “minor” and substitute “**INDIVIDUAL UNDER THE AGE OF 21 YEARS**”; and in line 18, strike “the minor” and substitute “**THE INDIVIDUAL**”.

The preceding 2 amendments were withdrawn.

## FLOOR AMENDMENT

**SB0895/243926/3**

BY: Senator Ready

AMENDMENTS TO SENATE BILL 895

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 13 down through “identification;” in line 15.

On page 2, in line 4, strike “and” and substitute a comma; in the same line, after “10–107” insert “, and 10–108”; and strike in their entirety lines 7 through 11, inclusive.

AMENDMENT NO. 2

On page 21, in lines 1 and 19, in each instance, strike the bracket; strike beginning with “In” in line 2 down through “(b)” in line 4; in lines 7, 14, and 17, strike “(c)”, “(d)”, and “(e)”, respectively, and substitute “**(B)**”, “**(C)**”, and “**(D)**”, respectively; strike beginning with the comma in line 4 down through “system” in line 5; in line 5, strike “a minor” and substitute “:

**(1) AN INDIVIDUAL UNDER THE AGE OF 21 YEARS**”;

in line 6, strike “minor’s” and substitute “**INDIVIDUAL’S**”; in the same line, after “employment” insert “; **OR**

**(2) AN ACTIVE DUTY MEMBER OF THE MILITARY WHO IS AT LEAST 18 YEARS OLD**”;

in lines 7 and 15, in each instance, strike “A minor” and substitute “**AN INDIVIDUAL UNDER THE AGE OF 21 YEARS**”; strike beginning with the first comma in line 8 down through “system” in line 9; strike beginning with the first comma in line 10 down through “system” in line 11; in line 13, strike “minor” and substitute “**INDIVIDUAL UNDER THE AGE OF 21 YEARS**”; in line 18, strike “a minor” and substitute “**AN INDIVIDUAL UNDER THE AGE OF 19 YEARS**”; and in the same line, strike “the minor” and substitute “**THE INDIVIDUAL**”.

The preceding 2 amendments were read and rejected.

Read the second time and ordered prepared for Third Reading.

### QUORUM CALL

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

(See Roll Call No. 599)

**RECESS**

At 1:33 P.M. on motion of Senator Guzzone the Senate recessed until 3:00 P.M. on Legislative Day, March 15, 2019, Calendar Day, Monday, March 18, 2019.

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**AFTER RECESS**  
**Annapolis, Maryland**  
**Legislative Day: March 15, 2019**  
**Calendar Day: Monday, March 18, 2019**

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At 3:21 P.M. the Senate resumed its session.

**QUORUM CALL**

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

(See Roll Call No. 601)

On motion of Senator Guzzone it was ordered that Senators Hayes, Klausmeier and Nathan–Pulliam be excused from today’s session.

The Journal of March 15, 2019 was read and approved.

**MESSAGE FROM THE HOUSE OF DELEGATES NO. 4**  
**SENATE BILLS PASSED BY YEAS AND NAYS**

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BILL NO.	SPONSOR	CONTENT
SB 391 (Emerg)	Sen. Feldman	Civilian Fed Employees – Unmplymnt Ins Benefits and Fed Govt Shutdown Employee Assistance Loan Fund (Fed Shutdown Paycheck Protection Act)
SB 425	Sen. Benson	Home Energy Assistance – Critical Medical Needs Program

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. 16**



**House Bill 92 – Delegate Dumais**

AN ACT concerning

**Public Safety – Handgun Permits – Payment of Fees**

FOR the purpose of altering the manner in which an applicant for a handgun permit ~~is required to~~ may pay a certain fee to allow ~~any method of~~ for payment by credit card or a method of online payment approved by the Secretary of State Police; and generally relating to handgun permits.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 5–304  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 113 – Delegates Moon, Hornberger, Atterbeary, Barron, Charkoudian, Kittleman, J. Lewis, Lierman, Luedtke, Palakovich Carr, Sydnor, Washington, and Wilkins**

AN ACT concerning

**Criminal Law – Gaming – Civil Offense**

FOR the purpose of altering the penalty for certain conduct relating to betting, wagering, or gambling; making certain conduct relating to betting, wagering, or gambling a civil offense; establishing that adjudication of a violation under a certain provision of this Act is not a criminal conviction for any purpose and does not impose any of the civil disabilities that may result from a criminal conviction; altering certain penalties; requiring a court to order the Maryland Department of Health, or a certain designee, to conduct a certain assessment of a certain individual under certain circumstances; authorizing a court to order the Department, or a certain designee, to conduct a certain assessment of a certain individual under certain circumstances; authorizing a defendant to request a certain assessment; requiring a court to state the basis of its decision on the record if the court denies a certain request; requiring the Department, or a certain designee, to conduct an assessment and provide certain information to certain persons under certain circumstances; authorizing a court, under certain circumstances, to hold a case sub curia pending certain receipt of proof of completed treatment; authorizing a certain police officer to issue a certain citation under certain circumstances; establishing certain requirements for a citation issued under this Act; requiring the form of a certain citation to be uniform throughout the State and to be prescribed by the District Court; requiring the Chief Judge of the District Court to establish a schedule for the prepayment of a certain fine; requiring a certain issuing jurisdiction to forward a copy of a certain citation and request for

trial to a certain court; providing that a person may request a trial in a certain manner within a certain time period after the issuance of a citation; providing that the District Court may impose a certain fine and costs and find a person guilty of a certain violation under certain circumstances; providing that a certain defendant is liable for certain costs of a certain proceeding; specifying the costs of a certain proceeding; providing that the State has the burden to prove the guilt of a certain defendant by a certain standard; requiring a court to apply certain evidentiary standards; requiring a court to ensure that a certain defendant has received a copy of certain charges and that the defendant understands those charges; providing that a certain defendant is entitled to take certain actions under certain circumstances; providing that a certain defendant is entitled to be represented by a certain counsel at the expense of the defendant; authorizing a certain defendant to enter a certain plea; specifying a certain verdict; authorizing a certain State's Attorney to prosecute a certain Code violation in a certain manner; providing that a certain person under a certain age who is issued a citation for a certain violation is subject to certain procedures and dispositions; making certain conforming changes; and generally relating to gaming.

BY repealing and reenacting, with amendments,  
 Article – Criminal Law  
 Section 12–102 and 12–103  
 Annotated Code of Maryland  
 (2012 Replacement Volume and 2018 Supplement)

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

**House Bill 256 – Delegates Wilkins, Acevero, D. Barnes, Cain, Ebersole, Guyton, Ivey, Luedtke, Mosby, Patterson, Smith, Walker, ~~and Washington~~ Washington, and Palakovich Carr**

AN ACT concerning

**State Department of Education – Guidelines on Trauma-Informed Approach**

FOR the purpose of ~~establishing the Trauma Informed Schools Initiative in the State Department of Education;~~ requiring the State Department of Education, in consultation with the Maryland Department of Health and the Department of Human Services, to develop certain guidelines on a certain trauma-informed approach; ~~work with certain stakeholders and content experts to develop a certain training, and offer the training to certain staff at each local school system;~~ requiring the State Department of Education to distribute certain guidelines to each local school system and ~~to develop a certain website~~ publish certain guidelines on a certain website; ~~requiring the State Department of Education, in consultation with the Maryland Department of Health and the Department of Human Services, to establish the Trauma Informed Schools Expansion Program; stating the purpose of the Program; requiring the State Department of Education to select certain schools to voluntarily participate in the Program on or before a certain date; requiring the~~

~~State Department of Education to take certain actions in implementing the Program; requiring the State Department of Education, in consultation with the Maryland Department of Health and the Department of Human Services, to study certain matters at the end of certain school years; requiring the State Department of Education to report its findings to the Governor and the General Assembly on or before a certain date for a certain number of years; establishing the Trauma-Informed Schools Expansion Program Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the State Department of Education to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; requiring interest earnings of the Fund to be credited to the Fund; requiring the Governor to include a certain appropriation to the Program in the budget submission for a certain fiscal year; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; defining certain terms; and generally relating to the Trauma-Informed Schools Initiative, guidelines on the trauma-informed approach. Trauma-Informed Schools Expansion Program, and Trauma-Informed Schools Expansion Program Fund.~~

BY adding to

Article – Education

Section 7-427.1

Annotated Code of Maryland

(2018 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.~~

~~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 Education, Health, and Environmental Affairs.

**House Bill 356 – Delegates Patterson, Luedtke, D. Barnes, Ebersole, Fennell, Ivey, Kelly, Proctor, Smith, Washington, and Wilkins**

AN ACT concerning

**Primary and Secondary Education – Nonpublic Schools – Required Information**

FOR the purpose of requiring ~~certain nonpublic schools to submit to the Maryland State Department of Education certain information regarding the use and occupancy of school facilities, accreditation, curricula, and courses of study on or before a certain date each year; requiring certain nonpublic schools to submit certain information to the Department within a certain time period after a certain initial approval or registration and before staff or students occupy a school facility; authorizing the State Board of Education to revoke a certain approval or registration of a certain nonpublic school that fails to submit certain information within a certain time period; requiring certain nonpublic schools to provide the State Board with certain information related to the use and occupancy of a school facility on request at any time; requiring certain local officials to notify the Department if a certain permit is revoked or a certain school facility is closed under certain circumstances; requiring the Department to publish certain information on its website; requiring the State Board to adopt certain regulations;~~ the State Department of Education annually to provide certain nonpublic information to certain county entities beginning on a certain date; defining certain terms; and generally relating to the operation of nonpublic schools in the State.

BY adding to

Article – Education

Section 2–206.2

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 433 – Delegates Fraser–Hidalgo, Pena–Melnyk, Atterbeary, Barve, Korman, Shetty, and Wilkins**

AN ACT concerning

**Maryland Police Training and Standards Commission – Police Officer  
Certification – Eligibility  
(Freedom to Serve Act)**

FOR the purpose of altering the eligibility requirements for an individual to be certified by the Maryland Police Training and Standards Commission as a police officer to require an individual to be either a United States citizen or a certain permanent legal resident of the United States who is an honorably discharged veteran of the

United States armed forces; providing for the termination of a certification under certain circumstances; providing for the construction of this Act; and generally relating to police officer certification.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 3–209  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

### **House Bill 460 – Harford County Delegation**

AN ACT concerning

#### **Harford County Board of Education – Elected Members – Start Date of Term**

FOR the purpose of altering the date on which an elected member of the Harford County Board of Education begins a term of office; making technical corrections; making conforming changes; and generally relating to the term of office of elected members of the Harford County Board of Education.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 3–6A–01(a) and (e)  
Annotated Code of Maryland  
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Article – Education  
Section 3–6A–01(b), (d), (f)(1), and (g)(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 465 – Chair, Ways and Means Committee (By Request – Departmental – Assessments and Taxation)**

AN ACT concerning

#### **State Department of Assessments and Taxation – Distribution of Recordation and Transfer Tax Revenues**

FOR the purpose of altering the distribution of revenue from certain recordation taxes and local transfer taxes collected by the State Department of Assessments and Taxation; and generally relating to the distribution of revenue from certain recordation and local transfer taxes.

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 12–110(d) and 13–404(d)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 471 – Delegates K. Young, Pendergrass, R. Lewis, ~~and Sample-Hughes~~  
Sample-Hughes, Pena-Melnyk, Bagnall, Bhandari, Carr, Charles,  
Chisholm, Cullison, Kelly, Kerr, Kipke, Krebs, Metzgar, Rosenberg, Saab,  
and Szeliga**

AN ACT concerning

**Health Occupations – Requirements for the Practice of Optometry –  
Miscellaneous Revisions**

FOR the purpose of ~~requiring that, in addition to being licensed, an individual be certified under certain provisions of law and this Act before practicing optometry in the State within the scope of the certification; providing that a certain provision of law does not apply to a certain student under the direct supervision of a physician; requiring certain optometrists to complete certain continuing education requirements; requiring that a certain course completed by a licensed optometrist be counted toward a certain number of hours of continuing education; requiring certain optometrists to refer certain patients to certain health care practitioners or a hospital emergency room under certain circumstances; authorizing an optometrist certified under certain provisions of this Act to use a certain title; requiring certain optometrists to be certified under certain provisions of law before administering certain pharmaceutical agents to a patient; altering the coursework requirements for certain certifications; prohibiting a certain optometrist certified under a certain provision of law from taking certain actions; replacing the requirement that the Maryland Department of Health collect and report certain statistical information with a requirement that certain optometrists report certain adverse events to the State Board of Examiners in Optometry; establishing a new level of certification for licensed optometrists; providing that certain restrictions do not apply to optometrists certified under certain provisions of this Act; requiring the Board to certify certain optometrists who submit certain evidence of certain certification or education, and completion of certain courses; requiring that certain courses be of a certain length, emphasize certain topics, and be given by certain associations or organizations; providing that certain optometrists are not subject to certain requirements for certain certification; prohibiting certain optometrists from administering or~~

~~prescribing certain substances; providing that certain optometrists be held to certain standards of care; requiring the Board, rather than a certain person, to recommend to the Secretary of Health certain quality assurance guidelines for certain optometrists; requiring the Secretary to adopt certain regulations repealing certain provisions of law requiring a therapeutically certified optometrist to refer a certain patient to an ophthalmologist under certain circumstances; altering the types of therapeutic pharmaceutical agents a therapeutically certified optometrist is authorized to administer or prescribe; prohibiting therapeutically certified optometrists from administering or prescribing certain substances and agents except under certain circumstances; prohibiting therapeutically certified optometrists from administering or prescribing certain substances and agents to certain patients except under certain circumstances; altering the circumstances under which a therapeutically certified optometrist is authorized to administer and prescribe certain pharmaceutical agents for a certain type of glaucoma; authorizing therapeutically certified optometrists to order certain tests under certain conditions; altering the circumstances under which a therapeutically certified optometrist is authorized to remove certain foreign bodies from a human eye; requiring a therapeutically certified optometrist to comply with a certain notice requirement; altering and repealing certain definitions; defining ~~certain terms~~ a certain term; making certain clarifying and conforming changes; providing for the application of certain provisions of this Act; providing for a delayed effective date for certain provisions of this Act; and generally relating to requirements for the practice of optometry.~~

~~BY repealing and reenacting, without amendments,  
Article – Health Occupations  
Section 11-101(a)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)~~

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section ~~11-101(g) and (h), 11-301, 11-309, 11-402 through 11-404, 11-404.1,  
11-101, 11-404.2, and 11-404.3~~  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

~~BY adding to  
Article – Health Occupations  
Section 11-101(i) and 11-404.2  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)~~

BY repealing  
Article – Health Occupations  
Section 11-503  
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 552 – Delegate Malone**

AN ACT concerning

**Interception of Oral Communication – Law Enforcement Officer**

FOR the purpose of providing that the failure of law enforcement to notify a certain individual that the individual is being recorded does not affect the admissibility of a certain recording under certain circumstances; and generally relating to the interception of oral communication by a law enforcement officer.

BY repealing and reenacting, without amendments,  
Article – Courts and Judicial Proceedings  
Section 10–402(a)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 10–402(c)(11)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

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

**House Bill 564 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Gaming – Bingo Games**

**MC 1–19**

FOR the purpose of allowing, in Montgomery County, an individual who is at least a certain age to conduct a bingo game involving cash prizes if the game is conducted at a certain residential property in a certain manner; and generally relating to gaming in Montgomery County.

BY adding to  
Article – Criminal Law  
Section 13–1803(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 586 – Delegate Wilson

AN ACT concerning

#### Public Safety – Solar Photovoltaic Systems – Lockout Tag Requirement

FOR the purpose of requiring a company that leases solar photovoltaic systems to install a certain lockout tag containing a safety warning under certain circumstances; requiring a certain company to provide a certain customer with a certain lockout tag for a solar photovoltaic system that has previously been installed; providing for the enforcement of this Act; establishing a penalty for certain violations of this Act; specifying that a local government shall retain certain funds; defining certain terms; and generally relating to safety warnings for solar photovoltaic installations.

BY adding to

Article – Public Safety

Section 12–705

Annotated Code of Maryland

(2018 Replacement Volume)

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

### House Bill 599 – ~~Delegate Kelly~~ Delegates Kelly and Hill

AN ACT concerning

#### Health Insurance – Coverage for Mental Health Benefits and Substance Use Disorder Benefits – ~~Requirements and Reports~~ Treatment Criteria

FOR the purpose of ~~requiring certain carriers, on or before a certain date each year, to submit a report to the Maryland Insurance Commissioner to demonstrate the carrier's compliance with the federal Mental Health Parity and Addiction Equity Act; requiring certain carriers, on or before a certain date each year, to submit a report to the Commissioner on data for certain benefits by certain classification; requiring the reports to include certain information and be submitted in a certain manner; requiring the reports to be prepared in coordination with certain entities, contain a certain statement, and be made available to certain persons in a certain manner; requiring the reports to exclude certain identifiable information; requiring the Commissioner to review the reports, notify a carrier of noncompliance with certain federal law, and require the carrier to take certain actions under certain circumstances; requiring the Commissioner to impose a certain penalty for each day a carrier fails to submit a certain report; requiring that certain funds be used only for certain purposes; requiring the Commissioner, on or before a certain date, to~~

~~develop certain forms and, in consultation with certain persons, adopt certain regulations; requiring an insurer, nonprofit health service plan, or health maintenance organization to use certain criteria for all medical necessity and utilization management determinations for substance use disorder benefits; repealing a certain limitation on the amount of copayment that an insurer, nonprofit health service plan, or health maintenance organization may charge under certain circumstances; requiring certain carriers to include certain information in a certain notice of an adverse decision or grievance by a carrier; requiring certain carriers to include certain information in certain notice of a coverage decision or appeal decision by a carrier; defining certain terms a certain term; making stylistic changes a stylistic change; providing for a delayed effective date for certain provisions of this Act; providing for the application of certain provisions of this Act; and generally relating to coverage for mental health benefits and substance use disorder benefits.~~

~~BY adding to~~

~~Article – Insurance~~

~~Section 15-144~~

~~Annotated Code of Maryland~~

~~(2017 Replacement Volume and 2018 Supplement)~~

BY repealing and reenacting, with amendments,

Article – Insurance

Section 15-802, 15-10A-02, and 15-10D-02

Annotated Code of Maryland

(2017 Replacement Volume and 2018 Supplement)

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

**House Bill 606 – Delegates Clippinger, R. Lewis, and Lierman**

AN ACT concerning

### **Juvenile Justice Reform Council**

FOR the purpose of establishing the Juvenile Justice Reform Council ~~in the Governor's Office of Crime Control and Prevention~~; providing for the composition, chair, and staffing of the Council; prohibiting a member of the Council from receiving certain compensation, but authorizing the reimbursement of certain expenses; specifying the duties of the Council; requiring the Council to report its findings and recommendations to the Governor and the General Assembly on or before ~~a certain date~~ certain dates; providing for the termination of this Act; and generally relating to the Juvenile Justice Reform Council.

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

**House Bill 639 – ~~Delegates Howard, Bagnall, Bartlett, Cain, Carey, Chang, Chisholm, Kipke, Lehman, Malone, Pena-Melnyk, Rogers, and Saab~~ Anne Arundel County Delegation**

AN ACT concerning

**~~Anne Arundel County~~ – Public Safety – Buildings Used for Agritourism**

FOR the purpose of adding ~~Anne Arundel County~~ certain counties to the list of counties that exempt agricultural buildings used for agritourism from certain building performance standards; exempting a building used for agritourism in ~~Anne Arundel County~~ certain counties from a certain permit requirement under certain circumstances; and generally relating to buildings used for agritourism ~~in Anne Arundel County~~.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 12–508  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 640 – ~~Delegates Atterbeary and Dumais~~, Dumais, J. Lewis, Sydnor, Moon, Cardin, Grammer, Bartlett, Crutchfield, McComas, Pippy, Hartman, R. Watson, Arikan, Shetty, W. Fisher, and Cox**

AN ACT concerning

**Peace Orders – Workplace Violence**

FOR the purpose of making certain provisions of law relating to the filing, issuance, and modification of certain peace orders and to the shielding of certain court records of certain peace order proceedings apply to certain peace orders filed by certain employers on the basis of certain acts committed against certain employees under certain circumstances; providing certain immunity from certain liability to a certain employer under certain circumstances; prohibiting an employer from retaliating against an employee under certain circumstances; making certain conforming changes; defining certain terms; providing for the application of a certain provision of this Act; and generally relating to peace orders.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 3–1501, 3–1502, 3–1503, 3–1503.1, 3–1504, 3–1505, 3–1506, and 3–1510  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

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

**House Bill 652 – Delegates Love, Acevero, Boyce, Brooks, Carr, Cullison, Ebersole, Gilchrist, Kelly, Lafferty, Lehman, R. Lewis, Lierman, Lisanti, Moon, Palakovich Carr, Solomon, Stewart, Terrasa, Valderrama, and K. Young**

AN ACT concerning

**Agriculture – Use of Antimicrobial Drugs – Limitations and Reporting Requirements**

FOR the purpose of clarifying a certain prohibition on administering a medically important antimicrobial drug in a regular pattern to certain cattle, swine, or poultry; exempting dairy cattle on a farm operation with a certain herd size from certain provisions of law concerning the use of medically important antimicrobial drugs; prohibiting the administration of a medically important antimicrobial drug to certain cattle, swine, or poultry unless ordered by a licensed veterinarian in a certain manner; setting certain limits on the length of time for which a medically important antimicrobial drug may be administered; 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; requiring a certain ~~owner~~ veterinarian to submit a copy of a certain ~~prescription record~~ or veterinary feed directive and a certain accounting to the Department of Agriculture on or before a certain date each year; requiring the Department to include certain information in a certain annual report, on or before a certain date; requiring certain reported information to be disaggregated by county except under certain circumstances; requiring the Department to maintain certain records and information in a certain manner and for a certain amount of time; specifying that a certain penalty may be imposed per violation; ~~requiring the Department to provide written notice of the requirements of this Act to each owner that may be affected by this Act on or before a certain date; requiring the notice to be sent in a certain manner;~~ altering certain definitions; defining certain terms; and generally relating to the use of medically important antimicrobial drugs in cattle, swine, and poultry.

BY repealing and reenacting, with amendments,

Article – Agriculture

Section 3–1001 through 3–1005

Annotated Code of Maryland

(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Agriculture

Section 3–1006

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 662 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

**Maryland–National Capital Park and Planning Commission – Glenn Dale Hospital Property**

**MC/PG 110–19**

FOR the purpose of authorizing the Maryland–National Capital Park and Planning Commission to sell, lease, or otherwise transfer a certain portion of the Glenn Dale Hospital property to a person who will adaptively reuse ~~and redevelop~~ certain hospital campus buildings on the property; and generally relating to the disposition of the Glenn Dale Hospital property by the Maryland–National Capital Park and Planning Commission.

BY repealing and reenacting, with amendments,  
Article – Land Use  
Section 17–402  
Annotated Code of Maryland  
(2012 Volume and 2018 Supplement)

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

**House Bill 673 – Delegates Pippy, Ciliberti, Cox, Kerr, Krimm, and K. Young**

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; or a person acting on behalf of the member, a campaign finance entity of the member, or any other campaign finance entity operated in coordination with the member from soliciting, receiving, depositing, or using a contribution while the member is serving on the Board; prohibiting a campaign finance entity of the member or any other campaign finance entity operated in coordination with the member from making an expenditure while the member is serving on the Board, except for a certain purpose; requiring a~~

campaign finance entity of the member or any other campaign finance entity operated in coordination with the member to pay all outstanding obligations before the member begins serving on the Board; 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; or a person acting on behalf of the member, a campaign finance entity of the member, or any other campaign finance entity operated in coordination with the member from soliciting, receiving, depositing, or using a contribution while the member is serving on the board or commission; prohibiting a campaign finance entity of the member or any other campaign finance entity operated in coordination with the member from making an expenditure while the member is serving on the board or commission, except for a certain purpose; requiring a campaign finance entity of the member or any other campaign finance entity operated in coordination with the member to pay all outstanding obligations before the member begins serving on the board or commission; making clarifying and conforming changes; 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 Education, Health, and Environmental Affairs.

**House Bill 683 – Delegates Clippinger, Carey, Charkoudian, Dumais, Fennell, Lisanti, Qi, Valderrama, C. Watson, and Wilson**

AN ACT concerning

**Electricity – Community Solar Energy Generating Systems Pilot Program – Extension**

FOR the purpose of prohibiting the imposition of a maximum number of subscribers to a community solar energy generating system under the Community Solar Energy Generating Systems Pilot Program; providing for an increase in the generating capacity and capacity limits to be included in the pilot program; altering the termination date of the pilot program; altering the submission date of a certain report on the pilot program to certain committees of the General Assembly; and generally relating to the Community Solar Energy Generating Systems Pilot Program.

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 7–306.2(a) and (d)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Chapter 346 of the Acts of the General Assembly of 2015  
Section 2(c)

BY repealing and reenacting, with amendments,  
Chapter 347 of the Acts of the General Assembly of 2015  
Section 2(c)

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

**House Bill 697 – Delegates Pendergrass, Pena–Melnik, Acevero, Atterbeary, Bagnall, B. Barnes, Barve, Boyce, Branch, Bromwell, Brooks, Busch, Cain, Cardin, Carr, Chang, Charkoudian, Clippinger, Crutchfield, Cullison, D.M. Davis, Dumais, Ebersole, Feldmark, Fennell, W. Fisher, Gaines, Gilchrist, Glenn, Guyton, Harrison, Haynes, Healey, Hettleman, Hill, Jackson, Johnson, Jones, Kaiser, Kelly, Kerr, Korman, Krimm, Lafferty, J. Lewis, R. Lewis, Lierman, Lisanti, Love, Luedtke, McIntosh, Moon, Palakovich Carr, Patterson, Queen, Reznik, Rosenberg, Sample–Hughes, Shetty, Smith, Solomon, Stein, Stewart, Sydnor, Terrasa, Turner, Valentino–Smith, C. Watson, R. Watson, Wilkins, K. Young, and P. Young**

AN ACT concerning

**Health Insurance – Consumer Protections and Maryland Health Insurance  
Coverage Protection Commission**

FOR the purpose of making a certain finding and declaration of the General Assembly; repealing certain provisions of law applying certain provisions of the federal Affordable Care Act to certain health insurance coverage issued or delivered in the State by certain insurers, nonprofit health service plans, or health maintenance organizations; prohibiting certain carriers from excluding or limiting certain benefits or denying coverage under certain circumstances; prohibiting certain carriers from establishing certain rules for eligibility based on health status factors; authorizing certain carriers offering an individual plan to determine a premium rate based on certain factors; prohibiting certain premium rates from varying by more than a certain ratio; requiring certain carriers to provide coverage to certain children until the child is a certain age; prohibiting certain carriers from rescinding a certain health benefit plan once the insured individual is covered under the plan; prohibiting certain carriers from establishing lifetime and annual limits on the dollar value of benefits for any insured individual; prohibiting carriers of a group plan from applying a certain waiting period for eligibility for coverage; requiring certain carriers to allow certain individuals to designate a certain provider as a primary care provider under certain circumstances; requiring a carrier to treat the provision and ordering of certain obstetrical and gynecological care by a certain provider as the authorization of a primary care provider; prohibiting certain carriers from requiring certain authorization or referrals of certain care or services; requiring certain health care providers to comply with certain policies and procedures of a carrier; requiring certain carriers to provide certain coverage for emergency services in a certain manner under certain circumstances; requiring the Maryland Insurance Commissioner to adopt regulations to develop certain standards for use by certain carriers to compile and provide to consumers a certain summary of benefits and coverage explanations; requiring certain carriers to provide a certain summary of benefits and coverage explanation to certain applicants and insured individuals at certain times; authorizing certain carriers to provide a certain summary of benefits and coverage explanation in certain forms; requiring certain carriers to provide certain notification of certain modifications under certain circumstances; establishing a certain penalty; requiring certain carriers to submit a certain report to the Commissioner in certain years; requiring certain carriers to provide a certain rebate to each insured individual based on certain ratios in certain years; requiring the Commissioner to take certain action regarding premiums; requiring a carrier to disclose certain information to insured individuals in a certain manner; requiring certain carriers that offer certain plans to offer certain plans to individuals under a certain age; authorizing certain carriers to offer a certain catastrophic plan under certain circumstances; requiring the Commissioner to adopt regulations to establish certain limitations on cost sharing for certain health benefit plans and for prescription drug benefit requirements for certain health benefit plans; making conforming changes; requiring the Maryland Health Insurance Coverage Protection Commission to establish a certain workgroup; requiring that the workgroup include



certain members; specifying the duties of the workgroup; requiring the Commission to report to the General Assembly on or before a certain date; altering the date on which the Commission is required to submit a certain report; extending the termination date for the ~~Maryland Health Insurance Coverage Protection~~ Commission; ~~providing for the application and construction of certain provisions of this Act; stating the intent of the General Assembly; defining certain terms; and generally relating to consumer protections for health insurance and the Maryland Health Insurance Coverage Protection Commission.~~

BY repealing and reenacting, with amendments,

Article – Insurance

Section 15–137.1

Annotated Code of Maryland

(2017 Replacement Volume and 2018 Supplement)

~~BY adding to~~

~~Article – Insurance~~

~~Section 15–1A–01 through 15–1A–17 to be under the new subtitle “Subtitle 1A–  
Consumer Protections”~~

~~Annotated Code of Maryland~~

~~(2017 Replacement Volume and 2018 Supplement)~~

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

~~Article – Insurance~~

~~Section 15–1205(a) and (g) and 15–1406~~

~~Annotated Code of Maryland~~

~~(2017 Replacement Volume and 2018 Supplement)~~

BY repealing and reenacting, without amendments,

Chapter 17 of the Acts of the General Assembly of 2017, as amended by Chapters 37  
and 38 of the Acts of the General Assembly of 2018

Section 1(b)

BY repealing and reenacting, with amendments,

Chapter 17 of the Acts of the General Assembly of 2017, as amended by Chapters 37  
and 38 of the Acts of the General Assembly of 2018

Section 1(h)(3), (i), and (j) and 2

BY adding to

Chapter 17 of the Acts of the General Assembly of 2017, as amended by Chapters 37  
and 38 of the Acts of the General Assembly of 2018

Section 1(i)

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

**House Bill 700 – Washington County Delegation**

AN ACT concerning

**Washington County – Code of Public Local Laws – Legalization**

FOR the purpose of legalizing the 2019 edition of the Code of Public Local Laws of Washington County, being Article 22 of the Code of Public Local Laws of Maryland, published under the direction of the Board of County Commissioners of Washington County; making provisions for the publication, sale, and distribution of the Code of Public Local Laws of Washington County; and generally relating to the legalization of the Code of Public Local Laws of Washington County.

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

**House Bill 713 – Delegate Rosenberg**

AN ACT concerning

**Jury Duty – Individuals Qualified for Jury Service Living Outside the United States**

FOR the purpose of requiring an individual otherwise qualified for jury service living outside the United States be excused by a jury judge or jury commissioner from jury service for a certain period after submitting a certain affidavit under penalty of perjury; requiring a jury judge to summon the individual for jury service after a certain date or certain period of time; making a technical correction; and generally relating to jury service.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 8–402  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

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

**House Bill 748 – Delegate Fraser–Hidalgo**

AN ACT concerning

**Vehicle Laws – Electric Low Speed Scooters**

FOR the purpose of establishing that an electric low speed scooter is considered to be a bicycle for the purposes of the Maryland Vehicle Law; defining the term “electric low speed scooter”; providing that an electric low speed scooter is not considered to be a motorized minibike, a motor scooter, or a motor vehicle for the purposes of the Maryland Vehicle Law; altering the defined term “scooter” by limiting the term to

nonmotorized vehicles; establishing that the operator of an electric low speed scooter may ride by standing on a platform designed to carry the operator; and generally relating to electric low speed scooters.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 11–104

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

(As enacted by Chapter 294 of the Acts of the General Assembly of 2014)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 11–134.4(b), 11–134.5(b), 11–135(b), 11–154.1, and 21–1203

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY adding to

Article – Transportation

Section 11–117.2

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation

Section 21–1202 and 25–102(a)(8)

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 848 – Delegates McComas, Malone, Metzgar, ~~and Parrott~~ Parrott, Arikan, Cardin, and Grammer**

AN ACT concerning

### **Courts – Documentary Evidence – Protective Order**

FOR the purpose of authorizing a defendant in a malpractice claim against a licensed professional to move for a protective order to limit the disclosure of certain documentary evidence under certain circumstances; requiring a court, on a certain motion by the defendant, to review the claimant’s request for documentary evidence and authorizing the court to issue a certain protective order for good cause shown; ~~suspending the time for producing documentary evidence until the court makes a certain ruling; requiring the defendant to produce documentary evidence within a certain time frame absent an order to the contrary;~~ providing for the application of this Act; and generally relating to qualified experts and documentary evidence.

BY repealing and reenacting, without amendments,  
Article – Courts and Judicial Proceedings  
Section 3–2C–01  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 3–2C–02  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

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

**House Bill 871 – Delegates ~~Pippy, Atterbeary, Cain, Cain, Atterbeary, Cardin, Chang, Cox, Crutchfield, D.M. Davis, W. Fisher, J. Lewis, Lopez, Moon, Mosby, Shetty, Sydnor, R. Watson, and Wilkins~~ Wilkins, Grammer, Bartlett, McComas, Hartman, Arikan, and Malone**

AN ACT concerning

### **Criminal Law – Human Trafficking and Prostitution Offenses**

FOR the purpose of altering the elements of the prohibitions against human trafficking and renaming them sex trafficking; prohibiting a person from violating certain provisions of this Act with the use of or intent to use force, threat, coercion, or fraud; prohibiting a person from knowingly receiving a certain benefit in relation to a violation of certain provisions of this Act; prohibiting a person from knowingly engaging in certain conduct with the intent to compel another to marry any person under certain circumstances; prohibiting a person from destroying, concealing, removing, confiscating, or possessing certain documents while violating certain provisions of this Act; prohibiting a person from aiding, abetting, or conspiring with another to violate certain provisions of this Act; establishing that the lack of knowledge about a victim's age is not a defense to certain offenses involving a child; establishing certain penalties for violations of this Act; reorganizing certain provisions of law relating to prostitution; classifying a certain offense of human trafficking as a crime of violence under certain provisions of law; defining certain terms; altering certain definitions; making conforming changes; and generally relating to human trafficking and prostitution offenses.

BY renumbering  
Article – Criminal Law  
Section 11–303 and 11–306, respectively  
to be Section 3–1102 and 11–303, respectively  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Business Regulation

Section 15–207(b)(1)

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 3–8A–19(d)(3)(i)6., 4–301(b)(25), 10–402(c)(2)(ii)1.O., and 10–406(a)(15)

Annotated Code of Maryland

(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 3–324(b), 9–801(g)(2), 11–305, and ~~14–101(a)(24) and (25)~~ 14–101(a)

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY adding to

Article – Criminal Law

Section 3–1101 and 3–1103 to be under the new subtitle “Subtitle 11. Human Trafficking”; 11–306, 11–307, and 14–101(a)(26)

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 3–1102 and 11–303

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

(As enacted by Section 1 of this Act)

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 11–301

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 8–302(a), 10–110(a)(1)(xiv), 10–301(f)(12), 11–701(p)(2), 13–501(g), 13–502, 13–503, 13–507, 13–508(a), 13–514, 13–518(a)(7), 13–522, 13–524, 13–525(a)(1), and 13–528(c)(1)

Annotated Code of Maryland

(2018 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 2–412(c)(11) and 5–101(c)  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 939 – ~~Delegate Cassilly~~ Delegates Cassilly, Cardin, Boyce, Clark, Fraser-Hidalgo, Holmes, Jacobs, Jalisi, Lehman, and Otto**

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 on a public highway; 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 Judicial Proceedings.

**House Bill 1186 – Delegate Ebersole**

AN ACT concerning

**Nonpublic Schools – Fire Drill Requirements – State Fire Prevention Code**

FOR the purpose of requiring each nonpublic school in the State to hold fire drills in accordance with the State Fire Prevention Code, keep records of the fire drills, and send copies of the records to the State Board of Education; and generally relating to fire drills in nonpublic schools.

BY adding to

Article – Education

Section 7–408.1

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Public Safety

Section 6–206(a)(1) and (d)

Annotated Code of Maryland

(2018 Replacement Volume)

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

**House Bill 1206 – Delegates Kaiser, Cain, Feldmark, Guyton, Hornberger, Luedtke, Palakovich Carr, Patterson, and Rose**

AN ACT concerning

**Maryland Longitudinal Data System Center – Data Matching**

FOR the purpose of requiring each county board of education to convert certain student information into census tract and block numbers in a certain manner; requiring the State Department of Education to collect certain information from each county board; requiring the Department to provide certain information to the Maryland Longitudinal Data System Center; ~~providing a certain exception to the prohibition that the Center may not release or sell certain information;~~ requiring the Center and the Comptroller to jointly develop a certain protocol for the transfer and matching of certain information to produce certain aggregated information; requiring the Center and the Comptroller to jointly develop certain data privacy and security standards for the Comptroller to utilize for a certain protocol; requiring the Comptroller to comply with data privacy and security standards in a certain manner; requiring the Center to develop a certain protocol for county boards and the Department to convert and collect certain information; requiring the Governor to include a certain amount in the annual State budget in certain fiscal years; requiring the Comptroller to match certain information and produce certain aggregated data on average wage or salary

earnings from certain individuals; defining certain terms; and generally relating to data matching by the Maryland Longitudinal Data System Center.

BY adding to

Article – Education  
Section 4–113.1, 24–703.2, and 24–703.3  
Annotated Code of Maryland  
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Education  
Section ~~24–703(a)~~ and ~~(f)~~ 24–703(a), (f), and (g)  
Annotated Code of Maryland  
(2018 Replacement Volume and 2018 Supplement)

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

~~Article – Education  
Section ~~24–703(g)~~  
Annotated Code of Maryland  
(2018 Replacement Volume and 2018 Supplement)~~

BY adding to

Article – State Government  
Section 4–112  
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 1240 – Delegates Acevero, Bhandari, Haynes, Hettleman, Hill, R. Lewis, ~~McKay~~, Reznik, Sample–Hughes, Solomon, Sydnor, Terrasa, and P. Young**

AN ACT concerning

**State Personnel – ~~Maryland Department of Health~~ – Merit Pay Rates**

FOR the purpose of ~~requiring the pay ranges for certain employee position classifications to be equal; providing that a certain provision of law may not be construed to decrease the pay rate of any employee; requiring that the pay rate for a certain employee in the Behavioral Health Administration or the Developmental Disabilities Administration be at least a certain number of grades higher than a certain pay rate effective on a certain date~~ requiring the Governor to include a certain appropriation in the budget for merit pay increases for certain permanent employees in the Executive Branch of State government in a certain fiscal year; providing that the provisions of this Act may not be construed to prohibit the negotiation of certain economic terms of a memorandum of understanding; and generally relating to merit



pay ~~rates~~ increases for State employees in the ~~Maryland Department of Health Executive Branch of State government.~~

BY adding to

Article – State Personnel and Pensions  
Section 8–203  
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 1349 – Delegates Patterson, Acevero, D. Barnes, Barron, Bartlett, Bridges, Charles, Crosby, Crutchfield, D.M. Davis, Ebersole, Fennell, W. Fisher, Gaines, Glenn, Healey, Hill, Jalisi, Kaiser, Lehman, McComas, McKay, Mosby, Proctor, Queen, Sample–Hughes, Sydnor, Turner, Valentino–Smith, Walker, Washington, R. Watson, Wilkins, and Wilson**

AN ACT concerning

**Public Schools – Students With Sickle Cell Disease – Revisions**

FOR the purpose of extending the ~~date~~ dates for the State Department of Education and the Maryland Department of Health to develop guidelines, provide certain technical assistance to ~~schools~~ schools, and develop a process to monitor implementation of certain guidelines; extending the date for the departments to report to certain committees of the General Assembly; and generally relating to the administration of health care services to students with sickle cell disease.

BY repealing and reenacting, with amendments,

Article – Education  
Section 7–444  
Annotated Code of Maryland  
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Chapter 385 of the Acts of the General Assembly of 2018  
Section 2

BY repealing and reenacting, with amendments,

Chapter 386 of the Acts of the General Assembly of 2018  
Section 2

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

**House Bill 1404 – Delegates McIntosh, Anderson, Boyce, Bridges, Conaway, Glenn, Haynes, Hettleman, Jalisi, Jones, Lafferty, R. Lewis, Lierman, Mosby, Rosenberg, Smith, ~~and Wells~~ Wells, and Solomon**

AN ACT concerning

**Economic Development – Baltimore Symphony Orchestra – Funding and Workgroup**

FOR the purpose of requiring the Governor to appropriate a certain amount of money to the Baltimore Symphony Orchestra in certain fiscal years; establishing the Workgroup on the Baltimore Symphony Orchestra; 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 examine and make recommendations regarding certain matters; requiring the Workgroup to report its findings and recommendations in a consolidated financial report to certain committees in the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Baltimore Symphony Orchestra.

BY adding to

Article – Economic Development  
Section 4–513  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**MESSAGE FROM THE HOUSE  
INTRODUCTORY HOUSE BILLS NO. 17**

**House Bill 25 – Delegates Barron, Hettleman, Korman, ~~and Moon~~ Moon, 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

**Public Health – Prescription Drug Monitoring Program – Revisions**

FOR the purpose of requiring, instead of authorizing, the Prescription Drug Monitoring Program to review prescription monitoring data for indications of a possible misuse or abuse of a monitored prescription drug; requiring, instead of authorizing, the Program to report the possible misuse or abuse to the prescriber or dispenser of the monitored prescription drug under certain circumstances; requiring the Program to provide education to the prescriber or dispenser of the monitored prescription drug

under certain circumstances; requiring, instead of authorizing, the Program to review prescription monitoring data for indications of a possible violation of law or a possible breach of professional standards by a prescriber or a dispenser; requiring, instead of authorizing, the Program to notify the prescriber or dispenser of the possible violation of law or possible breach of professional standards and provide education to the prescriber or dispenser; authorizing the Program, under certain circumstances, to provide prescription monitoring data to the Office of Controlled Substances Administration for a certain purpose; requiring the Program, under certain circumstances, to provide a certain notification to certain prescribers or dispensers; requiring the Program to take into account certain factors in making a certain determination; ~~prohibiting the obtaining of certain guidance and interpretation from the technical advisory committee from delaying the reporting of a possible violation of law or a possible breach of professional standards to the Office of Controlled Substances Administration under certain circumstances;~~ 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; requiring the Office of Controlled Substances Administration, under certain circumstances, to conduct a certain review and to take certain action; altering a certain reporting requirement; specifying the intent of the General Assembly; defining a certain term; making ~~a~~ conforming ~~change~~ changes; and generally relating to the Prescription Drug Monitoring Program.

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)

BY repealing and reenacting, without amendments,

Article – Health – General

Section 21–2A–02(a), 21–2A–04, 21–2A–06(a) and (b), and 21–2A–07(a) and (b)

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

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

~~Article – Health – General~~

~~Section 21–2A–06(e) and (d)~~

~~Annotated Code of Maryland~~

~~(2015 Replacement Volume and 2018 Supplement)~~

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

**House Bill 132 – Delegates Reznik, Acevero, Bagnall, Barve, Beitzel, Bhandari, Boyce, Buckel, Crutchfield, Ebersole, Gaines, Haynes, Jones, Kipke, R. Lewis, Lierman, McKay, Pena–Melnik, Shetty, Stewart, Terrasa, Wells, ~~and K. Young~~ K. Young, Washington, and Palakovich Carr**

AN ACT concerning

**Education – Robotics Grant Program – Alterations**

FOR the purpose of expanding eligibility requirements for the Robotics Grant Program to include certain ~~nonprofit organizations and community clubs~~; ~~repealing the requirement for existing nonprofit robotics clubs to be associated with a public school to be eligible for the Program~~; requiring the Governor to increase a certain appropriation to the Program in the State budget; requiring the State Department of Education to award grants in a certain manner; defining a certain term; and generally relating to the Robotics Grant Program.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 7–123  
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 275 – Delegates Stein, Bagnall, Brooks, D.E. Davis, Ebersole, Fraser-Hidalgo, Gilchrist, Healey, Hettleman, Holmes, Jones, Lafferty, Lehman, R. Lewis, Lisanti, Moon, ~~and Stewart~~ Stewart, Carr, Shetty, and Solomon**

AN ACT concerning

**Pesticides – Use of Chlorpyrifos – Prohibition**

FOR the purpose of prohibiting, on or after a certain date, the use of chlorpyrifos in the State; authorizing the Department of Agriculture to grant a certain waiver under certain circumstances; requiring the ~~State Department of Agriculture~~ to provide to farmers, certified crop advisors, and pesticide applicators certain education and assistance under certain circumstances; and generally relating to the use of chlorpyrifos.

BY adding to  
Article – Agriculture  
Section 5–210.6  
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 365 – Delegate Bagnall**

AN ACT concerning

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

FOR the purpose of applying a certain provision of law related to the reimbursement of indirect costs incurred by certain nonprofit organizations to certain grants and contracts; providing that a certain provision of law does not require the reimbursement of indirect costs incurred under certain grants and contracts during any fiscal year that began before a certain date; making a stylistic change; and generally relating to the reimbursement of indirect costs incurred by nonprofit organizations.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 2–208  
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 464 – Delegates Hettleman, Jackson, Jones, Korman, McIntosh, and P. Young**

AN ACT concerning

**Consumer Protection – Private Career Schools and For-Profit Institutions of Higher Education – Disclosures and Regulation**

FOR the purpose of requiring private career schools and certain for-profit institutions of higher education to provide certain students with certain information before the student signs an enrollment agreement, completes registration, or makes a financial commitment; requiring certain information to be displayed in a certain manner and on certain websites; ~~prohibiting certain schools and institutions from enrolling certain residents under certain circumstances; providing for the construction of this Act; requiring the Maryland Higher Education Commission to adopt certain regulations on or before a certain date; specifying that certain schools and institutions may not be required to comply with certain provisions until a certain fiscal year; defining a certain term; and generally relating to the regulation of disclosures required to be made by private career schools and for-profit institutions of higher education.~~

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

Section 13–320(b)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

~~BY repealing and reenacting, without amendments,  
Article — Education  
Section 10–101(a), (e), (d), and (j) and 11–202.2(a) and (b)(1) and (2)  
Annotated Code of Maryland  
(2018 Replacement Volume and 2018 Supplement)~~

~~BY adding to  
Article — Education  
Section 11–210  
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 466 – Delegates Kerr, Bagnall, Barron, Cain, Chisholm, Cox, Feldmark, Jalisi, Johnson, Kelly, Krebs, Krimm, Lafferty, R. Lewis, Morgan, Pena-Melnyk, Pendergrass, Saab, Sample-Hughes, Shetty, Solomon, Szeliga, C. Watson, and K. Young K. Young, Bhandari, Carr, Charles, Cullison, Hill, Kipke, Metzgar, and Rosenberg**

AN ACT concerning

### **Prescription Drug Monitoring Program – Program Evaluation**

FOR the purpose of requiring the Prescription Drug Monitoring Program to provide prescription monitoring data to the Office of the Attorney General on issuance of a subpoena for a certain purpose; requiring the Program to provide prescription monitoring data to authorized users, rather than the authorized administrator, of another state’s prescription drug monitoring program or any other authorized local, state, territorial, or federal agency in connection with the provision of medical care; requiring the Program to provide prescription monitoring data to the medical director of a certain health care facility, or the medical director’s designee, for a certain purpose; requiring the Program to provide prescription monitoring data to the Office of the Chief Medical Examiner in accordance with a certain provision of law; repealing the requirement that the issuance of a certain administrative subpoena be voted on by a quorum of the board of a licensing entity, or for the State Board of Physicians, a disciplinary panel, for the Program to be required to disclose prescription monitoring data to the licensing entity; repealing the termination date of the Program; repealing the requirement that the Department of Legislative Services conduct a certain evaluation of the Program under the Maryland Program Evaluation Act; requiring the Advisory Board on Prescription Drug Monitoring to

include certain information in certain annual reports; and generally relating to the program evaluation of the Prescription Drug Monitoring Program.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 21–2A–06(b)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

BY repealing  
Article – Health – General  
Section 21–2A–10  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 8–403(a)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing  
Article – State Government  
Section 8–403(b)(44)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 8–403(b)(45) through (56)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

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

**House Bill 518 – ~~Delegates Szeliga, Arikian, Boteler, Brooks, Cardin, Ebersole, Feldmark, Grammer, Guyton, Hettleman, Hill, Impallaria, Lafferty, Long, Mangione, Metzgar, Stein, and P. Young~~ Baltimore County Delegation**

AN ACT concerning

**Public Safety – Agritourism – Permit Exemption**

FOR the purpose of adding Baltimore County to the list of counties that exempt agricultural buildings engaged in agritourism from a certain permit requirement; providing for the number of people allowed to occupy a building engaged in agritourism in

Baltimore County under certain circumstances; and generally relating to a permit exemption for certain buildings engaged in agritourism.

BY repealing and reenacting, with amendments,  
 Article – Public Safety  
 Section 12–508  
 Annotated Code of Maryland  
 (2018 Replacement Volume)

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

**House Bill 522 – ~~Delegate Krebs~~ Delegates Krebs, Pendergrass, Pena–Melnyk, Bagnall, Barron, Bhandari, Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kelly, Kerr, Kipke, R. Lewis, Metzgar, Morgan, Rosenberg, Saab, Sample–Hughes, Szeliga, and K. Young**

AN ACT concerning

**Public Health – Food Establishments – Licensing**

FOR the purpose of providing that certain regulations adopted by the Maryland Department of Health establishing a certain licensing system is a rescindable, rather than nonrescindable, alternative to regulation under a certain provision of law; authorizing the Department to adopt certain regulations governing excluded organizations; requiring an excluded organization to meet certain requirements under certain circumstances; extending the number of consecutive days of operation authorized under a license to operate a temporary food service facility before the license expires; altering certain definitions; and generally relating to the licensing of food establishments.

~~BY repealing and reenacting, with amendments,  
 Article – Health – General  
 Section 21–301(e) and (h), 21–304(a), 21–305(b), and 21–309(a)(4) and (b)(2)  
 Annotated Code of Maryland  
 (2015 Replacement Volume and 2018 Supplement)~~

BY repealing and reenacting, without amendments,  
 Article – Health – General  
 Section 21–301(a), 21–305(a), and 21–309(a)(1)  
 Annotated Code of Maryland  
 (2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
 Article – Health – General  
 Section 21–301(e) and (h), 21–304(a), 21–305(b), and 21–309(a)(4) and (b)(2)  
 Annotated Code of Maryland



(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 595 – Delegates Rogers, Bagnall, B. Barnes, Bartlett, Cain, Carey, Chang, Charkoudian, Crosby, D.E. Davis, Feldmark, Fennell, Glenn, Lisanti, C. Watson, and Wilson**

AN ACT concerning

**Workers' Compensation – Medical Presumptions**

FOR the purpose of altering the types of cancer that are considered occupational diseases suffered in the line of duty and are compensable in a certain manner; and generally relating to the occupational disease presumption for cancers under the workers' compensation law.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 9–503(c)  
Annotated Code of Maryland  
(2016 Replacement Volume and 2018 Supplement)

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

**House Bill 604 – Delegates D.E. Davis, D. Barnes, Charles, Fennell, W. Fisher, Gaines, Harrison, Ivey, Proctor, Turner, Walker, and R. Watson**

AN ACT concerning

**Workers' Compensation – Medical Presumptions for Diseases and Cancer – Eligibility**

FOR the purpose of altering the circumstances under which certain firefighters, fire fighting instructors, rescue squad members, advanced life support unit members, and sworn members of the Office of the State Fire Marshal are presumed to be suffering from an occupational disease that was suffered in the line of duty and is compensable under the workers' compensation law; making stylistic changes; providing for the application of this Act; and generally relating to the occupational disease presumptions under the workers' compensation law.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 9–503(c)  
Annotated Code of Maryland  
(2016 Replacement Volume and 2018 Supplement)

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

## **House Bill 650 – Delegates Korman and Barve**

AN ACT concerning

### **Energy Storage Pilot Project Act**

FOR the purpose of requiring the Public Service Commission to establish an energy storage pilot program; providing for the structure and operation of the program; requiring the Commission to require each investor-owned electric company to solicit offers to develop energy storage projects for certain commercial and regulatory models; requiring each investor-owned electric company to submit ~~an application~~ applications for projects from a certain number of models; establishing that a proposed project must be able to meet reasonably the program's timelines and data collection requirements; requiring an investor-owned electric company to prioritize projects that defer or replace certain needs under certain circumstances; requiring an investor-owned electric company to describe in a project application whether a project demonstrates certain attributes; requiring an investor-owned electric company to include certain information in a project application; authorizing the Commission, for a certain purpose, to determine how to address cost recovery for certain models; authorizing the Commission, for a certain purpose, to allow certain program activity on a project-by-project basis; providing for the beginning and termination of the pilot program; 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; requiring an investor-owned electric company to submit certain information or data on or before a certain date; certain dates; requiring an investor-owned electric company to make certain data available to the public; requiring certain data to be seasonally adjusted; authorizing an investor-owned electric company, under certain circumstances, to apply for an extension of the pilot program on or before a certain date; 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; requiring the Commission to evaluate certain matters and report certain findings and recommendations to the General Assembly on or before a certain date under certain circumstances; establishing that the pilot program does not preclude any other investments in energy storage by a

public service company; providing that the termination of the pilot program does not affect certain cost recovery by an investor-owned electric company; defining certain terms; and generally relating to pilot energy storage projects.

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 Finance.

**House Bill 653 – Delegates D.E. Davis, Branch, Brooks, Valderrama, and Wilson**

AN ACT concerning

**Electric Companies and Gas Companies – Rate Regulation – Alternative Rate Plans**

FOR the purpose of requiring the Public Service Commission to allow an electric company or a gas company to apply for a certain alternative rate plan in a certain manner; requiring the Commission to allow an electric company or a gas company to utilize a certain alternative rate plan to establish certain new rates if the Commission finds that the plan results in a just and reasonable rate; declaring the intent of the General Assembly; requiring the Commission to state specific reasons for rejecting an alternative rate plan; requiring the Commission to allow an applicant to file a revised alternative rate plan to remedy certain deficiencies within a certain number of days; requiring the Commission to review a certain revised alternative rate plan and solicit comments from interested parties; requiring the Commission to issue a final order concerning a revised alternative rate plan within a certain number of days; authorizing an electric company or a gas company to file an alternative rate plan that provides for certain performance standards; requiring the Commission to provide a certain financial incentive if the Commission provides for a certain financial penalty for failure to meet a certain performance standard; authorizing an initial alternative rate plan to provide for an initial rate effective period of less than a certain number of months to align with the fiscal year of the company; requiring an alternative rate plan to provide for the incorporation of adjustment amounts from certain revenue decoupling for certain customer classes; authorizing an alternative rate plan to create a certain regulatory asset that includes the deferral of certain storm restoration expenses with a certain unamortized balance for a certain purpose; requiring an alternative rate plan that uses a certain formula rate to provide for a certain annual customer rate reconciliation for a certain purpose; requiring a certain reconciliation to reflect certain actual costs; requiring a certain interest rate for a certain reconciliation; authorizing an electric company or a gas company to continue to recover certain costs through riders or surcharges under certain circumstances; ~~prohibiting the Commission from reducing the return on equity applied to an electric company or a gas company based on the election of the company to propose an~~

~~alternative rate plan; prohibiting the approval of an alternative rate plan from affecting the recovery of certain costs; authorizing an electric company or a gas company to terminate an alternative rate plan at any time; requiring an electric company or a gas company that terminates an alternative rate plan to state the reason for termination; requiring certain rates under a terminated alternative rate plan to remain in effect until the Commission establishes certain new rates in a certain manner; prohibiting an electric company or a gas company from filing an application for approval of an alternative rate plan before a certain date; defining certain terms; and generally relating to the Public Service Commission and rates for electric and gas companies.~~

BY adding to

Article – Public Utilities

Section 4–212

Annotated Code of Maryland

(2010 Replacement Volume and 2018 Supplement)

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

**House Bill 671 – Delegates Rogers, Bagnall, Bartlett, Branch, Carey, Chang, Crosby, D.E. Davis, Fennell, Lisanti, McIntosh, Sample–Hughes, C. Watson, ~~and Wilson~~ Wilson, and Howard**

AN ACT concerning

### **Household Goods Movers Registration**

FOR the purpose of prohibiting a person from providing household goods moving services using a certain commercial motor vehicle in the State unless the person is registered as a household goods mover under this Act; requiring a person to submit to the Department of Labor, Licensing, and Regulation a certain application and a certain fee to apply for a certain registration; establishing certain requirements and procedures for the registration of household goods movers under this Act; requiring the Department to issue a certain annual registration under certain circumstances; requiring a household goods mover to pay a certain fee each year and to retain a copy of a certain registration in certain vehicles; requiring the Department to adopt certain regulations; authorizing the Department to impose a certain penalty for certain violations of this Act; defining certain terms; and generally relating to household goods moving services and the registration of household goods movers.

BY adding to

Article – Business Regulation

Section 8.5–101 through 8.5–107 to be under the new title “Title 8.5. Household Goods Movers”

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 735 – Delegates Healey, Carr, Charkoudian, Ebersole, Fraser–Hidalgo, Gilchrist, Korman, Lafferty, Qi, Shetty, Stein, and Stewart**

AN ACT concerning

~~**Task Force on Forest Conservation in Maryland**~~  
**Technical Study on Changes in Forest Cover and Tree Canopy in Maryland**

FOR the purpose of requiring the Harry R. Hughes Center for Agro–Ecology, in consultation with the Department of Natural Resources, the Department of the Environment, the Department of Planning, the Department of Agriculture, and the Chesapeake Bay Program, to conduct a technical study to review changes in forest cover and tree canopy in the State; providing for the scope of the technical study; requiring the Harry R. Hughes Center for Agro–Ecology to submit a report of its findings to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to a technical study to review changes in forest cover and tree canopy in Maryland. ~~establishing the Task Force on Forest Conservation in Maryland; providing for the composition, chair, and staffing of the Task Force; authorizing the Task Force to establish subcommittees; 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 Forest Conservation in Maryland.~~

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

**House Bill 747 – Delegates W. Fisher, Washington, Charles, ~~and Ivey~~ Ivey, Ebersole, Wilkins, Hornberger, Smith, Mosby, Turner, and Feldmark**

AN ACT concerning

~~**Election Law – Automatic Voter Registration Agencies**~~ – **Links to Online Voter Registration**

FOR the purpose of ~~adding certain agencies to the list of agencies that are designated as automatic voter registration agencies; defining an applicable transaction at certain automatic voter registration agencies during which an applicant must be registered to vote or have a voter registration record updated unless the applicant declines to register to vote or update a voter registration record or the applicant is determined not to be eligible to register to vote; requiring certain agencies to implement an automatic voter registration system on or before a certain date; requiring certain agencies to implement automatic voter registration in a certain manner and in~~

~~accordance with certain provisions of law; requiring certain agencies to submit certain reports to certain committees of the General Assembly concerning automatic voter registration on or before certain dates; requiring the Department of Information Technology to take certain actions to include links to the online voter registration system on the websites of State agencies; requiring links to the online voter registration system on State agency websites to meet certain requirements; requiring the Department to submit a certain report to certain committees of the General Assembly concerning links to the online voter registration system on State agency websites on or before a certain date; providing for the effective date of certain provisions of this Act; and generally relating to voter registration.~~

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

~~Article – Election Law~~

~~Section 3–203~~

~~Annotated Code of Maryland~~

~~(2017 Replacement Volume and 2018 Supplement)~~

~~(As enacted by Chapter 19 of the Acts of the General Assembly of 2018)~~

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 Education, Health, and Environmental Affairs.

**House Bill 777 – Delegates Howard, Beitzel, Branch, Buckel, Carey, Charkoudian, Chisholm, Ciliberti, Corderman, Fennell, Hill, Lisanti, Malone, McComas, McKay, Qi, Rose, Saab, Valderrama, ~~and Wilson~~ Wilson, Boteler, and R. Lewis**

AN ACT concerning

**Commercial Law – Credit Card Processors – ~~Service~~ Merchant Processing Agreements**

FOR the purpose of ~~requiring prohibiting~~ prohibiting a credit card processor ~~to send a summary of a certain services agreement to certain businesses; requiring a business to acknowledge a certain services agreement by signing, dating, and returning a copy of the summary of the services agreement to a certain credit card processor before entering into a services agreement with the credit card processor~~ from assessing or charging certain fees under certain circumstances; requiring the summary a merchant processing agreement to include certain information; requiring a credit card processor to provide a certain notice regarding a services agreement renewal before a certain date; requiring the notice to disclose certain information that certain information be provided in a certain manner in the merchant processing agreement;

authorizing the Commissioner of Financial Regulation to take certain actions; ~~establishing certain civil penalties for a violation of this Act;~~ providing for the application of this Act; defining certain terms; and generally relating to credit card processors and ~~service~~ merchant processing agreements.

BY adding to

Article – Commercial Law

Section 12–1401 through ~~12–1405~~ 12–1404 to be under the new subtitle “Subtitle 14. Credit Card Processors”

Annotated Code of Maryland

(2013 Replacement Volume and 2018 Supplement)

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

**House Bill 822 – Delegates Hettleman, Acevero, Korman, Terrasa, Valentino-Smith, and P. Young**

AN ACT concerning

**University System of Maryland – Regular Employees – Grievance Procedures and Disciplinary Actions**

FOR the purpose of authorizing a constituent institution of the University System of Maryland to remove, suspend, or demote a certain regular full-time or part-time employee who is not on probation only in accordance with certain provisions of law; requiring a constituent institution and an exclusive representative to negotiate a certain item ~~under certain circumstances~~; making conforming changes; repealing obsolete language; altering a certain definition; and generally relating to grievance procedures and disciplinary actions for certain regular employees of the University System of Maryland.

BY repealing and reenacting, with amendments,

Article – Education

Section 12–111; and 13–201 and 13–207(a) to be under the amended subtitle “Subtitle 2. University of Maryland Regular Employee Grievance Procedures”

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)

BY adding to

Article – Education

Section 13–205.1

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)

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

**House Bill 829 – Delegates Ghrist, Adams, Kelly, Mautz, ~~and Sample-Hughes~~  
Sample-Hughes, Pendergrass, Pena-Melnyk, Bagnall, Barron, Bhandari,  
Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kerr, Kipke, Krebs,  
R. Lewis, Metzgar, Morgan, Rosenberg, Saab, Szeliga, and K. Young**

AN ACT concerning

**Health Insurance – Provider Panels – Graduate Providers**

FOR the purpose of prohibiting a carrier from rejecting a provider who provides community-based health services for an accredited program solely because the provider is a licensed graduate social worker, licensed master social worker, ~~LICENSED GRADUATE ALCOHOL AND DRUG COUNSELOR, LICENSED GRADUATE MARRIAGE AND FAMILY THERAPIST, LICENSED GRADUATE PROFESSIONAL ART THERAPIST,~~ licensed graduate alcohol and drug counselor, licensed graduate marriage and family therapist, licensed graduate professional art therapist, or licensed graduate professional counselor; and generally relating to health insurance and provider panels.

BY repealing and reenacting, without amendments,

Article – Insurance

Section 15-112(g)(1)

Annotated Code of Maryland

(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 15-112(g)(2)

Annotated Code of Maryland

(2017 Replacement Volume and 2018 Supplement)

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

**House Bill 891 – Delegates Haynes, Hettleman, Jackson, Krimm, Reznik, and  
Valentino-Smith**

AN ACT concerning

**State Personnel – Grievance Procedures**

FOR the purpose of expanding the application of certain provisions of law governing grievance procedures for certain employees in the State Personnel Management System; requiring a grievant to complete certain forms in a certain manner for a certain purpose; applying a certain definition of “grievance” to a certain requirement that the Department of Transportation adopt certain regulations relating to employee grievance procedures; altering a certain definition; defining a certain term;



making a conforming change; and generally relating to grievance procedures and State employees.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 12–101, 12–102, and 12–108  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 2–103.4(d)(2)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 924 – Delegates Cullison, Kipke, R. Lewis, Reznik, Saab, ~~Sample-Hughes, and P. Young~~ P. Young, Bagnall, Barron, Bhandari, Carr, Charles, Chisholm, Hill, Johnson, Kelly, Kerr, Krebs, Metzgar, Morgan, Pena-Melnyk, Pendergrass, Rosenberg, Szeliga, and K. Young**

AN ACT concerning

**State Board of Physicians – Registered Cardiovascular Invasive Specialists**

FOR the purpose of authorizing a licensed physician, under certain circumstances and in accordance with certain regulations, to delegate certain duties to a registered cardiovascular invasive specialist assisting in the physician’s performance of a fluoroscopy; establishing that the hospital in which a certain laboratory is located and the physician delegating the acts are responsible for ensuring that certain requirements are met; authorizing the State Board of Physicians to impose a certain civil penalty for each instance of a hospital’s failure to comply with certain requirements; defining “registered cardiovascular invasive specialist”; requiring the Maryland Health Care Commission to conduct a certain review, work with the Maryland Hospital Association to gather certain information, and submit its findings to the Governor and the General Assembly on or before a certain date; providing for the termination of certain provisions of this Act; and generally relating to registered cardiovascular invasive specialists.

BY renumbering  
Article – Health Occupations  
Section 14–101(p)  
to be Section 14–101(q)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY adding to

Article – Health Occupations  
Section 14–101(p)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations  
Section 14–306  
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 1019 – Delegates Guyton and Luedtke**

AN ACT concerning

#### **State Board of Education – Public High School Students – Assessments and Graduation Requirements**

FOR the purpose of ~~requiring all public high school students to be assessed in a certain manner, subject to a certain limitation; requiring the State Board of Education to administer a certain assessment to certain students in certain school years; providing that the State Board of Education may use a certain assessment for certain purposes only under certain circumstances; prohibiting the State Board from using the results of certain assessments for certain purposes; during a certain period of time; authorizing the State Board to use a certain assessment to determine a certain amount of a student's final grade in a certain course during a certain period of time under certain circumstances; making conforming changes; providing for the termination of this Act;~~ and generally relating to the administration of assessments and graduation requirements for public high school students.

BY repealing and reenacting, with amendments,

Article – Education  
Section 7–205.1  
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 1025 – Delegate Mosby**

AN ACT concerning

### **Election Law – Coordinated Expenditures and Donations – Investigation**

FOR the purpose of authorizing the State Administrator of Elections or the State Administrator's designee, rather than the State Board of Elections, to investigate a potential violation of certain provisions of law prohibiting certain coordinated expenditures and donations; requiring the State Administrator or the State Administrator's designee, rather than the State Board, to take certain actions in the course of a certain investigation; authorizing the State Administrator or the State Administrator's designee, in furtherance of a certain investigation, to issue a subpoena for the attendance of a witness to testify or the production of records; requiring that a subpoena be served in accordance with the Maryland Rules; authorizing a certain circuit court to compel compliance with a subpoena under certain circumstances; and generally relating to investigations of prohibited coordinated expenditures and donations.

BY repealing and reenacting, with amendments,  
 Article – Election Law  
 Section 13–249  
 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 1066 – Delegates Valentino–Smith, Lierman, and P. Young**

AN ACT concerning

#### **Family Investment Program – ~~Transitional Assistance for Education Pilot Program~~ Work Activity Requirement – Authorized Activities and Report**

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 requiring the Department of Human Services to allow a certain applicant for or recipient of assistance under the Family Investment Program to meet a certain work activity requirement by participating in certain education or vocational training programs in a certain manner for a certain maximum time period; authorizing the Department to suspend the application of certain provisions of law under certain circumstances; requiring the Department to report certain information to the General Assembly on or before a certain date each year; defining certain terms; providing for a delayed effective date; and generally relating to work activity requirements under the Family Investment Program.

BY repealing and reenacting, without amendments,  
Article – Human Services  
Section ~~5-301(a), (b), (d), (e), and (g) and 5-312(f)(1)~~ (h)  
Annotated Code of Maryland  
(2007 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Human Services  
Section ~~5-312(f)(2)~~ 5-308(a)  
Annotated Code of Maryland  
(2007 Volume and 2018 Supplement)

BY adding to  
Article – Human Services  
Section ~~5-312.1~~ 5-322  
Annotated Code of Maryland  
(2007 Volume and 2018 Supplement)

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

### **House Bill 1105 – Delegates Miller, Arentz, Howard, and Mautz**

AN ACT concerning

#### **Investor-Owned Electric Companies – Acquisition of Substantial Influence – Prohibition**

FOR the purpose of prohibiting certain acquisitions of influence over an investor-owned electric company if a person would become an affiliate of each investor-owned electric company in the State as a result of the acquisition; defining certain terms; and generally relating to acquisitions and investor-owned electric companies.

BY adding to  
Article – Public Utilities  
Section 6-106  
Annotated Code of Maryland

(2010 Replacement Volume and 2018 Supplement)

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

### **House Bill 1113 – Delegates Hettleman and Busch**

AN ACT concerning

#### **State Government – Office of Program Evaluation and Government Accountability and Maryland Program Evaluation Act**

FOR the purpose of renaming the Joint Audit Committee to be the Joint Audit and Evaluation Committee; altering the powers and duties of the Committee; establishing the Office of Program Evaluation and Government Accountability as a unit in the Department of Legislative Services; requiring the Executive Director of the Department, with the approval of and in consultation with certain individuals, to appoint the Director of the Office; authorizing the Director, with the approval of the Executive Director, to appoint a Deputy Director and certain staff; providing for the duties and authority of the Director and the Deputy Director; requiring the Office to conduct certain performance evaluations of units of State government in accordance with a certain work plan; authorizing the Office to conduct certain performance evaluations under certain circumstances; requiring the Office to conduct certain investigations under certain circumstances; authorizing the Office to conduct certain evaluations in accordance with the Maryland Program Evaluation Act; authorizing the Committee to direct the Office to conduct a certain assessment or scoping evaluation of a unit of State government and, based on the findings of the assessment or scoping evaluation, waive the unit from an evaluation under this Act; requiring the Office to conduct a performance evaluation of certain corporations or associations and certain local school systems under certain circumstances; requiring that performance evaluation reports include certain information; providing for the manner in which performance evaluations are to be conducted; granting employees and authorized representatives of the Office, except under certain circumstances, access to and the authority to inspect certain records; authorizing the Director to issue process to require a certain office to produce a certain record; authorizing, subject to a certain exception, an employee or authorized representative of the Office to submit a certain draft report only to certain individuals; requiring the Director, on the completion of each evaluation, to submit a certain report to the Committee and a copy of the report to certain other persons; requiring the Office to make certain reports available to the public in a certain manner; requiring the Director to advise the Committee of certain information; authorizing the Committee to make certain recommendations and propose certain legislation; requiring the Governor ~~and the Chief Judge of the Court of Appeals~~ to implement certain systems and processes; requiring certain units subject to evaluation to report to the Office certain information at certain times; requiring the Director to report certain violations of law to certain persons and request certain individuals to take certain actions; requiring and authorizing the Attorney General and the State's Attorney to take certain action with respect to a certain report and certain criminal violations;

granting the Attorney General certain powers and duties; providing that certain information obtained during an evaluation is confidential and may not be disclosed except under certain circumstances; prohibiting certain individuals from including certain confidential information in a report or otherwise using the information in a certain manner; establishing a certain penalty; altering the manner in which certain governmental units and activities are evaluated under the Maryland Program Evaluation Act; requiring certain entities to provide certain information and cooperate with the Department to carry out certain requirements; requiring the units subject to termination or responsible for a governmental activity subject to termination to ensure that certain legislation is requested; prohibiting the requested legislation from proposing a reestablishment period exceeding a certain number of years; stating the intent of the General Assembly that the Department conduct a certain evaluation and make certain recommendations on or before certain dates; defining certain terms; altering and repealing certain definitions; making conforming changes; providing for the correction of certain errors and obsolete provisions by the publishers of the Annotated Code; and generally relating to the Office of Program Evaluation and Government Accountability and the Maryland Program Evaluation Act.

BY renumbering

Article – State Government

Section 2–1234 through 2–1241, and 2–1243 through 2–1249, respectively  
to be Section 2–1244 through 2–1251, and 2–1254 through 2–1260, respectively  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 2–601, 2–602, 2–605, 2–1206, 8–401, 8–402(a)(1) and (b)(2), and 8–405  
through 8–409  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY adding to

Article – State Government

Section 2–1230 through 2–1241 to be under the new part “Part V. Office of Program  
Evaluation and Government Accountability”; 8–403 and 8–408  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 2–1247(a)(7), (13), and (15), 2–1251(2), and 2–1256(3)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)  
(As enacted by Section 1 of this Act)

BY repealing

Article – State Government  
Section 8–403 and 8–404  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government  
Section 8–410 and 8–411  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

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

### **House Bill 1136 – Delegates Pippy and Cox**

AN ACT concerning

#### ~~Frederick County Board of Education – Graduation Requirements – Mental Health Education~~

#### Task Force to Study the Frederick County Public School System’s Elementary School Social-Emotional Learning Pilot Program

FOR the purpose of ~~requiring the Frederick County Board of Education to increase the amount of mental health education credits that a student must complete to be awarded a high school diploma by the same proportion as the State Board of Education’s increase to the required amount of health education credits under certain circumstances; requiring the Frederick County Board of Education to establish a certain mental health education curriculum in consultation with certain entities; and generally relating to mental health education requirements for graduation in public schools in Frederick County~~ establishing the Task Force to Study the Frederick County Public School System’s Elementary School Social-Emotional Learning Pilot Program; 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 on certain matters; requiring the Task Force to report its findings and recommendations on a certain matter to the Frederick County Public School Superintendent and Board of Education; providing for the termination of this Act; and generally relating to the Task Force to Study the Frederick County Public School System’s Elementary School Social-Emotional Learning Pilot Program.

~~BY adding to~~

~~Article – Education  
Section 7–205.5  
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 1167 – Delegates Haynes and Glenn**

AN ACT concerning

**Labor and Employment – Apprenticeship Career Training Pilot Program for Formerly Incarcerated Individuals – Establishment**

FOR the purpose of establishing the Apprenticeship Career Training Pilot Program for Formerly Incarcerated Individuals; establishing the purposes and method for administering the Program; requiring the Department of Labor, Licensing, and Regulation to administer the Program; establishing certain standards under which certain employers may be eligible to receive certain grants; requiring the Department to adopt certain regulations; specifying the method for awarding certain grants to certain eligible employers and determining the amount of the grant for each eligible employer; requiring the Governor to include a certain appropriation in the proposed budget for certain fiscal years for certain purposes; defining a certain term; and generally relating to the Apprenticeship Career Training Pilot Program for Formerly Incarcerated Individuals.

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 Finance.

**House Bill 1172 – ~~Delegate Cassilly~~ Delegates Cassilly and Reilly, Reilly, Lisanti, Johnson, Szeliga, Arikan, Hornberger, and McComas**

AN ACT concerning

**Economic Development – Regional Advanced Manufacturing Partnership of Maryland**

FOR the purpose of renaming the Regional Additive Manufacturing Partnership of Maryland to be the Regional Advanced Manufacturing Partnership of Maryland; renaming the Regional Additive Manufacturing Partnership of Maryland Fund to be the Regional Advanced Manufacturing Partnership of Maryland Fund; expanding the purposes of the Partnership; altering the number and composition of the voting members of the Executive Board; requiring the Board to expand certain apprenticeship opportunities; requiring the Partnership to report certain information annually to the Governor and the General Assembly; requiring the



Partnership to submit certain information to the Department of Labor, Licensing, and Regulation; requiring the Department of Commerce and the Department of Labor, Licensing, and Regulation to consider certain requests for financial support in their annual budget recommendations; expanding the political subdivisions that may provide financial support to the Partnership; altering the composition of the Fund; altering certain definitions; making conforming changes; and generally relating to the Regional Advanced Manufacturing Partnership of Maryland.

BY repealing and reenacting, without amendments,

Article – Economic Development

Section 9–101(a), (c), and (e) and ~~13–211(b)~~ 13–1211(b), (c), and (d)

Annotated Code of Maryland

(2018 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Economic Development

Section 13–1201, 13–1202, 13–1203(a) and (b), 13–1207, 13–1209, and 13–1211(a) and (e)

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)82.

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 1183 – Delegates Hill, Bartlett, Cain, Carr, Clippinger, Crutchfield, Cullison, Ebersole, Feldmark, Haynes, Hettleman, Johnson, Kelly, R. Lewis, Luedtke, McIntosh, Qi, Shetty, Terrasa, and K. Young**

AN ACT concerning

**Public Health – Treatment for the Prevention of HIV – Consent by Minors**

FOR the purpose of providing that a minor has the same capacity as an adult to consent to treatment for the prevention of human immunodeficiency virus (HIV); and generally relating to consent to medical treatment by minors.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 20–102  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 1189 – Delegates Carey, Bromwell, and P. Young**

AN ACT concerning

**Home Energy Assistance – Critical Medical Needs Program**

FOR the purpose of establishing the Critical Medical Needs Program in the Office of Home Energy Programs of the Family Investment Administration within the Department of Human Services; requiring the Office to implement and administer the Program; requiring the Office to partner with certain agencies and organizations in administering the Program; stating the purpose of the Program; specifying the function of the Program; specifying the duties of the Office in administering the Program; requiring the Department to adopt certain regulations; defining certain terms; and generally relating to the Critical Medical Needs Program.

BY renumbering  
Article – Human Services  
Section 5–5A–08  
to be Section 5–5A–09  
Annotated Code of Maryland  
(2007 Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Article – Human Services  
Section 5–5A–01(a), (d), and (e), 5–5A–02, 5–5A–06, and 5–5A–07  
Annotated Code of Maryland  
(2007 Volume and 2018 Supplement)

BY adding to  
Article – Human Services  
Section 5–5A–08  
Annotated Code of Maryland  
(2007 Volume and 2018 Supplement)

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

**House Bill 1243 – Delegates Attar, Fraser–Hidalgo, Cardin, Lehman, Lierman, ~~and Smith~~ Smith, Barve, Boyce, Bridges, Cassilly, Ciliberti, Clark, Gilchrist,**

Harrison, Healey, Holmes, Jacobs, Jalisi, Lafferty, Love, Otto, Stein,  
Stewart, Wells, and Wivell

AN ACT concerning

**Motor and Electric Scooter Sharing Companies – Nonvisual Access**

FOR the purpose of requiring that motor scooter sharing companies include on each motor scooter ~~a~~ or electric low speed scooter made available to the public an embossed tactile phone number through which certain individuals may contact the company; requiring that motor or electric scooter sharing companies provide certain individuals with certain nonvisual access that is consistent with certain federal standards; defining certain terms; and generally relating to nonvisual access for motor and electric scooter sharing companies.

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 11–134.5  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY adding to  
Article – Transportation  
Section 18.7–101 and 18.7–102 to be under the new title “Title 18.7. Motor and  
Electric Scooter Sharing Companies”  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 1254 – Delegate Valderrama**

AN ACT concerning

**Governmental Units – Designation of Individual in Responsible Charge of Land  
Surveying and Property Line Surveying Activities**

FOR the purpose of requiring, on and after a certain date, a certain governmental unit to designate at least one individual licensed by the State Board for Professional Land Surveyors to be in responsible charge of certain land surveying and property line surveying activities practiced by or on behalf of the governmental unit; defining certain terms; and generally relating to the practice of land surveying and property line surveying by certain governmental units.

BY repealing and reenacting, without amendments,  
Article – Business Occupations and Professions  
Section 15–101

Annotated Code of Maryland  
(2018 Replacement Volume)

BY adding to  
Article – Business Occupations and Professions  
Section 15–503  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 1259 – Delegate Ebersole**

AN ACT concerning

**Education – Collective Bargaining for Noncertificated Employees – Supervisory Employees and Management Personnel**

FOR the purpose of altering the definitions of “supervisory employee” and “management personnel” by removing a provision that status as a supervisory employee and management personnel may be determined by certain negotiations between a certain public school employer and a certain employee organization; and generally relating to collective bargaining for noncertificated employees.

BY repealing and reenacting, without amendments,  
Article – Education  
Section 6–501(a)  
Annotated Code of Maryland  
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 6–501(e) and (i)  
Annotated Code of Maryland  
(2018 Replacement Volume and 2018 Supplement)

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

**MESSAGE FROM THE HOUSE  
INTRODUCTORY HOUSE BILLS NO. 18**

**House Bill 13 – Delegate Barron**

AN ACT concerning

**Criminal Procedure – Partial Expungement and Expungement of Misdemeanor Conviction**

FOR the purpose of authorizing a person to file a petition for partial expungement of certain criminal records under certain circumstances; ~~setting forth certain actions that a court is required and authorized to take if the partial expungement of a certain record is impracticable for a certain reason; repealing a provision of law establishing that if a person is not entitled to expungement of one charge or conviction in a certain unit the person is not entitled to expungement of any other charge or conviction in the unit; providing for a delayed effective date; establishing procedures for the filing of a petition for partial expungement; authorizing a person to file a petition for expungement of certain records if the person is convicted of fourth degree burglary; making this Act subject to a certain contingency; requiring the State Court Administrator to report to certain committees of the General Assembly and the Department of Legislative Services on or before a certain date; requiring the State Court Administrator to issue a status report under certain circumstances with a certain frequency; defining a certain term; and generally relating to partial~~ expungement of criminal records.

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

~~Article – Criminal Procedure  
Section 10–105  
Annotated Code of Maryland  
(2018 Replacement Volume)~~

~~BY repealing~~

~~Article – Criminal Procedure  
Section 10–107  
Annotated Code of Maryland  
(2018 Replacement Volume)~~

BY adding to

Article – Criminal Procedure  
Section 10–105.1  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure  
Section 10–110(a)(1)(ix)  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 22 – Delegate Sydnor**

AN ACT concerning

**Occupational Licenses or Certificates – Application Determinations – Use of Criminal History**

FOR the purpose of prohibiting certain departments that issue occupational licenses or certificates from denying an application for a license or certificate based solely on an applicant's criminal history if a certain period of time has passed since the applicant's conviction for any crime ~~unless the department makes a certain determination under certain circumstances; repealing a certain provision of law that requires a certain department to consider certain information in making application determinations for occupational licenses or certificates;~~ providing for the application of this Act; and generally relating to the use of criminal history in application determinations of 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 Judicial Proceedings.

**House Bill 48 – Delegates Grammer ~~and Luedtke~~, Luedtke, Hornberger, Ivey, Palakovich Carr, Reilly, and Rose**

AN ACT concerning

**eSports Act**

FOR the purpose of authorizing an organization conducting an eSports competition to offer prize money or merchandise to winning participants in the eSports competition; ~~prohibiting a person, including a participant in or observer of an eSports competition, from betting, wagering, or gambling on the result of the eSports competition;~~ defining a certain term; authorizing the Comptroller to adopt certain regulations; and generally relating to eSports competitions.

BY adding to  
 Article – Criminal Law  
 Section 12–114  
 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 66 – ~~Delegate Stein~~ Delegates Stein, Boyce, Bridges, Fraser–Hidalgo, Harrison, Lehman, Stewart, and Wells**

AN ACT concerning

**Railroad Company – Movement of Freight – Required Crew**

FOR the purpose of prohibiting a train or light engine used in connection with the movement of freight from being operated in the State unless it has a certain number of crew members; providing for the application of this Act; establishing certain penalties; prohibiting a county or municipal corporation from enacting and enforcing more stringent measures regarding certain crew requirements; requiring the Commissioner of Labor and Industry to provide certain notice to the Department of Legislative Services under certain circumstances; providing for the termination of this Act under certain circumstances; and generally relating to the crew for a train or light engine used in connection with the movement of freight.

BY adding to

Article – Labor and Employment

Section 5.5–110(e)

Annotated Code of Maryland

(2016 Replacement Volume and 2018 Supplement)

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

**House Bill 80 – Cecil County Delegation**

AN ACT concerning

**Horse Racing at Fair Hill – Union Hospital Allocation – Repeal**

FOR the purpose of repealing a requirement that a certain licensee allocate the profits earned from horse racing at a certain location to a certain hospital; and generally relating to horse racing at Fair Hill.

BY repealing

Article – Business Regulation

Section 11–702(e)

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 83 – Delegate Lafferty**

AN ACT concerning

**Action for Change of Name – Minors – Prohibition of Publication Requirement**

FOR the purpose of prohibiting a court from requiring publication in a certain action for change of name of a minor under certain circumstances; and generally relating to actions for change of name of a minor.

BY adding to

Article – Courts and Judicial Proceedings

Section 3–2201 to be under the new subtitle “Subtitle 22. Change of Name – Prohibition of Publication Requirement”

Annotated Code of Maryland

(2013 Replacement Volume and 2018 Supplement)

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

**House Bill 145 – Delegates K. Young, Bagnall, Barron, Bhandari, Brooks, Cullison, Dumais, Fraser–Hidalgo, Healey, Hill, Jalisi, Jones, Kelly, Kerr, Kipke, Korman, R. Lewis, Lierman, Lisanti, McIntosh, Metzgar, Sample–Hughes, Shetty, ~~and P. Young~~ P. Young, Pendergrass, Pena–Melnik, Carr, Charles, Johnson, Krebs, Rosenberg, and Szeliga**

AN ACT concerning

### **Hospitals – Patient’s Bill of Rights**

FOR the purpose of requiring each administrator of a hospital to provide patients with a certain patient’s bill of rights; requiring each administrator of a hospital to provide certain patients with a translator, an interpreter, or another accommodation to provide certain assistance to patients; requiring each administrator of a hospital to conspicuously post copies of the patient’s bill of rights on the hospital’s website and in areas of the hospital accessible to patients and visitors; requiring each administrator of a hospital to provide annual training to certain staff members to ensure the staff’s knowledge and understanding of the patient’s bill of rights; requiring a certain statement to be written in plain language; altering the rights that are required to be included in a patient’s bill of rights; requiring the Office of Health Care Quality to monitor certain compliance; requiring the Office to report to the General Assembly on or before a certain date ~~each year~~; declaring the intent of the General Assembly; defining a certain term; making a technical change; and generally relating to hospitals and a patient’s bill of rights.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 19–342

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 159 – The Speaker (By Request)**



AN ACT concerning

**Judgeships – Circuit Court and District Court**

FOR the purpose of altering the number of resident judges of the circuit court in a certain county; altering the number of resident judges of the District Court in certain districts; and generally relating to judgeships in circuit courts and the District Court.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 1–503 and 1–603(b)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

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

**House Bill 244 – Garrett County Delegation**

AN ACT concerning

**Garrett County – Hotel Rental Tax – Rate and Distribution of Revenue**

FOR the purpose of increasing the maximum hotel rental tax rate that Garrett County may impose; altering the distribution of hotel rental tax revenue in Garrett County; and generally relating to the hotel rental tax in Garrett County.

BY repealing and reenacting, with amendments,  
Article – Local Government  
Section 20–405 and 20–415  
Annotated Code of Maryland  
(2013 Volume and 2018 Supplement)

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

**House Bill 255 – Delegates Shoemaker, Adams, Buckel, Hornberger, Luedtke, Mangione, Patterson, Reilly, ~~and Rose~~ Rose, and Kerr**

AN ACT concerning

**Public Schools – Agricultural Education Programs**

FOR the purpose of encouraging each county board of education to implement an agricultural education program that prepares students for successful careers and informed choices relating to certain systems and for opportunities in agriculture–related employment and higher education by providing instruction and

developing skills in certain areas through certain integrated classroom and laboratory instruction, supervised agricultural experiences, and leadership experiences and involvement in student organizations; and generally relating to agricultural education programs in public schools.

BY repealing and reenacting, with amendments,  
 Article – Education  
 Section 4–111.3  
 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 258 – Delegates Pena–Melnyk and Pendergrass, Pendergrass, Barron, Charles, Cullison, Kelly, R. Lewis, Rosenberg, Sample–Hughes, and K. Young**

AN ACT concerning

**Health Insurance – Individual Market Stabilization – Provider Fee**

FOR the purpose of clarifying that certain provisions of law apply to managed care organizations; requiring a managed care organization to pay a certain fee on a certain basis in certain calendar years; altering the purpose of certain provisions of law requiring that certain entities be subject to a certain assessment on all amounts used to calculate a certain premium tax liability or the amount of the entity’s premium tax exemption value; requiring that certain entities be subject to certain assessments for in certain calendar years in which the federal government makes an assessment and for certain calendar years in which the federal government does not make an assessment under a certain provision of federal law; ; clarifying that certain assessments 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; providing for the application of certain provisions of law; requiring the Maryland Health Insurance Coverage Protection Commission to study a certain matter; providing that certain provisions of this Act apply to stand–alone dental plan carriers and stand–alone vision plan carriers; providing for the termination of a certain provision of this Act, subject to a certain contingency; requiring the Maryland Insurance Commissioner to forward a copy of a certain notice to the Department of Legislative Services within a certain period of time and notify certain carriers; making a certain provision of this Act subject to a certain contingency; and generally relating to the stabilization of the individual market and the health insurance provider fee.

BY adding to  
Article – Health – General

Section 15–102.3(g)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Insurance  
Section 6–102.1  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Chapter 17 of the Acts of the General Assembly of 2017, as amended by Chapters 37  
and 38 of the Acts of the General Assembly of 2018  
Section 1(b)

BY repealing and reenacting, with amendments,  
Chapter 17 of the Acts of the General Assembly of 2017, as amended by Chapters 37  
and 38 of the Acts of the General Assembly of 2018  
Section 1(h)(1)

BY repealing and reenacting, with amendments,  
Article – Insurance  
Section 6–102.1(a)  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

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

**House Bill 276 – Allegany County Delegation and Chair, Garrett County Delegation**

AN ACT concerning

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

FOR the purpose of altering the length of time a school vehicle may be operated in Allegany County and Garrett County; and generally relating to school vehicle operations in Allegany County and Garrett County.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 7–804  
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 329 – Delegates Sydnor, D.E. Davis, Brooks, Charkoudian, Fennell, ~~and Queen~~ Queen, and Harrison**

AN ACT concerning

**Motor Vehicle Insurance – Discrimination in Underwriting and Rating – Use of Occupation or Education Level**

FOR the purpose of ~~prohibiting an insurer, with respect to private passenger motor vehicle insurance, from refusing to underwrite, canceling, refusing to renew, rating a risk, or increasing a renewal premium based, in whole or in part, on the occupation of, or on the education level attained by, the insured or applicant~~ requiring the Maryland Insurance Administration to study the use of certain factors in private passenger motor vehicle insurance; requiring the Administration to review certain matters as part of the study; requiring the Administration to submit its report to certain committees on or before a certain date; and generally relating to private passenger motor vehicle insurance.

~~BY repealing and reenacting, with amendments,  
Article – Insurance  
Section 27-501(c-2)  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)~~

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

**House Bill 397 – Delegates ~~Krebs, Jackson, Krebs and Jackson~~ (By Request – Commission to Advance Next Generation 9-1-1 Across Maryland), and Delegates Acevero, Anderton, Arentz, Arikan, Atterbeary, B. Barnes, D. Barnes, Barron, Bartlett, Barve, Beitzel, Boyce, Branch, Buckel, Carey, Cassilly, Chang, Charkoudian, Charles, Chisholm, Clark, Corderman, Cox, Crosby, D.M. Davis, Dumais, Fennell, Fraser-Hidalgo, Ghrist, Gilchrist, Harrison, Haynes, Hettleman, Hill, Hornberger, Howard, Ivey, Kelly, Kerr, Kittleman, Korman, Krimm, Lehman, Lierman, Long, Luedtke, Malone, Mautz, McComas, McKay, ~~Morgan~~, Palakovich Carr, Parrott, Patterson, Proctor, Qi, Queen, Reilly, Rose, Saab, Sample-Hughes, Shoemaker, Smith, Solomon, Szeliga, Turner, Valderrama, Walker, R. Watson, Wells, Wilson, and ~~P. Young~~ P. Young, Adams, Bagnall, Carr, Cullison, Johnson, Kipke, R. Lewis, Metzgar, Pena-Melnyk, Pendergrass, Rosenberg, and K. Young**

AN ACT concerning

**Public Safety – 9-1-1 Emergency Telephone System  
(Carl Henn’s Law)**

FOR the purpose of ~~requiring a certain custodian of records to deny inspection of the part of a 9-1-1 communications record that depicts certain information, subject to a certain exception; authorizing a custodian to redact certain information under certain circumstances; requiring a certain custodian to allow inspection of a certain public record by the person in interest; providing that this Act may not be construed to affect the discovery or evidentiary rights of certain parties; altering certain references from “calls” to “requests for emergency services” for purposes of provisions of law concerning 9-1-1 service; requiring the Emergency Number Systems Board to establish certain minimum standards for records retention guidelines for 9-1-1 audio, video, text messages, and data; requiring the Board to establish certain training standards for public safety answering point personnel; requiring the Board to establish certain minimum standards for cybersecurity, oversight, and accountability; requiring certain planning guidelines established by the Board for certain 9-1-1 system plans to require Next Generation 9-1-1 services systems to be interconnected and interoperable, as determined by the Board; requiring the Board to establish certain minimum standards for certain 9-1-1 systems that ensure certain access for individuals with disabilities and individuals who use assistive technologies and to update those standards in a certain manner; altering the purposes of the 9-1-1 Trust Fund beginning on a certain date; authorizing the use of money collected from a certain 9-1-1 fee to pay costs associated with maintenance, operations, and programs approved by the Board in accordance with certain provisions of this Act; requiring, rather than authorizing, the use of money from a certain prepaid wireless E 9-1-1 fee for certain purposes; requiring the Board, in consultation with the Maryland Cybersecurity Council, to establish certain cybersecurity standards for public safety answering points; requiring the director of each public safety answering point to examine the cybersecurity of the public safety answering point under certain circumstances and to submit to the Board a certain report; prohibiting the Comptroller from paying any money from the 9-1-1 Trust Fund to a county under certain circumstances; altering the amount of and method for calculating the 9-1-1 fee; altering the amount of and method for calculating a certain additional charge; authorizing a county to impose an additional charge not exceeding a certain increased amount under certain circumstances; providing an emergency services Internet Protocol network provider and a core service provider of Next Generation 9-1-1 services certain immunity from liability; requiring the Governor to provide a certain plan; providing for the application of certain provisions of this Act; defining and a certain term; altering certain terms; making certain conforming changes; making certain stylistic changes; and generally relating to 9-1-1 service.~~

~~BY repealing and reenacting, without amendments,  
Article — General Provisions  
Section 4-328  
Annotated Code of Maryland  
(2014 Volume and 2018 Supplement)~~

~~BY adding to~~

~~Article – General Provisions  
Section 4-342  
Annotated Code of Maryland  
(2014 Volume and 2018 Supplement)~~

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 1-301, 1-304(f), 1-306, and 1-308 through 1-311  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – Public Safety  
Section 1-303, 1-307, and 1-312  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY adding to  
Article – Public Safety  
Section 1-309.1 and 1-315  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

### **House Bill 407 – Delegate Beitzel**

AN ACT concerning

#### **Garrett County – Pretrial Release, Work Release, and Home Detention Programs**

FOR the purpose of repealing the authority of the Board of County Commissioners and the Sheriff of Garrett County to establish and administer a home detention program and provide for other alternative sentencing options; authorizing the Sheriff of Garrett County to establish a certain pretrial release program and adopt certain regulations; authorizing a court to order a certain individual to participate in the pretrial release program; authorizing the court to make the order at certain times during a certain individual's pretrial detention; providing for eligibility for the pretrial release program; authorizing the Sheriff to establish and direct a certain work release program and adopt certain guidelines; authorizing a sentencing judge or certain other judge to order a certain individual to participate in the work release program under certain circumstances; authorizing the court to allow a certain inmate to leave certain confinement to participate in a certain program; requiring a certain inmate to be confined in certain circumstances; requiring the Sheriff or Sheriff's designee to collect, deduct from, and disburse certain earnings of a certain inmate for certain purposes; requiring the Sheriff to take certain actions with regard to a certain

account balance; providing that a certain inmate is subject to certain sanctions in certain circumstances; requiring the Sheriff to establish and administer a certain home detention program and adopt certain regulations; authorizing a certain sentencing judge to allow a certain individual to participate in the home detention program; providing for eligibility for a certain home detention program; providing that a certain inmate is responsible for certain costs; authorizing the Sheriff to collect, waive, or reduce a certain fee; authorizing the Sheriff to make a certain determination; providing that a certain inmate is subject to certain penalties under certain circumstances; providing for the application of this Act; and generally relating to pretrial release, work release, and home detention programs in Garrett County.

BY repealing and reenacting, with amendments,  
Article – Correctional Services  
Section 11–713  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

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

**House Bill 425 – Delegates Sydnor and Pena–Melnyk**

AN ACT concerning

**Civil Actions – Unfair, Abusive, or Deceptive Trade Practices by Mortgage  
Servicer – Statute of Limitations**

FOR the purpose of extending the statute of limitations applicable to certain civil actions relating to unfair, abusive, or deceptive trade practices filed against a mortgage servicer; limiting the application of this Act to claims relating to certain residential property; providing for the ~~retroactive~~ application of this Act; defining certain terms; and generally relating to unfair, abusive, or deceptive trade practices by mortgage servicers and the applicable statute of limitations.

BY adding to  
Article – Courts and Judicial Proceedings  
Section 5–121  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

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

**House Bill 435 – Delegates Kelly, Bagnall, Bromwell, Hill, Metzgar, Morgan, Saab,  
Valentino–Smith, and K. Young**

AN ACT concerning

### Health Insurance – Prescription Drugs – Formulary Changes

FOR the purpose of ~~prohibiting certain insurers, nonprofit health service plans, and health maintenance organizations from making certain formulary changes during certain time periods, except under certain circumstances; defining a certain term; requiring~~ certain entities to establish and implement a procedure by which a member may receive a prescription drug or device that has been removed from a certain entity's formulary or a member may continue the same cost sharing requirements under certain circumstances; altering the requirement that a certain entity provide coverage for a prescription drug or device under certain circumstances; requiring a certain entity to provide a certain member with a certain notice; providing for the application of this Act; and generally relating to formulary changes for prescription drugs.

BY repealing and reenacting, with amendments,  
Article – Insurance  
Section 15–831  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

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

**House Bill 440 – Delegates Harrison, D. Barnes, Barron, Boyce, Bridges, Charles, D.E. Davis, D.M. Davis, Fennell, W. Fisher, Gaines, Holmes, Ivey, Jackson, Lehman, J. Lewis, Patterson, Proctor, Turner, Walker, Washington, R. Watson, ~~and Wilkins~~ Wilkins, Kaiser, Boteler, Buckel, Cain, Ebersole, Feldmark, Guyton, Hornberger, Luedtke, Mosby, Palakovich Carr, Reilly, Rose, Shoemaker, and Smith**

AN ACT concerning

#### **Pathways in Technology Early College High (P-TECH) Expansion Act of 2019**

FOR the purpose of ~~repealing the limit on the number of Pathways in Technology Early College High (P-TECH) Planning Grants that may be awarded to a local school system in each year; removing the prohibition against~~ limiting the number of new P-TECH Planning Grants being awarded that may be awarded in a certain fiscal year to establish a new P-TECH school until a certain condition is met; repealing altering certain intent language; and generally relating to the Pathways in Technology Early College High School Program.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 7–1803  
Annotated Code of Maryland  
(2018 Replacement Volume and 2018 Supplement)



BY ~~repealing~~ repealing and reenacting, with amendments,  
Chapter 591 of the Acts of the General Assembly of 2017  
Section 2

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

**House Bill 502 – Delegates Hill, Bagnall, Chang, Crutchfield, Fennell, Gaines, Hettleman, Jalisi, Lehman, and Smith**

AN ACT concerning

**Environment – Office of Recycling – Mattresses and Box Springs**

FOR the purpose of requiring the Office of Recycling within the Department of the Environment to provide to local communities certain encouragement, information, and examples relating to certain programs that divert mattresses and box springs from disposal in landfills and incinerators and that recycle or reuse mattresses and box springs; requiring the Office, in coordination with the Maryland Environmental Service, to include in a certain report certain information relating to the progress made in the State on diverting mattresses and box springs from disposal in landfills and incinerators; and generally relating to the disposal of mattresses and box springs in the State.

BY repealing and reenacting, without amendments,  
Article – Environment  
Section 9–1702(a)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 9–1702(d) and (e)  
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 510 – Delegates Cassilly, Jalisi, and Stein**

AN ACT concerning

~~Composting – Food Waste – Acceptance for Final Disposal~~  
**Organic Waste – Organics Recycling – Collection and Acceptance for Final Disposal**

FOR the purpose of prohibiting an owner or operator of a refuse disposal system from accepting loads of certain ~~food~~ organic waste for final disposal unless the owner or operator provides for ~~the composting~~ the organics recycling of the ~~food~~ organic waste; authorizing loads of certain food waste to be transported to a refuse disposal system for final disposal under certain circumstances; defining certain terms; altering a certain definition; and generally ~~related to composting~~ relating to organics recycling.

BY repealing

Article – Environment

Section 9–1723 and 9–1724

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 9–1701

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

BY adding to

Article – Environment

Section 9–1723 and 9–1724

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 520 – Delegates Lierman, Jones, Bagnall, Boyce, Bridges, Charkoudian, Clippinger, Conaway, Ebersole, Feldmark, Glenn, Hettleman, Ivey, Jalisi, Korman, Krimm, Lafferty, Lehman, R. Lewis, McIntosh, Palakovich Carr, Sample–Hughes, Smith, Solomon, Valderrama, ~~and Wells~~ Wells, Brooks, Bartlett, Terrasa, Pendergrass, Pena–Melnyk, Barron, Bhandari, Carr, Charles, Cullison, Hill, Johnson, Kerr, Rosenberg, and K. Young**

AN ACT concerning

### **Prenatal and Infant Care Coordination – Grant Funding and Task Force**

FOR the purpose of requiring the Governor to include a certain amount of funding for the Maryland Prenatal and Infant Care Coordination Services Grant Program Fund in the annual budget beginning in a certain fiscal year; establishing the Task Force on Maryland Maternal and Child Health; providing for the composition, chair, and staff for the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters;

requiring the Task Force to report its findings and recommendations to the General Assembly on or before a certain date; providing for the effective dates of this Act; providing for the termination of certain provisions of this Act; and generally relating to prenatal and infant care coordination services.

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 24–1502(a)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 24–1502(f)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 527 – Delegates Charkoudian, Acevero, Arikan, B. Barnes, Cullison, Hornberger, Kittleman, Korman, Krebs, J. Lewis, R. Lewis, Metzgar, Moon, Smith, Solomon, Stewart, Turner, ~~and Wilkins~~ Wilkins, Pendergrass, Pena-Melnyk, Bagnall, Barron, Carr, Charles, Chisholm, Hill, Johnson, Kelly, Kerr, Kipke, Morgan, Rosenberg, Saab, Sample-Hughes, Szeliga, and K. Young**

AN ACT concerning

**Public Health – Cottage Food Products – Definition and Sale**

FOR the purpose of altering the definition of “cottage food product” to include certain food sold in the State to retail food stores or food cooperatives; requiring that a certain label for a cottage food product offered for sale at a retail food store include certain information; requiring the owner of a cottage food business to submit certain information to the Maryland Department of Health before selling a cottage food product to a retail food store; requiring the Department, on or before a certain date each year, to submit a certain annual report to certain committees of the General Assembly; and generally relating to cottage food products.

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 21–301(a) and (b–1)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

Section 21–301(b–2) and 21–330.1  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 549 – Delegates Miller, Lisanti, Healey, Krebs, R. Lewis, ~~and Miller,~~  
and Mautz**

AN ACT concerning

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

FOR the purpose of authorizing the holder of a Class 1 distillery license to sell mixed drinks made from certain liquor and other ingredients, under certain circumstances; authorizing a local licensing board to grant an on–site consumption permit to the holder of a Class 1 distillery license; allowing mixed drinks sold by the permit holder to contain alcohol not produced by the holder, under certain circumstances; prohibiting the permit holder from possessing more than a certain amount of alcohol not produced by the holder; prohibiting the permit holder from using more than a certain amount annually of liquor the holder produces for mixed drinks; authorizing a local licensing board to establish and charge a fee for a certain permit; requiring the holders of a certain permit to comply with certain requirements and restrictions; and generally relating to Class 1 distillery licenses.

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 2–202  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 550 – Delegates R. Lewis, Lisanti, Krebs, ~~and R. Lewis,~~ and Mautz**

AN ACT concerning

**Alcoholic Beverages – Class 9 Limited Distillery License – On–Premises  
Consumption Permit**

FOR the purpose of authorizing the Comptroller to grant a Class 9 limited distillery license to the holder of an on–premises consumption permit; authorizing a local licensing board that does not issue a certain license to grant an on–premises and off–premises consumption permit; authorizing a holder of the permit to sell products the applicant produces for off–premises consumption and mixed drinks made from liquor that the holder produces and other ingredients for on–premises consumption; authorizing a

local licensing board to establish and charge a fee for a certain permit; requiring the holder of a certain permit to comply with certain requirements; and generally relating to Class 9 distillery licenses.

BY repealing and reenacting, with amendments,  
 Article – Alcoholic Beverages  
 Section 2–203  
 Annotated Code of Maryland  
 (2016 Volume and 2018 Supplement)

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

**House Bill 575 – ~~Delegate Shoemaker~~ Carroll County Delegation**

**EMERGENCY BILL**

AN ACT concerning

**Carroll County – Gaming Events – Repeal of Sunday Prohibition**

FOR the purpose of repealing the provision of law prohibiting in Carroll County the issuance of a permit authorizing the operation of a gaming event after a certain hour on a Sunday; ~~making this Act an emergency measure~~; and generally relating to gaming in Carroll County.

BY repealing and reenacting, with amendments,  
 Article – Criminal Law  
 Section 13–903  
 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 605 – ~~Delegate Kelly~~ Delegates Kelly, Pendergrass, Pena–Melnyk, Bagnall, Barron, Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kerr, Kipke, Krebs, R. Lewis, Metzgar, Morgan, Rosenberg, Saab, Sample–Hughes, Szeliga, and K. Young**

AN ACT concerning

**Maryland Medical Assistance Program – Telemedicine – Psychiatric Nurse Practitioners and Psychiatrists**

FOR the purpose of requiring the Maryland Department of Health, under certain circumstances, to include psychiatric nurse practitioners who are providing Assertive Community Treatment or mobile treatment services to certain Maryland

Medical Assistance Program recipients in the types of providers eligible to receive reimbursement for health care services that are delivered through telemedicine and provided to Program recipients; providing that a certain health care service provided through telemedicine by a certain psychiatric nurse practitioner is equivalent to the same health care service when provided through an in-person consultation for a certain purpose; altering the date on which a certain provision of law regarding psychiatrists and telemedicine terminates; requiring the Department to report to certain committees of the General Assembly on certain matters on or before a certain date; providing for the termination of this Act; and generally relating to the Maryland Medical Assistance Program and telemedicine.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 15–105.2  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Chapter 691 of the Acts of the General Assembly of 2018  
Section 3

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

**House Bill 646 – ~~Delegate Pendergrass~~ Delegates Pendergrass, Pena–Melnyk, Bagnall, Barron, Carr, Charles, Chisholm, Cullison, Kelly, Kerr, Kipke, Krebs, R. Lewis, Metzgar, Morgan, Rosenberg, Saab, Sample–Hughes, Szeliga, and K. Young**

AN ACT concerning

**Maryland Health Care Commission – State Health Plan and Certificate of Need  
for Hospital Capital Expenditures**

FOR the purpose of altering the frequency at which the Maryland Health Care Commission is required to adopt a State health plan; requiring the State health plan to be consistent with a certain contract; repealing a requirement that the Commission review the State health plan on a certain basis; requiring, annually or on petition by any person, the Commission to assess each State health plan chapter, make a certain determination, and establish a certain priority order and timeline in a certain manner; altering the circumstances under which a certificate of need is required before certain capital expenditures are made by or on behalf of a hospital; defining a certain term; making conforming and stylistic changes; and generally relating to the State health plan and certificates of need for hospitals.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 19–118(a) and (b) and 19–120(a) and (k)(1) and (6)(viii)

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

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

**House Bill 658 – Delegates Valentino–Smith, Sydnor, D. Barnes, Barron, Branch, Jackson, Jones, Lehman, J. Lewis, McIntosh, Patterson, Pena–Melnik, Rosenberg, Walker, and R. Watson**

AN ACT concerning

**Interagency Agreements – Historically Black Colleges and Universities – ~~Goals~~  
Reporting Requirements**

FOR the purpose of requiring the Department of Budget and Management to ~~require certain agencies and units to establish certain goals related to interagency agreements with historically black colleges and universities; authorizing the Department to issue a certain waiver under certain circumstances; requiring the Department to~~ include certain information in certain reports to certain committees of the General Assembly on or before a certain date each year; defining certain terms; and generally relating to interagency agreements.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 3–207  
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 665 – Delegates Lierman, Dumais, and Rosenberg**

AN ACT concerning

**Criminal Procedure – Family Law Services for Sustained Safety Fund**

FOR the purpose of establishing the Family Law Services for Sustained Safety Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Governor’s Office of Crime Control and Prevention to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; requiring the Governor to include certain funding in the State budget; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; specifying the manner in which an award from the Fund shall be made; requiring grantees from the Fund to receive certain training; prohibiting a certain grantee from requesting that a certain individual waive certain rights for a certain purpose; providing for the investment of money in and expenditures from the Fund; requiring

interest earnings of the Fund to be credited to the General Fund; prohibiting certain groups from reducing other grant awards based on certain availability of funding from the Fund; providing for the construction of this Act; defining certain terms; and generally relating to the Family Law Services for Sustained Safety Fund.

BY adding to  
Article – Criminal Procedure  
Section 11–923.1  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

### **House Bill 726 – Delegates Dumais and Malone**

AN ACT concerning

#### **Child Support – Potential Income, Voluntary Impoverishment, and No Support Order**

FOR the purpose of authorizing the court to decline to establish a child support order under certain circumstances; specifying that the fact that a parent meets or ceases to meet certain criteria shall constitute a material change of circumstance for the purpose of a modification of a child support award; requiring the court to take certain actions if there is a dispute as to whether a parent is voluntarily impoverished; altering a certain definition; defining a certain term; providing for the application of this Act; and generally relating to child support.

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section 12–201, 12–202, and 12–204(b)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Article – Family Law  
Section 12–204(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 732 – Delegates Dumais and Malone**

AN ACT concerning

#### **Child Support Guidelines – Revision**



FOR the purpose of revising the schedule of basic child support obligations used to calculate the amount of a child support award under the child support guidelines; authorizing a court, in determining whether the application of the child support guidelines would be unjust or inappropriate in a particular case, to consider whether an obligor's monthly obligation would leave the obligor with a monthly actual income below the 2019 federal poverty level for an individual; altering a certain definition; defining a certain term; providing for the application of this Act; and generally relating to child support.

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section 12–201(e) and (n), 12–202(a)(2)(iii), and 12–204(e)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY adding to  
Article – Family Law  
Section 12–201(n)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 734 – Delegates W. Fisher, Acevero, Cain, Cardin, Chang, Charles, Crosby, Crutchfield, Ivey, Kelly, Lierman, Moon, Mosby, and Washington**

AN ACT concerning

**Criminal Law – Labor Trafficking  
(Anti-Exploitation Act of 2019)**

FOR the purpose of prohibiting a person from knowingly taking, placing, harboring, persuading, inducing, or enticing another to provide services or labor by force, fraud, or coercion; prohibiting a person from knowingly receiving a benefit or thing of value from the provision of services or labor by another that was induced by force, fraud, or coercion; prohibiting a person from knowingly aiding or conspiring with another to commit a certain violation of this Act; establishing penalties for a violation of this Act; authorizing a certain State's Attorney or Attorney General to investigate and prosecute a violation of this Act; providing that the Attorney General has the same powers and duties of a certain State's Attorney if the Attorney General investigates and prosecutes a violation of this Act; defining certain terms; and generally relating to labor trafficking.

BY adding to  
Article – Criminal Law

Section 3–1101 ~~and 3–1102~~ through 3–1103 to be under the new subtitle “Subtitle 11. Labor Trafficking”  
 Annotated Code of Maryland  
 (2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
 Article – Criminal Law  
 Section 5–101(g)  
 Annotated Code of Maryland  
 (2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
 Article – Health – General  
 Section 7–101(f) and (k) and 10–101(i)  
 Annotated Code of Maryland  
 (2015 Replacement Volume and 2018 Supplement)

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

**House Bill 738 – ~~Delegate Kipke~~ Delegates Kipke, Bagnall, Barron, Bhandari, Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kelly, Kerr, Krebs, R. Lewis, Metzgar, Morgan, Pena-Melnyk, Pendergrass, Rosenberg, Saab, Sample-Hughes, and Szeliga**

AN ACT concerning

**Dental Hygienist – Scope of Practice – ~~Authority to Practice~~ Practice Settings  
 Under General Supervision of ~~Licensed Dentist~~**

FOR the purpose of altering a certain provision of law to provide that a general license to practice dental hygiene authorizes the licensee to practice dental hygiene under the general supervision of a licensed dentist in certain facilities, rather than only in a long-term care facility; altering the requirements, including the time period of active clinical experience, that a dental hygienist is required to meet before being authorized to practice dental hygiene under the general supervision of a licensed dentist in certain facilities; altering the requirements that must be met by a dental hygienist who is practicing under the general supervision of a licensed dentist in certain facilities and performing a certain dental hygiene service; making conforming changes; defining ~~a certain term~~ certain terms; repealing a certain definition; and generally relating to the authority of dental hygienists to practice under the general supervision of licensed dentists.

BY repealing and reenacting, with amendments,  
 Article – Health Occupations  
 Section 4–308(m)  
 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 810 – Delegates Kelly, Acevero, Atterbeary, Bagnall, B. Barnes, D. Barnes, Barron, Barve, Boyce, Branch, Bridges, Bromwell, Brooks, Busch, Cain, Cardin, Carr, Chang, Charkoudian, Charles, Corderman, Crutchfield, Cullison, D.M. Davis, Dumais, Ebersole, Feldmark, Fennell, W. Fisher, Fraser–Hidalgo, Gaines, Gilchrist, Glenn, Guyton, Harrison, Haynes, Healey, Hettleman, Hill, Jackson, Jalisi, Johnson, Jones, Kaiser, Korman, Krimm, Lafferty, J. Lewis, Lierman, Lisanti, Love, Luedtke, Moon, Mosby, Palakovich Carr, Pena–Melnik, Qi, Queen, Reznik, Rosenberg, Sample–Hughes, Shetty, Smith, Solomon, Stein, Stewart, Sydnor, Terrasa, Turner, Valderrama, Valentino–Smith, R. Watson, Wilkins, K. Young, ~~and P. Young~~ P. Young, Boteler, Buckel, Rose, Reilly, Patterson, Hornberger, Walker, Washington, Long, Shoemaker, and Ivey**

AN ACT concerning

**Income Tax – Child and Dependent Care Tax Credit – Alterations**

FOR the purpose of altering the maximum income limits for eligibility for a certain credit against the State income tax for certain child and dependent care expenses; altering the phase–out of the tax credit; making the credit refundable, subject to certain income limits; increasing, each taxable year, certain income eligibility and refundability thresholds by a certain cost–of–living adjustment; providing for the application of this Act; and generally relating to a credit against the State income tax for child and dependent care expenses.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–716  
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 814 – Delegates Pena–Melnik, Acevero, Atterbeary, Bagnall, B. Barnes, D. Barnes, Barron, Bartlett, Barve, Boyce, Bridges, Brooks, Cain, Carr, Chang, Charkoudian, Conaway, Crutchfield, D.M. Davis, Dumais, Ebersole, Feldmark, Fennell, W. Fisher, Gilchrist, Glenn, Harrison, Haynes, Healey, Hettleman, Holmes, Ivey, Jackson, Jalisi, Jones, Kelly, Kerr, Korman, Krimm, Lehman, J. Lewis, R. Lewis, Lierman, Lisanti, Lopez, Love, Luedtke, McIntosh, Moon, Mosby, Palakovich Carr, Patterson, Proctor, Qi, Reznik, Rogers, Rosenberg, Sample–Hughes, Smith, Solomon, Stein, Stewart, Sydnor, Terrasa, Turner, Valderrama, Valentino–Smith,**

Washington, R. Watson, and P. Young P. Young, Pendergrass, Charles, Cullison, Hill, Johnson, and K. Young

AN ACT concerning

**Maryland Health Insurance Option  
(Protect Maryland Health Care Act of 2019)**

FOR the purpose of establishing the Maryland Health Insurance Option and the purpose of the Option; requiring the Maryland Health Benefit Exchange, the Maryland Department of Health, and the State Comptroller to develop and implement certain systems, policies, and practices; requiring certain systems, policies, and practices, except under certain circumstances, to be operational on or before a certain date and available for use by certain individuals when filing certain tax returns; authorizing the Exchange, the Comptroller, and the Department to take certain action to facilitate the implementation of the Option; requiring the Exchange to establish a Maryland Health Insurance Option Advisory Workgroup; ~~establishing the Maryland Health Insurance Option Fund; providing for the purpose and administration of the Fund; requiring the Exchange to prepare certain reports on the Fund;~~ requiring the Exchange or the Department to determine eligibility for certain insurance affordability programs under certain circumstances; establishing certain eligibility determination and enrollment procedures and requirements; requiring the Department to assign a certain individual to and enroll a certain individual in a managed care organization plan under certain circumstances; requiring the Exchange to develop certain data privacy and data security safeguards; ~~exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State;~~ requiring the Comptroller to include a certain checkoff on a certain State income tax return form; requiring a certain State income tax return to be required to include certain information on certain uninsured individuals and ~~authorizing~~ requiring the Comptroller to include a certain separate form ~~for the information;~~ providing an individual that files a certain tax return with a certain option to indicate certain preferences for contact from the Exchange; requiring the Comptroller to include in a certain form a certain number of check-off boxes that specify a certain individual's options; requiring the Comptroller, in consultation with the Exchange and with the advice of the Workgroup, to develop certain language for certain check-off boxes and instructions ~~and provide a certain draft of the language to the Exchange and the Advisory Workgroup;~~ requiring the Comptroller to honor a refund interception request for an insurance responsibility amount following a certain order; requiring that a certain insurance responsibility amount be assessed and collected in a certain manner; ~~authorizing the Comptroller to develop certain forms and notices; providing for the application of certain provisions of this Act; requiring certain individuals who are under a certain age to maintain certain minimum essential coverage for the individual and certain household members; requiring a certain individual to pay a certain amount if certain coverage is not maintained for a certain period of time of a certain taxable year; establishing certain requirements for calculating an insurance responsibility amount; providing for certain exemptions from the insurance responsibility amount~~

~~under certain circumstances; requiring certain individuals to indicate certain minimum essential coverage on a certain income tax return; providing for an appeal process for certain payments and denials of exemptions; requiring the Comptroller to distribute certain revenue into the Fund; requiring the Comptroller to notify the Exchange of a certain suspension of payment; requiring the Exchange to engage in certain contact with a certain individual identified by a certain notice and facilitate certain eligibility and enrollment in certain insurance affordability programs under certain circumstances; authorizing the Exchange to extend a certain enrollment period under certain circumstances; prohibiting certain individuals from being required to pay a certain insurance responsibility amount if the individual makes a certain election and certifies that a certain uninsured individual will enroll in certain coverage within a certain enrollment period; providing for certain retroactive ineligibility for a certain exemption if an uninsured individual does not comply with a certain certification; providing that certain retroactive ineligibility does not apply under certain circumstances; authorizing the Exchange to require or permit certain notice; providing for the application of certain provisions of this Act; requiring certain entities that provide minimum essential coverage to certain individuals in a certain calendar year to provide the Comptroller with certain reports that include certain information; requiring certain entities to provide certain statements to certain individuals identified in certain reports on or before certain dates; authorizing requiring the Comptroller to convey to the Exchange certain information under certain circumstances; defining certain terms; altering a certain term; ~~stating the legislative intent of the General Assembly~~; requiring the Advisory Workgroup to advise the Comptroller on certain language and to submit a certain report to the General Assembly on or before a certain date; requiring the Comptroller to ensure that a certain tax system has certain capability and to submit a certain report to the General Assembly on or before a certain date; providing for the severability of this Act; and generally relating to individual health coverage.~~

BY repealing and reenacting, without amendments,  
 Article – Insurance  
 Section 31–101(a), (e), (g), (h), (o–2), and (r)  
 Annotated Code of Maryland  
 (2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
 Article – Insurance  
 Section 31–101(o–1)  
 Annotated Code of Maryland  
 (2017 Replacement Volume and 2018 Supplement)

BY adding to  
 Article – Insurance  
 Section 31–201 through ~~31–208~~ 31–207 to be under the new subtitle “Subtitle 2.  
 Maryland Health Insurance Option”  
 Annotated Code of Maryland  
 (2017 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.  
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)~~

BY adding to  
Article – Tax – General  
Section 2–115; and 14–101 through 14–302 to be under the new title “Title 14–  
Minimum Essential Health Coverage”  
Annotated Code of Maryland  
(2016 Replacement Volume and 2018 Supplement)

~~BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 13–918(a)  
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 Budget and Taxation.

**House Bill 824 – Delegates Jones, B. Barnes, Gaines, McIntosh, and Mosby**

**EMERGENCY BILL**

AN ACT concerning

**Financial Aid – Guaranteed Access Grants – Verification and Administration by  
Institutions of Higher Education**

FOR the purpose of authorizing certain institutions of higher education to verify certain eligibility for, and on verification administer, Guaranteed Access Grants under the Delegate Howard P. Rawlings Program of Educational Excellence Awards under

certain circumstances; requiring certain recipients to demonstrate a definite financial need to certain institutions, rather than only to the Office of Student Financial Assistance in the Maryland Higher Education Commission, under certain circumstances; prohibiting certain institutions from considering certain amounts of money as income under certain circumstances; requiring certain institutions to verify certain qualifications, evaluate certain income eligibility, maintain certain records, and provide the Commission with a certain audit as part of the verification and administration process; authorizing a certain verification to be used at certain institutions, subject to a certain adjustment under certain circumstances; ~~making this Act an emergency measure~~; requiring the Financial Aid Advisory Council in the Commission to study a certain process and report certain recommendations to the Commission and to participating institutions on or before a certain date; providing for the termination of certain provisions of this Act; providing for a delayed effective date for certain provisions of this Act; and generally relating to the verification and administration of Guaranteed Access Grants by institutions of higher education.

BY repealing and reenacting, without amendments,

Article – Education

Section 18–301(a) and (b)(1) and 18–303(b) and (c)

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 18–303(a) and (d)

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)

BY adding to

Article – Education

Section 18–303.3

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 827 – Delegates Lierman, Attar, Atterbeary, Cain, Chang, W. Fisher, Hettleman, Kelly, Korman, Lopez, Love, Mosby, Sample–Hughes, ~~and Solomon~~ Solomon, J. Lewis, Moon, Cardin, Grammer, Crutchfield, McComas, Pippy, Arikan, Shetty, and Cox**

AN ACT concerning

~~Juvenile Law~~ Child Abuse and Neglect – Sex Trafficking – Immunity, Services, Services and Investigations  
(Child Sex Trafficking Screening and Services Act of 2019)

FOR the purpose of requiring a law enforcement officer who has reason to believe that a certain child is a victim of sex trafficking to notify a certain regional navigator; ~~declaring a certain intent of the General Assembly; providing certain immunity for a minor who engages in certain prostitution related conduct;~~ requiring a local department of social services that receives a report of suspected abuse or neglect involving a certain child to refer the child to a certain regional navigator for services; ~~requiring the Executive Director of the Governor's Office of Crime Control and Prevention to designate certain jurisdictions, with each to be served by a regional navigator; requiring the Executive Director to select a certain number of regional navigators to coordinate and provide certain services to children who are victims of sex trafficking~~ establishing the Safe Harbor Regional Navigator Grant Program; specifying the purpose of the program; specifying certain grantees under the program; requiring grants to be awarded in a certain manner; specifying the services coordinated and provided by a grantee; requiring the Governor's Office of Crime Control and Prevention to provide certain grant funding notwithstanding a certain appropriation by the Governor; requiring the Governor's Office of Crime Control and Prevention to submit a certain evaluation report to the Governor and the General Assembly once every 2 years; requiring the Department of Human Resources to submit a certain report to the Governor and the General Assembly annually; authorizing the Governor to make a certain annual appropriation; authorizing the Executive Director to adopt certain regulations; ~~requiring the Department of Juvenile Services to enter into a certain agreement;~~ requiring a certain joint investigation procedure to include screening to determine whether a child is a victim of sex trafficking; ~~prohibiting a certain joint investigation from resulting in a certain criminal prosecution or proceeding alleging a delinquent act;~~ defining certain terms; and generally relating to child abuse and neglect and sex trafficking of minors.

BY adding to

Article – Courts and Judicial Proceedings  
 Section 3–8A–14(d) ~~and 5–809~~  
 Annotated Code of Maryland  
 (2013 Replacement Volume and 2018 Supplement)

~~BY repealing and reenacting, without amendments,~~

~~Article – Criminal Law  
 Section 11–301(a), (b), and (c) and 11–306  
 Annotated Code of Maryland  
 (2012 Replacement Volume and 2018 Supplement)~~

~~BY repealing and reenacting, without amendments,~~

~~Article – Family Law  
 Section 1–101(a) and (h), 5–701(a), (b), and (c), and 5–706(c) and (d)  
 Annotated Code of Maryland  
 (2012 Replacement Volume and 2018 Supplement)~~

BY adding to



Article – Family Law  
Section ~~5–701(v)~~, 5–704.3, and 5–704.4  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Family Law  
Section 5–706(c), (d), (f), and (h)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law  
~~Section 5–701(v) through (aa) and 5–706(f), (g), and (h)~~ Section 5–706(g)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 839 – Delegates Haynes, Acevero, Chang, Corderman, Jackson, and McKay**

AN ACT concerning

**Division of Parole and Probation – Central Home Detention Unit – Powers**

FOR the purpose of establishing the Central Home Detention Unit within the Division of Parole and Probation; authorizing the Director of the Division of Parole and Probation to authorize certain employees of the Central Home Detention Unit to exercise certain powers; requiring a certain employee to meet certain requirements; authorizing a certain employee to exercise certain powers; including certain employees of the Central Home Detention Unit in the defined term “police officer” in connection with provisions of law relating to the authority to make arrests; including certain employees of the Central Home Detention Unit in the defined term “law enforcement officer” in connection with provisions of law relating to the Maryland Police Training and Standards Commission and the Law Enforcement Officers’ Bill of Rights; defining a certain term; and generally relating to the powers of certain employees of the Central Home Detention Unit of the Division of Parole and Probation.

BY adding to

Article – Correctional Services  
Section 6–108.1  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure  
Section 2–101  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 3–101 and 3–201  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

### **House Bill 931 – Delegate Kipke**

AN ACT concerning

#### **Health Care Facilities – Certificate of Need – Modifications**

FOR the purpose of ~~altering~~ repealing 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~~ certain health care facilities; 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~~; repealing a provision of law authorizing a hospital to acquire a freestanding ambulatory surgical facility or a certain office or group practice under certain circumstances; providing that a certain certificate of need application is deemed approved under certain circumstances; repealing a provision of law providing for the construction of certain provisions of law governing certificates of need; providing for the application of certain provisions of this Act; altering a certain definition; and generally relating to certificates of need.

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 19–114(a)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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)

BY repealing

Article – Health – General  
Section 19–120(k)(8) and (9)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 932 – Delegates Johnson, Arikan, Cassilly, Chisholm, Crosby, Kerr, Krebs, Lisanti, Reilly, ~~and Turner~~ Turner, Bagnall, Barron, Carr, Charles, Kelly, Kipke, R. Lewis, Metzgar, Morgan, Pena–Melnyk, Rosenberg, and Saab**

AN ACT concerning

**Maryland Trust Act – Division or Consolidation of Trust**

FOR the purpose of authorizing a trustee to divide a trust into two or more separate trusts or consolidate two or more trusts into a single trust if a beneficiary does not object in writing within a certain time frame; requiring a trustee to divide a trust into two or more separate trusts or consolidate two or more trusts into a single trust in a certain manner; and generally relating to the division or consolidation of trusts.

BY repealing and reenacting, with amendments,  
Article – Estates and Trusts  
Section 14.5–415  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

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

**House Bill 994 – Delegates Mosby, Acevero, Barron, Boyce, Bridges, Brooks, Charles, W. Fisher, Holmes, Ivey, Lierman, Moon, Pena–Melnyk, Proctor, Sample–Hughes, Smith, Turner, Wells, and Wilkins**

AN ACT concerning

**Labor and Employment – Criminal Record Screening Practices  
(Ban the Box)**

FOR the purpose of authorizing the Commissioner of Labor and Industry to conduct an investigation to determine whether certain provisions of this Act have been violated on receipt of a certain written complaint; prohibiting certain employers from ~~requiring an applicant for employment to disclose certain information regarding the criminal record of the applicant except under certain circumstances, conducting a certain criminal history records check, or taking certain other action before a conditional offer for employment has been extended; providing that certain~~

~~provisions of this Act do not prohibit an employer from making a certain inquiry or taking certain other action; including on certain application forms a question or other request for information regarding whether the applicant for employment has a criminal record or has had criminal accusations brought against the applicant; providing that certain provisions of this Act do not apply to certain employers; authorizing the Commissioner on a certain determination to resolve certain issues informally by mediation; authorizing the Commissioner to ask the Attorney General to bring a certain action on behalf of certain applicants under certain circumstances; authorizing the Attorney General to bring a certain action in a certain county under certain circumstances for injunctive relief, damages, or other relief; prohibiting employers from taking or refusing to take certain actions against certain applicants and employees under certain circumstances; establishing certain penalties; requiring the Commissioner to issue a certain order under certain circumstances; authorizing the Commissioner to assess a certain civil penalty for certain violations of this Act under certain circumstances; requiring the Commissioner to consider certain factors in determining the amount of a certain penalty; subjecting the assessment of a certain penalty to certain requirements; providing for the construction of this Act; defining certain terms; providing for a delayed effective date; and generally relating to criminal record screening practices of employers.~~

BY repealing and reenacting, with amendments,  
 Article – Labor and Employment  
 Section 3–103  
 Annotated Code of Maryland  
 (2016 Replacement Volume and 2018 Supplement)

BY adding to  
 Article – Labor and Employment  
 Section 3–1401 through ~~3–1406~~ 3–1405 to be under the new subtitle “Subtitle 14.  
 Criminal History Screening”  
 Annotated Code of Maryland  
 (2016 Replacement Volume and 2018 Supplement)

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

### **House Bill 1135 – Delegates Shoemaker and Rose**

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 Budget and Taxation.

**House Bill 1137 – Delegates Bhandari, Acevero, Arikan, Bagnall, Boteler, Brooks, Cain, Cardin, Conaway, W. Fisher, Grammer, Guyton, Hettleman, Hornberger, Ivey, Jalisi, Lafferty, Lehman, R. Lewis, Luedtke, Moon, Sample-Hughes, Solomon, Sydnor, Terrasa, Wilkins, ~~and P. Young~~ P. Young, and Ebersole**

AN ACT concerning

~~**Task Force to Study the Home and Hospital Teaching Program for Students**~~  
**Home and Hospital Teaching Program for Students – Report**

FOR the purpose of ~~establishing the Task Force to Study the Home and Hospital Teaching Program for Students; 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, the State Board of Education, and the General Assembly on or before a certain date;~~ requiring the State Department of Education to study and make recommendations regarding certain matters relating to the Home and Hospital Teaching Program for Students; requiring the Department to report its findings to the Governor, 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 to Study~~ the Home and Hospital Teaching Program for Students.

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

**House Bill 1209 – ~~Delegate Kaiser~~ Delegates Kaiser, Ebersole, Washington, Walker, Mosby, Ivey, Palakovich Carr, Feldmark, Wilkins, and Patterson**

AN ACT concerning

**Property Tax – Collection of Unpaid Taxes and Tax Sales**

FOR the purpose of establishing a State Tax Sale Ombudsman in the State Department of Assessments and Taxation; providing for the appointment, employment status, and removal of the Ombudsman; requiring the Ombudsman to perform certain functions; authorizing a county to establish a County Tax Sale Ombudsman to perform the functions of the State Tax Sale Ombudsman with respect to certain homeowners within the county; requiring a collector to withhold from sale under certain

provisions of law certain properties that are subject to liens for unpaid taxes; requiring that the dwellings of certain homeowners and certain other properties designated by a county or municipal corporation that are subject to liens for unpaid taxes are subject to certain procedures and requirements for collection of the unpaid taxes; requiring a county and certain municipal corporations to enact a law implementing certain requirements relating to collection of unpaid taxes; requiring a local implementing law to include certain provisions relating to protections for certain homeowners and certain matters relating to in rem foreclosure; authorizing a county or municipal corporation to file a complaint for an in rem foreclosure action at certain times for certain properties; requiring the county or municipal corporation to send certain notice to certain taxing agencies before filing a certain complaint; requiring a taxing agency receiving a certain notice to certify certain information to the county or municipal corporation within a certain period of time; requiring certain taxes to be included in the foreclosure action; ~~requiring a county or municipal corporation to obtain a certain lien release or make a certain payment before filing a certain action;~~ requiring the county or municipal corporation to file the foreclosure action in a certain circuit ~~court;~~ court and provide certain notice and a copy of a certain complaint to certain persons in a certain manner; requiring the complaint for an in rem foreclosure to include certain information; allowing the complaint for an in rem foreclosure to be amended for certain purposes; authorizing certain persons to redeem certain property in a certain manner under certain circumstances; requiring a hearing on the in rem foreclosure complaint to be conducted at a certain time; providing that an interested party has the right to be heard at the hearing; requiring the court to enter a certain judgment on a certain finding; providing that a certain judgment is binding on certain persons; requiring that a certain judgment be recorded in certain land records; providing that title acquired in a certain sale of real property shall be an absolute or fee simple title except under certain circumstances; requiring the county or municipal corporation to sell at public auction real property after entry of a certain judgment; specifying the time of the sale; specifying the minimum bid for the sale; requiring the property to be sold to the highest bidder; authorizing a county or municipal corporation to bid the minimum bid under certain circumstances; requiring the county or municipal corporation to deposit certain excess bid amounts in escrow; requiring certain funds to be distributed to interested parties in a certain manner; requiring the county or municipal corporation to provide certain notice to the court of a sale; establishing that a sale of certain properties is final and binding; requiring the county or municipal corporation to report certain information to the court; requiring the Department to conduct an annual survey of each county and certain municipal corporations to obtain certain data regarding properties subject to liens for unpaid taxes; requiring the Department to analyze and summarize the information collected through the survey annually in a certain report and publish the report on its website and submit the report to certain committees of the General Assembly on or before a certain date each year; ~~requiring~~ authorizing the Court of Appeals to adopt certain rules; defining certain terms; making conforming changes; providing that certain provisions of this Act are applicable to liens for unpaid taxes that attach to real property on or after a certain date; providing for a delayed effective date; and generally relating to collection of unpaid property taxes and tax sales.

BY adding to

Article – Tax – Property

Section 2–112 and 14–811(e); 14–873 through 14–878 to be under the new part “Part V. Judicial In Rem Tax Foreclosure”; and 14–881 and 14–882 to be under the new part “Part VI. Tax Sale Reports”

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 14–603(a) and 14–811(a)

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Tax – Property

Section 1–101(g) and (j)(1) and 14–801(d)

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 1231 – Delegate Adams**

AN ACT concerning

#### **Real Property – Construction Contracts – Retention Proceeds**

FOR the purpose of establishing that a certain remedy for the payment of an undisputed amount owed under a construction contract applies to certain retention proceeds; reducing a certain minimum contract amount for purposes of the applicability of certain provisions of law relating to retention proceeds; requiring certain retention proceeds retained by an owner to be paid within a certain period of time after the date of substantial completion; and generally relating to retention proceeds for construction contracts.

BY repealing and reenacting, with amendments,

Article – Real Property

Section 9–303 and 9–304

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 1266 – Delegates Washington, B. Barnes, Charles, D.E. Davis, Fennell, W. Fisher, Gaines, Healey, Ivey, Jackson, Jones, Korman, Proctor, ~~and Turner~~ Turner, and Valentino-Smith**

AN ACT concerning

**National Capital Strategic Economic Development Program – Established**

FOR the purpose of establishing the National Capital Strategic Economic Development Program; providing for the administration and purpose of the Program; establishing the type of community enhancement projects eligible to receive Program funds; authorizing certain ~~housing authorities~~ government agencies, including housing authorities and certain community development organizations to apply to receive Program funds; requiring an eligible institution's application to contain certain information; providing that community enhancement projects may be located in more than one political subdivision; requiring the Department of Housing and Community Development to establish a certain quantitative system to evaluate each application; providing for the review of each application; requiring certain notification to certain political subdivisions before an application may be approved; requiring the Department and the recipient of Program funds to enter into a certain agreement; authorizing the Department to exercise certain powers necessary to implement the Program and determine certain terms and conditions of the financial assistance; requiring the recipient of financial assistance from the Program to submit a certain quarterly progress report; altering the purpose and use of the National Capital Strategic Economic Development Fund; requiring the Governor, in certain fiscal years, to include certain appropriations in the annual operating budget to the Fund; requiring the Governor, in certain fiscal years, to include certain appropriations in the annual operating or capital budget ~~bill~~ for the Fund; defining certain terms; and generally relating to the establishment of the National Capital Strategic Economic Development Program.

BY renumbering

Article – Housing and Community Development  
Section 4–510  
to be Section 6–710  
Annotated Code of Maryland  
(2006 Volume and 2018 Supplement)

BY adding to

Article – Housing and Community Development  
Section 6–701 through 6–709 to be under the new subtitle “Subtitle 7. National Capital Strategic Economic Development Program”  
Annotated Code of Maryland  
(2006 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Housing and Community Development



Section 6-710  
 Annotated Code of Maryland  
 (2006 Volume and 2018 Supplement)  
 (As enacted by Section 1 of this Act)

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

**House Bill 1272 – Delegates Pendergrass ~~and McIntosh~~, McIntosh, Cullison, K. Young, Pena-Melnyk, R. Lewis, Charles, Kelly, Rosenberg, Barron, Johnson, and Hill**

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 Finance.

**House Bill 1273 – Delegates Wilkins, Acevero, D. Barnes, Cain, Carr, Cullison, Ebersole, Feldmark, W. Fisher, Hill, Ivey, R. Lewis, Luedtke, Mosby, Palakovich Carr, Patterson, Smith, Turner, ~~and Washington~~ Washington, Atterbeary, J. Lewis, Moon, Lopez, Crutchfield, and Shetty**

AN ACT concerning

**Immigration Enforcement – ~~County Boards of Education, Public Institutions of Higher Education, and Hospitals~~ Public Schools, Hospitals, and Courthouses – Policies**

FOR the purpose of requiring each county board of education, public institution of higher education, and hospital to establish a policy on or before a certain date that limits immigration enforcement on the premises of the appropriate entity to the fullest extent possible consistent with federal and State law based on certain guidelines developed by the Attorney General; requiring the Attorney General, in consultation with certain stakeholders, to develop certain guidelines on or before a certain date; and generally relating to policies on immigration enforcement by ~~county boards of education, public institutions of higher education, and hospitals~~ public schools, hospitals, and courthouses.

~~BY adding to~~

~~Article – Education~~

~~Section 4–135 and 15–126~~

~~Annotated Code of Maryland~~

~~(2018 Replacement Volume and 2018 Supplement)~~

~~BY adding to~~

~~Article – Health – General~~

~~Section 19–310.4~~

~~Annotated Code of Maryland~~

~~(2015 Replacement Volume and 2018 Supplement)~~

BY adding to

Article – State Government

Section 6–111

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

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

### **House Bill 1305 – Delegate Ivey**

AN ACT concerning

#### **Estates and Trusts – Administration of Estates – Waiver of Fees – Required**

FOR the purpose of requiring, rather than authorizing, a register of wills to waive certain fees for the administration of an estate if certain real property subject to administration in this State is to be transferred to a certain individual or is encumbered by a lien and subject to sale under certain provisions of law, and the estate is unable to pay the fees by reason of poverty; providing for the prospective application of this Act; and generally relating to fees for estate administration.

BY repealing and reenacting, with amendments,

Article – Estates and Trusts

Section 2-206(a)  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

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

### FINANCE COMMITTEE REPORT NO. 25

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

#### Senate Bill 3 – Senator Rosapepe

AN ACT concerning

#### Maryland Smart Growth Investment Fund

**SB0003/747774/1**

BY: Finance Committee

#### AMENDMENTS TO SENATE BILL 3

(First Reading File Bill)

##### AMENDMENT NO. 1

On page 1, in line 2, after “Fund” insert “– Supplementary Appropriation”; strike beginning with “requiring” in line 6 down through “Fund;” in line 7; in line 8, strike “appropriated”; and in line 9, after “date;” insert “authorizing the creation of a State debt in a certain amount, the proceeds to be provided to the Fund to be used for certain purposes; providing generally for the issuance and sale of bonds evidencing the loan; imposing a certain tax on all assessable property in the State; providing for a delayed effective date for certain provisions of this Act;”.

##### AMENDMENT NO. 2

On page 2, strike beginning with “DESIGNED” in line 15 down through “2017” in line 16 and substitute “FOR THE PURPOSE OF INVESTING IN STATE PRIORITY FUNDING AREAS, AS DEFINED IN § 6-301 OF THIS ARTICLE”; strike beginning with “FOR” in line 17 down through “(E)” in line 19; in line 20, strike “APPROPRIATED UNDER SUBSECTION (D) OF THIS SECTION”; in the same line, after “FUND” insert “THAT ARE ATTRIBUTABLE TO THE PROCEEDS OF THE BONDS AUTHORIZED UNDER SECTION 2 OF CHAPTER (SENATE BILL 3) OF THE ACTS OF THE GENERAL ASSEMBLY OF 2019”; after line 22, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(1) The Board of Public Works may borrow money and incur indebtedness on behalf of the State of Maryland through a State loan to be known as the Maryland Smart Growth Investment Loan of 2020 in the total principal amount of \$7,000,000. This loan shall be evidenced by the issuance, sale, and delivery of State general obligation bonds authorized by a resolution of the Board of Public Works and issued, sold, and delivered in accordance with §§ 8–117 through 8–124 and 8–131.2 of the State Finance and Procurement Article.

(2) The bonds to evidence this loan or installments of this loan may be sold as a single issue of bonds under § 8–122 of the State Finance and Procurement Article.

(3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer and first shall be applied to the payment of the expenses of issuing, selling, and delivering the bonds, unless funds for this purpose are otherwise provided, and then shall be credited on the books of the Comptroller and expended on approval by the Board of Public Works, for the following public purposes:

DEPARTMENT OF COMMERCE

(A) Maryland Smart Growth Investment Fund. Provide funds to the Department of Commerce to be used in accordance with § 5–1701 of the Economic Development Article ..... 7,000,000

(4) An annual tax is imposed on all assessable property in the State in rate and amount sufficient to pay the principal of and interest on the bonds, as and when due and until paid in full. The principal shall be discharged within 15 years after the date of issue of the bonds.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect June 1, 2020.”;

in line 23, strike “2.” and substitute “4.”; and in the same line, after “That” insert “, except as provided in Section 3 of this Act,”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 116 – Senator McCray**

AN ACT concerning

**Transportation – Complete Streets – Access to Healthy Food**

**SB0116/197378/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 116

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Food” insert “and Necessities”; strike beginning with “requiring” in line 3 down through “definition” in line 11 and substitute “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”; after line 13, insert:

“BY repealing and reenacting, without amendments,

Article – Housing and Community Development

Section 6–308(c)

Annotated Code of Maryland

(2006 Volume and 2018 Supplement)”;

in line 16, strike “and 8–903” and substitute “8–903, and 8–905(b)(1)(ii)”; and strike in their entirety lines 19 through 28, inclusive.

AMENDMENT NO. 2

On page 2, after line 2, insert:

“Article – Housing and Community Development

6–308.

(c) The Secretary, on the recommendation of the Interagency Food Desert Advisory Committee established under § 6–308.2 of this subtitle, may designate an area as a food desert after considering the following factors:

- (1) availability of fresh fruit, vegetables, and other healthy foods in the area;
- (2) income levels of local residents;
- (3) transportation needs of local residents and the availability of public transportation;
- (4) comments from local governments; and
- (5) any other factors that the Department considers relevant.”;

and strike beginning with “**ROUTES**” in line 19 down through “**DESERTS**” in line 20 and substitute “**ACCESS TO RETAIL STORES THAT PROVIDE HEALTHY FOOD AND OTHER NECESSITIES, ESPECIALLY IN FOOD DESERTS DESIGNATED UNDER § 6–308(C) OF THE HOUSING AND COMMUNITY DEVELOPMENT ARTICLE**”.

#### AMENDMENT NO. 3

On page 3, strike in their entirety lines 2 through 5, inclusive; in lines 6 and 29, in each instance, strike the brackets; and in line 6, strike “**(6)**”.

#### AMENDMENT NO. 4

On pages 3 and 4, strike beginning with the semicolon in line 30 on page 3 through “**DESERTS**” in line 2 on page 4.

#### AMENDMENT NO. 5

On page 4, in line 12, after “(d)” insert “**COMPLETE STREETS DESIGN FEATURES**” **HAS THE MEANING STATED IN § 2–112 OF THIS ARTICLE.**

**(E)**”;

in line 15, strike “(e)” and substitute “**(F)**”; strike in their entirety lines 18 through 21, inclusive; and in line 31, strike “elements” and substitute “**FEATURES**”.

**AMENDMENT NO. 6**

On page 5, in lines 3 and 24, in each instance, strike the brackets; strike beginning with “; AND” in line 6 down through “DESERTS” in line 9; in line 13, after “include” insert “**DESIGN**”; in line 17, after “streetscape” insert “**DESIGN**”; in line 23, strike “involving” and substitute “;

**(I) INVOLVING**;

after line 24, insert:

**“(II) FACILITATING ACCESS TO RETAIL STORES THAT PROVIDE HEALTHY FOODS AND OTHER NECESSITIES, ESPECIALLY IN FOOD DESERTS DESIGNATED UNDER § 6–308(C) OF THE HOUSING AND COMMUNITY DEVELOPMENT ARTICLE; AND”**;

and strike beginning with “; AND” in line 27 down through “DESERTS” in line 29.

**AMENDMENT NO. 7**

On page 6, strike in their entirety lines 1 through 6, inclusive, and substitute:

“8–905.

(b) (1) A complete streets policy adopted by a local government shall:

(ii) Require the development of procedures to follow when conducting local road repairs, upgrades, or expansion projects to incorporate complete streets [elements] DESIGN FEATURES;”;

and in line 7, after “That” insert “this Act may not be construed to require the Maryland Department of Transportation to provide staff or operating expenses for the administration of the Complete Streets Program until money is appropriated in the State budget for the Program.”

**SECTION 3. AND BE IT FURTHER ENACTED, That**”.

The preceding 7 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 403 – Senators Augustine, Feldman, Beidle, and Hayes**

AN ACT concerning

**Behavioral Health Administration – Outpatient Civil Commitment – Statewide  
Expansion**

**SB0403/827075/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 403

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Commitment” insert “Pilot Program”; in lines 2 and 3, strike “Statewide Expansion” and substitute “Revisions”; strike beginning with “repealing” in line 4 down through “year” in line 18 and substitute “requiring the Behavioral Health Administration to allow an eligible individual to request enrollment into a certain outpatient civil commitment pilot program; requiring the Administration to allow an immediate family member of an eligible individual to request that the individual be voluntarily enrolled into a certain outpatient civil commitment pilot program; making conforming and technical changes”; in line 18, strike “a statewide” and substitute “an”; and in the same line, after “commitment” insert “pilot”.

AMENDMENT NO. 2

On page 2, in lines 18, 19, 21, and 30, in each instance, strike the bracket; in line 18, strike “(1)”; in the same line, strike “SHALL”; in the same line, strike “A STATEWIDE”; strike in their entirety lines 22 through 29, inclusive; and in line 34, strike the second “and”.

On page 3, in line 2, after “program” insert “;

**(4) ALLOW AN ELIGIBLE INDIVIDUAL TO REQUEST ENROLLMENT INTO THE PILOT PROGRAM; AND**



**(5) ALLOW AN IMMEDIATE FAMILY MEMBER OF AN ELIGIBLE INDIVIDUAL TO REQUEST THAT THE INDIVIDUAL BE VOLUNTARILY ENROLLED INTO THE PILOT PROGRAM**;

and in the same line, strike the bracket.

On pages 3 and 4, strike in their entirety the lines beginning with line 3 on page 3 through line 26 on page 4, inclusive.

On page 4, in lines 27 and 28, in each instance, strike the bracket; in line 27, strike “(D)”; in line 28, strike “ON”; and in lines 31 and 32, strike “, FOR EACH LOCAL BEHAVIORAL HEALTH AUTHORITY PARTICIPATING IN THE PROGRAM”.

On page 5, in lines 1, 3, 5, 9, 10, 13, and 16, in each instance, strike the brackets; in line 15, strike the first set of brackets; in the same line, strike “THE”; in line 16, strike “CONTINUED”; strike in their entirety lines 17 through 21, inclusive; and in line 22, 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 Kelley, Chair, for the Committee on Finance reported favorably with amendments:

**Senate Bill 405 – Senators Hayes, Beidle, Feldman, Hershey, Klausmeier, Kramer, and Reilly**

AN ACT concerning

**Health Insurance – Prescription Drugs – Formulary Changes**

**SB0405/567978/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 405

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “prohibiting” in line 3 down through “term;” in line 5 and substitute “requiring certain entities to establish and implement a procedure by which a member may receive a prescription drug or device that has been removed from a certain entity’s formulary or a member may continue the same cost sharing requirements under certain circumstances; altering the requirement that a certain entity provide coverage for a prescription drug or device under certain circumstances; requiring a certain entity to provide a certain member with a certain notice;”.

#### AMENDMENT NO. 2

On page 2, strike in their entirety lines 3 through 11, inclusive.

On pages 2 and 3, strike in their entirety the lines beginning with line 24 on page 2 through line 29 on page 3, inclusive.

On page 3, in line 30, strike the brackets; in the same line, strike “(D)”; in line 32, after “may” insert “:

**(1)**;

in line 33, after “formulary” insert “OR HAS BEEN REMOVED FROM THE ENTITY’S FORMULARY”; and in the same line, after “section” insert “; OR

**(2) CONTINUE THE SAME COST SHARING REQUIREMENTS IF THE ENTITY HAS MOVED THE PRESCRIPTION DRUG OR DEVICE TO A HIGHER DEDUCTIBLE, COPAYMENT, OR COINSURANCE TIER”**.

On page 4, in line 1, strike the brackets; in the same line, strike “(E)”; in line 2, strike “that is not in the formulary” and substitute “IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION”; in lines 4 and 5, in each instance, after “formulary” insert “IN A LOWER TIER”; in line 13, strike the brackets; in the same line, strike “(F)”; and after line 17, insert:

**“(F) AN ENTITY SUBJECT TO THIS SECTION THAT REMOVES A DRUG FROM ITS FORMULARY OR MOVES A PRESCRIPTION DRUG OR DEVICE TO A BENEFIT TIER THAT REQUIRES A MEMBER TO PAY A HIGHER DEDUCTIBLE, COPAYMENT, OR COINSURANCE AMOUNT FOR THE PRESCRIPTION DRUG OR DEVICE SHALL PROVIDE A MEMBER WHO IS CURRENTLY ON THE PRESCRIPTION DRUG OR DEVICE AND THE MEMBER’S HEALTH CARE PROVIDER WITH:**

**(1) NOTICE OF THE CHANGE AT LEAST 30 DAYS BEFORE THE CHANGE IS IMPLEMENTED; AND**

**(2) IN THE NOTICE REQUIRED UNDER ITEM (1) OF THIS SUBSECTION, THE PROCESS FOR REQUESTING AN EXEMPTION THROUGH THE PROCEDURE ADOPTED 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 Kelley, Chair, for the Committee on Finance reported favorably with amendments:

**Senate Bill 512 – Senators Ellis, Augustine, Bailey, Beidle, Benson, Carozza, Carter, Elfreth, Feldman, Ferguson, Griffith, Guzzone, Hayes, Hester, Jennings, Kagan, King, Klausmeier, Kramer, Lam, Lee, McCray, Miller, Nathan–Pulliam, Patterson, Peters, Pinsky, Reilly, Rosapepe, Smith, Waldstreicher, Washington, West, Young, Zirkin, and Zucker**

**EMERGENCY BILL**

AN ACT concerning

**Government Shutdowns – Employees – Protections**

**SB0512/227275/1**

BY: Finance Committee

**AMENDMENTS TO SENATE BILL 512**

**(First Reading File Bill)**

**AMENDMENT NO. 1**

On page 1, in line 4, after “days” insert “under certain circumstances”; in line 7, strike the second “a”; and in line 8, strike “term” and substitute “terms”.

**AMENDMENT NO. 2**

On page 2, strike line 5 in its entirety and substitute:

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

**(2) “ELIGIBLE RESIDENTIAL CUSTOMER” MEANS A**;

in lines 7 and 9, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; in line 9, before “FURLOUGHED” insert “INVOLUNTARILY”; in the same line, after “WORK” insert “WITHOUT PAY”; after line 11, insert:

**“(3) “GOVERNMENT SHUTDOWN” MEANS A GOVERNMENT SHUTDOWN THAT:**

**(I) OCCURS WHEN GOVERNMENT FUNDING IS UNAVAILABLE TO OPERATE THE GOVERNMENTAL ACTIVITIES DUE TO THE LACK OF A LEGISLATIVE APPROPRIATION OR A CONTINUING RESOLUTION; AND**

**(II) LASTS FOR A PERIOD THAT EXCEEDS 7 CONSECUTIVE DAYS.**;

in line 14, strike the first “THE FURLOUGH” and substitute “A GOVERNMENT SHUTDOWN”; in the same line, strike “OR” and substitute “AND”; in the same line, strike “FURLOUGH” and substitute “GOVERNMENT SHUTDOWN”; and in line 15, after “ENDED” insert “IF THE CUSTOMER CONTACTS THE PUBLIC SERVICE COMPANY BEFORE THE DATE OF TERMINATION TO:

**(1) PROVIDE VERIFICATION THAT THE CUSTOMER IS AN EMPLOYEE OF THE FEDERAL, STATE, OR LOCAL GOVERNMENT AFFECTED BY THE GOVERNMENT SHUTDOWN; AND**

**(2) ENTER INTO A PAYMENT PLAN TO PAY ANY OUTSTANDING AMOUNT ON THE CUSTOMER’S ACCOUNT AFTER THE GOVERNMENT SHUTDOWN ENDS.**

### AMENDMENT NO. 3

On page 3, in line 4, strike “CURRENTLY” and substitute “INVOLUNTARILY”; in the same line, after “WORK” insert “WITHOUT PAY”; in line 18, after “PROPERTY” insert “FOR FAILURE TO PAY RENT DUE DURING A GOVERNMENT SHUTDOWN”; in line 27, strike

“CURRENTLY” and substitute “INVOLUNTARILY”; and in the same line, after “WORK” insert “WITHOUT PAY”.

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 571 – Senators Bailey, Carozza, Cassilly, Gallion, Hershey, Hough, Jennings, Ready, Reilly, and Salling**

AN ACT concerning

**Volunteer Fire Company and Rescue Squads – Member Disability and Death Benefits – Appeals Process**

**SB0571/677577/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 571

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, after “appeal;” insert “providing for the application of this Act;”.

AMENDMENT NO. 2

On page 2, strike beginning with “CHAIR” in line 10 down through “FOUNDATION” in line 11 and substitute “**EXECUTIVE DIRECTOR OF THE MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SERVICES SYSTEMS**”.

On page 5, in line 26, after “shall” insert “be construed to apply retroactively and shall be applied to and interpreted to affect any final decision by the Board of Trustees of the Maryland State Firemen’s Association regarding the payment of a disability or death benefit made on or after May 1, 2017.”

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall”.

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 693 – Senators Kramer, Feldman, Hayes, Hershey, Jennings, and Kelley**

AN ACT concerning

**Maryland Personal Information Protection Act – Security Breach Notification Requirements – Modifications**

**SB0693/687976/1**

BY: Finance Committee

AMENDMENT TO SENATE BILL 693

(First Reading File Bill)

On page 3, in line 5, strike “**PROVIDING**” and substitute “:

**1. PROVIDING”;**

in lines 5 and 6, strike “**OR PROTECTING**” and substitute “;

**2. PROTECTING”;**

and in line 6, after “**INFORMATION**” insert “;**OR**

**3. PROVIDING NOTIFICATION TO NATIONAL INFORMATION SECURITY ORGANIZATIONS CREATED FOR INFORMATION-SHARING AND ANALYSIS OF SECURITY THREATS, TO ALERT AND AVERT NEW OR EXPANDED BREACHES”.**

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 712 – Senators Beidle, Feldman, and Klausmeier**

AN ACT concerning

**Household Goods Movers Registration**

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 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**

**SB0868/397172/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 868

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Protections” insert “and Maryland Health Insurance Coverage Protection Commission”; and in line 3, after the first “of” insert “making a certain finding and declaration of the General Assembly;”.

On pages 1 and 2, strike beginning with “repealing” in line 3 on page 1 down through “changes;” in line 15 on page 2 and substitute “requiring the Maryland Health Insurance Coverage Protection Commission to establish a certain workgroup; requiring that the workgroup include certain members; specifying the duties of the workgroup; requiring the”

Commission to report to the General Assembly on or before a certain date; altering the date on which the Commission is required to submit a certain report;”.

On page 2, in lines 15 and 16, strike “Maryland Health Insurance Coverage Protection”; strike beginning with “providing” in line 16 down through “terms;” in line 18; in line 19, after “insurance” insert “and the Maryland Health Insurance Coverage Protection Commission”; in line 20, after “repealing” insert “and reenacting, with amendments,”; strike in their entirety lines 25 through 35, inclusive; in line 37, after “2017” insert “, as amended by Chapters 37 and 38 of the Acts of the General Assembly of 2018”; in line 40, after “2017” insert “, as amended by Chapters 37 and 38 of the Acts of the General Assembly of 2018”; in line 41, after “Section” insert “1(h)(3), (i), and (j) and”; and after line 41, insert:

“BY adding to

Chapter 17 of the Acts of the General Assembly of 2017, as amended by Chapters 37 and 38 of the Acts of the General Assembly of 2018  
Section 1(i)”.

#### AMENDMENT NO. 2

On page 3, in line 4, strike the bracket; after line 4, insert:

**“(A) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT IT IS IN THE PUBLIC INTEREST TO ENSURE THAT THE HEALTH CARE PROTECTIONS ESTABLISHED BY THE FEDERAL AFFORDABLE CARE ACT CONTINUE TO PROTECT MARYLAND RESIDENTS IN LIGHT OF CONTINUED THREATS TO THE FEDERAL AFFORDABLE CARE ACT.”;**

and in line 5, strike “(a)” and substitute “**(B)**”.

On page 4, in lines 7 and 9, strike “(b)” and “(c)”, respectively, and substitute “**(C)**” and “**(D)**”, respectively; and in line 10, strike the bracket.

On pages 4 through 21, strike in their entirety the lines beginning with line 11 on page 4 through line 29 on page 21, inclusive.

On page 21, in line 30, after “2017” insert “, as amended by Chapters 37 and 38 of the Acts of 2018”.

On page 21, after line 33, insert:



“(h) (3) The Commission shall include its findings and recommendations from the study required under paragraph (1) of this subsection in the annual report submitted by the Commission on or before December 31, [2019] 2020, under subsection [(j)](k) of this section.

(1) (1) THE COMMISSION SHALL ESTABLISH A WORKGROUP TO CARRY OUT THE FINDING AND DECLARATION OF THE GENERAL ASSEMBLY THAT IT IS IN THE PUBLIC INTEREST TO ENSURE THAT THE HEALTH CARE PROTECTIONS ESTABLISHED BY THE FEDERAL AFFORDABLE CARE ACT CONTINUE TO PROTECT MARYLAND RESIDENTS IN LIGHT OF CONTINUED THREATS TO THE FEDERAL AFFORDABLE CARE ACT.

(2) THE WORKGROUP SHALL INCLUDE MEMBERS WHO REPRESENT NONPROFIT AND FOR-PROFIT CARRIERS, CONSUMERS, AND PROVIDERS.

(3) THE WORKGROUP SHALL:

(I) MONITOR THE APPEAL OF THE DECISION OF THE U.S. DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS IN TEXAS V. UNITED STATES REGARDING THE ACA AND THE IMPLICATIONS OF THE DECISION FOR THE STATE;

(II) MONITOR THE ENFORCEMENT OF THE AFFORDABLE CARE ACT BY THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES; AND

(III) DETERMINE THE MOST EFFECTIVE MANNER OF ENSURING THAT MARYLAND CONSUMERS CAN OBTAIN AND RETAIN QUALITY HEALTH INSURANCE INDEPENDENT OF ANY ACTION OR INACTION ON THE PART OF THE FEDERAL GOVERNMENT OR ANY CHANGES TO FEDERAL LAW OR ITS INTERPRETATION.

(4) ON OR BEFORE DECEMBER 31, 2019, THE COMMISSION SHALL INCLUDE THE FINDINGS OF THE WORKGROUP IN THE ANNUAL REPORT SUBMITTED BY THE COMMISSION ON OR BEFORE DECEMBER 31, 2019, UNDER SUBSECTION (K) OF THIS SECTION.

[(i)] (J)      The Commission may:

(1)      hold public meetings across the State to carry out the duties of the Commission; and

(2)      convene workgroups to solicit input from stakeholders.

[(j)] (K)      On or before December 31 each year, the Commission shall submit a report on its findings and recommendations, including any legislative proposals, to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.”.

On page 22, strike in their entirety lines 4 through 7, inclusive; in line 8, strike “3.” and substitute “2.”; and in the same line, strike “July” and substitute “June”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE  
REPORT NO. 33**

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

**Senate Bill 515 – Senators Ferguson, Benson, Elfreth, Feldman, Guzzone, Kelley, Klausmeier, and Young**

AN ACT concerning

**Community Colleges – Workforce Readiness Grant Program – Established**

**SB0515/804632/1**

BY:    Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 515

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “requiring” and substitute “authorizing”.

AMENDMENT NO. 2

On page 2, in lines 14 and 19, in each instance, strike “SHALL” and substitute “MAY”; in line 20, strike the comma; in line 29, strike “REQUIRED” and substitute “AUTHORIZED”; and in line 30, strike “SHALL BE” and substitute “IS”.

On page 3, in line 3, strike “REQUIRED” and substitute “AUTHORIZED”.

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 661 – Senator Washington**

AN ACT concerning

**Primary and Secondary Education – Community Schools – Established**

**SB0661/524131/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 661

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the first comma in line 5 down through the second comma in line 6; strike beginning with “requiring” in line 8 down through “date;” in line 15; strike beginning with “requiring” in line 16 down through “plan;” in line 22; in line 23, strike “information within a certain period of time” and substitute “community schools”; in line 25, strike “under certain circumstances”; in line 27, strike “leadership team”; and strike beginning with “requiring” in line 29 down through “date;” in line 31.

On page 2, in line 4, strike “9.9–109” and substitute “9.9–107”.

AMENDMENT NO. 2

On page 3, in line 2, strike “HAVE”; in line 3, strike “ACTIVE” and substitute “PROMOTE ACTIVE”; in line 6, strike “A” and substitute “HAVE A”; in line 20, strike “EXPANDED” and substitute “PROMOTE EXPANDED”; and in line 24, strike “COLLABORATIVE” and substitute “PROMOTE COLLABORATIVE”.

On page 4, in lines 1 and 3, in each instance, strike “A” and substitute “HAVE A”; strike beginning with the comma in line 3 down through “TITLE” in line 4; strike beginning with “IMPLEMENTATION” in line 8 down through “SCHOOL” in line 14 and substitute “DEVELOPING AND IMPLEMENTING A PLAN FOR THE COMMUNITY SCHOOL, IN COOPERATION WITH OTHER INTERESTED STAKEHOLDERS”; in lines 15 and 17, strike “(E)” and “(F)”, respectively, and substitute “(C)” and “(D)”, respectively; and in line 17, strike “NOTWITHSTANDING SUBSECTION (D) OF THIS SECTION, A” and substitute “A”.

#### AMENDMENT NO. 3

On pages 4 through 7, strike in their entirety the lines beginning with line 20 on page 4 through line 9 on page 7, inclusive.

On page 7, in lines 10, 12, and 21, strike “9.9–107.”, “§ 9.9–108”, and “9.9–108.”, respectively, and substitute “9.9–105.”, “§ 9.9–106”, and “9.9–106.”, respectively; in line 11, strike “(A)”; strike beginning with “THE” in line 11 down through “AND” in line 12; strike in their entirety lines 16 through 20, inclusive; strike in their entirety lines 22 through 27, inclusive; in line 28, strike “(B)” and substitute “(A)”; and strike beginning with “WITHIN” in line 29 down through “SECTION” in line 30.

#### AMENDMENT NO. 4

On page 8, in lines 1 and 3, strike “(C)” and “9.9–109.”, respectively, and substitute “(B)” and “9.9–107.”, respectively; and strike beginning with “IF” in line 5 down through “SECTION” in line 7.

On page 9, in line 22, strike “LEADERSHIP TEAM”.

On pages 9 and 10, strike in their entirety the lines beginning with line 25 on page 9 through line 5 on page 10, inclusive.

On page 10, after line 5, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that money appropriated in accordance with The Blueprint for Maryland’s

Future, Chapter (S.B. 1030/H.B. 1413) of the Acts of the General Assembly of 2019, shall be used to offset the cost of implementation of Section 1 of this Act.”;

and in line 6, strike “4.” 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.

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

**Senate Bill 798 – Senators Hayes and Guzzone**

AN ACT concerning

**Higher Education – Policy on Student Concerns About Athletic Programs and Activities**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE  
REPORT NO. 34**

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

**Senate Bill 173 – 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

**State Government – Regulations Impacting Small Businesses**

**SB0173/884036/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 173

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 13 down through the semicolon in line 15.

On page 2, in line 9, after the second comma insert “and”; and in the same line, strike “, and 10–1001”.

AMENDMENT NO. 2

On page 5, in line 7, after “BUSINESS” insert “, NONPROFIT ORGANIZATION,”.

On pages 6 and 7, strike beginning with line 10 on page 6 through line 5 on page 7, 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 370 – Senators West, Waldstreicher, and Washington**

AN ACT concerning

**Environment – Recycling – Commercial Properties**

**SB0370/154032/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 370

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Washington” and substitute “Washington, Kagan, and Lam”; in line 2, strike “Commercial Properties” and substitute “Office Buildings”; in lines 4 and 5, in each instance, strike “commercial properties” and substitute “buildings zoned for office use”; in lines 5 and 6, strike “for the employees on the properties”

and substitute “of certain materials in a certain manner”; strike beginning with “county,” in line 7 down through “government” in line 8 and substitute “county or municipality”; in line 8, after “requirements” insert “or to alter, suspend, or exempt a person from certain recycling requirements under certain circumstances”; in line 11, strike “certain property owners” and substitute “a certain building owner or tenant”; in line 13, strike “providing for a civil penalty for a certain violation;”; strike beginning with “providing” in line 15 down through “jurisdictions;” in line 16; and in line 18, strike “on commercial properties” and substitute “for office buildings”.

#### AMENDMENT NO. 2

On page 3, strike beginning with “COMMERCIAL” in line 20 down through “EMPLOYEES” in line 21 and substitute “**BUILDINGS THAT ARE 150,000 SQUARE FEET OR GREATER AND ZONED FOR OFFICE USE**”.

On page 4, strike beginning with “COMMERCIAL” in line 1 down through “EMPLOYEES” in line 3 and substitute “**BUILDING THAT IS 150,000 SQUARE FEET OR GREATER AND ZONED FOR OFFICE USE**”; strike beginning with “COUNTY,” in line 4 down through “ENACT” in line 5 and substitute “**COUNTY OR MUNICIPALITY TO:**

**(I) ENACT**;

strike beginning with “COMMERCIAL” in line 7 down through “SECTION” in line 8 and substitute “**BUILDING ZONED FOR OFFICE USE; OR**

**(II) ALTER OR SUSPEND, OR EXEMPT A PERSON FROM RECYCLING REQUIREMENTS:**

**1. DUE TO SPECIAL CIRCUMSTANCES THAT AFFECT A SINGLE PROPERTY; OR**

**2. IN RESPONSE TO CHANGING MARKET CONDITIONS THAT AFFECT THE COUNTY OR MUNICIPALITY**;

in lines 10 and 25 and 26, in each instance, strike “COMMERCIAL PROPERTY” and substitute “**BUILDING**”; in line 12, after “2021,” insert “**UNLESS OTHERWISE AGREED BETWEEN AN OWNER AND A TENANT,**”; strike beginning with “COMMERCIAL” in line 13 down through “INCLUDING” in line 14 and substitute “**BUILDING THAT IS 150,000**

SQUARE FEET OR GREATER AND ZONED FOR OFFICE USE SHALL PROVIDE”; in line 15, strike “**THE PROVISION OF A**” and substitute “**A**”; in line 17, strike “**THE**” and substitute “**FOR THE**”; in lines 17 and 18, strike “**ALL RECYCLABLE**” and substitute “**THE FOLLOWING**”; in line 18, after “**RECEPTACLE**” insert “**:**”

**1. PAPER AND CARDBOARD;**

**2. ALUMINUM, STEEL, AND TIN CANS; AND**

**3. PLASTIC BOTTLES AND JUGS, AS DETERMINED BY THE COUNTY OR MUNICIPALITY IN WHICH THE BUILDING IS LOCATED**”;

in line 19, strike “**COMMERCIAL PROPERTY OWNER**” and substitute “**BUILDING OWNER OR A TENANT OF A BUILDING**”; in line 20, strike “**FOR EMPLOYEES ON THE PROPERTY**”; strike in their entirety lines 27 through 29, inclusive; in line 30, strike “**(E)**” and substitute “**(D)**”; strike beginning with “**COUNTY**” in line 30 down through “**GOVERNMENT**” in line 31 and substitute “**COUNTY OR MUNICIPALITY**”; and in line 32, strike “**OF A COMMERCIAL PROPERTY**”.

On page 5, strike in their entirety lines 1 through 3, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 433 – Senators Zucker, Beidle, Elfreth, Guzzone, Hayes, Kagan, Klausmeier, Kramer, Lam, McCray, Nathan–Pulliam, Pinsky, Rosapepe, and Young**

AN ACT concerning

**Responsible Workforce Development Percentage Price Preference Act**

**SB0433/624233/1**

BY: Education, Health, and Environmental Affairs Committee



AMENDMENTS TO SENATE BILL 433

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in its entirety line 2 and substitute “State Procurement – State Funded Construction Projects – Payment of Employee Health Care Expenses”; strike beginning with “units” in line 4 down through “bid;” in line 10 and substitute “bidders, contractors, and subcontractors to pay certain employee health care expenses; requiring the Department of General Services, by regulation, to establish certain procedures to certify that a bidder, contractor, or subcontractor pays certain employee health care expenses; establishing the methods by which a bidder, contractor, or subcontractor demonstrates the payment of certain employee health care expenses; authorizing a bidder, contractor, or subcontractor to demonstrate the payment of employee health care expenses in a certain manner on or before a certain date;”; strike beginning with “prohibiting” in line 14 down through “amount;” in line 21 and substitute “authorizing a procurement officer to void a contract under certain circumstances;”; in line 23, after “persons;” insert “requiring the Board to collect certain information and report to certain committees of the General Assembly;”; in line 24, after “terms;” insert “providing for the application of this Act;”; strike beginning with “percentage” in line 24 down through “procurement” in line 25 and substitute “procurement and the payment of employee health care expenses”; in line 28, strike “14-701 through 14-705” and substitute “17-801 through 17-804”; and strike beginning with ““Subtitle” in line 28 down through “Preference”” in line 29 and substitute ““Subtitle 8. Responsible Payment of Employee Health Care Expenses””.

AMENDMENT NO. 2

On page 2, strike beginning with “and” in line 6 down through “Maryland” in line 8; and strike in their entirety lines 12 and 13 and substitute “**SUBTITLE 8. RESPONSIBLE PAYMENT OF EMPLOYEE HEALTH CARE EXPENSES.**”.

On page 2 in line 14, on page 3 in line 29, on page 4 in line 1, and on page 5 in line 32, strike “14-701.”, “14-702.”, “14-703.”, and “14-705.”, respectively, and substitute “17-801.”, “17-802.”, “17-803.”, and “17-804.”, respectively.

AMENDMENT NO. 3

On page 2, in line 26, after “EMPLOYED” insert “**BY A RESPONSIBLE BIDDER, CONTRACTOR, OR SUBCONTRACTOR**”; in the same line, after “WORK” insert “**ON OR AT THE SITE OF A STATE-FUNDED CONSTRUCTION PROJECT**”; strike beginning with “IN”

in line 26 down through “SUBCONTRACTOR” in line 27; and in line 30, after “EMPLOYEE” insert “, UNLESS THE EMPLOYEE HAS COVERAGE UNDER ANOTHER PLAN”.

On page 3, in line 1, after “(I)” insert “CONTRIBUTIONS MADE ON BEHALF OF AN EMPLOYEE TO PROVIDE CREDIBLE HEALTH CARE COVERAGE IN THE FORM OF ANY GROUP POLICY, CONTRACT, OR PROGRAM THAT IS WRITTEN OR ADMINISTERED BY A DISABILITY INSURER, HEALTH CARE SERVICE PLAN, FRATERNAL BENEFITS SOCIETY, SELF-INSURED EMPLOYER PLAN, OR ANY OTHER ENTITY, IN THIS STATE OR ELSEWHERE, THAT ARRANGES OR PROVIDES MEDICAL, HOSPITAL, AND SURGICAL COVERAGE NOT DESIGNATED TO SUPPLEMENT OTHER PRIVATE OR GOVERNMENTAL PLANS;”

(II)”;

in lines 6, 8, 10, and 12, strike “(II)”, “(III)”, “(IV)”, and “(V)”, respectively, and substitute “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively; strike in their entirety lines 21 through 26, inclusive; and in line 27, strike “(H)” and substitute “(G)”.

#### AMENDMENT NO. 4

On page 3, in line 30, strike “THE” and substitute “(A) SUBJECT TO SUBSECTION (B) OF THIS SECTION, THE”; and strike beginning with “EACH” in line 30 down through “4%.” in line 32 and substitute “ALL BIDDERS, CONTRACTORS, AND SUBCONTRACTORS TO PAY EMPLOYEE HEALTH CARE EXPENSES AS REQUIRED BY THIS SUBTITLE.”

(B) THIS SUBTITLE DOES NOT APPLY TO:

(1) A MINORITY BUSINESS ENTERPRISE, AS DEFINED UNDER TITLE 14, SUBTITLE 3 OF THIS ARTICLE; OR

(2) A SMALL BUSINESS WITH 30 OR FEWER EMPLOYEES.”.

On page 4, strike in their entirety lines 2 through 23, inclusive; and after line 23, insert:

“(A) BY REGULATION, THE DEPARTMENT OF GENERAL SERVICES SHALL ESTABLISH PROCEDURES FOR EACH BIDDER, CONTRACTOR, OR SUBCONTRACTOR

THAT PERFORMS WORK ON A STATE-FUNDED CONSTRUCTION PROJECT TO CERTIFY THAT THE BIDDER, CONTRACTOR, OR SUBCONTRACTOR PAYS EMPLOYEE HEALTH CARE EXPENSES IN ACCORDANCE WITH SUBSECTION (B) OF THIS SECTION.

(B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A BIDDER, CONTRACTOR, OR SUBCONTRACTOR SHALL DEMONSTRATE THE PAYMENT OF EMPLOYEE HEALTH CARE EXPENSES BY SUBMITTING CERTIFICATION OR A VALID CONTRACT TO THE DEPARTMENT OF GENERAL SERVICES EVIDENCING THAT, WITH RESPECT TO THE EMPLOYEES WHO WILL WORK ON OR AT THE SITE OF THE PROJECT:

(I) THE BIDDER, CONTRACTOR, OR SUBCONTRACTOR PAYS AGGREGATE EMPLOYEE HEALTH CARE EXPENSES OF AT LEAST 5% OF THE AGGREGATE SOCIAL SECURITY WAGES PAID BY THE BIDDER, CONTRACTOR, OR SUBCONTRACTOR; OR

(II) THE BIDDER, CONTRACTOR, OR SUBCONTRACTOR PAYS 50% OR MORE OF THE REQUIRED PREMIUM NECESSARY TO OBTAIN COVERAGE BY A CREDIBLE HEALTH CARE INSURANCE PLAN.

(2) BEFORE JULY 1, 2020, A BIDDER, CONTRACTOR, OR SUBCONTRACTOR MAY DEMONSTRATE PAYMENT OF EMPLOYEE HEALTH CARE EXPENSES BY SUBMITTING CERTIFICATION OR A VALID CONTRACT TO THE DEPARTMENT OF GENERAL SERVICES EVIDENCING, WITH RESPECT TO THE EMPLOYEES WHO WILL WORK ON OR AT THE SITE OF THE PROJECT, THAT:

(I) UNDER A CONTRACT WITH A CREDIBLE HEALTH CARE INSURANCE PLAN OR THROUGH A COLLECTIVE BARGAINING AGREEMENT, THE BIDDER, CONTRACTOR, OR SUBCONTRACTOR PAYS SOME PORTION OF EMPLOYEE HEALTH CARE EXPENSES; AND

(II) THE BIDDER, CONTRACTOR, OR SUBCONTRACTOR WILL MEET THE REQUIREMENTS OF PARAGRAPH (1) OF THIS SUBSECTION ON RENEWAL OF THE CONTRACT OR COLLECTIVE BARGAINING AGREEMENT.”.

On pages 4 and 5, strike in their entirety the lines beginning with line 32 on page 4 through line 8 on page 5, inclusive.

On page 5, after line 8, insert:

**“(E) IF A RESPONSIBLE BIDDER THAT IS AWARDED A CONTRACT TO WORK ON A STATE–FUNDED CONSTRUCTION PROJECT FAILS TO SUBMIT RECORDS REQUIRED UNDER THIS SECTION WITHIN A REASONABLE PERIOD OF TIME, THE PROCUREMENT OFFICER MAY VOID THE CONTRACT.”;**

and strike in their entirety lines 9 through 31, inclusive.

AMENDMENT NO. 5

On page 6, after line 8, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The Board of Public Works shall collect the following information for all construction–related, competitive sealed bids for projects for a period of 3 years following the enactment of this Act:

(1) whether the bidding company and any subcontractor provides employee health care coverage or family health care coverage on projects that require a prevailing wage;

(2) for the year preceding the bid, what the percentage of total Social Security wages was, as well as the total amount spent on employee health care;

(3) what percentage of total health insurance coverage costs are paid by the insurance company, versus an employee, what the type and scope of the coverage are, and what the average percentage of the monthly premium paid by the bidder or subcontractor is; and

(4) what the average percentage of monthly premium paid by the bidder’s employee or subcontractor’s employee was, and the average per employee deductible for each health care plan offered.

(b) The Board of Public Works shall direct any relevant agency to include in any request for construction–related, competitive sealed bids the information required under subsection (a) of this section.

(c) On or before August 1, 2020, 2021, and 2022, the Board of Public Works shall report the information collected under this section for the previous fiscal year to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2–1246 of the State Government Article.”;

and in line 9, strike “2.” and substitute “3.”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 505 – Senators Elfreth, Ellis, Lam, Washington, and Young**

AN ACT concerning

**Environmental Violations – Reporting Requirements**

**SB0505/234834/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 505

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “year;” insert “requiring the Department to provide certain technical assistance to certain jurisdictions under certain circumstances;”; in lines 6 and 7, strike “and a certain interactive map”; in line 8, strike the second “a”; in line 9, strike “term” and substitute “terms”; and after line 15, insert:

“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)”.

AMENDMENT NO. 2

On page 2, after line 6, insert:

**“(C) “CRITICAL AREA” HAS THE MEANING STATED IN § 8–1802 OF THE NATURAL RESOURCES ARTICLE.”;**

and in line 7, strike “(C)” and substitute “(D)”.

On page 3, in line 2, strike “CHESAPEAKE BAY”; in lines 2 and 3, strike “AND THE ATLANTIC COASTAL BAYS CRITICAL AREA”; and in line 11, strike “CRITICAL AREA” and substitute “CRITICAL AREA”.

AMENDMENT NO. 3

On page 4, after line 7, insert:

**“(B) ON REQUEST OF A JURISDICTION THAT HAS DELEGATED AUTHORITY UNDER SUBTITLE 1 OF THIS TITLE TO ENFORCE SEDIMENT AND EROSION CONTROL LAWS AND REGULATIONS, THE DEPARTMENT SHALL PROVIDE TECHNICAL ASSISTANCE TO THE JURISDICTION TO MEET THE REPORTING REQUIREMENTS UNDER SUBSECTION (A) OF THIS SECTION.”;**

in lines 8 and 13, strike “(B)” and “(C)”, respectively, and substitute “(C)” and “(D)”, respectively; strike beginning with “ON” in line 8 down through “THE” in line 9 and substitute “THE”; in line 10, after “SECTION” insert “ON ITS WEBSITE”; strike beginning with the semicolon in line 10 down through “VIOLATION” in line 12; and after line 20, insert:

“Article – Natural Resources

8–1802.

(a) (1) In this subtitle the following words have the meanings indicated.

(3) “Atlantic Coastal Bays Critical Area” means the initial planning area identified under § 8–1807 of this subtitle.

(5) “Chesapeake Bay Critical Area” means the initial planning area identified under § 8–1807 of this subtitle.

(7) “Critical Area” means the Chesapeake Bay Critical Area and the Atlantic Coastal Bays Critical Area.”.

The preceding 3 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 729 – Senators Guzzone, Elfreth, Feldman, Lam, Lee, Patterson, Peters, and Zucker**

AN ACT concerning

**Task Force on Forest Conservation in Maryland**

**SB0729/544231/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 729

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Technical Study on Changes in Forest Cover and Tree Canopy in Maryland”; in line 3, after “of” insert “requiring the Harry R. Hughes Center for Agro–Ecology, in consultation with the Department of Natural Resources, the Department of the Environment, the Department of Planning, the Department of Agriculture, and the Chesapeake Bay Program, to conduct a technical study to review changes in forest cover and tree canopy in the State; providing for the scope of the technical study; requiring the Harry R. Hughes Center for Agro–Ecology to submit a report of its findings to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to a technical study to review changes in forest cover and tree canopy in Maryland.”; and strike beginning with “establishing” in line 3 down through “Maryland.” in line 11.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 14 on page 1 through line 5 on page 3, inclusive.

On page 3, after line 5, insert:

“(a) (1) The Harry R. Hughes Center for Agro–Ecology, in consultation with the Department of Natural Resources, the Department of the Environment, the Department of Planning, the Department of Agriculture, and the Chesapeake Bay Program, as appropriate, shall conduct a technical study to review changes in forest cover and tree canopy in the State.

(2) The technical study required under paragraph (1) of this subsection shall, to the extent practicable, include:”;

after line 10, insert:

“(iii) an analysis of the progress toward the State’s commitments to expand urban tree canopy acres and plant riparian forest buffers under the 2014 Chesapeake Bay Agreement;”;

in lines 11 and 22, strike “(iii)” and “(iv)”, respectively, and substitute “(iv)” and “(v)”, respectively; in line 11, after “in” insert “land cover and”; in line 15, after “involving” insert “existing forest conserved,”; in line 17, after “clearing” insert “, planting,”; in line 18, after “areas” insert “and locally designated growth areas”; in line 21, strike “; and” and substitute “, and the zoned density and sewer status of those areas;”; and in line 28, after “programs;” insert:

“(vi) a review of forest mitigation banking in the State, including:

1. capacity and location of active banks;
2. regulation of citing and creation of new banks;
3. geographic limitations on the use of mitigation banks;
4. the relationship between fee-in-lieu rates under the Forest Conservation Act and the market for forest mitigation banks; and



5. whether expanding the use of forest mitigation banks could provide water quality improvements and other beneficial results; and

(vii) a programmatic and funding review of federal, State, and local tree and forest planting programs such as:

1. Marylanders Plant Trees;

2. Lawn to Woodland;

3. Backyard Buffers;

4. Conservation Reserve Enhance Program; and

5. other programs used to further TMDL Watershed Implementation Plans and MS4 permit compliance.

(b) On or before December 1, 2019, the Harry R. Hughes Center for Agro-Ecology shall submit a report of its findings of the technical study required under subsection (a) of this section to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2019. It shall remain effective for a period of 1 year and 1 month 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.”.

On pages 3 and 4, strike in their entirety the lines beginning with line 29 on page 3 through line 12 on page 4, inclusive.

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 922 – Senators Gallion, Bailey, Hershey, and Jennings**

AN ACT concerning

**Agriculture – Milk and Milk–Based Products – Labeling**

**SB0922/214231/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 922

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Agriculture – Milk and Milk–Based Products” and substitute “Public Health – Milk”; strike beginning with “prohibiting” in line 3 down through “term” in line 5 and substitute “prohibiting a person from stating on a label that a product is milk unless it meets a certain definition; requiring the Maryland Department of Health to establish and implement a certain plan to enforce a certain prohibition; altering a certain definition; making this Act subject to a certain contingency; requiring the Maryland Department of Health to track certain legislation and notify the Department of Legislative Services of a certain occurrence within a certain period of time; providing for the effective date of certain provisions of this Act”; in line 6, strike “and milk–based products”; in line 7, strike “adding to” and substitute “repealing and reenacting, without amendments,”; in line 8, strike “Agriculture” and substitute “Health – General”; strike beginning with “10–401” in line 9 down through “Products” in line 10 and substitute “21–401(a)”; in line 12, strike “(2016” and substitute “(2015”; and after line 12, insert:

“BY repealing and reenacting, with amendments,

Article – Health – General

Section 21–401(l) and 21–424

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 12, insert:

“Preamble

WHEREAS, It is necessary to take steps to ensure the continued viability of dairy farming and to assure consumers of an adequate, local supply of pure and wholesome milk; and

WHEREAS, The dairy industry is an essential agricultural activity and dairy farms, and associated suppliers, marketers, and processors, and retailers, are an integral component of the region's economy; and

WHEREAS, The U.S. Food and Drug Administration has not provided consistent guidance to the State Department of Agriculture, dairy farms, associated suppliers, marketers, processors, retailers, and consumers on the application of the established standard of identity of milk as defined in 21 C.F.R. § 131.110; and

WHEREAS, The State of Maryland seeks to be a national leader in the preservation of the dairy industry while balancing the need to maintain commerce; now, therefore,."

On pages 1 and 2, strike in their entirety the lines beginning with line 15 on page 1 through line 2 on page 2, inclusive, and substitute:

"Article – Health – General

21-401.

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

(l) (1) "Milk" means the [milk of a cow, goat, or other hooved mammal] LACTEAL SECRETION, PRACTICALLY FREE OF COLOSTRUM, OBTAINED BY THE COMPLETE MILKING OF ONE OR MORE HEALTHY HOOVED MAMMALS, INCLUDING MEMBERS OF THE ORDER CETARTIODACTYLA, INCLUDING:

(I) FAMILY BOVIDAE, INCLUDING CATTLE, WATER BUFFALO, SHEEP, GOATS, AND YAKS;

(II) FAMILY CERVIDAE, INCLUDING DEER, REINDEER, AND MOOSE; AND

(III) FAMILY EQUIDAE, INCLUDING HORSES AND DONKEYS.

(2) "Grade A milk" means the milk of a cow, goat, or other hooved mammal produced, processed, pasteurized, bottled, packaged, or prepared in accordance with the Grade A Pasteurized Milk Ordinance.

(3) “Manufactured milk” means the milk of a cow, goat, or other hooved mammal which is not Grade A milk and which is produced, processed, pasteurized, bottled, packaged, or prepared in accordance with “Milk for Manufacturing Purposes and Its Production and Processing: Recommended Requirements”.

21–424.

(A) After the milk product has been processed, each milk product shall be labeled with:

(1) The description of that milk product under this subtitle or the rules and regulations adopted under this subtitle; and

(2) Any other information that the Secretary requires by rule or regulation.

(B) A PERSON MAY NOT STATE ON A LABEL THAT THE PRODUCT IS MILK UNLESS IT MEETS THE DEFINITION OF “MILK” ESTABLISHED IN § 21–401 OF THIS SUBTITLE.

(C) THE DEPARTMENT SHALL ESTABLISH AND IMPLEMENT A PLAN TO ENFORCE THE PROHIBITION IN SUBSECTION (B) OF THIS SECTION, INCLUDING NOTICE OF THE DEPARTMENT’S INTENT TO IMPLEMENT A BAN ON ALL PRODUCTS THAT DO NOT MEET THE REQUIREMENTS OF SUBSECTION (B) OF THIS SECTION, INCLUDING PLANT–BASED PRODUCTS MISLABELED AS MILK.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act is contingent on the enacting of a similar act in Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, Virginia, and West Virginia. The Maryland Department of Health shall notify the Department of Legislative Services within 10 days after 11 of these 14 states have enacted an act that is similar to this Act. If notice of enactment is not received by the Department of Legislative Services on or before October 1, 2029, this Act, with no further action required by the General Assembly, shall be null and void.

SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) Section 21-424(b) of the Health – General Article, as enacted by Section 1 of this Act, shall go into effect 6 months after the date on which this Act becomes effective under Section 2 of this Act.

(b) The Maryland Department of Health shall meet the requirements of § 21-424(c) of the Health – General Article, as enacted by Section 1 of this Act, on or before 6 months after the date on which this Act becomes effective under Section 2 of this Act.”.

On page 2, in line 3, strike “2.” and substitute “4.”; and in the same line, after “That” insert “, subject to Sections 2 and 3 of this Act.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 923 – Senator Gallion**

AN ACT concerning

**Harford County – Hunting – Deer Management Permits**

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 Joint Resolution 2 – Senator Elfreth**

A Senate Joint Resolution concerning

**Freedom of the Press Day**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 19**

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

**Senate Bill 41 – Senator McCray**

AN ACT concerning

**Office of Legislative Audits – Audits of the Baltimore Police Department**

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 144 – Senators Augustine, Smith, Elfreth, Kagan, Kelley, Lee, Rosapepe, Waldstreicher, West, Young, and Zucker**

AN ACT concerning

**Victims and Witnesses – U Nonimmigrant Status – Certification of Victim Helpfulness**

**SB0144/478078/1**

BY: Judicial Proceedings Committee

**AMENDMENTS TO SENATE BILL 144**

(First Reading File Bill)

**AMENDMENT NO. 1**

On page 1, in line 5, strike “family member” and substitute “parent, guardian, or next friend”; in line 8, after “victim” insert “or the victim’s parent, guardian, or next friend”; and in line 14, strike “the immigration status of a victim or person requesting the certification” and substitute “information relating to a victim who is seeking or has obtained U Nonimmigrant Status”.

**AMENDMENT NO. 2**

On page 1, in line 15, after “circumstances;” insert “providing that a certifying entity or certifying official is immune from civil or criminal liability for a certain action or failure to act, except under certain circumstances; prohibiting a certain award of attorney’s fees or

costs in a certain action seeking enforcement of this Act, except under certain circumstances;”; and after line 16, insert:

“BY adding to

Article – Courts and Judicial Proceedings

Section 5–643

Annotated Code of Maryland

(2013 Replacement Volume and 2018 Supplement)”.

#### AMENDMENT NO. 3

On page 3, in line 2, strike “§ 101(A)(15)(U)(III)” and substitute “§ **1101(A)(15)(U)(III)**”.

#### AMENDMENT NO. 4

On page 1, after line 24, insert:

“Article – Courts and Judicial Proceedings

#### 5–643.

EXCEPT IN CASES OF WILLFUL OR WANTON MISCONDUCT, A CERTIFYING ENTITY OR CERTIFYING OFFICIAL WHO ACTS OR FAILS TO ACT IN GOOD FAITH IN COMPLIANCE WITH § 11–931 OF THE CRIMINAL PROCEDURE ARTICLE SHALL BE IMMUNE FROM CIVIL OR CRIMINAL LIABILITY THAT MIGHT OTHERWISE OCCUR AS A RESULT OF THE ACT OR FAILURE TO ACT.”

On page 4, after line 19, insert:

“(H) (1) EXCEPT IN CASES OF WILLFUL OR WANTON MISCONDUCT, A CERTIFYING ENTITY OR CERTIFYING OFFICIAL WHO ACTS OR FAILS TO ACT IN GOOD FAITH IN COMPLIANCE WITH THIS SECTION HAS THE IMMUNITY FROM LIABILITY DESCRIBED UNDER § 5–643 OF THE COURTS ARTICLE.

(2) A PERSON WHO BRINGS AN ACTION TO SEEK ENFORCEMENT OF THIS SECTION MAY NOT BE AWARDED ATTORNEY’S FEES OR COSTS UNLESS THE ACTION DEMONSTRATES WILLFUL OR WANTON MISCONDUCT BY A CERTIFYING ENTITY OR CERTIFYING OFFICIAL.”

AMENDMENT NO. 5

On page 2, strike beginning with “ISSUE” in line 21 down through “CERTIFICATIONS” in line 22 and substitute “PROVIDE U NONIMMIGRANT STATUS CERTIFICATIONS”; and in line 24, strike “214.14(A)(2)” and substitute “214.14(A)(3)(I)”.

AMENDMENT NO. 6

On page 3, in line 1, strike “QUALIFYING”; strike beginning with “FEDERAL” in line 2 down through “ACT” in line 3 and substitute “UNITED STATES CODE”; in line 7, strike “FAMILY MEMBER” and substitute “PARENT, GUARDIAN, OR NEXT FRIEND”; in line 10, after “ACTIVITY” insert “AND HAS BEEN HELPFUL TO THE CERTIFYING ENTITY IN THE DETECTION, INVESTIGATION, OR PROSECUTION OF THAT QUALIFYING CRIMINAL ACTIVITY”; in the same line, strike “AND”; strike in their entirety lines 11 through 13, inclusive, and substitute:

“(2) WAS UNDER THE AGE OF 16 YEARS ON THE DATE THAT AN ACT THAT CONSTITUTES AN ELEMENT OF QUALIFYING CRIMINAL ACTIVITY FIRST OCCURRED AND THE VICTIM’S PARENT, GUARDIAN, OR NEXT FRIEND HAS BEEN HELPFUL TO THE CERTIFYING ENTITY IN THE DETECTION, INVESTIGATION, OR PROSECUTION OF THAT QUALIFYING CRIMINAL ACTIVITY; OR

(3) IS INCAPACITATED OR INCOMPETENT AND THE VICTIM’S PARENT, GUARDIAN, OR NEXT FRIEND HAS BEEN HELPFUL TO THE CERTIFYING ENTITY IN THE DETECTION, INVESTIGATION, OR PROSECUTION OF THAT QUALIFYING CRIMINAL ACTIVITY.”;

and in lines 15, 17, and 19, in each instance, after “VICTIM” insert “OR THE VICTIM’S PARENT, GUARDIAN, OR NEXT FRIEND”.

AMENDMENT NO. 7

On page 4, in line 2, after “REMOVAL” insert “, EXCLUSION, OR DEPORTATION”; in line 3, after “PROCEEDINGS” insert “OR SUBJECT TO A FINAL ORDER OF REMOVAL, EXCLUSION, OR DEPORTATION”; in lines 7 and 8, strike “FAMILY MEMBER” and substitute “PARENT, GUARDIAN, OR NEXT FRIEND”; strike beginning with “IF” in line 11 down through “REQUESTED” in line 12 and substitute “ON REFUSAL TO PROVIDE INFORMATION AND ASSISTANCE WHEN REASONABLY REQUESTED OF:



**(1) THE VICTIM; OR**

**(2) THE VICTIM'S PARENT, GUARDIAN, OR NEXT FRIEND IF THE VICTIM WAS UNDER THE AGE OF 16 YEARS ON THE DATE THAT AN ACT THAT CONSTITUTES AN ELEMENT OF QUALIFYING CRIMINAL ACTIVITY FIRST OCCURRED OR IF THE VICTIM IS INCAPACITATED OR INCOMPETENT**;

strike beginning with “THE” in line 13 down through “ONLY” in line 15 and substitute “INFORMATION RELATING TO A VICTIM WHO IS SEEKING OR HAS OBTAINED U NONIMMIGRANT STATUS ONLY”; in line 16, strike “OR LEGAL PROCESS” and substitute “, COURT ORDER, OR A DISCOVERY OBLIGATION IN THE PROSECUTION OF A CRIMINAL OFFENSE”; and strike in their entirety lines 18 and 19 and substitute:

**“(2) AFTER ADULT PETITIONERS FOR U NONIMMIGRANT STATUS OR ADULT U NONIMMIGRANT STATUS HOLDERS HAVE PROVIDED WRITTEN CONSENT FOR THE DISCLOSURE OF SUCH INFORMATION.”**

The preceding 7 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 452 – Senators Carter, Lee, Smith, and Washington**

AN ACT concerning

**Juveniles Charged as Adults – Confidentiality of Photos and Videos**

**SB0452/538174/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 452

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Photos and Videos” and substitute “Records”; strike beginning with “certain” in line 6 down through “juveniles” in line 7 and substitute “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”; and after line 12, insert:

“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)”.

#### AMENDMENT NO. 2

On page 2, after line 8, insert:

“(2) This subsection does not prohibit:

(i) Access to and confidential use of the record by the Department of Juvenile Services or in the investigation and prosecution of the child by any law enforcement agency;

(ii) Access to and confidential use of the record by the Baltimore City Health Department’s Office of Youth Violence Prevention:

1. If the Baltimore City Health Department’s Office of Youth Violence Prevention is providing treatment or care to a child who is the subject of the record, for a purpose relevant to the provision of the treatment or care;

2. If the record concerns a child convicted of a crime or adjudicated delinquent for an act that caused a death or near fatality; or

3. If the record concerns a victim of a crime of violence, as defined in § 14–101 of the Criminal Law Article, who is a child residing in Baltimore City, for the purpose of developing appropriate programs and policies aimed at reducing violence against children in Baltimore City;

(iii) Access to and confidential use of the record by the Baltimore City Mayor's Office on Criminal Justice if the Baltimore City Mayor's Office on Criminal Justice is providing programs and services to a child who is the subject of the record, for a purpose relevant to the provision of the programs and services and the development of a comprehensive treatment plan;

(iv) A law enforcement agency of the State or of a political subdivision of the State, the Department of Juvenile Services, or the criminal justice information system from including in the law enforcement computer information system information about [an]:

**1. AN outstanding juvenile court ordered writ of attachment OR AN OUTSTANDING CRIMINAL COURT ORDERED WRIT OF ATTACHMENT, for the sole purpose of apprehending a child named in the writ;**

**2. AN OUTSTANDING JUDICIALLY ISSUED WARRANT, FOR THE SOLE PURPOSE OF APPREHENDING A CHILD NAMED IN THE WARRANT; or**

**3. A CHILD WHO HAS BEEN REPORTED MISSING; OR**

(v) A law enforcement agency of the State or of a political subdivision of the State, FOR THE PURPOSES OF FACILITATING APPREHENSION OF A CHILD AND ENSURING PUBLIC SAFETY, from releasing to the public photographs and identifying information of a child who [has]:

**1. HAS escaped from a detention center for juveniles [or], a secure residential facility for juveniles, [for the purposes of facilitating apprehension of the child and ensuring public safety] OR A CORRECTIONAL UNIT, AS DEFINED IN § 2-401 OF THE CORRECTIONAL SERVICES ARTICLE;**

**2. IS THE SUBJECT OF A JUDICIALLY ISSUED WARRANT;**

**3. IS SUBJECT TO ARREST FOR A CRIME OR AN ACT THAT WOULD BE A CRIME IF COMMITTED BY AN ADULT; OR**

**4. HAS BEEN REPORTED MISSING.”.**

AMENDMENT NO. 3

On page 3, in line 3, after “(I)” insert “(1)”; and strike beginning with “PHOTOGRAPHS” in line 5 down through “CHILD” in line 7 and substitute “ALL POLICE RECORDS AND COURT RECORDS CONCERNING THE CHILD FROM THE TIME OF THE CHILD’S ARREST UNTIL:

(I) THE TIME FOR THE FILING OF A MOTION TO TRANSFER TO JUVENILE COURT UNDER THE MARYLAND RULES HAS EXPIRED AND NO SUCH MOTION HAS BEEN FILED; OR

(II) A MOTION TO TRANSFER TO JUVENILE COURT HAS BEEN DENIED.

(2) IF A CASE IS TRANSFERRED TO THE JUVENILE COURT UNDER THIS SECTION:

(I) THE PROVISIONS OF § 3-8A-27 OF THE COURTS ARTICLE RELATING TO CONFIDENTIALITY OF RECORDS CONTINUE TO APPLY TO ALL POLICE AND COURT RECORDS CONCERNING THE CHILD; AND

(II) THE CRIMINAL CHARGE IS SUBJECT TO EXPUNGEMENT UNDER § 10-106 OF THIS ARTICLE”.

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 569 – Senator Elfreth**

AN ACT concerning

**Public Safety – Rape Kit Testing Grant Fund – Established**

**SB0569/838676/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 569

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “Department of State Police” and substitute “Executive Director of the Governor’s Office of Crime Control and Prevention”; and in lines 5, 7, and 8, in each instance, strike “Department” and substitute “Executive Director”.

AMENDMENT NO. 2

On page 2, in line 28, strike “**DEPARTMENT OF STATE POLICE**” and substitute “**EXECUTIVE DIRECTOR OF THE GOVERNOR’S OFFICE OF CRIME CONTROL AND PREVENTION**”.

On page 3, in line 18, after “**FOR**” insert “**EQUIPMENT, SUPPLIES, PERSONNEL, AND OUTSOURCING NECESSARY 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 Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 689 – Senators Lee, Elfreth, Hough, Smith, Waldstreicher, and West**

AN ACT concerning

**Criminal Law – Labor Trafficking  
(Anti-Exploitation Act of 2019)**

**SB0689/358674/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 689

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and West” and substitute “West, Zirkin, Carter, Cassilly, Hester, Ready, and Washington”; in line 8, after “coercion;” insert “prohibiting a person from knowingly aiding or conspiring with another to commit a certain violation of this Act;”; in the same line, after “Act;” insert “authorizing a certain State’s Attorney or Attorney General to investigate and prosecute a violation of this Act; providing that the Attorney General has the same powers and duties of a certain State’s Attorney if the Attorney General investigates and prosecutes a violation of this Act;”; and in line 12, strike “and 3–1102” and substitute “through 3–1103”.

AMENDMENT NO. 2

On page 2, in line 6, after “INCLUDES” insert “ACTUAL OR THREATENED”; in line 7, strike “USING OR THREATENING TO USE” and substitute “USE OF”; in line 9, strike “RESTRAINING, ABDUCTING, ISOLATING, OR CONFINING” and substitute “RESTRAINT, ABDUCTION, ISOLATION, OR CONFINEMENT OF”; strike beginning with “THREATENING” in line 11 down through “DIRECTING” in line 13 and substitute “CONTROL OR DIRECTION OF”; in line 15, strike “(5)” and substitute “(4)”; in lines 15 and 16, strike “DESTROYING, CONCEALING, REMOVING, CONFISCATING, WITHHOLDING, OR POSSESSING” and substitute “DESTRUCTION, CONCEALMENT, REMOVAL, CONFISCATION, WITHHOLDING, OR POSSESSION OF”; in line 19, strike “(6)” and substitute “(5)”; in lines 19 and 20, strike “CAUSING OR THREATENING TO CAUSE PSYCHOLOGICAL HARM TO AN INDIVIDUAL” and substitute “INFLICTION OF SERIOUS PSYCHOLOGICAL HARM TO AN INDIVIDUAL”; in line 21, strike “(7)” and substitute “(6)”; in the same line, strike “CONTROLLING OR THREATENING TO CONTROL” and substitute “CONTROL OF”; in line 23, strike “(8)” and substitute “(7)”; in lines 23 and 24, strike “EXPOSING OR DISSEMINATING OR THREATENING TO EXPOSE OR DISSEMINATE” and substitute “EXPOSURE OR DISSEMINATION OF”; in line 26, strike “(9)” and substitute “(8)”; in the same line, strike “THREATENING TO NOTIFY” and substitute “NOTIFICATION TO”; and in line 28, after the semicolon insert “AND”.

On page 3, strike in their entirety lines 1 through 10, inclusive, and substitute:

“(9) EXPLOITATION OF A VULNERABLE ADULT.”;

strike in their entirety lines 23 through 28, inclusive, and substitute:

“(E) “VULNERABLE ADULT” HAS THE MEANING STATED IN § 3-604 OF THIS ARTICLE.”.

On page 4, in line 7, after “(B)” insert “A PERSON MAY NOT AID OR CONSPIRE WITH ANOTHER TO COMMIT A VIOLATION OF SUBSECTION (A) OF THIS SECTION.

(C)”;

and after line 9, insert:

“3-1103.

(A) A STATE’S ATTORNEY OR THE ATTORNEY GENERAL MAY INVESTIGATE AND PROSECUTE A VIOLATION OF THIS SUBTITLE OR A VIOLATION OF ANY CRIME BASED ON THE ACT ESTABLISHING A VIOLATION OF THIS SUBTITLE.

(B) IF THE ATTORNEY GENERAL EXERCISES AUTHORITY UNDER SUBSECTION (A) OF THIS SECTION, THE ATTORNEY GENERAL HAS ALL THE POWERS AND DUTIES OF A STATE’S ATTORNEY TO INVESTIGATE AND PROSECUTE THE VIOLATION.”.

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 736 – Senator Lee**

AN ACT concerning

**Criminal Law – Child Pornography**

**SB0736/808279/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 736

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Lee” and substitute “Senators Lee, Zirkin, Smith, Carter, Cassilly, Hester, Hough, Ready, Waldstreicher, Washington, and West”; strike beginning with “altering” in line 3 down through “pornography;” in line 4; in line 6, after “actual” insert “and identifiable”; in line 7, after “manner;” insert “defining a certain term;”; in line 11, strike “11–101, 11–201, and”; and strike in their entirety lines 14 through 18, inclusive.

AMENDMENT NO. 2

On pages 1 through 5, strike in their entirety the lines beginning with line 22 on page 1 through line 3 on page 5, inclusive.

On page 5, after line 4, insert:

**“(A) (1) IN THIS SECTION, “INDISTINGUISHABLE FROM AN ACTUAL AND IDENTIFIABLE CHILD” MEANS AN ORDINARY PERSON WOULD CONCLUDE THAT THE IMAGE IS OF AN ACTUAL AND IDENTIFIABLE MINOR.**

**(2) “INDISTINGUISHABLE FROM AN ACTUAL AND IDENTIFIABLE CHILD” INCLUDES A COMPUTER–GENERATED IMAGE THAT HAS BEEN CREATED, ADAPTED, OR MODIFIED TO APPEAR AS AN ACTUAL AND IDENTIFIABLE CHILD.**

**(3) “INDISTINGUISHABLE FROM AN ACTUAL AND IDENTIFIABLE CHILD” DOES NOT INCLUDE IMAGES OR ITEMS DEPICTING MINORS THAT ARE:**

**(I) DRAWINGS;**

**(II) CARTOONS;**

**(III) SCULPTURES; OR**

**(IV) PAINTINGS.”;**

in line 7, after “ACTUAL” insert “AND IDENTIFIABLE”; and in lines 5, 12, 18, and 23, strike “(a)”, “(b)”, “(c)”, and “(d)”, respectively, and substitute “(B)”, “(C)”, “(D)”, and “(E)”, 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 Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 774 – Senators Smith, Carter, Hester, Lee, McCray, Nathan–Pulliam, Waldstreicher, and Washington**

AN ACT concerning

**Correctional Services – Restrictive Housing – Reporting by Correctional Units and Requirements Relating to Minors**

**SB0774/188677/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 774

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “housing;” insert “altering a certain reporting requirement; requiring the Governor’s Office of Crime Control and Prevention to submit a certain report to the General Assembly in a certain manner;”; and in line 8, after “conditions” insert “subject to a certain exception”.

AMENDMENT NO. 2

On page 2, strike beginning with “and” in line 13 down through “Article,” in line 14.

On page 3, in line 9, after “WEBSITE” insert “AND, WHEN THE INFORMATION HAS BEEN RECEIVED FROM EVERY CORRECTIONAL UNIT IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION, PROMPTLY SUBMIT THE INFORMATION IN A REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE”; and in line 17, strike “AND” and substitute “OR”.

On page 4, in line 6, strike “MAXIMIZED” and substitute “UNLESS IT WOULD POSE A RISK OF PHYSICAL HARM TO THE MINOR OR ANOTHER,”.

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 853 – Senators Kagan, Augustine, Benson, Eckardt, Edwards, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Kelley, King, Klausmeier, Kramer, Lam, Lee, McCray, Miller, Nathan–Pulliam, Patterson, Peters, Pinsky, Reilly, Rosapepe, Salling, Smith, Waldstreicher, Washington, West, Young, Zirkin, and Zucker**

AN ACT concerning

**Maryland Police Training and Standards Commission – Police Officer  
Certification – Eligibility  
(Freedom to Serve Act)**

**SB0853/178772/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 853

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, strike in their entirety lines 8 through 12, inclusive; and in lines 13, 16, and 19, strike “(C)”, “(D)”, and “(E)”, respectively, and substitute “(B)”, “(C)”, and “(D)”, respectively.

AMENDMENT NO. 2

On page 2, after line 12, insert:

**“(II) SUBJECT TO SUBSECTION (B) OF THIS SECTION, IS A PERMANENT LEGAL RESIDENT OF THE UNITED STATES AND AN HONORABLY DISCHARGED VETERAN OF THE UNITED STATES ARMED FORCES, PROVIDED THAT THE INDIVIDUAL HAS APPLIED TO OBTAIN UNITED STATES CITIZENSHIP AND THE APPLICATION IS STILL PENDING APPROVAL.”;**

and strike beginning with “OR” in line 13 down through “OBTAIN” in line 14.

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 King moved to reconsider the vote by which **Senate Bill 569** 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 569 – Senator Elfreth**

AN ACT concerning

### **Public Safety – Rape Kit Testing Grant Fund – Established**

STATUS OF BILL: BILL ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

**SB0569/433229/1**

BY: Senator King

### AMENDMENT TO SENATE BILL 569

(First Reading File Bill)

On page 1, in the sponsor line, strike “Senator Elfreth” and substitute “Senators Elfreth, King, Ferguson, Eckardt, Edwards, Guzzone, Griffith, McCray, Peters, Rosapepe, Salling, Serafini, and Zucker”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 209 – Senators Zirkin, Hester, Lee, Ready, Smith, Waldstreicher, Washington, and West**

AN ACT concerning

**Protective Orders – Relief Eligibility – Rape and Sexual Offenses**

**SB0209/328179/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 209

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Protective” and substitute “Peace”; in the same line, after “Eligibility” insert “and Duration”; strike beginning with “removing” in line 3 down through “protective orders” in line 9 and substitute “authorizing a commissioner under certain circumstances to issue an interim peace order to protect a petitioner seeking relief if the underlying act for the petition is rape or a certain sexual offense; authorizing a judge under certain circumstances to issue a temporary peace order or a final peace order to protect a petitioner seeking relief if the underlying act for the petition is rape or a certain sexual offense; increasing the maximum length of effectiveness of a final peace order if the underlying act is rape or a certain sexual offense; and generally relating to peace orders and rape and sexual offenses”; and strike in their entirety lines 10 through 24, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 3–1503.1(b), 3–1504(a), and 3–1505(c) and (f)

Annotated Code of Maryland

(2013 Replacement Volume and 2018 Supplement)”.

AMENDMENT NO. 2

On pages 2 through 4, strike in their entirety the lines beginning with line 1 on page 2 through line 26 on page 4, inclusive, and substitute:

“Article – Courts and Judicial Proceedings

3-1503.1.

(b) (1) [If] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, IF a petition is filed with a commissioner and the commissioner finds that there are reasonable grounds to believe that the respondent has committed, and is likely to commit in the future, an act specified in § 3-1503(a) of this subtitle against the petitioner, the commissioner may issue an interim peace order to protect the petitioner.

**(2) IF A PETITION IS FILED WITH A COMMISSIONER AND THE COMMISSIONER FINDS THAT THERE ARE REASONABLE GROUNDS TO BELIEVE THAT THE RESPONDENT HAS COMMITTED RAPE OR A SEXUAL OFFENSE UNDER § 3-303, § 3-304, § 3-307, OR § 3-308 OF THE CRIMINAL LAW ARTICLE OR ATTEMPTED RAPE OR SEXUAL OFFENSE IN ANY DEGREE AGAINST THE PETITIONER, THE COMMISSIONER MAY ISSUE AN INTERIM PEACE ORDER TO PROTECT THE PETITIONER.**

3-1504.

(a) (1) **(I) [If] SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, IF** after a hearing on a petition, whether ex parte or otherwise, a judge finds that there are reasonable grounds to believe that the respondent has committed, and is likely to commit in the future, an act specified in § 3-1503(a) of this subtitle against the petitioner, the judge may issue a temporary peace order to protect the petitioner.

**(II) IF A PETITION IS FILED WITH A JUDGE AND THE JUDGE FINDS THAT THERE ARE REASONABLE GROUNDS TO BELIEVE THAT THE RESPONDENT HAS COMMITTED RAPE OR A SEXUAL OFFENSE UNDER § 3-303, § 3-304, § 3-307, OR § 3-308 OF THE CRIMINAL LAW ARTICLE OR ATTEMPTED RAPE OR SEXUAL OFFENSE IN ANY DEGREE AGAINST THE PETITIONER, THE JUDGE MAY ISSUE A TEMPORARY PEACE ORDER TO PROTECT THE PETITIONER.**

(2) The temporary peace order may include any or all of the following relief:

(i) Order the respondent to refrain from committing or threatening to commit an act specified in § 3-1503(a) of this subtitle against the petitioner;

(ii) Order the respondent to refrain from contacting, attempting to contact, or harassing the petitioner;

(iii) Order the respondent to refrain from entering the residence of the petitioner; and

(iv) Order the respondent to remain away from the place of employment, school, or temporary residence of the petitioner.

(3) If the judge issues an order under this section, the order shall contain only the relief that is minimally necessary to protect the petitioner.

3–1505.

(c) (1) If the respondent appears for the final peace order hearing, has been served with an interim peace order or a temporary peace order, or the court otherwise has personal jurisdiction over the respondent, the judge:

(i) May proceed with the final peace order hearing; and

(ii) **1. [If] SUBJECT TO ITEM 2 OF THIS ITEM, IF the judge finds by a preponderance of the evidence that the respondent has committed, and is likely to commit in the future, an act specified in § 3–1503(a) of this subtitle against the petitioner, or if the respondent consents to the entry of a peace order, the court may issue a final peace order to protect the petitioner[.]; AND**

**2. IF A PETITION IS FILED WITH A JUDGE AND THE JUDGE FINDS THAT THERE ARE REASONABLE GROUNDS TO BELIEVE THAT THE RESPONDENT HAS COMMITTED RAPE OR A SEXUAL OFFENSE UNDER § 3–303, § 3–304, § 3–307, OR § 3–308 OF THE CRIMINAL LAW ARTICLE OR ATTEMPTED RAPE OR SEXUAL OFFENSE IN ANY DEGREE AGAINST THE PETITIONER, MAY ISSUE A FINAL PEACE ORDER TO PROTECT THE PETITIONER.**

(2) A final peace order may be issued only to an individual who has filed a petition under § 3–1503 of this subtitle.

(3) In cases where both parties file a petition under § 3–1503 of this subtitle, the judge may issue mutual peace orders if the judge finds by a preponderance of

the evidence that each party has committed, and is likely to commit in the future, an act specified in § 3-1503(a) of this subtitle against the other party.

(f) (1) [All] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, ALL relief granted in a final peace order shall be effective for the period stated in the order, not to exceed 6 months.

(2) IF THE UNDERLYING ACT FOR A FINAL PEACE ORDER IS RAPE OR A SEXUAL OFFENSE UNDER § 3-303, § 3-304, § 3-307, OR § 3-308 OF THE CRIMINAL LAW ARTICLE OR ATTEMPTED RAPE OR SEXUAL OFFENSE IN ANY DEGREE, RELIEF GRANTED IN A FINAL PEACE ORDER SHALL BE EFFECTIVE FOR THE PERIOD STATED IN THE ORDER, NOT TO EXCEED 1 YEAR.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

**Senate Bill 592 – Senator Serafini**

AN ACT concerning

**Washington County – Gross Maximum Vehicle Weight – Warfordsburg Road**

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 678 – Senators Jennings, Beidle, Benson, Cassilly, Eckardt, Edwards, Elfreth, Feldman, Griffith, Guzzone, Hayes, Hershey, Kelley, Kramer, Lam, Lee, McCray, Patterson, Peters, Pinsky, Ready, Reilly, Salling, Serafini, Smith, Waldstreicher, West, and Zirkin**

AN ACT concerning

**State Government – Notarial Acts and Notaries Public**

**SB0678/658472/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 678

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “acts;” insert “providing that a certain notice and hearing opportunity is not required to be given to certain applicants regarding a certain matter;”; in line 14, after “travel;” insert “altering the authority of the Secretary of State to set by regulation certain fees; authorizing the Secretary of State to publish certain information;”; in line 25, after “performed” insert “except under certain circumstances”; in lines 27 and 28, strike “and stamping device are” and substitute “is a”; in line 28, strike “seals” and substitute “seal”; and in the same line, after “law;” insert “providing that a notary public’s stamping device is a public seal;”.

On page 2, in line 14, after “title;” insert “altering the circumstances under which a certain notary public may serve as a certain witness;”; in line 20, after “date;” insert “providing for a delayed effective date;”; and after line 20, insert:

“BY repealing and reenacting, with amendments,

Article – Estates and Trusts

Section 17–110(b)

Annotated Code of Maryland

(2017 Replacement Volume and 2018 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 41, insert:

“Article – Estates and Trusts

17–110.

(b) The notary public before whom the principal acknowledges the power of attorney may also serve as one of the two or more adult witnesses UNLESS THE NOTARY PUBLIC IS USING COMMUNICATION TECHNOLOGY UNDER § 18–214 OF THE STATE GOVERNMENT ARTICLE TO PERFORM THE NOTARIAL ACT FOR A REMOTELY LOCATED PRINCIPAL.”.



On page 11, in line 30, strike “OF” and substitute “OR”.

On page 18, in line 23, strike “A” and substitute “EXCEPT FOR A NOTARIAL ACT BEING PERFORMED WITH RESPECT TO A WILL, AS DEFINED IN § 1-101 OF THE ESTATES AND TRUSTS ARTICLE, OR A TRUST INSTRUMENT, AS DEFINED IN § 14.5-103 OF THE ESTATES AND TRUSTS ARTICLE, A”.

AMENDMENT NO. 3

On page 3, in line 4, strike “TO” and substitute “SUBJECT TO § 18-104 OF THIS SUBTITLE, TO”.

On page 5, in line 3, strike “After” and substitute “SUBJECT TO SUBSECTION (C) OF THIS SECTION, AFTER”; in line 10, strike “The” and substitute “SUBJECT TO SUBSECTION (C) OF THIS SECTION, THE”; and after line 13, insert:

“(C) NOTICE AND THE OPPORTUNITY FOR A HEARING UNDER SUBSECTIONS (A) AND (B) OF THIS SECTION ARE NOT REQUIRED TO BE GIVEN TO AN APPLICANT FOR AN INITIAL COMMISSION AS A NOTARY PUBLIC REGARDING THE DENIAL OF THE COMMISSION.”;

and in lines 14, 16, and 22, strike “(c)”, “(d)”, and “(E)”, respectively, and substitute “(D)”, “(E)”, and “(F)”, respectively.

On page 7, in line 22, after “(b)” insert “(1)”; in the same line, strike “A” and substitute “SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A”; in line 24, strike “, or a higher amount set by regulation of the Secretary of State,”; and after line 26, insert:

“(2) (I) THE SECRETARY OF STATE MAY SET BY REGULATION A DIFFERENT AMOUNT THAT A NOTARY PUBLIC MAY CHARGE UNDER PARAGRAPH (1) OF THIS SUBSECTION.

“(II) AN AMOUNT SET UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY EXCEED THE AMOUNT ESTABLISHED UNDER PARAGRAPH (1) OF THIS SUBSECTION.”.

On page 8, in line 7, after “(a)” insert “(1)”; and after line 9, insert:

“(2) (I) THE SECRETARY OF STATE MAY PUBLISH INFORMATION RELATING TO THE STATUS OF THE COMMISSION OF A NOTARY PUBLIC OR FORMER NOTARY PUBLIC, INCLUDING THE DATE OF COMMENCEMENT AND EXPIRATION OF ANY SUSPENSION, NONRENEWAL, OR REVOCATION OF THE COMMISSION.

(II) THE DISCLOSURE OF INFORMATION UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH IS DEEMED COMPLIANT WITH § 4-332(B)(4) OF THE GENERAL PROVISIONS ARTICLE.”.

On page 11, in line 23, strike “2019” and substitute “2020”.

On page 15, in line 2, after “MAY” insert “APPEAR BEFORE THE NOTARIAL OFFICER AND”; in the same line, strike “AN” and substitute “ANOTHER”; in the same line, after “OFFICER” insert “WHO IS CONCURRENTLY APPEARING WITH THE INDIVIDUAL BEFORE THE NOTARIAL OFFICER”.

On page 19, in line 16, after “BEHALF” insert “AND AT THE DIRECTION”.

On page 20, after line 20, insert:

“(2) A GUARDIAN, A CONSERVATOR, OR AN AGENT OF A NOTARY PUBLIC OR PERSONAL REPRESENTATIVE OF A DECEASED NOTARY PUBLIC WHO ASSUMES AUTHORITY OVER AUDIO-VISUAL RECORDINGS CREATED UNDER SUBSECTION (A)(3) OF THIS SECTION SHALL:

(I) NOTIFY THE SECRETARY OF STATE WITHIN 30 DAYS AFTER ASSUMING AUTHORITY; AND

(II) COMPLY WITH ALL REQUIREMENTS IN THIS SUBTITLE REGARDING THE MAINTENANCE AND STORAGE OF THE AUDIO-VISUAL RECORDINGS.”;

and in line 21, strike “(2)” and substitute “(3)”.

On page 21, in line 26, strike “SECRETARY OF STATE” and substitute “CLERK OF THE CIRCUIT COURT FOR THE COUNTY IN WHICH THE NOTARY PUBLIC RESIDES OR WAS QUALIFIED”.

On page 25, in line 15, after “**JURISDICTION,**” insert “AND”; in lines 15 and 16, strike “, **AND COUNTY OF RESIDENCE; AND**” and substitute a semicolon; after line 16, insert:

**“(II) THE COUNTY IN WHICH THE NOTARY PUBLIC RESIDES OR WAS QUALIFIED; AND”**;

in line 17, strike “**(II)**” and substitute “**(III)**”; and in lines 25 and 26, strike “**FOR PURPOSES OF § 8-607 OF THE CRIMINAL LAW ARTICLE**”.

On page 28, in line 9, after “**MAY**” insert “:

**(1)**”;

in lines 10 and 15, in each instance, strike “**THE SECRETARY OF STATE OR**”; in line 11, after “**STATE**” insert “;OR”

**(2) STORE THE JOURNAL IN ANY OTHER MANNER AS APPROVED BY THE SECRETARY OF STATE IN REGULATIONS**”;

in line 15, after “**SHALL**” insert “:

**(1)**”;

and in line 16, after “**STATE**” insert “;OR”

**(2) STORE THE JOURNAL IN ANY OTHER MANNER AS REQUIRED OR APPROVED BY THE SECRETARY OF STATE IN REGULATIONS**”.

On page 37, in line 12, strike “2019” and substitute “2020”.

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 697 – Senators Smith, Kagan, Carter, Guzzone, Lee, Waldstreicher,  
Washington, and Zucker

AN ACT concerning

Family Law – Parentage and Adoption

**SB0697/828074/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 697

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “presumed;” insert “providing that a child conceived by means of assisted reproduction after the death of the mother’s spouse and using the genetic material of the mother’s spouse is the legitimate child of both spouses under certain circumstances;”; and in line 13, after “parentage;” insert “specifying that the property of an illegitimate person passes in accordance with certain rules except under certain circumstances;”.

On page 2, in line 23, after “1–206” insert “1–208;”; and in the same line, strike “1–208” and substitute “3–108”.

AMENDMENT NO. 2

On page 4, after line 1, insert:

**“(3) A CHILD CONCEIVED BY MEANS OF ASSISTED REPRODUCTION AFTER THE DEATH OF THE MOTHER’S SPOUSE AND USING THE GENETIC MATERIAL OF THE MOTHER’S SPOUSE IS THE LEGITIMATE CHILD OF BOTH SPOUSES IF THE CHILD QUALIFIES AS A CHILD OF THE MOTHER’S SPOUSE UNDER § 1–205(A)(2) OF THIS SUBTITLE.”;**

in lines 6 and 7, strike “AN INDIVIDUAL” and substitute “**THE PARENT**”; in lines 8 and 12, in each instance, strike “INDIVIDUAL” and substitute “**PARENT**”; and in line 14, after “CHILD” insert “**, SUBJECT TO THE CONDITIONS UNDER § 1–205(A)(2) OF THIS SUBTITLE IF THE CHILD IS CONCEIVED AFTER THE DEATH OF THE PARENT**”.

On page 5, after line 24, insert:

“3-108.

Property of an illegitimate person passes in accordance with the usual rules of intestate succession, except that the father or his relations can inherit only if the person is treated as the child of the father pursuant to § 1-205(A)(2) OR § 1-208 of this article.”.

On page 6, in line 15, after “INVESTIGATOR” insert “OR”; in the same line, strike the first comma; in the same line, strike “, OR LOCAL DEPARTMENT”; in line 18, after “order” insert “A COURT INVESTIGATOR OR”; and in line 19, strike “OR LOCAL DEPARTMENT”.

On page 8, strike line 13 in its entirety; in line 18, after “SUBTITLE” insert “; AND

**(3) THE ADOPTION IS IN THE BEST INTEREST OF THE CHILD**”;

in line 23, strike “§ 1-206(B)” and substitute “§ 1-206”; in the same line, strike “§ 1-208(B)(2)” and substitute “§ 1-208”; and after line 24, insert:

**“(3) UNLESS A PROSPECTIVE ADOPTEE’S LIVING PARENT CONSENTS TO THE TERMINATION OF THE PARENT’S PARENTAL DUTIES, OBLIGATIONS, OR RIGHTS, AN ORDER FOR ADOPTION GRANTED UNDER THIS SECTION DOES NOT TERMINATE THE PARENTAL DUTIES, OBLIGATIONS, OR RIGHTS.”.**

On page 9, in line 25, after “CHILD” insert “UNLESS PARENTAGE IS OTHERWISE ESTABLISHED”.

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 821 – Senators Washington, Benson, Carter, Hayes, Lee, Nathan-Pulliam, West, and Young**

AN ACT concerning

**Correctional Services – Prerelease Unit**

**SB0821/118879/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 821

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Young” and substitute “Young, Zirkin, Smith, Cassilly, Hester, Hough, Ready, and Waldstreicher”; in line 2, strike “Unit” and substitute “Study and Report”; strike beginning with “defining” in line 3 down through “Correction;” in line 4 and substitute “requiring the Commissioner of Correction to conduct a certain study and make a certain report on or before a certain date;”; and strike in their entirety lines 5 through 14, inclusive.

AMENDMENT NO. 2

On pages 1 and 2, strike beginning with “the” in line 16 on page 1 down through “society” in line 20 on page 2 and substitute “the Commissioner of Correction shall:”

(1) conduct a study on gender-based equity in prerelease programming and facilities in Maryland that examines:

(i) existing State and local prerelease programming and facilities in Maryland that are available to men and women;

(ii) the components of each prerelease program in Maryland;

(iii) the staffing of each prerelease program in Maryland, including the number of professional and nonprofessional consultants and the proportion of these staff members solely detailed to prerelease programs;

(iv) the number of persons currently classified as prerelease by age, sex, race, and ethnicity in each program;

(v) the types of training and employment offered at each prerelease program and the fees, if any, related to participation;

(vi) the housing type arrangements for each prerelease program;

(vii) the type of facilities associated with each prerelease program;

(viii) the process for receiving a prerelease classification;

(ix) the process for determining access to each prerelease program and placement into the program; and

(x) a comparison of the prerelease programs and facilities available in the State to men and women; and

(2) on or before January 1, 2020, report to the Governor and the General Assembly, in accordance with § 2-1246 of the State Government Article, on the results of the study”;

and in line 22, 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 854 – Senator Zirkin**

AN ACT concerning

**Workers’ Compensation – Medical Cannabis – Compensation and Benefits**

**SB0854/688671/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 854

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike the second “or” and substitute “of a certifying provider or the”.

AMENDMENT NO. 2

On page 2, in line 17, strike “OR” and substitute “OF A CERTIFYING PROVIDER OR THE”.

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. 31**

**Senate Bill 128 – Senators Pinsky and King**

AN ACT concerning

**County Boards of Education – School Year – Start and End Dates**

STATUS OF BILL: QUESTION IS: “SHALL THE SENATE CONCUR IN THE HOUSE AMENDMENTS?”

Senator Pinsky moved that the Senate concur in the House amendments.

**SB0128/835666/2**

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 128

(Third Reading File Bill)

On page 1, at the top of the page, insert “EMERGENCY BILL”; strike line 2 in its entirety and substitute “Community Control of School Calendars Act”; strike beginning with “repealing” in line 3 down through “education” in line 8 and substitute “requiring county boards of education to annually set school year dates; removing a provision relating to extending the school year beyond June 15; requiring that a statement be mailed to voters under certain circumstances; making this Act an emergency measure; and generally relating to the school year”; in line 11, strike “7–103” and substitute “7–103(b)(1)(i)”; and after line 13, insert:



“BY repealing

Article – Education

Section 7–103(b)(3)

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)

BY adding to

Article – Education

Section 7–103(g)

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)

BY renumbering

Article – Education

Section 7–103(b)(4) and (5), respectively

to be Section 7–103(b)(3) and (4), respectively

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)”.

On pages 1 through 4, strike in their entirety the lines beginning with line 18 on page 1 through line 23 on page 4, and substitute:

“(b) (1) If a county board submits a written application to the State Board that describes a demonstrated effort by the county board to comply with subsection (a) of this section, the State Board may permit:

(i) The following adjustments:

1. An increase in the length of the school year [for more school days than the number of days extended by a county board under paragraph (3) of this subsection]; or

2. A decrease in the length of the school year;

[(3) A county board may extend the length of the school year for up to 5 school days beyond June 15 without approval from the State Board.]

(G) NOTWITHSTANDING ANY OTHER LAW AND SUBJECT ONLY TO THIS SECTION, EACH COUNTY BOARD ANNUALLY SHALL SET THE START AND END DATES OF THE SCHOOL YEAR FOR SCHOOLS IN THE COUNTY.

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 7–103(b)(4) and (5), respectively, of Article – Education of the Annotated Code of Maryland be renumbered to be Section(s) 7–103(b)(3) and (4), respectively.

SECTION 3. AND BE IT FURTHER ENACTED, That if this Act is submitted to the qualified voters of the State at the next general election to be held in November 2020 for their approval or rejection in accordance with Article XVI of the Maryland Constitution, the following statement shall appear in the specimen ballots that are mailed to registered voters before the election under § 7–105 of the Election Law Article:

“This Act would allow a county board of education to set the start date and end date of the school calendar for the public schools in that county. Public schools must be open for at least 180 days and 1,080 school hours at elementary and middle schools and 1,170 hours at high schools during a 10–month period. A county board may apply to the State Board of Education for a waiver from these requirements if normal school attendance is prevented because of natural disaster, civil disaster, or severe weather conditions.

This Act would return to a county board the sole authority to set the start and end dates of the school calendar year. A county board would still be required to meet other requirements, such as the minimum number of days and hours, when setting the school calendar.”.

SECTION 4. 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.”.

The preceding amendment was read and concurred in by roll call vote as follows:

Affirmative – 31    Negative – 15    (See Roll Call No. 602)

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 31    Negative – 15    (See Roll Call No. 603)

**FINANCE COMMITTEE REPORT NO. 23**

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

**Senate Bill 33 – Senator McCray**

AN ACT concerning

**Baltimore City – Home Inspectors – Residential Rental Inspections**

**SB0033/967976/1**

BY: Finance Committee

AMENDMENT TO SENATE BILL 33

(First Reading File Bill)

On page 2, in line 27, after “CONSULTANT” insert “, **PEST CONTROL APPLICATOR, OR PUBLIC AGENCY APPLICATOR**”.

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 51 – Chair, Finance Committee (By Request – Departmental – Planning)**

AN ACT concerning

**Maryland Heritage Areas Authority – Target Investment Zones – Repeal**

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 62 – Chair, Finance Committee (By Request – Departmental – Uninsured Employers’ Fund)**

AN ACT concerning

**Uninsured Employers’ Fund – Suspension and Resumption of Assessments – Repeal**

**SB0062/607070/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 62

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Fund –” insert “Solvency and”; in line 3, strike “Repeal” and substitute “Study”; strike beginning with “repealing” in line 4 down through the second “to” in line 12 and substitute “requiring the Executive Director of the Uninsured Employers’ Fund to report to certain committees of the General Assembly on or before a certain date; and generally relating to”; strike in their entirety lines 14 through 23, inclusive; and in line 25, strike “the Laws of Maryland read as follows”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 1 through 23, inclusive, and substitute:

“(a) On or before October 1, 2019, the Executive Director of the Uninsured Employers’ Fund shall report to the Senate Finance Committee, the House Economic Matters Committee, and the Joint Committee on Workers’ Compensation Benefit and Insurance Oversight, in accordance with § 2–1246 of the State Government Article, on:

(1) the solvency of the Uninsured Employers’ Fund, including the Fund’s solvency during the period from October 1, 2009, through September 30, 2019, both inclusive; and

(2) whether the General Assembly should increase or provide authority to increase the assessment required under § 9–1007 of the Labor and Employment Article.

(b) The report required under subsection (a) of this section shall include:

(1) a discussion and analysis of claims made against the Uninsured Employers' Fund and payments made from the Fund, including types of claims and amounts paid, from October 1, 2009, through September 30, 2019, both inclusive; and

(2) a discussion and analysis of the Uninsured Employers' Fund's prospective liabilities, including Bethlehem Steel Corporation hearing loss claims."

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 67 – Chair, Finance Committee (By Request – Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Financial Institutions – Examination and Investigation of Licensed Persons – Disclosure of Information**

**SB0067/327272/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 67

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Examination and Investigation of Licensed Persons –”; in line 3, after “Information” insert “From Investigations”; strike beginning with “prohibiting” in line 4 down through “businesses” in line 9 and substitute “authorizing the denial of certain records of an investigation”; strike beginning with “information” in line 9 down through “persons” in line 11 and substitute “records of an investigation by the Commissioner of Financial Regulation”; and in line 14, strike “2-117(a) and (c)” and substitute “2-114(a)”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 20 on page 1 through line 11 on page 2, inclusive, and substitute:

“2-114.

(a) The Commissioner may:

(1) Make public or private investigations as the Commissioner considers necessary to:

(i) Determine whether a person has violated a provision of law, regulation, rule, or order over which the Commissioner has jurisdiction; or

(ii) Aid in the enforcement of a law or in the prescribing of regulations, rules, and orders over which the Commissioner has jurisdiction;

(2) Require or permit a person to file a statement in writing, under oath or otherwise as the Commissioner determines, as to all the facts and circumstances concerning the matter to be investigated; and

(3) Subject to the provisions of Title 4 of the General Provisions Article[, publish]:

**(I) DENY RECORDS OF AN INVESTIGATION; OR**

**(II) PUBLISH information concerning a violation of a law, regulation, rule, or order over which the Commissioner has jurisdiction.”.**

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

AN ACT concerning

## Clean Energy Jobs

SB0516/147070/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 516

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “used” insert “to provide grants”; in line 14, strike “program” and substitute “programs”; in the same line, after “requirements;” insert “establishing certain requirements and goals for certain supported programs; establishing certain funding requirements for certain apprenticeship programs;”; and in line 25, after “years;” insert “altering and extending the minimum required percentage of energy that must be derived from a Tier 2 renewable source in the State’s renewable energy portfolio standard in certain years; extending the eligibility of a certain Tier 2 renewable source for inclusion in meeting the State’s renewable energy portfolio standard;”.

On page 2, in line 1, after “dollars;” insert “requiring an applicant for a certain offshore wind project to sign a certain memorandum of understanding as a condition of the Commission’s approval of the project;”; in line 8, after “years;” insert “altering the percentage of certain costs an electricity supplier must incur in order to request the Commission to delay certain obligations;”; in line 13, after “before” insert “a”; in the same line, strike “dates” and substitute “date”; in line 15, after “purposes;” insert “providing for certain investments from the Fund for certain jobs training programs from a certain source; providing that certain funding should be directed to certain businesses that support jobs with certain characteristics;”; and strike beginning with “removing” in line 19 down through “date;” in line 20.

On page 3, in line 13, after “(h)” insert “and 7-705(c) and (d)”; in line 18, strike “7-704(a)(2)” and substitute “7-704(a)(4)”; in line 19, after “(b)” insert “and (e)”; in line 29, strike “and (d)”; and in line 34, after “Section” insert “9-20B-01(d) and”.

On page 4, in line 5, after “9-20B-05(f-1)” insert “, (f-2), and (f-3).”.

AMENDMENT NO. 2

On page 6, in line 23, after “TO” insert “PROVIDE GRANTS TO”; in the same line, strike “A”; in line 24, strike “PROGRAM” and substitute “PROGRAMS”; in the same line, strike “PROVIDES” and substitute “PROVIDE:”.

**(I)**”;

in line 25, strike “IN ACCORDANCE WITH THIS SUBSECTION” and substitute “;

**(II) YOUTH APPRENTICESHIP JOBS TRAINING; AND**

**(III) REGISTERED APPRENTICESHIP JOBS TRAINING”;**

in line 26, strike “THE PROGRAM” and substitute “**A PRE-APPRENTICESHIP JOBS TRAINING PROGRAM**”; and in line 29, strike the second “AND”.

On page 7, in line 1, after “CURRICULUM” insert “**BASED ON NATIONAL BEST PRACTICES**”; in the same line, strike “PREPARES” and substitute “**PREPARE**”; in line 3, after “STATE-REGISTERED” insert “**OR U.S. DEPARTMENT OF LABOR-REGISTERED**”; in line 7, after “INDIVIDUALS” insert “, **INCLUDING:**

**A. RECRUITMENT STRATEGIES TO BRING THESE INDIVIDUALS INTO THE PRE-APPRENTICESHIP JOBS TRAINING PROGRAM;**

**B. EDUCATIONAL AND PRE-VOCATIONAL SERVICES TO PREPARE PROGRAM PARTICIPANTS TO MEET THE ENTRY REQUIREMENTS OF ONE OR MORE REGISTERED APPRENTICESHIP PROGRAMS;**

**C. ACCESS TO APPROPRIATE SUPPORT SERVICES TO ENABLE PROGRAM PARTICIPANTS TO MAINTAIN PARTICIPATION IN THE PROGRAM;**  
**AND**

**D. MECHANISMS TO ASSIST PROGRAM PARTICIPANTS IN IDENTIFYING AND APPLYING TO REGISTERED APPRENTICESHIP PROGRAMS”;**

in line 9, after “IMPROVEMENT” insert “; **AND**

**(III) HAVE A DOCUMENTED PARTNERSHIP WITH AT LEAST ONE REGISTERED APPRENTICESHIP PROGRAM DESCRIBED IN ITEM (II)2 OF THIS PARAGRAPH”;**



in line 10, after “JOBS” insert “FOR A PRE-APPRENTICESHIP JOBS TRAINING PROGRAM”; and after line 16, insert:

**“(4) (I) THIS PARAGRAPH APPLIES TO YOUTH APPRENTICESHIP JOBS TRAINING PROGRAMS AND REGISTERED APPRENTICESHIP JOBS TRAINING PROGRAMS SUPPORTED BY THE ACCOUNT UNDER THIS SUBSECTION.**

**(II) AN APPRENTICESHIP SPONSOR SHALL RECEIVE AS A GRANT FROM THE ACCOUNT:**

**1. UP TO \$150,000 FOR A PROGRAM PROPOSAL AND PLANNING EXPENSES; AND**

**2. \$3,000 FOR EACH SUCCESSFULLY COMPLETED APPRENTICESHIP.**

**(III) THE YOUTH APPRENTICESHIP JOBS TRAINING PROGRAMS AND THE REGISTERED APPRENTICESHIP JOBS TRAINING PROGRAMS MUST PREPARE WORKERS FOR CAREERS IN THE SOLAR AND WIND SECTORS OF THE CLEAN ENERGY INDUSTRY.**

**(D) A GRANT FROM THE ACCOUNT MAY BE MADE ONLY TO A PROGRAM THAT AGREES TO INITIATE A PROJECT LABOR AGREEMENT.**

**(E) A PROGRAM THAT RECEIVES A GRANT FROM THE ACCOUNT SHALL MEET THE REQUIREMENTS OF THE STATE PREVAILING WAGE LAW UNDER TITLE 17, SUBTITLE 2 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.”.**

On page 10, after line 1, insert:

**“(r) “Tier 1 renewable source” means one or more of the following types of energy sources:**

**(1) solar energy, including energy from photovoltaic technologies and solar water heating systems;**

**(2) wind;**

- (3) qualifying biomass;
- (4) methane from the anaerobic decomposition of organic materials in a landfill or wastewater treatment plant;
- (5) geothermal, including energy generated through geothermal exchange from or thermal energy avoided by, groundwater or a shallow ground source;
- (6) ocean, including energy from waves, tides, currents, and thermal differences;
- (7) a fuel cell that produces electricity from a Tier 1 renewable source under item (3) or (4) of this subsection;
- (8) a small hydroelectric power plant of less than [30] 60 megawatts in capacity that is licensed or exempt from licensing by the Federal Energy Regulatory Commission;
- (9) poultry litter-to-energy;
- (10) waste-to-energy;
- (11) refuse-derived fuel; and
- (12) thermal energy from a thermal biomass system.”.

On page 12, in line 20, strike the first comma and substitute “:

**(I)**”;

in lines 21 and 22, strike “(i)” and “(ii)”, respectively, and substitute “**1.**” and “**2.**”, respectively; in line 23, in each instance, strike the bracket; after line 23, insert:

**“(II) 2.5% FROM TIER 2 RENEWABLE SOURCES;”**;

in line 24, strike the first comma and substitute “:

**(I)**;

and in lines 26 and 27, strike “(i)” and “(ii)”, respectively, and substitute “**1.**” and “**2.**”, respectively.

On page 13, in line 1, after the semicolon insert “**AND**”

**(II) 2.5% FROM TIER 2 RENEWABLE SOURCES;**

On page 14, after line 30, insert:

**“7-704.**

**(a) (4) Energy from a Tier 2 renewable source under § 7-701(s) of this subtitle is eligible for inclusion in meeting the renewable energy portfolio standard through [2018] 2020 if it is generated at a system or facility that existed and was operational as of January 1, 2004, even if the facility or system was not capable of generating electricity on that date.”.**

On page 19, after line 24, insert:

**“(5) AS A CONDITION OF THE COMMISSION’S APPROVAL OF THE OFFSHORE WIND PROJECT, THE APPLICANT SHALL SIGN A MEMORANDUM OF UNDERSTANDING WITH THE COMMISSION AND SKILLED LABOR ORGANIZATIONS THAT REQUIRES THE APPLICANT TO FOLLOW THE PORTIONS OF THE APPLICANT’S PLAN THAT RELATE TO THE CRITERIA SET FORTH IN PARAGRAPH (1)(VIII) AND (IX) OF THIS SUBSECTION.”;**

in line 25, after “(I)” insert “**IN THIS PARAGRAPH, “COMMUNITY BENEFIT AGREEMENT” MEANS AN AGREEMENT APPLICABLE TO THE DEVELOPMENT OF ANY QUALIFIED OFFSHORE WIND PROJECT THAT:**

**1. PROMOTES INCREASED OPPORTUNITIES FOR LOCAL BUSINESSES AND SMALL, MINORITY, WOMEN-OWNED, AND VETERAN-OWNED BUSINESSES IN THE CLEAN ENERGY INDUSTRY;**

**2. ENSURES THE TIMELY, SAFE, AND EFFICIENT COMPLETION OF THE PROJECT BY FACILITATING A STEADY SUPPLY OF HIGHLY**

SKILLED CRAFT WORKERS WHO SHALL BE PAID NOT LESS THAN THE PREVAILING WAGE RATE DETERMINED BY THE COMMISSIONER OF LABOR AND INDUSTRY UNDER TITLE 17, SUBTITLE 2 OF THE STATE FINANCE AND PROCUREMENT ARTICLE;

3. PROMOTES SAFE COMPLETION OF THE PROJECT BY ENSURING THAT AT LEAST 80% OF THE CRAFT WORKERS ON THE PROJECT HAVE COMPLETED AN OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION 10-HOUR OR 30-HOUR COURSE;

4. PROMOTES CAREER TRAINING OPPORTUNITIES IN THE CONSTRUCTION INDUSTRY FOR LOCAL RESIDENTS, VETERANS, WOMEN, AND MINORITIES; AND

5. REFLECTS A 21ST-CENTURY LABOR-MANAGEMENT APPROACH BASED ON COOPERATION, HARMONY, AND PARTNERSHIP.

(II)”;

and in line 34, strike “(ii)” and substitute “(III)”.

On page 20, in line 21, strike “AND”; in line 27, after “SCHEDULE” insert “; AND

C. THE PROJECT IS SUBJECT TO A COMMUNITY BENEFIT AGREEMENT”;

in line 29, strike “(1)(i)” and substitute “(1)(II)”; in lines 32 and 33, strike “(1)(II)1A AND B” and substitute “(1)(III)1A AND B”; and in line 34, strike “(1)(II)2A AND B” and substitute “(1)(III)2A AND B”.

On page 24, after line 19, insert:

“(c) The Commission may allow an electricity supplier to submit the report required under § 7-505(b)(4) of this title to demonstrate compliance with the renewable energy portfolio standard.

(d) An aggregator or broker who assists an electricity customer in purchasing electricity but who does not supply the electricity or take title to or ownership of the

electricity may require the electricity supplier who supplies the electricity to demonstrate compliance with this subtitle.

(e) (1) Notwithstanding the requirements of § 7-703(b) of this subtitle, if the actual or projected dollar-for-dollar cost incurred or to be incurred by an electricity supplier solely for the purchase of Tier 1 renewable energy credits derived from solar energy in any 1 year is greater than or equal to, or is anticipated to be greater than or equal to, [2.5%] 6.0% of the electricity supplier's total annual electricity sales revenues in Maryland, the electricity supplier may request that the Commission:

(i) delay by 1 year each of the scheduled percentages for solar energy under § 7-703(b) of this subtitle that would apply to the electricity supplier; and

(ii) allow the renewable energy portfolio standard for solar energy for that year to continue to apply to the electricity supplier for the following year.

(2) In making its determination under paragraph (1) of this subsection, the Commission shall consider the actual or projected dollar-for-dollar compliance costs of other electricity suppliers.

(3) If an electricity supplier makes a request under paragraph (1) of this subsection based on projected costs, the electricity supplier shall provide verifiable evidence of the projections to the Commission at the time of the request.

(4) If the Commission allows a delay under paragraph (1) of this subsection:

(i) the renewable energy portfolio standard for solar energy applicable to the electricity supplier under the delay continues for each subsequent consecutive year that the actual or projected dollar-for-dollar costs incurred, or to be incurred, by the electricity supplier solely for the purchase of solar renewable energy credits is greater than or equal to, or is anticipated to be greater than or equal to, [2.5%] 6.0% of the electricity supplier's total annual retail electricity sales revenues in Maryland; and

(ii) the renewable energy portfolio standard for solar energy applicable to the electricity supplier under the delay is increased to the next scheduled percentage increase under § 7-703(b) of this subtitle for each year in which the actual or projected dollar-for-dollar costs incurred, or to be incurred, by the electricity supplier solely for the purchase of solar renewable energy credits is less than, or is anticipated to be

less than, [2.5%] 6.0% of the electricity supplier’s total annual retail electricity sales revenues in Maryland.”.

On page 26, in line 26, after “section” insert “;

**(12) AN ASSESSMENT OF THE COSTS, BENEFITS, AND ANY LEGAL OR OTHER IMPLICATIONS OF ALLOWING THE LOCATION ANYWHERE IN OR OFF THE COAST OF THE CONTIGUOUS UNITED STATES OF TIER 1 RENEWABLE SOURCES THAT ARE CURRENTLY REQUIRED TO BE LOCATED IN THE PJM REGION OR IN A CONTROL AREA THAT IS ADJACENT TO THE PJM REGION, IF THE ELECTRICITY IS DELIVERED INTO THE PJM REGION”;**

and in line 27, strike “(12)” and substitute “**(13)**”.

On page 27, in line 26, strike “CERTAIN” and substitute “**ANY**”; in line 27, after “DISPLACED” insert “**OR NEGATIVELY ECONOMICALLY IMPACTED**”; in line 28, strike “JUST” and substitute “**COMPARABLE**”; in line 29, after “WORKERS” insert “**, INCLUDING WAGE AND BENEFIT PACKAGES,**”; in line 30, after “DISPLACEMENT” insert “**OR BE NEGATIVELY ECONOMICALLY IMPACTED**”; and strike beginning with “A” in line 32 down through “ACHIEVE” in line 34 and substitute “**RECOMMENDATIONS REGARDING THE FEASIBILITY OF IMPLEMENTING**”.

On pages 27 and 28, strike in their entirety the lines beginning with line 35 on page 27 through line 5 on page 28, inclusive, and substitute:

**“(4) ON OR BEFORE JANUARY 1, 2024, THE PROGRAM SHALL SUBMIT THE SUPPLEMENTAL STUDY TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.”.**

On page 28, in line 9, after “employers” insert “**AND BUILDING AND TRADE ASSOCIATIONS**”.

On page 29, in line 24, strike “SUBSECTION” and substitute “**SUBSECTIONS**”; and in the same line, after “(F-1)” insert “**AND (F-3)**”.

On page 30, in line 3, after “(10)” insert “**SUBJECT TO SUBSECTIONS (F-2) AND (F-3) OF THIS SECTION,**”; in the same line, after “PRE-APPRENTICESHIP,” insert

“YOUTH”; in line 4, strike “OTHER WORKFORCE DEVELOPMENT” and substitute “REGISTERED APPRENTICESHIP”; strike beginning with “UP” in line 7 down through “2022” in line 16 and substitute “\$1,500,000 FOR GRANTS TO PRE-APPRENTICESHIP JOBS TRAINING PROGRAMS UNDER § 11-708.1(C)(2) OF THE LABOR AND EMPLOYMENT ARTICLE STARTING IN FISCAL YEAR 2021 UNTIL ALL AMOUNTS ARE SPENT; AND

(II) \$6,500,000 FOR GRANTS TO YOUTH APPRENTICESHIP JOBS TRAINING PROGRAMS AND REGISTERED APPRENTICESHIP JOBS TRAINING PROGRAMS UNDER § 11-708.1(C)(4) OF THE LABOR AND EMPLOYMENT ARTICLE STARTING IN FISCAL YEAR 2021 UNTIL ALL AMOUNTS ARE SPENT”;

and in line 17, strike “(12)” and substitute “(11)”.

On page 31, after line 3, insert:

“(F-2) AN \$8,000,000 PAYMENT FOR WORKFORCE DEVELOPMENT PROGRAMS UNDER SUBSECTION (F)(10) OF THIS SECTION STARTING IN FISCAL YEAR 2021 SHALL BE DERIVED FROM THE RENEWABLE ENERGY, CLIMATE CHANGE ACCOUNT OF THE FUND.

(F-3) FUNDING UNDER SUBSECTION (F)(9) AND (10) OF THIS SECTION FOR ACCESS TO CAPITAL, INVESTMENT, PROMOTION, OR IMPLEMENTATION SHOULD BE DIRECTED ONLY TO BUSINESSES THAT AGREE TO CREATE AND MAINTAIN JOBS THAT PROMOTE FAMILY-SUSTAINING WAGES, EMPLOYER-PROVIDED HEALTH CARE WITH AFFORDABLE DEDUCTIBLES AND CO-PAYS, CAREER ADVANCEMENT TRAINING, FAIR SCHEDULING, EMPLOYER-PAID WORKERS’ COMPENSATION AND UNEMPLOYMENT INSURANCE, A RETIREMENT PLAN, PAID TIME OFF, AND THE RIGHT TO BARGAIN COLLECTIVELY FOR WAGES AND BENEFITS.”;

and strike in their entirety lines 29 through 33, inclusive.

On page 32, strike in their entirety lines 1 through 28, inclusive; and in line 29, strike “3.” and substitute “2.”

On page 33, in line 1, strike “4.” and substitute “3.”; strike in their entirety lines 6 and 7, inclusive; in line 8, strike “6.” and substitute “4.”; and in lines 8 and 9, strike “, except as provided in Section 5 of this Act,”.

The preceding 2 amendments were read only.

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

The motion was adopted.

### **BUDGET AND TAXATION COMMITTEE REPORT NO. 13**

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

**Senate Bill 283 – Senator Kramer**

#### **EMERGENCY BILL**

AN ACT concerning

#### **Sales and Use Tax – Cleaning of Commercial or Industrial Buildings – Community Property Exemption**

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

AN ACT concerning

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

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 913 – Senator Beidle**



AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**BUDGET AND TAXATION COMMITTEE REPORT NO. 14**

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**Senate Bill 218 – Senators McCray, Elfreth, Feldman, Ferguson, Guzzone, Lee, Peters, Smith, Washington, and Zucker**

AN ACT concerning

**Human Services – Food Supplements  
(Summer SNAP for Children Act)**

**SB0218/489539/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 218

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, Eckardt, Edwards, Griffith, King, Rosapepe, Salling, and Serafini”; in line 4, after “of” insert “renaming the food stamp program to be the food supplement program;”; in the same line, after “provide” insert “matching funds for”; in line 20, after “plan;” insert “specifying the required State and local shares of funding for a county with an approved final plan;”; in line 21, after “available” insert “State”; in line 25, after the second “funding” insert “; requiring the Governor to appropriate a certain amount of funding for the supplemental benefits in certain fiscal years; if certain federal funding is available, requiring the Department of Human Services, in consultation with the State Department of Education, to apply for a certain federal grant to implement a Summer Electronic Benefit Transfer for Children demonstration project; requiring the Department to report to certain committees of the General Assembly on or before a certain date annually; providing for the termination”

of certain provisions of this Act”; in line 26, strike “stamp” and substitute “supplement”; and in line 27, strike “without” and substitute “with”.

#### AMENDMENT NO. 2

On page 2, in lines 12, 15, 16, and 20, in each instance, strike “stamp” and substitute “SUPPLEMENT”; and in line 13, strike “Food Stamp Act” and substitute “SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM”.

On page 2 in line 28, on page 3 in lines 3, 7, 20, and 24, on page 4 in lines 9, 12, and 19, and on page 5 in lines 13 and 15, in each instance, strike “STAMP” and substitute “SUPPLEMENT”.

#### AMENDMENT NO. 3

On page 2, in line 26, after “(B)” insert “(1)”; in line 28, after “PROVIDE” insert “MATCHING”; in line 30, strike “IN THE AMOUNT OF:” and substitute a period; and after line 30, insert:

**“(2) FOR EACH CHILD IN THE HOUSEHOLD, THE COMBINED STATE AND COUNTY SUPPLEMENT UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL EQUAL AT LEAST:”**.

On page 2 in line 31 and on page 3 in line 1, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively.

#### AMENDMENT NO. 4

On page 3, in line 19, strike “MARKET AND”; in line 24, strike “PARTICIPATION” and substitute “ELIGIBILITY AND ENROLLMENT”; in line 25, strike “AND”; and in line 26, after “5.” insert “CERTIFICATION OF THE MAXIMUM AMOUNT OF LOCAL SHARE FUNDS AVAILABLE; AND

**6.**

On page 4, in line 8, strike “MARKETING AND”; in line 26, strike “MAY 15” and substitute “APRIL 1”; and in line 28, after “APPROVAL” insert “ON OR BEFORE APRIL 15”.

On page 5, in lines 1 and 11, in each instance, strike “TO” and substitute “FOR”.

AMENDMENT NO. 5

On page 5, strike beginning with “(I)” in line 4 down through “SECTION” in line 9 and substitute “THE STATE AND LOCAL SHARES OF FUNDING REQUIRED FOR A COUNTY WITH AN APPROVED FINAL PLAN SHALL BE EQUAL TO THE STATE AND LOCAL SHARE PERCENTAGES ESTABLISHED BY THE STATE AND LOCAL COST-SHARE FORMULA FOR THAT COUNTY REQUIRED UNDER § 5-303(D)(3)(I) OF THE EDUCATION ARTICLE”;

in line 10, strike “IN” and substitute:

“(I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, IN”;

in the same line, after “PROVIDE” insert “THE STATE SHARE OF”; in line 12, after “TO” insert “THE PRODUCT OF:

1.”;

in line 13, strike “PARAGRAPH (1) OF THIS SUBSECTION MULTIPLIED BY” and substitute “SUBSECTION (G) OF THIS SECTION; AND

2.”;

in the same line, after “OF” insert “CHILDREN IN HOUSEHOLDS THAT RECEIVE A FEDERAL BENEFIT UNDER THE”; in line 14, strike “RECIPIENTS”; strike beginning with “WHO” in line 14 down through “THEN” in line 15 and substitute a comma; in line 15, after “OF” insert “CHILDREN IN HOUSEHOLDS THAT RECEIVE A FEDERAL BENEFIT UNDER THE”; strike beginning with “RECIPIENTS” in line 16 down through “SECTION” in line 17 and substitute “IN ALL COUNTIES WITH AN APPROVED FINAL PLAN.

(II) THE AMOUNT OF FUNDS PROVIDED TO A COUNTY UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY NOT BE GREATER THAN THE STATE SHARE AMOUNT THAT CORRESPONDS TO THE MAXIMUM AVAILABLE LOCAL SHARE FUNDS CERTIFIED UNDER SUBSECTION (E)(1)(II)5 OF THIS SECTION”;

in line 19, strike “PROVIDED” and substitute “REQUIRED”; in the same line, strike “(2)” and substitute “(1)”; and after line 24, insert:

“(G) EACH YEAR, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF AT LEAST \$200,000 FOR THE SUPPLEMENTS UNDER SUBSECTION (B) OF THIS SECTION.”

AMENDMENT NO. 6

On page 5, strike in their entirety lines 25 and 26 and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That, if federal funding is available, the Department of Human Services, in consultation with the State Department of Education, shall annually apply for a grant from the U.S. Department of Agriculture to implement a Summer Electronic Benefit Transfer for Children demonstration project.

SECTION 3. AND BE IT FURTHER ENACTED, That, on or before October 1 of each year, the Department of Human Services shall report, in accordance with § 2–1246 of the State Government Article, to the Senate Budget and Taxation Committee and the House Appropriations Committee on the status of the Summer Electronic Benefit Transfer for Children grant application and, if a grant has been awarded, the progress toward implementing a demonstration project.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2019. Sections 2 and 3 of this Act shall remain effective for a period of 3 years and, at the end of June 30, 2022, Sections 2 and 3 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”

The preceding 6 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 484 – Senators Ferguson and Miller**

AN ACT concerning

**Tax Liens – Expiration**

**SB0484/709030/1**

BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 484

(First Reading File Bill)

On page 2, in line 8, strike “NOTICE” and substitute “ASSESSMENT”; and in lines 8, 12, 17, and 22, in each instance, strike “12” and substitute “20”.

On page 3, in lines 2, 14, 19, and 24, in each instance, strike “12” and substitute “20”.

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 808 – Senators Patterson and Benson**

AN ACT concerning

**Joint Committee on Gaming Oversight – Local Government Use of Casino Revenue – Report**

**SB0808/299237/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 808

(First Reading File Bill)

AMENDMENT NO. 1

In line 3, after “Revenue” insert “and Problem Gambling Fund”; strike beginning with “and” in line 4 down through “governments” in line 6 and substitute “the development and implementation of certain plans and the use of a certain Fund”; and in line 6, strike “and recommendations”.

AMENDMENT NO. 2

In line 12, after “shall” insert “study”; strike beginning with “study” in line 13 down through “governments” in line 14 and substitute “the development and implementation of the multiyear plans required under § 9–1A–31(d)(1) of the State Government Article”; strike beginning with “make” in line 15 down through “jurisdictions” in line 17 and substitute “the use of the Problem Gambling Fund established under § 9–1A–33 of the State Government Article”; and strike beginning with “and” in line 18 down through “recommendations” in line 19.

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 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**

**SB0911/579737/1**

BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 911

(First Reading File Bill)

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

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 King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**Senate Bill 1014 – Senators Patterson and Benson**

AN ACT concerning

**Assembly Areas – State-Funded Construction or Renovation – Assisted  
Listening System Requirement**

**SB1014/579830/1**

BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 1014  
(First Reading File Bill)

On page 2, in line 7, after “**THAT**” insert “**;**”

**1.**”;

in line 8, after “**GATHERINGS**” insert “**;**AND”

**2. REQUIRES THE USE OF A PUBLIC ADDRESS SYSTEM**”;

in line 18, after “**PLAYHOUSE;**” insert “**AND**”; and strike beginning with the semicolon in line 19 down through “**SYSTEM**” in line 21.

On page 3, strike in their entirety lines 6 through 14, inclusive, and substitute:

**(I) CONSTRUCTION;**

**(II) RECONSTRUCTION; AND**

**(III) RENOVATION**”.

On page 4, in line 7, strike “**AUDIBLE COMMUNICATION IS INTEGRAL TO THE USE OF**”; and in line 8, after “**AREA**” insert “**USES OR REQUIRES THE USE OF A PUBLIC ADDRESS SYSTEM**”.

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. 15**

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

#### **Senate Bill 306 – Senator Griffith (Chair, Joint Committee on Pensions)**

AN ACT concerning

#### **State Retirement and Pension System – Maryland Pension Administration System – Member Contributions**

**SB0306/869632/1**

BY: Budget and Taxation Committee

#### AMENDMENTS TO SENATE BILL 306

(First Reading File Bill)

##### AMENDMENT NO. 1

On page 1, in line 7, after “System;” insert “clarifying certain penalty provisions;”.

##### AMENDMENT NO. 2

On page 1, in line 23, strike “or” and substitute “AND”.

On page 2, in line 10, after “section” insert “AND SUBMIT THE SUPPORTING PAYROLL DATA”; in the same line, after the closing bracket insert “AS EACH PAYROLL IS PAID AND IN A MANNER PRESCRIBED BY THE BOARD OF TRUSTEES”; in lines 11 and 12, in each instance, strike “amounts” and substitute “MEMBER CONTRIBUTIONS”; in line 11, strike “and”; in line 12, strike the period and substitute a semicolon; strike in their entirety lines 13 and 14; in lines 15 and 17, strike “(i)” and “(ii)”, respectively, and substitute “(III)” and “(IV)”, respectively; and in line 17, strike “A PENALTY” and substitute “THE PENALTY ASSESSED UNDER ITEM (III) OF THIS PARAGRAPH”.



The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**Senate Bill 656 – Senator Ferguson**

AN ACT concerning

**Heritage Structure Rehabilitation Tax Credit – Alterations – Opportunity Zones,  
Targeted Projects, and Transferability**

**SB0656/319236/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 656

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “increasing” in line 10 down through “rehabilitations;” in line 11; and strike beginning with “requiring” in line 12 down through “projects;” in line 15.

AMENDMENT NO. 2

On page 10, in line 20, strike the brackets; and in the same line, strike “\$75,000”.

On page 13, in line 14, strike the brackets; and in the same line, strike “OF AT LEAST \$20,000,000 FOR”.

On page 14, in line 14, strike the brackets; and in the same line, strike “\$6,000,000”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**Senate Bill 827 – Senator Griffith (Chair, Joint Committee on Pensions)**

AN ACT concerning

**State Police Retirement System – Employment of Retirees – Clarifications**

**SB0827/969734/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 827

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “retirees” and substitute “individuals”; and in the same line, strike “retirement”.

AMENDMENT NO. 2

On page 2, in line 29, strike “A RETIREE” and substitute “AN INDIVIDUAL”; and in line 30, strike the second “RETIREMENT”.

On page 3, in lines 1, 5, 21, and 32, in each instance, strike “RETIREE” and substitute “INDIVIDUAL”; in lines 3, 7, 22, 23, and 28, in each instance, strike “RETIREE’S” and substitute “INDIVIDUAL’S”; in lines 8 and 17, in each instance, strike “RETIREMENT”; in lines 6 and 14, in each instance, strike “A RETIREE” and substitute “AN INDIVIDUAL”; in lines 10 and 17, in each instance, strike “A RETIREE” and substitute “AN INDIVIDUAL”; in line 20, strike “A” and substitute “AN”; in line 25, strike “A RETIREE’S” and substitute “AN”; and in line 26, strike “RETIREE’S”.

On page 4, in lines 4 and 6, in each instance, strike “A RETIREE” and substitute “AN INDIVIDUAL”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

MESSAGE FROM THE HOUSE  
SENATE BILLS AMENDED IN THE HOUSE NO. 2

AMENDED IN THE HOUSE

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~~  
Zucker, and Augustine

AN ACT concerning

**Labor and Employment – Payment of Wages – Minimum Wage ~~and Enforcement~~  
(Fight for Fifteen)**

Senator Kelley moved that the Senate not concur in the House amendments.

**SB0280/393297/1**

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 280

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “and for certain employers”.

On page 2, strike beginning with “requiring” in line 37 down through “website;” in line 38.

On page 3, in line 18, strike “and 3–419(d)”.

AMENDMENT NO. 2

On page 4, in lines 26 and 31, in each instance, strike “5%” and substitute “3%”; and in line 36, strike “4.5%” and substitute “3%”.

On page 5, in lines 12 and 17, in each instance, strike “4%” and substitute “3%”.

On page 7, in line 17, strike “3.5%” and substitute “3%”; and in line 29, strike “3.25%” and substitute “3%”.

On page 8, in lines 19 and 31, in each instance, strike “4%” and substitute “3%”.

AMENDMENT NO. 3

On pages 15 and 16, strike in their entirety the lines beginning with line 25 on page 15 through line 5 on page 16, inclusive, and substitute:

“(a) In this section, “employer” includes a governmental unit.”.

On page 16, in line 22, strike “(1)”; strike beginning with “AND” in line 22 down through “SUBSECTION” in line 23; and in line 27, strike “(I)” and substitute “(1)”.

On page 17, in lines 1, 3, 5, 7, 9, 11, and 13, strike “(II)”, “(III)”, “(IV)”, “(V)”, “(VI)”, “(VII)”, and “(VIII)”, respectively, and substitute “(2)”, “(3)”, “(4)”, “(5)”, “(6)”, “(7)”, and “(8)”, respectively.

On pages 17 and 18, strike in their entirety the lines beginning with line 14 on page 17 through line 5 on page 18, inclusive.

On page 20, strike in their entirety lines 23 through 33, inclusive.

The preceding 3 amendments were read and not concurred in.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL:** SB0280  
**SPONSOR:** Senator McCray, et al  
**SUBJECT:** Labor and Employment – Payment of Wages – Minimum Wage  
(Fight for Fifteen)

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints:

Senator Kelley, Chair  
Senator Feldman  
Senator Augustine

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.  
Secretary

Read and adopted.

**MESSAGE TO THE SENATE**

**BILL:** **HB0166**  
**SPONSOR:** Delegate Fennell, et al  
**SUBJECT:** Labor and Employment – Payment of Wages – Minimum Wage  
(Fight for Fifteen)

By the Majority Leader:  
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate D.E. Davis, Chair  
Delegate Wilson  
Delegate Dumais

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

**BILL:** **HB0166**  
**SPONSOR:** Delegate Fennell, et al

SUBJECT: Labor and Employment – Payment of Wages – Minimum Wage  
(Fight for Fifteen)

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:

Delegate D.E. Davis, Chairman  
Delegate Wilson  
Delegate Dumais.

The Senate appoints:

Senator Kelley, Chair  
Senator Feldman  
Senator Augustine

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.  
Secretary

Read and adopted.

**MESSAGE FROM THE HOUSE  
INTRODUCTORY HOUSE BILLS NO. 19**

**House Bill 88 – Delegates Charkoudian, Acevero, Boyce, Bridges, Crutchfield, Dumais, Hettleman, Kelly, Kerr, Korman, R. Lewis, Lierman, Love, Moon, Mosby, Stewart, Washington, Wells, and Wilkins**

AN ACT concerning

**Criminal Law – Alcohol Offenses – Civil Offenses  
(Decriminalization of Petty Nonviolent Offenses Act)**

FOR the purpose of making it a civil rather than a criminal offense to consume an alcoholic beverage in public under certain circumstances or to possess an alcoholic beverage in an open container under certain circumstances; requiring certain offenders to be issued a citation under certain circumstances; providing a certain maximum fine; making certain conforming changes; and generally relating to alcohol offenses.

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages  
Section 6–321 and 6–322  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 10–119  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 168 – Chair, Judiciary Committee (By Request – Departmental – State Police)**

AN ACT concerning

**Public Safety – Reporting of Hate Crimes**

FOR the purpose of altering certain requirements for the reporting, collection, and analysis of information relating to hate crimes to require the Department of State Police to collect and analyze information about incidents apparently directed against an individual or a group because of color, religious beliefs, gender, disability, national origin, or homelessness; altering certain information required to be provided by each local law enforcement agency and the State Fire Marshal to the Department; altering certain information for which the Department is required to adopt procedures for collection and analysis; altering certain information about which the Department is required to make certain reports to the Commission on Civil Rights; and generally relating to the reporting of hate crimes.

BY repealing and reenacting, without amendments,  
Article – Criminal Law  
Section 10–304  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 2–307  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 169 – Chair, Judiciary Committee (By Request – Departmental – Juvenile Services)**

AN ACT concerning

**State Advisory Board for Juvenile Services – Duties and Access to Records**

FOR the purpose of expanding the duties of the State Advisory Board for Juvenile Services to include the examination and review of fatalities involving children under the supervision of the Department of Juvenile Services for a certain purpose; establishing that a prohibition against the disclosure of a court record pertaining to a certain child does not prohibit access to and confidential use of the court record by the State Advisory Board for Juvenile Services for certain purposes; and generally relating to the State Advisory Board for Juvenile Services and juvenile records.

BY repealing and reenacting, with amendments,  
Article – Human Services  
Section 9–215  
Annotated Code of Maryland  
(2007 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 3–8A–27(b)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

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

**House Bill 217 – ~~Delegate Sydney~~ Baltimore County Delegation**

AN ACT concerning

**Baltimore County – Nuisance Actions – Community Association Standing**

FOR the purpose of altering the definitions of “community association” and “local code violation” for purposes of certain provisions of law authorizing community associations to seek judicial relief for nuisance abatement in Baltimore County; repealing a provision of law requiring a certain court to determine in what amount and under what conditions a bond must be filed by a community association in a certain nuisance action; and generally relating to the right of community associations to seek judicial relief for nuisance abatement in Baltimore County.

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 14–125  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)



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

**House Bill 301 – Delegates Wilkins, Anderson, Barron, Boyce, Bridges, Charles, Conaway, Ebersole, Fennell, W. Fisher, Fraser-Hidalgo, Ivey, Jalisi, Lafferty, Love, Stewart, Wells, and K. Young**

AN ACT concerning

**Vehicle Laws – ~~Ethnicity-Based or Race-Based~~ Traffic Stops – Policy and Reporting Requirements**

FOR the purpose of ~~altering the meaning of “traffic stop” as it relates to certain policies and reporting requirements; requiring certain law enforcement agencies to report certain information to the Maryland Statistical Analysis Center; altering the categories of ethnicity and race a law enforcement officer is required to report to the law enforcement agency that employs the officer; requiring the Maryland Statistical Analysis Center to make certain reports to the General Assembly, the Governor, and law enforcement agencies; altering a certain definition;~~ repealing a termination provision for certain provisions of law relating to policy and reporting requirements for race-based traffic stops; making stylistic changes; altering a certain definition; and generally relating to law enforcement procedures and traffic stops.

BY repealing and reenacting, with amendments,  
 Article – Transportation  
 Section 25-113  
 Annotated Code of Maryland  
 (2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
 Chapter 127 of the Acts of the General Assembly of 2015  
 Section 2

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

**House Bill 362 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

**Maryland-National Capital Park and Planning Commission – Collective Bargaining – Exclusive Representative Duty of Fair Representation**

**MC/PG 109-19**

FOR the purpose of altering the duty of an employee organization certified as the exclusive representative of certain employees of the Maryland-National Capital Park and Planning Commission to represent all employees in a certain bargaining unit in a

certain manner; authorizing the exclusive representative to require an employee who does not pay certain dues or fees to pay certain costs and fees for filing a certain grievance or arbitrating a certain matter; providing that the failure by the employee to pay certain costs and fees relieves the exclusive representative of certain responsibilities; requiring that a dispute concerning the reasonableness of certain costs and fees be submitted to a certain labor relations administrator in accordance with certain procedures; limiting an exclusive representative's duty of fair representation owed to certain public employees to certain matters; providing for the construction of certain provisions of this Act; and generally relating to collective bargaining for employees of the Maryland–National Capital Park and Planning Commission.

BY repealing and reenacting, with amendments,

Article – Land Use

Section 16–202 and 16–302

Annotated Code of Maryland

(2012 Volume and 2018 Supplement)

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

**House Bill 429 – ~~Delegates Lisanti, Cassilly, Hornberger, Johnson, and Reilly~~  
Environment and Transportation Committee**

AN ACT concerning

### **Tow Trucks – Driver Safety Act**

FOR the purpose of requiring a yellow or amber light or signal device on a certain tow truck that is manufactured on or after a certain date to use a light–emitting diode; requiring a certain tow truck to display certain paint or markings in a certain location on the vehicle; and generally relating to lighting and reflective paint and markings on tow trucks.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 22–218(c)(6)

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY adding to

Article – Transportation

Section 22–420

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 445 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Class B–ECF/DS Beer, Wine,  
and Liquor License**

**PG 306–19**

FOR the purpose of expanding the scope of the Class B–ECF/DS beer, wine, and liquor license to authorize certain individuals to hold certain events at the Prince George’s Community College Main Campus; specifying that the Board of License Commissioners for Prince George’s County may issue a Class B–ECF/DS license for use only on the University of Maryland, College Park Campus or the Prince George’s Community College Main Campus; authorizing a license holder to sell beer, wine, and liquor for on–premises consumption from multiple designated outlets on the Prince George’s Community College Main Campus only under certain circumstances; requiring profits from the sale of alcoholic beverages sold under the license to be deposited in a certain fund; requiring the Prince George’s Community College Main Campus to report to the Prince George’s County Board of License Commissioners at least a certain number of days before a certain catered function; increasing the number of Class B–ECF/DS licenses that the Board may issue; and generally relating to a Class B–ECF/DS beer, wine, and liquor license in Prince George’s County.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 26–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 26–1009 and 26–1601(a)(1)(xviii)  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 454 – Delegate Kipke**

AN ACT concerning

**Sales and Use Tax – List of Tangible Personal Property and Services –  
Publication**

FOR the purpose of requiring the Comptroller to publish on the Comptroller’s website a certain list of tangible personal property and services the sale or use of which is subject to the sales and use tax; requiring the Comptroller to update the list with a certain frequency and in a certain manner; and generally relating to the sales and use tax.

BY adding to

Article – Tax – General

Section 11–109

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 459 – ~~Delegate Chang~~ Anne Arundel County Delegation**

AN ACT concerning

**Anne Arundel County – Alcohol Awareness**

FOR the purpose of requiring in Anne Arundel County a holder of certain alcoholic beverages licenses or an individual designated by the license holder who is employed in a supervisory capacity to be certified by an approved alcohol awareness program and to be present on the licensed premises at all times when alcoholic beverages may be sold; providing certain penalties; and generally relating to holders of alcoholic beverages licenses in Anne Arundel County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 11–102

Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 11–1901

Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

BY adding to

Article – Alcoholic Beverages

Section 11–1902.1

Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

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

**House Bill 476 – Queen Anne’s County Delegation**

AN ACT concerning

**Queen Anne’s County – Alcoholic Beverages – Beauty Salon and Barbershop License**

FOR the purpose of establishing a beauty salon and barbershop beer and wine license in Queen Anne’s County; authorizing the Board of License Commissioners to issue the license to a holder of certain permits; specifying that the license authorizes the license holder to sell beer or wine by the glass for on–premises consumption to a customer while the customer is provided certain services; authorizing a customer to consume only a certain amount of wine or beer during any one visit; prohibiting the license from being transferred to another location; setting the hours of sale for the license; specifying that an establishment for which the license is issued is subject to certain alcohol awareness training requirements; setting an annual license fee; and generally relating to alcoholic beverages licenses in Queen Anne’s County.

BY renumbering

Article – Alcoholic Beverages  
Section 27–1001  
to be Section 27–1001.1  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages  
Section 27–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY adding to

Article – Alcoholic Beverages  
Section 27–1001  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 477 – Delegates Clark, Adams, Arikan, Beitzel, Boteler, Bromwell, Cassilly, Corderman, Cox, Crosby, Fennell, M. Fisher, Holmes, Hornberger, Jacobs, Krebs, Long, Luedtke, Malone, McComas, Metzgar, Morgan, Patterson, Pippy, Reilly, Saab, Shoemaker, Wilson, and Wivell**

AN ACT concerning

**Property Tax Credit – Public Safety Officer – Definition**

FOR the purpose of altering the definition of “public safety officer” to include certain volunteer emergency medical technicians for purposes of a certain property tax credit; providing for the application of this Act; and generally relating to the definition of a public safety officer.

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 516 – Delegates Smith, Anderson, Attar, Boyce, Bridges, Conaway,  
R. Lewis, Lierman, Mosby, ~~and Wells~~ Wells, and Glenn**

AN ACT concerning

**Office of Legislative Audits – Audits of the Baltimore Police Department**

FOR the purpose of requiring the Office of Legislative Audits to conduct a certain audit of the Baltimore Police Department within a certain time period and at certain intervals; requiring the Office of Legislative Audits to provide certain information to the Baltimore Police Department; and generally relating to the audits of the Baltimore Police Department by the Office of Legislative Audits.

BY adding to  
Article – State Government  
Section 2–1220(h)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

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

**House Bill 572 – ~~Delegate Shoemaker~~ Carroll County Delegation**

AN ACT concerning

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

FOR the purpose of altering the requirement that a Class BC beer, wine, and liquor license holder provide food for consumption at certain catered events in Carroll County; and generally relating to alcoholic beverages in Carroll County.

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

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 16–903  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 574 – ~~Delegate Shoemaker~~ Carroll County Delegation**

AN ACT concerning

**Carroll County – Public Facilities Bonds**

FOR the purpose of authorizing and empowering the County Commissioners of Carroll County, from time to time, to borrow not more than \$28,500,000 in order to finance the construction, improvement, or development of certain public facilities in Carroll County, including water and sewer projects, to finance loans for fire or emergency–related equipment, buildings, and other facilities of volunteer fire departments in the County, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; providing that such borrowing may be undertaken by the County in the form of installment purchase obligations executed and delivered by the County for the purpose of acquiring agricultural land and woodland preservation easements; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, County, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and generally relating to the issuance and sale of such bonds.

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

**House Bill 576 – ~~Delegate Shoemaker~~ Carroll County Delegation**

AN ACT concerning

**Carroll County – Alcoholic Beverages – Required Information on Application**

FOR the purpose of repealing certain required information in a petition of support as part of an application for an alcoholic beverages license in Carroll County; and generally relating to alcoholic beverages in Carroll County.

BY repealing and reenacting, without amendments,  
 Article – Alcoholic Beverages  
 Section 4–110 and 16–102  
 Annotated Code of Maryland  
 (2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
 Article – Alcoholic Beverages  
 Section 16–1401  
 Annotated Code of Maryland  
 (2016 Volume and 2018 Supplement)

BY adding to  
 Article – Alcoholic Beverages  
 Section 16–1405.1  
 Annotated Code of Maryland  
 (2016 Volume and 2018 Supplement)

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

**House Bill 577 – Delegates Shoemaker, Mosby, and Rose**

AN ACT concerning

**Election Law – County ~~and Municipal~~ Employee Service as Election Judge –  
 Administrative Leave**

FOR the purpose of requiring that a county ~~or municipal~~ employee who serves as an election judge during hours that the employee is scheduled to work for the county ~~or the municipal corporation~~ receive certain administrative leave and certain election judge compensation; making a clarifying change; and generally relating to administrative leave for county ~~and municipal~~ employees who serve as election judges.



BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 10–202(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 613 – ~~Delegate Shoemaker~~ Carroll County Delegation**

AN ACT concerning

**Carroll County – Alcoholic Beverages – Class D Beer and Wine Licenses**

FOR the purpose of limiting the sale of beer and wine by certain license holders for off-premises consumption to the discretion of the Board of License Commissioners for Carroll County; and generally relating to alcoholic beverages in Carroll County.

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

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 16–805  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 643 – Delegate Guyton**

AN ACT concerning

**Video Lottery Terminal Proceeds – Racetrack Facility Renewal Account –  
Racecourse at Timonium**

FOR the purpose of requiring that, ~~beginning in a certain fiscal year~~ in certain fiscal years, a certain amount of video lottery terminal proceeds distributed to the Racetrack Facility Renewal Account for certain racing licensees be allocated in a certain manner to the racecourse at Timonium for certain expenses; requiring a certain racetrack, under certain circumstances, to provide and expend a matching fund; repealing an obsolete provision; repealing a provision of law that authorizes the

holder of a racing license to race at the racecourse at Timonium to use a certain amount of money to support a certain number of racing days; and generally relating to the distribution of video lottery terminal proceeds to the Racetrack Facility Renewal Account.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–1A–29  
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 698 – Delegates Stein and Lisanti**

AN ACT concerning

#### **Vehicle Laws – Manufacturers and Dealers – Compensation for Dealer Services**

FOR the purpose of prohibiting a vehicle manufacturer from recovering by certain means all or a portion of its costs for compensating a vehicle dealer for the provision of certain services by the dealer; providing for the construction of this Act; making certain technical corrections; and generally relating to compensation by vehicle manufacturers for services provided by vehicle dealers.

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 15–202  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 15–212(c)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 725 – Delegates Charkoudian, Acevero, Atterbeary, Boyce, Cain, Carr, Conaway, Crutchfield, Ebersole, Feldmark, W. Fisher, Gilchrist, Hettleman, Ivey, Korman, R. Lewis, Lierman, Love, Luedtke, Moon, Mosby, Palakovich Carr, Qi, Queen, Reznik, Shetty, Smith, Solomon, Stewart, Terrasa, Washington, Wilkins, and P. Young**

AN ACT concerning

### Public Schools – Student Discipline – Restorative Approaches

FOR the purpose of ~~requiring a school principal to implement certain procedures before suspending or expelling a student; authorizing a principal to suspend or expel a student before implementing certain procedures under certain circumstances; requiring a principal or a school administrator to promptly call certain individuals if a student is suspended or expelled; requiring certain conferences~~ regulations to incorporate the use of restorative approaches; ~~requiring each county board of education to develop a multiyear plan for the adoption, implementation, and continued monitoring of restorative approaches to student discipline; providing for the contents of a certain plan;~~ requiring certain regulations to state the purpose of certain disciplinary actions; defining ~~certain terms~~ a certain term; and generally relating to restorative approaches to student discipline.

BY repealing and reenacting, with amendments,  
Article – Education  
Section ~~7-305 and~~ 7-306  
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 751 – Delegate Hill

AN ACT concerning

### Health Insurance – Prior Authorization – Requirements

FOR the purpose of ~~requiring certain insurers, nonprofit health service plans, and health maintenance organizations to accept a prior authorization from a certain entity for any prescription drugs, devices, or health care services for a certain period of time; requiring a certain entity, under certain circumstances, to provide documentation of a prior authorization within a certain time after a request by an insured or an insured's designee; authorizing a certain entity to perform utilization review under certain circumstances; requiring a certain entity to provide certain insureds written notice of new utilization management restrictions within a certain time period; prohibiting certain insurers, nonprofit health service plans, and health maintenance organizations from requiring prior authorization for coverage of a prescription drug or device under certain circumstances; authorizing a certain entity to require a health care provider to submit evidence demonstrating that a prescription drug or device was prescribed under an urgent care situation; requiring a certain entity to allow a health care provider to indicate whether a prescription drug or device is to be used to treat a certain condition; prohibiting an entity from requesting a reauthorization for a repeat prescription for a certain period of time under certain circumstances; providing that a repeat prescription issued by a health care provider for a drug or device that a health care provider has indicated is to treat a certain~~

~~condition creates a presumption that the prescription continues to be medically necessary to treat a certain condition; requiring a certain entity to maintain a certain database for certain prior authorizations; requiring an entity, under certain circumstances, to provide a detailed written explanation for a denial of coverage; requiring that a certain detailed written explanation include certain information under certain circumstances; defining certain terms; requiring certain entities to honor a prior authorization from a certain entity for benefits for at least a certain amount of time; authorizing a certain entity to perform a certain review during a certain period of time; requiring a certain entity to honor a prior authorization issued by the entity under certain circumstances; providing that a certain entity may not be required to honor a certain prior authorization for a change in dosage of an opioid; requiring a certain entity, under certain circumstances, to provide certain notice of a certain prior authorization requirement to certain persons; providing for a delayed effective date; providing for the application of this Act; and generally relating to prior authorization required by insurers, nonprofit health service plans, and health maintenance organizations.~~

BY adding to

Article – Insurance

Section ~~15–140.1~~ and 15–854

Annotated Code of Maryland

(2017 Replacement Volume and 2018 Supplement)

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

**House Bill 759 – Delegates Morgan, Buckel, Carr, Charles, Chisholm, Hill, Kelly, Kerr, Kipke, Krebs, Pena–Melnik, Saab, Sample–Hughes, ~~and Szeliga~~ Szeliga, Pendergrass, Bagnall, Barron, Bhandari, Cullison, Johnson, R. Lewis, Metzgar, Rosenberg, and K. Young**

AN ACT concerning

### **Pharmacy Benefits Managers – Pharmacy Choice**

FOR the purpose of prohibiting, except under certain circumstances, a pharmacy benefits manager from requiring that a beneficiary use a specific pharmacy or entity to fill a prescription if the pharmacy benefits manager or a certain affiliate of the pharmacy benefits manager has an ownership interest in the pharmacy or entity or if the pharmacy or entity has an ownership interest in the pharmacy benefits manager or a certain affiliate of the pharmacy benefits manager; and generally relating to pharmacy benefits managers.

BY adding to

Article – Insurance

Section 15–1611.1

Annotated Code of Maryland

(2017 Replacement Volume and 2018 Supplement)

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

**House Bill 782 – Delegates Atterbeary, Anderson, Cain, Cardin, Chang, J. Lewis, Lierman, Moon, Shetty, and Sydnor**

AN ACT concerning

**Criminal Procedure – Motion to Vacate Judgment – Human Trafficking  
(True Freedom Act of 2019)**

FOR the purpose of altering the eligibility for the filing of a certain motion to vacate judgment; altering the required contents of a certain motion; requiring that a certain motion be served on a certain State’s Attorney; requiring that a certain motion be mailed to a certain victim or victim’s representative at a certain address under certain circumstances; authorizing the court to grant a certain motion under certain circumstances; requiring the court to take certain factors into consideration when making a certain finding; requiring the court to grant a certain motion without a hearing under certain circumstances; authorizing the court to dismiss a certain motion without a hearing under certain circumstances; repealing the authority of the court to take certain actions in ruling on a certain motion; requiring the court to vacate a certain conviction if the court grants a certain motion; providing that a certain conviction may not be considered a conviction for any purpose; authorizing a person to file a petition for expungement of certain records if the person was convicted of a crime and the conviction was vacated under a certain provision of law; defining certain terms; making a conforming change; and generally relating to human trafficking and motions to vacate judgment.

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 8–302 and 10–105(a)  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 787 – Delegates Atterbeary, Arian, Barron, Bromwell, Cardin, Guyton, Hettleman, J. Lewis, Lierman, Luedtke, and McComas**

AN ACT concerning

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

FOR the purpose of establishing that certain persons who are required to provide certain notice or make certain reports of suspected child abuse or neglect may not knowingly fail to provide the notice or make the report; establishing the misdemeanor of the knowing failure to report child abuse or neglect under certain circumstances;

providing certain penalties for a violation of this Act; providing for the application of this Act; and generally relating to child abuse and neglect.

BY adding to

Article – Criminal Law  
Section 3–602.2  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Family Law  
Section 5–704  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

### **House Bill 801 – Delegate Glenn (By Request – Baltimore City Administration)**

AN ACT concerning

#### **Maryland Stadium Authority – Baltimore Convention Facility – Renovation**

FOR the purpose of ~~authorizing the Maryland Stadium Authority to provide for the renovation of the Baltimore Convention facility; altering the authority of the Board of Public Works to approve the issuance of certain bonds related to the Baltimore Convention facility without receiving authorization from the General Assembly; altering the requirement that the Authority, with certain exceptions, comply with certain requirements to finance certain activities; altering the contents required in a certain deed, lease, or written agreement with Baltimore City; altering the definition of “Baltimore Convention site”; providing that an agreement entered into between Baltimore City and the Authority in accordance with the provisions of this Act shall supersede certain prior agreements~~ requiring the Maryland Stadium Authority and Baltimore City to enter into an agreement on certain elements of the expansion or renovation of the Baltimore Convention facility; specifying that the agreement include certain provisions; and generally relating to the Maryland Stadium Authority and the Baltimore Convention facility.

BY repealing and reenacting, without amendments,

Article – Economic Development  
Section 10–601(a) and ~~10–628(a)~~  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Economic Development  
Section 10–601(l), ~~10–628(e)~~, and ~~10–640~~

Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 809 – Delegates Palakovich Carr, Barve, Buckel, Cassilly, Gilchrist, Hornberger, Luedtke, Reilly, Rose, Shoemaker, ~~and Smith~~ Smith, Ivey, and Mosby**

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 Budget and Taxation.

**House Bill 826 – ~~Delegate Korman~~ Delegates Korman, Barve, Ciliberti, Fraser-Hidalgo, Holmes, Lehman, Love, Parrott, and Stewart**

AN ACT concerning

**Condominiums and Homeowners Associations – Electric Vehicle Recharging  
Equipment  
(Electric Vehicle Recharging Equipment for Multifamily Units Act)**

FOR the purpose of providing that certain provisions of a recorded covenant or restriction, a declaration, or the bylaws or rules of a condominium or homeowners association

are void and unenforceable; establishing certain requirements and procedures relating to an application to the governing body of a condominium or homeowners association to install or use electric vehicle recharging equipment; requiring certain owners of electric vehicle recharging equipment to be responsible for certain costs and disclosures; requiring a unit owner or lot owner to obtain certain permits or approval required for electric vehicle recharging equipment; requiring the governing body of a condominium or homeowners association to ~~authorize~~ approve the installation of electric vehicle recharging equipment ~~for the exclusive use of a unit owner or lot owner in certain areas~~ in a certain parking space under certain circumstances; ~~requiring~~ authorizing the governing body of a condominium or homeowners association to grant a certain ~~easement~~ license; requiring a unit owner or lot owner to obtain certain insurance or cover certain costs; authorizing the governing body of a condominium or homeowners association to apply for a certain grant under a certain program; establishing the Electric Vehicle Infrastructure Modernization Grant Program in the Maryland Energy Administration; providing for the purpose of the Program; requiring the Administration to administer the Program; requiring the Administration to provide grants under the Program from the Maryland Strategic Energy Investment Fund; requiring the Administration to adopt certain regulations; altering the purposes of the Maryland Strategic Energy Investment Fund; defining certain terms; and generally relating to electric vehicle recharging equipment in condominiums and homeowners associations.

BY adding to

Article – Real Property

Section 11–111.4, 11B–111.8, and 14–129

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government

Section 9–20B–05(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–20B–05(f)(8) and (9)

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

BY adding to

Article – State Government

Section 9–20B–05(f)(9)

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)



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

**House Bill 843 – Chair, Judiciary Committee (By Request – Departmental – Human Services)**

AN ACT concerning

**Department of Human Services – Child Abuse and Neglect – Disclosure of Information**

FOR the purpose of authorizing the Department of Human Services to disclose a report or record concerning child abuse or neglect with local or State officials responsible for the administration of juvenile services under certain circumstances; and generally relating to the disclosure of information concerning child abuse and neglect.

BY repealing and reenacting, with amendments,  
Article – Human Services  
Section 1–202(c)  
Annotated Code of Maryland  
(2007 Volume and 2018 Supplement)

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

**House Bill 876 – Delegates Hettleman, Acevero, B. Barnes, Barron, Chang, Jackson, Korman, Krimm, Lierman, Reznik, Solomon, Terrasa, Valentino–Smith, and P. Young**

AN ACT concerning

**Higher Education – Policy on Student Concerns About Athletic Programs and Activities**

FOR the purpose of requiring each institution of higher education to develop and adopt a certain policy that meets certain requirements on or before a certain date; authorizing an institution of higher education to make changes to the policy under certain circumstances; requiring each institution of higher education to post the policy and any changes to the policy on the institution’s website; requiring each institution of higher education to ensure that each student who participates in the institution’s athletic programs or activities has a copy of the policy and any changes to the policy; requiring each institution of higher education to submit to the Maryland Higher Education Commission and certain committees of the General Assembly the policy and any changes to the policy by a certain date; requiring each institution of higher education to submit to the Commission on or before a certain date each year the number of students who shared concerns under the policy; requiring the Commission to report a summary of certain submissions to certain committees of the General Assembly on or before a certain date each year; providing

for the application of this Act; and generally relating to a policy on student concerns about athletic programs and activities.

BY adding to

Article – Education

Section 11–1601 to be under the new subtitle “Subtitle 16. Policy on Student Concerns About Athletic Programs and Activities”

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 883 – Delegate Dumais**

AN ACT concerning

#### **Justice Reinvestment Act – Modifications**

FOR the purpose of providing that a certain presumption may be rebutted if a certain commissioner or court finds and states on the record at a certain time that adhering to certain limits would create a risk to a certain parolee, inmate, probationer, or defendant; authorizing a certain commissioner or court to take certain actions on finding that adhering to certain limits would create a risk to a certain parolee, inmate, probationer, or defendant; requiring a certain designee who may conduct a certain assessment to be certified or licensed, rather than certified and licensed; requiring a court to hold a hearing on a certain application; authorizing a certain person serving a certain term of confinement for an offense relating to volume dealing in cocaine base imposed on or before a certain date to file a certain motion to modify or reduce the sentence under certain circumstances; altering penalties for obtaining, attempting to obtain, possessing, or distributing controlled paraphernalia; altering a certain incorrect statutory reference; repealing a requirement that a certain person file a certain petition in a certain court under certain circumstances; altering a provision of law to require the State’s Attorney, rather than the court, to send a certain notice to a certain victim at the victim’s last known address, rather than the address listed in the court file; altering the membership of the advisory board of the Justice Reinvestment Oversight Board; ~~altering a provision relating to the expiration of the terms of certain members of the Justice Reinvestment Oversight Board;~~ making conforming changes; making clarifying changes; making a certain technical correction; and generally relating to justice reinvestment.

BY repealing and reenacting, with amendments,

Article – Correctional Services

Section 7–401 and 7–504

Annotated Code of Maryland

(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 5–601(e)(1), 5–609.1, and 5–620  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY adding to  
Article – Criminal Law  
Section 5–612.1  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 6–223, 6–224, and 10–110(a), (b), and (e)  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 9–3202  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section ~~9–3203(a)~~ 9–3207(e)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 16–303(k)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

~~BY repealing and reenacting, with amendments,  
Chapter 515 of the Acts of the General Assembly of 2016  
Section 10~~

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

**House Bill 885 – Delegates Palakovich Carr, Acevero, Barve, Boyce, Bridges, Carr, Charkoudian, Conaway, Crutchfield, Dumais, Ebersole, Feldmark, Guyton, Harrison, Healey, Hettleman, Hill, Ivey, Kaiser, Kelly, Korman, Lafferty, Lehman, R. Lewis, Lierman, Love, Luedtke, Moon, Mosby, Qi, Queen, Shetty, Smith, Solomon, Stewart, Terrasa, Wells, Wilkins, and P. Young**

AN ACT concerning

**Transportation – Vision Zero – Establishment**

FOR the purpose of establishing Vision Zero; specifying the purpose and goal of Vision Zero; requiring the Department of Transportation to designate a coordinator to oversee the implementation of Vision Zero; requiring the coordinator, in implementing Vision Zero, to collaborate with certain entities; requiring that the implementation of Vision Zero include certain strategies; requiring that the funding for Vision Zero be as provided by the Governor in the State budget; ~~requiring the Secretary of Transportation to adopt certain regulations;~~ requiring the Department to submit a certain report to the Governor and the General Assembly on or before a certain date each year; requiring the Department to make a certain report available on its website; defining certain terms; and generally relating to the establishment of Vision Zero.

BY adding to

Article – Transportation

Section 8–1001 through ~~8–1008~~ 8–1007 to be under the new subtitle “Subtitle 10. Vision Zero”

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 911 – Delegates Krimm, Acevero, Barron, Carr, Hettleman, Jackson, Kipke, J. Lewis, R. Lewis, McKay, Solomon, and Valentino-Smith**

AN ACT concerning

**Joint Committee on Ending Homelessness – 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~~ altering the duties of the Joint

Committee on Ending Homelessness to include certain duties regarding unaccompanied homeless minors; requiring the Committee to include in a certain annual report certain recommendations related to issues regarding unaccompanied homeless minors; defining a certain ~~terms~~ term; and generally relating to unaccompanied minors in need of shelter and the Joint Committee on Ending Homelessness.

~~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)~~

BY repealing and reenacting, with amendments,

Article – State Government

Section 2-10A-15

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

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

**House Bill 919 – ~~Delegate Haynes~~ Delegates Haynes, Glenn, Bridges, and Mosby**

AN ACT concerning

**Baltimore City – Senior Apartment Housing Facilities – Security ~~Guard~~ Services**

FOR the purpose of requiring the property management company of each senior apartment housing facility in certain geographic areas of Baltimore City to contract with a licensed security guard agency for the provision of security guard services or an off-duty law enforcement officer for the provision of security services at the senior apartment housing facility at certain times; defining certain terms; and generally relating to security ~~guard~~ services at senior apartment housing facilities in Baltimore City.

BY adding to

Article – Real Property

Section 8-119

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 965 – Delegates Mosby, Smith, and Wells**

AN ACT concerning

### Baltimore City – Alcoholic Beverages Licenses – Grounds for Suspension

FOR the purpose of authorizing the executive secretary of the Baltimore City Board of License Commissioners to immediately suspend ~~on a certain~~ alcoholic beverages license if ~~if~~ the executive secretary has reasonable ~~cause~~ articulable suspicion to believe that the license holder has failed to take reasonable measures to prevent certain acts of violence on certain property; requiring the Board, if the executive secretary immediately suspends a license under this Act, to give the license holder certain notice and hold a certain hearing within a certain period of time; making certain conforming changes; and generally relating to grounds for the suspension of alcoholic beverages licenses in Baltimore City.

BY repealing and reenacting, without amendments,  
 Article – Alcoholic Beverages  
 Section 4–604 and 12–102  
 Annotated Code of Maryland  
 (2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
 Article – Alcoholic Beverages  
 Section 12–2101  
 Annotated Code of Maryland  
 (2016 Volume and 2018 Supplement)

BY adding to  
 Article – Alcoholic Beverages  
 Section 12–2105  
 Annotated Code of Maryland  
 (2016 Volume and 2018 Supplement)

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

**House Bill 1007 – Delegates Shetty, J. Lewis, Arikan, Atterbeary, Carr, Cox, Dumais, W. Fisher, Hettleman, Hill, Luedtke, McComas, Moon, Solomon, Terrasa, and Wilkins**

AN ACT concerning

### Child Advocacy Centers – Expansion

FOR the purpose of requiring the Governor’s Office of Crime Control and Prevention to ensure, ~~to the greatest extent practicable,~~ that every child in the State has access to a child advocacy center; requiring child advocacy centers to assist in the response to or investigation of certain offenses against children; authorizing child advocacy centers to assist in the response to or investigation of certain offenses against

children; requiring child advocacy centers to provide a certain level of care; requiring the Governor's Office of Crime Control and Prevention to contract with a certain organization that meets certain requirements to establish a Maryland Statewide Organization for Child Advocacy Centers; requiring the Maryland Statewide Organization for Child Advocacy Centers to establish certain standards for child advocacy centers; requiring money for child advocacy centers to be distributed in a certain manner by the Maryland Statewide Organization for Child Advocacy Centers and the Governor's Office of Crime Control and Prevention; ~~authorizing~~ requiring the Governor to include in the annual budget a certain appropriation ~~beginning in a certain fiscal year~~; altering the date that the Governor's Office of Crime Control and Prevention is required to submit a certain annual report; adding child advocacy centers to the list of agencies that are required to enter into a certain written agreement that specifies standard operating procedures for certain child abuse and neglect investigations and prosecutions; making clarifying and technical changes; and generally relating to child advocacy centers.

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 11–923(h)  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section 5–706(f)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Article – Family Law  
Section 5–706(g)(1)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 1027 – Delegates Lopez, Wilson, Acevero, B. Barnes, Bartlett, Cardin, Feldmark, Glenn, Grammer, Harrison, Kelly, Mosby, Queen, Reznik, Solomon, Stewart, ~~and Wells~~ Wells, Atterbeary, Malone, J. Lewis, Sydnor, Moon, Crutchfield, McComas, Pippy, Hartman, R. Watson, Arikan, Shetty, W. Fisher, Cox, Anderson, and Conaway**

AN ACT concerning

**Criminal Law – Child Pornography**

FOR the purpose of altering certain definitions applicable to certain prohibitions against possessing, distributing, and creating child pornography; prohibiting a person from knowingly possessing and intentionally retaining a certain representation showing a computer-generated image that is indistinguishable from an actual child under a certain age portrayed in a certain manner; defining a certain term; applying certain penalties; and generally relating to child pornography.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 11–101, 11–201, and 11–208  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Article – Criminal Law  
Section 11–207  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 1081 – Delegates Charkoudian, Arentz, B. Barnes, Barve, Branch, Brooks, Carey, Dumais, Howard, Miller, Valderrama, ~~and Wilson~~ Wilson, and Qi**

AN ACT concerning

**State Board of Public Accountancy – Firm Permits – Attest Services**

FOR the purpose of repealing a provision of law that requires a certified public accountant firm to hold a permit issued by the State Board of Public Accountancy if the firm performs certain attest services for a client with a home office in this State; authorizing a certain firm that does not have an office in this State to perform certain attest services for a certain client in this State without a permit issued by the Board under certain circumstances; making conforming changes; and generally relating to certified public accountant firm permits and the State Board of Public Accountancy.

BY repealing and reenacting, without amendments,  
Article – Business Occupations and Professions  
Section 2–101(a) through (c)  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Business Occupations and Professions  
Section 2–401  
Annotated Code of Maryland



(2018 Replacement Volume)

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

**House Bill 1090 – ~~Delegate Jackson~~ Delegates Jackson, Charles, Chisholm, Hill, Johnson, Kerr, Kipke, Krebs, R. Lewis, Metzgar, Morgan, Rosenberg, and K. Young**

AN ACT concerning

**9-1-1 Specialists – Compensation and Benefits**

FOR the purpose of stating the findings and intent of the General Assembly with regard to certain 9-1-1 specialists; ~~providing a subtraction modification, up to a certain amount, under the Maryland income tax for distributions from certain retirement plans used by retired 9-1-1 specialists for certain health insurance premiums; providing a subtraction modification under the Maryland income tax, under certain circumstances, for a certain amount of retirement income attributable to certain employment as a 9-1-1 specialist; repealing references to the term “9-1-1 public safety telecommunicator” and substituting references to the term “9-1-1 specialist” in certain provisions authorizing a certain property tax credit; defining certain terms; altering a certain term; providing for the application of certain provisions of this Act; and generally relating to 9-1-1 specialists.~~

BY adding to

Article – Public Safety  
Section 1-302.1  
Annotated Code of Maryland  
(2018 Replacement Volume)

~~BY repealing and reenacting, without amendments,~~

~~Article – Tax – General  
Section 10-207(a)  
Annotated Code of Maryland  
(2016 Replacement Volume and 2018 Supplement)~~

~~BY adding to~~

~~Article – Tax – General  
Section 10-207(hh)  
Annotated Code of Maryland  
(2016 Replacement Volume and 2018 Supplement)~~

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

~~Article – Tax – General  
Section 10-209  
Annotated Code of Maryland~~

~~(2016 Replacement Volume and 2018 Supplement)~~

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 9–262  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 1098 – Delegate Kipke**

AN ACT concerning

**Health Insurance – Maryland Health Benefit Exchange – Small Business Tax  
Credit Subsidy**

FOR the purpose of altering the contents of the Maryland Health Benefit Exchange Fund; ~~requiring~~ authorizing the Maryland Health Benefit Exchange, in consultation with the Maryland Insurance Commissioner and as approved by the Board of Trustees of the Exchange, to submit a waiver under certain provisions of federal law ~~as soon as practicable but not later than a certain date~~ to allow the State to administer certain tax credit assistance to small businesses; requiring the Exchange to determine, before applying for a certain waiver of certain provisions of federal law, whether the State needs to apply for a certain waiver to distribute certain tax credit assistance to small businesses to certain employers on a certain basis; and generally relating to the Maryland Health Benefit Exchange and a small business tax credit subsidy.

BY repealing and reenacting, without amendments,  
Article – Insurance  
Section 31–102(a) and (c)(3) and 31–107(a), (b)(1)(i), and (f)(1)  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Insurance  
Section 31–107(e)  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY adding to  
Article – Insurance  
Section 31–121  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

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

**House Bill 1116 – Delegates Hettleman, McIntosh, Atterbeary, Bridges, Brooks, Crutchfield, Cullison, Ebersole, W. Fisher, Ghrist, Glenn, Haynes, Hill, Holmes, Hornberger, Jones, Kelly, Lierman, Queen, Sample–Hughes, Shetty, ~~and Sydnor~~ Sydnor, Guyton, Cain, Wilkins, Patterson, Luedtke, Smith, Walker, Washington, Mosby, Turner, Ivey, Palakovich Carr, Feldmark, and Kaiser**

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; providing for the application of this Act; 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(e)  
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 Budget and Taxation.

**House Bill 1122 – Delegates Hornberger, Buckel, Kipke, ~~and Patterson~~ Patterson, Pena-Melnyk, Bagnall, Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kelly, Kerr, Krebs, R. Lewis, Metzgar, Morgan, Rosenberg, Saab, Sample-Hughes, Szeliga, and K. Young**

AN ACT concerning

**Behavioral Health Programs – Outpatient Mental Health Centers –  
Requirements for Medical Directors**

FOR the purpose of requiring ~~certain outpatient mental health centers to employ a medical director who is a licensed psychiatrist or psychiatric nurse practitioner, has certain responsibility for certain services, and is on site for at least a certain number of hours per week~~ 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 certain outpatient mental health center, including through telehealth; and generally relating to ~~requirements for~~ medical directors at outpatient mental health centers.

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

Article – Health – General

Section ~~10-905~~ 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 1124 – Delegates Brooks, D. Barnes, Branch, Bromwell, D.E. Davis, Dumais, Fennell, Gaines, Glenn, Hettleman, Jones, R. Lewis, Luedtke, Mosby, Patterson, Proctor, Qi, Queen, Sample-Hughes, Stein, Valderrama, Walker, C. Watson, R. Watson, ~~and P. Young~~ P. Young, Bagnall, Barron, Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kelly, Kerr, Kipke, Krebs, Metzgar, Morgan, Pena-Melnyk, Pendergrass, Rosenberg, Saab, Szeliga, and K. Young**

AN ACT concerning

**State Government – Regulations Impacting Small Businesses – Economic  
Impact Analyses**

FOR the purpose of requiring certain units to make a certain certification regarding certain local regulations; requiring that the units must include a certain statement in certain proposed regulations; requiring the Department of Budget and Management to provide certain training regarding economic impact analyses to certain units; altering the period before a proposed regulation is submitted to the Maryland Register and to the Joint Committee on Administrative, Executive, and Legislative Review; requiring certain promulgating units to establish a certain electronic

registry for certain purposes; requiring a promulgating unit to post a proposed regulation or the scope of a proposed regulation on the registry if the proposed regulation has a significant small business impact; requiring a certain unit to notify certain parties when a proposed regulation or the scope of a proposed regulation is posted on a certain electronic registry; requiring a certain unit to post a proposed regulation on a certain electronic registry by a certain date; requiring a certain unit to create a certain compliance guide to assist small businesses in complying with a certain proposed regulation; establishing certain conditions that must be considered and certain actions that may be taken by a State unit in assessing a civil penalty against a small business for a violation of a State statute or regulation; requiring the Governor to designate a certain unit to study certain matters and to submit a report to certain committees of the General Assembly on or before a certain date; and generally relating to regulations and small businesses in the State.

BY repealing and reenacting, without amendments,

Article – State Government

Section 2–1505.2(a), (b), and (f) through (j) and 10–224(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 2–1505.2(d) and (e), 10–110, 10–224(b), and 10–1001

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

BY adding to

Article – State Government

Section 2–1505.2(k)

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 1140 – Delegates Chisholm, Buckel, Chang, Jalisi, Malone, McComas, ~~and Saab~~ Saab, Johnson, Krebs, Metzgar, and Szeliga**

AN ACT concerning

**Wills – Execution of Wills – Witnesses and Wills Executed Outside the State**

FOR the purpose of prohibiting, for purposes of an attested will, a person from qualifying as a witness in the presence of the testator if the witness is in a different physical location than the testator; clarifying the conditions under which a will executed outside the State is properly executed; making stylistic changes; providing for the application of this Act; and generally relating to the execution of wills.

BY repealing and reenacting, with amendments,  
Article – Estates and Trusts  
Section 4–102 and 4–104  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

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

**House Bill 1144 – Delegates Lehman, Pena–Melnyk, Acevero, B. Barnes, Barron, Boyce, Charkoudian, Charles, Fennell, W. Fisher, Hettleman, Ivey, Jackson, Moon, Palakovich Carr, Proctor, Rogers, Solomon, Stewart, Turner, Valentino–Smith, Washington, Wells, and K. Young**

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 requiring county boards to take certain reasonable steps to provide equal access to public services for certain individuals with limited English proficiency;~~ 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 Education, Health, and Environmental Affairs.

**House Bill 1147 – Delegate Atterbeary**

AN ACT concerning

**Family Law – Minors – Emancipation  
(Emancipation of Minors Act)**

FOR the purpose of extending the jurisdiction of the equity court to include a petition for the emancipation of a minor; altering the conditions under which an individual who is 17 years old may marry; prohibiting an individual under the age of 17 years from marrying; repealing a certain exception to the prohibition against disclosure of an application for a marriage license by a clerk of the court; requiring a clerk of the court to review a certain order before issuing a marriage license under certain circumstances; altering what is required to be kept as a record by a clerk of the court under certain circumstances; authorizing a minor to file a petition for emancipation in the minor's own name subject to certain requirements; prohibiting a parent from filing a petition for the emancipation of a minor; requiring that a certain petition for the emancipation of a minor contain certain information; requiring the court to appoint an attorney to represent the petitioner on the filing of a petition for the emancipation of a minor; requiring the court to request certain information from the Department of Human Services and requiring the Department to provide the information to the court; requiring a court to issue a certain show-cause order under certain circumstances; requiring a petitioner to serve a certain show-cause order on certain individuals and in a certain manner; requiring a court to hold a hearing on a petition for the emancipation of a minor within a certain period of time; authorizing a court to issue an order of emancipation after making certain findings; requiring a clerk of the court to issue a certified copy of an order of emancipation to a petitioner under certain circumstances; providing for the effect of an order of emancipation; authorizing the Court of Appeals to adopt rules to implement the provisions of this Act; making conforming changes; and generally relating to the emancipation of a minor.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 1–201(b), 2–301, 2–402(e), and 2–405(c)

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY adding to

Article – Family Law

Section 5–2A–01 through 5–2A–06 to be under the new subtitle “Subtitle 2A.  
Emancipation of a Minor”

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – General Provisions  
Section 1–401(a)  
Annotated Code of Maryland  
(2014 Volume and 2018 Supplement)

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

**House Bill 1192 – Delegates Valderrama, Barron, Carey, Dumais, Gaines, Gilchrist, Healey, Jackson, Kaiser, Krimm, Lehman, McComas, Palakovich Carr, Pena–Melnik, Qi, Reznik, and Solomon**

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 Budget and Taxation.



**House Bill 1208 – ~~Delegate Washington~~ Delegates Washington, Walker, Smith, Guyton, Cain, Wilkins, Ebersole, Mosby, Turner, Ivey, Palakovich Carr, and Feldmark**

AN ACT concerning

**Board of Restorative Practices in Schools – Establishment**

FOR the purpose of establishing the Board of Restorative Practices in Schools; providing for the composition, chair, and staffing of the Board; providing for the term of selected members of the Board; providing for the staggering of the terms of selected members of the Board; establishing that, at the end of a term, a selected member continues to serve until a successor is appointed and qualifies; providing that a majority of the authorized membership of the Board is a quorum; requiring the Board to meet a certain number of times each year; prohibiting a member of the Board from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Board to study, monitor, and make recommendations regarding certain matters; requiring the Board to report its findings and recommendations to the General Assembly on or before a certain date each year; defining a certain term; and generally relating to the Board of Restorative Practices in Schools.

BY adding to

Article – Education

Section 7–304.2

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 1218 – Wicomico County Delegation**

AN ACT concerning

**Wicomico County – Landlord and Tenant – Repossession for Failure to Pay Rent – Procedures**

FOR the purpose of authorizing a landlord in Wicomico County to repossess property for failure to pay rent in a certain manner under certain circumstances; requiring the landlord to provide a certain notice to a certain tenant in a certain manner; establishing a certain rebuttable presumption; requiring a sheriff to notify the District Court if the sheriff reasonably believes certain notice has not been provided and prohibiting the sheriff from executing the warrant of restitution under certain circumstances; requiring the District Court to vacate a certain warrant of execution under certain circumstances; establishing that chattels and personal property remaining at the time a certain warrant of restitution is executed are deemed

abandoned; establishing that the landlord or a person acting on the landlord's behalf may not be liable for loss or damage to certain abandoned property; authorizing a landlord to dispose of certain abandoned property in a certain manner; prohibiting certain abandoned property from being placed in a public right-of-way or on any public property; establishing that this Act does not restrict the authority of Wicomico County to enact certain legislation; providing for the application of this Act; and generally relating to repossession in Wicomico County.

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

BY adding to  
Article – Real Property  
Section 8–401(d–1)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

### **House Bill 1228 – Delegates Arentz, Ghrist, Jacobs, and Miller**

AN ACT concerning

#### **State Real Estate Commission – Real Estate Brokerage Relationships, Continuing Education, and Disclosures**

FOR the purpose of altering the subject matter of a certain continuing education course required by the State Real Estate Commission to include the principles of real estate brokerage relationships and disclosures; prohibiting a licensee from disclosing confidential information obtained from a prospective client except under certain circumstances; specifying that certain licensees may not be deemed to have a certain relationship under certain circumstances; altering certain definitions; repealing the definition of “agency relationship”; defining a certain term; making certain stylistic and conforming changes; and generally relating to real estate brokerage relationships and disclosures.

BY repealing and reenacting, without amendments,  
Article – Business Occupations and Professions  
Section 17–315(b)(1)  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Business Occupations and Professions

Section 17–315(b)(2)(v), 17–528, 17–532, 17–534(a), and 17–535(a)  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 1274 – ~~Delegate Rosenberg~~ Delegates Rosenberg, Pendergrass, Pena–Melnyk, Bagnall, Barron, Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kelly, Kerr, Kipke, Krebs, R. Lewis, Metzgar, Morgan, Saab, Sample–Hughes, Szeliga, and K. Young**

AN ACT concerning

### **Opioid Restitution Fund**

FOR the purpose of establishing the Opioid Restitution Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the State Treasurer to hold the Fund, and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; providing that expenditures from the Fund shall be made in accordance with the State budget; requiring the Governor to develop certain goals, objectives, and indicators, to consult with certain stakeholders at least once annually for a certain purpose, and to report to the General Assembly on or before a certain date each year; defining a certain term; making this Act subject to a certain contingency; and generally relating to the Opioid Restitution Fund.

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 7–331  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 1330 – Delegates R. Watson, D. Barnes, Barron, D.M. Davis, Jackson,  
and Wilkins**

AN ACT concerning

**State Law Library – Renaming**

FOR the purpose of renaming the State Law Library to be the Thurgood Marshall State Law Library; providing that the Thurgood Marshall State Law Library is the successor of the State Law Library; 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 Library may not be used until all letterhead, business cards, and other documents already in print and reflecting the name of the Library 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; making conforming changes; and generally relating to the renaming of the State Law Library.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 13–204(c), 13–501, 13–503, and 13–504  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 23–301(b)(2)(iv)  
Annotated Code of Maryland  
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Local Government  
Section 9–102(2), 9–203(4), 9–206(b)(1)(iii), 9–306(d)(4), and 9–314(b)(1)(iii)  
Annotated Code of Maryland  
(2013 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 2–409(b)(3)(ii) and 7–216(c)(2)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

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

**House Bill 1344 – Delegates Haynes, Acevero, Chang, Corderman, Jackson, and McKay**

AN ACT concerning

**Department of Juvenile Services – Juvenile Strategic Reentry Program**

FOR the purpose of requiring the Secretary of Juvenile Services to establish the Juvenile Strategic Reentry Program for children committed to the custody or under the guardianship of the Department of Juvenile Services; establishing the purpose of the Program; requiring the Department to direct reentry specialists to oversee the return of certain children to the community; requiring a reentry specialist to meet with a child a certain number of days before the release of the child from an out-of-home placement; requiring a reentry specialist to review certain items during a certain meeting; requiring the reentry specialist to invite the family of the child to attend and participate in the reentry planning process; requiring the reentry specialist to meet with the child and the family of the child after the child has been released from commitment and has been in the community for a certain number of days; requiring, after a certain initial meeting, the reentry specialist to meet with the child in intervals of a certain number of days ~~until the child reaches a certain age~~ for a certain period of time; requiring a reentry specialist to report quarterly to the Department on the progress of the child; authorizing the Department to adopt certain regulations; and generally relating to the Juvenile Strategic Reentry Program and the Department of Juvenile Services.

BY adding to

Article – Human Services

Section 9–247

Annotated Code of Maryland

(2007 Volume and 2018 Supplement)

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

**House Bill 1346 – Delegates Haynes, Chang, Corderman, Jackson, and McKay**

AN ACT concerning

**Public Safety – Student Peer Mediation Program Fund – Establishment**

FOR the purpose of establishing the Student Peer Mediation Program Fund as a special, nonlapsing fund; specifying the purpose, use, and contents of the Fund; requiring the Executive Director of the Governor’s Office of Crime Control and Prevention to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller, in conjunction with the Executive Director, to account for the Fund;

requiring the Governor annually to appropriate a certain amount for the Fund; providing for the investment of money in and expenditures from the Fund; providing that expenditures from the Fund may be made only in accordance with the State budget; providing that the accounts and transactions of the Fund shall be subject to a certain audit; requiring the Executive Director to establish certain procedures for the disbursement of money from the Fund and, subject to a certain priority, award grants from the Fund; requiring that an applicant provide the Executive Director with certain information; specifying that money distributed from the Fund shall be used to supplement, and not supplant, certain other funding; 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; defining certain terms; and generally relating to the Student Peer Mediation Program Fund.

BY adding to

Article – Public Safety

Section 4–1201 through 4–1203 to be under the new subtitle “Subtitle 12. Student Peer Mediation Program 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 Budget and Taxation.

**House Bill 1425 – Chair, Appropriations Committee (By Request – Departmental – Stadium Authority)**

AN ACT concerning

**Maryland Stadium Authority – Development of Supplemental Facilities to  
Benefit Camden Yards**

FOR the purpose of authorizing the Maryland Stadium Authority to prepare certain studies that relate to the development of certain supplemental facilities within Baltimore City to benefit the sports facilities at Camden Yards; authorizing the Authority to undertake certain activities that relate to the studies, solely or in cooperation with certain other entities, and using certain money; authorizing the Authority, subject to the approval of the Board of Public Works and review by the Legislative Policy Committee, to develop certain supplemental facilities and supplemental facility sites to directly or indirectly benefit the sports facilities at Camden Yards and specifying certain powers included in the authorization; authorizing the Authority to acquire certain property or a certain interest in property in a certain manner and subject to annual appropriations and certain provisions of law; requiring the Authority to notify the governing body of Baltimore City of the Authority's intent to acquire certain property and to provide a certain comment period; establishing that certain contracts require the prior approval of the Board of Public Works; authorizing the Authority to issue certain bonds to finance site acquisition for and construction of any portion of a certain supplemental facility, subject to certain limitations; requiring the Authority to provide a certain financing plan to certain committees of the General Assembly at least a certain amount of time before seeking approval of the Board of Public Works for a certain bond issue or other borrowing; specifying that a certain bond issued to finance a supplemental facility is a limited obligation of the Authority payable solely from certain pledged money and is not a debt, liability, moral obligation, or pledge of the faith and credit or the taxing power of the State, the Authority, or any other governmental unit; establishing the Supplemental Facilities Fund as a continuing, nonlapsing fund; specifying the purpose and contents of the Fund; specifying the purpose for which the Fund may be used; exempting the Fund from a certain provision of law requiring interest earnings on State money in special funds to accrue to the General Fund of the State; limiting the amount of debt that may be issued by the Authority to finance certain supplemental facilities; including nontax supported debt in a certain debt limit; defining certain terms; and generally relating to the Maryland Stadium Authority and the development of supplemental facilities to benefit Camden Yards.

BY repealing and reenacting, without amendments,

Article – Economic Development

Section 10–601(a), (b), (d), (m), (n), and (ee) and 10–628(a)

Annotated Code of Maryland

(2018 Replacement Volume)

BY adding to

Article – Economic Development

Section 10–601(ff), (gg), and (hh), 10–622.1 through 10–622.5, and 10–657.1

Annotated Code of Maryland

(2018 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Economic Development  
Section 10–601(ff), 10–620(e), and 10–628(c)  
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 Budget and Taxation.

### QUORUM CALL

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

(See Roll Call No. 604)

### ADJOURNMENT

At 5:06 P.M. on motion of Senator Guzzone the Senate adjourned until 8:00 P.M. on Legislative Day March 16, 2019, Calendar Day, Monday, March 18, 2019.



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**Annapolis, Maryland**  
**Legislative Day: March 16, 2019**  
**Calendar Day: Monday, March 18, 2019**  
**8:00 P.M. Session**

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The Senate met at 8:08 P.M.

Prayer by Pastor Darryl Kearney, Turner Memorial AME Church, guest of Senator Augustine.

(See Exhibit A of Appendix III)

**QUORUM CALL**

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

(See Roll Call No. 606)

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

The Journal of March 18, 2019 was read and approved.

**LIVE PERFORMANCE OF "MARYLAND OUR HOME"**  
**BY DALE GRAY AND MICHAELA MARIN**

From the waters of the Atlantic Ocean  
To the city of Baltimore  
In the shadow of the Appalachians  
And the fields of the Eastern Shore

O Maryland, our Maryland  
Long may you be known  
Forever true, we are one in you  
O Maryland, our home!

When its sunset on the Chesapeake  
Or a moonlit Potomac night  
It's sailing in Annapolis  
Her majestic dome in sight

O Maryland, our Maryland  
Long may you be known

Forever true, we are one in you  
O Maryland, our home!

From Fort McHenry let freedom ring  
In each city and county strong  
We stand united as we sing  
Our joyous freedom song!

O Maryland, our Maryland,  
Long may you be known.  
Forever true, we are one in you,  
O Maryland, our home!  
O Maryland, our home!

By – Tom Ponton

### INTRODUCTION OF RESOLUTIONS

#### **Senate Resolution No. 416 – Senator Ronald N. Young:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
Maryland School for the Deaf  
Football Team  
in recognition of  
winning their 15th national title and being named the 2019 National Champions by  
DeafDigest Sports.  
The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 18th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 45    Negative – 0    (See Roll Call No. 607)

#### **Senate Resolution No. 417 – Senator Ronald N. Young:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
Maryland School for the Deaf  
Girls Volleyball Team  
in recognition of  
winning their 12th national title and being named the 2018 National Champions by  
DeafDigest Sports.

The entire membership extends its best wishes on this memorable occasion and directs this resolution be presented on this 18th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 45    Negative – 0    (See Roll Call No. 608)

**Senate Resolution No. 415 – Senator Ronald N. Young:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
Maryland School for the Deaf  
Boys Basketball Team  
in recognition of  
winning their 9th national title and being named  
the 2019 National Champions by DeafDigest Sports.  
The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 18th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 45    Negative – 0    (See Roll Call No. 609)

**MESSAGE FROM THE HOUSE  
INTRODUCTORY HOUSE BILLS NO. 20**

**House Bill 273 – Delegate B. Barnes**

AN ACT concerning

**Anne Arundel County – Solicitation of Money or Donations From Occupants of  
Vehicles – Prohibitions and Permit Program**

FOR the purpose of altering a prohibition, in Anne Arundel County, on a person standing in a certain highway to solicit money or donations to prohibit a person from standing, or causing, encouraging, allowing, or petitioning another to stand, in a roadway, a median divider, or an intersection to solicit money or donations from the occupant of a vehicle, subject to a certain exception; authorizing the governing body of Anne Arundel County or of a municipal corporation in Anne Arundel County to enact a certain permit program to allow individuals who are at least a certain age and representatives of certain organizations who are at least a certain age to solicit money or donations from the occupant of a vehicle by standing in a roadway, a median divider, or an intersection in the county or municipal corporation; requiring

that, in Anne Arundel County, an applicant for a certain permit submit proof of a certain plan that includes a requirement that a certain individual receive traffic safety training; providing that a certain permit be effective only for a certain period of time in Anne Arundel County; providing that, in Anne Arundel County, an individual or a certain organization may obtain only a certain number of a certain permit per calendar year; providing for the termination of this Act; and generally relating to the solicitation and collection of money or donations from occupants of vehicles in Anne Arundel County.

BY repealing

Article – Transportation  
Section 21–507(e)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation  
Section 21–507(f)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY renumbering

Article – Transportation  
Section 21–507(g) through (j), respectively  
to be Section 21–507(f) through (i), respectively  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 626 – ~~Delegate Krebs~~ Delegates Krebs, Pendergrass, Pena–Melnyk, Barron, Bhandari, Carr, Charles, Chisholm, Cullison, Kelly, Kipke, R. Lewis, Metzgar, Morgan, Rosenberg, Saab, Sample–Hughes, Szeliga, and K. Young**

#### EMERGENCY BILL

AN ACT concerning

#### **Health Care Facilities – Change in Bed Capacity – Certificate of Need Exemption**

FOR the purpose of exempting an increase or decrease in bed capacity from the certificate of need requirement if the increase or decrease will occur in a certain intermediate care facility, ~~or a certain general hospice program, or a certain hospital with acute psychiatric beds under certain circumstances~~ and certain written notice is filed with the Maryland Health Care Commission at least a certain number of days before

increasing or decreasing bed capacity; requiring the Commission to review a certain chapter of the State Health Plan and, under certain circumstances, report to certain committees of the General Assembly on or before a certain date; making a technical change; making this Act an emergency measure; and generally relating to certificates of need for a change in bed capacity.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 19–120(h)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

### **House Bill 637 – Delegates Clippinger, R. Lewis, and Lierman**

AN ACT concerning

#### **Baltimore City – Alcoholic Beverages – Licenses**

FOR the purpose of authorizing a certain transferee of a Class B–D–7 license in a certain area of the 46th legislative district in Baltimore City to apply to the Board of License Commissioners to exchange the license for a Class A–7 license under certain circumstances; establishing an Inner Harbor Park license; authorizing the Board to issue a certain number of licenses to a nonprofit organization that is operated for a certain purpose; authorizing the licensed premises to be located in certain areas; providing that the license authorizes the license holder to sell beer, wine, and liquor for on–premises consumption at certain times; specifying an annual license fee and certain other fees for certain privileges; altering the capital investment requirement for a public market license; authorizing the holder of a public market license to designate a vendor to sell certain alcoholic beverages for on–premises consumption at a restaurant in a certain premises; requiring that the restaurant have average daily receipts from the sale of food that are at least a certain amount of the total daily receipts of the restaurant; authorizing the vendor to sell alcoholic beverages in an area exceeding a certain amount of square feet; specifying the hours and days of sale; prohibiting the privilege to sell alcoholic beverages at the restaurant from being transferred to another location; specifying that the premises of the restaurant does not count toward a certain floor space limit; altering certain license fees; authorizing the Board to issue a Class B beer, wine, and liquor license for a restaurant in a certain location under certain circumstances; prohibiting the Board from issuing more than a certain number of Class B–HM (hotel–motel) licenses in a certain location; ~~making a technical change;~~ providing certain exceptions from prohibitions against certain transactions involving a certain distillery and a certain retail dealer; making technical and conforming changes; providing for the termination of certain provisions of this Act; and generally relating to alcoholic beverages licenses in Baltimore City.

BY renumbering

Article – Alcoholic Beverages  
Section 12–1001.2  
to be Section 12–1001.3  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages  
Section 12–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages  
Section 12–404, 12–902.1, 12–1002.1, and 12–1604  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY adding to

Article – Alcoholic Beverages  
Section 12–1001.2  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 645 – Delegates Jackson, Lisanti, Chang, Fennell, ~~Jackson~~, Johnson, Krebs, Krimm, Rose, Shoemaker, and P. Young**

SECOND PRINTING

AN ACT concerning

**Local Pension Systems – Special Disability Retirement Allowance**

FOR the purpose of requiring that the appropriate authority of a local pension system offer a special disability retirement allowance to certain members under certain circumstances; providing for the calculation of a special disability retirement allowance; exempting the appropriate authority of a local pension system from the requirements of this Act under certain circumstances; defining certain terms; and generally relating to local pension systems and special disability retirement allowances.

BY adding to

Article – State Personnel and Pensions

Section 40-102  
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 680 – Delegates Cullison, Barron, Bromwell, Carey, Carr, Charkoudian, Glenn, Johnson, Kelly, Lafferty, R. Lewis, Pena-Melnyk, Reznik, Sample-Hughes, and P. Young**

AN ACT concerning

**Responsible Workforce Development Percentage Price Preference Act**  
**State Procurement – State Funded Construction Projects – Payment of**  
**Employee Health Care Expenses**

FOR the purpose of requiring the Board of Public Works to adopt regulations to require certain ~~units to establish a certain responsible workforce development percentage price preference; requiring a procurement officer to apply a certain responsible workforce development percentage price preference if a certain certification is submitted or if the bidder is a minority business enterprise; requiring certain responsible bidders and subcontractors to certify on a certain form that certain health care expenses were at least a certain percentage of certain wages paid for during a certain period of time before the submission of a certain bid; bidders, contractors, and subcontractors to pay certain employee health care expenses; requiring the Department of General Services and the Department of Transportation, by regulation, to establish certain procedures to certify that a bidder, contractor, or subcontractor pays certain employee health care expenses; establishing the methods by which a bidder, contractor, or subcontractor demonstrates the payment of certain employee health care expenses; authorizing a bidder, contractor, or subcontractor to demonstrate the payment of employee health care expenses in a certain manner on or before a certain date; requiring the Department of General Services and the Department of Transportation to collaborate with the Department of Labor, Licensing, and Regulation to develop a certain form; authorizing a procurement officer to require a responsible bidder or subcontractor to submit certain records under certain circumstances; prohibiting a certain responsible workforce development percentage price preference from being applied under certain circumstances; requiring certain health care expenses paid by a certain bidder or subcontractor to be at least a certain percentage of certain wages paid during a certain period of time after the award of a certain contract; authorizing a procurement officer to void a certain contract under certain circumstances; requiring a certain bidder or subcontractor that fails to comply with a certain provision of law to pay a certain unit a certain amount; authorizing a procurement officer to void a contract under certain circumstances; prohibiting a certain person or entity from providing certain false information; establishing certain civil penalties under certain circumstances; authorizing certain action to be brought by certain persons; requiring the Board to collect certain information and report to certain~~

committees of the General Assembly; defining certain terms; providing for the application of this Act; and generally relating to ~~percentage price preferences and procurement~~ procurement and the payment of employee health care expenses.

BY adding to

Article – State Finance and Procurement

Section ~~14-701 through 14-705~~ 17-801 through 17-804 to be under the new subtitle

~~“Subtitle 7. Responsible Workforce Development Percentage Price Preference”~~

“Subtitle 8. Responsible Payment of Employee Health Care Expenses”

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 687 – Delegates Wilson, Atterbeary, Bromwell, ~~and D.E. Davis~~  
D.E. Davis, Moon, Lopez, Grammer, Bartlett, Crutchfield, McComas,  
R. Watson, Arikan, Shetty, and W. Fisher**

AN ACT concerning

**Civil Actions – Child Sexual Abuse – Definition and Statute of Limitations  
(Hidden Predator Act of 2019)**

FOR the purpose of altering the definition of “sexual abuse”; altering the statute of limitations in certain civil actions relating to child sexual abuse; repealing a certain definition; ~~providing for the application of this Act~~ providing for the retroactive application of this Act under certain circumstances; and generally relating to child sexual abuse.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 5-117

Annotated Code of Maryland

(2013 Replacement Volume and 2018 Supplement)

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

**House Bill 707 – Delegates Crutchfield ~~and Dumais~~, Dumais, Adams, Anderson,  
Arentz, Arikan, Atterbeary, Chisholm, Ciliberti, Clark, Corderman, Cox,  
W. Fisher, Grammer, Hartman, Kipke, Krebs, J. Lewis, Malone, Mangione,  
McComas, McKay, Metzgar, Morgan, Parrott, Rose, Saab, Shetty, Szeliga,  
R. Watson, and Wivell**

AN ACT concerning



~~**Manslaughter and Homicide by Vehicle or Vessel Drunk and Drugged Driving  
Offenses – Penalties**~~

FOR the purpose of ~~increasing the maximum terms of imprisonment for the crimes of manslaughter by vehicle or vessel, homicide by vehicle or vessel while under the influence of alcohol or under the influence of alcohol per se, homicide by vehicle or vessel while impaired by alcohol, homicide by vehicle or vessel while impaired by drugs, and homicide by vehicle or vessel while impaired by a controlled dangerous substance;~~ prohibiting an individual from committing certain drunk or drugged driving offenses if the individual has been convicted previously for certain other crimes under certain circumstances; establishing certain penalties; increasing certain penalties for certain convictions of driving while impaired by alcohol while transporting a minor; and generally relating to establishing drunk and drugged driving offenses and altering penalties for manslaughter by vehicle or vessel and certain crimes of homicide by vehicle or vessel drunk and drugged driving offenses.

BY repealing and reenacting, without amendments,

Article – Criminal Law

~~Section 2-209(a), (b), and (e), 2-503(a) and (b), 2-504(a) and (b), 2-505(a) and (b), and 2-506(a) and (b), and 3-211(c)(1), (d)(1), (e)(1), and (f)(2)~~

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

~~Section 2-209(d)(1) and (2)(i), 2-503(e)(1) and (2)(i), 2-504(e)(1) and (2)(i), 2-505(e)(1) and (2)(i), and 2-506(e)(1) and (2)(i)~~

Section 2-505(c)(1) and (2)(i)

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation

Section 21-902(a)(1)(i) and (ii) and (2)(i), (b)(1)(i) and (2)(i), (c)(1)(i) and (2)(i), and (d)(1)(i) and (2)(i)

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 21-902(a)(1)(iii) and (2)(ii), (b)(1)(ii) and (2)(ii), (c)(1)(ii) and (2)(ii), and (d)(1)(ii) and (2)(ii)

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY adding to

Article – Transportation

Section 21–902(h) and (i)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 712 – ~~Delegates Crutchfield and Atterbeary, Atterbeary, Malone, J. Lewis, Lopez, Grammer, Bartlett, McComas, Arikan, Shetty, W. Fisher, and Cox~~**

AN ACT concerning

**Criminal Law – Continuing Course of Conduct With a Child – Unit of Prosecution**

FOR the purpose of establishing that acts constituting a continuing course of unlawful sexual conduct with a victim under the age of 14 years that occur in different periods of time are separate violations; and generally relating to the crime of continuing course of conduct with a child.

BY repealing and reenacting, with amendments,  
 Article – Criminal Law  
 Section 3–315  
 Annotated Code of Maryland  
 (2012 Replacement Volume and 2018 Supplement)

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

**House Bill 754 – ~~Delegate Kipke~~ Delegates Kipke, Pendergrass, Pena–Melnyk, Bagnall, Barron, Bhandari, Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kelly, Kerr, Krebs, R. Lewis, Metzgar, Morgan, Rosenberg, Sample–Hughes, Szeliga, and K. Young**

EMERGENCY BILL

AN ACT concerning

**Health Insurance and Pharmacy Benefits Managers – Cost Pricing and Reimbursement**

FOR the purpose of ~~authorizing a pharmacist or a pharmacy to decline to dispense a prescription drug or provide a pharmacy service to a certain member if the amount reimbursed by a certain insurer, nonprofit health service plan, or health maintenance organization is less than a certain acquisition cost; providing that certain provisions of this Act apply in a certain manner to contracts between pharmacy benefits managers that contract with managed care organizations; prohibiting a certain contract or amendment to a certain contract from becoming~~

effective except under certain circumstances; clarifying that certain provisions of law apply to certain appeals; providing that a certain process required to be included in certain contracts must include a requirement that a pharmacy benefits manager provide a certain mathematical calculation; requiring the Commissioner to take certain actions if a designee of the contracted pharmacy files a complaint; requiring a pharmacy benefits manager to provide certain information to the Commissioner for a certain purpose under certain circumstances; requiring that each contract between a pharmacy benefits manager and a contracted pharmacy include a certain process to appeal, investigate, and resolve disputes regarding cost pricing and reimbursement, rather than only maximum allowable cost pricing; requiring that the appeals process include a requirement that a pharmacy benefits manager provide a certain formulary under certain circumstances certain information; repealing the authority of a pharmacy benefits manager to retroactively deny or modify reimbursement to a pharmacy or pharmacist for an approved claim that caused certain monetary loss; prohibiting pharmacy benefits managers and certain purchasers from directly or indirectly charging a contracted pharmacy, or holding a contracted pharmacy responsible for, fees or reimbursements related to the adjudication of certain claims; providing that certain actions are a violation of certain provisions of law; defining a certain term certain terms; making conforming and technical changes; making this Act an emergency measure; providing for the application of certain provisions of this Act; and generally relating to cost pricing and reimbursement of prescription drugs.

BY adding to

Article – Health – General  
Section 15–102.3(g)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Insurance  
Section 15–1601(a)  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY adding to

Article – Insurance  
Section ~~15–1012 and 15–1628.2~~ 15–1601(c–1), (c–2), and (h–1), 15–1628.2, and  
15–1628.3  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY repealing

Article – Insurance  
Section ~~15–1628.1(f) through (i)~~  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
 Article – Insurance  
 Section ~~15-1631~~ 15-1628, 15-1628.1, 15-1631, and 15-1642  
 Annotated Code of Maryland  
 (2017 Replacement Volume and 2018 Supplement)

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

**House Bill 786 – Delegates Atterbeary, Acevero, B. Barnes, Bartlett, Barve, Branch, Bridges, Cain, Carr, Chang, Charkoudian, Charles, Crutchfield, Cullison, D.M. Davis, D.E. Davis, Dumais, Ebersole, Feldmark, Fennell, W. Fisher, Fraser-Hidalgo, Gilchrist, Glenn, Healey, Hettleman, Hill, Ivey, Jalisi, Jones, Kaiser, Kelly, Korman, Krimm, Lafferty, J. Lewis, R. Lewis, Lierman, Lopez, Love, McIntosh, Moon, Mosby, Palakovich Carr, Patterson, Pendergrass, Proctor, Qi, Reznik, Rogers, Sample-Hughes, Shetty, Smith, Solomon, Sydnor, Terrasa, Turner, Valentino-Smith, C. Watson, R. Watson, K. Young, and P. Young**

AN ACT concerning

**Public Safety – Rifles and Shotguns – Secondary Transactions**

FOR the purpose of providing that a person who is not a certain licensee may not complete the transfer of a certain rifle or shotgun in a certain role, except under certain circumstances; requiring, before a certain transfer is conducted, the transferor and transferee to meet jointly with a certain licensee and request that the licensee facilitate the transfer; requiring a certain licensee to take certain actions when facilitating a certain transfer; ~~authorizing a certain transferor to remove a certain rifle or shotgun from certain premises under certain circumstances;~~ prohibiting a certain licensee and transferor from completing a certain transfer if a certain background check has a certain result; authorizing a certain transferor to remove a certain rifle or shotgun from certain premises if a certain background check has a certain result; authorizing a certain licensee to charge a reasonable fee for facilitating a certain transfer; establishing certain penalties for violating this Act and for providing false information while conducting a transfer under this Act; excluding certain transfers from the scope of this Act; ~~prohibiting a licensee or any other person from selling, renting, or transferring a certain rifle or shotgun for a certain period of time following the execution of a federal firearms transaction record; requiring a person who sells, rents, or transfer a certain rifle or shotgun to forward a certain written notification of the transaction to the Secretary of State Police within a certain amount of time; requiring the Secretary to maintain a permanent record of all notifications received in the State; prohibiting a person from purchasing more than one certain rifle or shotgun in a 30-day period; providing for certain exceptions to the prohibition on purchasing more than one certain rifle or shotgun in a 30-day period; requiring a certain person who moves into the State to register certain rifles and shotguns with the Secretary within a certain period of~~

~~time; requiring the Secretary to prepare and provide a certain application for registering rifles and shotguns; providing that certain registration data is not open to public inspection; prohibiting a certain person from selling, renting, or transferring a certain rifle or shotgun unless the person presents a long gun qualification license issued by the Secretary or certain credentials or identification; providing for certain exceptions to the requirement to present and possess a long gun qualification license under certain circumstances; establishing certain requirements and procedures for the issuance and renewal of a long gun qualification license; authorizing the Secretary to revoke a long gun qualification license under certain circumstances; requiring a certain person to return a long gun qualification license under certain circumstances; establishing certain requirements and procedures for the issuance of a replacement long gun qualification license under certain circumstances; authorizing the Secretary to adopt certain regulations; prohibiting a certain dealer or other person from knowingly participating in the illegal sale, rental, transfer, purchase, possession, or receipt of a certain rifle or shotgun under certain circumstances; establishing certain penalties; defining certain terms; and generally relating to rifles and shotguns.~~

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 5–201

Annotated Code of Maryland

(2018 Replacement Volume)

BY adding to

Article – Public Safety

Section 5–204.1 ~~through 5–204.4, 5–207, and 5–208~~

Annotated Code of Maryland

(2018 Replacement Volume)

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

**House Bill 1074 – Delegates Cain, Luedtke, ~~and Turner~~ Turner, Guyton, Palakovich Carr, Ivey, Patterson, Feldmark, Mosby, Washington, Ebersole, Wilkins, and Smith**

AN ACT concerning

**Education – Juvenile Services Education Programs – Management and Operation**

FOR the purpose of altering the categories of individuals who are authorized to be employed or contracted to provide education services for a certain time period with a certain salary; extending the date for the State Department of Education to convene a workgroup to analyze the results of the Juvenile Services Education County Pilot Program; altering the membership of the workgroup; altering the charge of the workgroup; extending the deadline for the workgroup to report its findings and

recommendations; extending the termination date for the workgroup; and generally relating to juvenile services education programs.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 6–302(a) and (c)  
Annotated Code of Maryland  
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Chapter 565 of the Acts of the General Assembly of 2018  
Section ~~2(a) and (g)~~ 2 and 3

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

**House Bill 1080 – Delegates Krimm, Buckel, Ciliberti, Corderman, Cox, Ghrist, Grammer, Jackson, Kerr, J. Lewis, Lierman, Lisanti, Luedtke, Metzgar, Qi, Shoemaker, Smith, and Wilkins**

AN ACT concerning

**Alcoholic Beverages – Beer Franchise Agreements – Notice of Nonrenewal or Termination**

FOR the purpose of ~~limiting the application of the time frame for nonrenewal or termination of a beer franchise agreement to a large franchisor;~~ specifying a certain time frame within which a ~~small~~ certain franchisor is required to notify a franchisee of an intention to terminate or refuse to renew a beer franchise agreement; ~~establishing certain other notice requirements for franchisees; specifying that only a large franchisor is prohibited from~~ exempting certain franchisors from a prohibition against terminating or refusing to continue or renew a beer franchise agreement without good cause under certain circumstances; requiring a ~~small~~ certain franchisor to ~~buy back certain beer at a certain price from~~ pay a certain amount in a certain manner to a certain franchisee under certain circumstances; providing for the submission of a certain matter to arbitration and for its application and enforcement in a certain manner; requiring certain support for certain products to continue in a certain manner; providing for the application of this Act; making a technical change; defining certain terms; providing that existing obligations or contract rights may not be impaired by this Act; ~~providing for a delayed effective date;~~ and generally relating to alcoholic beverages.

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 5–101, 5–107, 5–108, and 5–109, ~~and 5–201~~  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY adding to

Article – Alcoholic Beverages  
Section 5–109  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 1091 – Delegates Solomon, Carr, Korman, Stewart, and Wilkins**

AN ACT concerning

**Public–Private Partnerships – Reforms**

FOR the purpose of requiring a certain reporting agency to include in presolicitation reports for certain public–private partnerships presolicitation reports of certain contracts and a certain environmental impact statement under certain circumstances; requiring certain presolicitation reports to be submitted to the Legislative Policy Committee; prohibiting the Board of Public Works from approving a public–private partnership agreement until the Legislative Policy Committee submits approval of has reviewed and commented on the public–private partnership if a certain review and comment period is during a certain time and until a certain independent rating assessment survey is completed; requiring the completed under certain circumstances; extending the period for review, analysis, and comment for certain public–private partnership agreements; requiring a certain independent rating assessment survey to include certain information; requiring that a certain public–private partnership agreement include the minimum credit rating to be maintained by a certain entity and funding source; requiring, under certain circumstances, the terms of a public–private partnership to contain certain provisions; extending a certain prohibition on noncompete clauses in certain public–private partnership agreements to all transit or road maintenance projects regardless of funding source; altering a certain definition; and generally relating to public–private partnerships.

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement  
Section 10A–101(a)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement  
Section ~~10A–203(a)~~ 10A–101(b), 10A–201(a), 10A–203(a), and 10A–401(a) and (c)  
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 1100 – The Speaker (By Request – Department of Legislative Services)**

AN ACT concerning

**State Board of Waterworks and Waste Systems Operators – Fee Setting, Sunset Extension, and Program Evaluation**

FOR the purpose of requiring the State Board of Waterworks and Waste Systems Operators to set certain fees so as to produce funds sufficient to cover certain costs of regulating waterworks, wastewater works, and industrial wastewater works in accordance with certain provisions of law; continuing the Board in accordance with the Maryland Program Evaluation Act (sunset law) by extending to a certain date the termination provisions relating to statutory and regulatory authority of the Board; requiring that an evaluation of the Board and the statutes and regulations that relate to the Board be performed on or before a certain date; and generally relating to the State Board of Waterworks and Waste Systems Operators.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 12–206 and 12–602  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 8–403(a)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 8–403(b)(55)  
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 1114 – The Speaker (By Request – Department of Legislative Services)**

AN ACT concerning

**State Board of Well Drillers – Fee Setting, Sunset Extension, and Program Evaluation**



FOR the purpose of requiring the State Board of Well Drillers to set certain fees in a manner that will provide funds sufficient to cover the actual direct and indirect costs of regulating the well drilling industry; continuing the Board in accordance with the provisions of the Maryland Program Evaluation Act (sunset law) by extending to a certain date the termination provisions relating to statutory and regulatory authority of the Board; requiring that an evaluation of the Board and the statutes and regulations that relate to the Board be performed on or before a certain date; and generally relating to the State Board of Well Drillers.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 13–207 and 13–602  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 8–403(a)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 8–403(b)(56)  
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 1165 – Delegates Atterbeary, Acevero, Carr, Cullison, W. Fisher, Hill, Ivey, Kelly, R. Lewis, Moon, Mosby, Palakovich Carr, Pena–Melnyk, Shetty, and K. Young**

AN ACT concerning

**State Government – Government Agents – Requests for and Use of Immigration Status Information**

FOR the purpose of prohibiting, except under certain circumstances, a government agent from requesting information about the immigration or citizenship status of a person or a person's family members or acquaintances; prohibiting a government agent from coercing information or action from a person by using certain information related to immigration; prohibiting a government agent from detaining or questioning a person based on a certain immigration or citizenship status of the person or any other person; authorizing a certain person to use a certain legal remedy and recover certain

fees and costs under certain circumstances; defining the term “government agent”; providing for the scope of this Act; and generally relating to requests for and the use of immigration status information by government agents.

BY adding to

Article – State Government

Section 10–1701 to be under the new subtitle “Subtitle 17. Immigration Status Information”

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

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

### **House Bill 1166 – Howard County Delegation**

AN ACT concerning

#### **Howard County – Authority to Impose Fees for Use of Disposable Bags**

##### **Ho. Co. 04–19**

FOR the purpose of authorizing Howard County to impose, by law, a fee on certain retail establishments for the use of disposable bags as part of a retail sale of products; limiting the amount of a certain fee; requiring the county to use certain revenue only for certain purposes; defining certain terms; and generally relating to the authority for Howard County to impose a fee for the use of disposable bags.

BY adding to

Article – Local Government

Section 13–1001 to be under the new subtitle “Subtitle 10. Miscellaneous Provisions”

Annotated Code of Maryland

(2013 Volume and 2018 Supplement)

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

### **House Bill 1194 – Delegates Lierman, Gilchrist, Hettleman, Lafferty, R. Lewis, and P. Young**

AN ACT concerning

#### ~~Natural Resources Whistleblower Program Establishment~~ Natural Resources Protection Program of 2019

FOR the purpose of requiring the Department of Natural Resources to establish a ~~Natural Resources Whistleblower Program~~ Natural Resources Protection Program through a contractual relationship with a third-party organization to provide rewards of

~~financial compensation to individuals and nonprofit organizations that report violations of natural resources and conservation laws; establishing the purpose of the Program; requiring the Program to provide rewards of financial compensation under certain circumstances to individuals or nonprofit organizations that report violations of natural resources or conservation laws; establishing the Natural Resources Whistleblower Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; requiring the Department and the third-party organization annually to submit a certain joint report to the Governor and the General Assembly on or before a certain date; requiring the Department to select an ombudsperson to serve as a liaison between the Department and the third-party organization; establishing the purpose of the ombudsperson; requiring the Department to adopt regulations to implement this Act on or before a certain date; altering the distribution of the proceeds of certain criminal fines and restitution imposed by certain courts for certain violations; making certain conforming changes; defining a certain term; and generally relating to the establishment of the Natural Resources Whistleblower Program~~ a program to provide rewards of financial compensation for reporting violations of natural resources or conservation laws.

BY adding to

Article – Natural Resources  
Section 1–211  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

~~Article – Natural Resources  
Section 4–1202  
Annotated Code of Maryland  
(2018 Replacement Volume)~~

~~BY repealing and reenacting, without amendments,~~

~~Article – Natural Resources  
Section 10–1101.1(a)(1)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)~~

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

~~Article – Natural Resources  
Section 10–1101.1(c) and 10–1102  
Annotated Code of Maryland  
(2012 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.  
 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 Education, Health, and Environmental Affairs.

## House Bill 1198 – Delegate Cox

AN ACT concerning

### **Human Trafficking – Required ~~Reporters~~ Posting**

~~FOR the purpose of requiring a clerk of the court who has reason to believe that an applicant for a marriage license is a victim of certain offenses involving human trafficking and is being coerced into a marriage to notify the appropriate law enforcement agency; requiring an employee of the Family Investment Administration who has reason to believe that a recipient of public assistance is a victim of certain offenses involving human trafficking to notify the appropriate law enforcement agency; requiring a law enforcement agency to attempt to interview certain individuals under certain circumstances; and generally relating to the required reporting and investigation of suspected human trafficking to prominently post a certain sign with information on the National Human Trafficking Resource Center Hotline in public information areas of a courthouse; requiring certain departments and independent units of the Executive Branch of State government to prominently post a certain sign with information on the National Human Trafficking Resource Center Hotline in certain locations; and generally relating to the National Human Trafficking Resource Center Hotline.~~

~~BY repealing and reenacting, without amendments,  
 Article — Criminal Law  
 Section 11 — 303~~

~~Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)~~

~~BY adding to~~

~~Article – Family Law~~

~~Section 2–411~~

~~Annotated Code of Maryland~~

~~(2012 Replacement Volume and 2018 Supplement)~~

~~BY adding to~~

~~Article – Human Services~~

~~Section 5–609~~

~~Annotated Code of Maryland~~

~~(2007 Volume and 2018 Supplement)~~

BY adding to

Article – Courts and Judicial Proceedings

Section 2–215

Annotated Code of Maryland

(2013 Replacement Volume and 2018 Supplement)

BY adding to

Article – State Government

Section 8–506

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

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

**House Bill 1210 – Delegates Charkoudian, Anderson, Barron, Bartlett, Crutchfield, Cullison, D.M. Davis, Haynes, Jalisi, Kelly, Lehman, J. Lewis, Lopez, Love, McComas, Moon, Pena-Melnyk, Solomon, Stewart, Sydnor, Washington, and Wilkins**

AN ACT concerning

**Public Safety – Crisis Intervention Team Technical Assistance Center**

FOR the purpose of establishing the Crisis Intervention Team Technical Assistance Center in the ~~Maryland Police Training and Standards Commission~~ Governor's Office of Crime Control and Prevention; ~~requiring~~ authorizing the ~~Department of Public Safety and Correctional Services~~ Governor's Office of Crime Control and Prevention to ~~appoint~~ hire, as provided in the State budget, certain ~~coordinators to~~ individuals for the Technical Assistance Center; ~~requiring~~ and authorizing the Technical Assistance Center to take certain actions; establishing the Collaborative Planning and Implementation Committee for the Technical Assistance Center; providing for the membership of the Collaborative Committee; providing for the appointment of

members of the Collaborative Committee; prohibiting a member of the Collaborative Committee from receiving certain compensation, but authorizing reimbursement of certain expenses; requiring the Collaborative Committee to review and make certain recommendations relating to crisis intervention and the Technical Assistance Center; providing for an appropriation to the operation of the Technical Assistance Center; defining certain terms; and generally relating to the Crisis Intervention Team Technical Assistance Center.

BY adding to

Article – Public Safety  
Section 3–521  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 1229 – Delegates Cain, Washington, Guyton, Patterson, Smith, and Wilkins**

AN ACT concerning

**Restorative Schools Fund and Grants – Establishment**

FOR the purpose of establishing the Restorative Schools Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the State Department of Education to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; ~~requiring the Governor to include a certain appropriation to the Fund in each annual budget submission;~~ specifying the purpose for which the Fund may be used; specifying the purpose for which certain grants may be used; requiring the Department, under certain circumstances, to develop processes and procedures for a local school system or an individual school to apply for a certain grant and for awarding the grant; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; providing that a distribution from the Fund is supplemental to and is not intended to take the place of certain funding; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; defining a certain term; and generally relating to the Restorative Schools Fund and grants to develop and support restorative approaches in local school systems and schools.

BY adding to

Article – Education  
Section 7–304.2  
Annotated Code of Maryland  
(2018 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.  
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 Education, Health, and Environmental Affairs.

**House Bill 1242 – Delegates Hill, Atterbeary, Bridges, Feldmark, Guyton, Haynes, Jalisi, Jones, J. Lewis, Luedtke, Moon, Pendergrass, Qi, Smith, Sydnor, Terrasa, Turner, and Wilson**

AN ACT concerning

**Public School Students – Vision Services ~~and the Vision for Maryland Program~~ –  
Reporting**

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;~~ the State Department of Education and the Maryland Department of Health to jointly study and assess certain matters; requiring the departments to jointly report on certain matters to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; 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 Education, Health, and Environmental Affairs.

**House Bill 1246 – Delegates Fraser-Hidalgo, Barve, Charkoudian, Clippinger, Hill, Korman, Lierman, Shetty, and Wilkins Wilkins, Attar, Boyce, Harrison, Healey, Holmes, Jalisi, Lafferty, Lehman, Love, Stein, Stewart, and Wells**

AN ACT concerning

**Plug-In Electric Drive Vehicle Excise Tax Credit  
Clean Cars Act of 2019**

FOR the purpose of ~~making the vehicle excise tax credit for the purchase of certain plug-in electric drive vehicles permanent; authorizing certain individuals or business entities that do not receive a tax credit in a certain fiscal year to claim the credit during the next fiscal year; authorizing the tax credit, up to a certain amount, for the purchase of certain used vehicles; requiring the Maryland Energy Administration to use the Maryland Strategic Energy Investment Fund to reimburse the Transportation Trust Fund for certain reductions in revenues; requiring the Comptroller, each fiscal year, to transfer a certain amount from the Maryland Strategic Energy Investment Fund to the Transportation Trust Fund; codifying a certain limit on the total amount of credits allowed; repealing obsolete provisions; and generally relating to a vehicle excise tax credit for plug-in electric drive~~ expanding the vehicle excise tax credit for the purchase of certain plug-in electric drive vehicles to include the purchase of certain fuel cell electric vehicles; providing for the credit for a plug-in electric drive vehicle and a fuel cell electric vehicle; altering the name, membership, and required activities of the Maryland Electric Vehicle Infrastructure Council; requiring the Council to issue an interim report on or before a certain date; increasing, for a certain fiscal year, the amount that a certain fund must reimburse the Transportation Trust Fund; increasing the total amount of credits that may be allowed during a certain fiscal year; defining a certain term; correcting an obsolete reference; repealing certain obsolete provisions; making stylistic changes; and generally relating to electric vehicles.

~~BY repealing and reenacting, without amendments,~~



~~Article – State Government  
Section 9–20B–05(a)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)~~

~~BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–20B–05(f)(8) and (9)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)~~

~~BY adding to  
Article – State Government  
Section 9–20B–05(f)(9)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)~~

BY adding to  
Article – Business Regulation  
Section 10–321.1  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

BY adding to  
Article – Transportation  
Section 11–125.1  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 11–145.1  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 13–815  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Chapter 400 of the Acts of the General Assembly of 2011, as amended by Chapters  
64 and 65 of the Acts of the General Assembly of 2013 and Chapter 378 of the  
Acts of the General Assembly of 2015  
Section 1

BY repealing and reenacting, with amendments,

Chapter 401 of the Acts of the General Assembly of 2011, as amended by Chapters 64 and 65 of the Acts of the General Assembly of 2013 and Chapter 378 of the Acts of the General Assembly of 2015

Section 1

BY repealing and reenacting, with amendments,

Chapter 359 of the Acts of the General Assembly of 2014, as amended by Chapters 362 and 363 of the Acts of the General Assembly of 2017

Section 2

BY repealing and reenacting, with amendments,

Chapter 360 of the Acts of the General Assembly of 2014, as amended by Chapters 362 and 363 of the Acts of the General Assembly of 2017

Section 2

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

**House Bill 1252 – Delegates McComas, Anderson, Arikan, Dumais, Lisanti, and Malone**

AN ACT concerning

**Child Abuse and Neglect – Training of Health Care Professionals**

FOR the purpose of requiring the Maryland Department of Health to provide certain boards with a list of certain generally recommended courses relating to the obligation to report child abuse and neglect and the identification of abused and neglected children; requiring certain boards to post ~~a~~ certain ~~list~~ information prominently on each board's website, provide information about certain recommended courses to certain health care professionals at a certain time, ~~and~~ or advertise the availability of certain recommended courses in certain media; providing for the application of certain provisions of this Act; defining certain terms; and generally relating to child abuse and neglect and the training of certain health care professionals.

BY repealing and reenacting, without amendments,

Article – Family Law

Section 5–704

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY adding to

Article – Health Occupations

Section 1–225

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

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

**House Bill 1253 – Delegates Solomon, Lafferty, Boyce, Bridges, Brooks, Cain, Carr, Conaway, D.M. Davis, Fraser–Hidalgo, Gilchrist, Guyton, Harrison, Healey, Holmes, Ivey, Jalisi, Korman, Lehman, J. Lewis, R. Lewis, Lierman, Lopez, Love, Moon, Palakovich Carr, Queen, Shetty, Stein, Stewart, ~~and Wells~~ Wells, Attar, and Barve**

AN ACT concerning

**~~Environment~~ – Drinking Water Outlets in School Buildings – Elevated Level of Lead and Grant ~~Program~~ Programs**

FOR the purpose of altering the definition of “elevated level of lead” for purposes of certain provisions of law relating to the testing for the presence of lead in certain drinking water outlets in certain school buildings; specifying that the issues to which the Interagency Commission on School Construction is required to give priority in awarding grants from the Healthy School Facility Fund include the presence of lead in drinking water outlets in school buildings; requiring the Interagency Commission on School Construction, in consultation with the Department of the Environment, to establish certain application procedures; requiring the Department of the Environment, in consultation with the State Department of Education, to establish and administer a certain grant program to assist local school systems with certain costs associated with implementing certain remedial measures; requiring the Department of the Environment, in consultation with the State Department of Education, to establish certain application procedures and award certain grants in a certain manner; requiring certain federal funding received by the Department of the Environment or the State Department of Education to be made available to award certain grants; ~~authorizing the Governor to include in the annual budget bill an appropriation for the grant program~~ specifying other sources of funding for the grant program; authorizing the Department of the Environment, in consultation with the State Department of Education, to adopt certain regulations; providing for the retroactive application of a certain provision of this Act; declaring the intent of the General Assembly; providing for a delayed effective date for certain provisions of this Act; and generally relating to the testing for the presence of lead in drinking water outlets in school buildings.

BY repealing and reenacting, without amendments,

Article – Environment

Section 6–1501(a)

Annotated Code of Maryland

(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 6–1501(c)

Annotated Code of Maryland

(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Education

Section 5–322(a)

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 5–322(j) and (k)

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)

BY adding to

Article – Environment

Section 6–1503

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 1255 – Delegates Fraser–Hidalgo, Barve, Korman, Shetty, and Wilkins  
Wilkins, Love, Wells, Attar, Stein, Healey, Bridges, Boyce, Harrison,  
Lehman, and Stewart**

AN ACT concerning

**School Bus Purchasing Transition – Zero–Emission Vehicle Requirement  
Vehicles – Grant Program and Fund**

FOR the purpose of ~~requiring, beginning on a certain date, that each school bus purchased by a county board of education be a zero–emission vehicle; requiring, beginning on a certain date, that each school bus purchased by a certain person for use under a certain contract with a county board be a zero–emission vehicle; defining a certain term; and generally relating to school bus purchases~~ requiring the Department of the Environment and the Department of Transportation to jointly provide technical assistance to certain entities on certain matters; establishing the Zero–Emission Vehicle School Bus Transition Grant Program; providing for the purpose of the Program; requiring the Department of the Environment, in consultation with the State Department of Education, to implement and administer the Program; providing for the funding of the Program; authorizing the Department of the Environment to adopt certain regulations; establishing the Zero–Emission Vehicle School Bus Transition Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department of the Environment, in consultation with the State Department of Education, to administer the Fund; requiring the State

Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; defining certain terms; and generally relating to transitioning to school buses that are zero-emission vehicles.

~~BY adding to~~

~~Article – Education~~

~~Section 7–810~~

~~Annotated Code of Maryland~~

~~(2018 Replacement Volume and 2018 Supplement)~~

BY adding to

Article – Environment

Section 2–1501 through 2–1504 to be under the new subtitle “Subtitle 15.

Zero-Emission Vehicle School Buses”

Annotated Code of Maryland

(2013 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.

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)

BY repealing and reenacting, without amendments,

Article – Transportation

Section 23–206.4(a)

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 1262 – Delegate Hill**

AN ACT concerning

**Human Relations – Employment Discrimination and Discriminatory Housing Practices – ~~Revisions~~ Time to File Complaint**

FOR the purpose of ~~altering the definition of “employer” by reducing the minimum number of employees an employer is required to have for purposes of certain provisions of law prohibiting discrimination in employment;~~ extending the time periods within which a person claiming to be aggrieved by certain discriminatory acts is required to file a complaint with the Commission on Civil Rights; altering the date that begins the time period within which certain complaints must be filed; and generally relating to employment and housing discrimination.

BY repealing and reenacting, without amendments,  
Article – State Government  
Section ~~20–601(a)~~ and 20–1020(a), (b), and (e)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section ~~20–601(d)~~, 20–1004, and 20–1021(a)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

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

**House Bill 1284 – Delegate Luedtke**

AN ACT concerning

**Organ Donation – Prohibition on Discrimination by Insurer and Unpaid Leave**

FOR the purpose of prohibiting certain insurers, based solely on the status of an applicant or individual as an organ donor, from taking certain actions relating to certain insurance policies; prohibiting certain insurers from prohibiting an applicant or individual from donating an organ as a condition of insurance; 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; providing that certain employees are entitled to a certain number of business days of unpaid organ donation leave in a certain period; requiring an eligible employee to provide certain written physician verification to the employer to receive organ donation leave; prohibiting organ donation leave from being taken concurrently with any leave taken under the federal Family and Medical Leave Act; prohibiting an employer from considering any period of organ donation leave to be a break in the eligible employee’s

continuous service for certain purposes; requiring, except under certain circumstances, that an eligible employee returning to work after taking organ donation leave be restored to a certain position of employment; requiring an employer to maintain in a certain manner certain health coverage for the duration of the eligible employee's organ donation leave; requiring an employer to pay certain commissions to certain employees during any period of organ donation leave; requiring the Commissioner of Labor and Industry to adopt certain regulations; requiring the Commissioner to take certain actions regarding certain violations of certain provisions of law; authorizing the Attorney General to bring a certain action; prohibiting an employer from committing certain acts; authorizing the Commissioner to conduct, under certain circumstances, an investigation regarding whether a certain provision of law has been violated; providing for the construction of certain provisions of this Act; prohibiting certain rights for employees from being diminished by a collective bargaining agreement or an employment benefit program or plan; providing for a delayed effective date for certain provisions of this Act; providing for the application of certain provisions of this Act; and generally relating to organ donation.

BY adding to

Article – Insurance

Section 27–501(s)

Annotated Code of Maryland

(2017 Replacement Volume and 2018 Supplement)

BY adding to

Article – Labor and Employment

Section 3–103(l); and 3–1401 through 3–1409 to be under the new subtitle “Subtitle 14. Organ Donation Leave”

Annotated Code of Maryland

(2016 Replacement Volume and 2018 Supplement)

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

### **House Bill 1288 – Delegate Barron**

AN ACT concerning

#### **Physicians – Dispensing Permit Exemption – ~~Prepackaged~~ Topical Medication**

FOR the purpose of providing that certain provisions of law do not prohibit a certain physician from personally dispensing a prepackaged certain topical medication; establishing a certain exception to the requirement to receive a certain written permit; authorizing a physician to dispense a certain topical medication if the physician meets certain requirements; authorizing the State Board of Physicians to issue a certain written permit to certain physicians under certain circumstances; defining a certain term; and generally relating to the dispensing of a prepackaged topical medication by a physician.

BY adding to

Article – Health Occupations  
Section 12–102(c)(2)(iii) and 14–509  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations  
 Section ~~12–102(e)(2)(ii) 1.C. and (k) through (m)~~ 12–102(c)(2)(iii) and (iv)  
 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 Education, Health, and Environmental Affairs.

### **House Bill 1382 – Delegates Clippinger and Barron**

AN ACT concerning

#### **Law Enforcement ~~Officers’ Bill of Rights~~ ~~Hearing by Hearing Board Officers~~ – Public Information**

FOR the purpose of requiring that, if a certain trial board hearing is open to the public, ~~certain advance notice of the hearing shall be given to the public, a certain agenda shall be made available to the public, and a certain record of the hearing shall be provided to a member of the public on request~~ notice, information, and items shall be provided to the public under certain circumstances; requiring that a certain complainant be provided with certain information at a certain time if a complaint is filed against a law enforcement officer involved in a death; and generally relating to hearing boards under the Law Enforcement Officers’ Bill of Rights public information regarding law enforcement officers.

BY repealing and reenacting, without amendments,

Article – Public Safety  
 Section 3–107(a), (e), and (j) and 3–202  
 Annotated Code of Maryland  
 (2018 Replacement Volume)

BY adding to

Article – Public Safety



Section 3-107(k)  
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 Judicial Proceedings.

**MESSAGE FROM THE HOUSE  
INTRODUCTORY HOUSE BILLS NO. 21**

**House Bill 116 – Delegates Barron, Sydnor, and Pena-Melnyk**

AN ACT concerning

**Public Health – Correctional Services – Opioid Use Disorder Examinations and Treatment**

FOR the purpose of ~~repealing the requirement for a certain inmate to be placed on a properly supervised program of methadone detoxification under certain circumstances~~; requiring State and local correctional facilities to conduct certain assessments and examinations of inmates to determine whether certain opioid treatment or medication-assisted treatment for opioid addiction is appropriate under certain circumstances; requiring State and local correctional facilities to provide medication-assisted treatment, behavioral health counseling, and access to peer recovery specialists to inmates suffering from opioid use disorder under certain circumstances; requiring local correctional facilities to make available at least certain treatments; requiring State and local correctional facilities to evaluate and offer certain treatment to pregnant women with an opioid use disorder as soon as practicable; authorizing inmates to participate in peer recovery specialist training under certain circumstances; establishing certain procedures and standards to determine opioid use disorder and treatment of addicted inmates; repealing the requirement for the State to fund a certain program of methadone detoxification; requiring the State to fund a certain program of opioid use disorder screening, examination, and treatment; requiring the ~~Maryland Commission on Correctional Standards~~ Governor's Office of Crime Control and Prevention to report to the Maryland General Assembly on certain information regarding the examination and treatment outcomes of inmates with an opioid use disorder; requiring the ~~Maryland Commission on Correctional Standards and~~ Department of Public Safety and Correctional Services and the Maryland Department of Health to develop a timetable in accordance with medical best practices, for all inmates to receive assessments, examinations, or treatment; requiring the Governor's Office of Crime Control and

Prevention, the Maryland Department of Health, and the Maryland Correctional Association to evaluate the implementation of certain provisions of this Act and make a certain determination; requiring the Department of Public Safety and Correctional Services to make a certain report to certain committees under certain circumstances; requiring the Department of Public Safety and Correctional Services to establish a certain program, beginning on or before a certain date; requiring the Governor's Office of Crime Control and Prevention, the Department of Public Safety and Correctional Services, and the Maryland Department of Health to apply for federal funding to support the implementation of this Act and make a certain report; providing for the construction of this Act; providing for the application of certain provisions of this Act; providing for the termination of certain provisions of this Act; defining certain terms; and generally relating to opioid use disorder examinations and treatment of inmates.

BY repealing and reenacting, with amendments,  
 Article – Correctional Services  
 Section 9–603  
 Annotated Code of Maryland  
 (2017 Replacement Volume and 2018 Supplement)

BY adding to  
Article – Correctional Services  
Section 9–603.1  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

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

### **House Bill 199 – Wicomico County Delegation**

AN ACT concerning

#### **Wicomico County – Deer Hunting – Sundays**

FOR the purpose of authorizing the Department of Natural Resources to allow a person in Wicomico County to hunt deer on private property on ~~certain Sundays~~ a certain Sunday; and generally relating to Sunday deer hunting in Wicomico 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,~~ adding to  
 Article – Natural Resources  
 Section ~~10–410(a)(3)~~ 10–410(a)(12)

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 225 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – School Facilities Surcharge – Exemptions –  
Transit Oriented Development – Workforce Housing**

**PG 415–19**

FOR the purpose of altering the exemptions from the Prince George’s County school facilities surcharge to include mixed retirement development or elderly housing, ~~single-family attached dwelling units located in a certain Transforming Neighborhood Initiative area~~, and certain multi-family housing located within a certain distance of a Metro Station or a Purple Line station; repealing certain exemptions related to certain single-family dwelling units and certain multi-family housing; and generally relating to the school facilities surcharge in Prince George’s County.

BY repealing and reenacting, without amendments,  
The Public Local Laws of Prince George’s County  
Section 10–192.01(a)(1)  
Article 17 – Public Local Laws of Maryland  
(2015 Edition, as amended)

BY repealing and reenacting, with amendments,  
The Public Local Laws of Prince George’s County  
Section 10–192.01(b)(2)  
Article 17 – Public Local Laws of Maryland  
(2015 Edition, as amended)

BY repealing  
The Public Local Laws of Prince George’s County  
Section 10–192.01(b)(3) and (5)  
Article 17 – Public Local Laws of Maryland  
(2015 Edition, as amended)

BY repealing  
The Public Local Laws of Prince George’s County  
Section 10–192.01(b)(4)  
Article 17 – Public Local Laws of Maryland  
(2015 Edition, as amended)

(As enacted by Chapter 637 of the Acts of the General Assembly of 2014 and Chapter 733 of the Acts of the General Assembly of 2016)

BY repealing

The Public Local Laws of Prince George's County

Section 10–192.01(b)(6)

Article 17 – Public Local Laws of Maryland

(2015 Edition, as amended)

(As enacted by Chapter 637 of the Acts of the General Assembly of 2014)

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

### **House Bill 227 – Prince George's County Delegation**

AN ACT concerning

#### **Prince George's County – Ethics – Limitations on Applicant Campaign Contributions**

**PG 404–19**

FOR the purpose of repealing a prohibition on an applicant or applicant's agent making a payment to the County Executive of Prince George's County or a slate that includes the County Executive during the pendency of a certain application; and generally relating to public ethics and Prince George's County.

BY repealing and reenacting, without amendments,

Article – General Provisions

Section 5–833(c), (d), and (m)

Annotated Code of Maryland

(2014 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 5–835(a)

Annotated Code of Maryland

(2014 Volume and 2018 Supplement)

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

### **House Bill 242 – Cecil County Delegation**

AN ACT concerning

#### **Cecil County – Natural Resources – Hunting**

FOR the purpose of ~~prohibiting the owner or lessee of privately owned land in Cecil County from placing, setting, maintaining, or operating certain hunting traps within a certain distance of certain permanent human residences;~~ authorizing the Department of Natural Resources to allow a person in ~~the county~~ Cecil County to hunt any game bird or game mammal, except migratory game birds, ~~wetland game birds, or quail,~~ on a Sunday on certain land during the open season for that game bird or game mammal; repealing an exception for wetland game birds from a certain authorization to allow a person in certain counties to hunt certain game birds or mammals on a Sunday on certain land during the open season for that game bird or game mammal; establishing for archery hunters in the county a safety zone of a certain size within which archery hunting may not take place except under certain circumstances; ~~repealing the prohibition against a person using, selling, possessing, setting, placing, or maintaining a snare trap in the county;~~ making certain stylistic changes; and generally relating to hunting in Cecil County.

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 10–410(a)(1) and (g)(1)

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section ~~10–408.1 and 10–410(a)(8), (g)(3)(i), and (p)~~ 10–410(a)(8) and (g)(3)(i)

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

~~BY repealing and reenacting, without amendments,~~

~~Article – Natural Resources~~

~~Section 10–410(a)(1) and (g)(1)~~

~~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 278 – Delegates Branch, Anderson, Glenn, and McIntosh**

AN ACT concerning

### **Baltimore City – Control of Police Department of Baltimore City**

FOR the purpose of providing that the Police Department of Baltimore City is an agency and instrumentality of the City of Baltimore, instead of the State; providing that certain police officers have the authority conferred under a certain provision of law; and generally relating to the Police Department of Baltimore City.

BY repealing and reenacting, with amendments,  
The Public Local Laws of Baltimore City  
Section 16–2(a) and 16–3  
Article 4 – Public Local Laws of Maryland  
(1979 Edition and 1997 Supplement and 2000 Supplement, as amended)

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

### **House Bill 287 – Frederick County Delegation**

AN ACT concerning

#### **Frederick County – Alcoholic Beverages – Promoter’s Permit**

FOR the purpose of repealing in Frederick County a certain requirement for a promoter’s permit, so that an event that a for–profit organization seeks to publicize, sell tickets for, organize, produce, or stage need not be conducted in conjunction with a nonprofit organization that holds a certain license; altering certain permit fees; and generally relating to promoter’s permits 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 20–1103  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

### **House Bill 292 – Delegate Otto**

AN ACT concerning

#### **Somerset County – Alcoholic Beverages Licenses – Proximity to Places of Worship, Schools, Public Libraries, or Youth Centers**

FOR the purpose of altering the minimum distance from a place of worship, school, public library, or youth center for an establishment for which the Board of License Commissioners of Somerset County may issue a certain license; making a certain

conforming change; and generally relating to alcoholic beverages in Somerset County.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 29–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 29–1601  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

### **House Bill 293 – Frederick County Delegation**

AN ACT concerning

#### **Frederick County – Alcoholic Beverages – Volunteer Fire Company or Volunteer Ambulance Company License**

FOR the purpose of establishing a volunteer fire company or volunteer ambulance company alcoholic beverages license in Frederick County; specifying that the license authorizes a volunteer fire company or volunteer ambulance company to sell beer, wine, and liquor only during a fund–raising event for on–premises consumption; requiring the license holder to provide a certain notice to the Board of License Commissioners at a certain time; providing for an annual license fee; and generally relating to alcoholic beverages licenses in Frederick County.

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

BY adding to  
Article – Alcoholic Beverages  
Section 20–1014.1  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

### **House Bill 297 – Montgomery County Delegation**

AN ACT concerning

#### **Montgomery County – Alcoholic Beverages – Sale of Chilled Beer and Chilled Wine**

##### **MC 4-19**

FOR the purpose of authorizing a dispensary of the Montgomery County Department of Liquor Control to sell chilled beer and chilled wine for off-premises consumption ~~under certain circumstances from a keg for certain purposes~~; and generally relating to alcoholic beverages in Montgomery County.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 25-102 and 25-310(d)  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section ~~25-310(d) and (e)~~ 25-310(e)  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

### **House Bill 314 – Frederick County Delegation**

AN ACT concerning

#### **Frederick County – Alcoholic Beverages License Applications – Repeal of Petition of Support – Notice**

FOR the purpose of repealing in Frederick County the requirement that certain real estate owners within a certain distance of an establishment for which a license is sought sign a petition of support for the license application; repealing the provision of law providing for selecting other persons to sign the petition under certain circumstances; requiring an applicant for a license to post a certain notice at the location described in the application for at least a certain time; specifying the contents of the notice; and generally relating to applications for alcoholic beverages licenses 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  
Article – Alcoholic Beverages  
Section 20–1405  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY adding to  
Article – Alcoholic Beverages  
Section 20–1405  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

### **House Bill 317 – Delegate Cullison**

AN ACT concerning

#### **Maryland Commission on Civil Rights – Civil Penalties**

FOR the purpose of ~~altering certain civil penalties~~ providing that certain maximum penalty amounts the Maryland Commission on Civil Rights is authorized to seek if the Commission finds that a respondent has engaged in a discriminatory act under certain provisions of law regarding public accommodations and persons licensed or regulated by a certain unit in the Department of Labor, Licensing, and Regulation; ~~providing that certain maximum penalty amounts do not apply if a certain discriminatory act is determined to be malicious; do not apply under certain circumstances; prohibiting the Commission from seeking a civil penalty against a respondent if the discriminatory act is regarding accessibility, the respondent takes certain action, and the respondent has not previously been the subject of a certain complaint; requiring an administrative law judge to consider certain information when determining the amount of a certain civil penalty; requiring certain civil penalties to be paid to a certain complainant; requiring the Commission to report certain information to the Governor and the General Assembly on or before a certain date in certain years; and generally relating to the Maryland Commission on Civil Rights and civil penalties.~~

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

Section 20–304 and 20–402  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 20–1016  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

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

### **House Bill 334 – Montgomery County Delegation**

AN ACT concerning

#### **Montgomery County – Alcoholic Beverages – Community Performing Arts Facility Special Event Permit**

##### **MC 30–19**

FOR the purpose of establishing in Montgomery County a community performing arts facility special event permit; specifying that only a holder of a community performing arts facility license may obtain a community performing arts facility special event permit; specifying the scope and annual fee for the community performing arts facility special event permit; requiring a permit holder to provide certain notice to the Montgomery County Board of License Commissioners before a certain special event; authorizing a permit holder to hold an unlimited number of events in a year; and generally relating to community performing arts facilities in Montgomery County.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 25–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 25–1004  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

### **House Bill 345 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Damascus – Alcoholic Beverages Licenses**

**MC 9–19**

FOR the purpose of repealing in Montgomery County a provision regarding the issuance of licenses in country inn zones in Damascus; repealing a restriction on the number of Class H licenses that may be issued in Damascus by the Board of License Commissioners for Montgomery County; and generally relating to alcoholic beverages licenses in Montgomery County.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 25–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 25–1603  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 374 – ~~Delegates Chang, Bartlett, Carey, Pena Melnyk, and Rogers~~  
Anne Arundel County Delegation**

AN ACT concerning

**Anne Arundel County – Alcoholic Beverages – Racetrack License and Racetrack Concessionaire Licenses**

FOR the purpose of expanding the privileges of a racetrack license in Anne Arundel County; specifying certain attributes of a licensed racing establishment; specifying the location where beer, wine, and liquor may be sold under the license; specifying that the playing of music and dancing may occur on the licensed premises; ~~authorizing the Board of License Commissioners to issue a concessionaire license;~~ allowing the carrying and consuming of beer, wine, and liquor anywhere on the licensed premises; 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; specifying the days and hours of sale; stating that ~~the a certain~~ license holder need not obtain a certain Sunday license; ~~authorizing a license holder to also hold a certain other license;~~ prohibiting a racetrack license or a racetrack concessionaire license from being counted as a certain license for certain purposes; making conforming changes; and generally relating to alcoholic beverages licenses in Anne Arundel County.

BY repealing and reenacting, without amendments,  
 Article – Alcoholic Beverages  
 Section 11–102  
 Annotated Code of Maryland  
 (2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
 Article – Alcoholic Beverages  
 Section 11–401 and 11–1007  
 Annotated Code of Maryland  
 (2016 Volume and 2018 Supplement)

BY adding to  
Article – Alcoholic Beverages  
Section 11–1007.1  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

### **House Bill 381 – ~~Delegate Long~~ Baltimore County Delegation**

AN ACT concerning

#### **Baltimore County Public Schools – Student Misconduct – Penalty for Parent or Guardian Anti-Bullying Task Force – Alterations**

FOR the purpose of ~~prohibiting a certain student from violating~~ requiring the Baltimore County ~~Board of Education's~~ Anti-Bullying Task Force to develop certain recommendations for a policy for interacting with parents and guardians of certain students in violation of the Baltimore County Public Schools' bullying, harassment, and intimidation policy ~~by performing certain actions; prohibiting a certain student from violating a certain Code of Student Conduct by fighting; establishing a certain penalty for a certain person who has legal custody or care and control of a certain student; authorizing a court to suspend a certain fine under certain circumstances; requiring a court to consider certain information when making a certain~~

~~determination; providing for the application of this Act; defining certain terms; and generally relating to a penalty for the parent or guardian for student misconduct and the Baltimore County public schools Anti-Bullying Task Force.~~

~~BY adding to~~

~~Article – Education~~

~~Section 7-424.4~~

~~Annotated Code of Maryland~~

~~(2018 Replacement Volume and 2018 Supplement)~~

BY repealing and reenacting, without amendments,

Chapter 496 of the Acts of the General Assembly of 2018

Section 1(a) and (g)

BY repealing and reenacting, with amendments,

Chapter 496 of the Acts of the General Assembly of 2018

Section 1(f)

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

### **House Bill 388 – Charles County Delegation**

AN ACT concerning

#### **Charles County – Alcoholic Beverages – View of Licensed Premises**

FOR the purpose of limiting the hours within which certain individuals are required to provide a certain view of the interior of licensed premises where alcoholic beverages are served; ~~specifying that a certain view may be obstructed during a certain period of time for security purposes;~~ authorizing a license holder to install a protective covering over an exterior door or window of the licensed premises under certain circumstances; providing that this Act does not prevent an inspection and search of the licensed premises under certain circumstances; and generally relating to alcoholic beverages in Charles County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 18-102

Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 18-1903

Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

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

### **House Bill 519 – Delegate Dumais**

AN ACT concerning

#### **Family Law – Parentage and Adoption**

FOR the purpose of providing that a child conceived by means of assisted reproduction during the marriage of the child's mother with the consent of the mother's spouse is the legitimate child of both spouses for all purposes; providing that the consent of the mother's spouse is presumed; providing that a child conceived by means of assisted reproduction after the death of the mother's spouse and using the genetic material of the mother's spouse is the legitimate child of both spouses under certain circumstances; establishing the circumstances under which a child is the child of an individual who did not give birth to the child; establishing a certain rebuttable presumption regarding the parentage of a child born to parents who have not participated in a marriage ceremony with each other; providing that an individual who is the presumed parent of a child under certain provisions of law shall be considered to be the child's parent for certain purposes, under certain circumstances; establishing rules regarding the rebuttal of a certain presumption of parentage; specifying that the property of an illegitimate person passes in accordance with certain rules except under certain circumstances; specifying the individuals and agencies that may be ordered by a court to conduct a certain investigation in a certain adoption proceeding; establishing certain rules and procedures specific to an independent adoption by an individual who is the spouse of the prospective adoptee's mother at the time of the prospective adoptee's birth or who, together with the prospective adoptee's mother, consented to the conception of the prospective adoptee by means of assisted reproduction in a certain manner; requiring a certain petitioner to submit certain documentation in an adoption proceeding under this Act; prohibiting a court from requiring a certain investigation or hearing in ruling on a petition for adoption under this Act, except under certain circumstances; requiring a court to enter an order for adoption under this Act on making certain findings; providing that an order for adoption granted under this Act is confirmation of parentage established under certain provisions of law; prohibiting this Act from being construed to require a certain individual to adopt a certain child; providing that certain presumptions of parentage apply in a certain paternity action; requiring unmarried parents to be provided an opportunity to execute a certain affidavit of parentage in a certain manner; altering rules and requirements for a certain affidavit of parentage; specifying that, if a child's mother was married at the time of either the conception or birth or between conception and birth, the name of the mother's spouse shall be entered on the child's birth certificate as the child's other parent; providing that any information in a certain certificate that relates to a parent who did not give birth to a child is prima facie evidence except under certain circumstances; prohibiting this Act from being interpreted to overturn or to alter in

any way a certain holding by the Court of Appeals of Maryland; prohibiting this Act from being interpreted to authorize or prohibit a certain agreement; providing for the establishment of the parentage of a child conceived in accordance with a certain agreement that is found to be unenforceable under the laws of the State; defining certain terms; altering certain terms; making certain conforming and stylistic changes; and generally relating to parentage and adoption.

BY repealing

Article – Estates and Trusts  
Section 1–201  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY adding to

Article – Estates and Trusts  
Section 1–201, 1–201.1, and 1–208.1  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Estates and Trusts  
Section 1–206, ~~1–208~~, and ~~1–208~~ 3–108  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law  
Section 5–3B–01, 5–3B–16, 5–3B–17, 5–1001, 5–1005, 5–1027, and 5–1028  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY adding to

Article – Family Law  
Section 5–3B–27  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General  
Section 4–201, 4–208, 4–211(a), (c), (e), and (h), and 4–223  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 589 – Delegates ~~Barron and Kipke~~, Kipke, Pendergrass, Pena–Melnyk, Bagnall, Bhandari, Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kelly,**

Kerr, Krebs, R. Lewis, Metzgar, Morgan, Rosenberg, Saab, Sample–Hughes, Szeliga, and K. Young

EMERGENCY BILL

AN ACT concerning

**Maryland Medical Assistance Program and Managed Care Organizations That Use Pharmacy Benefits Managers – Reimbursement Requirements Audit and Professional Dispensing Fees**

FOR the purpose of requiring the Maryland Medical Assistance Program to ~~establish certain reimbursement levels for certain drug products; 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~~ enter into a certain contract as soon as practicable for a certain audit of certain managed care organizations; requiring a certain auditor to be provided with access to certain documents and information; requiring the Program to provide the results of the audit to the General Assembly on or before a certain date; requiring the Maryland Department of Health, in consultation with the Maryland Insurance Administration, to develop and report certain recommendations to the General Assembly on or before a certain date; authorizing the Department to apply to the Centers for Medicare and Medicaid Services for certain authority as soon as practicable but not later than a certain date; making this Act an emergency measure; providing for the termination of certain provisions of this Act; 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 Finance.

**House Bill 592 – The Speaker (By Request – Office of the Attorney General) and Delegates Atterbeary, D.E. Davis, Fennell, Gaines, Kelly, Sample–Hughes, Stein, ~~and Wilson~~ Wilson, Pendergrass, Pena–Melnyk, Bagnall, Barron, Bhandari, Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kerr, Kipke, Krebs, R. Lewis, Metzgar, Morgan, Rosenberg, Saab, Szeliga, and K. Young**

AN ACT concerning

**Health Care Facilities – Comprehensive and Extended Care Facilities –  
Discharges and Transfers**

FOR the purpose of altering the basic rights afforded to each resident of a comprehensive care facility and an extended care facility; requiring certain individuals to pursue certain assistance from the medical assistance program in a certain manner; altering the contents of a certain form required to be provided to certain facilities by the Maryland Department of Health; requiring that a certain written notice be provided to certain residents; requiring a facility to provide a certain written notice as soon as practicable before discharge or transfer under certain circumstances; requiring the facility to provide any changes to a certain notice to recipients of the notice as soon as practicable if the information in the notice changes prior to the discharge or transfer; requiring a facility to develop a certain post discharge plan of care for a certain resident; requiring a facility to designate certain staff to coordinate the development of a certain plan; requiring the facility to meet, if possible, with certain individuals for a certain purpose within a certain period of time; requiring that a certain plan be developed with the participation of certain individuals; requiring the facility to include in a resident's medical record a certain explanation under certain circumstances; requiring that a certain plan be developed in consultation with certain individuals; altering the time at which a facility is required to provide certain information to certain individuals; altering the information required to be provided to certain individuals by certain facilities before discharge or transfer; requiring, to the extent authorized under State and federal law, a facility to provide a certain supply of certain medications at the time of discharge or transfer; altering the authority of a facility to discharge or transfer a resident without obtaining the written consent of the resident; altering the cooperation and assistance required of a resident's next of kin or legal representative in the discharge planning process; authorizing a facility to petition a certain circuit court for certain relief under certain circumstances; authorizing the Attorney General to request that the court in a certain action impose a certain civil penalty for certain violations under certain circumstances; making conforming changes; and generally relating to discharges and transfers from comprehensive care facilities and extended care facilities.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 19–343, 19–344(c), 19–345.1, 19–345.2, and 19–345.3

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

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 19–345(a)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 641 – Delegates Atterbeary, Anderson, Arentz, Barve, Brooks, Cardin, D.E. Davis, Ghrist, Hettleman, Jacobs, Kaiser, Kelly, Love, Luedtke, Malone, Moon, Otto, Parrott, Qi, Shetty, Stein, Stewart, ~~and Wilson~~ Wilson, Arikan, Sydnor, Grammer, McComas, Hartman, and W. Fisher**

AN ACT concerning

**Criminal Law – Sexual Contact With an Animal**

FOR the purpose of prohibiting a person from engaging in sexual contact with an animal; defining “sexual contact with an animal”; providing that engaging in sexual contact with an animal constitutes a crime of violence; altering the definition of “Tier III sex offender” to include a person who has been convicted of sexual contact with an animal; and generally relating to sexual contact with animals.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 10–606  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)  
(As enacted by Chapter 238 of the Acts of the General Assembly of 2018)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 14–101(a)(24) and (25)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY adding to  
Article – Criminal Law  
Section 14–101(a)(26)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Article – Criminal Procedure

Section 11–701(a)  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 11–701(q)(1)  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 716 – Chair, Health and Government Operations Committee (By Request – Departmental – Information Technology)**

AN ACT concerning

**State Government – Protection of Information – Revisions  
(Maryland Data Privacy Act)**

FOR the purpose of requiring certain units of State government to comply with certain standards and guidelines to ensure that the security of all information systems and applications are managed through a certain framework; requiring certain units of State government to undertake activities comprising collection, processing, and sharing of personally identifiable information in good faith and in accordance with a certain provision of this Act; requiring the units to identify and document certain legal authority, describe a certain purpose and make certain notifications, adopt a certain privacy governance and risk management program, implement certain security measures, establish certain privacy requirements and incorporate the requirements into certain agreements, take certain steps, implement certain processes, and establish certain notice provisions; requiring the units to advise certain individuals whether certain information is required to be provided by law or whether the provision is voluntary and subject to certain discretion; requiring the units to provide an individual with certain means to access certain information and certain third parties; requiring the units to include certain means in certain notices and provide certain notices to individuals at or before the point of sharing personally identifiable information; requiring the units to provide an individual with a certain process and the means to opt out of sharing information with third parties under certain circumstances; establishing that certain provisions of law do not apply to the Office of the Attorney General or the University System of Maryland; providing for the application of certain provisions of law; defining certain terms; repealing certain definitions; making conforming 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 the protection of personally identifiable information by government agencies.

BY repealing and reenacting, with amendments,

Article – State Government  
 Section 10–1301 through 10–1304 and 10–1305(a), (b)(1) and (2), (c)(1), (g)(1), (h)(2),  
 and (j)  
 Annotated Code of Maryland  
 (2014 Replacement Volume and 2018 Supplement)

BY adding to

Article – State Government  
Section 10–13A–01 through 10–13A–08 to be under the new subtitle “Subtitle 13A.  
Protection of Information by the University System of Maryland”  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government  
Section 10–1302(c)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)  
(As enacted by Section 1 of this Act)

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

**House Bill 720 – Delegates Barve, Busch, and Stein**

AN ACT concerning

**Natural Resources – Fishery Management Plans – Oysters**

FOR the purpose of 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; requiring the Department of Natural Resources, in coordination with the University of Maryland Center for Environmental Science, to convene a certain stakeholder workgroup Science and the Commission, to develop a certain package of consensus recommendations for enhancing and implementing the fishery management plan for oysters; ~~providing for the membership of the stakeholder workgroup~~; requiring the ~~stakeholder workgroup~~ Commission, with certain assistance, to develop certain recommendations based on a certain process, ~~review certain oyster management actions and~~ recommend certain oyster management actions to achieve certain goals, and review certain results for certain oyster management actions; authorizing the Commission to meet and deliberate in closed session for a certain purpose under certain circumstances, notwithstanding a certain provision of law; requiring the Department to submit a certain interim report and a final report by certain dates to the Governor and General Assembly; requiring the

Department to perform certain reviews of the oyster stock and, with certain input, implement certain management actions; 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; and generally relating to a fishery management plan for oysters.

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)

BY repealing and reenacting, without amendments,

Article – Natural Resources  
 Section 4–215(b)(6)  
 Annotated Code of Maryland  
 (2018 Replacement Volume)

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

~~Article – Natural Resources~~  
~~Section 4–215(e)(4)~~  
~~Annotated Code of Maryland~~  
~~(2018 Replacement Volume)~~

BY adding to

Article – Natural Resources  
 Section 4–215(e)(5)  
 Annotated Code of Maryland  
 (2018 Replacement Volume)

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

**House Bill 727 – Delegates Dumais, Solomon, Branch, Chang, Glenn, Hill, Jackson, Korman, Krimm, J. Lewis, Patterson, and P. Young**

AN ACT concerning

~~Public School Construction – Maryland Stadium Authority – Supplemental Funds~~  
**Build to Learn Act of 2019**

FOR the purpose of requiring, on or before a certain date, the Prince George’s County government and the Prince George’s County Board of Education to have a certain public-private partnership agreement reviewed by the Maryland Stadium Authority and approved by the Interagency Commission on School Construction in order for

certain provisions of law to apply; requiring the Maryland Stadium Authority to deposit a certain amount into a certain fund under certain circumstances; requiring the Prince George's County government and the Prince George's County Board to deposit certain amounts required under a certain public-private partnership agreement into a certain fund under certain circumstances; requiring the Interagency Commission on School Construction to pay a certain private entity from a certain fund under certain circumstances; requiring the Prince George's County government, the Prince George's County Board, and the Interagency Commission on School Construction to submit a certain report to the Governor and the fiscal committees of the General Assembly on or before a certain date each year; requiring the Interagency Commission on School Construction to complete a certain evaluation and to submit a report on a certain evaluation on or before a certain date; establishing the Prince George's County Public-Private Partnership Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Interagency Commission on School Construction to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; providing that the money in the Fund shall be used to supplement and may not supplant money appropriated to Prince George's County for public school construction under the Public School Construction Program; requiring the Interagency Commission on School Construction to adopt certain regulations; altering the eligibility requirements and the mandated appropriation for a certain capital grant program; providing that contracts to construct a public school facility or for construction on the public school site do not require the prior approval of the Board of Public Works; authorizing the Maryland Stadium Authority to issue bonds to finance the construction of or improvements to certain public school facilities subject to certain limitations; specifying that certain expenses incurred by the Authority are payable only from certain funds; specifying that certain bonds issued under this Act are a limited obligation of the Authority payable solely from certain pledged money and are not a debt, liability, moral obligation, or pledge of the faith and credit or taxing power of the State, the Authority, or any other governmental unit; requiring the Authority to obtain approval from the Board of Public Works before each issuance of bonds to finance improvements to public school facilities; prohibiting the debt service for all outstanding bond issues related to improvements to public school facilities from exceeding a certain amount under certain circumstances; requiring the Comptroller to deposit a certain amount into a certain fund until a certain condition is met; requiring the Authority to transfer certain funds under certain circumstances; authorizing the Authority to transfer certain funds under certain circumstances; requiring county boards of education to take certain actions in connection with improvements to public school facilities; providing for the payment of certain costs; requiring the Authority to submit a certain annual report on or before a certain date; requiring the Interagency Commission on School Construction to ~~provide certain recommendations regarding~~ approve projects to be funded from a certain fund; requiring the Authority to complete a certain evaluation and requiring the Interagency Commission on School Construction to submit a report on a certain evaluation on or before a certain date; providing for the allocation of a

certain percentage of bond proceeds under certain circumstances; providing for the reallocation of bond proceeds under certain circumstances; providing that the allocation of certain bond proceeds represents the State share of eligible public school construction costs; providing that for certain school systems eligible public school construction or capital improvement costs include planning costs under certain circumstances; providing that, at the discretion of the county government and the county board of education, the county board of education or the Authority may take certain actions related to public school facility projects; requiring the Authority and the Interagency Commission on School Construction to enter into a certain program memorandum of understanding before a public school facility project is approved for funding; requiring the Authority, the county government, and the county board of education to enter into a certain project memorandum of understanding before a public school facility project is approved for funding; providing that the provisions of a certain project memorandum of understanding prevail in certain circumstances; requiring the Authority to take certain actions related to public school facility projects; establishing the Supplemental Public School Construction Financing Fund and the Supplemental Public School Construction Facilities Fund as continuing, nonlapsing funds; specifying the contents of the funds and providing for the uses of the funds; exempting the funds from a certain provision of law requiring interest on State money in special funds to accrue to the General Fund of the State; limiting the amount of debt that may be issued by the Authority to finance certain public school facilities projects; providing that money deposited in a certain fund may be used as security for a bond issue; ~~altering the distribution of certain State lottery revenues and requiring the State Comptroller to distribute certain State lottery revenues into a certain fund;~~ requiring the Authority to deposit a certain amount into a certain fund under certain circumstances; establishing the Public School Facilities Priority Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Interagency Commission on School Construction 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; exempting the Fund from a certain provision of law requiring interest on State money in special funds to accrue to the General Fund of the State; repealing certain provisions of law; requiring certain reports and notifications; defining certain terms; altering certain definitions; making a stylistic change; providing for a delayed effective date for ~~a certain provision~~ certain provisions of this Act; and generally relating to public school construction projects in the State.

BY adding to

Article – Education

Section 4–126.1, 4–126.2, and 5–324

Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 5–303(a) and 5–313

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

BY repealing and reenacting, with amendments,  
Article – Economic Development  
Section 10–601, 10–618, 10–620(e) and (f), 10–628(c), 10–634, and 10–658  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY adding to  
Article – Economic Development  
Section 10–649, 10–650, 10–658, and 10–658.1  
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. ~~and~~, 115., and 116.  
Annotated Code of Maryland  
(2015 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)~~

BY repealing  
Article – Education  
Section 5–206 and 5–317  
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 731 – Delegates Dumais ~~and Malone~~, Malone, R. Watson, and J. Lewis**

AN ACT concerning

**Child Support – Shared Physical Custody**

FOR the purpose of establishing a certain formula for the calculation of a certain child support obligation under the child support guidelines when a parent with shared physical custody keeps the child or children overnight a certain number of times in a year; altering a certain definition; defining a certain term; providing for the application of this Act; and generally relating to child support.

BY repealing and reenacting, without amendments,

Article – Family Law

Section 12–201(a), (d), and (e) and 12–204(a)(1) and (f)

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law

Section 12–201(n) and 12–204(m)

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY adding to

Article – Family Law

Section 12–201(o)

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 740 – Delegates Dumais, Atterbeary, Acevero, Anderson, Bagnall, B. Barnes, D. Barnes, Barron, Barve, Boyce, Branch, Brooks, Busch, Cain, Cardin, Carr, Chang, Charkoudian, Crutchfield, D.M. Davis, D.E. Davis, Ebersole, Feldmark, Fennell, W. Fisher, Fraser–Hidalgo, Gaines, Gilchrist, Glenn, Guyton, Harrison, Haynes, Healey, Hettleman, Hill, Holmes, Jackson, Johnson, Jones, Kaiser, Kelly, Korman, Krimm, Lafferty, J. Lewis, R. Lewis, Lierman, Lisanti, Lopez, Love, Luedtke, McIntosh, Moon, Mosby, Palakovich Carr, Patterson, Pena–Melnyk, Pendergrass, Qi, Queen, Reznik, Rogers, Rosenberg, Shetty, Solomon, Stein, Stewart, Sydnor, Terrasa, Turner, Valderrama, Valentino–Smith, Walker, R. Watson, Wilkins, K. Young, and P. Young**

AN ACT concerning

**Criminal Law – Firearms – Computer–Aided Fabrication and Serial Number**

**(3-D Printed Firearms ~~and Ghost Guns~~)**

FOR the purpose of ~~prohibiting a person from transporting into the State a certain firearm that is not imprinted with a certain serial number or manufacturing, possessing, selling, offering to sell, transferring, purchasing, or receiving a certain firearm that is not imprinted with a certain serial number; prohibiting a person from using a certain computer-aided fabrication device to manufacture a certain firearm; prohibiting a person from possessing, selling, offering to sell, transferring, purchasing, or receiving a certain firearm manufactured using a certain computer-aided fabrication device; establishing certain exceptions to certain prohibitions established under this Act; establishing certain penalties; defining certain terms; requiring the Department of State Police to develop a certain plan and submit a certain report on or before a certain date; and generally relating to firearms.~~

BY adding to

Article – Criminal Law

Section ~~4-111 and~~ 4-601 through ~~4-604~~ 4-603 to be under the new subtitle “Subtitle 6. Computer-Aided Firearm Fabrication”

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section ~~4-201(b), 4-204(a), and~~ 7-302(a)(1), (4), (5), (6), (8), and (10), ~~and (11)~~

Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

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

**House Bill 741 – Delegate Dumais**

AN ACT concerning

**Child Support Guidelines – Treatment of Alimony Payments**

FOR the purpose of establishing that, under the child support guidelines, if the alimony or maintenance actually paid by a payor is not deductible by the payor for federal income tax purposes, the amount of alimony or maintenance subtracted from the income of the payor under a certain provision of law is the amount of alimony or maintenance actually paid by the payor, multiplied by a certain factor; establishing that, under the child support guidelines, if the alimony or maintenance actually received by a recipient is not taxable income to the recipient for federal income tax purposes, the amount of alimony or maintenance considered actual income for the recipient under a certain provision of law is the amount of alimony or maintenance actually received by the recipient, multiplied by a certain factor; providing for the application and construction of this Act; and generally relating to the calculation of alimony under the child support guidelines.

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section 12–204(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 742 – Delegate Dumais**

AN ACT concerning

#### **Child Support – Extraordinary Medical Expenses**

FOR the purpose of altering the definition of “extraordinary medical expenses” under the child support guidelines; providing for the application of this Act; and generally relating to child support.

BY repealing and reenacting, without amendments,  
Article – Family Law  
Section 12–201(a) and 12–204(h), (l), and (m)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section 12–201(g)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

### **House Bill 743 – ~~Delegate Dumais~~ Delegates Dumais, Grammer, and Arikan**

AN ACT concerning

#### **Criminal Procedure – Incompetency and Criminal Responsibility – Dismissal of Charges**

FOR the purpose of ~~altering a certain time period after which a court is required to dismiss~~ clarifying that a certain required dismissal of a certain charge against a defendant found incompetent to stand trial under certain circumstances; making conforming changes is without prejudice; and generally relating to incompetency and criminal responsibility.

BY repealing and reenacting, with amendments,

Article – Criminal Procedure  
 Section 3–107  
 Annotated Code of Maryland  
 (2018 Replacement Volume)

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

**House Bill 761 – Delegates Patterson, D. Barnes, Brooks, Carey, Charles, D.M. Davis, Fennell, W. Fisher, Harrison, Healey, Hill, Ivey, Jackson, Proctor, Queen, Sample-Hughes, Turner, ~~and Valentino Smith~~ Valentino Smith, Pendergrass, Pena-Melnyk, Bagnall, Barron, Bhandari, Carr, Chisholm, Cullison, Johnson, Kelly, Kerr, Kipke, Krebs, R. Lewis, Metzgar, Morgan, Rosenberg, Saab, Szeliga, and K. Young**

AN ACT concerning

**Health – Sickle Cell Disease – Steering Committee, and Services, ~~Testing, and Funding~~  
 (~~Sickle Cell Treatment Act of 2019~~)**

FOR the purpose of altering the intent of certain provisions of law regarding sickle cell anemia to include the provision of certain resources; altering the representatives required to be included on the Statewide Steering Committee on Services for Adults with Sickle Cell Disease; altering the duties of the Steering Committee; ~~requiring~~ authorizing the Maryland Department of Health to provide certain services relating to sickle cell disease in consultation with the Steering Committee; requiring the Department to provide certain services through community-based organizations to the extent practicable; ~~requiring a local health department to provide sickle cell disease testing and counseling at no cost to any individual referred by certain health care providers; requiring a local health department to notify an individual if certain testing is positive for sickle cell disease; requiring the Maryland Public Health Laboratory, under certain circumstances, to provide an individual's sickle cell screening test results to a local health department or entity contracting with the local health department providing certain services to the individual;~~ and generally relating to sickle cell disease.

BY repealing and reenacting, with amendments,

Article – Health – General  
 Section 18–501 and 18–506  
 Annotated Code of Maryland  
 (2015 Replacement Volume and 2018 Supplement)

BY adding to

Article – Health – General  
 Section 18–507 ~~and 18–508~~  
 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 770 – ~~Delegates Carey, Bartlett, and Chang~~ Anne Arundel County Delegation**

AN ACT concerning

**Anne Arundel County – Alcoholic Beverages Licenses – Multiple License Interests**

FOR the purpose of authorizing an individual to have an interest in more than one license of any of certain classes of license issued by the Board of License Commissioners for Anne Arundel County, regardless of the manner in which that interest is held or controlled, except by franchise or chain store operation; and generally relating to alcoholic beverages licenses issued in Anne Arundel County.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 11–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 11–1505  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 775 – Delegate Bartlett**

AN ACT concerning

**Correctional Services – Maryland Correctional Institution for Women – Reforms**

FOR the purpose of stating the intention of the General Assembly that the Department of Public Safety and Correctional Services implement certain reforms at the Maryland Correctional Institution for Women to the extent that funds are available in the State budget; stating the intention of the General Assembly that certain reforms be implemented by taking into consideration a certain report and within a certain time period; requesting and encouraging the Governor to appropriate certain funds for certain fiscal years for a certain purpose; requiring the Department to make a certain

annual report; and generally relating to the Maryland Correctional Institution for Women.

BY adding to

Article – Correctional Services  
Section 10–802  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

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

### **House Bill 805 – Harford County Delegation**

AN ACT concerning

#### **Harford County – Alcoholic Beverages – Continuing Care Facility for the Aged License**

FOR the purpose of specifying that a continuing care facility for the aged license in Harford County is issued to the officers of the facility, rather than for the use of the facility; 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 22–1002  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 849 – Delegates ~~R. Lewis and Pena-Melnyk~~, Pena-Melnyk, Pendergrass, Bagnall, Barron, Bhandari, Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kelly, Kerr, Kipke, Krebs, Metzgar, Morgan, Rosenberg, Sample-Hughes, Szeliga, and K. Young**

AN ACT concerning

#### **Health Facilities – Hospitals – Disclosure of Outpatient Facility Fees (Facility Fee Right-to-Know Act)**

FOR the purpose of requiring certain hospitals to provide each patient with written notice that includes certain information related to outpatient facility fees that are charged for services provided at the hospital; requiring that certain notices be provided to certain patients in certain manners and at certain times; requiring the Health Education and Advocacy Unit within the Attorney General's Office to develop a certain form and determine a certain range of fees and fee estimates; requiring each hospital that charges an outpatient facility fee to use a certain form and a certain range of fees and fee estimates for a certain purpose; requiring that a certain notice be in plain language and in a certain form; requiring certain patients to acknowledge in writing that a certain notice was provided at a certain time before professional medical services are provided on the date of the appointment; prohibiting a hospital from charging, billing, or attempting to collect a certain fee unless the patient was given certain notice; ~~prohibiting a certain charge from qualifying as uncompensated care or bad debt under certain circumstances;~~ requiring the Unit, in consultation with the Health Care Services Cost Review Commission, consumers, and other stakeholders, to develop a certain uniform disclosure form and a process for determining and updating certain information on or before a certain date; defining certain terms; and generally relating to hospitals and the disclosure of outpatient facility fees.

BY adding to

Article – Health – General

Section 19–349.2

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 904 – Delegates Stewart, Carr, Lehman, and Love**

AN ACT concerning

**Agriculture – Nutrient Management – Monitoring and Enforcement**

FOR the purpose of 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; requiring a person who holds a certain certificate or license to comply with certain reporting requirements and deadlines, including deadlines related to implementation of the Phosphorus Management Tool and the submission of certain soil test phosphorus levels; requiring the ~~State~~ Department of Agriculture, in determining where to focus certain enforcement efforts, to prioritize farms for which the Department of Agriculture has not received certain soil test phosphorus levels; ~~requiring the Department of Agriculture to establish a voluntary certification program for certain commercial manure haulers and brokers; requiring the Department of Agriculture, in consultation with a certain body, to adopt certain~~

~~regulations relating to the certification of commercial manure haulers and brokers; requiring an applicant for certification as a commercial manure hauler or broker to submit a certain application and pay a certain fee; requiring the Department of Agriculture to certify any person that meets certain requirements; requiring a certified commercial manure hauler or broker to employ certain best management practices, land apply manure in a certain manner, maintain certain records, allow the Department of Agriculture to review certain records at certain times, and submit a certain annual report; requiring the operator of a certain animal feeding operation to arrange for the removal of manure generated at the operation only through a certified commercial manure hauler or broker; establishing a certain fee for a certain certificate; 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; requiring a person to hold a certain discharge permit before the person may begin construction, including the clearing or grading of land, on any part of a new concentrated animal feeding operation (CAFO); prohibiting the Department of the Environment from issuing a discharge permit to a person that violates a certain provision of this Act; requiring the Department of the Environment to charge a certain minimum one-time permit application fee for a certain ~~proposed new~~ CAFO; requiring the Department of the Environment to charge a certain minimum annual permit fee for a ~~certain existing~~ CAFO continued coverage of a certain CAFO under a CAFO General Discharge permit; prohibiting the Department of the Environment from waiving the ~~permit~~ fee for a certain ~~user~~ permit; ~~requiring the Department of the Environment to impose certain conditions in a permit for the discharge of pollutants from a certain CAFO; expanding the authorized uses of the Chesapeake and Atlantic Coastal Bays 2010 Trust Fund to include continuous water quality monitoring by the Department of Natural Resources at certain sites; requiring the Department of Natural Resources to deploy continuous water quality monitoring stations~~ conduct long-term sample collection in certain tributaries as part of a certain program; requiring continuous water quality monitoring stations to be deployed at the Department of Natural Resources to regularly collect samples from certain locations, at a minimum; requiring certain continuous water quality monitoring stations to be located at sites where continuous water quality monitoring stations previously existed certain water quality monitoring to be done in certain locations, to the extent practicable; establishing certain penalties; altering certain penalties; 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; defining certain terms; and generally relating to the monitoring and enforcement of laws and regulations relating to nutrient management.~~

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)

BY adding to



Article – Agriculture  
Section 8–801.1(c) and 8–803(h) and (i)  
Annotated Code of Maryland  
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Article – Agriculture  
Section 8–803(f) and (g) ~~and 8–805~~  
Annotated Code of Maryland  
(2016 Replacement Volume and 2018 Supplement)

~~BY adding to~~  
~~Article – Agriculture~~  
~~Section 8–803(h) and (i) and 8–803.10~~  
~~Annotated Code of Maryland~~  
~~(2016 Replacement Volume and 2018 Supplement)~~

~~BY repealing and reenacting, with amendments,~~  
~~Article – Agriculture~~  
~~Section 8–803.1 and 8–806~~  
~~Annotated Code of Maryland~~  
~~(2016 Replacement Volume and 2018 Supplement)~~

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 9–301, 9–323, and 9–325, and 9–326  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

~~BY repealing and reenacting, without amendments,~~  
~~Article – Natural Resources~~  
~~Section 8–2A–01(a)~~  
~~Annotated Code of Maryland~~  
~~(2012 Replacement Volume and 2018 Supplement)~~

~~BY repealing and reenacting, with amendments,~~  
~~Article – Natural Resources~~  
~~Section 8–2A–01(c)(2)~~  
~~Annotated Code of Maryland~~  
~~(2012 Replacement Volume and 2018 Supplement)~~

BY adding to  
Article – Natural Resources  
Section 8–2A–05  
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 923 – Delegates Stein, Bridges, Fraser–Hidalgo, Gaines, Ghrist, Harrison, Healey, Hettleman, Krimm, and Lierman**

AN ACT concerning

**Task Force to Study Transportation Access**

FOR the purpose of establishing the Task Force to Study Transportation Access; stating the purpose of the Task Force; providing for the composition, chair, and staffing of the Task Force; authorizing the Task Force to establish subcommittees; 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 interim and final findings and recommendations to the Governor and the General Assembly on or before a certain date; defining certain terms; providing for the termination of this Act; and generally relating to the Task Force to Study Transportation Access.

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

**House Bill 959 – Delegates Mosby, Conaway, Glenn, Haynes, Smith, and Wells**

AN ACT concerning

**Baltimore City – Alcoholic Beverages – License Renewals and Adult Entertainment**

FOR the purpose of authorizing the Board of License Commissioners for Baltimore City, when determining whether a license should be renewed and, if so, whether any conditions should be attached, to consider the performance of a license holder for a certain period immediately before the date of the renewal application; prohibiting the Board of License Commissioners for Baltimore City or a certain license holder in the City from allowing an individual under a certain age to enter a certain establishment of a license holder that offers certain adult entertainment, unless the individual is an employee, an agent, or a contractor of the establishment; and generally relating to alcoholic beverages licenses and adult entertainment in Baltimore City.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 12–102

Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

BY adding to

Article – Alcoholic Beverages  
Section 12–1804.1  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages  
Section 12–2102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 960 – Delegates Mosby, Conaway, Glenn, Haynes, Ivey, J. Lewis, Moon, Smith, and Washington**

AN ACT concerning

**Baltimore City – Alcoholic Beverages – Local Licenses – Prohibited Transfers**

FOR the purpose of prohibiting ~~a local licensing board~~ the Board of License Commissioners for Baltimore City from transferring a license to another person ~~if the transferor has until the resolution of~~ certain pending criminal charges filed against the transferor or disciplinary matters before the local licensing board; Board concerning the transferor; altering the grounds for which a license holder or certain party may make a certain request to the Board to extend the life of a license; authorizing the Board to grant an extension that prolongs the life of a license beyond a certain period of time under certain circumstances; exempting a license the transfer of which is prohibited under this Act from a certain provision of law concerning the period of expiration of a license; and generally relating to prohibited transfers of ~~local~~ alcoholic beverages licenses in Baltimore City.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages  
Section ~~4–302(a)~~ 12–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY adding to

Article – Alcoholic Beverages  
Section ~~4–303.1~~ 12–1705.1  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages  
Section 12-2202  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 993 – Anne Arundel County Delegation (By Request – County Executive)**

AN ACT concerning

**Anne Arundel County – Ethics – ~~Prohibitions and Requirements Regarding Qualifying Contributions During Pendency of Zoning Contributions and Participation in Development Applications~~**

FOR the purpose of 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; ~~prohibiting applicants, agent of applicants, and immediate family members of the applicants and agents from making a certain qualifying payment to a certain candidate during the pendency of the application; prohibiting a certain political action committee from making a transfer to a candidate's authorized candidate campaign committee or a slate to which the candidate belongs; prohibiting a member from voting or participating in any way in the proceeding on an application under certain circumstances; providing that a member is not subject to the requirements of certain provisions of this Act under certain circumstances; requiring the applicant to file a certain affidavit under oath after the application is filed; requiring that the affidavit be filed at least a certain number of days before consideration of the application by the County Council of Anne Arundel County; requiring that a supplemental affidavit be filed whenever a qualifying contribution is made after the original affidavit was filed; providing that an applicant is not required to make certain representations in the affidavit; authorizing anyone with authority to act on behalf of and bind a business entity to execute an affidavit on behalf of the business entity; providing that the only disclosures required under the affidavit are those involving certain individuals or business entities; requiring an agent to file an affidavit in an application only under certain circumstances; requiring an agent, under certain circumstances, to disclose in the affidavit a qualifying contribution made before becoming an agent; providing that, except under certain circumstances, certain~~

~~persons are subject to this Act under certain circumstances; prohibiting a person from making a qualifying contribution in violation of this Act; requiring a qualifying contribution to be returned to the person who made the qualifying contribution if the qualifying contribution is made in violation of this Act; prohibiting applicants, agents, and immediate family members of the applicants and agents from taking any action, directly or indirectly, with the intent to circumvent the intent of this Act; requiring the Anne Arundel County Ethics Commission to administer and implement the provisions of this Act; defining certain terms; providing for the application of this Act; making the provisions of this Act severable; and generally relating to ethics in Anne Arundel County.~~

BY repealing and reenacting, without amendments,

Article – Election Law

~~Section 1–101(a), (c), (e), (ff), (oo), and (tt) and 13–306(a)(1) and (2)~~ 1–101(a) and (o)

Annotated Code of Maryland

(2017 Replacement Volume and 2018 Supplement)

BY adding to

Article – Election Law

Section 13–504.1

Annotated Code of Maryland

(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 5–104(a)

Annotated Code of Maryland

(2014 Volume and 2018 Supplement)

BY adding to

Article – General Provisions

Section 5–869 through 5–871 to be under the new part “Part XI. Special Provisions for Anne Arundel County”

Annotated Code of Maryland

(2014 Volume and 2018 Supplement)

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

**House Bill 1001 – Delegates J. Lewis, Acevero, Atterbeary, D. Barnes, Barron, Bridges, Charkoudian, Conaway, Crutchfield, D.M. Davis, W. Fisher, Glenn, Guyton, Healey, Hornberger, Ivey, Jalisi, Kelly, R. Lewis, Lierman, Lopez, Love, Moon, Mosby, Queen, Rosenberg, Shetty, Smith, Solomon, Sydnor, Turner, R. Watson, and Wilkins**

AN ACT concerning

**Correctional Services – Restrictive Housing – Reporting by Correctional Units  
and Requirements Relating to Minors**

FOR the purpose of expanding the entities required to submit a certain report relating to restrictive housing; repealing a requirement that certain data be submitted to the General Assembly; requiring the Governor’s Office of Crime Control and Prevention to compile and summarize certain information and submit a certain summary to the General Assembly; prohibiting a certain correctional unit from placing a minor in certain restrictive housing unless a certain managing official makes a certain finding; requiring a minor placed in restrictive housing to be provided certain privileges and conditions; requiring a certain managing official or designee to make a certain record under certain circumstances; authorizing a certain aggrieved minor to take certain actions under certain circumstances; altering a certain definition; defining certain terms; making conforming changes; and generally relating to restrictive housing.

BY repealing and reenacting, with amendments,  
Article – Correctional Services  
Section 9–614  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

BY adding to  
Article – Correctional Services  
Section 9–614.1  
Annotated Code of Maryland  
(2017 Replacement Volume and 2018 Supplement)

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

**House Bill 1057 – Delegates Arentz, Ghrist, Jacobs, and Miller**

AN ACT concerning

**Alcoholic Beverages – Alcohol Awareness Program Certification Requirements –  
Alterations**

FOR the purpose of repealing certain provisions of law that require holders of certain retail alcoholic beverages licenses and certain designated employees to complete training in an approved alcohol awareness program; ~~requiring certain individuals to complete training in an approved alcohol awareness program before selling or serving alcoholic beverages who are employed to sell or serve alcoholic beverages to be certified by an approved alcohol awareness program; requiring certain individuals who are hired on or after a certain date to sell or serve alcoholic beverages to complete training in an approved alcohol awareness program within a certain time period;~~ requiring holders of certain retail alcoholic beverages licenses to ensure that an individual who is certified by an approved alcohol awareness program is on the

licensed premises during certain hours; making conforming changes; providing for a delayed effective date; and generally relating to alcohol awareness program certification requirements.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section ~~4-501, 4-505(a), (b), and (h)~~ 4-505(a), (b), (h), and (i), 9-102, 9-1901(a)(3), 10-102, 10-1901, 11-102, 11-1901(a)(3), 12-102, 12-1901(b)(2), 13-102, 13-1901(a)(3), 14-102, 14-1901, 15-102, 16-102, 16-1901(a)(3), 17-102, 17-1901(b)(2), 17-1903, 18-102, 19-102, 19-1901(b)(2), 20-102, 21-102, 21-1901(a)(3), 22-102, 23-102, 24-102, 25-102, 25-1902, 26-102, 26-1901(a)(3), 27-102, 27-1901(a)(3), 28-102, 28-1901(a)(3), 29-102, 29-1901, 30-102, 30-1901, 31-102, 32-102, 32-1901(b)(2), 33-102, and 33-1901(b)(2)

Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 4-505(e) and (f), 12-1904, 15-1901, 18-1901, 19-1903, 20-1901, 22-1901, 23-1901, 24-1901, 25-1901(b)(2), 31-1901, 32-1903, and 33-1903

Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing

Article – Alcoholic Beverages

Section 15-1902, 18-1902.1, 20-1903, 22-1903, 23-1903, 24-1903, 25-1903, and 31-1903

Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

### **House Bill 1149 – Harford County Delegation**

AN ACT concerning

#### **Harford County – Alcoholic Beverages – Filing Period for Renewal Applications**

FOR the purpose of altering the time period within which an applicant is required to submit an application to renew an alcoholic beverages license in Harford County; 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 22–1801 and 22–1802  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 1154 – Delegates Howard, Buckel, Chisholm, Malone, and Saab**

AN ACT concerning

**Maryland Personal Information Protection Act – Security Breach Notification Requirements – Modifications**

FOR the purpose of altering the applicability of certain security breach investigation requirements to certain businesses; altering the applicability of certain security breach notification requirements to a certain owner or licensee of computerized data; prohibiting a certain business from charging a certain owner or licensee of computerized data a fee for providing information that the owner or licensee needs to provide a certain notification; prohibiting a certain owner or licensee from using certain information for certain purposes; and generally relating to the Maryland Personal Information Protection Act.

BY repealing and reenacting, with amendments,  
Article – Commercial Law  
Section 14–3504  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

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

**House Bill 1169 – Delegates D.E. Davis, Branch, Brooks, Busch, Queen, and Valderrama**

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, and 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 Finance.

**House Bill 1176 – Delegates Buckel ~~and Moon~~, Moon, and Grammer**

AN ACT concerning

**Public Safety – Certification of Police Officers – Medical Cannabis Employment**

FOR the purpose of providing that employment by a certain business does not constitute involvement in the illegal distribution, production, cultivation, transportation, or sale of a controlled dangerous substance for purposes of police officer certification or recertification under certain circumstances; and generally relating to certification of police officers by the Maryland Police Training and Standards Commission.

BY adding to  
Article – Public Safety  
Section 3–209.1  
Annotated Code of Maryland  
(2018 Replacement Volume)

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

**House Bill 1244 – Delegates Acevero, Charles, Pena–Melnyk, Corderman, W. Fisher, Harrison, Hettleman, Ivey, Jackson, Johnson, Kelly, Lehman, J. Lewis, R. Lewis, Lierman, Lopez, McKay, Palakovich Carr, Qi, Queen,**

Solomon, Stewart, Sydnor, Terrasa, Turner, C. Watson, ~~and Wilkins~~  
~~Wilkins, Barron, Bhandari, Carr, Hill, Kerr, Pendergrass, Sample-Hughes,~~  
~~and K. Young~~

AN ACT concerning

**Public Buildings ~~and Places of Public Accommodation~~ – Diaper-Changing  
 Facilities**

FOR the purpose of requiring, except under certain circumstances, that a diaper-changing facility be installed in certain public restrooms in certain public buildings ~~and certain public restrooms in places of public accommodation~~; requiring the Board of Public Works, through the Department of General Services, to adopt certain standards; requiring a certain standard to be filed with the Secretary of State; providing that the Department of General Services, the University System of Maryland, and the Department of Transportation are responsible for the enforcement of certain provisions of this Act under certain circumstances; ~~providing that the governing body of a political subdivision is responsible for enforcement of certain provisions of this Act under certain circumstances~~; providing that the design of certain public building restrooms is governed by this Act ~~establishing that a diaper-changing facility is not required to be installed if a local building inspector makes a certain determination~~; defining certain terms; and generally relating to diaper-changing facilities in public buildings ~~and places of public accommodation~~.

BY adding to

Article – State Finance and Procurement

Section 2-801 through 2-803 to be under the new subtitle “Subtitle 8.

Diaper-Changing Facilities”

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

~~BY repealing and reenacting, without amendments,~~

~~Article – State Government~~

~~Section 20-301~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2018 Supplement)~~

~~BY adding to~~

~~Article – State Government~~

~~Section 20-307~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2018 Supplement)~~

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

**House Bill 1279 – Montgomery County Delegation and Prince George’s County  
 Delegation**

AN ACT concerning

**Maryland–National Capital Park and Planning Commission – Procurement –  
Source Selection**

**MC/PG 112–19**

FOR the purpose of requiring the Maryland–National Capital Park and Planning Commission to adopt certain procurement regulations relating to source selection; authorizing the Commission to adopt certain regulations establishing a minority business enterprise program under certain circumstances; authorizing the Commission to adopt certain regulations establishing a local small business enterprise program; requiring the Commission to report each year to certain persons on the effectiveness of certain programs; repealing certain provisions relating to a minority business enterprise program in the Commission on a certain date; requiring the Special Secretary for the Office of Small, Minority, and Women Business Affairs and the Secretary of Transportation to ensure that the Commission is provided with certain technical assistance to implement this Act; authorizing the governing bodies of Montgomery County and Prince George’s County to provide certain funding for the implementation of this Act in a certain manner; defining certain terms; providing for a delayed effective date for certain provisions of this Act; and generally relating to procurement activities of the Maryland–National Capital Park and Planning Commission.

BY adding to

Article – Land Use

Section 15–201 through 15–205 to be under the new subtitle “Subtitle 2.  
Procurement”

Annotated Code of Maryland

(2012 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Land Use

Section 15–201 and 15–205

Annotated Code of Maryland

(2012 Volume and 2018 Supplement)

(As enacted by Section 1 of this Act)

BY repealing and reenacting, without amendments,

Article – Land Use

Section 15–202 and 15–204

Annotated Code of Maryland

(2012 Volume and 2018 Supplement)

(As enacted by Section 1 of this Act)

BY repealing

Article – Land Use  
Section 15–203  
Annotated Code of Maryland  
(2012 Volume and 2018 Supplement)  
(As enacted by Section 1 of this Act)

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

**House Bill 1348 – Delegates Haynes, Chang, Corderman, Jackson, and McKay**

AN ACT concerning

**Public Safety – Youth Crime Prevention and Diversion Parole Fund –  
Establishment**

FOR the purpose of establishing the Youth Crime Prevention and Diversion Parole Fund as a special, nonlapsing fund; specifying the purpose, use, and contents of the Fund; requiring the Executive Director of the Governor’s Office of Crime Control and Prevention to administer the Fund; requiring the State Treasurer to hold the Fund separately and the Comptroller, in conjunction with the Executive Director, to account for the Fund; requiring the Governor to appropriate annually a certain amount for the Fund; providing for the investment of money in and expenditures from the Fund; providing that expenditures from the Fund may be made only in accordance with the State budget; providing that the accounts and transactions of the Fund shall be subject to a certain audit; requiring the Executive Director to establish certain procedures for the disbursement of money from the Fund and, subject to a certain priority, award grants from the Fund; requiring that an applicant provide the Executive Director with certain information; specifying that money distributed from the Fund shall be used to supplement, and not supplant, certain other funding; defining certain terms; and generally relating to the Youth Crime Prevention and Diversion Parole Fund.

BY adding to

Article – Public Safety  
Section 4–1201 through 4–1203 to be under the new subtitle “Subtitle 12. Youth  
Crime Prevention and Diversion Parole 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 Budget and Taxation.

**House Bill 1350 – Delegates Clark, Barve, Healey, Luedtke, and Stein**

AN ACT concerning

**Property Tax Assessments – Conservation Property – Alteration of Definition**

FOR the purpose of altering the definition of “conservation property” for property tax assessment purposes to include certain land subject to a perpetual conservation easement; providing for the application of this Act; and generally relating to the assessment of conservation property in Maryland.

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 8–209.1  
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 1353 – Chair, Environment and Transportation Committee (By Request – Departmental – Agriculture)**

AN ACT concerning

**Agriculture – Nuisance Insects**

FOR the purpose of authorizing the Secretary of Agriculture to implement, under certain circumstances, a program to control or eliminate nuisance insects in the State; authorizing the Secretary to carry out a certain project to control or eliminate nuisance insects if the county or municipality in which the nuisance insects are located agrees to pay a certain portion of certain costs; establishing the Nuisance Insects Fund as a special, nonlapsing fund; requiring the Secretary to remit certain payments to the Comptroller for deposit to the Fund; requiring the Secretary or the Secretary’s designee to administer the Fund; specifying the contents of the Fund;

specifying the purpose for which the Fund may be used; repealing certain provisions of law relating to black fly management and control; authorizing the Secretary to adopt certain regulations; stating a certain finding of the General Assembly; defining certain terms; and generally relating to controlling or eliminating nuisance insects in the State.

BY adding to

Article – Agriculture

Section 5–1001 through 5–1005 to be under the new subtitle “Subtitle 10. Nuisance Insects”

Annotated Code of Maryland

(2016 Replacement Volume and 2018 Supplement)

BY repealing

Article – Natural Resources

Section 8–2201 through 8–2205 and the subtitle “Subtitle 22. Black Fly Management and Control”

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 1400 – Delegate Cardin**

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 Finance.

### **House Bill 1412 – Delegate Korman**

AN ACT concerning

**Transportation – Maryland Metro/Transit Funding Act – Alterations**

FOR the purpose of specifying that the Maryland Transit Administration must regularly consult with certain entities regarding the compilation and submission of the Central Maryland Regional Transit Plan; requiring the Maryland Transit Administration to submit a draft Central Maryland Regional Transit Plan to certain entities at least a certain period of time before the finalization of the Plan; altering the contents and elements of the Plan; altering the time frame within which the Plan must be reviewed, revised, and updated; altering the time frame that the Plan must address; altering the requirements of a certain assessment undertaken by the Maryland Transit Administration; repealing a requirement that the Secretary of Transportation, for any fiscal year in which the total Maryland operating assistance provided in the approved Washington Metropolitan Area Transit Authority budget increases by a certain percentage over the total operating assistance provided in the prior fiscal year's budget, withhold a certain percentage of funds provided for certain annual grants to the Washington Suburban Transit District; altering the information that the Authority must submit to the Department of Transportation as part of its yearly performance and condition assessments and reports; repealing a provision of law that provides how a certain provision of law is to be construed; ~~requiring the Governor to make any appropriation required under a certain provision of law from the Transportation Trust Fund~~ making certain clarifications regarding certain mandated appropriations; and generally relating to funding for the Washington Metropolitan Area Transit Authority.

BY repealing and reenacting, without amendments,

Article – Transportation

Section 3–216(b)

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 7–301.1, 7–309, and 10–205

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Chapter 351 of the Acts of the General Assembly of 2018

Section 6

BY repealing and reenacting, with amendments,

Chapter 352 of the Acts of the General Assembly of 2018

Section 6

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



**PETITIONS, MEMORIALS AND OTHER PAPERS**

**Message from Angela Alsobrooks, Prince George's County Executive**

**PRINCE GEORGE'S COUNTY GOVERNMENT  
Office of the County Executive**

March 7, 2019

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

Re: Appointment to Prince George's County Board of License Commissioners

Dear President Miller:

Pursuant to Chapter 811 of the 2017 Laws of Maryland, I am pleased to appoint Ms. Tammie Norman to serve as a member of the Prince George's County Board of License Commissioners. I am also appointing Ms. Daphne Turpin Forbes as Chair.

I request that the Senate grant its advice and consent to this appointment.

Sincerely,  
Angela D. Alsobrooks  
County Executive

The Message was read and referred to the Committee on Executive Nominations.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE  
REPORT NO. 35**

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

**Senate Bill 677 – Senator West**

AN ACT concerning

**Deaf or Hard of Hearing Individuals – Support for Parents**

**SB0677/984630/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 677

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 17 and 18, strike “requiring the Department of Disabilities to provide to hospitals in the State a certain list for a certain purpose;”.

On page 2, strike in their entirety lines 8 through 12, inclusive.

AMENDMENT NO. 2

On page 9, strike in their entirety lines 7 through 16, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**BUDGET AND TAXATION COMMITTEE REPORT NO. 16**

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**House Bill 100 – The Speaker (By Request – Administration)****Budget Bill****(Fiscal Year 2020)**

REPORT OF THE SENATE BUDGET AND TAXATION COMMITTEE  
TO THE SENATE OF MARYLAND – 2019 SESSION –  
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION  
PERTAINING TO HOUSE BILL 100 – THE BUDGET BILL

(See Exhibit G of Appendix III)

SENATE BUDGET AND TAXATION COMMITTEE  
COMMITTEE REPRINT TO HOUSE BILL 100 – THE BUDGET BILL

(See Exhibit H of Appendix III)

SENATE BUDGET AND TAXATION COMMITTEE  
SUMMARY REPORT ON HOUSE BILL 100 – THE BUDGET BILL AND  
HOUSE BILL 1407 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit I of Appendix III)

The preceding 103 amendments were read only.

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

The motion was adopted.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**House Bill 1407 – Chair, Appropriations Committee**

AN ACT concerning

**Budget Reconciliation and Financing Act of 2019**

SENATE BUDGET AND TAXATION COMMITTEE  
COMMITTEE REPRINT TO HOUSE BILL 1407– THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit J of Appendix III)

**HB1407/839435/1**

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 1407  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “revenues;” insert “requiring the budget books to include certain data and the results of certain calculations used to calculate certain State education aid; requiring a supplemental budget bill that includes a certain appropriation to include certain data and the results of certain calculations used to calculate certain State education aid;”; in line 13, after “County;” insert “requiring a certain certification of support to be included in a certain major capital project request;”; and in line 18, after “funds;” insert “requiring the transfer of certain funds;”.

On page 2, in line 20, after “6–104(a)(1).” insert “7–115(a) and (b).”; after line 28, insert:

“BY adding to

Article – State Finance and Procurement  
Section 7–115(g) and 7–120  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)”;

and after line 33, insert:

“BY repealing and reenacting, with amendments,

Article – Transportation  
Section 2–103.1(c)(6)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)”.

On page 13, in lines 17, 21, 24, and 28, strike “4.”, “5.”, “6.”, and “7.”, respectively, and substitute “5.”, “6.”, “7.”, and “8.”, respectively.

On page 14, in line 15, strike “11.” and substitute “15.”.

#### AMENDMENT NO. 2

On page 6, after line 33, insert:

“7–115.

(a) On submission of the budget bill to the presiding officers of the General Assembly, the Governor shall provide the supporting material specified in this section.

(b) The Governor shall provide budget books that include the information required in this section.

**(G) THE BUDGET BOOKS SHALL INCLUDE SUPPORTING DATA AND THE RESULTS OF THE CALCULATIONS REQUIRED UNDER § 5–202(L) OF THE EDUCATION ARTICLE.**

7–120.

**ON SUBMISSION OF A SUPPLEMENTAL BUDGET BILL TO THE PRESIDING OFFICERS OF THE GENERAL ASSEMBLY THAT INCLUDES AN APPROPRIATION IN**

ACCORDANCE WITH § 5-202(L) OF THE EDUCATION ARTICLE, THE GOVERNOR SHALL PROVIDE SUPPORTING DATA AND THE RESULTS OF THE CALCULATIONS REQUIRED UNDER THAT SUBSECTION.”.

AMENDMENT NO. 3

On page 11, after line 21, insert:

“Article – Transportation

2-103.1.

(c) (6) For a major capital project to be considered for inclusion in the construction program of the Consolidated Transportation Program, a request must be submitted to the Secretary by the proposing entity along with a purpose and need summary statement justifying the project that includes:

(i) The location of the project, including a map of the project limits, project area, or transportation corridor;

(ii) The need for the project; [and]

(iii) A discussion of how the project:

1. Addresses State transportation goals; and

2. Supports local government land use plans and goals; AND

(IV) A CERTIFICATION OF SUPPORT FOR THE PROJECT BY A MAJORITY OF THE SENATORS AND A MAJORITY OF THE DELEGATES FROM THE LEGISLATIVE DELEGATION OF THE COUNTY IN WHICH THE PROJECT IS LOCATED.”.

AMENDMENT NO. 4

On page 12, in line 6, strike “\$314,825,000” and substitute “\$309,825,000”.

AMENDMENT NO. 5

On page 13, after line 16, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That the unexpended

appropriation for residential per diems within the Department of Juvenile Services that was included in the fiscal year 2019 operating budget (Chapter 570 of the Acts of 2018) shall be reduced by \$500,000 in general funds.”.

AMENDMENT NO. 6

On page 13, in line 20, strike “\$7,500,000” and substitute “\$10,000,000”.

AMENDMENT NO. 7

On page 13, strike in their entirety lines 33 through 36, inclusive.

AMENDMENT NO. 8

On page 14, after line 14, insert:

“SECTION 11. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor shall transfer to the General Fund \$4,000,000 of the State–supported fund balance of the University System of Maryland.”.

AMENDMENT NO. 9

On page 14, after line 14, insert:

“SECTION 12. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor shall transfer to the General Fund \$400,000 of the State–supported fund balance of Morgan State University.”.

AMENDMENT NO. 10

On page 14, after line 14, insert:

“SECTION 13. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor shall transfer to the General Fund \$267,012 from the Reimbursable Project Contingency Fund authorized under § 3–103(h)(3) of the Natural Resources Article.”.

AMENDMENT NO. 11

On page 14, after line 14, insert:

“SECTION 14. AND BE IT FURTHER ENACTED, That the \$994,000 identified in the fiscal year 2018 closeout audit as being improperly retained by the Field Operations

Bureau (W00A01.02) within the Department of State Police shall be credited to the General Fund.”.

Senator King moved to suspend Rule 52(c)(1) to allow the reprint to be considered as the official bill on second reading.

The motion was adopted.

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

The motion was adopted.

### **BUDGET AND TAXATION COMMITTEE REPORT NO. 17**

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**Senate Bill 89 – The President (By Request – Administration) and Senators Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Hough, Jennings, Ready, Reilly, Salling, Simonaire, and West**

AN ACT concerning

#### **Small Business Relief Tax Credit – Expansion**

**SB0089/189033/1**

BY: Budget and Taxation Committee

#### AMENDMENT TO SENATE BILL 89 (First Reading File Bill)

On page 1, in line 2, strike “Expansion” and substitute “Alterations”; and strike beginning with “increasing” in line 7 down through “year;” in line 8.

On page 4, in line 6, strike the brackets; and in the same line, strike “\$10,000,000”.

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 269 – Senators Hester, Guzzone, Carter, Hough, Kagan, Lam, Peters, West, and Zucker**

AN ACT concerning

**Comprehensive Flood Management Grant Program – Awards for Flood Damage and Mandatory Funding**

**SB0269/659230/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 269

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Mandatory”; in line 13, strike “requiring” and substitute “authorizing”; and in line 14, after “submission;” insert “specifying that funds not awarded from the comprehensive flood management grant program by the end of a fiscal year remain in the program and are not subject to certain provisions of law;”.

AMENDMENT NO. 2

On page 5, in line 7, strike “ITEM” and substitute “SUBPARAGRAPH”; in line 10, strike “A LOCALLY” and substitute “AN AREA”; in line 11, after “DESIGNATED” insert “BY THE MARYLAND HISTORICAL TRUST AS AN”; in line 21, after “(8)” insert “(I)”; in the same line, strike “SHALL” and substitute “MAY”; in line 22, strike “OF AT LEAST \$5,000,000”; and after line 23, insert:

**“(II) FUNDS NOT AWARDED FROM THE COMPREHENSIVE FLOOD MANAGEMENT GRANT PROGRAM BY THE END OF A FISCAL YEAR:**

- 1. SHALL REMAIN IN THE PROGRAM; AND**
- 2. ARE NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT 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 King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**Senate Bill 810 – Senator Peters**

AN ACT concerning

**Housing – Local Housing Grant Program for Homeless Veterans and Survivors of Domestic Violence**

**SB0810/249533/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 810

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, strike “at least a certain amount of money” and substitute “funding”.

AMENDMENT NO. 2

On page 2, in line 7, strike “**INCENTIVE**”; and in line 23, strike “**AT LEAST \$2,000,000**” and substitute “FUNDING”.

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 897 – Senator Ferguson**

AN ACT concerning

**University of Maryland Joint Steering Council – Renaming and Funding**

SB0897/159139/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 897

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “and” and substitute “, Duties, and”; in line 4, after “Council;” insert “requiring the Council to explore opportunities to create certain apprenticeship programs;”; and in line 7, after “Council;” insert “requiring the Council to submit a certain report to the General Assembly on or before a certain date;”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 24 through 28, inclusive, and substitute:

**“(I) \$2,000,000 IN FISCAL YEAR 2021;**

**“(II) \$4,000,000 IN FISCAL YEAR 2022;**

**“(III) \$6,000,000 IN FISCAL YEAR 2023;**

**“(IV) \$8,000,000 IN FISCAL YEAR 2024; AND**

**“(V) \$10,000,000 IN FISCAL YEAR 2025 AND EACH FISCAL YEAR THEREAFTER.”;**

in line 19, after the semicolon insert:

**“(6) EXPLORE OPPORTUNITIES TO CREATE REGISTERED APPRENTICESHIP PROGRAMS IN NURSING AND OTHER FIELDS THAT INCLUDE INTEGRATION OF HIGH SCHOOL CAREER AND TECHNOLOGY EDUCATION PROGRAMS AND UNIVERSITY OF MARYLAND GRADUATE AND UNDERGRADUATE PROGRAMS;”;**

and in line 20, strike “(6)” and substitute “**(7)**”.

On page 3, after line 1, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before July 1, 2020, the MPowering Joint Steering Council shall report on its research into opportunities to create registered apprenticeship programs as required by § 12–304(c)(6) of the Education Article, as enacted by Section 1 of this Act.”;

and in line 2, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**MESSAGE FROM THE HOUSE  
INTRODUCTORY HOUSE BILLS NO. 22**

**House Bill 130 – Delegates R. Lewis, Anderson, Boyce, Bridges, Conaway, Glenn,  
Lierman, Mosby, Smith, and Wells**

AN ACT concerning

**Maryland Transit Administration – ~~Workgroup to~~ and Baltimore City  
Department of Transportation – Study of Dedicated Bus Lanes in ~~Baltimore~~  
City**

FOR the purpose of ~~establishing the Workgroup to Study Dedicated Bus Lanes in Baltimore City; 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~~ Maryland Transit Administration and the Baltimore City Department of Transportation to study and analyze dedicated bus lane enforcement mechanisms in use by certain other transit agencies and develop a certain enforcement plan; requiring the study to include a certain examination of best practices and technologies, a review of certain potential capital and operating costs, and an evaluation of the most effective methods for ensuring compliance with and enforcement of existing law; requiring the Administration and the Department to report ~~its~~ their findings, recommendations, and enforcement plan to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to ~~the Workgroup to Study Dedicated Bus Lanes~~ the study of dedicated bus lanes in Baltimore City.

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

**House Bill 186 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Family Entertainment Permit**

**PG 301–19**

FOR the purpose of repealing exceptions to the entertainment permit in Prince George’s County; establishing a family entertainment permit in the county; establishing requirements that an alcoholic beverages license holder whose business provides family entertainment must meet to obtain a family entertainment permit; requiring the Board of License Commissioners to determine the days and hours the permit is to be in effect, subject to a certain restriction; requiring the Board to adopt certain regulations; establishing a certain fee for the permit; and generally relating to entertainment permits in Prince George’s County.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 26–102 and 26–1103(b)  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 26–1103(a)  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY adding to  
Article – Alcoholic Beverages  
Section 26–1103.1  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 187 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Speed Monitoring Systems – Maryland Route 210  
(Indian Head Highway)**

**PG 305–19**

FOR the purpose of repealing certain provisions of law that limit the ~~number and~~ location of speed monitoring systems that may be placed and used on Maryland Route 210

(Indian Head Highway) in Prince George's County; ~~authorizing the placement and use of speed monitoring systems at any intersection~~ increasing the number of speed monitoring systems that may be placed on Maryland Route 210 in Prince George's County; requiring the State Highway Administration, in conjunction with the Prince George's County Department of Public Works and Transportation, to perform a certain examination of Maryland Route 210 and report certain findings and recommendations to the Governor and the General Assembly on or before a certain date; making certain conforming changes; and generally relating to the placement and use of speed monitoring systems on Maryland Route 210 (Indian Head Highway) in Prince George's County.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 7–302(e)(4)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Article – Criminal Procedure  
Section 11–819(a)(1)  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 11–819(a)(2)  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 21–809(a)(1) and (8), (b)(1)(i) and (v), and (c)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 21–809(b)(1)(vi) through (viii)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

### **House Bill 189 – Prince George's County Delegation**

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Class BLX Licenses****PG 304–19**

FOR the purpose of increasing in Prince George’s County the number of Class BLX licenses that a person may hold; requiring the Board of License Commissioners for Prince George’s County to take certain actions before issuing a certain Class BLX license to a license holder that already holds certain other Class BLX licenses; and generally relating to alcoholic beverages licenses in Prince George’s County.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 26–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 26–1616  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 197 – Wicomico County Delegation**

AN ACT concerning

**Wicomico County – Alcoholic Beverages – Bed and Breakfast License**

FOR the purpose of establishing a Class B–BB (bed and breakfast) beer and wine license in Wicomico County; providing the qualifications that must be met for issuance of the license; authorizing the license holder to sell alcoholic beverages to guests of the establishment under certain circumstances; authorizing the license holder to sell alcoholic beverages to guests of certain catered events under certain circumstances; authorizing the license holder to allow certain guests to consume personal alcoholic beverages on the premises under certain circumstances and subject to a certain limitation; specifying the hours of sale of alcoholic beverages; specifying that, except during certain catered events or ticketed events hosted by the license holder, the license does not authorize the license holder to sell alcoholic beverages to certain individuals; specifying that a license is void under certain circumstances and must be returned to the Board of License Commissioners for Wicomico County; specifying that certain restrictions do not apply to a permanent resident of the establishment or to guests of the permanent resident; requiring the license holder to retain and make available certain records; setting an annual fee for the license; and generally relating to alcoholic beverages licenses in Wicomico County.

BY renumbering

Article – Alcoholic Beverages  
Section 32–1001  
to be Section 32–1001.1  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages  
Section 32–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY adding to

Article – Alcoholic Beverages  
Section 32–1001  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

### **House Bill 198 – Wicomico County Delegation**

AN ACT concerning

#### **Wicomico County – Alcoholic Beverages – Basket of Cheer Permit**

FOR the purpose of establishing a basket of cheer permit in Wicomico County; authorizing the Board of License Commissioners for Wicomico County to grant the permit to certain nonprofit organizations; providing that the permit authorizes the permit holder to provide as a prize at a benefit performance a basket of cheer, consisting of certain alcoholic beverages; specifying that the alcoholic beverages contained in a basket of cheer shall be for off–premises consumption; setting a fee for the permit; and generally relating to alcoholic beverages permits in Wicomico County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages  
Section 32–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY adding to

Article – Alcoholic Beverages  
Section 32–1313  
Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

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

**House Bill 219 – Prince George’s County Delegation**

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 to evaluate complaints 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 Education, Health, and Environmental Affairs.

**House Bill 288 – Frederick County Delegation**

AN ACT concerning

**Frederick County – Alcoholic Beverages Licenses – Sunday Sales**

FOR the purpose of repealing the prohibition on certain license holders in Frederick County selling beer, beer and wine, or beer, wine, and liquor at a bar or counter on Sunday; and generally relating to alcoholic beverages sales on Sunday 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 20–2002(c), 20–2004(c), and 20–2005(d)  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

### **House Bill 289 – Frederick County Delegation**

AN ACT concerning

#### **Frederick County – Alcoholic Beverages – Cinema/Theater License**

FOR the purpose of creating a cinema/theater license in Frederick County; authorizing the Board of License Commissioners to issue the license for use in a for–profit cinema or theater that has one or more screening rooms or performance halls; authorizing the license holder to sell beer, wine, and liquor for on–premises consumption under certain circumstances; requiring a license holder to sell certain food; authorizing a customer to consume beer, wine, or liquor anywhere on the licensed premises; prohibiting an individual serving beer, wine, or liquor from mixing the contents of one bottle with the contents of another bottle; requiring the individual to dispose of or destroy all empty bottles and cans; requiring a license holder to obtain a certain crowd control training certificate and have a certain certified crowd control manager present at the licensed premises at certain times; requiring the license holder to have a certain individual who has received certification from a certain alcohol awareness program to be present at the licensed premises under certain circumstances; specifying a license fee; repealing a provision of law concerning Class B–DH (drafthouse) licenses for theaters; and generally relating to alcoholic beverages licenses in Frederick County.

BY repealing

Article – Alcoholic Beverages  
Section 20–1008  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages  
Section 20–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY adding to

Article – Alcoholic Beverages  
Section 20–1003.1  
Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

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

**House Bill 290 – Delegate Otto**

AN ACT concerning

**Somerset County – Alcoholic Beverages – Board of License Commissioners – Salaries**

FOR the purpose of increasing the salary of the chair, members, clerk, and attorney of the Board of License Commissioners for Somerset County; and generally relating to alcoholic beverages in Somerset County.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 29–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 29–204  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 291 – Delegate Otto**

AN ACT concerning

**Somerset County – Alcoholic Beverages – Liquor Control Board Reserve Fund**

FOR the purpose of increasing the Somerset County Liquor Control Board reserve fund; increasing the maximum amount of money the Liquor Control Board may distribute from the reserve fund to a dispensary; and generally relating to alcoholic beverages in Somerset County.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 29–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 29–310

Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

(As enacted by Chapter 41 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 302 – Montgomery County Delegation**

AN ACT concerning

#### **Montgomery County Housing Opportunities Commission – Collective Bargaining – Exclusive Representative Duty of Fair Representation**

#### **MC 26–19**

FOR the purpose of altering the duty of an employee organization certified as the exclusive representative of certain employees of the Housing Opportunities Commission of Montgomery County to represent all employees in a certain bargaining unit in a certain manner; authorizing the exclusive representative to require an employee who does not pay certain dues or fees to pay certain costs and fees for filing a certain grievance or arbitrating a certain matter; providing that the failure by the employee to pay certain costs and fees relieves the exclusive representative of certain responsibilities; requiring that a dispute concerning the reasonableness of certain costs and fees be submitted to a certain labor relations administrator in accordance with certain procedures; limiting an exclusive representative's duty of fair representation owed to certain public employees to certain matters; providing for the construction of certain provisions of this Act; and generally relating to collective bargaining for employees of the Housing Opportunities Commission of Montgomery County.

BY repealing and reenacting, with amendments,

Article – Housing and Community Development

Section 16–303

Annotated Code of Maryland

(2006 Volume and 2018 Supplement)

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

### **House Bill 311 – Dorchester County Delegation**

AN ACT concerning

**Dorchester County – Alcoholic Beverages – Class A Licenses**

FOR the purpose of authorizing the Board of License Commissioners for Dorchester County to issue a Class A beer, wine, and liquor license for certain premises licensed under a Class B license or a Class D license; authorizing the Board to limit the number of Class A beer, wine, and liquor licenses that the Board issues; and generally relating to alcoholic beverages in Dorchester County.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 19–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 19–1604  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 312 – Frederick County Delegation**

AN ACT concerning

**Frederick County – Alcoholic Beverages – Multiple Licenses Allowed**

FOR the purpose of authorizing the Board of License Commissioners for Frederick County to issue not more than a certain number of hotel or motel licenses, hotel or restaurant licenses, entertainment center licenses, or hotel lobby licenses to the same license holder; and generally relating to alcoholic beverages licenses in Frederick County.

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

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 20–903, 20–904, 20–1009, and 20–1009.1  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 326 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Office of the Inspector General – Technical Changes**

**MC/PG 104–19**

FOR the purpose of correcting certain references to the Office of the Inspector General in statutes of the Washington Suburban Sanitary Commission; providing that certain rights granted to certain Commission merit system employees are not provided to employees in the Office; providing that the Office shall review and approve certain costs for certain facilities designed and constructed by certain developers; correcting erroneous references to the executive director of the Commission in certain provisions of law regarding certain notification and action related to the failure of certain employees and officials to provide certain information or documentation to the Inspector General; and generally relating to the Office of the Inspector General in the Washington Suburban Sanitary Commission.

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 17–608(a), 18–201(a)(2), and 25–405(d)  
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 335 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Alcoholic Beverages Licenses – Fee Refunds**

**MC 28–19**

FOR the purpose of establishing that a holder of an alcoholic beverages license in Montgomery County is entitled to a refund of the unearned portion of a license fee if the holder voluntarily surrenders the license at least a certain amount of time before the license expiration date; and generally relating to alcoholic beverages licenses in Montgomery County.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 25–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 25–1401  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY adding to  
Article – Alcoholic Beverages  
Section 25–1411  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

### **House Bill 353 – Frederick County Delegation**

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 Education, Health, and Environmental Affairs.

**House Bill 358 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary’s County – Public Facility Bonds**

FOR the purpose of authorizing and empowering the County Commissioners of St. Mary’s County, from time to time, to borrow not more than \$30,000,000 in order to finance the construction, improvement, or development of certain public facilities in St. Mary’s County, as herein defined, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, county, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and generally relating to the issuance and sale of such bonds.

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

**House Bill 360 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary’s County – Alcoholic Beverages – Sunday Sales at a Bar or Counter**

FOR the purpose of repealing the prohibition against holders of certain alcoholic beverages licenses in St. Mary’s County from selling certain alcoholic beverages at a bar or counter on Sunday; and generally relating to the sale of alcoholic beverages in St. Mary’s County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 28–102

Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 28–2003 and 28–2004

Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 370 – Chair, Appropriations Committee (By Request – Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Department of Labor, Licensing, and Regulation – Police Force – Repeal**

FOR the purpose of altering the definition of “police officer” in connection with provisions of law relating to the authority to make arrests to remove a member of the Department of Labor, Licensing, and Regulation Police Force; altering the definition of “law enforcement officer” in connection with provisions of law relating to the Maryland Police Training and Standards Commission and the Law Enforcement Officers’ Bill of Rights to remove a member of the Department of Labor, Licensing, and Regulation Police Force; altering the membership of the Law Enforcement Officers’ Pension System to remove a member of the Department of Labor, Licensing, and Regulation Police Force; altering the jurisdiction of the Maryland Capitol Police of the Department of General Services to include certain buildings and grounds administered by the Department of Labor, Licensing, and Regulation on a certain date; providing for the transfer of certain functions, powers, and duties of the Department of Labor, Licensing, and Regulation Police Force to the Maryland Capitol Police of the Department of General Services on a certain date; providing for the transfer of certain employees to the Maryland Capitol Police of the Department of General Services without diminution of certain rights, benefits, or employment or retirement status; 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 such corrections in an editor’s note following the section affected; and generally relating to the Department of Labor, Licensing, and Regulation Police Force.

BY repealing and reenacting, without amendments,

Article – Public Safety  
Section 3–101(a) and 3–201(a)  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Public Safety  
Section 3–101(e)(1) and 3–201(f)(1)  
Annotated Code of Maryland  
(2018 Replacement Volume)



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

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 2–101(c)  
Annotated Code of Maryland  
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 4–601 and 4–605  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 26–201 and 26–202(b)(1)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

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

### **House Bill 389 – Chair, Charles County Delegation**

AN ACT concerning

#### **Charles County – Alcoholic Beverages – Resort Complex License**

FOR the purpose of establishing in Charles County a resort complex license; authorizing the Board of License Commissioners to issue a certain amount of resort complex licenses to a resort complex owner or operator; specifying that the license authorizes the holder to sell beer, wine, and liquor at certain outlets in the resort complex; establishing the times during which a license holder may sell alcoholic beverages; exempting the resort complex license from certain license quotas or restrictions; establishing that certain areas in a resort complex may be excluded from the licensed premises; establishing certain license fees; defining a certain term; and generally relating to a resort complex license in Charles County.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 18–102  
Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

BY adding to

Article – Alcoholic Beverages  
Section 18–1004  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 400 – Chair, Charles County Delegation**

AN ACT concerning

**Charles County – Alcoholic Beverages – Exemption From Off-Sale License  
Quota**

FOR the purpose of exempting in Charles County a manufacturer’s license holder from a license quota for a certain alcoholic beverages license; and generally relating to holders of alcoholic beverages licenses in Charles County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages  
Section 18–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages  
Section 18–1601  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 438 – Charles County Delegation**

AN ACT concerning

**Charles County – Alcoholic Beverages – Golf Course Privilege**

FOR the purpose of repealing a Class GC (golf course) license in Charles County and establishing a Class GC (golf course) privilege; specifying that an owner or operator of a public or private golf course has a golf course privilege to sell alcoholic beverages under certain circumstances; establishing an annual fee for a golf course privilege;

specifying that a Class GC (golf course) privilege expands certain license premises to include a certain golf course; and generally relating to alcoholic beverages in Charles County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages  
Section 18–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing

Article – Alcoholic Beverages  
Section 18–1003  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY adding to

Article – Alcoholic Beverages  
Section 18–1101.1  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

### **House Bill 447 – Frederick County Delegation**

AN ACT concerning

#### **Frederick County – Alcoholic Beverages – Basket of Cheer**

FOR the purpose of establishing a basket of cheer permit in Frederick County; requiring the Board of License Commissioners to grant the permit at no cost to holders of certain Class C per diem licenses; providing that the permit authorizes the permit holder to provide as a prize at a benefit performance a basket of cheer, consisting of certain alcoholic beverages produced in Maryland; specifying that the alcoholic beverages contained in a basket of cheer shall be for off–premises consumption; requiring a holder of a permit to obtain the alcoholic beverages contained in a basket of cheer from a holder of a retail license; prohibiting a permit holder from raffling off more than a certain number of baskets of cheer at each benefit performance; and generally relating to alcoholic beverages permits granted 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 adding to

Article – Alcoholic Beverages  
Section 20–1317  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 449 – ~~Delegate Lafferty~~ Baltimore County Delegation**

AN ACT concerning

**Baltimore County – Development Impact Fees – Authorization and Use of Funds**

FOR the purpose of authorizing the County Council of Baltimore County, by ordinance, to impose development impact fees to finance the capital costs of certain public works, improvements, and facilities; 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; and generally relating to the authority of the County Council of Baltimore County to impose development impact fees.

BY adding to

Article – Local Government  
Section 20–701.1  
Annotated Code of Maryland  
(2013 Volume and 2018 Supplement)

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

**House Bill 475 – Queen Anne’s County Delegation**

AN ACT concerning

**Queen Anne’s County – Alcohol Awareness Program**

FOR the purpose of requiring an alcoholic beverages license holder in Queen Anne’s County or an individual designated by the license holder who has completed training in an approved alcohol awareness program to be present at all times when alcoholic beverages may be served; providing for certain penalties; and generally relating to alcoholic beverages in Queen Anne’s County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages  
Section 4–505(e) and 27–102  
Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 27–1901  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY adding to  
Article – Alcoholic Beverages  
Section 27–1903  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 508 – Delegates Brooks, Branch, Bromwell, Gaines, Glenn, Hettleman, Jones, Lisanti, Pena–Melnyk, Sample–Hughes, Shetty, Stein, Sydnor, Valderrama, and Walker**

AN ACT concerning

**Alcoholic Beverages – Prohibited Acts – Defense to Prosecution for Sale to Underage Individuals**

FOR the purpose of modifying certain elements required to establish a defense to serving an alcoholic beverage to an underage individual; providing that reliance by an establishment or a seller on a certain type of identification scan fulfills an element of a certain defense; and generally relating to defense to prosecution for sale to underage individuals.

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 6–306  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 517 – Delegates Stewart, Ciliberti, Ivey, Solomon, Acevero, Attar, Bagnall, Barron, Bartlett, Bhandari, Boyce, Bridges, Cain, Cardin, Carr, Charkoudian, Clark, Crosby, Crutchfield, Cullison, Dumais, Ebersole, Feldmark, Guyton, Healey, Hettleman, Hill, Jalisi, Kaiser, Kelly, Kerr, Korman, Krimm, Lafferty, Lehman, R. Lewis, Lierman, Lopez, Love, Moon, Palakovich Carr, Patterson, Pena–Melnyk, Qi, Queen, Sample–Hughes,**

Shetty, Smith, Stein, Terrasa, Valderrama, Washington, Wells, Wilkins,  
K. Young, and P. Young

AN ACT concerning

~~**Pedestrian Safety Fund Act of 2019**~~  
~~**Crosswalks – Violation of Pedestrian Right-of-Way – Penalty**~~

FOR the purpose of ~~establishing the minimum fine that may be imposed for a violation of certain provisions of the Maryland Vehicle Law regarding crosswalks; establishing the Pedestrian Safety Fund as a special, nonlapsing fund; requiring the Secretary of Transportation to administer the Fund; requiring the State Treasurer to hold the Fund separately, 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 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; defining a certain term; and generally relating to the Pedestrian Safety Fund~~ increasing the maximum fine for a certain motor vehicle violation related to the right-of-way for pedestrians in crosswalks; and generally relating to pedestrian rights-of-way.

~~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)~~

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 21-502  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

~~BY adding to~~

~~Article – Transportation  
Section 21-502.1  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)~~

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

### **House Bill 540 – Cecil County Delegation**

AN ACT concerning

#### **Cecil County – Correctional Deputy Sheriffs – Collective Bargaining**

FOR the purpose of authorizing certain correctional deputy sheriffs in the Office of the Sheriff of Cecil County to take part in or refrain from taking part in forming, joining, supporting, or participating in a labor organization and certain activities relating to the labor organization for the purpose of engaging in collective bargaining with the Sheriff and the County Executive of Cecil County; authorizing a certain labor organization to engage in collective bargaining with the Sheriff and the County Executive on behalf of certain correctional deputy sheriffs; making technical and conforming 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 collective bargaining and certain sworn correctional deputy sheriffs in the Office of the Sheriff of Cecil County.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 2-309(i)(4)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Article – Courts and Judicial Proceedings  
Section 2-321(a)  
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 2-321(h)  
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 Finance.

**House Bill 616 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Department of Liquor Control – Renaming****MC 2–19**

FOR the purpose of renaming the Department of Liquor Control for Montgomery County to be the Alcohol Beverage Services for Montgomery County; specifying that the Alcohol Beverage Services is the successor to the Department of Liquor Control; specifying that in certain documents the name “Department of Liquor Control” means “Alcohol Beverage Services”; providing for the continuity of certain terms of office of certain individuals; providing for the continuity of transactions and employment status affected by certain changes of nomenclature or certain statutes; providing for the continuity of certain units, properties, appropriations, credits, assets, liabilities, and obligations; requiring the publisher of the Annotated Code of Maryland, in consultation with the Department of Legislative Services, to make certain corrections in a certain manner; and generally relating to the renaming of the Department of Liquor Control for Montgomery County.

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 1–309 and 25–202(c)(3); 25–301 through 25–312 to be under the amended subtitle “Subtitle 3. Alcohol Beverage Services”; and 25–402, 25–404, 25–405(d), 25–1005(c), 25–1007(d), 25–1011.1(e), 25–1201(e), 25–1302, and 25–1905

Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 25–102

Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 5–504

Annotated Code of Maryland

(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Tax – General

Section 5–101(a)

Annotated Code of Maryland

(2016 Replacement Volume and 2018 Supplement)



BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 5–101(l) and (n)  
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 618 – Delegate Adams**

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 on private property 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 Education, Health, and Environmental Affairs.

**House Bill 619 – Delegate Adams**

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 private property 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 Education, Health, and Environmental Affairs.

**House Bill 620 – Delegate Adams**

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 private property 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 Education, Health, and Environmental Affairs.

### **House Bill 623 – Calvert County Delegation**

AN ACT concerning

#### **Calvert County – Local Debt Bonding Authority**

FOR the purpose of authorizing and empowering the County Commissioners of Calvert County, from time to time, to borrow not more than \$10,320,000 to finance the construction, improvement, or development of certain public buildings, roads, and facilities in Calvert County, as herein defined, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, county, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and generally relating to the issuance and sale of such bonds.

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

### **House Bill 678 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

#### **Maryland–National Capital Park and Planning Commission – Prince George’s County Recreation ~~Program~~ Programs – Youth Sports Program and Division**

#### **MC/PG 115–19**

FOR the purpose of requiring the Prince George’s County Planning Board to offer a comprehensive youth sports program and to create a youth sports division as part of the county recreation ~~program~~ programs; requiring the youth sports division to coordinate certain activities and incorporate youth sports activities into the recreation ~~program~~ programs; and generally relating to the recreation ~~program~~ programs established by the Prince George’s County Planning Board.

BY repealing and reenacting, with amendments,

Article – Land Use

Section 25–801 and 25–802 to be under the amended subtitle “Subtitle 8. Prince George’s County Recreation Programs”

Annotated Code of Maryland

(2012 Volume and 2018 Supplement)

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

### **House Bill 701 – Washington County Delegation**

AN ACT concerning

#### **Washington County – Alcoholic Beverages – Sunday Hours of Sale**

FOR the purpose of altering the starting time on Sunday for the sale of alcoholic beverages for certain license holders in Washington County for certain purposes; and generally relating to alcoholic beverages in Washington County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 31–102

Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 31–2002(a), 31–2003(a), and 31–2004(a)

Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

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

### **House Bill 723 – Delegate Beitzel**

AN ACT concerning

#### **Garrett County – Alcoholic Beverages – Revisions**

FOR the purpose of reclassifying a draft beer license to be a draft beer permit in Garrett County; altering a certain hearing requirement for the issuance of a certain license in Garrett County; authorizing certain license holders to cater functions on their premises; repealing a prohibition of the issuance of certain licenses in Garrett County to applicants who had not met certain standards; repealing a prohibition of the issuance of certain licenses in Garrett County to a person that holds an

out-of-state alcoholic beverages license; making certain conforming changes; and generally relating to alcoholic beverage licensing in Garrett County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages  
Section 21–102 and 21–1309(a)  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages  
Section 21–1103, 21–1104, 21–1309(b), 21–1310, 21–1501(b), and 21–1803  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing

Article – Alcoholic Beverages  
Section 21–1502 and 21–1504  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY renumbering

Article – Alcoholic Beverages  
Section 21–1503, 21–1505, 21–1506, and 21–1507, respectively  
to be Section 21–1502, 21–1503, 21–1504, and 21–1505, respectively  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

### **House Bill 803 – Harford County Delegation**

AN ACT concerning

#### **Harford County – Alcoholic Beverages – Annual Financial Audit**

FOR the purpose of requiring the Board of License Commissioners for Harford County to submit a financial audit to certain individuals at a certain time each year for review; specifying that the financial audit is not subject to approval by certain individuals; 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 adding to

Article – Alcoholic Beverages  
Section 22–205.1  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 869 – Howard County Delegation**

AN ACT concerning

**Howard County – Alcoholic Beverages – Marketplace License**

**Ho. Co. 06–19**

FOR the purpose of establishing a marketplace license in Howard County; authorizing the Board of License Commissioners to issue the license to certain individuals; specifying the scope, hours of sale, and fees for the license; authorizing the license holder to sell beer, wine, and liquor within the marketplace under certain conditions; authorizing a license holder to obtain a refillable container permit and a nonrefillable container permit under certain conditions; specifying certain standards to be met by the marketplace; requiring an applicant for a marketplace license to include a certain list with an application submitted to the Board of License Commissioners of Howard County; prohibiting a certain license holder from exercising the privileges of the license on a certain day when a ticketed public event is held that meets certain conditions, except under certain circumstances; defining a certain term; and generally relating to alcoholic beverages in Howard County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages  
Section 23–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY adding to

Article – Alcoholic Beverages  
Section 23–1004.1  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 980 – Delegates Mosby, Conaway, Haynes, Lierman, and Wells**

AN ACT concerning

**Baltimore City – Alcoholic Beverages – Protest of License Renewal – Zoning Violations**

FOR the purpose of repealing a prohibition against the consideration of zoning issues by the Board of License Commissioners of Baltimore City when hearing and determining a protest filed against a renewal of an alcoholic beverages license; and generally relating to renewals of alcoholic beverages licenses in Baltimore City.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 4–406, 12–102, and 12–1801(c)(2)  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 12–1805  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 982 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary’s County – Alcoholic Beverages – Class C Per Diem Licenses**

FOR the purpose of authorizing in St. Mary’s County a Class C per diem license holder to hold another license of a different class or nature; and generally relating to alcoholic beverages licenses in St. Mary’s County.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 28–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 28–1309  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 1045 – ~~Delegate Lierman~~ Delegates Lierman, Boyce, Holmes, Lafferty, Lehman, Love, Stewart, and Wells**

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;~~ providing for the contents of the housing element in certain comprehensive plans; providing for the application of this Act; providing for a delayed effective date; defining certain terms; 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 Education, Health, and Environmental Affairs.

**House Bill 1056 – Queen Anne’s County Delegation**

AN ACT concerning

**Correctional Officers’ Retirement System – Queen Anne’s County**

FOR the purpose of requiring membership in the Correctional Officers’ Retirement System for certain local detention center officers of Queen Anne’s County under certain circumstances; providing that a certain individual is entitled to eligibility service and creditable service that was earned before the effective date of Queen Anne’s County’s participation in the Correctional Officers’ Retirement System; providing that an individual who receives certain service credit is not a member and has no rights to a benefit in the Employees’ Pension System; providing for the transfer of creditable



service for a certain individual; providing for the transfer and crediting of certain assets on the effective date; and generally relating to Queen Anne's County's participation in the Correctional Officers' Retirement System.

BY adding to

Article – State Personnel and Pensions  
Section 31–2B–06  
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 1077 – Talbot County Delegation**

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 Education, Health, and Environmental Affairs.

### **House Bill 1095 – Talbot County Delegation**

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 Education, Health, and Environmental Affairs.

**House Bill 1099 – The Speaker (By Request – Department of Legislative Services)**

AN ACT concerning

**State Athletic Commission – Sunset Extension**

FOR the purpose of continuing the State Athletic Commission in accordance with the provisions of the Maryland Program Evaluation Act (sunset law) by extending to a certain date the termination provisions relating to the statutory and regulatory authority of the Commission; requiring that an evaluation of the Commission and the statutes and regulations that relate to the Commission be performed on or before a certain date; and generally relating to the State Athletic Commission.

BY repealing and reenacting, with amendments,

Article – Business Regulation  
Section 4–208  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government  
Section 8–403(a)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government  
Section 8–403(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 1233 – Delegates R. Lewis ~~and Holmes~~, Holmes, Attar, Barve, Boyce, Ciliberti, Fraser-Hidalgo, Harrison, Healey, Jalisi, Lafferty, Lehman, Love, Stein, Stewart, and Wells**

AN ACT concerning

**Environment – Reduction of Lead Risk in Housing – Elevated Blood Lead Levels and Environmental Investigations  
(Maryland Healthy Children Act)**

FOR the purpose of reducing the elevated blood lead level after a certain date that initiates certain case management, notification, and lead risk reduction requirements; altering certain notification requirements triggered by the receipt of the results of a certain blood test; requiring the Department of the Environment to ~~conduct a~~ adopt certain regulations, on or before a certain date, for conducting certain environmental investigation within a certain number of days when a child under a certain age or a woman who is pregnant has a certain elevated blood lead level investigations in accordance with certain requirements; requiring the Department to include a summary of the results of certain investigations in a certain report; requiring the owner of a certain affected property to satisfy a certain risk reduction standard within 30 days after receiving a certain written notice; altering a certain definition; defining a certain ~~terms~~ term; and generally relating to the prevention of lead poisoning and the reduction of lead risk in housing.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 6–304, 6–801, 6–819(c), and 6–846(a)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

BY adding to  
Article – Environment  
Section 6–305  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

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

**House Bill 1258 – Calvert County Delegation**

AN ACT concerning

**Calvert County – Length of Service Award Program – Death Benefits  
(Patricia Ann “Pat” Osburn Law)**

FOR the purpose of providing that a ~~qualified~~ volunteer of certain fire and rescue entities in Calvert County who dies in the line of duty is eligible for a certain death benefit under certain circumstances; altering a certain definition; providing for the application of this Act; and generally relating to the Length of Service Award Program in Calvert County.

BY repealing and reenacting, with amendments,  
The Public Local Laws of Calvert County  
Section 14–101  
Article 5 – Public Local Laws of Maryland  
(2002 Edition and August 2017 Supplement, as amended)

BY repealing and reenacting, with amendments,  
The Public Local Laws of Calvert County  
Section 14–102  
Article 5 – Public Local Laws of Maryland  
(2002 Edition and August 2017 Supplement, as amended)  
(As enacted by Chapter 113 of the Acts of the General Assembly of 2018)

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

**House Bill 1287 – ~~Delegate Lafferty~~ Delegates Lafferty, Boyce, Fraser–Hidalgo,  
Harrison, Healey, Holmes, Jalisi, Lehman, Love, Stewart, and Wells**

AN ACT concerning

**Housing – Community Development Program Act – Funding**

FOR the purpose of requiring the Administrator of a certain abandoned property fund to distribute certain funds to the Community Development Program Fund under certain circumstances; altering the contents of the Community Development Program Fund; repealing a certain provision providing for the construction concerning the Community Development Program Act; and generally relating to the Community Development Program Act.

BY repealing and reenacting, with amendments,  
Article – Commercial Law  
Section 17–317  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Housing and Community Development

Section 6–606  
Annotated Code of Maryland  
(2006 Volume and 2018 Supplement)

BY repealing

Chapter 801 of the Acts of the General Assembly of 2018  
Section 2

BY repealing

Chapter 802 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 1401 – ~~Delegate Barve~~ Delegates Barve, Cassilly, Clark, Jacobs, Parrott, and Wivell**

AN ACT concerning

**Vehicle Laws – Overweight Vehicles – ~~Heavyweight~~ Heavy Weight Port Corridor Permit**

FOR the purpose of authorizing the ~~State Highway Administration to designate any highway within a certain radius of the Port of Baltimore to be part of a heavyweight port corridor~~ Secretary of Transportation to determine that a vehicle or combination of vehicles transporting certain freight is an indivisible load authorized to obtain a certain overweight vehicle permit under certain circumstances; establishing certain conditions for a vehicle issued a permit under this Act, including a requirement to travel only on roads designated as being part of a “heavy weight port corridor”; establishing a certain maximum gross vehicle weight for a vehicle with a permit for traveling on a ~~heavyweight~~ heavy weight port corridor; ~~authorizing certain vehicles to operate on a heavyweight heavy weight port corridor~~ requiring the Secretary to adopt certain regulations for the issuance of permits under this Act; and generally relating to a ~~heavyweight~~ heavy weight port corridor permit.

BY adding to

Article – Transportation  
Section 24–109(i) and 24–113.3  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

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

~~Article – Transportation  
Section 24–113.1  
Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)~~

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

### QUORUM CALL

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

(See Roll Call No. 610)

### SENATE THIRD READING CALENDAR NO. 50 (GENERAL SENATE BILLS)

**Senate Bill 52 – Chair, Finance Committee (By Request – Departmental – Maryland Energy Administration)**

AN ACT concerning

**State Government – Strategic Energy Investment Program – Reporting**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 611)

The Bill was then sent to the House of Delegates.

**Senate Bill 210 – Senator Lee**

AN ACT concerning

**Law Enforcement – Federal Military Surplus Program – Equipment Acquisition**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 612)

The Bill was then sent to the House of Delegates.

**Senate Bill 244 – Senators Kramer, Feldman, Lam, and Peters**

AN ACT concerning

**Income Tax Credit – Individuals Working in STEM Fields – Student Loan Payments**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 613)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 614)

The Bill was then sent to the House of Delegates.

**Senate Bill 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**

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

Affirmative – 29 Negative – 17 (See Roll Call No. 615)

The Bill was then sent to the House of Delegates.

**Senate Bill 574 – Senator Feldman**

AN ACT concerning

**Maryland Small Business Innovation Research and Technology Transfer Incentive Program**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 616)

The Bill was then sent to the House of Delegates.

**Senate Bill 734 – Senators Zucker, Feldman, Ferguson, Guzzone, Hershey, Lam, Lee, Nathan–Pulliam, Rosapepe, ~~and West~~ West, and Ellis**

AN ACT concerning

**Education – Students With Reading Difficulties – Screenings and Interventions**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 617)

The Bill was then sent to the House of Delegates.

**Senate Bill 896 – Senator Ferguson**

AN ACT concerning

**Arts Education in Maryland Schools Alliance Grant**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 618)

The Bill was then sent to the House of Delegates.

**Senate Bill 1004 – Senators Pinsky and Jennings**

AN ACT concerning

**Election Law – Election Calendar and Processes – Revisions**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 619)

The Bill was then sent to the House of Delegates.

**SENATE THIRD READING CALENDAR NO. 51 (GENERAL SENATE BILLS)  
CONSENT NO. 8**

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BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 352	Sen. Rosapepe	Prince George’s County – Alcoholic Beverages – Class BLX License for Movie Theaters	EHE



BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 584	Sen. Ferguson	Baltimore City – Alcoholic Beverages – Licenses	EHE
SB 792	Sen. Hayes	Baltimore City – Alcoholic Beverages – Related Event Promoter’s Permit	EHE
SB 991	Sen. McCray	Baltimore City – Alcoholic Beverages – Class B–D–7 License	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. 620)

The Bills were then sent to the House of Delegates.

### **SENATE THIRD READING CALENDAR NO. 52 (GENERAL SENATE BILLS)**

#### **Senate Bill 5 – Senator Kagan**

AN ACT concerning

#### **Public Information Act – 9–1–1 Communications – Denial of Part of a Public Record**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 621)

The Bill was then sent to the House of Delegates.

#### **Senate Bill 447 – Senators Pinsky, Eckardt, Guzzone, ~~and Young~~ Young, Patterson, and Simonaire**

AN ACT concerning

**Health Occupations – Requirements for the Practice of Optometry –  
Miscellaneous Revisions**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 622)

The Bill was then sent to the House of Delegates.

**Senate Bill 478 – Senators Peters, Eckardt, Edwards, Guzzone, King, Salling,  
Serafini, and Zucker**

AN ACT concerning

**Property Tax – Vehicles Valued as Stock in Business – ~~Alteration of Tax Credit~~  
and Notification on Annexation**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 623)

The Bill was then sent to the House of Delegates.

**Senate Bill 597 – Senators Kelley, Feldman, Guzzone, Klausmeier, and Reilly**

AN ACT concerning

**Maryland Health Care Commission – State Health Plan and Certificate of Need  
for Hospital Capital Expenditures**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 624)

The Bill was then sent to the House of Delegates.

**Senate Bill 649 – Senator Klausmeier**

**EMERGENCY BILL**

AN ACT concerning

**Health Care Facilities – Change in Bed Capacity – Certificate of Need  
Exemption**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 625)

The Bill was then sent to the House of Delegates.

**Senate Bill 653 – Senators Hester and Ready**

AN ACT concerning

**County Boards of Education – Establishing Innovative Regional Schools –  
Authority  
(Cross-County Attendance to Achieve Efficiency Act of 2019)**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 626)

The Bill was then sent to the House of Delegates.

**Senate Bill 698 – Senators Kelley, Klausmeier, and West**

AN ACT concerning

**Continuing Care Retirement Communities – Mediation – Representation by  
Counsel**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 627)

The Bill was then sent to the House of Delegates.

**Senate Bill 895 – ~~Senator Kelley~~ Senators Kelley, Augustine, Beidle, Benson,  
Feldman, Hayes, and Kramer**

AN ACT concerning

**Business Regulation – Tobacco Products and Electronic Smoking Devices –  
Revisions**

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

Affirmative – 35 Negative – 11 (See Roll Call No. 628)

The Bill was then sent to the House of Delegates.

**Senate Bill 909 – Senator Feldman**

AN ACT concerning

**Health Care Practitioners – Medical Examinations on Anesthetized or Unconscious Patients**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 629)

The Bill was then sent to the House of Delegates.

**Senate Bill 940 – Senator Klausmeier**

AN ACT concerning

**Health Care Facilities – Certificate of Need – Modifications**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 630)

The Bill was then sent to the House of Delegates.

**Senate Bill 950 – Senator Kagan**

AN ACT concerning

**Campaign Finance – Death of Candidate – Termination of Campaign Committee**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 631)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 632)

The Bill was then sent to the House of Delegates.

**SENATE THIRD READING CALENDAR NO. 53 (GENERAL SENATE BILLS)**

**Senate Bill 3 – Senator Rosapepe**

AN ACT concerning

**Maryland Smart Growth Investment Fund – Supplementary Appropriation**

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

Affirmative – 33    Negative – 13    (See Roll Call No. 633)

The Bill was then sent to the House of Delegates.

**Senate Bill 41 – Senator McCray**

AN ACT concerning

**Office of Legislative Audits – Audits of the Baltimore Police Department**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 634)

The Bill was then sent to the House of Delegates.

**Senate Bill 67 – Chair, Finance Committee (By Request – Departmental – Labor,  
Licensing and Regulation)**

AN ACT concerning

**Financial Institutions – ~~Examination and Investigation of Licensed Persons~~ –  
Disclosure of Information From Investigations**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 635)

The Bill was then sent to the House of Delegates.

**Senate Bill 173 – 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

**State Government – Regulations Impacting Small Businesses**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 636)

The Bill was then sent to the House of Delegates.

**Senate Bill 452 – Senators Carter, Lee, Smith, and Washington**

AN ACT concerning

**Juveniles Charged as Adults – Confidentiality of ~~Photos and Videos~~ Records**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 637)

The Bill was then sent to the House of Delegates.

**Senate Bill 512 – Senators Ellis, Augustine, Bailey, Beidle, Benson, Carozza, Carter, Elfreth, Feldman, Ferguson, Griffith, Guzzone, Hayes, Hester, Jennings, Kagan, King, Klausmeier, Kramer, Lam, Lee, McCray, Miller, Nathan-Pulliam, Patterson, Peters, Pinsky, Reilly, Rosapepe, Smith, Waldstreicher, Washington, West, Young, Zirkin, and Zucker**

**EMERGENCY BILL**

AN ACT concerning

**Government Shutdowns – Employees – Protections**

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

Affirmative – 41    Negative – 5    (See Roll Call No. 638)

The Bill was then sent to the House of Delegates.

**Senate Bill 661 – Senator Washington**

AN ACT concerning

**Primary and Secondary Education – Community Schools – Established**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 639)

The Bill was then sent to the House of Delegates.

**Senate Bill 689 – Senators Lee, Elfreth, Hough, Smith, Waldstreicher, ~~and West~~  
West, Zirkin, Carter, Cassilly, Hester, Ready, and Washington**

AN ACT concerning

**Criminal Law – Labor Trafficking  
(Anti-Exploitation Act of 2019)**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 640)

The Bill was then sent to the House of Delegates.

**Senate Bill 712 – Senators Beidle, Feldman, and Klausmeier**

AN ACT concerning

**Household Goods Movers Registration**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 641)

The Bill was then sent to the House of Delegates.

**Senate Bill 798 – Senators Hayes and Guzzone**

AN ACT concerning

**Higher Education – Policy on Student Concerns About Athletic Programs and  
Activities**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 642)

The Bill was then sent to the House of Delegates.

**Senate Bill 853 – Senators Kagan, Augustine, Benson, Eckardt, Edwards, Elfreth,  
Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Kelley, King,**

**Klausmeier, Kramer, Lam, Lee, McCray, Miller, Nathan–Pulliam, Patterson, Peters, Pinsky, Reilly, Rosapepe, Salling, Smith, Waldstreicher, Washington, West, Young, Zirkin, and Zucker**

AN ACT concerning

**Maryland Police Training and Standards Commission – Police Officer  
Certification – Eligibility  
(Freedom to Serve Act)**

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

Affirmative – 45    Negative – 0    (See Roll Call No. 643)

The Bill was then sent to the House of Delegates.

**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 and Maryland Health Insurance  
Coverage Protection Commission**

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

Affirmative – 39    Negative – 6    (See Roll Call No. 644)

The Bill was then sent to the House of Delegates.

**Senate Bill 923 – Senator Gallion**

AN ACT concerning

**Harford County – Hunting – Deer Management Permits**

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

Affirmative – 45    Negative – 0    (See Roll Call No. 645)

The Bill was then sent to the House of Delegates.

**Senate Joint Resolution 2 – Senator Elfreth**



A Senate Joint Resolution concerning

**Freedom of the Press Day**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 646)

The Bill was then sent to the House of Delegates.

**SENATE THIRD READING CALENDAR NO. 54 (GENERAL SENATE BILLS)**

**Senate Bill 33 – Senator McCray**

AN ACT concerning

**Baltimore City – Home Inspectors – Residential Rental Inspections**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 647)

The Bill was then sent to the House of Delegates.

**Senate Bill 62 – Chair, Finance Committee (By Request – Departmental – Uninsured Employers’ Fund)**

AN ACT concerning

**Uninsured Employers’ Fund – Solvency and Suspension and Resumption of Assessments – ~~Repeat~~ Study**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 648)

The Bill was then sent to the House of Delegates.

**Senate Bill 116 – Senator McCray**

AN ACT concerning

**Transportation – Complete Streets – Access to Healthy Food and Necessities**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 649)

The Bill was then sent to the House of Delegates.

**Senate Bill 218 – Senators McCray, Elfreth, Feldman, Ferguson, Guzzone, Lee, Peters, Smith, Washington, ~~and Zucker~~ Zucker, Eckardt, Edwards, Griffith, King, Rosapepe, Salling, and Serafini**

AN ACT concerning

**Human Services – Food Supplements  
(Summer SNAP for Children Act)**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 650)

The Bill was then sent to the House of Delegates.

**Senate Bill 306 – Senator Griffith (Chair, Joint Committee on Pensions)**

AN ACT concerning

**State Retirement and Pension System – Maryland Pension Administration  
System – Member Contributions**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 651)

The Bill was then sent to the House of Delegates.

**Senate Bill 433 – Senators Zucker, Beidle, Elfreth, Guzzone, Hayes, Kagan, Klausmeier, Kramer, Lam, McCray, Nathan-Pulliam, Pinsky, Rosapepe, and Young**

AN ACT concerning

**~~Responsible Workforce Development Percentage Price Preference Act~~  
State Procurement – State Funded Construction Projects – Payment of  
Employee Health Care Expenses**

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

Affirmative – 31    Negative – 15    (See Roll Call No. 652)

The Bill was then sent to the House of Delegates.

**Senate Bill 484 – Senators Ferguson and Miller**

AN ACT concerning

**Tax Liens – Expiration**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 653)

The Bill was then sent to the House of Delegates.

**Senate Bill 505 – Senators Elfreth, Ellis, Lam, Washington, and Young**

AN ACT concerning

**Environmental Violations – Reporting Requirements**

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

Affirmative – 33    Negative – 13    (See Roll Call No. 654)

The Bill was then sent to the House of Delegates.

**Senate Bill 569 – ~~Senator Elfreth~~ Senators Elfreth, King, Ferguson, Eckardt, Edwards, Guzzone, Griffith, McCray, Peters, Rosapepe, Salling, Serafini, and Zucker**

AN ACT concerning

**Public Safety – Rape Kit Testing Grant Fund – Established**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 655)

The Bill was then sent to the House of Delegates.

**Senate Bill 678 – Senators Jennings, Beidle, Benson, Cassilly, Eckardt, Edwards, Elfreth, Feldman, Griffith, Guzzone, Hayes, Hershey, Kelley, Kramer, Lam, Lee, McCray, Patterson, Peters, Pinsky, Ready, Reilly, Salling, Serafini, Smith, Waldstreicher, West, and Zirkin**

AN ACT concerning

**State Government – Notarial Acts and Notaries Public**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 656)

The Bill was then sent to the House of Delegates.

**Senate Bill 774 – Senators Smith, Carter, Hester, Lee, McCray, Nathan–Pulliam, Waldstreicher, and Washington**

AN ACT concerning

**Correctional Services – Restrictive Housing – Reporting by Correctional Units and Requirements Relating to Minors**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 657)

The Bill was then sent to the House of Delegates.

**Senate Bill 808 – Senators Patterson and Benson**

AN ACT concerning

**Joint Committee on Gaming Oversight – Local Government Use of Casino Revenue and Problem Gambling Fund – Report**

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

Affirmative – 45    Negative – 0    (See Roll Call No. 658)

The Bill was then sent to the House of Delegates.

**Senate Bill 827 – Senator Griffith (Chair, Joint Committee on Pensions)**

AN ACT concerning

**State Police Retirement System – Employment of Retirees – Clarifications**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 659)

The Bill was then sent to the House of Delegates.

**Senate Bill 1014 – Senators Patterson and Benson**

AN ACT concerning

**Assembly Areas – State-Funded Construction or Renovation – Assisted  
Listening System Requirement**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 660)

The Bill was then sent to the House of Delegates.

**SENATE THIRD READING CALENDAR NO. 55 (GENERAL SENATE BILLS)**

**Senate Bill 51 – Chair, Finance Committee (By Request – Departmental –  
Planning)**

AN ACT concerning

**Maryland Heritage Areas Authority – Target Investment Zones – Repeal**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 661)

The Bill was then sent to the House of Delegates.

**Senate Bill 144 – Senators Augustine, Smith, Elfreth, Kagan, Kelley, Lee,  
Rosapepe, Waldstreicher, West, Young, and Zucker**

AN ACT concerning

**Victims and Witnesses – U Nonimmigrant Status – Certification of Victim  
Helpfulness**

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

Affirmative – 45    Negative – 1    (See Roll Call No. 662)

The Bill was then sent to the House of Delegates.

**Senate Bill 209 – Senators Zirkin, Hester, Lee, Ready, Smith, Waldstreicher,  
Washington, and West**

AN ACT concerning

**Protective Peace Orders – Relief Eligibility and Duration – Rape and Sexual Offenses**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 663)

The Bill was then sent to the House of Delegates.

**Senate Bill 283 – Senator Kramer**

EMERGENCY BILL

AN ACT concerning

**Sales and Use Tax – Cleaning of Commercial or Industrial Buildings –  
Community Property Exemption**

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

Affirmative – 45    Negative – 0    (See Roll Call No. 664)

The Bill was then sent to the House of Delegates.

**Senate Bill 370 – Senators West, Waldstreicher, ~~and Washington~~ Washington, Kagan, and Lam**

AN ACT concerning

**Environment – Recycling – ~~Commercial Properties~~ Office Buildings**

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

Affirmative – 33    Negative – 13    (See Roll Call No. 665)

The Bill was then sent to the House of Delegates.

**Senate Bill 403 – Senators Augustine, Feldman, Beidle, and Hayes**

AN ACT concerning

**Behavioral Health Administration – Outpatient Civil Commitment Pilot Program – ~~Statewide Expansion~~ Revisions**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 666)

The Bill was then sent to the House of Delegates.

**Senate Bill 405 – Senators Hayes, Beidle, Feldman, Hershey, Klausmeier, Kramer, and Reilly**

AN ACT concerning

**Health Insurance – Prescription Drugs – Formulary Changes**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 667)

The Bill was then sent to the House of Delegates.

**Senate Bill 515 – Senators Ferguson, Benson, Elfreth, Feldman, Guzzone, Kelley, Klausmeier, and Young**

AN ACT concerning

**Community Colleges – Workforce Readiness Grant Program – Established**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 668)

The Bill was then sent to the House of Delegates.

**Senate Bill 571 – Senators Bailey, Carozza, Cassilly, Gallion, Hershey, Hough, Jennings, Ready, Reilly, and Salling**

AN ACT concerning

**Volunteer Fire Company and Rescue Squads – Member Disability and Death Benefits – Appeals Process**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 669)

The Bill was then sent to the House of Delegates.

**Senate Bill 592 – Senator Serafini**

AN ACT concerning

**Washington County – Gross Maximum Vehicle Weight – Warfordsburg Road**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 670)

The Bill was then sent to the House of Delegates.

**Senate Bill 656 – Senator Ferguson**

AN ACT concerning

**Heritage Structure Rehabilitation Tax Credit – Alterations – Opportunity Zones,  
Targeted Projects, and Transferability**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 671)

The Bill was then sent to the House of Delegates.

**Senate Bill 693 – Senators Kramer, Feldman, Hayes, Hershey, Jennings, and  
Kelley**

AN ACT concerning

**Maryland Personal Information Protection Act – Security Breach Notification  
Requirements – Modifications**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 672)

The Bill was then sent to the House of Delegates.

**Senate Bill 697 – Senators Smith, Kagan, Carter, Guzzone, Lee, Waldstreicher,  
Washington, and Zucker**

AN ACT concerning

**Family Law – Parentage and Adoption**

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

Affirmative – 33    Negative – 13    (See Roll Call No. 673)



The Bill was then sent to the House of Delegates.

**Senate Bill 729 – Senators Guzzone, Elfreth, Feldman, Lam, Lee, Patterson, Peters, and Zucker**

AN ACT concerning

~~**Task Force on Forest Conservation in Maryland**~~  
**Technical Study on Changes in Forest Cover and Tree Canopy in Maryland**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 674)

The Bill was then sent to the House of Delegates.

**Senate Bill 736 – ~~Senator Lee~~ Senators Lee, Zirkin, Smith, Carter, Cassilly, Hester, Hough, Ready, Waldstreicher, Washington, and West**

AN ACT concerning

**Criminal Law – Child Pornography**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 675)

The Bill was then sent to the House of Delegates.

**Senate Bill 821 – Senators Washington, Benson, Carter, Hayes, Lee, Nathan-Pulliam, West, ~~and Young~~ Young, Zirkin, Smith, Cassilly, Hester, Hough, Ready, and Waldstreicher**

AN ACT concerning

**Correctional Services – Prerelease ~~Unit~~ Study and Report**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 676)

The Bill was then sent to the House of Delegates.

**Senate Bill 854 – Senator Zirkin**

AN ACT concerning

**Workers' Compensation – Medical Cannabis – Compensation and Benefits**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 677)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 678)

The Bill was then sent to the House of Delegates.

**Senate Bill 913 – Senator Beidle**

AN ACT concerning

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

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

Affirmative – 45    Negative – 0    (See Roll Call No. 679)

The Bill was then sent to the House of Delegates.

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

AN ACT concerning

**~~Agriculture – Milk and Milk-Based Products~~ Public Health – Milk – Labeling**

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

Affirmative – 36    Negative – 10    (See Roll Call No. 680)

The Bill was then sent to the House of Delegates.

**SENATE THIRD READING CALENDAR NO. 4 (GENERAL HOUSE BILLS)****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**

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

Affirmative – 30    Negative – 15    (See Roll Call No. 681)

The Bill was then returned to the House of Delegates.

**MESSAGE TO THE SENATE**

**BILL:**                    **SB0280**  
**SPONSOR:**            Senator McCray, et al  
**SUBJECT:**            Labor and Employment – Payment of Wages – Minimum Wage  
                                  (Fight for Fifteen)

By the Majority Leader:  
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments to the Senate Bill and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The Senate has appointed:

Senator Kelley, Chairman  
Senator Feldman  
Senator Augustine.

The House appoints:

Delegate D.E. Davis, Chair  
Delegate Wilson  
Delegate Dumais

Said Bill is returned herewith.

By Order,

Sylvia Siegert

Chief Clerk

Read and ordered journalized.

### **QUORUM CALL**

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

(See Roll Call No. 682)

### **ADJOURNMENT**

At 9:46 P.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Legislative Day March 17, 2019, Calendar Day, Tuesday, March 19, 2019.

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**Annapolis, Maryland**  
**Legislative Day: March 17, 2019**  
**Calendar Day: Tuesday, March 19, 2019**  
**10:00 A.M. Session**

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The Senate met at 10:15 A.M.

Prayer by Reverend Dr. Isam Ballenger, Calvary United Methodist Church, guest of Senator Young.

(See Exhibit A of Appendix III)

**QUORUM CALL**

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

(See Roll Call No. 685)

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

The Journal of March 18, 2019 was read and approved.

**LAID OVER CALENDAR NO. 19**

**Senate Bill 516 – Senators Feldman, Beidle, Benson, Carter, Elfreth, Ellis, Ferguson, Griffith, Guzzone, Hester, Kagan, Kelley, King, Kramer, Lam, Lee, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, Young, Zirkin, and Zucker**

AN ACT concerning

**Clean Energy Jobs**

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

**SB0516/147070/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 516

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “used” insert “to provide grants”; in line 14, strike “program” and substitute “programs”; in the same line, after “requirements;” insert “establishing certain requirements and goals for certain supported programs; establishing certain funding requirements for certain apprenticeship programs;”; and in line 25, after “years;” insert “altering and extending the minimum required percentage of energy that must be derived from a Tier 2 renewable source in the State’s renewable energy portfolio standard in certain years; extending the eligibility of a certain Tier 2 renewable source for inclusion in meeting the State’s renewable energy portfolio standard;”.

On page 2, in line 1, after “dollars;” insert “requiring an applicant for a certain offshore wind project to sign a certain memorandum of understanding as a condition of the Commission’s approval of the project;”; in line 8, after “years;” insert “altering the percentage of certain costs an electricity supplier must incur in order to request the Commission to delay certain obligations;”; in line 13, after “before” insert “a”; in the same line, strike “dates” and substitute “date”; in line 15, after “purposes;” insert “providing for certain investments from the Fund for certain jobs training programs from a certain source; providing that certain funding should be directed to certain businesses that support jobs with certain characteristics;”; and strike beginning with “removing” in line 19 down through “date;” in line 20.

On page 3, in line 13, after “(h)” insert “and 7-705(c) and (d)”; in line 18, strike “7-704(a)(2)” and substitute “7-704(a)(4)”; in line 19, after “(b)” insert “and (e)”; in line 29, strike “and (d)”; and in line 34, after “Section” insert “9-20B-01(d) and”.

On page 4, in line 5, after “9-20B-05(f-1)” insert “, (f-2), and (f-3).”.

AMENDMENT NO. 2

On page 6, in line 23, after “TO” insert “PROVIDE GRANTS TO”; in the same line, strike “A”; in line 24, strike “PROGRAM” and substitute “PROGRAMS”; in the same line, strike “PROVIDES” and substitute “PROVIDE:

(I);

in line 25, strike “IN ACCORDANCE WITH THIS SUBSECTION” and substitute “;

(II) YOUTH APPRENTICESHIP JOBS TRAINING; AND

**(III) REGISTERED APPRENTICESHIP JOBS TRAINING**;

in line 26, strike “**THE PROGRAM**” and substitute “**A PRE-APPRENTICESHIP JOBS TRAINING PROGRAM**”; and in line 29, strike the second “**AND**”.

On page 7, in line 1, after “**CURRICULUM**” insert “**BASED ON NATIONAL BEST PRACTICES**”; in the same line, strike “**PREPARES**” and substitute “**PREPARE**”; in line 3, after “**STATE-REGISTERED**” insert “**OR U.S. DEPARTMENT OF LABOR-REGISTERED**”; in line 7, after “**INDIVIDUALS**” insert “**, INCLUDING:**

**A. RECRUITMENT STRATEGIES TO BRING THESE INDIVIDUALS INTO THE PRE-APPRENTICESHIP JOBS TRAINING PROGRAM;**

**B. EDUCATIONAL AND PRE-VOCATIONAL SERVICES TO PREPARE PROGRAM PARTICIPANTS TO MEET THE ENTRY REQUIREMENTS OF ONE OR MORE REGISTERED APPRENTICESHIP PROGRAMS;**

**C. ACCESS TO APPROPRIATE SUPPORT SERVICES TO ENABLE PROGRAM PARTICIPANTS TO MAINTAIN PARTICIPATION IN THE PROGRAM;**  
**AND**

**D. MECHANISMS TO ASSIST PROGRAM PARTICIPANTS IN IDENTIFYING AND APPLYING TO REGISTERED APPRENTICESHIP PROGRAMS**”;

in line 9, after “**IMPROVEMENT**” insert “**; AND**

**(III) HAVE A DOCUMENTED PARTNERSHIP WITH AT LEAST ONE REGISTERED APPRENTICESHIP PROGRAM DESCRIBED IN ITEM (II)2 OF THIS PARAGRAPH**”;

in line 10, after “**JOBS**” insert “**FOR A PRE-APPRENTICESHIP JOBS TRAINING PROGRAM**”; and after line 16, insert:

**“(4) (I) THIS PARAGRAPH APPLIES TO YOUTH APPRENTICESHIP JOBS TRAINING PROGRAMS AND REGISTERED APPRENTICESHIP JOBS TRAINING PROGRAMS SUPPORTED BY THE ACCOUNT UNDER THIS SUBSECTION.**

**(II) AN APPRENTICESHIP SPONSOR SHALL RECEIVE AS A GRANT FROM THE ACCOUNT:**

**1. UP TO \$150,000 FOR A PROGRAM PROPOSAL AND PLANNING EXPENSES; AND**

**2. \$3,000 FOR EACH SUCCESSFULLY COMPLETED APPRENTICESHIP.**

**(III) THE YOUTH APPRENTICESHIP JOBS TRAINING PROGRAMS AND THE REGISTERED APPRENTICESHIP JOBS TRAINING PROGRAMS MUST PREPARE WORKERS FOR CAREERS IN THE SOLAR AND WIND SECTORS OF THE CLEAN ENERGY INDUSTRY.**

**(D) A GRANT FROM THE ACCOUNT MAY BE MADE ONLY TO A PROGRAM THAT AGREES TO INITIATE A PROJECT LABOR AGREEMENT.**

**(E) A PROGRAM THAT RECEIVES A GRANT FROM THE ACCOUNT SHALL MEET THE REQUIREMENTS OF THE STATE PREVAILING WAGE LAW UNDER TITLE 17, SUBTITLE 2 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.”.**

On page 10, after line 1, insert:

**(r) “Tier 1 renewable source” means one or more of the following types of energy sources:**

**(1) solar energy, including energy from photovoltaic technologies and solar water heating systems;**

**(2) wind;**

**(3) qualifying biomass;**

**(4) methane from the anaerobic decomposition of organic materials in a landfill or wastewater treatment plant;**



(5) geothermal, including energy generated through geothermal exchange from or thermal energy avoided by, groundwater or a shallow ground source;

(6) ocean, including energy from waves, tides, currents, and thermal differences;

(7) a fuel cell that produces electricity from a Tier 1 renewable source under item (3) or (4) of this subsection;

(8) a small hydroelectric power plant of less than [30] 60 megawatts in capacity that is licensed or exempt from licensing by the Federal Energy Regulatory Commission;

(9) poultry litter-to-energy;

(10) waste-to-energy;

(11) refuse-derived fuel; and

(12) thermal energy from a thermal biomass system.”.

On page 12, in line 20, strike the first comma and substitute “:

**(I)**”;

in lines 21 and 22, strike “(i)” and “(ii)”, respectively, and substitute “**1.**” and “**2.**”, respectively; in line 23, in each instance, strike the bracket; after line 23, insert:

**“(II) 2.5% FROM TIER 2 RENEWABLE SOURCES;”**;

in line 24, strike the first comma and substitute “:

**(I)**”;

and in lines 26 and 27, strike “(i)” and “(ii)”, respectively, and substitute “**1.**” and “**2.**”, respectively.

On page 13, in line 1, after the semicolon insert “**AND**

**(II) 2.5% FROM TIER 2 RENEWABLE SOURCES;**

On page 14, after line 30, insert:

“7-704.

(a) (4) Energy from a Tier 2 renewable source under § 7-701(s) of this subtitle is eligible for inclusion in meeting the renewable energy portfolio standard through [2018] 2020 if it is generated at a system or facility that existed and was operational as of January 1, 2004, even if the facility or system was not capable of generating electricity on that date.”.

On page 19, after line 24, insert:

**“(5) AS A CONDITION OF THE COMMISSION’S APPROVAL OF THE OFFSHORE WIND PROJECT, THE APPLICANT SHALL SIGN A MEMORANDUM OF UNDERSTANDING WITH THE COMMISSION AND SKILLED LABOR ORGANIZATIONS THAT REQUIRES THE APPLICANT TO FOLLOW THE PORTIONS OF THE APPLICANT’S PLAN THAT RELATE TO THE CRITERIA SET FORTH IN PARAGRAPH (1)(VIII) AND (IX) OF THIS SUBSECTION.”;**

in line 25, after “(I)” insert **“IN THIS PARAGRAPH, “COMMUNITY BENEFIT AGREEMENT” MEANS AN AGREEMENT APPLICABLE TO THE DEVELOPMENT OF ANY QUALIFIED OFFSHORE WIND PROJECT THAT:**

**1. PROMOTES INCREASED OPPORTUNITIES FOR LOCAL BUSINESSES AND SMALL, MINORITY, WOMEN-OWNED, AND VETERAN-OWNED BUSINESSES IN THE CLEAN ENERGY INDUSTRY;**

**2. ENSURES THE TIMELY, SAFE, AND EFFICIENT COMPLETION OF THE PROJECT BY FACILITATING A STEADY SUPPLY OF HIGHLY SKILLED CRAFT WORKERS WHO SHALL BE PAID NOT LESS THAN THE PREVAILING WAGE RATE DETERMINED BY THE COMMISSIONER OF LABOR AND INDUSTRY UNDER TITLE 17, SUBTITLE 2 OF THE STATE FINANCE AND PROCUREMENT ARTICLE;**

**3. PROMOTES SAFE COMPLETION OF THE PROJECT BY ENSURING THAT AT LEAST 80% OF THE CRAFT WORKERS ON THE PROJECT HAVE**

COMPLETED AN OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION 10-HOUR OR 30-HOUR COURSE;

4. PROMOTES CAREER TRAINING OPPORTUNITIES IN THE CONSTRUCTION INDUSTRY FOR LOCAL RESIDENTS, VETERANS, WOMEN, AND MINORITIES; AND

5. REFLECTS A 21ST-CENTURY LABOR-MANAGEMENT APPROACH BASED ON COOPERATION, HARMONY, AND PARTNERSHIP.

(II)”;

and in line 34, strike “(ii)” and substitute “(III)”.

On page 20, in line 21, strike “AND”; in line 27, after “SCHEDULE” insert “; AND”

C. THE PROJECT IS SUBJECT TO A COMMUNITY BENEFIT AGREEMENT”;

in line 29, strike “(1)(i)” and substitute “(1)(II)”; in lines 32 and 33, strike “(1)(II)1A AND B” and substitute “(1)(III)1A AND B”; and in line 34, strike “(1)(II)2A AND B” and substitute “(1)(III)2A AND B”.

On page 24, after line 19, insert:

“(c) The Commission may allow an electricity supplier to submit the report required under § 7-505(b)(4) of this title to demonstrate compliance with the renewable energy portfolio standard.

(d) An aggregator or broker who assists an electricity customer in purchasing electricity but who does not supply the electricity or take title to or ownership of the electricity may require the electricity supplier who supplies the electricity to demonstrate compliance with this subtitle.

(e) (1) Notwithstanding the requirements of § 7-703(b) of this subtitle, if the actual or projected dollar-for-dollar cost incurred or to be incurred by an electricity supplier solely for the purchase of Tier 1 renewable energy credits derived from solar energy in any 1 year is greater than or equal to, or is anticipated to be greater than or equal to,

[2.5%] 6.0% of the electricity supplier’s total annual electricity sales revenues in Maryland, the electricity supplier may request that the Commission:

(i) delay by 1 year each of the scheduled percentages for solar energy under § 7–703(b) of this subtitle that would apply to the electricity supplier; and

(ii) allow the renewable energy portfolio standard for solar energy for that year to continue to apply to the electricity supplier for the following year.

(2) In making its determination under paragraph (1) of this subsection, the Commission shall consider the actual or projected dollar–for–dollar compliance costs of other electricity suppliers.

(3) If an electricity supplier makes a request under paragraph (1) of this subsection based on projected costs, the electricity supplier shall provide verifiable evidence of the projections to the Commission at the time of the request.

(4) If the Commission allows a delay under paragraph (1) of this subsection:

(i) the renewable energy portfolio standard for solar energy applicable to the electricity supplier under the delay continues for each subsequent consecutive year that the actual or projected dollar–for–dollar costs incurred, or to be incurred, by the electricity supplier solely for the purchase of solar renewable energy credits is greater than or equal to, or is anticipated to be greater than or equal to, [2.5%] 6.0% of the electricity supplier’s total annual retail electricity sales revenues in Maryland; and

(ii) the renewable energy portfolio standard for solar energy applicable to the electricity supplier under the delay is increased to the next scheduled percentage increase under § 7–703(b) of this subtitle for each year in which the actual or projected dollar–for–dollar costs incurred, or to be incurred, by the electricity supplier solely for the purchase of solar renewable energy credits is less than, or is anticipated to be less than, [2.5%] 6.0% of the electricity supplier’s total annual retail electricity sales revenues in Maryland.”.

On page 26, in line 26, after “section” insert “;

**(12) AN ASSESSMENT OF THE COSTS, BENEFITS, AND ANY LEGAL OR OTHER IMPLICATIONS OF ALLOWING THE LOCATION ANYWHERE IN OR OFF THE**

COAST OF THE CONTIGUOUS UNITED STATES OF TIER 1 RENEWABLE SOURCES THAT ARE CURRENTLY REQUIRED TO BE LOCATED IN THE PJM REGION OR IN A CONTROL AREA THAT IS ADJACENT TO THE PJM REGION, IF THE ELECTRICITY IS DELIVERED INTO THE PJM REGION”;

and in line 27, strike “(12)” and substitute “**(13)**”.

On page 27, in line 26, strike “CERTAIN” and substitute “ANY”; in line 27, after “DISPLACED” insert “OR NEGATIVELY ECONOMICALLY IMPACTED”; in line 28, strike “JUST” and substitute “COMPARABLE”; in line 29, after “WORKERS” insert “, INCLUDING WAGE AND BENEFIT PACKAGES,”; in line 30, after “DISPLACEMENT” insert “OR BE NEGATIVELY ECONOMICALLY IMPACTED”; and strike beginning with “A” in line 32 down through “ACHIEVE” in line 34 and substitute “RECOMMENDATIONS REGARDING THE FEASIBILITY OF IMPLEMENTING”.

On pages 27 and 28, strike in their entirety the lines beginning with line 35 on page 27 through line 5 on page 28, inclusive, and substitute:

**“(4) ON OR BEFORE JANUARY 1, 2024, THE PROGRAM SHALL SUBMIT THE SUPPLEMENTAL STUDY TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.”**

On page 28, in line 9, after “employers” insert “AND BUILDING AND TRADE ASSOCIATIONS”.

On page 29, in line 24, strike “SUBSECTION” and substitute “SUBSECTIONS”; and in the same line, after “(F-1)” insert “AND (F-3)”.

On page 30, in line 3, after “(10)” insert “SUBJECT TO SUBSECTIONS (F-2) AND (F-3) OF THIS SECTION,”; in the same line, after “PRE-APPRENTICESHIP,” insert “YOUTH”; in line 4, strike “OTHER WORKFORCE DEVELOPMENT” and substitute “REGISTERED APPRENTICESHIP”; strike beginning with “UP” in line 7 down through “2022” in line 16 and substitute “\$1,500,000 FOR GRANTS TO PRE-APPRENTICESHIP JOBS TRAINING PROGRAMS UNDER § 11-708.1(C)(2) OF THE LABOR AND EMPLOYMENT ARTICLE STARTING IN FISCAL YEAR 2021 UNTIL ALL AMOUNTS ARE SPENT; AND”.

**(II) \$6,500,000 FOR GRANTS TO YOUTH APPRENTICESHIP JOBS TRAINING PROGRAMS AND REGISTERED APPRENTICESHIP JOBS TRAINING PROGRAMS UNDER § 11-708.1(C)(4) OF THE LABOR AND EMPLOYMENT ARTICLE STARTING IN FISCAL YEAR 2021 UNTIL ALL AMOUNTS ARE SPENT**”;

and in line 17, strike “**(12)**” and substitute “**(11)**”.

On page 31, after line 3, insert:

**“(F-2) AN \$8,000,000 PAYMENT FOR WORKFORCE DEVELOPMENT PROGRAMS UNDER SUBSECTION (F)(10) OF THIS SECTION STARTING IN FISCAL YEAR 2021 SHALL BE DERIVED FROM THE RENEWABLE ENERGY, CLIMATE CHANGE ACCOUNT OF THE FUND.**

**(F-3) FUNDING UNDER SUBSECTION (F)(9) AND (10) OF THIS SECTION FOR ACCESS TO CAPITAL, INVESTMENT, PROMOTION, OR IMPLEMENTATION SHOULD BE DIRECTED ONLY TO BUSINESSES THAT AGREE TO CREATE AND MAINTAIN JOBS THAT PROMOTE FAMILY-SUSTAINING WAGES, EMPLOYER-PROVIDED HEALTH CARE WITH AFFORDABLE DEDUCTIBLES AND CO-PAYS, CAREER ADVANCEMENT TRAINING, FAIR SCHEDULING, EMPLOYER-PAID WORKERS’ COMPENSATION AND UNEMPLOYMENT INSURANCE, A RETIREMENT PLAN, PAID TIME OFF, AND THE RIGHT TO BARGAIN COLLECTIVELY FOR WAGES AND BENEFITS.**”;

and strike in their entirety lines 29 through 33, inclusive.

On page 32, strike in their entirety lines 1 through 28, inclusive; and in line 29, strike “3.” and substitute “2.”.

On page 33, in line 1, strike “4.” and substitute “3.”; strike in their entirety lines 6 and 7, inclusive; in line 8, strike “6.” and substitute “4.”; and in lines 8 and 9, strike “, except as provided in Section 5 of this Act,”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0516/403723/1

BY: Senator Hough

AMENDMENTS TO SENATE BILL 516, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 2 of the bill, in line 19, after “program;” insert “removing certain forms of energy from the definition of “Tier 1 renewable source” after a certain date;”; and in line 27, strike “providing for a delayed effective date for certain provisions of this Act;” and substitute “providing for the application of this Act;”.

On page 3 of the bill, in line 18, strike “(r),” and substitute “(r)(8) through (12).”.

On page 1 of the Finance Committee Amendments (SB0516/147070/1), in line 3 from the bottom of Amendment No. 1, strike “7-704(a)(4)” and substitute “7-704(a)(2) and (4)”.

AMENDMENT NO. 2

On pages 4 and 5 of the Finance Committee Amendments, in Amendment No. 2, strike in their entirety the lines beginning with line 13 on page 4 through line 4 on page 5, inclusive.

On page 5 of the Finance Committee Amendments, in Amendment No. 2, strike beginning with “(9)” in line 8 down through “system.” in line 11.

On page 31 of the bill, after line 28, insert:

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

Article – Public Utilities7-701.

(r) “Tier 1 renewable source” means one or more of the following types of energy sources:

(9) poultry litter-to-energy; AND

- (10)  ~~[waste-to-energy;~~
- (11)  ~~refuse-derived fuel; and~~
- (12)  ~~thermal energy from a thermal biomass system.~~

7-704.

(a) (2) (i) Energy from a Tier 1 renewable source under § 7-701(r)(1), (5), OR (9), (10), or (11) of this subtitle is eligible for inclusion in meeting the renewable energy portfolio standard only if the source is connected with the electric distribution grid serving Maryland.

(ii) If the owner of a solar generating system in this State chooses to sell solar renewable energy credits from that system, the owner must first offer the credits for sale to an electricity supplier or electric company that shall apply them toward compliance with the renewable energy portfolio standard under § 7-703 of this subtitle.”.

On page 12 of the Finance Committee Amendments, in line 5 of Amendment No. 2, strike “2.” and substitute “3.”; in line 6, strike “3.” and substitute “4.”; and in line 7, strike “4.” and substitute “6.”.

On page 33 of the bill, after line 5, insert:

“SECTION 5. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall apply to all renewable energy portfolio standard compliance years beginning after December 31, 2019.”.

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

Affirmative – 34    Negative – 12    (See Roll Call No. 686)

FLOOR AMENDMENT

**SB0516/293723/1**

BY: Senator Salling

AMENDMENTS TO SENATE BILL 516, AS AMENDED  
(First Reading File Bill)



AMENDMENT NO. 1

On page 1 of the bill, in line 14, before “requiring” insert “requiring the Board of Public Works to adopt certain regulations; providing that if a certain person makes a determination that a program made a certain misrepresentation, the program is ineligible to receive a grant from the Account for a certain period of time;”.

AMENDMENT NO. 2

On page 4 of the Finance Committee Amendments (SB0516/147070/1), strike in their entirety lines 5 and 6 of Amendment No. 2 and substitute:

“(D) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(II) “AMERICAN MANUFACTURED GOODS” MEANS GOODS THAT ARE:

1. MANUFACTURED IN THE UNITED STATES; OR
2. ASSEMBLED IN THE UNITED STATES.

(III) “ASSEMBLED IN THE UNITED STATES” MEANS THAT THE FINAL PRODUCTION TAKES PLACE AT A FACILITY WITHIN THE UNITED STATES, REGARDLESS OF THE ORIGIN OF THE COMPONENTS OR SUBCOMPONENTS.

(IV) “MANUFACTURED IN THE UNITED STATES” MEANS:

1. THAT ALL MANUFACTURING PROCESSES TAKE PLACE WITHIN THE UNITED STATES; AND

2. THAT ALL COMPONENT PARTS AND THE MANUFACTURING PROCESSES OF THE COMPONENT PARTS ORIGINATE FROM WITHIN THE UNITED STATES, REGARDLESS OF THE ORIGIN OF THE SUBCOMPONENTS.

(2) A GRANT FROM THE ACCOUNT MAY BE MADE ONLY TO A PROGRAM THAT AGREES TO:

(I) USE OR SUPPLY AMERICAN MANUFACTURED GOODS; AND

(II) INITIATE A PROJECT LABOR AGREEMENT.

(3) PARAGRAPH (2)(I) OF THIS SUBSECTION DOES NOT APPLY IF:

(I) THE PRICE OF THE AMERICAN MANUFACTURED GOODS EXCEEDS THE PRICE OF A SIMILAR MANUFACTURED GOOD THAT IS NOT MANUFACTURED IN THE UNITED STATES BY AN UNREASONABLE AMOUNT;

(II) THE ITEM OR A SIMILAR ITEM IS NOT MANUFACTURED OR AVAILABLE FOR PURCHASE IN THE UNITED STATES IN REASONABLY AVAILABLE QUANTITIES;

(III) THE QUALITY OF THE ITEM OR A SIMILAR ITEM MANUFACTURED IN THE UNITED STATES IS SUBSTANTIALLY LESS THAN THE QUALITY OF A COMPARABLY PRICED, SIMILAR, AND AVAILABLE ITEM THAT IS NOT MANUFACTURED IN THE UNITED STATES; OR

(IV) THE PROCUREMENT OF A MANUFACTURED GOOD WOULD BE INCONSISTENT WITH THE PUBLIC INTEREST.

(4) THE BOARD OF PUBLIC WORKS SHALL ADOPT REGULATIONS TO DEFINE THE FOLLOWING TERMS FOR THE PURPOSES OF THIS SUBSECTION:

(I) “REASONABLY AVAILABLE”;

(II) “UNREASONABLE AMOUNT”; AND

(III) “SUBSTANTIALLY LESS”.

(5) IF A COURT OR A FEDERAL OR STATE AGENCY DETERMINES THAT A PROGRAM RECEIVING MONEY FROM THE ACCOUNT HAS MISREPRESENTED THAT GOODS USED IN A PROGRAM TO WHICH PARAGRAPH (2)(I) APPLIES WERE MANUFACTURED OR ASSEMBLED IN THE UNITED STATES, THAT PROGRAM SHALL BE INELIGIBLE TO RECEIVE A GRANT FROM THE ACCOUNT FOR 5 YEARS FOLLOWING

THE DATE THAT THE COURT OR FEDERAL OR STATE AGENCY MAKES THE DETERMINATION.”.

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

**SB0516/343624/1**

BY: Senator Hershey

AMENDMENT TO SENATE BILL 516

(First Reading File Bill)

On page 11, in line 18, strike “The” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (E) OF THIS SECTION, THE”.

On page 14, after line 30, insert:

“(E) THE REQUIRED PERCENTAGE OF AN ELECTRIC COOPERATIVE’S RENEWABLE ENERGY PORTFOLIO STANDARD DERIVED FROM SOLAR ENERGY SHALL BE:

(1) 2.5% FROM 2020 THROUGH 2029; AND

(2) 5.0% IN 2030 AND LATER.”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

**SB0516/413422/1**

BY: Senator Hershey

AMENDMENT TO SENATE BILL 516

(First Reading File Bill)

On page 23, in lines 12 and 13, in each instance, strike “10” and substitute “4”; and in line 14, strike “8” and substitute “6”.

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

Affirmative – 13    Negative – 33    (See Roll Call No. 687)

Read the second time and ordered prepared for Third Reading.

**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**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE  
AMENDMENT (1) AND THE FAVORABLE REPORT.

**SB0911/579737/1**

BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 911

(First Reading File Bill)

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

The preceding amendment was read only.

Senator Elfreth moved to make the Bill and Amendment a Special Order for March 20,  
2019.

The motion was adopted.

**House Bill 100 – The Speaker (By Request – Administration)**

**Budget Bill**

**(Fiscal Year 2020)**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE  
AMENDMENTS (103) AND THE FAVORABLE REPORT.

REPORT OF THE SENATE BUDGET AND TAXATION COMMITTEE  
TO THE SENATE OF MARYLAND – 2019 SESSION –  
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION  
PERTAINING TO HOUSE BILL 100 – THE BUDGET BILL

(See Exhibit G of Appendix III)

SENATE BUDGET AND TAXATION COMMITTEE  
COMMITTEE REPRINT TO HOUSE BILL 100 – THE BUDGET BILL

(See Exhibit H of Appendix III)

SENATE BUDGET AND TAXATION COMMITTEE  
SUMMARY REPORT ON HOUSE BILL 100 – THE BUDGET BILL AND  
HOUSE BILL 1407 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit I of Appendix III)

The preceding 103 amendments were read only.

Senator King moved to make the Bill and Amendments a Special Order for March 20, 2019.

The motion was adopted.

**House Bill 1407 – Chair, Appropriations Committee**

AN ACT concerning

**Budget Reconciliation and Financing Act of 2019**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE  
AMENDMENTS (11) AND THE FAVORABLE REPORT.

SENATE BUDGET AND TAXATION COMMITTEE  
COMMITTEE REPRINT TO HOUSE BILL 1407 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit J of Appendix III)

**HB1407/839435/1**

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 1407

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “revenues;” insert “requiring the budget books to include certain data and the results of certain calculations used to calculate certain State education aid; requiring a supplemental budget bill that includes a certain appropriation to include certain data and the results of certain calculations used to calculate certain State education aid;”; in line 13, after “County;” insert “requiring a certain certification of support to be included in a certain major capital project request;”; and in line 18, after “funds;” insert “requiring the transfer of certain funds;”.

On page 2, in line 20, after “6–104(a)(1).” insert “7–115(a) and (b).”; after line 28, insert:

“BY adding to

Article – State Finance and Procurement

Section 7–115(g) and 7–120

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)”;

and after line 33, insert:

“BY repealing and reenacting, with amendments,

Article – Transportation

Section 2–103.1(c)(6)

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)”.

On page 13, in lines 17, 21, 24, and 28, strike “4.”, “5.”, “6.”, and “7.”, respectively, and substitute “5.”, “6.”, “7.”, and “8.”, respectively.

On page 14, in line 15, strike “11.” and substitute “15.”.

## AMENDMENT NO. 2

On page 6, after line 33, insert:

“7–115.

(a) On submission of the budget bill to the presiding officers of the General Assembly, the Governor shall provide the supporting material specified in this section.

(b) The Governor shall provide budget books that include the information required in this section.

**(G) THE BUDGET BOOKS SHALL INCLUDE SUPPORTING DATA AND THE RESULTS OF THE CALCULATIONS REQUIRED UNDER § 5-202(L) OF THE EDUCATION ARTICLE.**

**7-120.**

**ON SUBMISSION OF A SUPPLEMENTAL BUDGET BILL TO THE PRESIDING OFFICERS OF THE GENERAL ASSEMBLY THAT INCLUDES AN APPROPRIATION IN ACCORDANCE WITH § 5-202(L) OF THE EDUCATION ARTICLE, THE GOVERNOR SHALL PROVIDE SUPPORTING DATA AND THE RESULTS OF THE CALCULATIONS REQUIRED UNDER THAT SUBSECTION.”.**

AMENDMENT NO. 3

On page 11, after line 21, insert:

“Article – Transportation

2-103.1.

(c) (6) For a major capital project to be considered for inclusion in the construction program of the Consolidated Transportation Program, a request must be submitted to the Secretary by the proposing entity along with a purpose and need summary statement justifying the project that includes:

(i) The location of the project, including a map of the project limits, project area, or transportation corridor;

(ii) The need for the project; [and]

(iii) A discussion of how the project:

1. Addresses State transportation goals; and

2. Supports local government land use plans and goals; AND

**(IV) A CERTIFICATION OF SUPPORT FOR THE PROJECT BY A MAJORITY OF THE SENATORS AND A MAJORITY OF THE DELEGATES FROM THE LEGISLATIVE DELEGATION OF THE COUNTY IN WHICH THE PROJECT IS LOCATED.**

**AMENDMENT NO. 4**

On page 12, in line 6, strike “**\$314,825,000**” and substitute “**\$309,825,000**”.

**AMENDMENT NO. 5**

On page 13, after line 16, insert:

**“SECTION 4. AND BE IT FURTHER ENACTED, That the unexpended appropriation for residential per diems within the Department of Juvenile Services that was included in the fiscal year 2019 operating budget (Chapter 570 of the Acts of 2018) shall be reduced by \$500,000 in general funds.”**

**AMENDMENT NO. 6**

On page 13, in line 20, strike “**\$7,500,000**” and substitute “**\$10,000,000**”.

**AMENDMENT NO. 7**

On page 13, strike in their entirety lines 33 through 36, inclusive.

**AMENDMENT NO. 8**

On page 14, after line 14, insert:

**“SECTION 11. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor shall transfer to the General Fund \$4,000,000 of the State-supported fund balance of the University System of Maryland.”**

**AMENDMENT NO. 9**

On page 14, after line 14, insert:

**“SECTION 12. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor shall transfer to the General Fund \$400,000 of the State-supported fund balance of Morgan State University.”**

**AMENDMENT NO. 10**

On page 14, after line 14, insert:



“SECTION 13. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor shall transfer to the General Fund \$267,012 from the Reimbursable Project Contingency Fund authorized under § 3–103(h)(3) of the Natural Resources Article.”.

AMENDMENT NO. 11

On page 14, after line 14, insert:

“SECTION 14. AND BE IT FURTHER ENACTED, That the \$994,000 identified in the fiscal year 2018 closeout audit as being improperly retained by the Field Operations Bureau (W00A01.02) within the Department of State Police shall be credited to the General Fund.”.

The preceding 11 amendments were read only.

Senator King moved to make the Bill and Amendments a Special Order for March 20, 2019.

The motion was adopted.

**FINANCE COMMITTEE REPORT NO. 26**

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

**Senate Bill 36 – Senator Lam**

AN ACT concerning

**Health Insurance – Health Benefit Plans – Special Enrollment Period for  
Pregnancy**

**SB0036/877479/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 36

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “Act;” insert “requiring the Maryland Health Benefit Exchange to report to certain committees of the General Assembly on or before a certain date;”.

AMENDMENT NO. 2

On page 2, in lines 29 and 31, in each instance, strike “**CERTIFIED**” and substitute “**CONFIRMED**”.

On page 3, strike in their entirety lines 10 through 13, inclusive, and substitute:

**“(I) BE OPEN FOR A PERIOD OF 90 DAYS; AND**

**(II) BEGIN ON THE DATE A HEALTH CARE PRACTITIONER CONFIRMS THE PREGNANCY.”**.

On page 4, in line 9, strike “**NOT LATER THAN**” and substitute “**ON**”; and in line 10, strike “**CERTIFICATION**” and substitute “**CONFIRMATION**”.

AMENDMENT NO. 3

On page 5, in lines 24 and 31, in each instance, strike “**CERTIFIED**” and substitute “**CONFIRMED**”; in line 33, strike “**THE**” and substitute “**A**”; in the same line, strike “**PERIODS**” and substitute “**PERIOD**”; and in the same line, strike “**SUBSECTIONS**” and substitute “**SUBSECTION**”.

On page 6, in line 1, strike “**AND**” and substitute “**OR**”; strike in their entirety lines 2 through 5, inclusive, and substitute:

**“(1) BE OPEN FOR A PERIOD OF 90 DAYS; AND**

**(2) BEGIN ON THE DATE THE HEALTH CARE PRACTITIONER CONFIRMS THE PREGNANCY.”**;

in line 12, strike “**ONE OF THE**” and substitute “**A**”; in the same line, strike “**PERIODS**” and substitute “**PERIOD**”; in line 13, strike “**SUBSECTIONS**” and substitute “**SUBSECTION**”; in the same line, strike “**AND**” and substitute “**OR**”; in line 14, strike “**NOT LATER THAN**” and substitute “**ON**”; in line 15, strike “**ENROLLED IN COVERAGE**”; and in the same line, strike “**CERTIFICATION**” and substitute “**CONFIRMATION**”.

AMENDMENT NO. 4

On page 7, after line 25, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That, on or before January 1, 2022, the Maryland Health Benefit Exchange shall report to the Senate Finance Committee and the House Health and Government Operations Committee, in accordance with § 2–1246 of the State Government Article, on the use of the special enrollment periods as enacted by Section 1 of this Act.”;

and in line 26, strike “4.” and substitute “5.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 239 – Senator Feldman**

AN ACT concerning

**Health Insurance – Individual Market Stabilization – Provider Fee**

**SB0239/857975/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 239

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after the first “of” insert “clarifying that certain provisions of law apply to managed care organizations; requiring a managed care organization to pay a certain fee on a certain basis in certain calendar years;”; in line 6, strike “for” and substitute “in”; strike beginning with “in” in line 7 down through “law;” in line 9 and substitute “clarifying that certain assessments 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; providing for the application of certain provisions of law; requiring the Maryland Health Insurance Coverage Protection Commission to study a certain matter; providing that certain provisions of this Act apply to stand-alone dental plan carriers and stand-alone vision plan carriers; providing for the termination of a certain provision of this Act, subject to a certain”

contingency; requiring the Maryland Insurance Commissioner to forward a copy of a certain notice to the Department of Legislative Services within a certain period of time and notify certain carriers; making a certain provision of this Act subject to a certain contingency;”;  
after line 10, insert:

“BY adding to

Article – Health – General

Section 15–102.3(g)

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)”;

and after line 15, insert:

“BY repealing and reenacting, without amendments,

Chapter 17 of the Acts of the General Assembly of 2017, as amended by Chapters

37 and 38 of the Acts of the General Assembly of 2018

Section 1(b)

BY repealing and reenacting, with amendments,

Chapter 17 of the Acts of the General Assembly of 2017, as amended by Chapters

37 and 38 of the Acts of the General Assembly of 2018

Section 1(h)(1)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 6–102.1(a)

Annotated Code of Maryland

(2017 Replacement Volume and 2018 Supplement)”.  
.

#### AMENDMENT NO. 2

On page 1, after line 17, insert:

“Article – Health – General

15–102.3.

**(G) (1) THE PROVISIONS OF § 6–102.1 OF THE INSURANCE ARTICLE APPLY TO MANAGED CARE ORGANIZATIONS.**

(2) FOR EACH CALENDAR YEAR THAT THE INSURANCE COMMISSIONER ASSESSES A HEALTH INSURANCE PROVIDER FEE UNDER § 6-102.1 OF THE INSURANCE ARTICLE, A MANAGED CARE ORGANIZATION SHALL PAY THE FEE ON A QUARTERLY BASIS IN ACCORDANCE WITH A SCHEDULE ADOPTED BY THE INSURANCE COMMISSIONER.”.

AMENDMENT NO. 3

On page 1, in line 24, strike “the fee under”.

On page 2, strike beginning with “year” in line 8 down through “THEREAFTER” in line 9 and substitute “YEARS 2019 THROUGH 2023, BOTH INCLUSIVE,”; in lines 11 and 17, in each instance, strike the brackets; in line 11, strike “FOR A”; strike beginning with “IN” in line 11 down through “ACT” in line 13; in line 16, strike “THE IMMEDIATELY PRECEDING”; strike beginning with “FOR” in line 18 down through “ACT” in line 19 and substitute “IN CALENDAR YEARS 2020 THROUGH 2023, BOTH INCLUSIVE”; after line 24, insert:

“(3) THE ASSESSMENTS REQUIRED IN PARAGRAPHS (1) AND (2) OF THIS SUBSECTION ARE FOR PRODUCTS THAT:

(I) ARE SUBJECT TO § 9010 OF THE AFFORDABLE CARE ACT;

AND

(II) MAY BE SUBJECT TO AN ASSESSMENT BY THE STATE.

(4) THE CALCULATION OF THE ASSESSMENTS REQUIRED UNDER PARAGRAPHS (1) AND (2) OF THIS SUBSECTION SHALL BE MADE WITHOUT REGARD TO:

(I) THE THRESHOLD LIMITS ESTABLISHED IN § 9010(B)(2)(A) OF THE AFFORDABLE CARE ACT; OR

(II) THE PARTIAL EXCLUSION OF NET PREMIUMS PROVIDED FOR IN § 9010(B)(2)(B) OF THE AFFORDABLE CARE ACT.”;

after line 27, insert:

“Chapter 17 of the Acts of 2017, as amended by Chapters 37 and 38 of the Acts of 2018

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND.

That:

(b) There is a Maryland Health Insurance Coverage Protection Commission.

(h) (1) The Commission shall study and make recommendations for individual and group health insurance market stability, including:

(i) the components of one or more waivers under § 1332 of the Affordable Care Act to ensure market stability that may be submitted by the State;

(ii) whether to pursue a standard plan design that limits cost sharing;

(iii) whether to merge the individual and small group health insurance markets in the State for rating purposes;

(iv) whether to pursue a Basic Health Program;

(v) whether to pursue a Medicaid buy-in program for the individual market;

(vi) whether to provide subsidies that supplement premium tax credits or cost-sharing reductions described in § 1402(c) of the Affordable Care Act; [and]

(vii) whether to adopt a State-based individual health insurance mandate and how to use payments collected from individuals who do not maintain minimum essential coverage, including use of the payments to assist individuals in purchasing health insurance; AND

**(VIII) WHETHER THE STATE REINSURANCE PROGRAM SHOULD BE EXTENDED AFTER CALENDAR YEAR 2023 AND, IF SO, HOW IT WILL BE FUNDED.”**

AMENDMENT NO. 4

On page 2, before line 28, insert:

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

Article – Insurance

6–102.1.

(a) **(1)** This section applies to:

**[(1)] (I)** EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, an insurer, a nonprofit health service plan, a health maintenance organization, a dental plan organization, a fraternal benefit organization, and any other person subject to regulation by the State that provides a product that:

**[(i)] 1.** is subject to the fee under § 9010 of the Affordable Care Act; and

**[(ii)] 2.** may be subject to an assessment by the State; and

**[(2)] (II)** a managed care organization authorized under Title 15, Subtitle 1 of the Health – General Article.

**(2)** THIS SECTION DOES NOT APPLY TO A STAND–ALONE DENTAL PLAN CARRIER OR A STAND–ALONE VISION PLAN CARRIER.

SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) The assessment established under § 6–102.1 of the Insurance Article, as enacted by Section 1 of this Act, shall apply to stand–alone dental plan carriers and stand–alone vision plan carriers.

(b) If the federal government confirms that under the rules that implement § 1903 of the Social Security Act, which requires health care related taxes to be broad– based and uniform in order to apply to Medicaid providers, such as managed care organizations, that the State can impose a 1% assessment on Medicaid managed care organizations if it is imposing that fee on all commercial health insurance plans except dental and vision, subsection (a) of this section, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.

(c) If the Maryland Insurance Commissioner receives notice of the confirmation described in subsection (b) of this section, within 5 days after receiving notice of the confirmation, the Commissioner shall:

(1) forward a copy of the notice to the Department of Legislative Services, 90 State Circle, Annapolis, Maryland 21401; and

(2) notify each stand-alone dental plan carrier and stand-alone vision plan carrier.

SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect contingent on the termination of Section 3(a) of this Act.”;

in line 28, strike “2.” and substitute “5.”; and in the same line, after “That” insert “, subject to Section 4 of this Act.”.

The preceding 4 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 284 – Senators Kagan and Reilly**

AN ACT concerning

**9-1-1 Specialists – Compensation and Benefits**

**SB0284/597171/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 284

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 4 down through “specialist;” in line 9; and strike beginning with “defining” in line 11 down through “terms;” in line 12 and substitute “altering a certain term.”.



On pages 1 and 2, strike in their entirety the lines beginning with line 19 on page 1 through line 5 on page 2, inclusive.

AMENDMENT NO. 2

On pages 2 through 6, strike in their entirety the lines beginning with line 30 on page 2 through line 1 on page 6, inclusive.

On page 6, in line 2, strike “3.” and substitute “2.”; and in line 9, after “county” insert “PUBLIC SAFETY ANSWERING POINT”.

On page 7, strike lines 7 and 8 in their entirety; in lines 9 and 11, strike “5.” and “6.”, respectively, and substitute “3.” and “4.”, respectively; and in line 9, 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 Kelley, Chair, for the Committee on Finance reported favorably with amendments:

**Senate Bill 543 – Senator Lam**

AN ACT concerning

**Health – Vital Records – Security Protocols and Protections**

**SB0543/617074/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 543

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Records –” insert “Health Information Exchange Data Access and”; in line 3, after the first “of” insert “authorizing the Secretary of Health to provide certain information to a certain State designated health information exchange for certain purposes under a certain circumstance;”; in line 7, after “to” insert “access to and”; and in line 16, after “4–217(a)(2)” insert “and 4–220”.

AMENDMENT NO. 2

On page 2, in line 25, after “**PRINTED;**” insert “AND”; strike beginning with the semicolon in line 27 down through “**CERTIFICATE**” in line 30; and after line 30, insert:

“4–220.

(a) The Secretary may provide the United States Department of Health and Human Services with copies of vital records or other information that is required for national statistics, on the condition that the information may not be used for other than statistical purposes unless authorized by the Secretary.

(b) On request, the Secretary may provide federal, State, local, and other public or private agencies with copies of vital records or other information for statistical purposes on terms or conditions that the Secretary sets.

(c) ON REQUEST, THE SECRETARY MAY PROVIDE THE STATE DESIGNATED HEALTH INFORMATION EXCHANGE WITH SELECT INFORMATION FROM DEATH CERTIFICATES TO ALLOW LINKAGE OF THE DATA TO THE STATE DESIGNATED HEALTH INFORMATION EXCHANGE MASTER PATIENT INDEX IN ORDER THAT A DATE OF DEATH MAY BE ASSOCIATED AND STORED WITH THE RECORDS OF THOSE PATIENTS WHO HAVE DIED FOR STATISTICAL AND CLINICIAN NOTIFICATION PURPOSES IN ACCORDANCE WITH REGULATIONS OR A DATA SHARING AGREEMENT.”.

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 670 – The President (By Request – Office of the Attorney General) and Senators Augustine, Guzzone, Kelley, King, Lee, Peters, Pinsky, and Rosapepe**

AN ACT concerning

**Financial Institutions – Student Loan Servicers – Unfair, Abusive, or Deceptive Trade Practices**

SB0670/787879/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 670

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 11, 27, and 29, in each instance, after “manner” insert “, except under certain circumstances”.

On page 2, in line 1, after “penalty;” insert “providing that violations of this Act are subject to the enforcement authority of the Commissioner of Financial Regulation; providing that the Student Loan Ombudsman may refer complaints by student loan borrowers to the Commissioner; repealing a certain reporting requirement; providing that the Nondepository Special Fund shall cover the direct and indirect costs of the Commissioner fulfilling duties under this Act;”; in line 5, strike “26–603” and substitute “26–604”; and after line 8, insert:

“BY repealingArticle – Financial InstitutionsSection 2–104.1(h)Annotated Code of Maryland(2011 Replacement Volume and 2018 Supplement)BY adding toArticle – Financial InstitutionsSection 2–104.1(h) and 11–610(c)(15)Annotated Code of Maryland(2011 Replacement Volume and 2018 Supplement)BY repealing and reenacting, with amendments,Article – Financial InstitutionsSection 11–610(c)(14) and (15)Annotated Code of Maryland(2011 Replacement Volume and 2018 Supplement)”.AMENDMENT NO. 2

On page 2, in line 20, after “LOAN” insert “ACCOUNT”; in line 22, after “**(1)**” insert “**(1)**”; in the same line, after “**RECEIVING**” insert “ANY”; in line 23, strike “**ACCORDING TO**”

THE TERMS OF A STUDENT EDUCATION LOAN” and substitute “OR NOTIFICATION OF THE PAYMENTS”; in the same line, after the semicolon insert “AND”; in line 24, strike “(2)” and substitute “(II)”; in the same line, strike “FROM” and substitute “TO”; in the same line, strike “BORROWER” and substitute “BORROWER’S”; in line 25, strike “RECEIVED” and substitute “ACCOUNT”; in the same line, after “LOAN” insert “OR A CONTRACT GOVERNING THE SERVICES”; after line 25, insert:

“(2) DURING A PERIOD WHEN NO PAYMENT IS REQUIRED ON A STUDENT EDUCATION LOAN:

(I) MAINTAINING ACCOUNT RECORDS FOR THE STUDENT EDUCATION LOAN; AND

(II) COMMUNICATING WITH THE STUDENT LOAN BORROWER REGARDING THE STUDENT EDUCATION LOAN ON BEHALF OF THE HOLDER OF THE STUDENT EDUCATION LOAN; OR”;

strike beginning with “IN” in line 26 down through “OR” in line 28 and substitute “, INCLUDING INTERACTIONS TO HELP PREVENT DEFAULT ON OBLIGATIONS ARISING FROM A STUDENT EDUCATION LOAN, TO FACILITATE THE ACTIVITIES DESCRIBED IN ITEM (1) OR (2) OF THIS SUBSECTION.”; strike in their entirety lines 29 and 30; in line 31, after “(E)” insert “(1)”; and in the same line, after the second “LOAN” insert “THAT IS:

(I) MADE, INSURED, OR GUARANTEED UNDER TITLE IV OF THE HIGHER EDUCATION ACT OF 1965, AS AMENDED; OR

(II) REGARDLESS OF WHETHER THE LOAN IS PROVIDED THROUGH THE EDUCATIONAL INSTITUTION THAT THE STUDENT LOAN BORROWER ATTENDS OR DIRECTLY TO THE STUDENT LOAN BORROWER FROM THE LENDER, EXTENDED TO AN INDIVIDUAL WITH THE EXPRESS EXPECTATION THAT THE FUNDS EXTENDED WILL BE USED IN WHOLE OR IN PART TO PAY EXPENSES THAT ARE INCLUDED AS PART OF THE COST OF ATTENDANCE OF A STUDENT AS DEFINED IN 20 U.S.C. § 1087.

**(2) “STUDENT EDUCATION LOAN” INCLUDES A LOAN THAT IS EXTENDED IN ORDER TO REFINANCE OR CONSOLIDATE A CONSUMER’S EXISTING STUDENT EDUCATION LOANS.**

**(3) “STUDENT EDUCATION LOAN” DOES NOT INCLUDE, REGARDLESS OF THE PURPOSE FOR THE LOAN, A LOAN:**

**(I) UNDER AN OPEN-END CREDIT PLAN AS DEFINED IN 12 C.F.R. § 1026.2; OR**

**(II) THAT IS SECURED BY REAL PROPERTY”.**

On pages 2 and 3, strike beginning with “, NOTWITHSTANDING” in line 31 on page 2 down through “EXPENSES” in line 3 on page 3.

On page 3, in line 13, strike “RECEIVING THE BENEFIT OF” and substitute “HAVING THE AUTHORITY TO CONTROL”; and in line 15, strike “A” and substitute “EXCEPT AS OTHERWISE REQUIRED BY FEDERAL LAW OR A COURT ORDER, A”.

On page 4, strike beginning with “APPLY” in line 5 down through “BORROWER” in line 7 and substitute “IF THE STUDENT LOAN BORROWER DIRECTS AN ALLOCATION OF PAYMENTS AT THE TIME THE PAYMENT IS MADE, ALLOCATE A NONCONFORMING PAYMENT IN A MANNER OTHER THAN AS DIRECTED BY THE STUDENT LOAN BORROWER”; strike beginning with the colon in line 9 down through “A” in line 10 and substitute “A”; and strike beginning with “OR” in line 10 down through the semicolon in line 15.

On page 5, in line 7, strike “A” and substitute “UNLESS A RESPONSE TO THE WRITTEN INQUIRY IS INCLUDED IN THE ACKNOWLEDGMENT REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION, A”; in line 23, strike “IF” and substitute “EXCEPT WHERE OTHERWISE REQUIRED BY FEDERAL LAW, A COURT ORDER, OR A STUDENT LOAN AGREEMENT, IF”; and strike beginning with “NOTIFY” in line 25 down through “ACCOUNT” in line 29 and substitute “ALLOCATE THE PAYMENT ACCORDING TO THE DISCLOSED ALLOCATION METHODOLOGY; OR

**(2) IN ACCORDANCE WITH FEDERAL LAW OR THE STUDENT EDUCATION LOAN AGREEMENT, COMPLY WITH A REQUEST BY THE STUDENT LOAN**

BORROWER ON HOW THE STUDENT LOAN BORROWER WOULD PREFER THE STUDENT LOAN SERVICER TO ALLOCATE THE NONCONFORMING PAYMENT TO THE STUDENT LOAN BORROWER’S ACCOUNT”.

On page 6, after line 4, insert:

“26-604.

(A) THE COMMISSIONER OF FINANCIAL REGULATION MAY ENFORCE THE PROVISIONS OF THIS SUBTITLE BY EXERCISING ANY OF THE POWERS PROVIDED UNDER §§ 2-113 THROUGH 2-116 OF THE FINANCIAL INSTITUTIONS ARTICLE.

(B) (1) THE COMMISSIONER OF FINANCIAL REGULATION MAY SEEK AN INJUNCTION TO PROHIBIT A PERSON WHO HAS ENGAGED IN OR IS ENGAGING IN A VIOLATION OF THIS SUBTITLE FROM ENGAGING IN OR CONTINUING TO ENGAGE IN THE VIOLATION.

(2) THE COURT MAY ENTER ANY ORDER OR JUDGMENT NECESSARY TO:

(I) PREVENT THE USE BY A PERSON OF A PROHIBITED PRACTICE;

(II) RESTORE TO A PERSON ANY MONEY OR REAL OR PERSONAL PROPERTY ACQUIRED FROM THE PERSON BY MEANS OF A PROHIBITED PRACTICE; OR

(III) APPOINT A RECEIVER IN A CASE OF A WILLFUL VIOLATION OF THIS SUBTITLE.

(3) IN ANY ACTION BROUGHT BY THE COMMISSIONER OF FINANCIAL REGULATION UNDER THIS SUBSECTION, THE COMMISSIONER IS ENTITLED TO RECOVER THE COSTS OF THE ACTION FOR THE USE OF THE STATE.

(C) THE COMMISSIONER OF FINANCIAL REGULATION MAY ENFORCE THE PROVISIONS OF THIS SUBTITLE BY REQUIRING A VIOLATOR TO TAKE AFFIRMATIVE

ACTION TO CORRECT THE VIOLATION, INCLUDING THE RESTITUTION OF MONEY OR PROPERTY TO A PERSON AGGRIEVED BY THE VIOLATION.

**(D) THE COMMISSIONER OF FINANCIAL REGULATION MAY:**

**(1) INVESTIGATE VIOLATIONS OF THIS SUBTITLE; AND**

**(2) AID ANY OTHER UNIT OF STATE GOVERNMENT THAT HAS REGULATORY JURISDICTION OVER THE BUSINESS ACTIVITIES OF THE VIOLATOR.**

**(E) THE COMMISSIONER OF FINANCIAL REGULATION MAY COOPERATE IN THE INVESTIGATION AND PROSECUTION OF ANY VIOLATION OF THIS SUBTITLE WITH THE OFFICE OF THE ATTORNEY GENERAL, THE STATE'S ATTORNEY, OR ANY OTHER UNIT OF LAW ENFORCEMENT.**

Article – Financial Institutions

2–104.1.

**[(h) On or before January 1 each year, the Commissioner shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on:**

**(1) The implementation of the Student Loan Ombudsman and related provisions under this section; and**

**(2) The overall effectiveness of the Student Loan Ombudsman position.]**

**(H) THE STUDENT LOAN OMBUDSMAN MAY REFER ANY COMPLAINT FROM STUDENT LOAN BORROWERS TO THE COMMISSIONER FOR INVESTIGATION UNDER § 26–604 OF THE EDUCATION ARTICLE.**

11–610.

**(c) The purpose of the Fund is to cover the direct and indirect costs of fulfilling the statutory and regulatory duties of the Commissioner and the State Collection Agency Licensing Board related to:**

(14) Title 7, Subtitles 1, 3, 4, and 5 of the Real Property Article; [and]

**(15) TITLE 26, SUBTITLE 6 OF THE EDUCATION ARTICLE; AND**

**[(15)](16) Any other expense authorized in the State budget.”.**

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**SB0670/763025/1**

BY: Senator Pinsky

**AMENDMENT TO SENATE BILL 670, AS AMENDED**

On page 4 of the Finance Committee Amendments (SB0670/787879/1), in line 3 of Amendment No. 2, strike “**AT THE TIME THE PAYMENT IS MADE**”.

The preceding amendment was read only.

Senator Rosapepe moved to make the Bill and Amendment a Special Order for March 20, 2019.

The motion was adopted.

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

**Senate Bill 699 – Senators Kelley, Augustine, Beidle, Benson, Feldman, Guzzone, Hayes, Kramer, Lee, Nathan–Pulliam, and West**

AN ACT concerning

**Maryland Medical Assistance Program – Home– and Community–Based Waiver Services – Prohibition on Denial**

**SB0699/787476/1**

BY: Finance Committee

**AMENDMENT TO SENATE BILL 699**

**(First Reading File Bill)**



On page 2, in line 19, strike “BEING NOTIFIED OF ELIGIBILITY” and substitute “THE COMPLETION OF THE APPLICATION”.

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 700 – Senators Kelley, Augustine, Beidle, Guzzone, Kramer, Lee, Nathan–Pulliam, and West**

AN ACT concerning

**Home– and Community–Based Services Waivers – Alterations  
(Laurie’s Law)**

Senator King moved to make the Bill and Report a Special Order for March 21, 2019.

The motion was adopted.

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

**Senate Bill 752 – Senator Lam**

AN ACT concerning

**Food Supplement Program – Restaurant Meals Program**

**SB0752/177077/1**

BY: Finance Committee

AMENDMENT TO SENATE BILL 752

(First Reading File Bill)

On page 5, in line 10, strike “and”; and in line 11, after “(ii)” insert “implementing a “Heat and Eat” program to determine food supplement program benefit levels for eligible households; and

(iii)”.

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 839 – Senator Carter**

AN ACT concerning

**Labor and Employment – Criminal Record Screening Practices  
(Ban the Box)**

**SB0839/557979/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 839

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Carter” and substitute “Senators Carter and Smith”; strike beginning with “a” in line 9 down through “extended” in line 10 and substitute “the conclusion of a first interview”; and in line 20, after the first “certain” insert “civil”.

AMENDMENT NO. 2

On pages 4 and 5, strike beginning with “A” in line 27 on page 4 down through “**EXTENDED**” in line 1 on page 5 and substitute “**THE CONCLUSION OF A FIRST INTERVIEW**”.

On pages 5 and 6, strike beginning with “**GUILTY**” in line 30 on page 5 down through “**BOTH**” in line 2 on page 6 and substitute “**SUBJECT TO A CIVIL FINE NOT EXCEEDING \$500**”.

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

**Senate Bill 846 – Senator West**

AN ACT concerning

**Public Health – Correctional Services – Opioid Use Disorder Examinations and Treatment**

**SB0846/197176/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 846

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 4 down through “circumstances;” in line 6; in lines 6 and 9, in each instance, strike “State and”; in line 12, after “circumstances;” insert “requiring local correctional facilities to make available at least certain treatments; requiring State and local correctional facilities to evaluate and offer certain treatment to pregnant women with an opioid use disorder as soon as practicable;”; in lines 17 and 18, strike “Maryland Commission on Correctional Standards” and substitute “Governor’s Office of Crime Control and Prevention”; in line 20, strike “Maryland Commission on Correctional Standards and” and substitute “Department of Public Safety and Correctional Services and”; in line 22, after “treatment;” insert “requiring the Governor’s Office of Crime Control and Prevention, the Maryland Department of Health, and the Maryland Correctional Association to evaluate the implementation of certain provisions of this Act and make a certain determination; requiring the Department of Public Safety and Correctional Services to make a certain report to certain committees under certain circumstances; requiring the Department of Public Safety and Correctional Services to establish a certain program, beginning on or before a certain date; requiring the Governor’s Office of Crime Control and Prevention, the Department of Public Safety and Correctional Services, and the Maryland Department of Health to apply for federal funding to support the implementation of this Act and make a certain report; providing for the construction of this Act; providing for the application of certain provisions of this Act; providing for the termination of certain provisions of this Act;”; and after line 29, insert:

“BY adding to

Article – Correctional Services

Section 9–603.1

Annotated Code of Maryland

(2017 Replacement Volume and 2018 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 4, insert:

**“(A) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE REQUIREMENTS UNDER THIS SECTION SHALL APPLY TO:**

**(I) LOCAL DETENTION CENTERS IN THE FOLLOWING COUNTIES BY JANUARY 1, 2020:**

- 1. HOWARD COUNTY;**
- 2. MONTGOMERY COUNTY;**
- 3. PRINCE GEORGE’S COUNTY; AND**
- 4. ST. MARY’S COUNTY; AND**

**(II) LOCAL DETENTION CENTERS IN SIX ADDITIONAL COUNTIES BY OCTOBER 1, 2021.**

**(2) (I) THE GOVERNOR’S OFFICE OF CRIME CONTROL AND PREVENTION, THE MARYLAND DEPARTMENT OF HEALTH, AND THE MARYLAND CORRECTIONAL ADMINISTRATORS ASSOCIATION SHALL EVALUATE THE IMPLEMENTATION OF THE REQUIREMENTS OF THIS SECTION AND DETERMINE A SCHEDULE TO ADD ADDITIONAL COUNTIES, PROVIDED THAT THE PROVISIONS OF THIS SECTION SHALL APPLY TO ALL LOCAL DETENTION CENTERS AND THE BALTIMORE PRE–TRIAL COMPLEX BY JANUARY 2023.**

**(II) IF THE BALTIMORE PRE–TRIAL COMPLEX HAS NOT FULLY IMPLEMENTED THE PROVISIONS OF THIS SECTION BY JANUARY 2023, THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES SHALL REPORT TO THE SENATE FINANCE COMMITTEE AND THE HOUSE JUDICIARY COMMITTEE, IN**

ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON THE STATUS AND TIMELINE OF IMPLEMENTATION.

(III) FUNDING FOR THE PROGRAM AT THE BALTIMORE PRE-TRIAL COMPLEX SHALL BE AS PROVIDED IN THE STATE BUDGET.”;

strike in their entirety lines 5 through 9, inclusive; in line 10, strike “(A)” and substitute “(B)”;

strike beginning with the colon in line 12 down through “ARTICLE” in line 20 and substitute “AN INDIVIDUAL WHO IS LICENSED, CERTIFIED, OR OTHERWISE AUTHORIZED UNDER THE HEALTH OCCUPATIONS ARTICLE”; after line 20, insert:

“(3) “INMATE” MEANS AN INDIVIDUAL CONFINED WITHIN A LOCAL CORRECTIONAL FACILITY.”;

and in lines 21, 24, and 28, strike “(3)”, “(4)”, and “(5)”, respectively, and substitute “(4)”, “(5)”, and “(6)”, respectively.

On page 3, in line 1, strike “(6)” and substitute “(7)”;

in lines 1 and 2, strike “IN RECOVERY FOR OPIOID USE DISORDER”;

after line 5, insert:

“(a)(C) An inmate in a State or local correctional facility shall be placed on a properly supervised program of methadone detoxification if:

(1) a physician determines that the inmate is [an addict] A PERSON WITH OPIOID USE DISORDER;

(2) the treatment is prescribed by a physician; and

(3) the inmate consents in writing to the treatment.”;

in line 6, strike “(B)” and substitute “(D)”;

in the same line, strike “(I)”;

in the same line, strike “STATE OR”;

strike beginning with “WITHIN” in line 8 down through “HEALTH” in line 11 and substitute “USING EVIDENCE-BASED SCREENINGS AND ASSESSMENTS”;

in lines 12 and 14, strike “1.” and “2.”, respectively, and substitute “(I)” and “(II)”, respectively;

strike in their entirety lines 16 through 19, inclusive;

in line 21, strike “A PHYSICAL EXAMINATION” and substitute “AN EVALUATION”;

in line 22, after “PRACTITIONER” insert “WITH PRESCRIPTIVE AUTHORITY AUTHORIZED UNDER

**TITLE 8, TITLE 14, OR TITLE 15 OF THE HEALTH OCCUPATIONS ARTICLE**”; in line 23, strike **“EDUCATION MATERIALS”** and substitute **“INFORMATION”**; in line 26, strike **“AFTER GUIDELINES AND CRITERIA FOR THE ASSESSMENT HAVE BEEN MET”**; after line 28, insert:

**“(5) EACH LOCAL CORRECTIONAL FACILITY SHALL MAKE AVAILABLE AT LEAST ONE FORMULATION OF EACH FDA-APPROVED FULL OPIOID AGONIST, PARTIAL OPIOID AGONIST, AND LONG-ACTING OPIOID ANTAGONIST USED FOR THE TREATMENT OF OPIOID USE DISORDERS.**

**(6) EACH PREGNANT WOMAN IDENTIFIED WITH AN OPIOID USE DISORDER SHALL RECEIVE EVALUATION AND BE OFFERED MEDICATION-ASSISTED TREATMENT AS SOON AS PRACTICABLE.**”;

in line 29, strike **“(C)”** and substitute **“(E)”**; in the same line, strike **“STATE AND”**; in line 30, strike **“WITHIN 24 HOURS,”**; and in lines 31 and 32, strike **“, INCLUDING INMATES INCARCERATED PRETRIAL”**.

On page 4, in line 3, strike **“COMPLETE”** and substitute **“BEGIN”**; in lines 5 and 6, strike **“MAINTAIN OR PROVIDE FOR THE CAPACITY TO POSSESS, DISPENSE, AND ADMINISTER ALL FDA APPROVED”** and substitute **“MAKE AVAILABLE AND ADMINISTER”**; in line 11, strike **“THAT”** and substitute **“WHO”**; in line 12, strike **“FDA APPROVED”** and substitute **“FDA-APPROVED”**; in the same line, after **“MEDICATIONS”** insert **“FOR THE TREATMENT OF OPIOID USE DISORDERS”**; strike in their entirety lines 15 through 20, inclusive; in line 21, strike **“(E)”** and substitute **“(F)”**; in lines 21 and 22, strike **“THE MARYLAND DEPARTMENT OF HEALTH SHALL DETERMINE WHETHER”** and substitute **“IF”**; in line 24, strike **“, INCLUDING PRETRIAL INCARCERATION, AND”** and substitute **“A LOCAL CORRECTIONAL FACILITY”**; in lines 25 and 26, strike **“IF ALL GUIDELINES AND CLINICAL CRITERIA ARE MET WITHIN 24 HOURS”**; in line 31, strike **“(F)”** and substitute **“(G)”**; in line 32, strike **“(B)”** and substitute **“(D)”**; and in the same line, strike **“STATE OR”**.

On page 5, in line 8, strike **“AND”** and substitute **“OR”**; in lines 9, 12, and 15, strike **“(G)”**, **“(H)”**, and **“(I)”**, respectively, and substitute **“(H)”**, **“(I)”**, and **“(J)”**, respectively; in line 10, strike **“OPIOID USE DISORDER”** and substitute **“SUBSTANCE USE DISORDER DIAGNOSIS”**; in the same line, strike **“addicted”**; in line 12, strike **“The”** and substitute **“AS PROVIDED IN THE STATE BUDGET, THE”**; in line 13, strike **“EXAMINATION”** and

substitute "EVALUATION"; in line 16, strike "MARYLAND COMMISSION ON CORRECTIONAL STANDARDS" and substitute "GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION"; in the same line, after "REPORT" insert "DATA FROM INDIVIDUAL LOCAL CORRECTIONAL FACILITIES"; after line 18, insert:

**(1) THE NUMBER OF INMATES DIAGNOSED WITH:**

**(I) A MENTAL HEALTH DISORDER;**

**(II) AN OPIOID USE DISORDER;**

**(III) A NON-OPIOID SUBSTANCE USE DISORDER; AND**

**(IV) A DUAL DIAGNOSIS OF MENTAL HEALTH AND SUBSTANCE USE DISORDER;**

in line 19, strike "**(1)**" and substitute "**(2)**"; in the same line, strike "BEHAVIORAL HEALTH"; in line 20, strike "AND OPIOID USE DISORDER EXAMINATIONS"; in the same line, strike "STATE AND"; strike beginning with "THE" in line 21 down through "AND" in line 22; and in lines 23, 26, 28, and 30, strike "**(2)**", "**(3)**", "**(4)**", and "**(5)**", respectively, and substitute "**(3)**", "**(4)**", "**(5)**", and "**(6)**", respectively.

On page 6, in lines 1, 4, 7, 10, 13, 17, 20, 26, 29, and 32, strike "**(6)**", "**(7)**", "**(8)**", "**(9)**", "**(10)**", "**(11)**", "**(12)**", "**(13)**", "**(14)**", and "**(15)**", respectively, and substitute "**(7)**", "**(8)**", "**(9)**", "**(10)**", "**(11)**", "**(12)**", "**(13)**", "**(14)**", "**(15)**", and "**(16)**", respectively; and in line 32, strike "STATE AND LOCAL FACILITIES".

On page 7, in lines 3 and 6, strike "**(16)**" and "**(17)**", respectively, and substitute "**(17)**" and "**(18)**", respectively; in line 3, strike "STATE AND LOCAL FACILITIES"; in line 9, strike "**(J)**" and substitute "**(K)**"; in the same line, strike "PHYSICAL EXAMINATION" and substitute "EVALUATION"; in line 11, strike "MARYLAND COMMISSION ON CORRECTIONAL STANDARDS" and substitute "GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION"; in lines 12 and 13, strike "FOR THE MARYLAND COMMISSION ON CORRECTIONAL STANDARDS"; after line 14, insert:

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

Article – Correctional Services9-603.1.

**(A) BEGINNING JANUARY 1, 2020, THE DEPARTMENT SHALL ESTABLISH A MEDICATION-ASSISTED TREATMENT PROGRAM THAT UTILIZES AT LEAST ONE FORMULATION OF EACH FDA-APPROVED FULL OPIOID AGONIST, PARTIAL OPIOID AGONIST, AND LONG-ACTING ANTAGONISTS USED FOR THE TREATMENT OF OPIOID USE DISORDERS IN THE BALTIMORE PRE-TRIAL COMPLEX.**

**(B) FUNDING FOR THE PROGRAM SHALL BE AS PROVIDED IN THE STATE BUDGET.**

**(C) THE DEPARTMENT SHALL, IN CONSULTATION WITH ITS HEAD OF MEDICAL TREATMENT SERVICES, DETERMINE WHETHER THE PROGRAM IS CAPABLE OF BEING ADMINISTERED IN EXISTING STRUCTURES OF THE BALTIMORE PRE-TRIAL COMPLEX.”;**

in line 15, strike “2.” and substitute “3.”; in lines 15 and 16, strike “Maryland Commission on Correctional Standards” and substitute “Department of Public Safety and Correctional Services”; in line 17, after “Health” insert “, in consultation with the Maryland Correctional Administrators Association,”; in line 18, strike “examinations” and substitute “evaluation”; after line 18, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall not be construed to supersede any federal law or existing agreement between a court or agency of the federal, state, or local government.

SECTION 5. AND BE IT FURTHER ENACTED, That on or before December 1, 2019, the Governor’s Office of Crime Control and Prevention, the Department of Public Safety and Correctional Services, and the Maryland Department of Health shall apply for federal funding to support implementation of this Act beyond fiscal year 2020 and shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on the efforts to secure funding.”;

in line 19, strike “3.” and substitute “6.”; and in line 20, after the period insert “Section 2 of this Act shall remain effective for a period of 4 years and, at the end of September 30, 2023,



Section 2 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”.

The preceding 2 amendments were read only.

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

The motion was adopted.

**SPECIAL ORDER CALENDAR NO. 32**

**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 26, 2019.

The motion was adopted.

**QUORUM CALL**

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

(See Roll Call No. 688)

**SENATE THIRD READING CALENDAR NO. 56 (GENERAL SENATE BILLS)**

**Senate Bill 89 – The President (By Request – Administration) and Senators Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Hough, Jennings, Ready, Reilly, Salling, Simonaire, and West**

AN ACT concerning

**Small Business Relief Tax Credit – ~~Expansion~~ Alterations**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 689)

The Bill was then sent to the House of Delegates.

**Senate Bill 269 – Senators Hester, Guzzone, Carter, Hough, Kagan, Lam, Peters, West, and Zucker**

AN ACT concerning

**Comprehensive Flood Management Grant Program – Awards for Flood Damage and ~~Mandatory~~ Funding**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 690)

The Bill was then sent to the House of Delegates.

**Senate Bill 677 – Senator West**

AN ACT concerning

**Deaf or Hard of Hearing Individuals – Support for Parents**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 691)

The Bill was then sent to the House of Delegates.

**Senate Bill 810 – Senator Peters**

AN ACT concerning

**Housing – Local Housing Grant Program for Homeless Veterans and Survivors  
of Domestic Violence**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 692)

The Bill was then sent to the House of Delegates.

**Senate Bill 897 – Senator Ferguson**

AN ACT concerning

**University of Maryland Joint Steering Council – Renaming ~~and~~ Duties, and  
Funding**

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

Affirmative – 33    Negative – 13    (See Roll Call No. 693)

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. 694)

**ADJOURNMENT**

At 12:10 P.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Legislative Day March 18, 2019, Calendar Day, Wednesday, March 20, 2019.

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**Annapolis, Maryland**  
**Legislative Day: March 18, 2019**  
**Calendar Day: Wednesday, March 20, 2019**  
**10:00 A.M. Session**

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The Senate met at 10:14 A.M.

Prayer by Deacon Bill Kyte, Immaculate Conception Church, guest of Senator Bailey

(See Exhibit A of Appendix III)

**QUORUM CALL**

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

(See Roll Call No. 697)

On motion of Senator Guzzone it was ordered that Senators Hester and Zirkin be excused from today's session.

The Journal of March 19, 2019 was read and approved.

**INTRODUCTION OF RESOLUTIONS**

**Senate Resolution No. 439 – The President and All Members:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
SSG AndRea Ashley–Garrick  
D–3 Operations Section  
in recognition of  
being chosen as the Maryland Army National Guard “Soldier of the Year” for your  
dedication to excellence and professionalism demonstrated while  
serving your state.

The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 20th day of March 2019.

**Senate Resolution No. 430 – The President and All Members:**

Be it hereby known to all that  
The Senate of Maryland

offers its sincerest congratulations to  
SSG Cassandra Black  
70th Regional Training Institute  
in recognition of  
being chosen as the Maryland Army National Guard “Noncommissioned Officer of the  
Year” for your dedication to excellence and professionalism demonstrated  
while serving your state and country.

The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 20th day of March 2019.

**Senate Resolution No. 431 – The President and All Members:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
SPC Hunter Olson  
Co D 1–175th Infantry Battalion  
in recognition of  
being chosen as the Maryland Army National Guard  
“Soldier of the Year” for your dedication to excellence and professionalism demonstrated  
while serving  
your state and country.

The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 20th day of March 2019.

**Senate Resolution No. 437 – The President and All Members:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
CPT Jeremy C. O’Mard  
Headquarters – Special Staff  
in recognition of  
being chosen as the Maryland Army National Guard  
“Officer of the Year” for your dedication to excellence  
and professionalism demonstrated while  
serving your state.

The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 20th day of March 2019.

**Senate Resolution No. 438 – The President and All Members:**

Be it hereby known to all that  
The Senate of Maryland

offers its sincerest congratulations to  
SFC David C. Smith  
D-3 Operations Section  
in recognition of  
being chosen as the Maryland Army National Guard “Noncommissioned Officer of the  
Year” for your dedication to excellence and professionalism demonstrated  
while serving your state.

The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 20th day of March 2019.

**Senate Resolution No. 433 – The President and All Members:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
TSgt. Rachel J. Olstroem  
135th IS – Intelligence Squadron  
in recognition of  
being chosen as the Maryland Army National Guard “Noncommissioned Officer of the  
Year” for your dedication to excellence and professionalism demonstrated while  
serving your state and country.

The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 20th day of March 2019.

**Senate Resolution No. 432 – The President and All Members:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
SrA David A. Welsh  
135th IS – Intelligence Squadron  
in recognition of  
being chosen as the Maryland Army National Guard  
“Airman of the Year” for your dedication to excellence and professionalism demonstrated  
while serving  
your state and country.

The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 20th day of March 2019.

**Senate Resolution No. 434 – The President and All Members:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to

SMSgt Shane T. Absher  
175th MXS –Maintenance Squadron  
in recognition of  
being chosen as the Maryland Army National Guard  
“Senior Noncommissioned Officer of the Year” for your dedication to excellence and  
professionalism demonstrated while serving  
your state and country.  
The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 20th day of March 2019.

**Senate Resolution No. 435 – The President and All Members:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
SMSgt Jason M. Metz  
175th MSG – Mission Support Group  
in recognition of  
being chosen as the Maryland Army National Guard  
“First Sergeant of the Year” for your dedication to  
excellence and professionalism demonstrated while serving  
your state and country.  
The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 20th day of March 2019.

**Senate Resolution No. 436 – The President and All Members:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
A1C Kyle G. Davis  
175th FSS – Force Support Squadron  
in recognition of  
being chosen as the Maryland Army National Guard “Honor Guardsman of the Year” for  
your dedication to excellence and professionalism demonstrated while serving your state  
and country.  
The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 20th day of March 2019.

The above Resolutions Read and adopted by a roll call vote as follows:

Affirmative – 45 Negative – 0 (See Roll Call No. 698)

**LAID OVER CALENDAR NO. 20****Senate Bill 839 – Senator Carter**

AN ACT concerning

**Labor and Employment – Criminal Record Screening Practices  
(Ban the Box)**

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

**SB0839/557979/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 839

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Carter” and substitute “Senators Carter and Smith”; strike beginning with “a” in line 9 down through “extended” in line 10 and substitute “the conclusion of a first interview”; and in line 20, after the first “certain” insert “civil”.

AMENDMENT NO. 2

On pages 4 and 5, strike beginning with “A” in line 27 on page 4 down through “**EXTENDED**” in line 1 on page 5 and substitute “**THE CONCLUSION OF A FIRST INTERVIEW**”.

On pages 5 and 6, strike beginning with “GUILTY” in line 30 on page 5 down through “**BOTH**” in line 2 on page 6 and substitute “**SUBJECT TO A CIVIL FINE NOT EXCEEDING \$500**”.

The preceding 2 amendments were read only.

Senator Cassilly moved to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was adopted.



**MESSAGE FROM THE HOUSE  
INTRODUCTORY HOUSE BILLS NO. 23**

**House Bill 101 – The Speaker (By Request – Administration)**

AN ACT concerning

**Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2019,  
and the Maryland Consolidated Capital Bond Loans of 2009, 2011, 2012, 2013,  
2014, 2015, 2016, 2017, and 2018**

FOR the purpose of authorizing the creation of a State Debt in the amount of One Billion, Eighty–Nine Million, One Hundred Ninety–Four Thousand Dollars (\$1,089,194,000), the proceeds to be used for certain necessary building, construction, demolition, planning, renovation, conversion, replacement, and capital equipment purchases of the State, for acquiring certain real estate in connection therewith, and for grants to certain subdivisions and other organizations for certain development and improvement purposes, subject to certain requirements that certain matching funds be provided and expended by certain dates; providing generally for the issuance and sale of bonds evidencing the loan; authorizing the creation of State Debt in certain years to be used for certain purposes; imposing a certain tax on all assessable property in the State; requiring that certain grantees convey certain easements under certain circumstances to the Maryland Historical Trust; providing that the proceeds of certain loans must be expended or encumbered by a certain date; authorizing the Board of Public Works, under certain circumstances, to approve certain appropriations, notwithstanding certain technical differences; authorizing certain unexpended appropriations in certain prior capital budgets and bond loans to be expended for other public projects; altering certain requirements for certain programs in certain prior capital budgets and bond loans; providing that the authorizations of State Debt in certain prior capital budgets and bond loans be increased or reduced by certain amounts; requiring that certain projects be constructed at certain locations; repealing certain requirements for certain appropriations; requiring the Comptroller to make certain transfers, adjustments, and reconciliations; repealing certain Maryland Consolidated Capital Bond Loan Preauthorization acts; specifying the use of certain project funds; altering the authorized uses of certain grants; altering the authorized purpose of certain grants; altering the authorized scope of certain grants; altering the names of certain grantees; altering the matching fund requirements of certain grants; extending the deadline for certain grantees to present evidence of certain matching funds; extending the termination date of certain grants; making certain technical corrections; providing for a delayed effective date for certain provisions of this Act; and generally relating to the financing of certain capital projects.

BY repealing and reenacting, with amendments,

Chapter 485 of the Acts of the General Assembly of 2009, as amended by Chapter  
444 of the Acts of the General Assembly of 2012  
Section 1(3) Item QD00(A)

- BY repealing and reenacting, with amendments,  
Chapter 396 of the Acts of the General Assembly of 2011  
Section 1(3) Item QB04.02(A)
- BY repealing and reenacting, with amendments,  
Chapter 444 of the Acts of the General Assembly of 2012  
Section 1(3) Item DE02.02(B), QB06.04(A), RB36(A), RC00(A), and RM00(A) and (B)
- BY repealing and reenacting, with amendments,  
Chapter 444 of the Acts of the General Assembly of 2012, as amended by Chapter  
463 of the Acts of the General Assembly of 2014  
Section 1(3) Item RB22(A)
- BY repealing and reenacting, with amendments,  
Chapter 444 of the Acts of the General Assembly of 2012, as amended by Chapter  
463 of the Acts of the General Assembly of 2014, Chapter 495 of the Acts of  
the General Assembly of 2015, Chapter 27 of the Acts of the General Assembly  
of 2016, Chapter 22 of the Acts of the General Assembly of 2017, and Chapter  
9 of the Acts of the General Assembly of 2018  
Section 1(1)
- BY repealing and reenacting, with amendments,  
Chapter 444 of the Acts of the General Assembly of 2012, as amended by Chapter 27  
of the Acts of the General Assembly of 2016 and Chapter 22 of the Acts of the  
General Assembly of 2017  
Section 1(3) Item DH01.04(A)
- BY repealing and reenacting, with amendments,  
Chapter 444 of the Acts of the General Assembly of 2012, as amended by Chapter 27  
of the Acts of the General Assembly of 2016 and Chapter 9 of the Acts of the  
General Assembly of 2018  
Section 1(3) Item RB31(A)
- BY repealing and reenacting, with amendments,  
Chapter 424 of the Acts of the General Assembly of 2013  
Section 1(3) Item DH01.04(A) and RB22(B)
- BY repealing and reenacting, with amendments,  
Chapter 424 of the Acts of the General Assembly of 2013, as amended by Chapter  
463 of the Acts of the General Assembly of 2014, Chapter 495 of the Acts of  
the General Assembly of 2015, Chapter 27 of the Acts of the General Assembly  
of 2016, Chapter 22 of the Acts of the General Assembly of 2017, and Chapter  
9 of the Acts of the General Assembly of 2018  
Section 1(1)
- BY repealing and reenacting, with amendments,

Chapter 424 of the Acts of the General Assembly of 2013, as amended by Chapter 27 of the Acts of the General Assembly of 2016 and Chapter 22 of the Acts of the General Assembly of 2017

Section 1(3) Item RB26(A)

BY repealing and reenacting, with amendments,

Chapter 424 of the Acts of the General Assembly of 2013, as amended by Chapter 9 of the Acts of the General Assembly of 2018

Section 1(3) Item RB27(B)

BY repealing and reenacting, with amendments,

Chapter 463 of the Acts of the General Assembly of 2014, as amended by Chapter 495 of the Acts of the General Assembly of 2015, Chapter 27 of the Acts of the General Assembly of 2016, Chapter 22 of the Acts of the General Assembly of 2017, and Chapter 9 of the Acts of the General Assembly of 2018

Section 1(1)

BY repealing and reenacting, with amendments,

Chapter 463 of the Acts of the General Assembly of 2014, as amended by Chapter 9 of the Acts of the General Assembly of 2018

Section 1(3) Item RD00(A)

BY repealing and reenacting, with amendments,

Chapter 495 of the Acts of the General Assembly of 2015, as amended by Chapter 27 of the Acts of the General Assembly of 2016, Chapter 22 of the Acts of the General Assembly of 2017, and Chapter 9 of the Acts of the General Assembly of 2018

Section 1(1)

BY repealing and reenacting, with amendments,

Chapter 495 of the Acts of the General Assembly of 2015, as amended by Chapter 9 of the Acts of the General Assembly of 2018

Section 1(3) Item RD00(A) and ZA01(A)

BY repealing and reenacting, with amendments,

Chapter 27 of the Acts of the General Assembly of 2016

Section 1(3) Item ZA00(H) and ZA01(A)

BY repealing and reenacting, with amendments,

Chapter 27 of the Acts of the General Assembly of 2016, as amended by Chapter 22 of the Acts of the General Assembly of 2017 and Chapter 9 of the Acts of the General Assembly of 2018

Section 1(1)

BY repealing and reenacting, with amendments,

Chapter 9 of the Acts of the General Assembly of 2018

Section 1(3) Item RB24(A), SA25(D), and ZA00(Z) and Section 14(1) Item RB24(A) and SA25(A)

BY repealing

Chapter 9 of the Acts of the General Assembly of 2018

Section 12 and 13

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

**House Bill 1347 – Delegates Jones, Brooks, Cardin, Hettleman, and Stein**

EMERGENCY BILL

AN ACT concerning

~~**Maryland Consolidated Capital Bond Loan of 2018 – Baltimore County – Road and Intersection Improvements**~~  
**Prior Authorizations of State Debt – Alterations**

FOR the purpose of amending ~~the Maryland Consolidated Capital Bond Loan of 2018 to change the grantee of a certain grant; making this Act an emergency measure; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2018~~ certain prior authorizations of State Debt to alter the requirement that certain grantees provide certain matching funds; extending the deadline for certain grantees to present certain evidence that a matching fund will be presented; extending the termination date of certain grants; changing the locations of certain capital projects; altering the purposes of certain grants; changing the names of certain grantees; altering the authorized uses of certain grants; altering certain matching fund and expenditure requirements; making a technical correction; and generally relating to amending prior authorizations of State Debt.

BY repealing and reenacting, with amendments,

Chapter 495 of the Acts of the General Assembly of 2015

Section 1(3) Item ZA02(AG) and ZA03(AQ)

BY repealing and reenacting, with amendments,

Chapter 27 of the Acts of the General Assembly of 2016

Section 1(3) Item ZA02(I), (K), (N), (Z), (AD), (AE), (AR), (BL), and (BR) and

ZA03(L), (Z), (AG), (AP), (BM), and (BR)

BY repealing and reenacting, with amendments,

Chapter 27 of the Acts of the General Assembly of 2016, as amended by Chapter 22

of the Acts of the General Assembly of 2017 and Chapter 9 of the Acts of the General Assembly of 2018

Section 1(3) Item ZA00(AR)

BY repealing and reenacting, with amendments,

Chapter 27 of the Acts of the General Assembly of 2016, as amended by Chapter 9 of the Acts of the General Assembly of 2018  
Section 1(3) Item ZA02(D) and (AL)

BY repealing and reenacting, with amendments,  
Chapter 22 of the Acts of the General Assembly of 2017  
Section 1(3) Item ZA02(AK), (AS), (AY), and (BH) and ZA03(B), (BC), (BK), and (BN)

BY repealing and reenacting, with amendments,  
Chapter 22 of the Acts of the General Assembly of 2017, as amended by Chapter 9 of the Acts of the General Assembly of 2018  
Section 1(3) Item ZA00(F) and (AU), ZA02(V), and ZA03(Z) and (BG)

BY repealing and reenacting, with amendments,  
Chapter 9 of the Acts of the General Assembly of 2018  
Section 1(3) Item ZA00(BX), ZA02(F), (R), (AX), and (BF), and ZA03(C), (R), and (AJ)

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

**SPECIAL ORDER CALENDAR NO. 33**

**House Bill 100 – The Speaker (By Request – Administration)**

**Budget Bill**

**(Fiscal Year 2020)**

REPORT OF THE SENATE BUDGET AND TAXATION COMMITTEE  
TO THE SENATE OF MARYLAND – 2019 SESSION –  
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION  
PERTAINING TO HOUSE BILL 100 – THE BUDGET BILL

(See Exhibit G of Appendix III)

SENATE BUDGET AND TAXATION COMMITTEE  
COMMITTEE REPRINT TO HOUSE BILL 100 – THE BUDGET BILL

(See Exhibit H of Appendix III)

SENATE BUDGET AND TAXATION COMMITTEE  
SUMMARY REPORT ON HOUSE BILL 100 – THE BUDGET BILL AND  
HOUSE BILL 1407 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit I of Appendix III)

Committee amendments 1 through 11 were read and adopted.

Committee amendments 12 through 21 were read and adopted.

Committee amendments 22 through 29 were read and adopted.

Committee amendments 30 through 40 were read and adopted.

Committee amendments 41 through 51 were read and adopted.

Committee amendments 52 through 74 were read and adopted.

Committee amendments 75 through 87 were read and adopted.

Committee amendments 88 through 94 were read and adopted.

Committee amendments 95 through 103 were read and adopted.

Favorable report, as amended, adopted.

#### FLOOR AMENDMENT

#### **HB0100/533026/1**

BY: Senator Kagan

#### AMENDMENT TO HOUSE BILL 100

(Third Reading File Bill – Committee Reprint)

On page 22, under:

Heading: STATE BOARD OF ELECTIONS

Program: D38I01.01

Entitled: General Administration

In line 33, after “Fund”, insert “.

Further provided that if any local jurisdiction adopts a ranked choice voting system for local elections, the State Board of Elections may not spend any funds in this appropriation to procure new voting system hardware or software unless that

hardware or software has functionality to support an election with ranked choice voting.”.

The preceding amendment was withdrawn.

FLOOR AMENDMENT

**HB0100/513727/1**

BY: Senator Cassilly

AMENDMENT TO HOUSE BILL 100

(Third Reading File Bill – Committee Reprint)

On pages 3 and 4, under:

Heading: JUDICIARY

Program: C00A00.06

Entitled: Administrative Office of the Courts

Strike beginning with “by” in line 36 on page 3 down through “resolution” in line 8 on page 4.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

**HB0100/673524/1**

BY: Senator Kagan

AMENDMENT TO HOUSE BILL 100

(Third Reading File Bill – Committee Reprint)

On page 178, under:

Heading: MARYLAND                      TECHNOLOGY                      DEVELOPMENT  
CORPORATION

Program: T50T01.06

Entitled: Enterprise Investment Fund Administration

Strike in their entirety lines 31 through 34, inclusive, and substitute:

“(1) TEDCO’s criteria for the receipt of investments from this program, including:

(a) a requirement that a recipient have its principal business operations in the State; a requirement that a recipient have over half its workforce working in the State; and a requirement that a recipient intends to maintain its principal business operations in the State after receiving an investment from the fund; or

(b) a requirement that a business or start-up business will, as a result of an investment, have a substantial economic impact in the State through job creation, capital investment, and contribution to the State’s technology ecosystem;”.

The preceding amendment was withdrawn.

FLOOR AMENDMENT

**HB0100/613121/2**

BY: Senator Ellis

AMENDMENT TO HOUSE BILL 100

(Third Reading File Bill – Committee Reprint)

On page 56, under:

Heading: STATE HIGHWAY ADMINISTRATION

Program: J00B01.01

Entitled: State System Construction and Equipment

Strike beginning with “*Further*” in line 5 down through “*spent*” in line 42 and substitute:

“Further provided that:



- (1) \$5,000,000 of this appropriation made for the purpose of funding Safety, Congestion Relief, and Community Enhancements projects may not be expended for that purpose but instead may be used only to undertake steps necessary to complete the design, engineering, and National Environmental Policy Act process and secure a record of decision for the Southern Maryland Rapid Transit Project;
- (2) Expenditure of the funds restricted in item (1) is contingent on Charles and Prince George's counties each providing matching funds of \$1,250,000. If either county has not certified its matching funds by September 1, 2019, the funds restricted in item (1) may be used for their original purpose. If the matching funds are certified by September 1, 2019, funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall be canceled;
- (3) Before September 1, 2019, and the certification of county matching funds, the Maryland Department of Transportation shall develop a memorandum of understanding acceptable to the Charles and Prince George's county governments describing the proposed use of State and county funds, including the scope of work, roles and responsibilities of the State and the counties, and the management and coordination of the project; and
- (4) The Maryland Department of Transportation shall submit a report to the budget committees by October 1, 2019, indicating whether the local matching funds have been certified. If the matching funds from both counties have been certified, the report shall also provide a summary of how the restricted funds and matching funds will be spent."

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

Affirmative – 6 Negative – 40 (See Roll Call No. 699)

Read the second time and ordered prepared for Third Reading.

**House Bill 1407 – Chair, Appropriations Committee**

AN ACT concerning

**Budget Reconciliation and Financing Act of 2019**

SENATE BUDGET AND TAXATION COMMITTEE  
COMMITTEE REPRINT TO HOUSE BILL 1407– THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit J of Appendix III)

**HB1407/839435/1**

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 1407

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “revenues;” insert “requiring the budget books to include certain data and the results of certain calculations used to calculate certain State education aid; requiring a supplemental budget bill that includes a certain appropriation to include certain data and the results of certain calculations used to calculate certain State education aid;”; in line 13, after “County;” insert “requiring a certain certification of support to be included in a certain major capital project request;”; and in line 18, after “funds;” insert “requiring the transfer of certain funds;”.

On page 2, in line 20, after “6–104(a)(1).” insert “7–115(a) and (b).”; after line 28, insert:

“BY adding to

Article – State Finance and Procurement

Section 7–115(g) and 7–120

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)”;

and after line 33, insert:

“BY repealing and reenacting, with amendments,

Article – Transportation

Section 2–103.1(c)(6)

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)”.

On page 13, in lines 17, 21, 24, and 28, strike “4.”, “5.”, “6.”, and “7.”, respectively, and substitute “5.”, “6.”, “7.”, and “8.”, respectively.

On page 14, in line 15, strike "11." and substitute "15.".

AMENDMENT NO. 2

On page 6, after line 33, insert:

"7-115.

(a) On submission of the budget bill to the presiding officers of the General Assembly, the Governor shall provide the supporting material specified in this section.

(b) The Governor shall provide budget books that include the information required in this section.

**(G) THE BUDGET BOOKS SHALL INCLUDE SUPPORTING DATA AND THE RESULTS OF THE CALCULATIONS REQUIRED UNDER § 5-202(L) OF THE EDUCATION ARTICLE.**

7-120.

**ON SUBMISSION OF A SUPPLEMENTAL BUDGET BILL TO THE PRESIDING OFFICERS OF THE GENERAL ASSEMBLY THAT INCLUDES AN APPROPRIATION IN ACCORDANCE WITH § 5-202(L) OF THE EDUCATION ARTICLE, THE GOVERNOR SHALL PROVIDE SUPPORTING DATA AND THE RESULTS OF THE CALCULATIONS REQUIRED UNDER THAT SUBSECTION."**

AMENDMENT NO. 3

On page 11, after line 21, insert:

"Article – Transportation

2-103.1.

(c) (6) For a major capital project to be considered for inclusion in the construction program of the Consolidated Transportation Program, a request must be submitted to the Secretary by the proposing entity along with a purpose and need summary statement justifying the project that includes:

(i) The location of the project, including a map of the project limits, project area, or transportation corridor;

(ii) The need for the project; [and]

(iii) A discussion of how the project:

1. Addresses State transportation goals; and

2. Supports local government land use plans and goals; AND

**(IV) A CERTIFICATION OF SUPPORT FOR THE PROJECT BY A MAJORITY OF THE SENATORS AND A MAJORITY OF THE DELEGATES FROM THE LEGISLATIVE DELEGATION OF THE COUNTY IN WHICH THE PROJECT IS LOCATED.”**

AMENDMENT NO. 4

On page 12, in line 6, strike “\$314,825,000” and substitute “\$309,825,000”.

AMENDMENT NO. 5

On page 13, after line 16, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That the unexpended appropriation for residential per diems within the Department of Juvenile Services that was included in the fiscal year 2019 operating budget (Chapter 570 of the Acts of 2018) shall be reduced by \$500,000 in general funds.”

AMENDMENT NO. 6

On page 13, in line 20, strike “\$7,500,000” and substitute “\$10,000,000”.

AMENDMENT NO. 7

On page 13, strike in their entirety lines 33 through 36, inclusive.

AMENDMENT NO. 8

On page 14, after line 14, insert:

“SECTION 11. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor shall transfer to the General Fund \$4,000,000 of the State-supported fund balance of the University System of Maryland.”

AMENDMENT NO. 9

On page 14, after line 14, insert:

“SECTION 12. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor shall transfer to the General Fund \$400,000 of the State-supported fund balance of Morgan State University.”.

AMENDMENT NO. 10

On page 14, after line 14, insert:

“SECTION 13. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor shall transfer to the General Fund \$267,012 from the Reimbursable Project Contingency Fund authorized under § 3-103(h)(3) of the Natural Resources Article.”.

AMENDMENT NO. 11

On page 14, after line 14, insert:

“SECTION 14. AND BE IT FURTHER ENACTED, That the \$994,000 identified in the fiscal year 2018 closeout audit as being improperly retained by the Field Operations Bureau (W00A01.02) within the Department of State Police shall be credited to the General Fund.”.

Committee amendments 1 through 5 were read and adopted.

Committee amendments 6 through 11 were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**HB1407/193929/1**

BY: Senator Jennings

AMENDMENTS TO HOUSE BILL 1407  
(Third Reading File Bill – Committee Reprint)

AMENDMENT NO. 1

On page 2, in line 1, after “funds;” insert “prohibiting certain solid waste management facilities or waste-to-energy facilities from transporting solid waste for disposal at a certain solid waste management facility unless certain conditions are met; prohibiting the use of certain revenues for certain road improvements and congestion mitigation measures.”.

AMENDMENT NO. 2

On page 16, after line 11, insert:

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

(a) Subject to subsection (b) of this section, if a solid waste management facility or a waste-to-energy facility that is located within 40 miles of the Eastern Sanitary Landfill Solid Waste Management Facility in Baltimore County ceases operations, the solid waste that would have been transported to the closed facility for disposal may not be transported to the Eastern Sanitary Landfill Solid Waste Management Facility for disposal until the Maryland Department of Transportation certifies that road improvements and congestion mitigation measures specified by the Department have been completed to address the increased volume of traffic near the Eastern Sanitary Landfill.

(b) State general fund revenues and Transportation Trust Fund revenues may not be used to pay for the road improvements and congestion mitigation measures specified by the Department under subsection (a) of this section.”;

and in line 12, strike “15.” and substitute “16.”.

The preceding 2 amendments were withdrawn.

Read the second time and ordered prepared for Third Reading.

**CONFERENCE COMMITTEE REPORT**

**BILL NO.: SB 280      SPONSOR: Senator McCray**

**SUBJECT: Labor and Employment – Payment of Wages –  
Minimum Wage (Fight for Fifteen)**

**THIRD READING CALENDAR      HOUSE NO. N/A      SENATE NO. 46**

Hon. Thomas V. Mike Miller, Jr., President of the Senate  
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

- (1) That the Economic Matters Committee Amendments (SB0280/393297/1) be rejected.
- (2) That the attached Conference Committee Amendments (SB0280/583827/1) be adopted.

**SB0280/583827/1**

BY: Conference Committee

AMENDMENTS TO SENATE BILL 280  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 4, in lines 26 and 31, in each instance, strike "5%" and substitute "4%"; and in line 36, strike "4.5%" and substitute "4%".

On page 5, in line 22, strike "3%" and substitute "4%".

AMENDMENT NO. 2

On page 17, in lines 21, 23, 25, 27, and 29, strike "\$11.50", "\$12.00", "\$12.50", "\$13.00", and "\$13.50", respectively, and substitute "\$11.60", "\$12.20", "\$12.80", "\$13.40", and "\$14.00", respectively.

On page 18, in line 1, strike "12-MONTH" and substitute "6-MONTH"; in line 2, strike "\$14.00" and substitute "\$14.60"; in the same line, after the semicolon insert "AND"; strike in their entirety lines 3 and 4; in line 5, strike "(X)" and substitute "(IX)"; and in the same line, strike "JANUARY 1, 2028" and substitute "JULY 1, 2026".

Senate Members:

House Members:

\_\_\_\_\_  
Chair, **Delores G. Kelley**

\_\_\_\_\_  
Chair, **Dereck E. Davis**

\_\_\_\_\_  
**Brian J. Feldman**

\_\_\_\_\_  
**C. T. Wilson**

\_\_\_\_\_

\_\_\_\_\_

Malcolm Augustine

Kathleen M. Dumais

Read in the Senate:

Read in the House of Delegates:

Amendment Office Delivers Report to:

 Chief Clerk  
 Secretary, Senate

Conference Committee Report read and adopted by a roll call vote as follows:

Affirmative – 32 Negative – 13 (See Roll Call No. 700)

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 32 Negative – 13 (See Roll Call No. 701)

The Bill was then sent to the House of Delegates.

### CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 166** SPONSOR: **Delegate Fennell**

SUBJECT: **Labor and Employment – Payment of Wages –  
Minimum Wage (Fight for Fifteen)**

THIRD READING CALENDAR HOUSE NO. 18 SENATE NO. 3

Hon. Thomas V. Mike Miller, Jr., President of the Senate

Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the attached Finance Committee Amendments (HB0166/697470/1) be adopted.

(2) That the attached Conference Committee Amendments (HB0166/633623/1) be adopted.

**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.”.

**HB0166/633623/1**

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 166, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Finance Committee Amendments (HB0166/697470/1), in lines 1 and 2 of Amendment No. 2, strike “5%” and “4.5%”, respectively, and substitute “4%” and “4%”, respectively.

On page 5 of the bill, in line 27, strike “3%” and substitute “4%”.

AMENDMENT NO. 2

On page 2 of the Finance Committee Amendments, in lines 16, 18, and 20 of Amendment No. 3, strike “\$11.50”, “\$12.00”, and “\$12.50”, respectively, and substitute “\$11.60”, “\$12.20”, and “\$12.80”, respectively.

On page 3 of the Finance Committee Amendments, in lines 2, 4, and 6 of Amendment No. 3, strike “\$13.00”, “\$13.50”, and “\$14.00”, respectively, and substitute “\$13.40”, “\$14.00”, and “\$14.60”, respectively; in line 5, strike “12-MONTH” and substitute

“6-MONTH”; in line 6, after the semicolon insert “AND”; strike lines 7 and 8 in their entirety; in line 9, strike “(X)” and substitute “(IX)”; and in the same line, strike “JANUARY 1, 2028” and substitute “JULY 1, 2026”.

Senate Members:

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Chair, **Delores G. Kelley**

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**Brian J. Feldman**

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**Malcolm Augustine**

House Members:

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Chair, **Dereck E. Davis**

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**C. T. Wilson**

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**Kathleen M. Dumais**

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Read in the Senate:

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Amendment Office Delivers Report to:

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Read in the House of Delegates:

(X) Chief Clerk  
( ) Secretary, Senate

Conference Committee Report read and adopted by a roll call vote as follows:

Affirmative – 32 Negative – 13 (See Roll Call No. 702)

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 32 Negative – 13 (See Roll Call No. 703)

The Bill was then returned to the House of Delegates.

### LAID OVER CALENDAR NO. 20

**Senate Bill 846 – Senator West**

AN ACT concerning

**Public Health – Correctional Services – Opioid Use Disorder Examinations and Treatment**

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

SB0846/197176/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 846

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 4 down through “circumstances;” in line 6; in lines 6 and 9, in each instance, strike “State and”; in line 12, after “circumstances;” insert “requiring local correctional facilities to make available at least certain treatments; requiring State and local correctional facilities to evaluate and offer certain treatment to pregnant women with an opioid use disorder as soon as practicable;”; in lines 17 and 18, strike “Maryland Commission on Correctional Standards” and substitute “Governor’s Office of Crime Control and Prevention”; in line 20, strike “Maryland Commission on Correctional Standards and” and substitute “Department of Public Safety and Correctional Services and”; in line 22, after “treatment;” insert “requiring the Governor’s Office of Crime Control and Prevention, the Maryland Department of Health, and the Maryland Correctional Association to evaluate the implementation of certain provisions of this Act and make a certain determination; requiring the Department of Public Safety and Correctional Services to make a certain report to certain committees under certain circumstances; requiring the Department of Public Safety and Correctional Services to establish a certain program, beginning on or before a certain date; requiring the Governor’s Office of Crime Control and Prevention, the Department of Public Safety and Correctional Services, and the Maryland Department of Health to apply for federal funding to support the implementation of this Act and make a certain report; providing for the construction of this Act; providing for the application of certain provisions of this Act; providing for the termination of certain provisions of this Act;”; and after line 29, insert:

“BY adding toArticle – Correctional ServicesSection 9–603.1Annotated Code of Maryland(2017 Replacement Volume and 2018 Supplement)”.AMENDMENT NO. 2

On page 2, after line 4, insert:

**“(A) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE REQUIREMENTS UNDER THIS SECTION SHALL APPLY TO:**

**(I) LOCAL DETENTION CENTERS IN THE FOLLOWING COUNTIES BY JANUARY 1, 2020:**

- 1. HOWARD COUNTY;**
- 2. MONTGOMERY COUNTY;**
- 3. PRINCE GEORGE’S COUNTY; AND**
- 4. ST. MARY’S COUNTY; AND**

**(II) LOCAL DETENTION CENTERS IN SIX ADDITIONAL COUNTIES BY OCTOBER 1, 2021.**

**(2) (I) THE GOVERNOR’S OFFICE OF CRIME CONTROL AND PREVENTION, THE MARYLAND DEPARTMENT OF HEALTH, AND THE MARYLAND CORRECTIONAL ADMINISTRATORS ASSOCIATION SHALL EVALUATE THE IMPLEMENTATION OF THE REQUIREMENTS OF THIS SECTION AND DETERMINE A SCHEDULE TO ADD ADDITIONAL COUNTIES, PROVIDED THAT THE PROVISIONS OF THIS SECTION SHALL APPLY TO ALL LOCAL DETENTION CENTERS AND THE BALTIMORE PRE-TRIAL COMPLEX BY JANUARY 2023.**

**(II) IF THE BALTIMORE PRE-TRIAL COMPLEX HAS NOT FULLY IMPLEMENTED THE PROVISIONS OF THIS SECTION BY JANUARY 2023, THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES SHALL REPORT TO THE SENATE FINANCE COMMITTEE AND THE HOUSE JUDICIARY COMMITTEE, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON THE STATUS AND TIMELINE OF IMPLEMENTATION.**

**(III) FUNDING FOR THE PROGRAM AT THE BALTIMORE PRE-TRIAL COMPLEX SHALL BE AS PROVIDED IN THE STATE BUDGET.”;**

strike in their entirety lines 5 through 9, inclusive; in line 10, strike “(A)” and substitute “(B)”; strike beginning with the colon in line 12 down through “ARTICLE” in line 20 and

substitute “AN INDIVIDUAL WHO IS LICENSED, CERTIFIED, OR OTHERWISE AUTHORIZED UNDER THE HEALTH OCCUPATIONS ARTICLE”; after line 20, insert:

“(3) “INMATE” MEANS AN INDIVIDUAL CONFINED WITHIN A LOCAL CORRECTIONAL FACILITY.”;

and in lines 21, 24, and 28, strike “(3)”, “(4)”, and “(5)”, respectively, and substitute “(4)”, “(5)”, and “(6)”, respectively.

On page 3, in line 1, strike “(6)” and substitute “(7)”; in lines 1 and 2, strike “IN RECOVERY FOR OPIOID USE DISORDER”; after line 5, insert:

“[(a)](C) An inmate in a State or local correctional facility shall be placed on a properly supervised program of methadone detoxification if:

(1) a physician determines that the inmate is [an addict] A PERSON WITH OPIOID USE DISORDER;

(2) the treatment is prescribed by a physician; and

(3) the inmate consents in writing to the treatment.”;

in line 6, strike “(B)” and substitute “(D)”; in the same line, strike “(I)”; in the same line, strike “STATE OR”; strike beginning with “WITHIN” in line 8 down through “HEALTH” in line 11 and substitute “USING EVIDENCE-BASED SCREENINGS AND ASSESSMENTS”; in lines 12 and 14, strike “1.” and “2.”, respectively, and substitute “(I)” and “(II)”, respectively; strike in their entirety lines 16 through 19, inclusive; in line 21, strike “A PHYSICAL EXAMINATION” and substitute “AN EVALUATION”; in line 22, after “PRACTITIONER” insert “WITH PRESCRIPTIVE AUTHORITY AUTHORIZED UNDER TITLE 8, TITLE 14, OR TITLE 15 OF THE HEALTH OCCUPATIONS ARTICLE”; in line 23, strike “EDUCATION MATERIALS” and substitute “INFORMATION”; in line 26, strike “AFTER GUIDELINES AND CRITERIA FOR THE ASSESSMENT HAVE BEEN MET”; after line 28, insert:

“(5) EACH LOCAL CORRECTIONAL FACILITY SHALL MAKE AVAILABLE AT LEAST ONE FORMULATION OF EACH FDA-APPROVED FULL OPIOID AGONIST,

**PARTIAL OPIOID AGONIST, AND LONG-ACTING OPIOID ANTAGONIST USED FOR THE TREATMENT OF OPIOID USE DISORDERS.**

**(6) EACH PREGNANT WOMAN IDENTIFIED WITH AN OPIOID USE DISORDER SHALL RECEIVE EVALUATION AND BE OFFERED MEDICATION-ASSISTED TREATMENT AS SOON AS PRACTICABLE.**”;

in line 29, strike “(C)” and substitute “(E)”; in the same line, strike “STATE AND”; in line 30, strike “WITHIN 24 HOURS,”; and in lines 31 and 32, strike “, INCLUDING INMATES INCARCERATED PRETRIAL”.

On page 4, in line 3, strike “COMPLETE” and substitute “BEGIN”; in lines 5 and 6, strike “MAINTAIN OR PROVIDE FOR THE CAPACITY TO POSSESS, DISPENSE, AND ADMINISTER ALL FDA APPROVED” and substitute “MAKE AVAILABLE AND ADMINISTER”; in line 11, strike “THAT” and substitute “WHO”; in line 12, strike “FDA APPROVED” and substitute “FDA-APPROVED”; in the same line, after “MEDICATIONS” insert “FOR THE TREATMENT OF OPIOID USE DISORDERS”; strike in their entirety lines 15 through 20, inclusive; in line 21, strike “(E)” and substitute “(F)”; in lines 21 and 22, strike “THE MARYLAND DEPARTMENT OF HEALTH SHALL DETERMINE WHETHER” and substitute “IF”; in line 24, strike “, INCLUDING PRETRIAL INCARCERATION, AND” and substitute “A LOCAL CORRECTIONAL FACILITY”; in lines 25 and 26, strike “IF ALL GUIDELINES AND CLINICAL CRITERIA ARE MET WITHIN 24 HOURS”; in line 31, strike “(F)” and substitute “(G)”; in line 32, strike “(B)” and substitute “(D)”; and in the same line, strike “STATE OR”.

On page 5, in line 8, strike “AND” and substitute “OR”; in lines 9, 12, and 15, strike “(G)”, “(H)”, and “(I)”, respectively, and substitute “(H)”, “(I)”, and “(J)”, respectively; in line 10, strike “OPIOID USE DISORDER” and substitute “SUBSTANCE USE DISORDER DIAGNOSIS”; in the same line, strike “addicted”; in line 12, strike “The” and substitute “AS PROVIDED IN THE STATE BUDGET, THE”; in line 13, strike “EXAMINATION” and substitute “EVALUATION”; in line 16, strike “MARYLAND COMMISSION ON CORRECTIONAL STANDARDS” and substitute “GOVERNOR’S OFFICE OF CRIME CONTROL AND PREVENTION”; in the same line, after “REPORT” insert “DATA FROM INDIVIDUAL LOCAL CORRECTIONAL FACILITIES”; after line 18, insert:

**“(1) THE NUMBER OF INMATES DIAGNOSED WITH:**



**(I) A MENTAL HEALTH DISORDER;**

**(II) AN OPIOID USE DISORDER;**

**(III) A NON-OPIOID SUBSTANCE USE DISORDER; AND**

**(IV) A DUAL DIAGNOSIS OF MENTAL HEALTH AND SUBSTANCE USE DISORDER;**”;

in line 19, strike “**(1)**” and substitute “**(2)**”; in the same line, strike “**BEHAVIORAL HEALTH**”; in line 20, strike “**AND OPIOID USE DISORDER EXAMINATIONS**”; in the same line, strike “**STATE AND**”; strike beginning with “**THE**” in line 21 down through “**AND**” in line 22; and in lines 23, 26, 28, and 30, strike “**(2)**”, “**(3)**”, “**(4)**”, and “**(5)**”, respectively, and substitute “**(3)**”, “**(4)**”, “**(5)**”, and “**(6)**”, respectively.

On page 6, in lines 1, 4, 7, 10, 13, 17, 20, 26, 29, and 32, strike “**(6)**”, “**(7)**”, “**(8)**”, “**(9)**”, “**(10)**”, “**(11)**”, “**(12)**”, “**(13)**”, “**(14)**”, and “**(15)**”, respectively, and substitute “**(7)**”, “**(8)**”, “**(9)**”, “**(10)**”, “**(11)**”, “**(12)**”, “**(13)**”, “**(14)**”, “**(15)**”, and “**(16)**”, respectively; and in line 32, strike “**STATE AND LOCAL FACILITIES**”.

On page 7, in lines 3 and 6, strike “**(16)**” and “**(17)**”, respectively, and substitute “**(17)**” and “**(18)**”, respectively; in line 3, strike “**STATE AND LOCAL FACILITIES**”; in line 9, strike “**(J)**” and substitute “**(K)**”; in the same line, strike “**PHYSICAL EXAMINATION**” and substitute “**EVALUATION**”; in line 11, strike “**MARYLAND COMMISSION ON CORRECTIONAL STANDARDS**” and substitute “**GOVERNOR’S OFFICE OF CRIME CONTROL AND PREVENTION**”; in lines 12 and 13, strike “**FOR THE MARYLAND COMMISSION ON CORRECTIONAL STANDARDS**”; after line 14, insert:

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

**Article – Correctional Services**

**9-603.1.**

**(A) BEGINNING JANUARY 1, 2020, THE DEPARTMENT SHALL ESTABLISH A MEDICATION-ASSISTED TREATMENT PROGRAM THAT UTILIZES AT LEAST ONE FORMULATION OF EACH FDA-APPROVED FULL OPIOID AGONIST, PARTIAL OPIOID AGONIST, AND LONG-ACTING ANTAGONISTS USED FOR THE TREATMENT OF OPIOID USE DISORDERS IN THE BALTIMORE PRE-TRIAL COMPLEX.**

**(B) FUNDING FOR THE PROGRAM SHALL BE AS PROVIDED IN THE STATE BUDGET.**

**(C) THE DEPARTMENT SHALL, IN CONSULTATION WITH ITS HEAD OF MEDICAL TREATMENT SERVICES, DETERMINE WHETHER THE PROGRAM IS CAPABLE OF BEING ADMINISTERED IN EXISTING STRUCTURES OF THE BALTIMORE PRE-TRIAL COMPLEX.”;**

in line 15, strike “2.” and substitute “3.”; in lines 15 and 16, strike “Maryland Commission on Correctional Standards” and substitute “Department of Public Safety and Correctional Services”; in line 17, after “Health” insert “, in consultation with the Maryland Correctional Administrators Association,”; in line 18, strike “examinations” and substitute “evaluation”; after line 18, insert:

**“SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall not be construed to supersede any federal law or existing agreement between a court or agency of the federal, state, or local government.**

**SECTION 5. AND BE IT FURTHER ENACTED, That on or before December 1, 2019, the Governor’s Office of Crime Control and Prevention, the Department of Public Safety and Correctional Services, and the Maryland Department of Health shall apply for federal funding to support implementation of this Act beyond fiscal year 2020 and shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on the efforts to secure funding.”;**

in line 19, strike “3.” and substitute “6.”; and in line 20, after the period insert “Section 2 of this Act shall remain effective for a period of 4 years and, at the end of September 30, 2023, Section 2 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”.

**The preceding 2 amendments were read only.**

Senator King moved to make the Bill and Amendments a Special Order for March 21, 2019.

The motion was adopted.

**SPECIAL ORDER CALENDAR NO. 33**

**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**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE  
AMENDMENT (1) AND THE FAVORABLE REPORT.

**SB0911/579737/1**

BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 911

(First Reading File Bill)

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

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**SB0911/973521/3**

BY: Senator Elfreth

AMENDMENTS TO SENATE BILL 911

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Lee,” insert “Klausmeier,”; in lines 2 and 3, strike “or Nonprofit Sales and Use Tax Exemption Application”; strike beginning with “requiring” in line 5 down through “directors;” in line 8; in line 11, after “directors;” insert

“providing for the application of this Act;”; and strike in their entirety lines 14 through 23, inclusive.

AMENDMENT NO. 2

On page 2, in line 7, strike “2016” and substitute “2018”; in line 8, strike “14.4%” and substitute “16.8%”; and strike beginning with “and” in line 8 down through “State” in line 9.

AMENDMENT NO. 3

On pages 4 and 5, strike in their entirety the lines beginning with line 17 on page 4 through line 12 on page 5, inclusive.

AMENDMENT NO. 4

On page 5, in line 28, after “(C)” insert:

**“(1) THIS SUBSECTION DOES NOT APPLY TO A PRIVATELY HELD COMPANY IF AT LEAST 75% OF THE COMPANY’S SHAREHOLDERS ARE FAMILY MEMBERS.**

**(2)**”;

in lines 28 and 29, strike “PUBLICALLY-TRADED INSTITUTION OR COMPANY” and substitute “TAX-EXEMPT, DOMESTIC NONSTOCK CORPORATION”; in line 29, after “\$5,000,000,” insert “OR A DOMESTIC STOCK CORPORATION WITH TOTAL SALES EXCEEDING \$5,000,000,”; in line 30, strike “PERCENTAGE” and substitute “NUMBER”; and in line 31, strike “MEMBERSHIP” and substitute “BOARD MEMBERS AND THE TOTAL NUMBER OF MEMBERS”.

On page 6, in line 5, strike “or making an application”; and in line 6, strike “publically” and substitute “publicly”.

The preceding 4 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

**Senate Bill 670 – The President (By Request – Office of the Attorney General) and Senators Augustine, Guzzone, Kelley, King, Lee, Peters, Pinsky, and Rosapepe**

AN ACT concerning

**Financial Institutions – Student Loan Servicers – Unfair, Abusive, or Deceptive Trade Practices**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENT (1) OFFERED FROM THE FLOOR BY SENATOR PINSKY.

FLOOR AMENDMENT

**SB0670/763025/1**

BY: Senator Pinsky

AMENDMENT TO SENATE BILL 670, AS AMENDED

On page 4 of the Finance Committee Amendments (SB0670/787879/1), in line 3 of Amendment No. 2, strike “AT THE TIME THE PAYMENT IS MADE”.

The preceding amendment was read only.

Senator Pinsky moved to make the Bill and Amendment a Special Order for March 21, 2019.

The motion was adopted.

**FINANCE COMMITTEE REPORT NO. 27**

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

**Senate Bill 628 – Senator Carter**

AN ACT concerning

**Economic Development – Maryland Tourism Development Board – Grants**

**SB0628/857078/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 628

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Task Force on the Tourism Industry in Maryland”; strike beginning with “expanding” in line 3 down through “Board” in line 6 and substitute “establishing the Task Force on the Tourism Industry in Maryland; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force on the Tourism Industry in Maryland”; and strike in their entirety lines 7 through 16, inclusive.

#### AMENDMENT NO. 2

On page 1, in line 18, strike “the Laws of Maryland read as follows”; and after line 18, insert:

“(a) There is a Task Force on the Tourism Industry in Maryland.

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

(1) one member of the Senate of Maryland, appointed by the President of the Senate;

(2) one member of the House of Delegates, appointed by the Speaker of the House;

(3) the Secretary of Commerce, or the Secretary’s designee;

(4) the Director of the Office of Tourism Development, or the Director’s designee;

(5) the Administrator of the Maryland Heritage Areas Authority, or the Administrator’s designee;

(6) one representative of the Maryland Association of Destination Marketing Organizations, designated by the Association;

(7) one representative of the Maryland Tourism Coalition, designated by the Coalition; and

(8) five representatives of small and minority entities participating in the tourism industry, appointed by the Governor.

(c) The Governor shall designate the chair of the Task Force.

(d) The Office of Tourism Development shall provide staff for the Task Force.

(e) A member of the Task Force:

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

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

(f) The Task Force shall:

(1) review the existing funding, training, and other resources available to support participants in the tourism industry in the State;

(2) study the different challenges and needs of small, medium, and large participants in the tourism industry in urban, suburban, and rural areas of the State;

(3) assess the need for additional funding, training, and other resources to support small and minority entities participating in or trying to enter into the tourism industry in the State;

(4) seek input and information from small and minority entities that are participating in or trying to enter into the tourism industry; and

(5) make recommendations regarding additional funding, training, and other resources needed to increase diversity and inclusion in the tourism industry.

(g) On or before January 1, 2021, the Task Force shall report its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.”.

On pages 1 and 2, strike in their entirety the lines beginning with line 19 on page 1 through line 14 on page 2, inclusive.

On page 2, in line 16, after the period insert “It shall remain effective for a period of 2 years 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 Kelley, Chair, for the Committee on Finance reported favorably with amendments:

**Senate Bill 802 – Senators Feldman, Beidle, Carter, Elfreth, Guzzone, Hayes, Kelley, Lam, Lee, Rosapepe, and Zucker**

AN ACT concerning

**Maryland Health Insurance Option  
(Protect Maryland Health Care Act of 2019)**

**SB0802/157975/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 802  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, Smith, Ellis, Griffith, Kramer, Peters, and Pinsky”; strike beginning with “establishing” in line 12 down through the second “Fund;” in line 14; strike beginning with “exempting” in line 20 down through “State;” in line 22 and substitute “requiring the Comptroller to include a certain checkoff on a certain State income tax return form;”; in line 24, strike “authorizing” and substitute “requiring”; in the same line, after “a” insert “certain”; in the same line, strike “for the information”; and in line 28, after “Comptroller” insert “, in consultation with the Exchange and with the advice of the Workgroup.”.

On pages 1 and 2, strike beginning with the second “and” in line 29 on page 1 down through “notices” in line 4 on page 2.

On page 2, strike beginning with “providing” in line 4 down through “notice;” in line 26; strike beginning with “requiring” in line 26 down through “dates;” in line 30; in line 31,



strike “authorizing” and substitute “requiring”; strike beginning with “stating” in line 32 down through “Assembly;” in line 33; in line 33, after “to” insert “advise the Comptroller on certain language and to”; and in line 34, after “date;” insert “requiring the Comptroller to ensure that a certain tax system has certain capability and to submit a certain report to the General Assembly on or before a certain date;”.

On page 3, in line 4, strike “31–208” and substitute “31–207”; strike in their entirety lines 8 through 22, inclusive; strike beginning with the semicolon in line 25 down through “Coverage” in line 26; and strike in their entirety lines 29 through 33, inclusive.

#### AMENDMENT NO. 2

On pages 3 through 5, strike in their entirety the lines beginning with line 34 on page 3 through line 2 on page 5, inclusive.

On pages 7 and 8, strike beginning with “**SECRETARY**” in line 30 on page 7 down through “**§ 5000A**” in line 2 on page 8 and substitute “**EXCHANGE RECOGNIZES, CONSISTENT WITH POLICY GOALS OF SUBTITLE 2 OF THIS TITLE**”.

On page 9, strike in their entirety lines 6 and 7; in lines 8, 15, 17, 19, and 21, strike “**(F)**”, “**(H)**”, “**(I)**”, “**(J)**”, and “**(K)**”, respectively, and substitute “**(E)**”, “**(F)**”, “**(G)**”, “**(H)**”, and “**(I)**”, respectively; and strike in their entirety lines 13 and 14.

On page 9, in line 23, strike “**(L)**” and substitute “**(J)**”.

On page 10, in line 10, strike “**(M)**” and substitute “**(K)**”; and strike in their entirety lines 14 through 26, inclusive.

On page 11, in line 9, after “**COVERAGE;**” insert “**AND**”; strike in their entirety lines 10 through 12, inclusive; in line 13, strike “**(5)**” and substitute “**(4)**”; and in line 22, strike “**§§ 14–103(A) AND 14–201(B)**” and substitute “**§ 2–115(D)**”.

On pages 13 through 15, strike in their entirety the lines beginning with line 6 on page 13 through line 3 on page 15, inclusive.

On page 15, in line 4, strike “**31–205.**” and substitute “**31–204.**”; in line 8, strike “**§ 2–215(C)(3)**” and substitute “**§ 2–115(C)(3)**”; in line 16, strike “**§ 2–215(C)(5)**” and substitute “**§ 2–115(B)(2)**”; and in line 28, strike “**OTHER**”.

On page 16, in line 23, strike “**31-206.**” and substitute “**31-205.**”; and in line 25, strike “**§ 31-205**” and substitute “**§ 31-204**”.

On page 17, in line 12, strike “**31-207.**” and substitute “**31-206.**”; in lines 15, 16, and 22, strike “**§ 31-206**”, “**§ 31-205**”, and “**§ 2-215(C)(3)**”, respectively, and substitute “**§ 31-205**”, “**§ 31-204**”, and “**§ 2-115(C)(3)**”, respectively; in line 19, strike “**(I)**”; and strike in their entirety lines 24 through 26, inclusive.

On page 18, in line 3, strike “**UNINSURED**”; in line 9, strike “**(1)**” and substitute “**(2)**”; in line 11, strike “**§ 33-501**” and substitute “**§ 31-204**”; and in the same line, strike “**TITLE**” and substitute “**SUBTITLE**”.

On pages 18 through 20, strike in their entirety the lines beginning with line 12 on page 18 through line 15 on page 20, inclusive.

On page 20, in line 16, strike “**31-208.**” and substitute “**31-207.**”.

On pages 20 and 21, strike in their entirety the lines beginning with line 24 on page 20 through line 4 on page 21, inclusive.

### AMENDMENT NO. 3

On page 21, strike in their entirety lines 25 and 26; and in line 27, strike “**(8)**” and substitute “**(7)**”.

On page 22, in lines 1, 3, 5, and 9, strike “**(9)**”, “**(10)**”, “**(11)**”, and “**(12)**”, respectively, and substitute “**(8)**”, “**(9)**”, “**(10)**”, and “**(11)**”, respectively; in line 11, after “**(1)**” insert “**THE COMPTROLLER SHALL INCLUDE ON THE INDIVIDUAL INCOME TAX RETURN FORM A CHECKOFF FOR INDICATING WHETHER THE INDIVIDUAL, OR EACH SPOUSE IN THE CASE OF A JOINT RETURN, AND ANY INDIVIDUAL CLAIMED AS A DEPENDENT ON THE TAX RETURN IS AN UNINSURED INDIVIDUAL AT THE TIME THE TAX RETURN IS FILED.**”

“**(2)**”;

strike beginning with “**LACKED**” in line 12 down through “**FILED**” in line 14 and substitute “**IS AN UNINSURED INDIVIDUAL AT THE TIME THE TAX RETURN IS FILED**”; strike beginning with “**WHETHER**” in line 16 down through “**FILED**” in line 17 and substitute

“THE AGE OF EACH UNINSURED INDIVIDUAL”; and strike beginning with “IF” in line 18 down through “FILED,” in line 19.

On page 22, in line 32, strike “(2)” and substitute “(3)”.

On page 23, strike in their entirety lines 7 through 14, inclusive, and substitute:

“(C) (1) IN ACCORDANCE WITH THIS SUBSECTION, THE COMPTROLLER SHALL INCLUDE WITH THE INCOME TAX RETURN FORM A SEPARATE FORM THAT IS REQUIRED ONLY FOR INDIVIDUALS WHO FILE A TAX RETURN INDICATING THAT AN INDIVIDUAL IS AN UNINSURED INDIVIDUAL AT THE TIME THE TAX RETURN IS FILED.

(2) THE SEPARATE FORM SHALL INCLUDE TWO CHECK-OFF BOXES AS DESCRIBED IN PARAGRAPHS (3) AND (4) OF THIS SUBSECTION AND THE INFORMATION DESCRIBED IN SUBSECTION (B)(2) AND (3) OF THIS SECTION.”;

strike beginning with “DETERMINE” in line 16 down through “INFORMATION” in line 19 and substitute “:

(I) BASED ON INFORMATION IN THE INDIVIDUAL’S TAX RETURN, DETERMINE THE UNINSURED INDIVIDUAL’S ELIGIBILITY FOR INSURANCE AFFORDABILITY PROGRAMS; AND

(II) OBTAIN ADDITIONAL DATA THAT MAY BE RELEVANT TO DETERMINE THE UNINSURED INDIVIDUAL’S ELIGIBILITY FOR INSURANCE AFFORDABILITY PROGRAMS”;

in line 21, strike the colon; in line 22, strike “(I)”;

in the same line, strike “DETERMINATIONS” and substitute “DETERMINATION”; strike beginning with the semicolon in line 23 down through “RETURN” in line 26; and in line 27, after “COMPTROLLER” insert “, IN CONSULTATION WITH THE EXCHANGE AND WITH THE ADVICE OF THE ADVISORY WORKGROUP.”.

On page 23, strike beginning with “THAT” in line 29 down through “POSSIBLE” in line 30; in line 31, strike “INCLUDE WITH” and substitute “DEVELOP LANGUAGE FOR”; and in line 32, after “RETURN” insert “THAT INCLUDES”.

On page 24, in line 2, strike “SUBSECTION (B)(1)(III) OF”; strike beginning with “PROVIDE” in line 3 down through “WORKGROUP” in line 4 and substitute “ENSURE THAT THE LANGUAGE DEVELOPED UNDER ITEM (I) OF THIS PARAGRAPH IS AS SIMPLE, CLEAR, AND EASY TO UNDERSTAND AS POSSIBLE”; in line 10, after “(D)” insert “(1)”; in the same line, strike “§§ 14–103(C) AND 14–201(B) OF THIS ARTICLE” and substitute “PARAGRAPH (2) OF THIS SUBSECTION”; and after line 12, insert:

“(2) IF THE COMPTROLLER DETERMINES, AFTER CONSULTATION WITH THE EXCHANGE, THAT THE IMPLEMENTATION OF THIS SECTION IS NOT ADMINISTRATIVELY FEASIBLE FOR TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 2018, THE COMPTROLLER MAY DELAY IMPLEMENTATION OF THIS SECTION TO TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 2019.”.

On pages 24 through 38, strike in their entirety the lines beginning with line 13 on page 24 through line 36 on page 37, inclusive.

#### AMENDMENT NO. 4

On page 38, strike in their entirety lines 1 through 19, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Maryland Health Insurance Option Advisory Workgroup required to be established under § 31–203 of the Insurance Article, as enacted by Section 1 of this Act, shall:

(1) advise the Comptroller on the language the Comptroller is required to develop under § 2–115(c) of the Tax – General Article, as enacted by Section 1 of this Act; and

(2) on or before December 31, 2022, report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on:

(i) the effectiveness of the Maryland Health Insurance Option established under Section 1 of this Act;

(ii) recommendations as to whether implementing an individual responsibility amount or implementing automatic enrollment of individuals in a qualified health benefit plan in the individual market is feasible and in the best interest of the State; and

(iii) if the Workgroup determines that implementing an insurance responsibility amount is feasible and in the best interest of the State, the dollar amount of the individual responsibility amount and whether the State should provide an individual the option of obtaining health insurance instead of paying the individual responsibility amount.

SECTION 3. AND BE IT FURTHER ENACTED, That the Comptroller of the State shall:

(1) ensure that the integrated tax system to which the Office of the Comptroller is currently transitioning is a system that has the capability to collect individual responsibility amounts; and

(2) on or before December 1, 2020, report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on the progress the Office of the Comptroller has made in transitioning to the integrated tax system and the costs and time needed to include functionality to process and collect individual responsibility amounts in the integrated tax system.”;

and in lines 20, 24, and 29, strike “5.”, “6.”, and “7.”, respectively, and substitute “4.”, “5.”, and “6.”, respectively.

The preceding 4 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 901 – Senators Hayes, Ferguson, and Lam**

AN ACT concerning

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

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 959 – Senator Jennings**

AN ACT concerning

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

Senator McCray moved to make the Bill and Report a Special Order for March 21, 2019.

The motion was adopted.

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

**Senate Bill 1012 – Senator Feldman**

AN ACT concerning

**Public Health – Death Certificates – Completion and Cause of Death Report**

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 1018 – Senator Hershey**

AN ACT concerning

**Health Facilities – Chestertown Rural Health Care Delivery Innovations Pilot Program**

**SB1018/347775/1**

BY: Finance Committee

**AMENDMENTS TO SENATE BILL 1018**

(First Reading File Bill)

**AMENDMENT NO. 1**

On page 1, in line 12, after “Health;” insert “providing that the duties and responsibilities conferred on the Director and the Advisory Committee may not be construed to affect, preempt, or prevail over the authority of the Board of Directors of the University of Maryland Shore Regional Health;”.

AMENDMENT NO. 2

On page 3, after line 10, insert:

**“(4) THE DUTIES AND RESPONSIBILITIES CONFERRED ON THE DIRECTOR AND THE ADVISORY COMMITTEE UNDER THIS SECTION MAY NOT BE CONSTRUED TO AFFECT, PREEMPT, OR PREVAIL OVER THE AUTHORITY OF THE BOARD OF DIRECTORS OF THE UNIVERSITY OF MARYLAND SHORE REGIONAL HEALTH.”**

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. 36**

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

**Senate Bill 600 – Senator Nathan–Pulliam**

AN ACT concerning

**Health – Sickle Cell Disease – Steering Committee, Services, Testing, and  
Funding  
(Sickle Cell Treatment Act of 2019)**

**SB0600/734035/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 600  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Nathan–Pulliam” and substitute “Senators Nathan–Pulliam, Ellis, Feldman, Patterson, Smith, and Young”; in line 2, strike the first comma and substitute “and”; strike beginning with the second comma in line 2 down through “2019)” in line 4; in line 8, strike “requiring” and substitute “authorizing”;

strike beginning with “requiring” in line 12 down through “individual;” in line 18; and in line 27, strike “and 18–508”.

AMENDMENT NO. 2

On page 3, in line 23, strike “SHALL” and substitute “MAY”.

AMENDMENT NO. 3

On page 4, strike in their entirety lines 10 and 11; and in lines 12, 14, and 17, strike “(6)”, “(7)”, and “(8)”, respectively, and substitute “(5)”, “(6)”, and “(7)”, respectively.

On pages 4 and 5, strike in their entirety the lines beginning with line 23 on page 4 through line 16 on page 5.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**QUORUM CALL**

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

(See Roll Call No. 704)

**SENATE THIRD READING CALENDAR NO. 57 (GENERAL SENATE BILLS)**

**Senate Bill 36 – Senator Lam**

AN ACT concerning

**Health Insurance – Health Benefit Plans – Special Enrollment Period for  
Pregnancy**

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

Affirmative – 45 Negative – 0 (See Roll Call No. 705)

The Bill was then sent to the House of Delegates.

**Senate Bill 239 – Senator Feldman**



AN ACT concerning

**Health Insurance – Individual Market Stabilization – Provider Fee**

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

Affirmative – 37 Negative – 8 (See Roll Call No. 706)

The Bill was then sent to the House of Delegates.

**Senate Bill 284 – Senators Kagan and Reilly**

AN ACT concerning

**9-1-1 Specialists – Compensation and Benefits**

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

Affirmative – 45 Negative – 0 (See Roll Call No. 707)

The Bill was then sent to the House of Delegates.

**Senate Bill 516 – Senators Feldman, Beidle, Benson, Carter, Elfreth, Ellis, Ferguson, Griffith, Guzzone, Hester, Kagan, Kelley, King, Kramer, Lam, Lee, Nathan-Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, Young, Zirkin, and Zucker**

AN ACT concerning

**Clean Energy Jobs**

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

Affirmative – 33 Negative – 13 (See Roll Call No. 708)

The Bill was then sent to the House of Delegates.

**Senate Bill 543 – Senator Lam**

AN ACT concerning

**Health – Vital Records – Health Information Exchange Data Access and Security Protocols and Protections**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 709)

The Bill was then sent to the House of Delegates.

**Senate Bill 699 – Senators Kelley, Augustine, Beidle, Benson, Feldman, Guzzone, Hayes, Kramer, Lee, Nathan–Pulliam, and West**

AN ACT concerning

**Maryland Medical Assistance Program – Home– and Community–Based Waiver Services – Prohibition on Denial**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 710)

The Bill was then sent to the House of Delegates.

**Senate Bill 752 – Senator Lam**

AN ACT concerning

**Food Supplement Program – Restaurant Meals Program**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 711)

The Bill was then sent to the House of Delegates.

**MESSAGE FROM THE HOUSE  
INTRODUCTORY HOUSE BILLS NO. 24**

**House Bill 185 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Class BLX License for Movie Theaters**

**PG 302–19**

FOR the purpose of authorizing the Board of License Commissioners for Prince George’s County to issue a Class BLX license for a movie theater under certain circumstances; authorizing the holder of the license to sell beer, wine, and liquor for on–premises consumption; allowing the holder of the license to serve only customers who have

proof of admission to the movie theater; providing the hours of sale for the license; and generally relating to Class BLX licenses for movie theaters in Prince George's County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages  
Section 26–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages  
Section 26–1606, 26–1616, and 26–2004(f)  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**House Bill 277 – Delegates Korman, Bagnall, Bartlett, Bhandari, Brooks, Charkoudian, Crutchfield, Dumais, Ebersole, Gaines, Haynes, Healey, Hettleman, Ivey, Jones, Kerr, R. Lewis, Lierman, Love, Luedtke, Palakovich Carr, Reznik, Shetty, Smith, Solomon, Stein, Stewart, Valderrama, K. Young, and P. Young**

AN ACT concerning

**Regional Initiative to Limit or Reduce Greenhouse Gas Emissions in  
Transportation Sector – Authorization  
(Regional Transportation and Climate Protection Act of 2019)**

FOR the purpose of authorizing the Governor to include the State as a full participant in a certain initiative, agreement, or compact that limits or reduces greenhouse gas emissions from the transportation sector; ~~authorizing the Governor to impose a certain statewide greenhouse gas emission fee on the sale or distribution of motor fuel under certain circumstances;~~ requiring the Department of the Environment and the Department of Transportation to report to ~~certain committees of the General Assembly on or before a certain date,~~ certain dates ~~and with a certain frequency thereafter,~~ on the status of a certain initiative, agreement, or compact that limits or reduces greenhouse gas emissions from the transportation sector; requiring the General Assembly to enact a law approving the withdrawal of the State from a certain initiative, agreement, or compact that limits or reduces greenhouse gas emissions from the transportation sector; and generally relating to limiting or reducing greenhouse gas emissions from the transportation sector.

BY adding to

Article – Environment  
Section 2–1204.2

Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

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

**House Bill 308 – Delegates R. Lewis, Charkoudian, Hill, Lisanti, and Shetty**

AN ACT concerning

**Public Service Commission – Certificate of Public Convenience and Necessity –  
Rapid Health Impact Assessment and Final Action**

FOR the purpose of requiring an applicant for a certificate of public convenience and necessity for certain construction to conduct a rapid health impact assessment (HIA) on the project and report on its findings; requiring a rapid HIA report to be completed within a certain period of time after the applicant submits its application to the Public Service Commission; requiring an applicant to complete the rapid HIA in a certain manner; requiring the rapid HIA report to be considered part of a certain application; altering the factors with respect to which the Commission is required to give due consideration before taking final action on a certain application; defining a certain term; and generally relating to certificates of public convenience and necessity.

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 7–207  
Annotated Code of Maryland  
(2010 Replacement Volume and 2018 Supplement)

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

**House Bill 354 – Washington County Delegation**

AN ACT concerning

**Washington County – Alcoholic Beverages – Wineries – Special Event Permits**

FOR the purpose of ~~authorizing the Board of License Commissioners for Washington County to permit a certain license holder that has been issued a certain special events permit to sell a certain sparkling wine not produced by the license holder; increasing the number of times a license holder may use a certain special events permit in a year; authorizing the Board to permit a license holder to use a certain special events permit more than a certain number of times in a year; repealing~~ extending a certain termination provision relating to the issuance of a certain special events permit by the Board of License Commissioners for Washington County; providing for the termination of this Act; and generally relating to sales of alcoholic beverages in Washington County.

BY repealing and reenacting, without amendments,  
 Article – Alcoholic Beverages  
 Section 31–102 ~~and~~, 31–401, and 31–402.1  
 Annotated Code of Maryland  
 (2016 Volume and 2018 Supplement)

~~BY repealing and reenacting, with amendments,  
 Article – Alcoholic Beverages  
 Section 31–402.1  
 Annotated Code of Maryland  
 (2016 Volume and 2018 Supplement)~~

BY repealing and reenacting, with amendments,  
 Chapter 432 of the Acts of the General Assembly of 2017  
 Section 2

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

### **House Bill 866 – Allegany County Delegation**

AN ACT concerning

#### **Allegany County – Alcoholic Beverages – ~~Arts and Entertainment District~~ License Licenses**

FOR the purpose of 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; establishing the ~~Class C~~ Class D (on–sale) beer and wine Arts and Entertainment District license in Allegany County; authorizing the Board of ~~License Commissioners~~ to issue the license to a for–profit festival promoter; establishing that the license authorizes the holder to exercise the privileges of the license at an entertainment event that is held in an arts and entertainment district in the county; establishing certain privileges for the license related to the purchase, transport, and consumption of beer and wine within the approved event area; requiring an applicant for a license to submit an application under oath on the form that the Board provides; establishing that certain provisions of law governing the application for, and issuance and denial of, alcoholic beverages licenses in the county do not apply to the license; requiring the license holder to distribute a wristband to certain individuals at the entertainment event; prohibiting the license holder from serving beer or wine to an individual who does not wear a wristband; establishing certain penalties for certain violations of this Act; authorizing a license holder to hold another alcoholic beverages license of a different class or nature; establishing a certain maximum duration for the license; limiting the number of licenses that may

be issued to an individual festival promoter in a calendar year; establishing a certain license fee; and generally relating to the Class L beer, wine, and liquor license and the ~~Class C~~ Class D beer and wine Arts and Entertainment District license in Allegany County.

BY renumbering

Article – Alcoholic Beverages  
Section 9–1304  
to be Section 9–1304.1  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages  
Section 9–102  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY adding to

Article – Alcoholic Beverages  
Section 9–905 and 9–1304  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

### **House Bill 934 – Delegate D.E. Davis**

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~~ speculative tickets 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; defining certain terms; 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.

**House Bill 1010 – Delegates Atterbeary, Brooks, Anderton, Boteler, Bridges, Buckel, Carr, Cassilly, Chang, Charles, Corderman, Cullison, W. Fisher, Ghrist, Gilchrist, Grammer, Hornberger, Ivey, Jackson, Kelly, Kerr, Krimm, J. Lewis, Lierman, Lisanti, Lopez, Luedtke, Moon, Mosby, Palakovich Carr, Pippy, Queen, Reilly, Reznik, Saab, Shetty, Shoemaker, Smith, Solomon, Stewart, Szeliga, Valderrama, Washington, Wilkins, K. Young, and P. Young**

AN ACT concerning

### **Brewery Modernization Act of 2019**

FOR the purpose of authorizing a holder of a Class 5 brewery license, under certain circumstances, to serve samples of beer and sell beer for off-premises consumption at the location described in the license; authorizing the holder to brew and bottle malt beverages at a location listed on an individual storage permit; ~~requiring a local licensing board to grant an on-site consumption permit to an applicant that holds a Class 5 brewery license or a Class D beer license or its equivalent;~~ authorizing a local licensing board to conditionally grant an applicant an on-site consumption permit or a Class D beer license that will become effective after the applicant meets certain requirements; specifying that a Class D beer license entitles the holder to sell beer that is fermented and brewed at a certain location; altering the amount of beer that a holder of a Class 5 brewery license may sell annually for on-premises consumption; repealing certain provisions of law that allow a holder of a Class 5 brewery license to sell a certain amount of beer under certain circumstances; ~~repealing certain provisions of law concerning hours of sale and specifying the hours of sale for any holder of a Class 5 brewery license with an on-site consumption permit and a Class D license or equivalent license;~~ specifying that certain hours of sale do not apply to transferees of certain licenses; authorizing a holder of a Class 7 micro-brewery license to hold an additional Class 7 micro-brewery license under certain circumstances; altering the amount of malt beverages that a holder of a Class 7 micro-brewery license may brew, bottle, or contract for each calendar year; authorizing a holder of a Class 7 micro-brewery license to be granted a Class 7 limited beer wholesaler's license; altering the amount of beer a Class 7 micro-brewery license holder may sell at retail each calendar year; altering the location where a holder of a Class 8 farm brewery license may store beer produced by the license holder; authorizing a holder of a Class 8 farm brewery license to store, brew, and bottle beer in a certain facility; authorizing a holder of a Class 8 farm brewery license to exercise certain privileges, sponsor certain activities, and store certain products at a certain location; altering the hours during which a holder of a Class 8 farm brewery license may exercise the privileges of the license; altering the amount of beer that the holder of a Class 5 manufacturer's license or a Class 7 micro-brewery license may distribute under a Class 7 limited beer wholesaler's

license; requiring, instead of authorizing, the Comptroller to include certain information in a certain report; requiring the Comptroller to report to certain entities certain information regarding beer production; requiring certain license holders to report certain information to the Comptroller; requiring the Comptroller to include certain information in a certain annual report; and generally relating to Class 5 brewery licenses, Class 7 micro–brewery licenses, ~~and~~ Class 8 farm brewery licenses, and Class 7 limited beer wholesaler’s licenses.

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 2–207, 2–209, ~~and~~ 2–210, and 2–311(b)(3)  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 2–208(a)  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY adding to  
Article – Alcoholic Beverages  
Section 2–208(i)  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

### **House Bill 1065 – Delegate Carey**

AN ACT concerning

### **Maryland Commercial Receivership Act**

FOR the purpose of authorizing a court to appoint a receiver under certain circumstances; providing that a certain mortgagee is entitled to appointment of a receiver; requiring a court to appoint a receiver under certain circumstances; authorizing a court to condition appointment of a receiver on the giving of certain security under certain circumstances; authorizing a court to appoint a certain person as an ancillary receiver for certain property; specifying certain requirements an ancillary receiver must meet; authorizing a court to issue a certain order; establishing the rights, powers, and duties of an ancillary receiver; prohibiting a court from appointing a certain person as a receiver; providing that a person is disqualified from appointment as a receiver under certain circumstances; authorizing a certain person to nominate a person to serve as receiver; specifying that a court is not bound by a certain nomination; authorizing a court to determine whether or not a receiver must post a certain bond or security with the court; providing that a certain bond may meet



certain requirements; establishing the authority of a court that appoints a receiver under this Act; establishing the powers, duties, and rights of a receiver; requiring a certain claim submitted by a creditor to meet certain requirements; providing for the effectiveness of a certain assignment of a certain claim; requiring the court to respond to a certain claim and authorizing the court to order certain actions; requiring that a certain distribution of receivership property be made in a certain manner; prohibiting a receiver from engaging certain professionals without court approval; requiring a certain request to disclose certain information to the court; providing that a certain person is not disqualified from certain engagement under certain circumstances; authorizing a court to disqualify a certain person if the court makes a certain determination about a conflict of interest; providing that this Act does not prevent a receiver from serving in the receivership in a certain capacity; requiring a certain person or a receiver to file a certain itemized statement with the court; requiring a court to set a certain hearing under certain circumstances; authorizing a court to order a certain sale; providing that a certain transfer of property may be free and clear of a certain lien or other interest in the property under certain circumstances; providing that a certain lien or other interest attaches to certain proceeds in a certain manner; authorizing a certain purchase of property by a creditor under certain circumstances; providing that a certain reversal or modification of a certain order does not have certain effects; authorizing a court to condition assumption or rejection of a certain contract on certain terms and conditions; providing that a certain performance of a certain contract does not constitute a certain assumption or agreement or prevent a certain action; authorizing a court to order a receiver to assume or reject a certain contract under certain circumstances; providing that a certain obligation or liability must be treated in a certain manner; providing that a certain rejection of a certain contract shall be effective at a certain time and treated in a certain manner; providing that a certain right to possess or use property shall terminate on rejection of a certain contract; requiring a certain claim for damages to be submitted before the later of the time for submitting a certain claim or a certain number of days after entry of a certain order; providing for the effects of a certain rejection of a certain contract; prohibiting a receiver from assuming or assigning a certain contract under certain circumstances; authorizing a receiver to assign a certain contract under certain circumstances; prohibiting a receiver from rejecting a certain lease under certain circumstances; providing that a certain entry of an order appointing a receiver shall operate as a stay of a certain act; authorizing a court to order a certain stay under certain circumstances; prohibiting a court from ordering a certain stay under certain circumstances; providing that certain matters are not stayed under certain circumstances; authorizing a certain person to apply to the court for relief from a stay under certain circumstances; providing for the termination of a certain stay under certain circumstances; authorizing a court to void a certain act and take certain actions against a person who violates a certain stay under certain circumstances; requiring a person who has certain possession, custody, or control of certain property to turn the property over to the receiver under certain circumstances; authorizing a certain creditor to retain possession, custody, or control of certain property under certain circumstances; providing that a certain person may not satisfy a certain debt in a certain manner; authorizing a court to sanction as civil

contempt a certain failure; requiring a certain owner to take certain actions under certain circumstances; providing for the application of certain provisions of this Act regarding the duties of a certain owner; authorizing a court to take certain actions after a certain failure to perform a certain duty; providing that certain property is subject to a certain security agreement; providing that a certain request or application by a mortgagee does not have certain effects; requiring that a certain assignee for the benefit of creditors be treated as a certain receiver; requiring certain property to be treated in a certain manner; authorizing the court to issue a certain order under certain circumstances; requiring a certain motion to be served in a certain manner and on certain persons; ~~authorizing a certain party to file a certain appeal under certain circumstances and in a certain manner~~ authorizing a court to direct an entry of a final order under certain circumstances; establishing certain reporting requirements; authorizing a court to award certain fees and expenses and order a certain person to pay certain fees and expenses; providing that a receiver is entitled to certain defenses and immunities; requiring a person to receive certain approval from a court before taking certain actions; authorizing a court to remove a receiver under certain circumstances; requiring a court to replace a certain receiver; providing that a receiver is discharged under certain circumstances; requiring a receivership to terminate automatically under certain circumstances; authorizing a court to discharge a receiver and terminate the court's administration of the receivership under certain circumstances; repealing certain provisions of law regarding an assignee for the benefit of creditors; establishing a certain short title; providing for the application of this Act; defining certain terms; and generally relating to the Maryland Commercial Receivership Act.

BY repealing and reenacting, without amendments,  
Article – Commercial Law  
Section 15–101 and 15–102  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

BY repealing  
Article – Commercial Law  
Section 15–103  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

BY adding to  
Article – Commercial Law  
Section 24–101 through 24–801 to be under the new title “Title 24. Maryland  
Commercial Receivership Act”  
Annotated Code of Maryland  
(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Corporations and Associations  
Section 3–416

Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

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

**House Bill 1280 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Collective Bargaining – Technical Unit**

**MC/PG 114–19**

FOR the purpose of establishing a separate technical collective bargaining unit within the Washington Suburban Sanitary Commission; altering a provision of law that had established a certain joint office/technical collective bargaining unit to establish a separate office collective bargaining unit; providing for the application of this Act; and generally relating to collective bargaining involving the Washington Suburban Sanitary Commission.

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 18–201  
Annotated Code of Maryland  
(2010 Replacement Volume and 2018 Supplement)

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

**House Bill 1281 – Delegate Lierman**

AN ACT concerning

**Transportation – Bikeways Network Program – Funding**

FOR the purpose of codifying the Bikeways Network Program; specifying the purpose of the Program; requiring the Department of Transportation to establish application and eligibility criteria for the Program; requiring the Governor to provide in the State budget a certain appropriation for the Program; requiring that a certain amount of the appropriation be distributed for a certain purpose; and generally relating to the Bikeways Network Program.

BY adding to  
Article – Transportation  
Section 2–608  
Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

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

**House Bill 1352 – Chair, Appropriations Committee (By Request – Departmental  
– University System of Maryland)**

AN ACT concerning

**University System of Maryland – Academic Facilities Bonding Authority**

FOR the purpose of approving certain projects for the acquisition, development, and improvement of certain academic facilities for the University System of Maryland; approving the issuance of bonds by the University System of Maryland in a certain total principal amount for financing the projects; providing that the bonds issued under the authority of this Act are not a debt or obligation of the State or any of its subdivisions; and generally relating to academic facilities bonding authority of the University System of Maryland and certain projects.

Senator Ferguson moved to suspend the rules to allow **House Bill 1352** to be referred to the committee of jurisdiction.

The motion was adopted.

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

**SPECIAL ORDERS**

**Senate Bill 839 – Senator Carter**

AN ACT concerning

**Labor and Employment – Criminal Record Screening Practices  
(Ban the Box)**

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

**SB0839/557979/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 839  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Carter” and substitute “Senators Carter and Smith”; strike beginning with “a” in line 9 down through “extended” in line 10 and substitute “the conclusion of a first interview”; and in line 20, after the first “certain” insert “civil”.

AMENDMENT NO. 2

On pages 4 and 5, strike beginning with “A” in line 27 on page 4 down through “**EXTENDED**” in line 1 on page 5 and substitute “**THE CONCLUSION OF A FIRST INTERVIEW**”.

On pages 5 and 6, strike beginning with “GUILTY” in line 30 on page 5 down through “**BOTH**” in line 2 on page 6 and substitute “**SUBJECT TO A CIVIL FINE NOT EXCEEDING \$500**”.

The preceding 2 amendments were read only.

Senator Zirkin moved to make the Bill and Amendments a Special Order for March 21, 2019.

The motion was adopted.

**EXECUTIVE NOMINATIONS COMMITTEE REPORT NO. 1**

Senator Young, Chair, for the Committee on Executive Nominations reported favorably with amendments:

**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**

**SB1000/243223/2**

BY: Executive Nominations Committee

AMENDMENTS TO SENATE BILL 1000

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “EMERGENCY BILL”; and in line 11, after “changes;” insert “making this Act an emergency measure”.

AMENDMENT NO. 2

On page 3, in lines 24 and 29, in each instance, after “**SECRETARY**” insert “**AND THE OFFICE OF ADMINISTRATIVE HEARINGS**”.

On pages 3 and 4, strike in their entirety the lines beginning with line 30 on page 3 through line 11 on page 4, inclusive.

On page 4, in lines 12, 16, and 18, strike “(2)”, “(3)”, and “(4)”, respectively, and substitute “**(B)**     **(1)**”, “**(2)**”, and “**(3)**”, respectively; in line 12, after “request” insert “**UNDER SUBSECTION (A) OF THIS SECTION**”; in the same line, strike the comma and substitute “**OR**”; in line 13, strike “or the Secretary;”; in line 14, strike “appeal” and substitute “**MATTER**”; in line 19, strike the bracket; in line 20, strike “**(B)**” and substitute “**(C)**”; and in the same line, strike “**ANY**” and substitute “**SUBJECT TO SUBSECTION (B) OF THIS SECTION, ANY**”.

On page 5, strike in their entirety lines 5 and 6 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.”

The preceding 2 amendments were read only.

Senator Miller moved to make the Bill and Amendments a Special Order for March 21, 2019.

The motion was adopted.

**QUORUM CALL**

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

(See Roll Call No. 712)

**ADJOURNMENT**

At 1:15 P.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Legislative Day March 19, 2019, Calendar Day, Thursday, March 21, 2019 in memory of Jaelynn Willey.

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**Annapolis, Maryland**  
**Legislative Day: March 19, 2019**  
**Calendar Day: Thursday, March 21, 2019**  
**10:00 A.M. Session**

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The Senate met at 10:14 A.M.

Prayer by Father Vin Cushing O.F. M., Holy Name Province, guest of Senator Reilly.

(See Exhibit A of Appendix III)

**QUORUM CALL**

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

(See Roll Call No. 714)

On motion of Senator Guzzone it was ordered that Senators Hester and Zirkin be excused from today's session.

The Journal of March 20, 2019 was read and approved.

**INTRODUCTION OF RESOLUTIONS**

**Senate Resolution No. 412 – Senator Douglas J. J. Peters:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
The Arc of Maryland  
in recognition of  
World Downs Syndrome Day.

We commend your commitment to ensuring that individuals  
with intellectual and developmental disabilities have equal  
rights and opportunities to contribute to society.

The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 21st day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 44 Negative – 0 (See Roll Call No. 715)



**Senate Resolution No. 455 – Senator Katherine Klausmeier:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
Neurocrine Biosciences  
in recognition of  
your work, research, and advocacy in increasing awareness of Tardive Dyskinesia. Thank  
you for your dedication to the State of Maryland.  
The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 21st day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 44 Negative – 0 (See Roll Call No. 716)

**Senate Resolution No. 456 – Senator Andrew A. Serafini:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
San Mar Family and Community Services  
in recognition of  
being awarded the national Jim Casey Building Communities  
of Hope Award for the Bester Community Hope Initiative  
and making a difference in the lives of Maryland children, families, and communities.  
The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 21st day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 45 Negative – 0 (See Roll Call No. 717)

**QUORUM CALL**

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

(See Roll Call No. 718)

**SENATE THIRD READING CALENDAR NO. 58 (GENERAL SENATE BILLS)**

**Senate Bill 600 – ~~Senator Nathan Pulliam~~ Senators Nathan Pulliam, Ellis, Feldman, Patterson, Smith, and Young**

AN ACT concerning

**Health – Sickle Cell Disease – Steering Committee, and Services, Testing, and Funding**

~~(Sickle Cell Treatment Act of 2019)~~

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

Affirmative – 45 Negative – 0 (See Roll Call No. 719)

The Bill was then sent to the House of Delegates.

**Senate Bill 628 – Senator Carter**

AN ACT concerning

~~**Economic Development – Maryland Tourism Development Board – Grants Task Force on the Tourism Industry in Maryland**~~

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

Affirmative – 46 Negative – 0 (See Roll Call No. 720)

The Bill was then sent to the House of Delegates.

**Senate Bill 802 – Senators Feldman, Beidle, Carter, Elfreth, Guzzone, Hayes, Kelley, Lam, Lee, Rosapepe, ~~and Zucker~~ Zucker, Smith, Ellis, Griffith, Kramer, Peters, and Pinsky**

AN ACT concerning

**Maryland Health Insurance Option  
(Protect Maryland Health Care Act of 2019)**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 721)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 722)

The Bill was then sent to the House of Delegates.

**Senate Bill 911 – Senators Beidle, Carter, Elfreth, Kagan, Lee, ~~Klausmeier, and Washington~~ Washington, and Ferguson**

AN ACT concerning

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

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

Affirmative – 40 Negative – 6 (See Roll Call No. 723)

The Bill was then sent to the House of Delegates.

**Senate Bill 1012 – Senator Feldman**

AN ACT concerning

**Public Health – Death Certificates – Completion and Cause of Death Report**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 724)

The Bill was then sent to the House of Delegates.

**Senate Bill 1018 – Senator Hershey**

AN ACT concerning

**Health Facilities – Chestertown Rural Health Care Delivery Innovations Pilot Program**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 725)

The Bill was then sent to the House of Delegates.

**MOTION**

Senator Young moved that the Senate receive in Open Session the following Report for the Committee on Executive Nominations.

The motion was adopted.

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. 7**

Senate Executive Nominations Committee

Report No. 7

March 21, 2019

**Appeals, Court of**

1. Brynja McDivitt Booth, Esq. District 37

Judge of the Court of Appeals of Maryland; appointed to serve a term of ten years

**Special Appeals, Court of**

2. Steven Bennett Gould, Esq. District 16

Judge of the Court of Special Appeals of Maryland; appointed to serve a term of ten years

3. Edward Gregory Wells District 27

Judge of the Court of Special Appeals of Maryland; appointed to serve a term of ten years

**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.

**Racing Commission, State**

- S-1. Clarissa A. Coughlin District 30  
213 Shea Road  
Lothian, MD 20711

Member of the State Racing Commission; reappointed to serve a term of four years from July 1, 2019

**Local Nominees**

**Please Note:** Local Nominees are not required to appear before the Senate Executive Nominations Committee.

**Allegany County Board of Elections**

- L-1. Melissa Buskirk District 1  
30 Wright Street  
Frostburg, MD 21532

Member of the Allegany County Board of Elections; appointed to serve a term of four years from June 3, 2019

- L-2. Timothy John Donaldson District 1  
46 Douglas Avenue  
Lonaconing, MD 21539

Member of the Allegany County Board of Elections; appointed to serve a term of four years from June 3, 2019

- L-3. John M. Fetchero District 1  
678 Fayette Street  
Cumberland, MD 21502

Member of the Allegany County Board of Elections; appointed to serve a term of four years from June 3, 2019

- L-4. JoAnn Spiker District 1  
118 Mary Court  
Lavale, MD 21502

Member of the Allegany County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-5. John T. Stakem District 1  
167 W. Main Street  
Frostburg, MD 21532

Member of the Allegany County Board of Elections; reappointed to serve a term of four years from June 3, 2019

### **Baltimore County Board of Elections**

L-6. Carol C. Byrd District 10  
10201 Harvest Fields Drive  
Woodstock, MD 21163

Member of the Baltimore County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-7. William J. Feuer District 6  
2007 Codd Avenue  
Dundalk, MD 21222

Member of the Baltimore County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-8. Bruce N. Harris District 11  
7015 Plymouth Road  
Pikesville, MD 21208

Member of the Baltimore County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-9. Gloria Mason District 10  
9109 Sunset Ridge Road  
Randallstown, MD 21133

Member of the Baltimore County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-10. Bruce L. Robinson District 8  
215 Leslie Avenue  
Nottingham, MD 21236

Member of the Baltimore County Board of Elections; reappointed to serve a term of four years from June 3, 2019

**Carroll Community College Board of Trustees**

L-11. David S. Bollinger District 5  
50 Bachmans Valley Road  
Westminster, MD 21158

Member of the Carroll Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2019

**Carroll County Board of Elections**

L-12. Samuel L. Foster District 5  
116 Clubside Drive  
Taneytown, MD 21787

Member of the Carroll County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-13. Griffith B. Manahan, Jr. District 5  
1694 Stone Chapel Road  
New Windsor, MD 21776

Member of the Carroll County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-14. Laura M. O'Callaghan District 5  
2704 Appleseed Road  
Finksburg, MD 21048

Member of the Carroll County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-15. Harvey Tegeler District 5  
6175 Taneytown Pike  
Taneytown, MD 21787

Member of the Carroll County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-16. John F. Woodley District 5  
2723 Overlook Court  
Manchester, MD 21102

Member of the Carroll County Board of Elections; appointed to serve a term of four years from June 3, 2019

**Charles County Board of Elections**

L–17. Dorothy C. Duffield District 28  
7350 Henson Landing Road  
Welcome, MD 20693

Member of the Charles County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–18. Katherine M. O’Malley–Simpson District 28  
8305 Clamber Hill Place  
Port Tobacco, MD 20677

Member of the Charles County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–19. Craig J. Renner District 28  
6442 Leopard Court  
St. Charles, MD 20603

Member of the Charles County Board of Elections; reappointed to serve a term of four years from June 3, 2019

**Frederick County Board of Elections**

L–20. Mary C. Costello District 3  
35 E. 2nd Street  
Frederick, MD 21701

Member of the Frederick County Board of Elections; appointed to serve a term of four years from June 3, 2019

L–21. Shirley McDonald District 4  
3677 Ridgeview Road  
Ijamsville, MD 21754

Member of the Frederick County Board of Elections; appointed to serve a term of four years from June 3, 2019



**Garrett County Board of Elections**

L-22. Randall R. Glotfelty District 1  
187 Englewood Lane  
Grantsville, MD 21536

Member of the Garrett County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-23. Lois Arlene Martin District 1  
9605 Garrett Highway  
Oakland, MD 21550

Member of the Garrett County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-24. Connie Diane Meyers District 1  
721 Smouse Road  
Oakland, MD 21550

Member of the Garrett County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-25. James K. Moore District 1  
P.O. Box 16  
Accident, MD 21520

Member of the Garrett County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-26. Charles P. Nolan District 1  
18 Hillcrest Drive  
Deer Park, MD 21550

Member of the Garrett County Board of Elections; reappointed to serve a term of four years from June 3, 2019

**Hagerstown Community College Board of Trustees**

L-27. Gregory I. Snook District 1  
19419 Pearl Drive  
Hagerstown, MD 21742

Member of the Hagerstown Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2019

**Harford County Board of Elections**

L–28. Cynthia Allred District 7  
4864 Carea Road  
White Hall, MD 21161

Member of the Harford County Board of Elections; appointed to serve a term of four years from June 3, 2019

L–29. Medford J. Campbell, III District 7  
209 Spry Island Road  
Joppa, MD 21085

Member of the Harford County Board of Elections; appointed to serve a term of four years from June 3, 2019

L–30. Michael A. Dykes District 34  
1691 Mohegan Drive  
Havre de Grace, MD 21078

Member of the Harford County Board of Elections; appointed to serve a term of four years from June 3, 2019

L–31. Allison McCord District 35  
1204 Basil Court  
Bel Air, MD 21014

Member of the Harford County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–32. Joseph N. Price District 7  
408 Dellcrest Drive  
Forest Hill, MD 21050

Member of the Harford County Board of Elections; reappointed to serve a term of four years from June 3, 2019

**Howard County Board of Elections**

L–33. Diane Butler District 12  
4056 Saint John's Lane  
Ellicott City, MD 21042

Member of the Howard County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-34. Patrick R. Mullinix District 9  
16717 Frederick Road  
Mr. Airy, MD 21771

Member of the Howard County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-35. Donna Kay Thewes District 13  
9535 Cissell Avenue  
Laurel, MD 20723

Member of the Howard County Board of Elections; reappointed to serve a term of four years from June 3, 2019

### Montgomery County Board of Elections

L-36. Elisse W. Barnes, Ph.D. District 20  
1711 Chiswick Court  
Silver Spring, MD 20904

Member of the Montgomery County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-37. Diane N. Dillon, Esq. District 18  
9800 East Bexhill Drive  
Kensington, MD 20895

Member of the Montgomery County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-38. Nahid Khozeimeh, Sc.D. District 16  
7005 Millwood Road  
Bethesda, MD 20817

Member of the Montgomery County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-39. David A. Naimon, Esq. District 16  
7017 Wolfree Lane  
Rockville, MD 20852

Member of the Montgomery County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-40. Jacqueline L. Phillips District 18  
7900 Glendale Drive  
Chevy Chase, MD 20815

Member of the Montgomery County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-41. James F. Shalleck, Esq. District 39  
9408 Bethany Place  
Montgomery Village, MD 20886

Member of the Montgomery County Board of Elections; reappointed to serve a term of four years from June 3, 2019

### **Prince George's County Board of Elections**

L-42. Roberta Buell Deegan District 21  
4316 Knott Street  
Beltsville, MD 20705

Member of the Prince George's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-43. Monica Anne Roebuck District 23  
3313 Mont Clare Lane  
Bowie, MD 20715

Member of the Prince George's County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-44. John E. Rowe District 26  
403 Careybrook Lane  
Oxon Hill, MD 20745

Member of the Prince George's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-45. Harold Ruston District 26  
33 Staton Drive  
Upper Marlboro, MD 20774

Member of the Prince George's County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-46. Thomas John Slezak District 22  
3433 Stanford Street  
Hyattsville, MD 20783

Member of the Prince George's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-47. Beatrice P. Tignor, Ed.D. District 25  
14201 Water Fowl Way  
Upper Marlboro, MD 20774

Member of the Prince George's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-48. Jamie J. Vazquez-Saldana District 21  
7301 Radcliffe Drive  
College Park, MD 20740

Member of the Prince George's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

#### **Queen Anne's County Board of Elections**

L-49. William A. Seth District 36  
99 Glendale Avenue  
Centreville, MD 21617

Member of the Queen Anne's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-50. Mary Jane Golt Sparks District 36  
1731 Harbor Drive  
Chester, MD 21619

Member of the Queen Anne's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-51. David Woods Stevens District 36  
218 Holly Lane  
Grasonville, MD 21638

Member of the Queen Anne's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-52. William E. Stoops District 36  
725 Church Hill Road  
Centreville, MD 21617

Member of the Queen Anne's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-53. Mary E. Walker District 36  
1008 Love Point Road  
Stevensville, MD 21666

Member of the Queen Anne's County Board of Elections; appointed to serve a term of four years from June 3, 2019

### **Somerset County Board of Elections**

L-54. Jerry S. Boston District 38  
10272 Charles Boston Road  
Princess Anne, MD 21853

Member of the Somerset County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-55. Tara L. Nelson District 38  
26302 Byrd Road  
Crisfield, MD 21817

Member of the Somerset County Board of Elections; appointed to serve a term of four years from June 3, 2019

### **St. Mary's County Alcohol Beverage Board**

L-56. Mary E. Coombs District 29  
P.O. Box 276  
Hollywood, MD 20636

Member of the St. Mary's County Alcohol Beverage Board; appointed to serve a term of four years from June 3, 2019

**St. Mary's County Board of Elections**

L-57. Kenneth F. Boothe District 29  
46138 Boothe Farm Lane  
Great Mills, MD 20634

Member of the St. Mary's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-58. John E. Payne District 29  
P.O. Box 490  
Chaptico, MD 20621

Member of the St. Mary's County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-59. Theresa Ann Raley District 29  
P.O. Box 10  
Great Mills, MD 20634

Member of the St. Mary's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-60. Rebecca Jo Wathen District 29  
P.O. Box 67  
St. Inigoes, MD 20684

Member of the St. Mary's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

**Washington County Board of Elections**

L-61. William G. Blazes, Jr. District 2  
11901 Beavervale Road  
Smithsburg, MD 21783

Member of the Washington County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-62. Tammy Elizabeth Downin District 2  
20103 Daniel's Circle  
Hagerstown, MD 21742

Member of the Washington County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–63. Martin A. Lumm District 2  
13542 Paradise Church Road  
Hagerstown, MD 21742

Member of the Washington County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–64. Connie L. Mozingo District 2  
933 Kenwood Drive  
Hagerstown, MD 21740

Member of the Washington County Board of Elections; appointed to serve a term of four years from June 3, 2019

L–65. James P. Schultheis District 2  
20107 Scenic View Way  
Boonsboro, MD 21713

Member of the Washington County Board of Elections; reappointed to serve a term of four years from June 3, 2019

### **Wicomico County Board of Elections**

L–66. Bradley Allen Bellacicco District 37  
27003 McLeyland Terrace  
Salisbury, MD 21801

Member of the Wicomico County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–67. Joseph L. Collins District 37  
23550 Taylors Trail  
Mardela Springs, MD 21837

Member of the Wicomico County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–68. Catherine R. Keim District 38  
627 Ridge Road  
Salisbury, MD 21801

Member of the Wicomico County Board of Elections; reappointed to serve a term of four years from June 3, 2019



**Worcester County Board of Elections**

L-69. Linda Ates Moran District 38  
11500 Quillin Way  
Belin, MD 21811

Member of the Worcester County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-70. Edward A. Rodier District 38  
1334 Cove Landing Road  
Bishopville, MD 21813

Member of the Worcester County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-71. Audrey V. Wahl District 38  
37 Clubhouse Drive  
Berlin, MD 21811

Member of the Worcester County Board of Elections; appointed to serve a term of four years from June 3, 2019

Senator Young moved to make the Report a Special Order for March 22, 2019.

The motion was adopted.

**SENATE THIRD READING CALENDAR NO. 5 (GENERAL HOUSE BILLS)**

**House Bill 100 – The Speaker (By Request – Administration)**

**Budget Bill**

**(Fiscal Year 2020)**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 726)

The Bill was then returned to the House of Delegates.

**House Bill 1407 – Chair, Appropriations Committee**

AN ACT concerning

**Budget Reconciliation and Financing Act of 2019**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 727)

The Bill was then returned to the House of Delegates.

### **FINANCE COMMITTEE REPORT NO. 28**

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

**Senate Bill 160 – The President (By Request – Administration) and Senators Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Guzzone, Hershey, Hough, Jennings, Peters, Salling, Simonaire, and West**

AN ACT concerning

#### **Workers’ Compensation – Medical Presumptions**

**SB0160/787978/1**

BY: Finance Committee

#### AMENDMENT TO SENATE BILL 160

(First Reading File Bill)

On page 1, in the sponsor line, strike “and West” and substitute “West, and Benson”.

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 646 – Senators Klausmeier, Benson, Elfreth, Guzzone, Hayes, Hester, McCray, Peters, and Washington**

AN ACT concerning

#### **Workers’ Compensation – Medical Presumptions for Diseases and Cancer – Eligibility**

**SB0646/207275/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 646  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, after line 3, insert:

“(Firefighter Jesse McCollough’s Cancer Protection Law)”.

AMENDMENT NO. 2

On page 2, in line 2, strike “the individual”; in line 3, after “(1)” insert “**THE INDIVIDUAL**”; in line 6, after “(2)” insert “**THE INDIVIDUAL**”; in the same line, after “service” insert “**WITHIN THE STATE**”; in line 9, strike “AND”; in line 10, strike the bracket; strike beginning with “is” in line 10 down through the bracket in line 13 and substitute “**THE CANCER OR LEUKEMIA RESULTS IN PARTIAL OR TOTAL DISABILITY OR DEATH; AND**”; in line 14, strike the brackets; in the same line, strike “(3)”; and in line 16, after “member,” insert “**THE INDIVIDUAL**”.

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 1010 – Senator Hershey**

AN ACT concerning

**Maryland Health Care Commission – Assessment of Services at the University of Maryland Shore Medical Center in Chestertown**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 595 – Delegates Rogers, Bagnall, B. Barnes, Bartlett, Cain, Carey, Chang, Charkoudian, Crosby, D.E. Davis, Feldmark, Fennell, Glenn, Lisanti, C. Watson, and Wilson**

AN ACT concerning

**Workers' Compensation – Medical Presumptions**

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:

**House Bill 604 – Delegates D.E. Davis, D. Barnes, Charles, Fennell, W. Fisher, Gaines, Harrison, Ivey, Proctor, Turner, Walker, and R. Watson**

AN ACT concerning

**Workers' Compensation – Medical Presumptions for Diseases and Cancer – Eligibility**

**HB0604/467773/1**

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 604

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, after line 3, insert:

“(Firefighter Jesse McCollough’s Cancer Protection Law)”.

AMENDMENT NO. 2

On page 2, in line 7, strike “the individual”; in line 8, after “(1)” insert “THE INDIVIDUAL”; in line 11, after “(2)” insert “THE INDIVIDUAL”; in the same line, after “service” insert “WITHIN THE STATE”; in line 18, strike “HAS” and substitute “THE”; in the same line, strike “WHICH”; and in line 22, after “member,” insert “THE INDIVIDUAL”.

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:

**House Bill 607 – Delegates McIntosh and Busch**

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1400 – Delegate Cardin**

AN ACT concerning

**Public Health – Death Certificates – Completion and Cause of Death Report**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**BUDGET AND TAXATION COMMITTEE REPORT NO. 18**

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**Senate Bill 970 – Senator Peters**

AN ACT concerning

**Maryland Department of Health – Special Supplemental Nutrition Program for  
Women, Infants, and Children – Reports**

**SB0970/169635/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 970

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the comma in line 4 down through the comma in line 5; and in line 7, after “year;” insert “requiring the Department, in producing the report, to consult with certain stakeholders;”.

AMENDMENT NO. 2

On page 1, strike beginning with the first comma in line 13 down through the comma in line 15.

On page 2, after line 3, insert:

“(c) In producing the report, the Department shall consult with:

- (1) the Maryland Alliance for the Poor;
- (2) local health departments;
- (3) MedChi, the Maryland State Medical Society;
- (4) the Maryland Chapter of the American Academy of Pediatrics;
- (5) the Mid-Atlantic Association of Community Health Centers; and
- (6) other interested stakeholders.”.

AMENDMENT NO. 3

On page 2, in line 1, after “(2)” insert “by jurisdiction, the hours and locations of local WIC agencies;

(3);

in the same line, strike “and”; in line 2, strike “(3)” and substitute “(4) an analysis of the adequacy of State WIC contracting and payment policies for meeting the resource needs of local health departments and private provider programs; and

(5);

in the same line, strike “on” and substitute “of”; in the same line, after the second “to” insert “:”;

(i);

and in line 3, after “rates” insert “; and”

(ii) meet local resource and capacity needs”.

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. 34

**Senate Bill 700 – Senators Kelley, Augustine, Beidle, Guzzone, Kramer, Lee, Nathan–Pulliam, and West**

AN ACT concerning

#### **Home– and Community–Based Services Waivers – Alterations (Laurie’s Law)**

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

Senator King moved to re–refer **Senate Bill 700** to the Committee on Budget and Taxation.

The motion was adopted.

**Senate Bill 846 – Senator West**

AN ACT concerning

#### **Public Health – Correctional Services – Opioid Use Disorder Examinations and Treatment**

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

**SB0846/197176/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 846

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 4 down through “circumstances;” in line 6; in lines 6 and 9, in each instance, strike “State and”; in line 12, after “circumstances;” insert “requiring local correctional facilities to make available at least certain treatments; requiring State and local correctional facilities to evaluate and offer certain treatment to pregnant women with an opioid use disorder as soon as practicable;”; in lines 17 and 18, strike “Maryland Commission on Correctional Standards” and substitute “Governor’s Office of Crime Control and Prevention”; in line 20, strike “Maryland Commission on Correctional Standards and” and substitute “Department of Public Safety and Correctional Services and”; in line 22, after “treatment;” insert “requiring the Governor’s Office of Crime Control and Prevention, the Maryland Department of Health, and the Maryland Correctional Association to evaluate the implementation of certain provisions of this Act and make a certain determination; requiring the Department of Public Safety and Correctional Services to make a certain report to certain committees under certain circumstances; requiring the Department of Public Safety and Correctional Services to establish a certain program, beginning on or before a certain date; requiring the Governor’s Office of Crime Control and Prevention, the Department of Public Safety and Correctional Services, and the Maryland Department of Health to apply for federal funding to support the implementation of this Act and make a certain report; providing for the construction of this Act; providing for the application of certain provisions of this Act; providing for the termination of certain provisions of this Act;”; and after line 29, insert:

“BY adding to

Article – Correctional Services

Section 9–603.1

Annotated Code of Maryland

(2017 Replacement Volume and 2018 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 4, insert:

**“(A) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE REQUIREMENTS UNDER THIS SECTION SHALL APPLY TO:**



**(I) LOCAL DETENTION CENTERS IN THE FOLLOWING COUNTIES BY JANUARY 1, 2020:**

- 1. HOWARD COUNTY;**
- 2. MONTGOMERY COUNTY;**
- 3. PRINCE GEORGE'S COUNTY; AND**
- 4. ST. MARY'S COUNTY; AND**

**(II) LOCAL DETENTION CENTERS IN SIX ADDITIONAL COUNTIES BY OCTOBER 1, 2021.**

**(2) (I) THE GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION, THE MARYLAND DEPARTMENT OF HEALTH, AND THE MARYLAND CORRECTIONAL ADMINISTRATORS ASSOCIATION SHALL EVALUATE THE IMPLEMENTATION OF THE REQUIREMENTS OF THIS SECTION AND DETERMINE A SCHEDULE TO ADD ADDITIONAL COUNTIES, PROVIDED THAT THE PROVISIONS OF THIS SECTION SHALL APPLY TO ALL LOCAL DETENTION CENTERS AND THE BALTIMORE PRE-TRIAL COMPLEX BY JANUARY 2023.**

**(II) IF THE BALTIMORE PRE-TRIAL COMPLEX HAS NOT FULLY IMPLEMENTED THE PROVISIONS OF THIS SECTION BY JANUARY 2023, THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES SHALL REPORT TO THE SENATE FINANCE COMMITTEE AND THE HOUSE JUDICIARY COMMITTEE, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON THE STATUS AND TIMELINE OF IMPLEMENTATION.**

**(III) FUNDING FOR THE PROGRAM AT THE BALTIMORE PRE-TRIAL COMPLEX SHALL BE AS PROVIDED IN THE STATE BUDGET.”;**

strike in their entirety lines 5 through 9, inclusive; in line 10, strike “(A)” and substitute “(B)”; strike beginning with the colon in line 12 down through “ARTICLE” in line 20 and substitute “AN INDIVIDUAL WHO IS LICENSED, CERTIFIED, OR OTHERWISE AUTHORIZED UNDER THE HEALTH OCCUPATIONS ARTICLE”; after line 20, insert:

**“(3) ‘‘INMATE’’ MEANS AN INDIVIDUAL CONFINED WITHIN A LOCAL CORRECTIONAL FACILITY.”;**

and in lines 21, 24, and 28, strike **“(3)”**, **“(4)”**, and **“(5)”**, respectively, and substitute **“(4)”**, **“(5)”**, and **“(6)”**, respectively.

On page 3, in line 1, strike **“(6)”** and substitute **“(7)”**; in lines 1 and 2, strike **“IN RECOVERY FOR OPIOID USE DISORDER”**; after line 5, insert:

**“(a)(C) An inmate in a State or local correctional facility shall be placed on a properly supervised program of methadone detoxification if:**

**(1) a physician determines that the inmate is [an addict] A PERSON WITH OPIOID USE DISORDER;**

**(2) the treatment is prescribed by a physician; and**

**(3) the inmate consents in writing to the treatment.”;**

in line 6, strike **“(B)”** and substitute **“(D)”**; in the same line, strike **“(I)”**; in the same line, strike **“STATE OR”**; strike beginning with **“WITHIN”** in line 8 down through **“HEALTH”** in line 11 and substitute **“USING EVIDENCE-BASED SCREENINGS AND ASSESSMENTS”**; in lines 12 and 14, strike **“1.”** and **“2.”**, respectively, and substitute **“(I)”** and **“(II)”**, respectively; strike in their entirety lines 16 through 19, inclusive; in line 21, strike **“A PHYSICAL EXAMINATION”** and substitute **“AN EVALUATION”**; in line 22, after **“PRACTITIONER”** insert **“WITH PRESCRIPTIVE AUTHORITY AUTHORIZED UNDER TITLE 8, TITLE 14, OR TITLE 15 OF THE HEALTH OCCUPATIONS ARTICLE”**; in line 23, strike **“EDUCATION MATERIALS”** and substitute **“INFORMATION”**; in line 26, strike **“AFTER GUIDELINES AND CRITERIA FOR THE ASSESSMENT HAVE BEEN MET”**; after line 28, insert:

**“(5) EACH LOCAL CORRECTIONAL FACILITY SHALL MAKE AVAILABLE AT LEAST ONE FORMULATION OF EACH FDA-APPROVED FULL OPIOID AGONIST, PARTIAL OPIOID AGONIST, AND LONG-ACTING OPIOID ANTAGONIST USED FOR THE TREATMENT OF OPIOID USE DISORDERS.**

**(6) EACH PREGNANT WOMAN IDENTIFIED WITH AN OPIOID USE DISORDER SHALL RECEIVE EVALUATION AND BE OFFERED MEDICATION-ASSISTED TREATMENT AS SOON AS PRACTICABLE.**”;

in line 29, strike “(C)” and substitute “(E)”; in the same line, strike “STATE AND”; in line 30, strike “WITHIN 24 HOURS,”; and in lines 31 and 32, strike “, INCLUDING INMATES INCARCERATED PRETRIAL”.

On page 4, in line 3, strike “COMPLETE” and substitute “BEGIN”; in lines 5 and 6, strike “MAINTAIN OR PROVIDE FOR THE CAPACITY TO POSSESS, DISPENSE, AND ADMINISTER ALL FDA APPROVED” and substitute “MAKE AVAILABLE AND ADMINISTER”; in line 11, strike “THAT” and substitute “WHO”; in line 12, strike “FDA APPROVED” and substitute “FDA-APPROVED”; in the same line, after “MEDICATIONS” insert “FOR THE TREATMENT OF OPIOID USE DISORDERS”; strike in their entirety lines 15 through 20, inclusive; in line 21, strike “(E)” and substitute “(F)”; in lines 21 and 22, strike “THE MARYLAND DEPARTMENT OF HEALTH SHALL DETERMINE WHETHER” and substitute “IF”; in line 24, strike “, INCLUDING PRETRIAL INCARCERATION, AND” and substitute “A LOCAL CORRECTIONAL FACILITY”; in lines 25 and 26, strike “IF ALL GUIDELINES AND CLINICAL CRITERIA ARE MET WITHIN 24 HOURS”; in line 31, strike “(F)” and substitute “(G)”; in line 32, strike “(B)” and substitute “(D)”; and in the same line, strike “STATE OR”.

On page 5, in line 8, strike “AND” and substitute “OR”; in lines 9, 12, and 15, strike “(G)”, “(H)”, and “(I)”, respectively, and substitute “(H)”, “(I)”, and “(J)”, respectively; in line 10, strike “OPIOID USE DISORDER” and substitute “SUBSTANCE USE DISORDER DIAGNOSIS”; in the same line, strike “addicted”; in line 12, strike “The” and substitute “AS PROVIDED IN THE STATE BUDGET, THE”; in line 13, strike “EXAMINATION” and substitute “EVALUATION”; in line 16, strike “MARYLAND COMMISSION ON CORRECTIONAL STANDARDS” and substitute “GOVERNOR’S OFFICE OF CRIME CONTROL AND PREVENTION”; in the same line, after “REPORT” insert “DATA FROM INDIVIDUAL LOCAL CORRECTIONAL FACILITIES”; after line 18, insert:

**“(1) THE NUMBER OF INMATES DIAGNOSED WITH:**

**(I) A MENTAL HEALTH DISORDER;**

**(II) AN OPIOID USE DISORDER;**

**(III) A NON-OPIOID SUBSTANCE USE DISORDER; AND**

**(IV) A DUAL DIAGNOSIS OF MENTAL HEALTH AND SUBSTANCE USE DISORDER;**;

in line 19, strike “**(1)**” and substitute “**(2)**”; in the same line, strike “**BEHAVIORAL HEALTH**”; in line 20, strike “**AND OPIOID USE DISORDER EXAMINATIONS**”; in the same line, strike “**STATE AND**”; strike beginning with “**THE**” in line 21 down through “**AND**” in line 22; and in lines 23, 26, 28, and 30, strike “**(2)**”, “**(3)**”, “**(4)**”, and “**(5)**”, respectively, and substitute “**(3)**”, “**(4)**”, “**(5)**”, and “**(6)**”, respectively.

On page 6, in lines 1, 4, 7, 10, 13, 17, 20, 26, 29, and 32, strike “**(6)**”, “**(7)**”, “**(8)**”, “**(9)**”, “**(10)**”, “**(11)**”, “**(12)**”, “**(13)**”, “**(14)**”, and “**(15)**”, respectively, and substitute “**(7)**”, “**(8)**”, “**(9)**”, “**(10)**”, “**(11)**”, “**(12)**”, “**(13)**”, “**(14)**”, “**(15)**”, and “**(16)**”, respectively; and in line 32, strike “**STATE AND LOCAL FACILITIES**”.

On page 7, in lines 3 and 6, strike “**(16)**” and “**(17)**”, respectively, and substitute “**(17)**” and “**(18)**”, respectively; in line 3, strike “**STATE AND LOCAL FACILITIES**”; in line 9, strike “**(J)**” and substitute “**(K)**”; in the same line, strike “**PHYSICAL EXAMINATION**” and substitute “**EVALUATION**”; in line 11, strike “**MARYLAND COMMISSION ON CORRECTIONAL STANDARDS**” and substitute “**GOVERNOR’S OFFICE OF CRIME CONTROL AND PREVENTION**”; in lines 12 and 13, strike “**FOR THE MARYLAND COMMISSION ON CORRECTIONAL STANDARDS**”; after line 14, insert:

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

Article – Correctional Services

**9-603.1.**

**(A) BEGINNING JANUARY 1, 2020, THE DEPARTMENT SHALL ESTABLISH A MEDICATION-ASSISTED TREATMENT PROGRAM THAT UTILIZES AT LEAST ONE FORMULATION OF EACH FDA-APPROVED FULL OPIOID AGONIST, PARTIAL OPIOID**

AGONIST, AND LONG-ACTING ANTAGONISTS USED FOR THE TREATMENT OF OPIOID USE DISORDERS IN THE BALTIMORE PRE-TRIAL COMPLEX.

(B) FUNDING FOR THE PROGRAM SHALL BE AS PROVIDED IN THE STATE BUDGET.

(C) THE DEPARTMENT SHALL, IN CONSULTATION WITH ITS HEAD OF MEDICAL TREATMENT SERVICES, DETERMINE WHETHER THE PROGRAM IS CAPABLE OF BEING ADMINISTERED IN EXISTING STRUCTURES OF THE BALTIMORE PRE-TRIAL COMPLEX.”;

in line 15, strike “2.” and substitute “3.”; in lines 15 and 16, strike “Maryland Commission on Correctional Standards” and substitute “Department of Public Safety and Correctional Services”; in line 17, after “Health” insert “, in consultation with the Maryland Correctional Administrators Association,”; in line 18, strike “examinations” and substitute “evaluation”; after line 18, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall not be construed to supersede any federal law or existing agreement between a court or agency of the federal, state, or local government.

SECTION 5. AND BE IT FURTHER ENACTED, That on or before December 1, 2019, the Governor’s Office of Crime Control and Prevention, the Department of Public Safety and Correctional Services, and the Maryland Department of Health shall apply for federal funding to support implementation of this Act beyond fiscal year 2020 and shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on the efforts to secure funding.”;

in line 19, strike “3.” and substitute “6.”; and in line 20, after the period insert “Section 2 of this Act shall remain effective for a period of 4 years and, at the end of September 30, 2023, Section 2 of 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.

**Senate Bill 670 – The President (By Request – Office of the Attorney General) and Senators Augustine, Guzzone, Kelley, King, Lee, Peters, Pinsky, and Rosapepe**

AN ACT concerning

**Financial Institutions – Student Loan Servicers – Unfair, Abusive, or Deceptive Trade Practices**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENT (1) OFFERED FROM THE FLOOR BY SENATOR PINSKY.

FLOOR AMENDMENT

**SB0670/763025/1**

BY: Senator Pinsky

AMENDMENT TO SENATE BILL 670, AS AMENDED

On page 4 of the Finance Committee Amendments (SB0670/787879/1), in line 3 of Amendment No. 2, strike “AT THE TIME THE PAYMENT IS MADE”.

The preceding amendment was withdrawn.

FLOOR AMENDMENT

**SB0670/673224/1**

BY: Senator Pinsky

AMENDMENT TO SENATE BILL 670, AS AMENDED

(First Reading File Bill)

On page 5 of the bill, in line 23, strike “(E)”; strike beginning with the first “A” in line 23 down through “(1)” in line 25; and in line 29, strike the period.

On page 4 of the Finance Committee Amendments (SB0670/787879/1), in Amendment No. 2, strike beginning with “**IF**” in line 2 down through “**MADE**” in line 3 and substitute “**ON OR AFTER FEBRUARY 1, 2020**”; in line 5, after “**BORROWER**” insert “**IF, IN WRITING OR ELECTRONICALLY, THE STUDENT LOAN BORROWER:**”

(I) MAKES A ONE-TIME DIRECTION FOR THE ALLOCATION OF FUTURE PAYMENTS;

(II) DIRECTS AN ALLOCATION OF A PAYMENT AT THE TIME THE PAYMENT IS MADE;

(III) DIRECTS AN ALLOCATION IN RESPONSE TO AN INQUIRY BY THE STUDENT LOAN SERVICER; OR

(IV) CHANGES AN EXISTING DIRECTION FOR THE ALLOCATION OF FUTURE PAYMENTS”;

strike beginning with “EXCEPT” in line 11 down through “IF” in line 12; and strike beginning with “ALLOCATE” in line 13 down through “ACCOUNT” in line 19.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

**Senate Bill 959 – Senator Jennings**

AN ACT concerning

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

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

Favorable report adopted.

FLOOR AMENDMENT

**SB0959/813026/1**

BY: Senator McCray

AMENDMENT TO SENATE BILL 959

(First Reading File Bill)

On page 2, in line 9, strike “**90**” and substitute “**180**”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

**SB0959/633329/1**

BY: Senator McCray

AMENDMENT TO SENATE BILL 959

(First Reading File Bill)

On page 2, in line 11, strike “**30**” and substitute “**14**”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

**Senate Bill 839 – Senator Carter**

AN ACT concerning

**Labor and Employment – Criminal Record Screening Practices  
(Ban the Box)**

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

**SB0839/557979/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 839

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Carter” and substitute “Senators Carter and Smith”; strike beginning with “a” in line 9 down through “extended” in line 10 and substitute “the conclusion of a first interview”; and in line 20, after the first “certain” insert “civil”.

AMENDMENT NO. 2



On pages 4 and 5, strike beginning with “A” in line 27 on page 4 down through “EXTENDED” in line 1 on page 5 and substitute “THE CONCLUSION OF A FIRST INTERVIEW”.

On pages 5 and 6, strike beginning with “GUILTY” in line 30 on page 5 down through “BOTH” in line 2 on page 6 and substitute “SUBJECT TO A CIVIL FINE NOT EXCEEDING \$500”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**SB0839/103923/2**

BY: Senator Zirkin

AMENDMENTS TO SENATE BILL 839, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

In the Finance Committee Amendments (SB0839/557979/1), in line 3 of Amendment No. 1, strike “conclusion of a first” and substitute “first in-person”.

On page 1 of the bill, in lines 8 and 9, strike “, conducting a certain criminal history records check, or taking certain other action”; and in line 13, strike “authorizing” and substitute “requiring”.

AMENDMENT NO. 2

In the Finance Committee Amendments, in line 2 of Amendment No. 2, strike “CONCLUSION OF A FIRST” and substitute “FIRST IN-PERSON”.

On page 4 of the bill, in line 4, after “(4)” insert “THE MARKING OF A CHARGE “STET” ON THE DOCKET;

**(5)**”;

in line 5, strike “(5)” and substitute “(6)”; and in line 27, strike “AN” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, AN”.

On page 5 of the bill, strike beginning with the colon in line 1 down through “SECTION,” in line 2; in line 4, strike the semicolon and substitute a period; strike in their entirety lines 5 through 9, inclusive; in line 11, strike “IN-PERSON”; in line 15, after “(A)” insert “(1)”; strike beginning with “MAY” in line 16 down through “(1)” in line 17 and substitute “SHALL”; in line 18, strike “; OR” and substitute a period; and in line 19, after “(2)” insert “IF MEDIATION UNDER PARAGRAPH (1) OF THIS SUBSECTION IS UNSUCCESSFUL, THE COMMISSIONER MAY”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

**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 ADOPTION OF THE COMMITTEE AMENDMENTS (2) AND THE FAVORABLE REPORT.

**SB1000/243223/2**

BY: Executive Nominations Committee

AMENDMENTS TO SENATE BILL 1000

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “EMERGENCY BILL”; and in line 11, after “changes;” insert “making this Act an emergency measure;”.

AMENDMENT NO. 2

On page 3, in lines 24 and 29, in each instance, after “SECRETARY” insert “AND THE OFFICE OF ADMINISTRATIVE HEARINGS”.

On pages 3 and 4, strike in their entirety the lines beginning with line 30 on page 3 through line 11 on page 4, inclusive.

On page 4, in lines 12, 16, and 18, strike “(2)”, “(3)”, and “(4)”, respectively, and substitute “**(B)** **(1)**”, “**(2)**”, and “**(3)**”, respectively; in line 12, after “request” insert “**UNDER SUBSECTION (A) OF THIS SECTION**”; in the same line, strike the comma and substitute “**OR**”; in line 13, strike “or the Secretary,”; in line 14, strike “appeal” and substitute “**MATTER**”; in line 19, strike the bracket; in line 20, strike “**(B)**” and substitute “**(C)**”; and in the same line, strike “**ANY**” and substitute “**SUBJECT TO SUBSECTION (B) OF THIS SECTION, ANY**”.

On page 5, strike in their entirety lines 5 and 6 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 ye 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 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**SB1000/373224/1**

BY: Senator Beidle

AMENDMENTS TO SENATE BILL 1000, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

In the Executive Nominations Committee Amendments (SB1000/243223/2), in line 2 of Amendment No. 1, before “making” insert “requiring the Department of Public Safety and Correctional Services, within a certain period of time, to provide certain notice to certain individuals; authorizing certain individuals to file a certain request for a hearing before the Office of Administrative Hearings under certain circumstances:”.

AMENDMENT NO. 2

On page 5 of the bill, after line 4, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) (1) Subject to paragraph (2) of this subsection, within 30 days after this Act takes effect, the Department of Public Safety and Correctional Services shall provide written notice to each individual whose request to review a decision of the Secretary of State Police under § 5–312 of the Public Safety Article remains pending before the Handgun Permit Review Board on the taking effect of this Act.

(2) The notice required under paragraph (1) of this subsection shall inform the individual that the individual, within 30 days of receipt of the notice, may file an amended request that the matter pending before the Handgun Permit Review Board be heard by the Office of Administrative Hearings in accordance with § 5–312(b) of the Public Safety Article, as enacted by Section 1 of this Act.

(b) Within 30 days after receiving the notice described under subsection (a) of this section, the individual may file an amended request that the matter be heard by the Office of Administrative Hearings in accordance with § 5–312(b) of the Public Safety Article, as enacted by Section 1 of this Act.”.

In the Executive Nominations Committee Amendments, in line 13 of Amendment No. 2, strike “2.” and substitute “3.”.

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.

## LETTERS OF REASSIGNMENT

### ANNOUNCEMENT BY THE PRESIDENT

March 21, 2019

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

HB 225	Prince George’s County Delegation
	Prince George’s County – School Facilities Surcharge – Exemptions – Transit Oriented Development – Workforce Housing PG 415–19
	Reassigned to Budget and Taxation

Read and ordered journalized.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 728)

**ADJOURNMENT**

At 11:30 A.M. on motion of Senator Guzzone the Senate adjourned until 11:00 A.M. on Legislative Day March 20, 2019, Calendar Day, Friday, March 22, 2019.

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**Annapolis, Maryland**  
**Legislative Day: March 20, 2019**  
**Calendar Day: Friday, March 22, 2019**  
**11:00 A.M. Session**

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The Senate met at 11:06 A.M.

Prayer by Pastor Phil Tocknel, Baldwin Memorial UMC, guest of Senator Reilly

(See Exhibit A of Appendix III)

**QUORUM CALL**

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

(See Roll Call No. 730)

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

The Journal of March 21, 2019 was read and approved.

**INTRODUCTION OF RESOLUTIONS**

**Senate Resolution No. 460 – Senator Katherine Klausmeier:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
Kathy Dungan  
in recognition of  
your hard work and dedication as  
National President of the American Legion Auxiliary.  
The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 22nd day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 45    Negative – 0    (See Roll Call No. 731)

**Senate Resolution No. 459 – The President and All Members:**

Be it hereby known to all that  
 The Senate of Maryland  
 offers its sincerest congratulations to  
 Sergeant Scott Scala  
 in recognition of  
 your 28 years of dedication to the Maryland State Police  
 and your exemplary service as a K-9 Officer protecting the public and the Maryland  
 General Assembly.

The entire membership extends its best wishes on  
 this memorable occasion and directs this resolution  
 be presented on this 22nd day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 44    Negative – 0    (See Roll Call No. 732)

**LAID OVER CALENDAR NO. 21**

**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 ADOPTION OF THE AMENDMENTS (2)  
 OFFERED FROM THE FLOOR BY SENATOR BEIDLE.

FLOOR AMENDMENT

**SB1000/373224/1**

BY: Senator Beidle

AMENDMENTS TO SENATE BILL 1000, AS AMENDED  
 (First Reading File Bill)

AMENDMENT NO. 1

In the Executive Nominations Committee Amendments (SB1000/243223/2), in line 2  
 of Amendment No. 1, before “making” insert “requiring the Department of Public Safety  
 and Correctional Services, within a certain period of time, to provide certain notice to  
 certain individuals; authorizing certain individuals to file a certain request for a hearing  
 before the Office of Administrative Hearings under certain circumstances;”.

AMENDMENT NO. 2

On page 5 of the bill, after line 4, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) (1) Subject to paragraph (2) of this subsection, within 30 days after this Act takes effect, the Department of Public Safety and Correctional Services shall provide written notice to each individual whose request to review a decision of the Secretary of State Police under § 5–312 of the Public Safety Article remains pending before the Handgun Permit Review Board on the taking effect of this Act.

(2) The notice required under paragraph (1) of this subsection shall inform the individual that the individual, within 30 days of receipt of the notice, may file an amended request that the matter pending before the Handgun Permit Review Board be heard by the Office of Administrative Hearings in accordance with § 5–312(b) of the Public Safety Article, as enacted by Section 1 of this Act.

(b) Within 30 days after receiving the notice described under subsection (a) of this section, the individual may file an amended request that the matter be heard by the Office of Administrative Hearings in accordance with § 5–312(b) of the Public Safety Article, as enacted by Section 1 of this Act.”.

In the Executive Nominations Committee Amendments, in line 13 of Amendment No. 2, strike “2.” and substitute “3.”.

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

Affirmative – 29    Negative – 16    (See Roll Call No. 733)

## FLOOR AMENDMENT

**SB1000/513228/1**

BY: Senator Jennings

AMENDMENTS TO SENATE BILL 1000, AS AMENDEDAMENDMENT NO. 1



In the Executive Nominations Committee Amendments (SB1000/243223/2), in line 2 of Amendment No. 1, before “making” insert “providing that certain persons who filed certain appeals to the Handgun Permit Review Board shall be deemed to have filed a timely appeal with the Office of Administrative Hearings and the Secretary;”.

#### AMENDMENT NO. 2

In the Executive Nominations Committee Amendments, in line 13 of Amendment No. 2, after “2.” insert “AND BE IT FURTHER ENACTED, That cases involving persons who have already perfected an appeal to the Handgun Permit Review Board, but that have not been heard or have been heard but for which a decision has not yet been rendered by the Board as of the effective date of this Act, shall be deemed to have filed a timely appeal with the Office of Administrative Hearings and the Secretary of State Police as of the effective date of this Act without further action by the applicant.”

#### SECTION 3.

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

Affirmative – 17    Negative – 29    (See Roll Call No. 734)

#### FLOOR AMENDMENT

##### **SB1000/503325/1**

BY: Senator Jennings

#### AMENDMENTS TO SENATE BILL 1000

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in line 11, after “Hearings;” insert “requiring the Office of Administrative Hearings to make a certain annual report to the Governor and the General Assembly; providing that a certain hearing is subject to a certain provision of law;”.

#### AMENDMENT NO. 2

On page 4, in line 26, strike the bracket; in the same line, strike “December” and substitute “JANUARY”; and in lines 26, 29, and 31, in each instance, strike “Board” and substitute “OFFICE OF ADMINISTRATIVE HEARINGS”.

On page 5, in line 3, strike “The Board” and substitute “A HEARING CONDUCTED BY THE OFFICE OF ADMINISTRATIVE HEARINGS UNDER THIS SECTION”; and in line 4, strike the bracket.

The preceding 2 amendments were read only.

Senator Jennings moved to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was adopted.

### **FINANCE COMMITTEE REPORT NO. 30**

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

#### **Senate Bill 631 – Senator Augustine**

AN ACT concerning

#### **Health Insurance – Coverage for Mental Health Benefits and Substance Use Disorder Benefits – Requirements and Reports**

**SB0631/737971/1**

BY: Finance Committee

#### AMENDMENTS TO SENATE BILL 631

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in line 3, strike “Requirements and Reports” and substitute “Treatment Criteria”; strike beginning with “requiring” in line 4 down through “regulations;” in line 19; strike beginning with “requiring” in line 24 down through “carrier;” in line 27; in line 27, strike “certain terms” and substitute “a certain term”; in the same line, strike “stylistic changes” and substitute “a stylistic change”; in line 28, strike “for certain provisions of this Act”; and in line 29, strike “certain provisions of”.

On page 2, strike in their entirety lines 1 through 5, inclusive; and in line 8, strike “, 15–10A–02, and 15–10D–02”.

#### AMENDMENT NO. 2

On pages 2 through 11, strike in their entirety the lines beginning with line 13 on page 2 through line 2 on page 11, inclusive.

AMENDMENT NO. 3

On pages 13 through 22, strike in their entirety the lines beginning with line 26 on page 13 through line 7 on page 22, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall apply to all policies, contracts, and health benefit plans issued, delivered, or renewed in the State on or after January 1, 2020.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect January 1, 2020.”

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. 37**

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

**Senate Bill 387 – Senator Zirkin**

**EMERGENCY BILL**

AN ACT concerning

**Environment – Water Quality Certifications  
(Pipeline and Water Protection Act of 2019)**

**SB0387/384233/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 387  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, strike “EMERGENCY BILL”; in the sponsor line, strike “Senator Zirkin” and substitute “Senators Zirkin, Nathan–Pulliam, Pinsky, and Young”; in line 5, after “fee” insert “under certain circumstances”; in the same line, strike “requiring” and substitute “authorizing”; in line 8, strike “will” and substitute “may”; strike beginning with “prohibiting” in line 11 down through “application;” in line 12; strike beginning with “specifying” in line 14 down through “application;” in line 16; strike beginning with “requiring” in line 22 down through “manner;” in line 28; and in line 29, strike “making this Act an emergency measure;”.

On page 2, in line 3, strike “14–615” and substitute “14–610”.

AMENDMENT NO. 2

On page 2 in line 16, and on page 3 in line 8, in each instance, strike “AN INTERSTATE” and substitute “A”.

On page 2, strike in their entirety lines 18 through 22, inclusive; in line 23, strike “(E)” and substitute “(C)”; in line 25, strike “ACROSS MORE THAN ONE STATE”; strike beginning with “AN” in line 26 down through “ACT” in line 28 and substitute “A PERMIT IS REQUIRED UNDER SECTION 404 OF THE FEDERAL CLEAN WATER ACT”; and strike in their entirety lines 29 and 30.

On page 3, in line 1, strike “(G)” and substitute “(D)”; in line 12, after “FEE” insert “, IF A FEE IS ESTABLISHED,”; in line 14, strike “SHALL” and substitute “MAY”; strike beginning with “SHALL” in line 16 down through “BASED” in line 17 and substitute “MAY BE BASED”; in lines 18, 19, and 21, strike “(I)”, “(II)”, and “(III)”, respectively, and substitute “(1)”, “(2)”, and “(3)”, respectively; and strike beginning with the semicolon in line 22 down through “\$20,000” in line 26.

On page 3 in line 11, and on page 4 in line 9, in each instance, strike “28.08.02.10” and substitute “26.08.02.10”.

On page 4, in line 8, strike “(A)”; and strike in their entirety lines 10 and 11.

On pages 5 and 6, strike in their entirety the lines beginning with line 3 on page 5 through line 13 on page 6, inclusive.

On page 6, in line 14, strike “~~14-609.~~” and substitute “14-608.”; and in line 28, strike “~~14-610.~~” and substitute “14-609.”.

On page 7, in line 17, strike “~~14-611.~~” and substitute “14-610.”; in line 10, strike “~~14-609~~” and substitute “14-608”; and in line 19, strike “~~1 YEAR OF SUBMISSION OF A COMPLETE APPLICATION~~” and substitute “THE PERIOD OF TIME AUTHORIZED UNDER FEDERAL LAW”.

On page 8, strike in their entirety lines 1 through 30, inclusive.

### AMENDMENT NO. 3

On page 9, strike beginning with “is” in line 1 down through “enacted” in line 5 and substitute “shall take effect June 1, 2019”.

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

### **Senate Bill 588 – Senator Rosapepe**

AN ACT concerning

### **Career Education Act of 2019**

**SB0588/204938/1**

BY: Education, Health, and Environmental Affairs Committee

### AMENDMENTS TO SENATE BILL 588

(First Reading File Bill)

### AMENDMENT NO. 1

On pages 1 and 2, strike beginning with “requiring” in line 3 on page 1 down through “program” in line 3 on page 2 and substitute “authorizing a county board to award credit to a certain student under certain circumstances”.

On page 2, in line 3, strike “requiring” and substitute “authorizing”; in line 4, strike “an apprentice or”; strike beginning with “prohibiting” in line 5, down through “circumstances;” in line 12; strike beginning with “providing” in line 20 down through “Act;” in line 35; in line 36, strike “career and technology education and”; in the same line, after “apprenticeships” insert “and youth apprenticeships”; strike in their entirety lines 37 through 41, inclusive; in line 44, strike “4–135, 4–136, 7–205.5, 7–209, 9–113, 16–106.1, and”.

On page 3, in line 4, strike “7–203.1” and substitute “7–205.4”; in line 5, strike “18–506, and 21–204” and substitute “and 18–506”; and strike in their entirety lines 8 through 12, inclusive.

#### AMENDMENT NO. 2

On pages 3 through 7, strike in their entirety the lines beginning with line 15 on page 3 through line 8 on page 7, inclusive.

On page 7, after line 8, insert:

#### “Article – Education

#### 7–205.4.

Notwithstanding any other provision of law, a county board may award credit to a high school student toward a high school diploma or a postsecondary credential, or both, for the work–based training and classroom instruction completed under a registered apprenticeship program OR A YOUTH APPRENTICESHIP PROGRAM.”.

On pages 7 and 8, strike in their entirety the lines beginning with line 9 on page 7 through line 15 on page 8, inclusive.

On page 8, in line 17, strike the brackets; in the same line, strike “SHALL”; and in line 19, after “under” insert “A YOUTH APPRENTICESHIP PROGRAM OR”.

On pages 8 through 10, strike in their entirety the lines beginning with line 20 on page 8 through line 12 on page 10, inclusive.

On pages 15 through 21, strike in their entirety the lines beginning with line 18 on page 15 through line 25 on page 21, inclusive.

On page 21, in line 26, strike “4.” and substitute “2.”; and strike beginning with “Sections” in line 27 down through “effect.” in line 29.

The preceding 2 amendments were read only.

Senator Rosapepe 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 888 – Senator Eckardt**

AN ACT concerning

**Dorchester County – Sunday Hunting – Deer Firearms Season**

**SB0888/274630/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 888

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after the first “deer” insert “on private property”; and in the same line, strike “on certain property”.

AMENDMENT NO. 2

On page 2, in line 1, strike “§” and substitute “§§ 10–411 AND”; in line 2, after “DEER” insert “ON PRIVATE PROPERTY”; and strike beginning with “ON” in line 3 down through “DEPARTMENT” 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 889 – Senator Eckardt**

AN ACT concerning

**Dorchester County – Sunday Hunting – Deer Bow Hunting Season****SB0889/614136/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 889

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “deer” insert “on private property”; and in the same line, strike “on certain property”.

AMENDMENT NO. 2

On page 3, in line 7, strike “**§**” and substitute “**§§ 10–411 AND**”; in line 8, after “**DEER**” insert “**ON PRIVATE PROPERTY**”; and strike beginning with the second comma in line 10 down through “**DEPARTMENT**” in line 14.

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 890 – Senator Eckardt**

AN ACT concerning

**Dorchester County – Sunday Hunting – Deer Muzzle Loader Season****SB0890/294533/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 890

(First Reading File Bill)



AMENDMENT NO. 1

On page 1, in line 4, after the first “deer” insert “on private property”; and in the same line, strike “on certain property”.

AMENDMENT NO. 2

On page 2, in line 1, strike “§” and substitute “§§ 10-411 AND”; in line 2, after “DEER” insert “ON PRIVATE PROPERTY”; and strike beginning with “ON” in line 3 down through “DEPARTMENT” 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.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE  
REPORT NO. 38**

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

**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**

**HB0286/544135/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 286

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 10 and 11, strike “local boards of elections” and substitute “the State Board of Elections”; and in line 12, after “addresses” insert “except under certain circumstances”.

AMENDMENT NO. 2

On page 4, in line 1, strike “**THE LOCAL BOARDS**” and substitute “**UNLESS A LOCAL BOARD ELECTS TO MAKE THE NOTIFICATION, THE STATE BOARD**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**MESSAGE TO THE SENATE**

BILL:                   **HB0100**  
SPONSOR:            Speaker  
SUBJECT:             Budget Bill (Fiscal Year 2020)

By the Majority Leader:  
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate McIntosh, Chair  
Delegate Gaines  
Delegate Jones  
Delegate B. Barnes  
Delegate Beitzel

In addition, the House has appointed in advisory capacity: Delegates Haynes, Reznik and Korman.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL:**                   **HB0100**  
**SPONSOR:**            Speaker  
**SUBJECT:**            Budget Bill (Fiscal Year 2020)

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:

Delegate McIntosh, Chairman  
Delegate Gaines  
Delegate Jones  
Delegate B. Barnes  
Delegate Beitzel.

In addition, the House has appointed in advisory capacity: Delegates Haynes, Reznik and Korman.

The Senate appoints:

Senator King, Chair  
Senator Ferguson  
Senator Guzzone  
Senator Peters  
Senator Edwards

In addition, the Senate has appointed in advisory capacity: Senators Griffith, Zucker and Serafini.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.  
Secretary

Read and adopted.

**MESSAGE TO THE SENATE**

**BILL:** HB1407  
**SPONSOR:** Chair, Appropriations Committee  
**SUBJECT:** Budget Reconciliation and Financing Act of 2019

By the Majority Leader:  
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate McIntosh, Chair  
Delegate Gaines  
Delegate Jones  
Delegate B. Barnes  
Delegate Beitzel

In addition, the House has appointed in advisory capacity: Delegates Haynes, Reznik and Korman.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

**BILL:** HB1407  
**SPONSOR:** Chair, Appropriations Committee  
**SUBJECT:** Budget Reconciliation and Financing Act of 2019

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:

Delegate McIntosh, Chairman  
Delegate Gaines  
Delegate Jones  
Delegate B. Barnes  
Delegate Beitzel.

In addition, the House has appointed in advisory capacity: Delegates Haynes, Reznik and Korman.

The Senate appoints:

Senator King, Chair  
Senator Ferguson  
Senator Guzzone  
Senator Peters  
Senator Edwards

In addition, the Senate has appointed in advisory capacity: Senators Griffith, Zucker and Serafini.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.  
Secretary

Read and adopted.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE  
REPORT NO. 38**

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

**House Bill 298 – Delegates Busch, Bagnall, Barve, Branch, Cain, Dumais,  
Fraser–Hidalgo, Gaines, Gilchrist, Healey, Holmes, Jones, Lafferty,  
Luedtke, McIntosh, Stein, and Wilkins**

AN ACT concerning

**Oysters – Tributary–Scale Sanctuaries – Protection and Restoration**

Senator Eckardt moved to make the Bill and Report 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:

**House Bill 1080 – Delegates Krimm, Buckel, Ciliberti, Corderman, Cox, Ghrist, Grammer, Jackson, Kerr, J. Lewis, Lierman, Lisanti, Luedtke, Metzgar, Qi, Shoemaker, Smith, and Wilkins**

AN ACT concerning

**Alcoholic Beverages – Beer Franchise Agreements – Notice of Nonrenewal or Termination**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

#### **BUDGET AND TAXATION COMMITTEE REPORT NO. 19**

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

**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**

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:

**House Bill 563 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Gaming and Benefit Performances – Repeal**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**BUDGET AND TAXATION COMMITTEE REPORT NO. 20 CONSENT NO. 5**

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

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<b>BILL NO.</b>	<b>REPORT</b>	<b>SPONSOR</b>	<b>CONTENT</b>
<b><u>FAVORABLE</u></b>			
HB 20	FAV	Del. Luedtke	State Agricultural Land Transfer Tax – Alteration of Nonagricultural Use Reduction and Exemptions
HB 243	FAV	Allegany County Delegation	Allegany County – Property Tax Credit – Cumberland Economic Development Corporation
HB 248	FAV	Del. Jones	Education – Child Care Subsidies – Mandatory Funding Level
HB 338	FAV	Del. Queen	Human Services – Food Supplements (Summer SNAP for Children Act)
HB 657	FAV	Del. McIntosh	Arts Education in Maryland Schools Alliance Grant
HB 685	FAV	Del. Wilson	Video Lottery Terminals – Minority Business Participation Goals – Enforcement and Reporting

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 285 – Delegates Palakovich Carr, Barve, and Gilchrist**

AN ACT concerning

**Hotel Rental Tax – Limitation of Municipal Authority to Tax Small Hotels –  
Repeal**

Favorable report adopted by roll call vote as follows:

Affirmative – 39    Negative – 6    (See Roll Call No. 735)

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 432 – Delegates Dumais, Fraser–Hidalgo, and Qi**

AN ACT concerning

**Property Tax – Exemptions – Nonprofit Charitable Museums**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 21**

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 567 – Senator Lee**

AN ACT concerning

**Workgroup to Study Child Custody Court Decisions Involving Child Abuse or  
Domestic Violence Allegations**

**SB0567/618476/1**

BY:    Judicial Proceedings Committee

AMENDMENT TO SENATE BILL 567

(First Reading File Bill)

On page 1, in the sponsor line, strike “Senator Lee” and substitute “Senators Lee, Zirkin, Smith, Carter, Cassilly, Hester, Hough, Ready, Waldstreicher, Washington, and”



West”; and in lines 2, 4, 12, and 16, in each instance, strike “Decisions” and substitute “Proceedings”.

On pages 1 and 2, strike beginning with the first “the” in line 24 on page 1 down through “designee” in line 1 on page 2 and substitute “the Public Defender of Maryland, or the Public Defender’s designee”.

On page 2, in line 10, strike “retired circuit court judge” and substitute “representative of a domestic violence victim advocacy group or coalition”; in line 13, strike the second “and”; and in line 14, after “(x)” insert “one representative of a rape crisis center or coalition;

(xi) one representative of a fathers’ rights group; and

(xii)”;

in line 22, strike “decisions involving” and substitute “processes for when”; in line 23, after “allegations” insert “are made during court proceedings”; in line 24, after “science” insert “and best practices”; in line 26, after “incorporate” insert “in court proceedings”; and in line 27, strike “in making legal determinations regarding” and substitute “regarding”.

On page 3, in line 1, after “children” insert “and other victims of domestic violence”.

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 739 – Senators Lee, Carter, Waldstreicher, and West**

AN ACT concerning

### **Child Advocacy Centers – Expansion**

**SB0739/488470/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 739  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “, to the greatest extent practicable,”; strike beginning with “authorizing” in line 15 down through “year,” in line 17; and in line 21, after “prosecutions;” insert “making clarifying and technical changes;”.

AMENDMENT NO. 2

On page 2, strike beginning with “TO” in line 14 down through the comma in line 15; in lines 25 and 26, strike “§ 3-602” and substitute “TITLE 3, SUBTITLE 6”; in lines 26 and 29, in each instance, after “ARTICLE” insert “AND TITLE 5, SUBTITLE 7 OF THE FAMILY LAW ARTICLE”; and in line 28, strike “§§ 3-601 AND 3-602.1” and substitute “TITLE 3, SUBTITLE 6”.

On page 3, in line 8, after “ORGANIZATION” insert “THAT IS”; and in line 9, after “CODE” insert “AND REPRESENTS URBAN, RURAL, AND SUBURBAN CHILD ADVOCACY CENTERS IN THE STATE”.

AMENDMENT NO. 3

On page 4, strike in their entirety lines 5 through 30, inclusive, and substitute:

“(E) MONEY FOR CHILD ADVOCACY CENTERS:

(1) SHALL BE DISTRIBUTED TO CHILD ADVOCACY CENTERS IN ACCORDANCE WITH A FORMULA AGREED ON BY THE MARYLAND STATEWIDE ORGANIZATION FOR CHILD ADVOCACY CENTERS AND THE GOVERNOR’S OFFICE OF CRIME CONTROL AND PREVENTION;

(2) SHALL BE USED TO SUPPLEMENT, NOT SUPPLANT, MONEY THAT THE PROGRAM RECEIVES FROM OTHER SOURCES; AND

(3) MAY BE USED TO ASSIST CHILD ADVOCACY CENTERS IN MEETING THE STANDARDS UNDER SUBSECTION (D) OF THIS SECTION.”

On page 5, in line 18, strike “October” and substitute “July”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 859 – Senator Zirkin**

AN ACT concerning

**Natalie M. LaPrade Medical Cannabis Commission – Advertisements**

**SB0859/388672/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 859

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “all” and substitute “certain”; strike beginning with “consistent” in line 4 down through “advertising” in line 5 and substitute “supported by certain evidence or data and include certain information about side effects or risks associated with the use of cannabis”; in line 6, after “misleading;” insert “prohibiting certain advertisements from containing certain designs, illustrations, pictures, and representations;”; and in line 7, after “statement;” insert “requiring certain websites to employ a certain neutral age–screening mechanism; requiring that certain advertisements include a certain notification; prohibiting advertisements for medical cannabis, medical cannabis products, or medical cannabis–related services from being placed within a certain distance of certain locations; requiring the Natalie M. LaPrade Medical Cannabis Commission to adopt certain regulations;”.

AMENDMENT NO. 2

On page 1, strike in their entirety the lines 18 through 21, inclusive and substitute:

**“(A) ALL ADVERTISEMENTS FOR MEDICAL CANNABIS, MEDICAL CANNABIS PRODUCTS, OR MEDICAL CANNABIS–RELATED SERVICES THAT MAKE THERAPEUTIC OR MEDICAL CLAIMS SHALL:**

**(1) BE SUPPORTED BY SUBSTANTIAL CLINICAL EVIDENCE OR SUBSTANTIAL CLINICAL DATA; AND**

**(2) INCLUDE INFORMATION ON THE MOST SIGNIFICANT SIDE EFFECTS OR RISKS ASSOCIATED WITH THE USE OF CANNABIS.”.**

**AMENDMENT NO. 3**

On page 1, in line 24, strike “MAKE” and substitute “:

**(1) MAKE”.**

On page 2, in line 2, after “ARTICLE” insert “; OR

**(2) CONTAIN A DESIGN, AN ILLUSTRATION, A PICTURE, OR A REPRESENTATION THAT:**

**(I) ENCOURAGES OR REPRESENTS THE RECREATIONAL USE OF CANNABIS;**

**(II) TARGETS OR IS ATTRACTIVE TO MINORS, INCLUDING A CARTOON CHARACTER, A MASCOT, OR ANY OTHER DEPICTION THAT IS COMMONLY USED TO MARKET PRODUCTS TO MINORS;**

**(III) DISPLAYS THE USE OF CANNABIS, INCLUDING THE CONSUMPTION, SMOKING, OR VAPING OF CANNABIS;**

**(IV) ENCOURAGES OR PROMOTES CANNABIS FOR USE AS AN INTOXICANT; OR**

**(V) IS OBSCENE OR INDECENT”.**

**AMENDMENT NO. 4**

On page 2, after line 5, insert:

**“(D) (1) ANY WEBSITE OWNED, MANAGED, OR OPERATED BY A CERTIFYING PROVIDER, DISPENSARY, GROWER, OR PROCESSOR SHALL EMPLOY A NEUTRAL**

AGE-SCREENING MECHANISM THAT VERIFIES THE USER IS AT LEAST 18 YEARS OLD, INCLUDING AN AGE GATE, AGE SCREEN, OR AGE VERIFICATION MECHANISM.

(2) AN ADVERTISEMENT PLACED ON SOCIAL MEDIA OR A MOBILE APPLICATION SHALL INCLUDE A NOTIFICATION THAT:

(I) A PERSON MUST BE AT LEAST 18 YEARS OLD TO VIEW THE CONTENT; AND

(II) MEDICAL CANNABIS IS FOR USE BY CERTIFIED PATIENTS ONLY.

(E) ANY ADVERTISEMENT FOR MEDICAL CANNABIS, MEDICAL CANNABIS PRODUCTS, OR MEDICAL CANNABIS-RELATED SERVICES MAY NOT BE PLACED WITHIN 500 FEET OF:

(1) A SUBSTANCE ABUSE OR TREATMENT FACILITY;

(2) A PRIMARY OR SECONDARY SCHOOL IN THE STATE OR A CHILD CARE CENTER LICENSED OR A FAMILY CHILD CARE HOME REGISTERED UNDER TITLE 9.5 OF THE EDUCATION ARTICLE; OR

(3) A PLAYGROUND, RECREATION CENTER, LIBRARY, OR PUBLIC PARK.

(F) THE COMMISSION SHALL ADOPT REGULATIONS TO ESTABLISH:

(1) PROCEDURES FOR THE ENFORCEMENT OF THE SECTION; AND

(2) A PROCESS FOR AN INDIVIDUAL TO SUBMIT AN ADVERTISEMENT TO THE COMMISSION FOR AN ADVISORY OPINION ON WHETHER THE ADVERTISEMENT COMPLIES WITH THE RESTRICTIONS ON ADVERTISEMENTS FOR MEDICAL CANNABIS, MEDICAL CANNABIS PRODUCTS, AND MEDICAL CANNABIS-RELATED SERVICES.”.

The preceding 4 amendments were read only.

Senator Smith moved to make the Bill and Amendments a Special Order for March 26, 2019.

The motion was adopted.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

### **Senate Bill 930 – Senator Washington**

AN ACT concerning

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

**SB0930/688975/1**

BY: Judicial Proceedings Committee

#### AMENDMENTS TO SENATE BILL 930

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Washington” and substitute “Senators Washington, Zirkin, Smith, Carter, Cassilly, Hester, Hough, Lee, Ready, Waldstreicher, and West”; in line 2, strike “Unaccompanied Minors in Need of Shelter – Consent to” and substitute “Workgroup to Study”; in line 3, after “Services” insert “for Unaccompanied Homeless Minors”; strike beginning with “providing” in line 4 down through “shelter” in line 17 and substitute “establishing the Workgroup to Study Shelter and Supportive Services for Unaccompanied Homeless Minors; 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 compile and identify certain information and make recommendations regarding certain matters; requiring the Workgroup to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; defining a certain term; and generally relating to the Workgroup to Study Shelter and Supportive Services for Unaccompanied Homeless Minors”; and strike in their entirety lines 18 through 23, inclusive.

#### AMENDMENT NO. 2

On page 1, in line 25, strike “the Laws of Maryland read as follows”.

On pages 1 through 4, strike in their entirety the lines beginning with line 26 on page 1 through line 31 on page 4, inclusive, and substitute:

“(a) In this section, “unaccompanied homeless minor” means a minor:

(1) who is not in the physical custody of a parent or guardian and lacks a fixed, regular, and adequate nighttime residence; or

(2) whose status or circumstances indicate a significant danger of experiencing homelessness in the near future.

(b) There is a Workgroup to Study Shelter and Supportive Services for Unaccompanied Homeless Minors.

(c) The Workgroup consists of the following members:

(1) the Senate Chair of the Joint Committee on Ending Homelessness;

(2) the House Chair of the Joint Committee on Ending Homelessness;

(3) the Secretary of Housing and Community Development, or the Secretary’s designee;

(4) the Secretary of Human Services, or the Secretary’s designee;

(5) the Secretary of Juvenile Services, or the Secretary’s designee;

(6) the Secretary of Health, or the Secretary’s designee;

(7) the State Superintendent of Schools, or the State Superintendent’s designee; and

(8) additional members invited by the Senate Chair and House Chair of the Joint Committee on Ending Homelessness.

(d) The Senate Chair and House Chair of the Joint Committee on Ending Homelessness shall serve as cochairs of the Workgroup.

(e) The Joint Committee on Ending Homelessness shall provide staff for the Workgroup.

(f) A member of the Workgroup:

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

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

(g) The Workgroup shall:

(1) compile existing information on, identify, and study the unique needs of unaccompanied homeless minors, and identify the public and private sector programs and resources available to meet those needs;

(2) identify gaps in public and private sector programs and resources available to meet the needs of unaccompanied homeless minors;

(3) identify barriers to access to safe shelter for unaccompanied homeless minors, and compile information on and study shelter practices in other states; and

(4) make recommendations on:

(i) legislation, regulations, and policy initiatives to address the needs of unaccompanied homeless minors in the State;

(ii) funding requirements and budgetary priorities to address the needs of unaccompanied homeless minors in the State; and

(iii) any other relevant issues or considerations identified by the Workgroup.

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

On page 4, in line 33, strike “October” and substitute “July”; and in the same line, after “2019.” insert “It shall remain effective for a period of 1 year and, at the end of June”



30, 2020, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

### SPECIAL ORDERS

**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 ADOPTION OF THE AMENDMENTS (2) OFFERED FROM THE FLOOR BY SENATOR JENNINGS.

FLOOR AMENDMENT

**SB1000/503325/1**

BY: Senator Jennings

#### AMENDMENTS TO SENATE BILL 1000

(First Reading File Bill)

##### AMENDMENT NO. 1

On page 1, in line 11, after “Hearings;” insert “requiring the Office of Administrative Hearings to make a certain annual report to the Governor and the General Assembly; providing that a certain hearing is subject to a certain provision of law;”.

##### AMENDMENT NO. 2

On page 4, in line 26, strike the bracket; in the same line, strike “December” and substitute “JANUARY”; and in lines 26, 29, and 31, in each instance, strike “Board” and substitute “OFFICE OF ADMINISTRATIVE HEARINGS”.

On page 5, in line 3, strike “The Board” and substitute “**A HEARING CONDUCTED BY THE OFFICE OF ADMINISTRATIVE HEARINGS UNDER THIS SECTION**”; and in line 4, strike the bracket.

The preceding 2 amendments were withdrawn.

FLOOR AMENDMENT

**SB1000/503325/2**

BY: Senator Jennings

AMENDMENTS TO SENATE BILL 1000

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “Hearings;” insert “requiring the Office of Administrative Hearings to make a certain annual report to the Governor and the General Assembly;”.

AMENDMENT NO. 2

On page 4, in line 26, strike the bracket; in the same line, strike “(g)” and substitute “**(D)**”; in the same line, strike “December” and substitute “**JANUARY**”; and in lines 26, 29, and 31, in each instance, strike “Board” and substitute “**OFFICE OF ADMINISTRATIVE HEARINGS**”.

On page 5, in line 3, before “(h)”, insert an opening bracket.

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

**SB1000/223823/1**

BY: Senator Hershey

AMENDMENTS TO SENATE BILL 1000, AS AMENDED

AMENDMENT NO. 1

On page 1 of Senator Beidle’s Amendments (SB1000/373224/1), in line 5 of Amendment No. 1, after “circumstances;” insert “requiring the Office of Administrative”.

Hearings to schedule a certain hearing within a certain period of time under certain circumstances;".

AMENDMENT NO. 2

On page 2 of Senator Beidle's Amendments, in line 2 of Amendment No. 2, after "Act." insert:

"(c) Notwithstanding § 5-312(b)(1) of the Public Safety Article, as enacted by Section 1 of this Act, within 45 days after the receipt of an amended request under this section, the Office of Administrative Hearings shall schedule and conduct a de novo hearing on the matter, at which witness testimony and other evidence may be provided."

The preceding 2 amendments were read only.

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

The motion was adopted.

**JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 22**

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 43 – Senator McCray**

AN ACT concerning

**Baltimore City – At-Will Supervisory Members of the Police Department –  
Residency Requirements**

**SB0043/658671/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 43

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "At-Will Supervisory"; in the same line, after "Members" insert "of the Command Staff"; in line 4, strike "a"; in line 5, strike "at-will supervisory

member” and substitute “members of the command staff”; strike beginning with the first “the” in line 6 down through “circumstances” in line 7 and substitute “Baltimore City”; and in line 10, after “members” insert “of the command staff”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 12 through 20, inclusive, and substitute:

“16–2A.

THE MAYOR AND CITY COUNCIL OF BALTIMORE MAY REQUIRE MEMBERS OF THE COMMAND STAFF OF THE DEPARTMENT, AT THE RANK OF CAPTAIN OR ABOVE, TO RESIDE IN BALTIMORE CITY.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 417 – Senators Carter, Augustine, Benson, Ferguson, Hayes, Lee, McCray, Nathan–Pulliam, Smith, and Washington**

AN ACT concerning

**Vehicle Laws – Ethnicity–Based or Race–Based Traffic Stops – Policy and Reporting Requirements**

**SB0417/418273/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 417

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Ethnicity–Based or”; strike beginning with “requiring” in line 4 down through “definition;” in line 9; in line 9, strike “repealing” and substitute “altering”; in line 11, after “stops;” insert “requiring the Maryland Statistical Analysis”

Center to submit a certain report disaggregated by jurisdiction and law enforcement agency;” and in the same line, after “changes;” insert “altering a certain definition;”.

AMENDMENT NO. 2

On page 2, in line 21, strike “OR”; and in lines 23 and 26, in each instance, strike the bracket.

On page 3, in line 6, strike “ETHNICITY–BASED AND”; in line 9, strike the brackets; in the same line, strike “THIS”; and in lines 11 and 14, in each instance, strike the bracket.

On page 4, in lines 6, 10, and 23, in each instance, strike the brackets; strike beginning with “THE” in line 7 down through “(16)” in line 10; in lines 11 and 15, in each instance, strike the bracket; and strike beginning with “(I)” in line 16 down through the period in line 22.

On page 5, in lines 1 and 4, in each instance, strike the brackets; in lines 1 and 4, strike “(1)” and “(2)”, respectively; in lines 6 and 9, in each instance, strike the bracket; and strike in their entirety lines 18 through 21, inclusive.

On page 6, in lines 12 and 14, in each instance, strike the bracket; in line 12, strike “5” and substitute “10”; and in the same line, strike “2020” and substitute “2025”.

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 664 – Senators Edwards, Ready, and Serafini**

AN ACT concerning

**Criminal Procedure – Forfeiture of Firearms – Sale to Dealer**

**SB0664/798979/1**

BY: Judicial Proceedings Committee

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “authorizing,” in line 3 down through the second “County,” in line 4 and substitute “authorizing”.

AMENDMENT NO. 2

On page 1, in line 16, strike the brackets; and strike beginning with “**EXCEPT**” in line 16 down through “**WHENEVER**” in line 17.

On page 2, in line 1, after the second “unit” insert “**OR TO A FEDERALLY LICENSED FIREARMS DEALER**”; and strike beginning with “**(1)**” in line 2 down through “**(C)**” in line 12.

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 935 – Senator Waldstreicher**

AN ACT concerning

**Vehicle Laws – Electric Bicycles – Equipment and Operation**

**SB0935/678974/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 935

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “bicycle” insert “on a public highway”.

AMENDMENT NO. 2

On page 3, in line 21, after “**BICYCLE**” insert “**ON A PUBLIC HIGHWAY**”; and in line 28, before “**LABEL**” insert “**STANDARDIZED**”.

On page 4, in line 12, strike “(1)”; in line 13, after “FUNCTION” insert “:

(1)”;

in the same line, strike “WHEN” and substitute “WHEN”; in line 14, strike the period and substitute “;OR

(2) FOR A CLASS 1 OR CLASS 3 ELECTRIC BICYCLE, WHEN THE OPERATOR STOPS PEDALING.”;

and strike in their entirety lines 15 through 17, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

**Senate Bill 985 – Senators Hayes, Carter, Ferguson, and Washington**

AN ACT concerning

**Confidentiality of Juvenile Records – Baltimore City Mayor’s Office on Criminal Justice**

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 1038 – Senator Salling**

AN ACT concerning

**State Highway Administration – Overweight Vehicle Permits**

**SB1038/868779/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 1038

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Vehicle Laws – Overweight Vehicles – Heavy Weight Port Corridor Permit”; strike beginning with “State” in line 3 down through “vehicles” in line 7 and substitute “Secretary of Transportation to determine that a vehicle or combination of vehicles transporting certain freight is an indivisible load authorized to obtain a certain overweight vehicle permit under certain circumstances; establishing certain conditions for a vehicle issued a permit under this Act, including a requirement to travel only on roads designated as being part of a “heavy weight port corridor”; establishing a certain maximum gross vehicle weight for a vehicle with a permit for traveling on a heavy weight port corridor; establishing a certain maximum gross vehicle weight for a vehicle with a permit for traveling on a heavy weight port corridor; requiring the Secretary to adopt certain regulations for the issuance of permits under this Act; and generally relating to a heavy weight port corridor permit”; and in line 10, strike “24–112.2” and substitute “24–109(i) and 24–113.3”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 16 on page 1 through line 13 on page 2.

On page 2, after line 13, insert:

“24–109.

**(I) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, THE GROSS VEHICLE WEIGHT OF A VEHICLE FOR WHICH A PERMIT IS ISSUED UNDER § 24–113.3 OF THIS SUBTITLE FOR TRAVELING ALONG A DESIGNATED HEAVY WEIGHT PORT CORRIDOR MAY NOT EXCEED 100,000 POUNDS.**

**24–113.3.**

**(A) NOTWITHSTANDING ANY OTHER PROVISION OF THIS TITLE, THE SECRETARY, BY REGULATION, MAY DETERMINE THAT A VEHICLE OR COMBINATION OF VEHICLES TRANSPORTING MANIFESTED INTERNATIONAL FREIGHT AS THE ONLY**



LOAD OF THE VEHICLE OR COMBINATION OF VEHICLES IN A SEALED, SEAGOING CONTAINER ON A SEMITRAILER IS TRANSPORTING AN INDIVISIBLE LOAD, PROVIDED THAT THE VEHICLE OR COMBINATION OF VEHICLES IS ISSUED A PERMIT UNDER THIS SECTION AND:

(1) IS CARRYING NOT MORE THAN 100,000 POUNDS GROSS MAXIMUM VEHICLE WEIGHT;

(2) HAS THE MINIMUM NUMBER OF AXLES REQUIRED BY THE PERMIT;

(3) DOES NOT EXCEED THE MAXIMUM AXLE WEIGHT OR AXLE SPACING REQUIREMENTS, AS ESTABLISHED BY REGULATION OR SPECIFIED ON THE PERMIT;

(4) IS TRAVELING ONLY DURING THE HOURS AS ESTABLISHED BY REGULATION OR SPECIFIED ON THE PERMIT;

(5) ADHERES TO A UNIQUE MAXIMUM SPEED LIMIT SPECIFIED ON THE PERMIT; AND

(6) IS TRAVELING ONLY ON STATE OR COUNTY HIGHWAYS THAT ARE:

(i) ON THE SPECIFIC ROUTE ESTABLISHED BY REGULATION AND SPECIFIED ON THE PERMIT BETWEEN THE SEAGIRT MARINE TERMINAL AND A DESTINATION AUTHORIZED BY THE SECRETARY, WITH NO DEVIATION FROM THE SPECIFIC ROUTE; AND

(ii) SPECIFICALLY DESIGNATED BY THE SECRETARY AS BEING PART OF A "HEAVY WEIGHT PORT CORRIDOR".

(B) (1) THE SECRETARY SHALL ADOPT REGULATIONS, CONSISTENT WITH THIS SECTION, FOR THE ISSUANCE OF PERMITS FOR VEHICLES DESCRIBED UNDER SUBSECTION (A) OF THIS SECTION.

(2) THE REGULATIONS ADOPTED UNDER THIS SUBSECTION:

**(I) MAY SET PERMIT FEES; AND**

**(II) SHALL ESTABLISH AXLE AND GROSS WEIGHT REQUIREMENTS, ROUTES, AND OTHER NECESSARY CRITERIA.”**

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. 24**

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 181 – Delegates Cardin, Atterbeary, Attar, Boyce, Bromwell, Brooks, Ebersole, Guyton, Hettleman, Ivey, Jalisi, Jones, Kerr, Kipke, Krebs, Malone, McComas, McKay, Patterson, Rosenberg, Stein, Terrasa, Valderrama, ~~and C. Watson~~ C. Watson, Kittleman, Arikan, Bartlett, Cox, W. Fisher, Grammer, Hartman, Lopez, Pippy, Shetty, and R. Watson**

AN ACT concerning

**Criminal Law – Electronic Harassment and Bullying  
(Grace’s Law 2.0)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

### **RULES COMMITTEE REPORT NO. 9**

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

**House Bill 1113 – Delegates Hettleman and Busch**

AN ACT concerning

**State Government – Office of Program Evaluation and Government  
Accountability and Maryland Program Evaluation Act**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**RULES COMMITTEE REPORT NO. 10**

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 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**

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:

**House Bill 185 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Class BLX License for Movie Theaters**

**PG 302-19**

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:

**House Bill 354 – Washington County Delegation**

AN ACT concerning

**Washington County – Alcoholic Beverages – Wineries – Special Event 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 Finance:

**House Bill 1280 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Collective Bargaining – Technical Unit**

**MC/PG 114-19**

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

**SPECIAL ORDER CALENDAR NO. 35**

**SENATE EXECUTIVE NOMINATIONS COMMITTEE REPORT NO. 7**

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. 7

March 21, 2019

**Appeals, Court of**

1. Brynja McDivitt Booth, Esq. District 37  
Judge of the Court of Appeals of Maryland; appointed to serve a term of ten years

**Special Appeals, Court of**

2. Steven Bennett Gould, Esq. District 16  
Judge of the Court of Special Appeals of Maryland; appointed to serve a term of ten years

3. Edward Gregory Wells District 27  
Judge of the Court of Special Appeals of Maryland; appointed to serve a term of ten years

### 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.

### Racing Commission, State

- S-1. Clarissa A. Coughlin District 30  
213 Shea Road  
Lothian, MD 20711  
  
Member of the State Racing Commission; reappointed to serve a term of four years from July 1, 2019

### Local Nominees

**Please Note:** Local Nominees are not required to appear before the Senate Executive Nominations Committee.

### Allegany County Board of Elections

- L-1. Melissa Buskirk District 1  
30 Wright Street  
Frostburg, MD 21532  
  
Member of the Allegany County Board of Elections; appointed to serve a term of four years from June 3, 2019
- L-2. Timothy John Donaldson District 1  
46 Douglas Avenue  
Lonaconing, MD 21539  
  
Member of the Allegany County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-3. John M. Fetchero District 1  
678 Fayette Street  
Cumberland, MD 21502

Member of the Allegany County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-4. JoAnn Spiker District 1  
118 Mary Court  
Lavale, MD 21502

Member of the Allegany County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-5. John T. Stakem District 1  
167 W. Main Street  
Frostburg, MD 21532

Member of the Allegany County Board of Elections; reappointed to serve a term of four years from June 3, 2019

### **Baltimore County Board of Elections**

L-6. Carol C. Byrd District 10  
10201 Harvest Fields Drive  
Woodstock, MD 21163

Member of the Baltimore County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-7. William J. Feuer District 6  
2007 Codd Avenue  
Dundalk, MD 21222

Member of the Baltimore County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-8. Bruce N. Harris District 11  
7015 Plymouth Road  
Pikesville, MD 21208

Member of the Baltimore County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-9. Gloria Mason District 10  
9109 Sunset Ridge Road  
Randallstown, MD 21133

Member of the Baltimore County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-10. Bruce L. Robinson District 8  
215 Leslie Avenue  
Nottingham, MD 21236

Member of the Baltimore County Board of Elections; reappointed to serve a term of four years from June 3, 2019

### **Carroll Community College Board of Trustees**

L-11. David S. Bollinger District 5  
50 Bachmans Valley Road  
Westminster, MD 21158

Member of the Carroll Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2019

### **Carroll County Board of Elections**

L-12. Samuel L. Foster District 5  
116 Clubside Drive  
Taneytown, MD 21787

Member of the Carroll County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-13. Griffith B. Manahan, Jr. District 5  
1694 Stone Chapel Road  
New Windsor, MD 21776

Member of the Carroll County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-14. Laura M. O'Callaghan District 5  
2704 Appleseed Road  
Finksburg, MD 21048

Member of the Carroll County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–15. Harvey Tegeler District 5  
6175 Taneytown Pike  
Taneytown, MD 21787

Member of the Carroll County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–16. John F. Woodley District 5  
2723 Overlook Court  
Manchester, MD 21102

Member of the Carroll County Board of Elections; appointed to serve a term of four years from June 3, 2019

### **Charles County Board of Elections**

L–17. Dorothy C. Duffield District 28  
7350 Henson Landing Road  
Welcome, MD 20693

Member of the Charles County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–18. Katherine M. O'Malley–Simpson District 28  
8305 Clamber Hill Place  
Port Tobacco, MD 20677

Member of the Charles County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–19. Craig J. Renner District 28  
6442 Leopard Court  
St. Charles, MD 20603

Member of the Charles County Board of Elections; reappointed to serve a term of four years from June 3, 2019

### **Frederick County Board of Elections**

L–20. Mary C. Costello District 3  
35 E. 2nd Street  
Frederick, MD 21701

Member of the Frederick County Board of Elections; appointed to serve a term of four years from June 3, 2019



L-21. Shirley McDonald District 4  
3677 Ridgeview Road  
Ijamsville, MD 21754

Member of the Frederick County Board of Elections; appointed to serve a term of four years from June 3, 2019

### **Garrett County Board of Elections**

L-22. Randall R. Glotfelty District 1  
187 Englewood Lane  
Grantsville, MD 21536

Member of the Garrett County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-23. Lois Arlene Martin District 1  
9605 Garrett Highway  
Oakland, MD 21550

Member of the Garrett County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-24. Connie Diane Meyers District 1  
721 Smouse Road  
Oakland, MD 21550

Member of the Garrett County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-25. James K. Moore District 1  
P.O. Box 16  
Accident, MD 21520

Member of the Garrett County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-26. Charles P. Nolan District 1  
18 Hillcrest Drive  
Deer Park, MD 21550

Member of the Garrett County Board of Elections; reappointed to serve a term of four years from June 3, 2019

**Hagerstown Community College Board of Trustees**

L–27. Gregory I. Snook District 1  
19419 Pearl Drive  
Hagerstown, MD 21742

Member of the Hagerstown Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2019

**Harford County Board of Elections**

L–28. Cynthia Allred District 7  
4864 Carea Road  
White Hall, MD 21161

Member of the Harford County Board of Elections; appointed to serve a term of four years from June 3, 2019

L–29. Medford J. Campbell, III District 7  
209 Spry Island Road  
Joppa, MD 21085

Member of the Harford County Board of Elections; appointed to serve a term of four years from June 3, 2019

L–30. Michael A. Dykes District 34  
1691 Mohegan Drive  
Havre de Grace, MD 21078

Member of the Harford County Board of Elections; appointed to serve a term of four years from June 3, 2019

L–31. Allison McCord District 35  
1204 Basil Court  
Bel Air, MD 21014

Member of the Harford County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–32. Joseph N. Price District 7  
408 Dellcrest Drive  
Forest Hill, MD 21050

Member of the Harford County Board of Elections; reappointed to serve a term of four years from June 3, 2019

**Howard County Board of Elections**

L-33. Diane Butler District 12  
4056 Saint John's Lane  
Ellicott City, MD 21042

Member of the Howard County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-34. Patrick R. Mullinix District 9  
16717 Frederick Road  
Mr. Airy, MD 21771

Member of the Howard County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-35. Donna Kay Thewes District 13  
9535 Cissell Avenue  
Laurel, MD 20723

Member of the Howard County Board of Elections; reappointed to serve a term of four years from June 3, 2019

**Montgomery County Board of Elections**

L-36. Elisse W. Barnes, Ph.D. District 20  
1711 Chiswick Court  
Silver Spring, MD 20904

Member of the Montgomery County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-37. Diane N. Dillon, Esq. District 18  
9800 East Bexhill Drive  
Kensington, MD 20895

Member of the Montgomery County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-38. Nahid Khozeimeh, Sc.D. District 16  
7005 Millwood Road  
Bethesda, MD 20817

Member of the Montgomery County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–39. David A. Naimon, Esq. District 16  
7017 WolfTree Lane  
Rockville, MD 20852

Member of the Montgomery County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–40. Jacqueline L. Phillips District 18  
7900 Glendale Drive  
Chevy Chase, MD 20815

Member of the Montgomery County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–41. James F. Shalleck, Esq. District 39  
9408 Bethany Place  
Montgomery Village, MD 20886

Member of the Montgomery County Board of Elections; reappointed to serve a term of four years from June 3, 2019

### **Prince George’s County Board of Elections**

L–42. Roberta Buell Deegan District 21  
4316 Knott Street  
Beltsville, MD 20705

Member of the Prince George’s County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–43. Monica Anne Roebuck District 23  
3313 Mont Clare Lane  
Bowie, MD 20715

Member of the Prince George’s County Board of Elections; appointed to serve a term of four years from June 3, 2019

L–44. John E. Rowe District 26  
403 Careybrook Lane  
Oxon Hill, MD 20745

Member of the Prince George’s County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-45. Harold Ruston District 26  
33 Staton Drive  
Upper Marlboro, MD 20774

Member of the Prince George's County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-46. Thomas John Slezak District 22  
3433 Stanford Street  
Hyattsville, MD 20783

Member of the Prince George's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-47. Beatrice P. Tignor, Ed.D. District 25  
14201 Water Fowl Way  
Upper Marlboro, MD 20774

Member of the Prince George's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-48. Jamie J. Vazquez-Saldana District 21  
7301 Radcliffe Drive  
College Park, MD 20740

Member of the Prince George's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

### **Queen Anne's County Board of Elections**

L-49. William A. Seth District 36  
99 Glendale Avenue  
Centreville, MD 21617

Member of the Queen Anne's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-50. Mary Jane Golt Sparks District 36  
1731 Harbor Drive  
Chester, MD 21619

Member of the Queen Anne's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–51. David Woods Stevens District 36  
218 Holly Lane  
Grasonville, MD 21638

Member of the Queen Anne’s County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–52. William E. Stoops District 36  
725 Church Hill Road  
Centreville, MD 21617

Member of the Queen Anne’s County Board of Elections; reappointed to serve a term of four years from June 3, 3019

L–53. Mary E. Walker District 36  
1008 Love Point Road  
Stevensville, MD 21666

Member of the Queen Anne’s County Board of Elections; appointed to serve a term of four years from June 3, 2019

### **Somerset County Board of Elections**

L–54. Jerry S. Boston District 38  
10272 Charles Boston Road  
Princess Anne, MD 21853

Member of the Somerset County Board of Elections; appointed to serve a term of four years from June 3, 2019

L–55. Tara L. Nelson District 38  
26302 Byrd Road  
Crisfield, MD 21817

Member of the Somerset County Board of Elections; appointed to serve a term of four years from June 3, 2019

### **St. Mary’s County Alcohol Beverage Board**

L–56. Mary E. Coombs District 29  
P.O. Box 276  
Hollywood, MD 20636

Member of the St. Mary’s County Alcohol Beverage Board; appointed to serve a term of four years from June 3, 2019

**St. Mary's County Board of Elections**

L-57. Kenneth F. Boothe District 29  
46138 Boothe Farm Lane  
Great Mills, MD 20634

Member of the St. Mary's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-58. John E. Payne District 29  
P.O. Box 490  
Chaptico, MD 20621

Member of the St. Mary's County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-59. Theresa Ann Raley District 29  
P.O. Box 10  
Great Mills, MD 20634

Member of the St. Mary's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-60. Rebecca Jo Wathen District 29  
P.O. Box 67  
St. Inigoes, MD 20684

Member of the St. Mary's County Board of Elections; reappointed to serve a term of four years from June 3, 2019

**Washington County Board of Elections**

L-61. William G. Blazes, Jr. District 2  
11901 Beavervale Road  
Smithsburg, MD 21783

Member of the Washington County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-62. Tammy Elizabeth Downin District 2  
20103 Daniel's Circle  
Hagerstown, MD 21742

Member of the Washington County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–63. Martin A. Lumm District 2  
13542 Paradise Church Road  
Hagerstown, MD 21742

Member of the Washington County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–64. Connie L. Mozingo District 2  
933 Kenwood Drive  
Hagerstown, MD 21740

Member of the Washington County Board of Elections; appointed to serve a term of four years from June 3, 2019

L–65. James P. Schultheis District 2  
20107 Scenic View Way  
Boonsboro, MD 21713

Member of the Washington County Board of Elections; reappointed to serve a term of four years from June 3, 2019

### **Wicomico County Board of Elections**

L–66. Bradley Allen Bellacicco District 37  
27003 McLeyland Terrace  
Salisbury, MD 21801

Member of the Wicomico County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–67. Joseph L. Collins District 37  
23550 Taylors Trail  
Mardela Springs, MD 21837

Member of the Wicomico County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L–68. Catherine R. Keim District 38  
627 Ridge Road  
Salisbury, MD 21801

Member of the Wicomico County Board of Elections; reappointed to serve a term of four years from June 3, 2019



**Worcester County Board of Elections**

L-69. Linda Ates Moran District 38  
 11500 Quillin Way  
 Belin, MD 21811

Member of the Worcester County Board of Elections; appointed to serve a term of four years from June 3, 2019

L-70. Edward A. Rodier District 38  
 1334 Cove Landing Road  
 Bishopville, MD 21813

Member of the Worcester County Board of Elections; reappointed to serve a term of four years from June 3, 2019

L-71. Audrey V. Wahl District 38  
 37 Clubhouse Drive  
 Berlin, MD 21811

Member of the Worcester County Board of Elections; appointed to serve a term of four years from June 3, 2019

The President of the Senate put the following question: "With the exception of nominee no. 1, 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. 1, were all confirmed by roll call vote as follows:

Affirmative – 46    Negative – 0    (See Roll Call No. 736)

Nominee No. 1

1. Brynja McDivitt Booth, Esq. District 37

Judge of the Court of Appeals of Maryland; appointed to serve a term of ten years

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 – 0    (See Roll Call No. 737)

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**House Bill 101** – The Speaker (By Request – Administration)

**Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2019,  
and the Maryland Consolidated Capital Bond Loans of 2009, 2011, 2012, 2013,  
2014, 2015, 2016, 2017, and 2018**

REPORT OF THE SENATE BUDGET AND TAXATION COMMITTEE  
TO THE SENATE OF MARYLAND – 2019 SESSION –  
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION  
PERTAINING TO HOUSE BILL 101 – THE CAPITAL BUDGET

(See Exhibit K of Appendix III)

SENATE BUDGET AND TAXATION COMMITTEE  
REPRINT TO HOUSE BILL 101 – THE CAPITAL BUDGET

(See Exhibit L of Appendix III)

Committee amendments 1 through 94 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 46 Members present.

(See Roll Call No. 738)

**SENATE THIRD READING CALENDAR NO. 59 (GENERAL SENATE BILLS)**

**Senate Bill 160 – The President (By Request – Administration) and Senators  
Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Guzzone, Hershey,  
Hough, Jennings, Peters, Salling, Simonaire, ~~and West~~ West, and Benson**

AN ACT concerning

**Workers' Compensation – Medical Presumptions**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 739)

The Bill was then sent to the House of Delegates.

**Senate Bill 646 – Senators Klausmeier, Benson, Elfreth, Guzzone, Hayes, Hester, McCray, Peters, and Washington**

SECOND PRINTING

AN ACT concerning

**Workers’ Compensation – Medical Presumptions for Diseases and Cancer – Eligibility**  
**(Firefighter Jesse McCollough’s McCullough’s Cancer Protection Law)**

Senator Klausmeier moved to reconsider the vote by which **Senate Bill 646** 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

**SB0646/953421/1**

BY: Senator Klausmeier

AMENDMENT TO SENATE BILL 646

(Bill as Printed for Third Reading)

On page 1, in line 4, strike “McCollough’s” and substitute “McCullough’s”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

**Senate Bill 670 – The President (By Request – Office of the Attorney General) and Senators Augustine, Guzzone, Kelley, King, Lee, Peters, Pinsky, and Rosapepe**

AN ACT concerning

**Financial Institutions – Student Loan Servicers – Unfair, Abusive, or Deceptive Trade Practices**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 740)

The Bill was then sent to the House of Delegates.

**Senate Bill 839 – ~~Senator Carter~~ Senators Carter and Smith**

AN ACT concerning

**Labor and Employment – Criminal Record Screening Practices  
(Ban the Box)**

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

Affirmative – 29    Negative – 15    (See Roll Call No. 741)

The Bill was then sent to the House of Delegates.

**Senate Bill 846 – Senator West**

AN ACT concerning

**Public Health – Correctional Services – Opioid Use Disorder Examinations and  
Treatment**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 742)

The Bill was then sent to the House of Delegates.

**Senate Bill 959 – Senator Jennings**

AN ACT concerning

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

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

Affirmative – 46    Negative – 0    (See Roll Call No. 743)

The Bill was then sent to the House of Delegates.

**Senate Bill 970 – Senator Peters**

AN ACT concerning

**Maryland Department of Health – Special Supplemental Nutrition Program for Women, Infants, and Children – Reports**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 744)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 745)

The Bill was then sent to the House of Delegates.

**SENATE THIRD READING CALENDAR NO. 6 (GENERAL HOUSE BILLS)**

**House Bill 595 – Delegates Rogers, Bagnall, B. Barnes, Bartlett, Cain, Carey, Chang, Charkoudian, Crosby, D.E. Davis, Feldmark, Fennell, Glenn, Lisanti, C. Watson, and Wilson**

AN ACT concerning

**Workers’ Compensation – Medical Presumptions**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 746)

The Bill was then returned to the House of Delegates.

**House Bill 604 – Delegates D.E. Davis, D. Barnes, Charles, Fennell, W. Fisher, Gaines, Harrison, Ivey, Proctor, Turner, Walker, and R. Watson**

AN ACT concerning

**Workers' Compensation – Medical Presumptions for Diseases and Cancer – Eligibility**

FLOOR AMENDMENT

**HB0604/643129/1**

BY: Senator Klausmeier

AMENDMENT TO HOUSE BILL 604, AS AMENDED

In the Finance Committee Amendments (HB0604/467773/1), in line 2 of Amendment No. 1, strike "McCollough's" and substitute "McCullough's".

The preceding amendment was read and adopted.

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

Affirmative – 46    Negative – 0    (See Roll Call No. 747)

The Bill was then returned to the House of Delegates.

**House Bill 607 – Delegates McIntosh and Busch**

AN ACT concerning

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

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

Affirmative – 46    Negative – 0    (See Roll Call No. 748)

The Bill was then returned to the House of Delegates.

**House Bill 1400 – Delegate Cardin**

AN ACT concerning

**Public Health – Death Certificates – Completion and Cause of Death Report**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 749)

The Bill was then returned to the House of Delegates.

### SPECIAL ORDERS

**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 ADOPTION OF THE AMENDMENTS (2) OFFERED FROM THE FLOOR BY SENATOR HERSHEY.

FLOOR AMENDMENT

**SB1000/223823/1**

BY: Senator Hershey

#### AMENDMENTS TO SENATE BILL 1000, AS AMENDED

##### AMENDMENT NO. 1

On page 1 of Senator Beidle’s Amendments (SB1000/373224/1), in line 5 of Amendment No. 1, after “circumstances;” insert “requiring the Office of Administrative Hearings to schedule a certain hearing within a certain period of time under certain circumstances;”.

##### AMENDMENT NO. 2

On page 2 of Senator Beidle’s Amendments, in line 2 of Amendment No. 2, after “Act.” insert:

“(c) Notwithstanding § 5–312(b)(1) of the Public Safety Article, as enacted by Section 1 of this Act, within 45 days after the receipt of an amended request under this section, the Office of Administrative Hearings shall schedule and conduct a de novo hearing on the matter, at which witness testimony and other evidence may be provided.”.

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

**SB1000/153929/1**

BY: Senator Beidle

AMENDMENTS TO SENATE BILL 1000, AS AMENDED

(First Reading File Bill)

On page 4, in line 26, strike “each year” and substitute “, **2019, 2020, 2021, AND 2022**”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

**Senate Bill 588 – Senator Rosapepe**

AN ACT concerning

**Career Education Act of 2019**

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

**SB0588/204938/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 588

(First Reading File Bill)

AMENDMENT NO. 1

On pages 1 and 2, strike beginning with “requiring” in line 3 on page 1 down through “program” in line 3 on page 2 and substitute “authorizing a county board to award credit to a certain student under certain circumstances”.

On page 2, in line 3, strike “requiring” and substitute “authorizing”; in line 4, strike “an apprentice or”; strike beginning with “prohibiting” in line 5, down through “circumstances;” in line 12; strike beginning with “providing” in line 20 down through “Act;” in line 35; in line 36, strike “career and technology education and”; in the same line, after “apprenticeships” insert “and youth apprenticeships”; strike in their entirety lines 37



through 41, inclusive; in line 44, strike “4–135, 4–136, 7–205.5, 7–209, 9–113, 16–106.1, and”.

On page 3, in line 4, strike “7–203.1” and substitute “7–205.4”; in line 5, strike “18–506, and 21–204” and substitute “and 18–506”; and strike in their entirety lines 8 through 12, inclusive.

#### AMENDMENT NO. 2

On pages 3 through 7, strike in their entirety the lines beginning with line 15 on page 3 through line 8 on page 7, inclusive.

On page 7, after line 8, insert:

#### “Article – Education

#### 7–205.4.

Notwithstanding any other provision of law, a county board may award credit to a high school student toward a high school diploma or a postsecondary credential, or both, for the work–based training and classroom instruction completed under a registered apprenticeship program OR A YOUTH APPRENTICESHIP PROGRAM.”.

On pages 7 and 8, strike in their entirety the lines beginning with line 9 on page 7 through line 15 on page 8, inclusive.

On page 8, in line 17, strike the brackets; in the same line, strike “SHALL”; and in line 19, after “under” insert “A YOUTH APPRENTICESHIP PROGRAM OR”.

On pages 8 through 10, strike in their entirety the lines beginning with line 20 on page 8 through line 12 on page 10, inclusive.

On pages 15 through 21, strike in their entirety the lines beginning with line 18 on page 15 through line 25 on page 21, inclusive.

On page 21, in line 26, strike “4.” and substitute “2.”; and strike beginning with “Sections” in line 27 down through “effect.” in line 29.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**House Bill 298 – Delegates Busch, Bagnall, Barve, Branch, Cain, Dumais, Fraser–Hidalgo, Gaines, Gilchrist, Healey, Holmes, Jones, Lafferty, Luedtke, McIntosh, Stein, and Wilkins**

AN ACT concerning

**Oysters – Tributary–Scale Sanctuaries – Protection and Restoration**

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

Favorable report adopted.

FLOOR AMENDMENT

**HB0298/733527/1**

BY: Senator Eckardt

AMENDMENTS TO HOUSE BILL 298

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, after “date;” insert “requiring the Department, in cooperation with the Oyster Advisory Commission, to develop a certain public fishery rotational harvesting pilot program;”.

AMENDMENT NO. 2

On page 5, after line 30, insert:

“(e) (1) The Department of Natural Resources, in cooperation with the Oyster Advisory Commission, shall develop a public fishery rotational harvesting pilot program.

(2) The pilot program shall:

(i) maintain the State’s Bay–wide sanctuary ratio at or above 20%;

(ii) be located in a portion of the upper Chester River sanctuary;

(iii) utilize not more than 2,500 acres of historic oyster bottom; and

(iv) be located in the mainstem of the Chester River and retain the creeks as sanctuary.

(3) The pilot program may not include any portion of the sanctuary that has been planted with seed by a local entity in the rotational harvesting area.”.

The preceding 2 amendments were read only.

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

The motion was adopted.

**MESSAGE FROM THE HOUSE  
SENATE BILLS AMENDED IN THE HOUSE NO. 3**

**AMENDED IN THE HOUSE**

**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**

Senator Pinsky moved that the Senate concur in the House amendments.

**SB0704/393497/1**

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 704

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, strike “buy back certain beer at a certain price from” and substitute “pay a certain amount in a certain manner to”; in line 13, after “circumstances;” insert “providing for the submission of a certain matter to arbitration and for its application and enforcement in a certain manner; requiring certain support for certain products to continue in a certain manner;”; in the same line, after “Act;” insert “making a technical change; defining certain terms; providing that existing obligations or contract rights may

not be impaired by this Act; providing for a delayed effective date;”; and in line 17, after “Section” insert “5-101.”.

AMENDMENT NO. 2

On page 3, after line 28, insert:

“5-101.

(a) In this [section] SUBTITLE the following words have the meanings indicated.

(b) “Beer distributor” means a person that imports or causes to be imported into the State, or purchases or causes to be purchased in the State, beer for sale or resale to a retail dealer licensed under this article without regard to whether the business of the person is conducted under a beer franchise agreement or another form of agreement with a beer manufacturer.

(c) “Beer franchise agreement” means:

(1) a commercial relationship between a beer distributor and beer manufacturer that:

(i) is of a definite or indefinite duration; and

(ii) is not required to be in writing;

(2) a relationship in which a beer manufacturer grants a beer distributor the right to offer and sell the brands of beer offered by the beer manufacturer;

(3) a relationship in which a beer distributor, as an independent business, constitutes a component of a beer manufacturer’s distribution system;

(4) a relationship in which a beer distributor’s business is substantially associated with a beer manufacturer’s brand, advertising, or another commercial symbol that designates the beer manufacturer;

(5) a relationship in which a beer distributor’s business relies substantially on a beer manufacturer for the continued supply of beer; or

(6) a written or oral arrangement of definite or indefinite duration in which:

(i) a beer manufacturer grants to a beer distributor the right to use a trade name, trademark, service mark, or related characteristic; and

(ii) there is a community of interest in the marketing of goods or services at wholesale or retail, by lease, or by another method.

(d) “Beer manufacturer” means:

(1) a brewer, fermenter, processor, bottler, or packager of beer located in or outside the State; or

(2) a person located in or outside the State that enters into a beer franchise agreement with a beer distributor doing business in the State.

**(E) “FAIR MARKET VALUE” MEANS THE PRICE AT WHICH AN ASSET WOULD CHANGE HANDS BETWEEN A WILLING SELLER AND A WILLING BUYER WHEN:**

**(1) NEITHER IS ACTING UNDER ANY COMPULSION; AND**

**(2) BOTH HAVE KNOWLEDGE OF ALL OF THE RELEVANT FACTS.**

**[(e)] (F) “Franchisee” means:**

(1) a beer distributor to whom a beer franchise agreement is granted or offered; or

(2) a beer distributor that is a party to a beer franchise agreement.

**[(f)] (G) “Franchisor” means a beer manufacturer that:**

(1) enters into a beer franchise agreement with a beer distributor; or

(2) is a party to a beer franchise agreement.

[(g)] (H) “Sales territory” means the area of sales responsibility designated by a beer franchise agreement for the brand or brands of beer of a beer manufacturer.”.

On page 4 in line 16, and on page 5 in line 12, in each instance, strike “30,000” and substitute “20,000”.

On page 5, in line 21, after “(A)” insert “THIS SECTION APPLIES ONLY TO A FRANCHISOR THAT ANNUALLY PRODUCES 20,000 OR FEWER BARRELS OF BEER IN AGGREGATE, IN CONJUNCTION WITH ANY AFFILIATE.”; in line 22, before “SUBJECT” insert “(B)(1)”; in the same line, after “SUBTITLE,” insert “AND EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION.”; in the same line, after the second “OF” insert “OR REFUSAL TO RENEW”; strike beginning with “BUY” in line 23 down through “INVENTORY” in line 25 and substitute “ENTER INTO A TERMINATION AGREEMENT WITH THE TERMINATED FRANCHISEE.”

**(2) THE TERMINATION AGREEMENT SHALL:**

**(I) COMPENSATE THE TERMINATED FRANCHISEE FOR THE FAIR MARKET VALUE OF THE TERMINATED FRANCHISE; AND**

**(II) PROVIDE FOR THE REPURCHASE OF ALL THE FRANCHISOR’S BEER AT AN AMOUNT EQUAL TO THE LAID-IN COST OF THE FRANCHISEE’S INVENTORY OF THE FRANCHISER’S PRODUCTS THAT ARE IN THE WAREHOUSE OR IN TRANSIT TO THE FRANCHISEE.**

**(C) (1) IF AN AGREEMENT ON THE COMPENSATION AUTHORIZED UNDER SUBSECTION (B)(2)(I) OF THIS SECTION IS NOT REACHED WITHIN 45 DAYS AFTER THE FRANCHISOR PROVIDES THE NOTICE REQUIRED BY § 5-107(B)(1)(I) OF THIS SUBTITLE, THE MATTER SHALL BE SUBMITTED TO BINDING ARBITRATION FOR THE PURPOSE OF DETERMINING THE COMPENSATION.**

**(2) THE BINDING ARBITRATION SHALL:**

**(I) BE ADMINISTERED UNDER THE RULES OF THE COMMERCIAL ARBITRATION RULES OF THE AMERICAN ARBITRATION ASSOCIATION;**

(II) TAKE PLACE IN THE STATE; AND

(III) BE HEARD BY ONE ARBITRATOR WHO SHALL BE APPOINTED IN ACCORDANCE WITH THE COMMERCIAL ARBITRATION RULES.

(3) DURING THE PERIOD OF ARBITRATION, THE BEER FRANCHISE AGREEMENT SHALL REMAIN IN EFFECT AND MAY TERMINATE ONLY ON THE DECISION OF THE ARBITRATOR.

(4) THE ARBITRATOR SHALL BE GOVERNED BY THE LAWS OF THE STATE, THE MARYLAND RULES, AND THE COMMERCIAL ARBITRATION RULES.

(5) IN DETERMINING THE FAIR MARKET VALUE OF THE TERMINATED FRANCHISE, THE ARBITRATOR:

(I) MAY CONSIDER ONLY THE PERIOD BEFORE THE FRANCHISOR PROVIDED THE NOTICE REQUIRED BY § 5-107(B)(1)(I) OF THIS SUBTITLE; AND

(II) MAY NOT CONSIDER ANY PERIOD FOLLOWING THE PROVIDING OF THAT NOTICE.

(6) THE RULING OF THE ARBITRATOR SHALL BE FINAL AND SUBJECT TO ENFORCEMENT IN THE COURTS OF THE STATE.

(7) THE COST OF THE ARBITRATION SHALL BE SHARED EQUALLY BY THE PARTIES.

(D) BY WRITTEN MUTUAL AGREEMENT, THE FRANCHISOR AND THE FRANCHISEE MAY DETERMINE ANOTHER METHOD OF TERMINATING THE FRANCHISE AGREEMENT AND PROVIDING COMPENSATION TO THE TERMINATED FRANCHISEE.

(E) UNTIL RESOLUTION REGARDING FAIR MARKET VALUE IS REACHED UNDER SUBSECTION (B) OR (C) OF THIS SECTION AND THE TERMINATED

FRANCHISEE HAS RECEIVED PAYMENT IN ACCORDANCE WITH THE DETERMINATION OF FAIR MARKET VALUE:

(1) THE FRANCHISOR AND THE TERMINATED FRANCHISEE SHALL SUPPORT THE FRANCHISOR’S PRODUCTS TO AT LEAST THE SAME EXTENT THAT THE PRODUCTS HAD BEEN PREVIOUSLY SUPPORTED IMMEDIATELY BEFORE THE FRANCHISOR PROVIDED THE NOTICE REQUIRED BY § 5–107(B)(1)(I) OF THIS SUBTITLE; AND

(2) THE TERMINATED FRANCHISEE SHALL CONTINUE TO DISTRIBUTE THE PRODUCTS”;

and strike in their entirety lines 26 through 32, inclusive.

On page 7, in line 32, strike “30,000” and substitute “20,000”; in line 33, after the second “a” insert “written”; strike beginning with “July” in line 33 down through “on” in line 36; in line 36, after “2020” insert “, the terms of the agreement relating to compensation and repurchase of inventory shall continue in force and effect unless otherwise mutually agreed by the parties”; and after line 36, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That a presently existing obligation or contract right may not be impaired in any way by this Act.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply to a beer franchise agreement in existence on or entered into on or after January 1, 2020.”.

On page 8, in line 1, strike “3.” and substitute “5.”; strike beginning with the second comma in line 1 down through “Act,” in line 2; and in line 2, strike “July 1, 2019” and substitute “January 1, 2020”.

The preceding 2 amendments were read and concurred in.

**SB0704/923024/1**

BY: Delegate D.E. Davis

AMENDMENTS TO SENATE BILL 704, AS AMENDED



AMENDMENT NO. 1

On page 1 of the Economic Matters Committee Amendments (SB0704/393497/1), in Amendment No. 1, strike beginning with “providing” in line 6 down through “Act;” in line 7.

AMENDMENT NO. 2

On page 4 of the Economic Matters Committee Amendments, in line 16 of Amendment No. 2, strike “FRANCHISER’S” and substitute “FRANCHISOR’S”.

On page 5 of the Economic Matters Committee Amendments, in line 4 of Amendment No. 2, strike “AND”; and in line 6, after “RULES” insert “; AND”

**(IV) BE LIMITED TO 45 DAYS, UNLESS OTHERWISE AGREED TO BY THE PARTIES**”.

AMENDMENT NO. 3

On page 7 of the Economic Matters Committee Amendments, in Amendment No. 2, strike beginning with “SECTION” in line 1 down through “2020.” in line 5; and in line 6, strike “5.” and substitute “3.”.

The preceding 3 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 46    Negative – 0    (See Roll Call No. 750)

**QUORUM CALL**

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

(See Roll Call No. 751)

**ADJOURNMENT**

At 1:34 P.M. on motion of Senator Guzzone the Senate adjourned until 8:00 P.M. on Legislative Day March 21, 2019, Calendar Day, Monday, March 25, 2019.

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**Annapolis, Maryland**  
**Legislative Day: March 21, 2019**  
**Calendar Day: Monday, March 25, 2019**  
**8:00 P.M. Session**

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The Senate met at 8:02 P.M.

Prayer by Father Keith Burney, St. Jane Frances De Chantal Catholic Church, guest of Senator Bailey.

(See Exhibit A of Appendix III)

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 754)

The Journal of March 22, 2019 was read and approved.

**PETITIONS, MEMORIALS AND OTHER PAPERS**

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

**MARYLAND DAY CELEBRATION**

(See Exhibit M of Appendix III)

**“Maryland Day – Maryland Historic Legislative Chambers”**  
by Elaine Bachman, Secretary of the State House Trust

**Maryland Heritage Scholar**  
by Dr. Henry M. Miller

Read and ordered journalized.

**Musical Performance**  
by St. Maries Musica

**INTRODUCTION OF RESOLUTIONS**

**Senate Resolution No. 468 – The President and All Members:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
A. James Clark School of Engineering  
University of Maryland  
in recognition of  
125 years of excellence in teaching, research, and innovation  
in service to Maryland.

The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 25th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 44    Negative – 0    (See Roll Call No. 755)

**Senate Resolution No. 476 – The President and All Members:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
Ocean City Elementary School  
Worcester County  
in recognition of  
having won the great honor of being a  
2018–2019 Blue Ribbon School. We are very proud of your achievements.  
Congratulations!

The entire membership extends its best wishes on  
this memorable occasion and directs this resolution  
be presented on this 25th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 756)

**Senate Resolution No. 469 – Senator Ronald N. Young:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
Frederick High School  
Girls Basketball Team  
in recognition of  
your winning the 2019 Class 3A 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 25th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 757)

**MESSAGE FROM THE HOUSE  
INTRODUCTORY HOUSE BILLS NO. 25**

**House Bill 600 – Delegates M. Fisher, Adams, Arentz, Chisholm, Clark, Ghrist, Hartman, Howard, Impallaria, Jacobs, Malone, Miller, Morgan, Otto, and Saab**

AN ACT concerning

~~**Renewable Energy Portfolio Standard – Tier 1 Renewable Source – Nuclear Energy**~~  
**Study on the Future of Nuclear Energy in Maryland**

FOR the purpose of ~~including nuclear energy in the energy sources that may be used to satisfy the renewable energy portfolio standard; altering the definition of “Tier 1 renewable source” to include nuclear energy; and generally relating to the renewable energy portfolio standard~~ requiring the Power Plant Research Program to study and make recommendations regarding nuclear energy and its role as a renewable energy resource in the State; requiring the Program to submit an interim report to the Governor and the General Assembly on or before a certain date; requiring the Program to report certain 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 Study on the Future of Nuclear Energy in Maryland.

~~BY repealing and reenacting, without amendments,  
Article – Public Utilities  
Section 7-701(a) and 7-704(a)(1)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2018 Supplement)~~

~~BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 7-701(r)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2018 Supplement)~~

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

LAID OVER CALENDAR NO. 22

Senate Bill 387 – Senator Zirkin

EMERGENCY BILL

AN ACT concerning

**Environment – Water Quality Certifications  
(Pipeline and Water Protection Act of 2019)**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (3) AND THE FAVORABLE REPORT.

**SB0387/384233/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 387

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, strike “EMERGENCY BILL”; in the sponsor line, strike “Senator Zirkin” and substitute “Senators Zirkin, Nathan–Pulliam, Pinsky, and Young”; in line 5, after “fee” insert “under certain circumstances”; in the same line, strike “requiring” and substitute “authorizing”; in line 8, strike “will” and substitute “may”; strike beginning with “prohibiting” in line 11 down through “application;” in line 12; strike beginning with “specifying” in line 14 down through “application;” in line 16; strike beginning with “requiring” in line 22 down through “manner;” in line 28; and in line 29, strike “making this Act an emergency measure;”.

On page 2, in line 3, strike “14–615” and substitute “14–610”.

AMENDMENT NO. 2

On page 2 in line 16, and on page 3 in line 8, in each instance, strike “AN INTERSTATE” and substitute “A”.

On page 2, strike in their entirety lines 18 through 22, inclusive; in line 23, strike “(E)” and substitute “(C)”; in line 25, strike “ACROSS MORE THAN ONE STATE”; strike beginning with “AN” in line 26 down through “ACT” in line 28 and substitute “A PERMIT”.

IS REQUIRED UNDER SECTION 404 OF THE FEDERAL CLEAN WATER ACT"; and strike in their entirety lines 29 and 30.

On page 3, in line 1, strike "(G)" and substitute "(D)"; in line 12, after "FEE" insert ", IF A FEE IS ESTABLISHED,"; in line 14, strike "SHALL" and substitute "MAY"; strike beginning with "SHALL" in line 16 down through "BASED" in line 17 and substitute "MAY BE BASED"; in lines 18, 19, and 21, strike "(I)", "(II)", and "(III)", respectively, and substitute "(1)", "(2)", and "(3)", respectively; and strike beginning with the semicolon in line 22 down through "\$20,000" in line 26.

On page 3 in line 11, and on page 4 in line 9, in each instance, strike "28.08.02.10" and substitute "26.08.02.10".

On page 4, in line 8, strike "(A)"; and strike in their entirety lines 10 and 11.

On pages 5 and 6, strike in their entirety the lines beginning with line 3 on page 5 through line 13 on page 6, inclusive.

On page 6, in line 14, strike "14-609." and substitute "14-608."; and in line 28, strike "14-610." and substitute "14-609.".

On page 7, in line 17, strike "14-611." and substitute "14-610."; in line 10, strike "14-609" and substitute "14-608"; and in line 19, strike "1 YEAR OF SUBMISSION OF A COMPLETE APPLICATION" and substitute "THE PERIOD OF TIME AUTHORIZED UNDER FEDERAL LAW".

On page 8, strike in their entirety lines 1 through 30, inclusive.

### AMENDMENT NO. 3

On page 9, strike beginning with "is" in line 1 down through "enacted" in line 5 and substitute "shall take effect June 1, 2019".

Senator Young moved the Bill be recommitted.

The motion was adopted.

### **House Bill 101 – The Speaker (By Request – Administration)**

AN ACT concerning

**Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2019,  
and the Maryland Consolidated Capital Bond Loans of 2009, 2011, 2012, 2013,  
2014, 2015, 2016, 2017, and 2018**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (94) AND THE FAVORABLE REPORT.

Committee amendment 1 was read and adopted.

Committee amendments 2 through 6 were read and adopted.

Committee amendments 7 through 12 were read and adopted.

Committee amendments 13 through 17 were read and adopted.

Committee amendments 18 through 79 were read and adopted.

Committee amendment 80 was read and adopted.

Committee amendments 81 through 94 were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Peters moved to put **House Bill 101** on Third Reading on the same day in compliance with the Constitution.

Two-thirds of the Senators elected having voted in the affirmative by yeas and nays to put **House Bill 101** on Third Reading and Final Passage.

Affirmative – 47    Negative – 0    (See Roll Call No. 758)

**House Bill 101 – The Speaker (By Request – Administration)**

AN ACT concerning

**Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2019,  
and the Maryland Consolidated Capital Bond Loans of 2009, 2011, 2012, 2013,  
2014, 2015, 2016, 2017, and 2018**

STATUS OF BILL: BILL ON 3RD READING.

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

Affirmative – 47    Negative – 0    (See Roll Call No. 759)

The Bill was then returned to the House of Delegates.

**House Bill 298 – Delegates Busch, Bagnall, Barve, Branch, Cain, Dumais, Fraser-Hidalgo, Gaines, Gilchrist, Healey, Holmes, Jones, Lafferty, Luedtke, McIntosh, Stein, and Wilkins**

AN ACT concerning

**Oysters – Tributary-Scale Sanctuaries – Protection and Restoration**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) OFFERED FROM THE FLOOR BY SENATOR ECKARDT.

FLOOR AMENDMENT

**HB0298/733527/1**

BY: Senator Eckardt

AMENDMENTS TO HOUSE BILL 298

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, after “date;” insert “requiring the Department, in cooperation with the Oyster Advisory Commission, to develop a certain public fishery rotational harvesting pilot program;”.

AMENDMENT NO. 2

On page 5, after line 30, insert:

“(e) (1) The Department of Natural Resources, in cooperation with the Oyster Advisory Commission, shall develop a public fishery rotational harvesting pilot program.

(2) The pilot program shall:

(i) maintain the State’s Bay-wide sanctuary ratio at or above 20%;

(ii) be located in a portion of the upper Chester River sanctuary;

(iii) utilize not more than 2,500 acres of historic oyster bottom; and



(iv) be located in the mainstem of the Chester River and retain the creeks as sanctuary.

(3) The pilot program may not include any portion of the sanctuary that has been planted with seed by a local entity in the rotational harvesting area.”.

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

Affirmative – 16    Negative – 30    (See Roll Call No. 760)

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. 761)

### SENATE THIRD READING CALENDAR NO. 60 (GENERAL SENATE BILLS)

**Senate Bill 43 – Senator McCray**

AN ACT concerning

**Baltimore City – ~~At-Will Supervisory~~ Members of the Command Staff of the Police Department – Residency Requirements**

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

Affirmative – 40    Negative – 7    (See Roll Call No. 762)

The Bill was then sent to the House of Delegates.

**Senate Bill 417 – Senators Carter, Augustine, Benson, Ferguson, Hayes, Lee, McCray, Nathan-Pulliam, Smith, and Washington**

AN ACT concerning

**Vehicle Laws – ~~Ethnicity-Based or~~ Race-Based Traffic Stops – Policy and Reporting Requirements**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 763)

The Bill was then sent to the House of Delegates.

**Senate Bill 567 – ~~Senator Lee~~ Senators Lee, Zirkin, Smith, Carter, Cassilly, Hester, Hough, Ready, Waldstreicher, Washington, and West**

AN ACT concerning

**Workgroup to Study Child Custody Court ~~Decisions~~ Proceedings Involving  
Child Abuse or Domestic Violence Allegations**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 764)

The Bill was then sent to the House of Delegates.

**Senate Bill 588 – Senator Rosapepe**

SECOND PRINTING

AN ACT concerning

**Career Education Act of 2019**

Senator Kagan moved to reconsider the vote by which **Senate Bill 588** 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.

Senator Kagan moved to make the Bill a Special Order for March 27, 2019.

The motion was adopted.

**Senate Bill 631 – Senator Augustine**

AN ACT concerning

**Health Insurance – Coverage for Mental Health Benefits and Substance Use  
Disorder Benefits – ~~Requirements and Reports~~ Treatment Criteria**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 765)

The Bill was then sent to the House of Delegates.

**Senate Bill 646 – Senators Klausmeier, Benson, Elfreth, Guzzone, Hayes, Hester, McCray, Peters, and Washington**

SECOND PRINTING

AN ACT concerning

**Workers' Compensation – Medical Presumptions for Diseases and Cancer – Eligibility**  
**(Firefighter Jesse McCullough's McCullough's Cancer Protection Law)**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 766)

The Bill was then sent to the House of Delegates.

**Senate Bill 664 – Senators Edwards, Ready, and Serafini**

AN ACT concerning

**Criminal Procedure – Forfeiture of Firearms – Sale to Dealer**

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

Affirmative – 32    Negative – 14    (See Roll Call No. 767)

The Bill was then sent to the House of Delegates.

**Senate Bill 739 – Senators Lee, Carter, Waldstreicher, and West**

AN ACT concerning

**Child Advocacy Centers – Expansion**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 768)

The Bill was then sent to the House of Delegates.

**SENATE THIRD READING CALENDAR NO. 61 (GENERAL SENATE BILLS)****Senate Bill 888 – Senator Eckardt**

AN ACT concerning

**Dorchester County – Sunday Hunting – Deer Firearms Season**

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

Affirmative – 46    Negative – 1    (See Roll Call No. 769)

The Bill was then sent to the House of Delegates.

**Senate Bill 889 – Senator Eckardt**

AN ACT concerning

**Dorchester County – Sunday Hunting – Deer Bow Hunting Season**

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

Affirmative – 45    Negative – 1    (See Roll Call No. 770)

The Bill was then sent to the House of Delegates.

**Senate Bill 890 – Senator Eckardt**

AN ACT concerning

**Dorchester County – Sunday Hunting – Deer Muzzle Loader Season**

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

Affirmative – 46    Negative – 1    (See Roll Call No. 771)

The Bill was then sent to the House of Delegates.

**Senate Bill 930 – ~~Senator Washington~~ Senators Washington, Zirkin, Smith, Carter, Cassilly, Hester, Hough, Lee, Ready, Waldstreicher, and West**

AN ACT concerning

**~~Unaccompanied Minors in Need of Shelter – Consent to~~ Workgroup to Study Shelter and Supportive Services for Unaccompanied Homeless Minors**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 772)

The Bill was then sent to the House of Delegates.

**Senate Bill 935 – Senator Waldstreicher**

AN ACT concerning

**Vehicle Laws – Electric Bicycles – Equipment and Operation**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 773)

The Bill was then sent to the House of Delegates.

**Senate Bill 985 – Senators Hayes, Carter, Ferguson, and Washington**

AN ACT concerning

**Confidentiality of Juvenile Records – Baltimore City Mayor’s Office on Criminal Justice**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 774)

The Bill was then sent to the House of Delegates.

**Senate Bill 1000 – Senators Beidle, Augustine, Carter, Elfreth, Ellis, Feldman, Ferguson, Guzzone, Hayes, Kagan, Lam, Lee, Miller, Peters, Rosapepe, Smith, Washington, Young, and Zucker**

EMERGENCY BILL

AN ACT concerning

**Public Safety – Handgun Permit Review Board – Repeal**

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

Affirmative – 30    Negative – 16    (See Roll Call No. 775)

The Bill was then sent to the House of Delegates.

**Senate Bill 1038 – Senator Salling**

AN ACT concerning

**State Highway Administration – Overweight Vehicle Permits  
Vehicle Laws – Overweight Vehicles – Heavy Weight Port Corridor Permit**Read the third time and passed by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 776)

The Bill was then sent to the House of Delegates.**SENATE THIRD READING CALENDAR NO. 7 (GENERAL HOUSE BILLS)  
CONSENT NO. 9**

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 243	Allegany County Delegation	Allegany County – Property Tax Credit – Cumberland Economic Development Corporation	B&T
HB 248	Del. Jones	Education – Child Care Subsidies – Mandatory Funding Level	B&T
HB 338	Del. Queen	Human Services – Food Supplements (Summer SNAP for Children Act)	B&T
HB 657	Del. McIntosh	Arts Education in Maryland Schools Alliance Grant	B&T
HB 685	Del. Wilson	Video Lottery Terminals – Minority Business Participation Goals – Enforcement and Reporting	B&T

By Order,  
William B. C. Addison, Jr., Secretary

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 777)

The Bills were then returned to the House of Delegates.

**House Bill 20 – Delegate Luedtke**

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 – 44    Negative – 3    (See Roll Call No. 778)

The Bill was then returned to the House of Delegates.

**SENATE THIRD READING CALENDAR NO. 8 (GENERAL HOUSE BILLS)**

**House Bill 181 – Delegates Cardin, Atterbeary, Attar, Boyce, Bromwell, Brooks, Ebersole, Guyton, Hettleman, Ivey, Jalisi, Jones, Kerr, Kipke, Krebs, Malone, McComas, McKay, Patterson, Rosenberg, Stein, Terrasa, Valderrama, ~~and C. Watson~~ C. Watson, Kittleman, Arikan, Bartlett, Cox, W. Fisher, Grammer, Hartman, Lopez, Pippy, Shetty, and R. Watson**

AN ACT concerning

**Criminal Law – Electronic Harassment and Bullying  
(Grace’s Law 2.0)**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 779)

The Bill was then returned to the House of Delegates.

**House Bill 285 – Delegates Palakovich Carr, Barve, and Gilchrist**

AN ACT concerning

**Hotel Rental Tax – Limitation of Municipal Authority to Tax Small Hotels –  
Repeal**

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

Affirmative – 39 Negative – 8 (See Roll Call No. 780)

The Bill was then returned to the House of Delegates.

**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**

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

Affirmative – 32 Negative – 15 (See Roll Call No. 781)

The Bill was then returned to the House of Delegates.

**House Bill 432 – Delegates Dumais, Fraser–Hidalgo, and Qi**

AN ACT concerning

**Property Tax – Exemptions – Nonprofit Charitable Museums**

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

Affirmative – 45 Negative – 0 (See Roll Call No. 782)

The Bill was then returned to the House of Delegates.

**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**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 783)

The Bill was then returned to the House of Delegates.

**House Bill 563 – Montgomery County Delegation**



AN ACT concerning

**Montgomery County – Gaming and Benefit Performances – Repeal**

**MC 14–19**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 784)

The Bill was then returned to the House of Delegates.

**House Bill 1080 – Delegates Krimm, Buckel, Ciliberti, Corderman, Cox, Ghrist, Grammer, Jackson, Kerr, J. Lewis, Lierman, Lisanti, Luedtke, Metzgar, Qi, Shoemaker, Smith, and Wilkins**

AN ACT concerning

**Alcoholic Beverages – Beer Franchise Agreements – Notice of Nonrenewal or Termination**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 785)

The Bill was then returned to the House of Delegates.

**House Bill 1113 – Delegates Hettleman and Busch**

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 – 47    Negative – 0    (See Roll Call No. 786)

The Bill was then returned to the House of Delegates.

**INTRODUCTION OF BILLS**

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 1049 – Senator Waldstreicher**

AN ACT concerning

**Civil Actions – Office of Asbestos Case Mediation and Resolution**

FOR the purpose of establishing the Office of Asbestos Case Mediation and Resolution in the Executive Department; providing that the head of the Office is the Director of the Office; providing for the appointment and salary of the Director; authorizing the Director to employ a staff and adopt certain regulations; requiring the Director to perform certain duties; providing for the qualifications of certain mediators; requiring certain civil suits involving asbestos claims to be referred to the Office for mediation; providing for the priority of certain civil suits in the mediation process; authorizing a certain plaintiff to forego the mediation process by providing certain notice; requiring a court to schedule a trial for an asbestos case under certain circumstances; providing that mediation costs shall be paid from funds provided for in the State budget; defining certain terms; making the provisions of this Act severable; and generally relating to the Office of Asbestos Case Mediation and Resolution.

BY adding to

Article – Courts and Judicial Proceedings

Section 3–18A–01 through 3–18A–03 to be under the new subtitle “Subtitle 18A.  
Asbestos Case Mediation and Resolution”

Annotated Code of Maryland

(2013 Replacement Volume and 2018 Supplement)

Senator Waldstreicher moved to suspend the rules to allow **Senate Bill 1049** to be referred to the committee of jurisdiction.

The motion was adopted.

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

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 788)

**ADJOURNMENT**

At 9:47 P.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Legislative Day March 22, 2019, Calendar Day, Tuesday, March 26, 2019.

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**Annapolis, Maryland**  
**Legislative Day: March 22, 2019**  
**Calendar Day: Tuesday, March 26, 2019**  
**10:00 A.M. Session**

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The Senate met at 10:26 A.M.

Prayer by Rabbi Avichai Pepper, Berman Hebrew Academy, guest of Senator Miller.

(See Exhibit A of Appendix III)

**QUORUM CALL**

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

(See Roll Call No. 791)

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

The Journal of March 25, 2019 was read and approved.

**MESSAGE FROM THE HOUSE OF DELEGATES NO. 5**  
**SENATE BILLS PASSED BY YEAS AND NAYS**

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<b>BILL NO.</b>	<b>SPONSOR</b>	<b>CONTENT</b>
SB 35	Sen. Young	State Personnel – Professional Service – Maryland School for the Deaf – Teachers
SB 53	Chair, Finance Committee	State Finance and Procurement – Energy Performance Contracts
SB 105	Sen. Simonaire	Maryland Veterans Service Animal Program – Therapy Horses
SB 181	Sen. King	Education – Child Care Subsidies – Mandatory Funding Level

BILL NO.	SPONSOR	CONTENT
SB 184	Sen. Kagan	State Board of Elections – Open Meetings – Video Streaming and Recording (State Board of Elections Transparency Act)
SB 201	Sen. Pinsky	University of Maryland University College – Renaming
SB 240	Sen. Edwards	Maryland Community College Promise Scholarship Program – Alterations to the Award of Scholarship Funds
SB 251	Sen. Lam	Public Health – Treatment for the Prevention of HIV – Consent by Minors
SB 279	Sen. Feldman	Department of Aging – Grants for Aging-in-Place Programs (Nonprofits for our Aging Neighbors Act – “NANA”)
SB 398	The President	Code Revision – Estates and Trusts
SB 400	Sen. Pinsky	Md Hghr Ed Cmsn – Private Nonprft Instns of Hghr Ed – Rgltn (Private Nonprft Instn of Hghr Ed Protection Act of 2019)
SB 404	Sen. Lam	State Department of Education and Maryland Department of Health – Maryland School-Based Health Center Standards – Revision
SB 537	Sen. Lam	Higher Education – Tuition Rates – Exemptions

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. 26**

**House Bill 262 – Delegates Luedtke, Acevero, Anderson, Atterbeary, B. Barnes, D. Barnes, Barve, Boyce, Brooks, Chang, Charkoudian, Conaway, Crutchfield, Cullison, Ebersole, Feldmark, Fennell, W. Fisher, Fraser–Hidalgo, Gaines, Gilchrist, Haynes, Hettleman, Hill, Holmes, Ivey, Kaiser, Kelly, Korman, Krimm, J. Lewis, R. Lewis, Lierman, Lisanti, Lopez, Love, McIntosh, Moon, Mosby, Palakovich Carr, Patterson, Pena–Melnyk, Proctor, Qi, Queen, Reznik, Rosenberg, Shetty, Smith, Solomon, Stein, Stewart, Sydnor, Turner, Valderrama, Valentino–Smith, Washington, R. Watson, Wilkins, K. Young, and P. Young**

AN ACT concerning

### **Higher Education – Tuition Rates – Exemptions**

FOR the purpose of altering the circumstances under which certain individuals are exempt from paying the out-of-state tuition rate at certain institutions of higher education; altering the circumstances under which certain individuals are eligible to pay a certain tuition rate at certain institutions of higher education; requiring certain individuals to retain a certain tuition status until the individual is awarded a certain degree under certain circumstances; making certain stylistic changes; and generally relating to tuition rates at public institutions of higher education.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 15–106.8  
Annotated Code of Maryland  
(2018 Replacement Volume and 2018 Supplement)

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

**House Bill 796 – Delegates Wilkins, Bagnall, Hill, Kerr, R. Lewis, Lisanti, Patterson, and Shetty**

AN ACT concerning

### **Public Health – Maternal Mortality Review Program – Establishment of Local Teams**

FOR the purpose of authorizing the establishment of certain maternal mortality review teams in each county; requiring the local health officer to convene the local team under certain circumstances; providing that a local team may include certain representatives; ~~requiring~~ authorizing local teams to include certain members; requiring each local team to elect a chair; establishing the purpose and duties of local teams; authorizing the Department to release certain information at the discretion of the Secretary of Health; authorizing the Secretary to release certain data and findings to certain entities under certain circumstances; requiring, rather than authorizing, the Secretary to provide copies of certain death certificates to the

Program; requiring the Secretary to provide the Program with certain information and records under certain circumstances; requiring that ~~the Maternal Mortality Review Program to provide~~ a local team be provided access to certain information and records under certain circumstances; providing that certain meetings are closed and certain meetings are open, subject to certain provisions of law; prohibiting the disclosure of certain information during a certain public meeting; providing that certain information and records are confidential and exempt from disclosure under a certain provision of law and may be disclosed only for a certain purpose; providing that certain compilations of data are public records and certain reports are public information; prohibiting certain individuals from disclosing certain information; providing that certain individuals may not be subject to certain questioning in certain proceedings; providing that certain ~~information, documents, and records~~ proceedings, records, and files are not subject to subpoena, discovery, or introduction into evidence in certain proceedings; ~~establishing certain penalties; establishing a certain penalty; making technical and conforming changes;~~ defining ~~a certain term~~ terms; and generally relating to the Maryland Mortality Review Program and the establishment of local maternal mortality review teams.

BY renumbering

Article – Health – General  
 Section 13–1207 and 13–1208, respectively  
 to be Section 13–1212 and 13–1213, respectively  
 Annotated Code of Maryland  
 (2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General  
 Section 13–1201 and 13–1204  
 Annotated Code of Maryland  
 (2015 Replacement Volume and 2018 Supplement)

BY adding to

Article – Health – General  
 Section 13–1207 through 13–1211  
 Annotated Code of Maryland  
 (2015 Replacement Volume and 2018 Supplement)

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

**House Bill 1120 – Delegates Carey, Attar, Bhandari, Bridges, Bromwell, Busch, Cardin, Crosby, Hettleman, Jones, Kipke, Lafferty, McIntosh, Pendergrass, Rosenberg, Stein, Szeliga, and C. Watson**

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 Department to establish certain out-of-pocket limits under the Maryland State Retiree Prescription Drug Coverage Program for certain retirees; 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 or special enrollment period; requiring the Department, on or before a certain date, to establish the Maryland State Retiree Catastrophic Prescription Drug Assistance Program; authorizing the Department to establish a certain maximum reimbursement amount under the Maryland State Retiree Catastrophic Prescription Drug Assistance Program for certain retirees; 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 or special enrollment period; 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; providing that certain individuals shall be automatically enrolled in the Maryland State Retiree Life-Sustaining Prescription Drug Assistance Program; 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; 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; requiring the Department to provide to certain retirees a certain customer service hotline and interactive website; providing for the manner in which certain counseling may be provided; authorizing the Department to make an emergency procurement for certain services under certain circumstances; requiring the Department to submit certain quarterly reports to the Governor and certain committees of the General Assembly; requiring the Department to adopt certain regulations; providing for the application of certain provisions of this Act; making conforming changes; 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; requiring the Secretary of Budget and Management to provide certain notice to certain retirees not later than a certain date; declaring the



intent of the General Assembly; 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)~~ 2-508 and 2-509  
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.

### **FINANCE COMMITTEE REPORT NO. 36**

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

**Senate Bill 11 – Chair, Finance Committee (By Request – Departmental – Commerce)**

AN ACT concerning

#### **Distressed Counties – References and Definitions**

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 301 – Senators Benson, Carter, Feldman, King, Klausmeier, Lam, Lee, Nathan-Pulliam, Smith, Washington, and Young**

AN ACT concerning

#### **Hospitals – Patient’s Bill of Rights**

**SB0301/697371/2**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 301  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Young” and substitute “Young, and Hayes”; in line 8, after “patients” insert “and visitors”; and in line 14, strike “each year”.

AMENDMENT NO. 2

On page 2, in line 13, after “guidelines” insert “OR GUIDELINES ISSUED BY A NATIONALLY RECOGNIZED HOSPITAL ACCREDITATION ORGANIZATION APPROVED BY THE CENTERS FOR MEDICARE AND MEDICAID SERVICES CONDITIONS OF PARTICIPATION”; in line 15, strike the comma and substitute “OR”; in line 16, strike “OR IS ILLITERATE,”; and strike beginning with “OF” in line 21 down through “OFFICE” in line 22 and substitute “THAT ARE ACCESSIBLE TO PATIENTS AND VISITORS, WHICH MAY INCLUDE ADMITTING OFFICES”.

On page 3, in line 9, after “CARE” insert “IF STAFF SAFETY IS NOT A CONCERN”; in line 20, after “PROVIDED” insert “AND AS LONG AS PATIENT CARE IS NOT IMPEDED”; in line 26, after “OTHER” insert “TEMPORARY”; and in line 29, strike “HEALTH CARE TEAM MEMBER” and substitute “OTHER HEALTH CARE PRACTITIONERS”.

On page 4, in line 1, after “RECORDS” insert “IN ACCORDANCE WITH HIPAA NOTICE OF PRIVACY PRACTICES”; in line 3, strike “HAVE PAIN MANAGED” and substitute “BE SCREENED, ASSESSED, AND TREATED FOR PAIN”; and in line 5, strike “HAVE” and substitute “IN ACCORDANCE WITH HOSPITAL VISITATION POLICIES, HAVE”.

AMENDMENT NO. 3

On pages 4 and 5, strike the lines beginning with line 27 on page 4 through line 2 on page 5, inclusive.

On page 5, after line 2, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1, 2021, the Maryland Department of Health shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on the compliance of hospitals with the requirements of this Act.”;

and in line 3, strike “2.” and substitute “3.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 402 – Senators Carter, Smith, Hough, Lee, Waldstreicher, Washington, and West**

AN ACT concerning

**Mental Health – Involuntary Admission – Inmates in Correctional Facilities**

**SB0402/307079/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 402

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 3 down through “individual;” in line 5; strike beginning with “requiring” in line 8 down through “for;” in line 10; and in line 23, strike “10–614 and”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 23 through 31, inclusive.

On page 3, in line 6, after “(B)” insert “**(1)**”; in line 7, after “individual” insert “**WHO IS NOT AN INMATE IN A CORRECTIONAL FACILITY**”; in line 10, strike “(1)” and substitute “**(1)**”; in line 12, strike “(2)” and substitute “**(II)**”; in the same line, strike “AND”; in line 13, strike “(3)” and substitute “**(III)**”; strike beginning with “(I)” in line 13 down through “1.” in line 17; in line 20, strike “2.” and substitute “**(IV)**”; after line 21, insert:

**“(2) WITHIN 8 DAYS OF NOTIFICATION BY A PHYSICIAN, LICENSED PSYCHOLOGIST, OR PSYCHIATRIC NURSE PRACTITIONER WHO HAS CERTIFIED AN INDIVIDUAL WHO IS AN INMATE IN A CORRECTIONAL FACILITY UNDER THIS PART, A**

**FACILITY OPERATED BY THE MARYLAND DEPARTMENT OF HEALTH SHALL RECEIVE AND EVALUATE THE INDIVIDUAL CERTIFIED FOR INVOLUNTARY ADMISSION IF:**

**(I) THE INDIVIDUAL’S INVOLUNTARY ADMISSION IS NOT LIMITED BY § 10–617 OF THIS SUBTITLE; AND**

**(II) AN APPLICATION FOR ADMISSION HAS BEEN COMPLETED.”;**

strike in their entirety lines 22 through 27, inclusive; in line 28, strike “(D)” and substitute “(C)”; and in lines 29 and 32, in each instance, strike “(B)” and substitute “(B)(2)”.

On page 4, in lines 8, 12, and 19, in each instance, strike “(B)” and substitute “(B)(2)”; in lines 10 and 14, strike “(E)” and “(F)”, respectively, and substitute “(D)” and “(E)”, respectively; in line 27, strike “12 HOURS” and substitute “8 DAYS”; and in line 30, strike “(D)(1)” and substitute “(C)(1)”.

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 495 – Senators Kelley, Beidle, Benson, Feldman, Hayes, Klausmeier, and Reilly**

AN ACT concerning

**Medical Laboratories – Laboratory Tests and Procedures – Advertising**

**SB0495/287677/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 495

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “person” insert “, subject to certain limitations.”; and in line 5, after “law;” insert “authorizing the Secretary of Health to take a certain legal action under certain circumstances; providing for the application of this Act.”.

AMENDMENT NO. 2

On page 1, in line 20, after “(B)” insert “**(1) (I) THIS SUBSECTION APPLIES ONLY TO:**

**1. A DIAGNOSTIC LABORATORY TEST OR PROCEDURE FOR THE PURPOSE OF SCREENING, DIAGNOSING, MANAGING, OR TREATING A PHYSICAL OR MENTAL CONDITION OR DISEASE; AND**

**2. ANCESTRY TESTING USING Y-CHROMOSOME MITOCHONDRIAL DNA OR AUTOSOMAL DNA TESTING LIMITED TO THE DETECTION AND REPORTING OF GENETIC EVIDENCE OR PARENTAL LINEAGE AND GENETIC ETHNICITY.**

**(II) THIS SUBSECTION DOES NOT APPLY TO GENETIC OR GENOMIC TESTING DONE IN CONNECTION WITH:**

**1. THE ANALYSIS OR DIAGNOSIS AND CONTROL OF HUMAN DISEASES OR MEDICAL CONDITIONS; OR**

**2. THE PREDICTION OF HUMAN DISEASES OR MEDICAL CONDITIONS.**

**(2)**”;

in the same line, strike “A” and substitute “**SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, A**”; in line 21, after the first “A” insert “**DIAGNOSTIC**”; and after line 23, insert:

**(3) A PERSON THAT DIRECTLY OR INDIRECTLY ADVERTISES FOR OR SOLICITS BUSINESS IN THE STATE FOR A DIAGNOSTIC LABORATORY TEST OR PROCEDURE UNDER THIS SUBSECTION:**

(I) MUST BE A COVERED ENTITY UNDER THE FEDERAL HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996 AND THE FEDERAL HEALTH INFORMATION TECHNOLOGY FOR ECONOMIC AND CLINICAL HEALTH ACT; AND

(II) MAY NOT MAKE A CLAIM ABOUT THE RELIABILITY AND VALIDITY OF THE TEST OR PROCEDURE THAT IS INCONSISTENT WITH THE TEST OR PROCEDURE'S PERFORMANCE AS MEASURED UNDER 42 U.S.C. § 263A.

(4) THE SECRETARY MAY TAKE LEGAL ACTION TO RESTRICT THE MARKETING OF A DIAGNOSTIC LABORATORY TEST OR PROCEDURE IF THE SECRETARY DETERMINES THAT:

(I) THERE IS A PUBLIC HEALTH THREAT; OR

(II) THE DIAGNOSTIC LABORATORY TEST OR PROCEDURE IS NOT IN COMPLIANCE WITH THE REQUIREMENTS 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 Kelley, Chair, for the Committee on Finance reported favorably with amendments:

**Senate Bill 524 – Senator Eckardt**

AN ACT concerning

**Maryland Medical Assistance Program – Telemedicine – Psychiatric Nurse Practitioners**

**SB0524/547771/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 524

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “Practitioners” insert “and Psychiatrists”; in line 12, after “purpose;” insert “altering the date on which a certain provision of law regarding psychiatrists and telemedicine terminates;”; in line 13, after “date;” insert “providing for the termination of this Act;”; and after line 19, insert:

“BY repealing and reenacting, with amendments,  
Chapter 691 of the Acts of the General Assembly of 2018  
Section 3”.

AMENDMENT NO. 2

On page 3, after line 15, insert:

“Chapter 691 of the Acts of 2018

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2018. It shall remain effective for a period of [2] 3 years and, at the end of September 30, [2020] 2021, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”;

and in line 24, after “2019.” insert “It shall remain effective until the taking effect of the termination provision specified in Section 3 of Chapter 691 of the Acts of the General Assembly of 2018. If that termination provision takes effect, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect. This Act may not be interpreted to have any effect on that termination provision.”.

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 891 – Senators Feldman, Benson, Hayes, Hershey, and Klausmeier**

AN ACT concerning

**Consumer Protection – Resale of Tickets – Disclosures and Refunds**

**SB0891/837878/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 891

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “tickets” in line 3 down through the first “reseller” in line 4 and substitute “speculative tickets”; and in line 6, after “circumstances;” insert “defining certain terms;”.

AMENDMENT NO. 2

On page 2, strike beginning with “SALE” in line 6 down through “TICKET” in line 8 and substitute “SECOND OR SUBSEQUENT SALE OF A TICKET”; after line 13, insert:

**“(4) (I) “SPECULATIVE TICKET” MEANS A TICKET THAT IS NOT IN THE ACTUAL OR CONSTRUCTIVE POSSESSION OF A RESELLER AT THE TIME OF SALE.**

**(II) “SPECULATIVE TICKET” INCLUDES A TICKET SOLD BY A RESELLER THAT, AT THE TIME OF RESALE:**

**1. IS NOT IN THE PHYSICAL POSSESSION OF THE RESELLER;**

**2. IS NOT OWNED BY THE RESELLER; OR**

**3. IS NOT UNDER CONTRACT TO BE TRANSFERRED TO THE RESELLER.”;**

in line 14, strike “(4)” and substitute “(5)”; strike in their entirety lines 17 and 18 and substitute:

**“(B) A RESELLER MAY NOT SELL OR OFFER TO SELL SPECULATIVE TICKETS UNLESS THE RESELLER, CLEARLY AND CONSPICUOUSLY,”;**

in line 21, after “THAT” insert “THE TICKETS ARE SPECULATIVE TICKETS, AND”; after line 21, insert:



**“(2) THAT THE RESELLER IS MAKING AN OFFER TO PROCURE THE TICKETS FOR THE PROSPECTIVE PURCHASER;”**;

and in lines 22, 24, 26, 28, and 29, strike “(2)”, “(3)”, “(4)”, “(5)”, and “(6)”, respectively, and substitute “(3)”, “(4)”, “(5)”, “(6)”, and “(7)”, respectively.

On page 3, in line 1, strike “(7)” and substitute “(8)”; in the same line, strike “, THE” and substitute “:

**(I) THE”;**

and in line 2, after “TICKETS” insert “; OR

**(II) IF APPLICABLE, THAT THE RESELLER CANNOT GUARANTEE THE SPECIFIC SEATS BECAUSE THE TICKETS ARE SPECULATIVE TICKETS”.**

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 904 – Senators Kelley and Elfreth**

AN ACT concerning

**Maryland Department of Health – Family Planning Program – Funding**

Senator Kelley moved to make the Bill and Report a Special Order for March 27, 2019.

The motion was adopted.

#### **JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 25**

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

**Senate Bill 248 – Senators Carozza, Bailey, Cassilly, Eckardt, Gallion, Klausmeier, Lee, Ready, Reilly, Salling, Simonaire, and West**

AN ACT concerning

**Criminal Law – Life–Threatening Injury Involving a Vehicle or Vessel –  
Criminal Negligence**

Favorable report adopted.

FLOOR AMENDMENT

**SB0248/253521/1**

BY: Senator Carozza

AMENDMENT TO SENATE BILL 248

(First Reading File Bill)

On page 1, after line 3, insert “Wade’s Law”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

**SB0248/593625/1**

BY: Senator Zirkin

AMENDMENTS TO SENATE BILL 248

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 7 down through “Act;” in line 9.

AMENDMENT NO. 2

On page 2, in line 18, strike “**(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A**” and substitute “**A**”.

On pages 2 and 3, strike in their entirety the lines beginning with line 22 on page 2 through line 1 on page 3, inclusive.

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 with amendments:

**Senate Bill 311 – Senators Smith, Guzzone, Young, Carter, Elfreth, Ellis, Feldman, Ferguson, Kagan, Kelley, King, Kramer, Lam, Lee, Pinsky, Waldstreicher, Washington, West, and Zucker**

AN ACT concerning

**End-of-Life Option Act  
(Richard E. Israel and Roger “Pip” Moyer Act)**

**SB0311/468672/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 311

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Ellis,”; in line 13, after “physician” insert “and to a licensed mental health professional”; and strike beginning with the second “requiring” in line 14 down through “circumstances” in line 16 and substitute “prohibiting a certain attending physician, consulting physician, and licensed mental health professional from being in the same group practice or from having any agreement or system of remuneration; requiring a certain individual to sign a certain document; requiring a licensed mental health professional to fulfill certain duties”.

On pages 1 and 2, strike beginning with “providing” in line 29 on page 1 down through “purpose;” in line 2 on page 2.

On page 2, in line 5, strike “, for certain purposes”; strike beginning with “prohibiting” in line 15 down through “Act;” in line 17; in lines 18 and 19, strike “good-faith compliance with” and substitute “aid in dying under”; and strike beginning with “or” in line 19 down through “or” in line 21 and substitute “does not”.

AMENDMENT NO. 2

On page 5, in line 16, after “(I)” insert ““LICENSED CERTIFIED SOCIAL WORKER-CLINICAL” HAS THE MEANING STATED IN § 19-101 OF THE HEALTH OCCUPATIONS ARTICLE.”

(J)”;

in the same line, after “A” insert “LICENSED CERTIFIED SOCIAL WORKER–CLINICAL, A”; in line 17, after “PSYCHIATRIST” insert a comma; and in lines 18, 20, 22, and 24, strike “(J)”, “(K)”, “(L)”, and “(M)”, respectively, and substitute “(K)”, “(L)”, “(M)”, and “(N)”, respectively.

On page 6, in lines 3, 17, 19, and 25, strike “(N)”, “(O)”, “(P)”, and “(Q)”, respectively, and substitute “(O)”, “(P)”, “(Q)”, and “(R)”, respectively; and in line 20, strike “AN ADULT” and substitute “AT LEAST 21 YEARS OLD”.

On page 7, in lines 5 and 10, strike “(R)” and “(T)”, respectively, and substitute “(S)” and “(U)”, respectively; and strike in their entirety lines 7 through 9, inclusive, and substitute:

“(T) “TERMINAL ILLNESS” MEANS A PROGRESSIVE, IRREVERSIBLE MEDICAL CONDITION THAT:

(1) IS HAVING A SIGNIFICANT IMPACT ON QUALITY OF LIFE; AND

(2) TO A REASONABLE DEGREE OF MEDICAL CERTAINTY, INVOLVES A PROGNOSIS FOR AN INDIVIDUAL, WHERE, DESPITE ALL AVAILABLE TREATMENT OPTIONS RECOGNIZED BY THE MEDICAL COMMUNITY, WILL RESULT IN THE INDIVIDUAL’S DEATH IN 6 MONTHS.”.

On page 8, in line 26, strike “AN ADULT” and substitute “AT LEAST 21 YEARS OLD AND”.

On page 15, in line 18, strike “AN ADULT” and substitute “AT LEAST 21 YEARS OLD”.

On page 21, in line 3, strike “THE PHYSICIANS” and substitute “A LICENSED HEALTH CARE PROFESSIONAL”.

### AMENDMENT NO. 3

On page 8, in lines 14 and 15, strike “: (I) A” and substitute “A”; strike beginning with the semicolon in line 16 down through “WITNESS” in line 20; and after line 20, insert:

**“(2) A WITNESS UNDER SUBSECTION (A)(3) OF THIS SECTION MAY NOT BE:**

**(I) THE INDIVIDUAL’S ATTENDING PHYSICIAN; OR**

**(II) AT THE TIME THE WRITTEN REQUEST IS SIGNED BY THE INDIVIDUAL, ENTITLED TO ANY BENEFIT ON THE INDIVIDUAL’S DEATH.”**

On page 9, in line 28, after “PHYSICIAN” insert “OR, AT THE TIME THE REQUEST IS SIGNED BY THE INDIVIDUAL, BE ENTITLED TO ANY BENEFIT ON THE INDIVIDUAL’S DEATH”; in lines 28 and 29, strike “: 1. A” and substitute “A”; and strike beginning with the semicolon in line 29 down through “DEATH” in line 32.

On page 10, in line 2, strike “OR HAS PROVIDED PROOF OF IDENTITY”; in line 7, after “PHYSICIAN” insert “; AND

**6. IS NOT AN INDIVIDUAL FROM WHOM, AT THE TIME THE WRITTEN REQUEST IS SIGNED BY THE INDIVIDUAL, I AM ENTITLED TO ANY BENEFIT ON THE INDIVIDUAL’S DEATH**”;

in lines 12 and 22, in each instance, strike “1.”; strike beginning with the semicolon in line 12 down through “DEATH” in line 15; and strike beginning with the semicolon in line 22 down through “DEATH” in line 25.

#### AMENDMENT NO. 4

On page 9, in line 21, after the period insert “I MAKE THIS REQUEST FREE FROM ANY FINANCIAL CONSIDERATIONS, INCLUDING THE CONTINUED COST OF CARE.”.

On page 10, in line 6, strike “AND”; and in line 7, after “4.” insert “TO THE BEST OF MY KNOWLEDGE, IS REQUESTING AID IN DYING FREE FROM ANY FINANCIAL CONSIDERATIONS, INCLUDING THE CONTINUED COST OF CARE;

**5.**”.

On page 11, in line 6, strike “AND”; and in line 7, after “DYING” insert “; AND

**(IV) IS REQUESTING AID IN DYING FREE FROM ANY FINANCIAL CONSIDERATIONS, INCLUDING THE CONTINUED COST OF CARE**”.

On page 12, in line 21, strike “AND”; and in the same line, after “DYING” insert “**, AND IS REQUESTING AID IN DYING FREE FROM ANY FINANCIAL CONSIDERATIONS, INCLUDING THE CONTINUED COST OF CARE**”.

On page 14, in line 9, after “(6)” insert “**CONFIRM THAT THE QUALIFIED INDIVIDUAL’S REQUEST FOR AID IN DYING IS NOT INFLUENCED BY ANY FINANCIAL CONSIDERATIONS, INCLUDING THE CONTINUED COST OF CARE;**

**(7)**”;

and in lines 12, 15, and 17, strike “(7)”, “(8)”, and “(9)”, respectively, and substitute “(8)”, “(9)”, and “(10)”, respectively.

On page 15, in line 25, strike “THE” and substitute “:

**1. THE**”;

in the same line, strike “, HAS MADE” and substitute “:

**2. MADE**”;

and in lines 25 and 26, strike “, AND HAS VOLUNTARILY” and substitute “:

**3. MADE A REQUEST FREE FROM ANY FINANCIAL CONSIDERATIONS INCLUDING THE CONTINUED COST OF CARE; AND**

**4. VOLUNTARILY**”.

#### **AMENDMENT NO. 5**

On page 9, in line 2, strike “MORE LIKELY THAN NOT” and substitute “**TO A REASONABLE DEGREE OF MEDICAL CERTAINTY**”; in line 5, after “RISKS,” insert “**AND**”; and strike beginning with the second comma in line 5 down through “HOSPICE” in line 7 and substitute “**. I HAVE ALSO BEEN FULLY INFORMED OF ALL ALTERNATIVES AND HEALTH CARE TREATMENT OPTIONS RECOGNIZED BY THE MEDICAL COMMUNITY,**

INCLUDING CLINICAL TRIALS, PALLIATIVE CARE, AND HOSPICE, AND OF MY RIGHT TO SEEK INVESTIGATIONAL TREATMENTS UNDER THE FEDERAL TRICKETT WENDLER, FRANK MONGIELLO, JORDAN MCLINN, AND MATTHEW BELLINA RIGHT TO TRY ACT OF 2017”.

On page 12, strike in their entirety lines 3 and 4 and substitute:

**“(5) ALL ALTERNATIVES AND HEALTH CARE TREATMENT OPTIONS RECOGNIZED BY THE MEDICAL COMMUNITY, INCLUDING CLINICAL TRIALS, PALLIATIVE CARE, AND HOSPICE, AND THE RIGHT TO SEEK INVESTIGATIONAL TREATMENTS UNDER THE FEDERAL TRICKETT WENDLER, FRANK MONGIELLO, JORDAN MCLINN, AND MATTHEW BELLINA RIGHT TO TRY ACT OF 2017.”;**

in line 5, after “(D)” insert “(1)”; in the same line, strike “SUBJECT TO § 5-6A-06 OF THIS SUBTITLE, IF” and substitute “**IF**”; in line 8, strike “A” and substitute “:

**(I) A**;

in line 10, after “SUBTITLE” insert “;**AND**

**(II) A LICENSED MENTAL HEALTH PROFESSIONAL TO CARRY OUT THE DUTIES REQUIRED UNDER § 5-6A-06 OF THIS SUBTITLE.**

**(2) THE ATTENDING PHYSICIAN, THE CONSULTING PHYSICIAN, AND THE LICENSED MENTAL HEALTH PROFESSIONAL MAY NOT:**

**(I) BE IN THE SAME GROUP PRACTICE, AS DEFINED IN § 1-301 OF THE HEALTH OCCUPATIONS ARTICLE; OR**

**(II) HAVE ANY AGREEMENT OR SYSTEM INVOLVING REMUNERATION”;**

in line 12, before “A” insert “**(A)**”; strike in their entirety lines 18 and 19 and substitute:

**“(3) ADVISE THE INDIVIDUAL IN WRITING OF ALL ALTERNATIVES AND HEALTH CARE TREATMENT OPTIONS RECOGNIZED BY THE MEDICAL COMMUNITY, INCLUDING CLINICAL TRIALS, PALLIATIVE CARE, AND HOSPICE, AND OF THE RIGHT**

TO SEEK INVESTIGATIONAL TREATMENTS UNDER THE FEDERAL TRICKETT WENDLER, FRANK MONGIELLO, JORDAN MCLINN, AND MATTHEW BELLINA RIGHT TO TRY ACT OF 2017;”;

and after line 24, insert:

“(B) AFTER THE CONSULTING PHYSICIAN HAS ADVISED THE INDIVIDUAL UNDER SUBSECTION (A)(3) OF THIS SECTION, THE INDIVIDUAL SHALL SIGN A WRITTEN DOCUMENT STATING THAT THE INDIVIDUAL IS AWARE OF ALL ALTERNATIVES AND HEALTH CARE TREATMENT OPTIONS RECOGNIZED BY THE MEDICAL COMMUNITY, INCLUDING CLINICAL TRIALS, PALLIATIVE CARE, AND HOSPICE, AND THE RIGHT TO SEEK INVESTIGATIONAL TREATMENTS UNDER THE FEDERAL TRICKETT WENDLER, FRANK MONGIELLO, JORDAN MCLINN, AND MATTHEW BELLINA RIGHT TO TRY ACT OF 2017.”.

On pages 12 and 13, strike in their entirety the lines beginning with line 26 on page 12 through line 8 on page 13, inclusive, and substitute:

“A LICENSED MENTAL HEALTH PROFESSIONAL TO WHOM AN INDIVIDUAL HAS BEEN REFERRED UNDER § 5-6A-04(D) OF THIS SUBTITLE SHALL:

(1) EXAMINE THE INDIVIDUAL AND THE INDIVIDUAL’S RELEVANT MEDICAL RECORDS;

(2) DETERMINE WHETHER THE INDIVIDUAL HAS THE CAPACITY TO MAKE MEDICAL DECISIONS AND IS NOT SUFFERING FROM A CONDITION THAT IS CAUSING IMPAIRED JUDGMENT;

(3) DETERMINE WHETHER THE INDIVIDUAL IS REQUESTING AID IN DYING FREE FROM ANY FINANCIAL CONSIDERATIONS, INCLUDING THE CONTINUED COST OF CARE;

(4) COMMUNICATE THE LICENSED MENTAL HEALTH PROFESSIONAL’S DETERMINATIONS TO THE ATTENDING PHYSICIAN AND THE CONSULTING PHYSICIAN IN WRITING; AND



**(5) DOCUMENT THE FULFILLMENT OF THE LICENSED MENTAL HEALTH PROFESSIONAL’S DUTIES UNDER THIS SECTION IN WRITING.**

On page 13, in line 10, strike “AND” and substitute a comma; in the same line, after the second “PHYSICIAN” insert “, **AND LICENSED MENTAL HEALTH PROFESSIONAL**”; and in line 11, strike “AND 5-6A-05” and substitute “**THROUGH 5-6A-06**”.

On page 15, in line 23, after “PROGNOSIS” insert “**AND THE BASIS FOR THAT DIAGNOSIS**”.

On pages 15 and 16, strike in their entirety the lines beginning with line 30 on page 15 through line 5 on page 16, inclusive, and substitute:

**“(5) DOCUMENTATION THAT THE LICENSED MENTAL HEALTH PROFESSIONAL HAS FULFILLED THE LICENSED MENTAL HEALTH PROFESSIONAL’S DUTIES UNDER § 5-6A-06 OF THIS SUBTITLE;”**.

**AMENDMENT NO. 6**

On page 16, strike in their entirety lines 26 through 30, inclusive, and substitute:

**“(C) THE REPORT PRODUCED BY THE DEPARTMENT UNDER THIS SECTION SHALL INCLUDE, FOR THE STATE AND DISAGGREGATED BY COUNTY:**

**(1) THE NUMBER OF PRESCRIPTIONS WRITTEN FOR AID IN DYING MEDICATION;**

**(2) THE NUMBER OF PHYSICIANS WHO WROTE PRESCRIPTIONS FOR AID IN DYING MEDICATION;**

**(3) THE NUMBER OF INDIVIDUALS WHO RECEIVED A PRESCRIPTION FOR AID IN DYING;**

**(4) FOR EACH INDIVIDUAL WHO REQUESTED AID IN DYING:**

**(I) THE INDIVIDUAL’S AGE AT DEATH;**

**(II) THE INDIVIDUAL’S EDUCATION LEVEL;**

**(III) THE INDIVIDUAL’S RACE;**

**(IV) THE INDIVIDUAL’S SEX; AND**

**(V) WHETHER OR NOT THE INDIVIDUAL HAD INSURANCE AND, IF SO, THE INDIVIDUAL’S TYPE OF INSURANCE;**

**(5) WHETHER OR NOT THE INDIVIDUAL WAS ENROLLED IN HOSPICE AT THE TIME THE REQUEST WAS MADE;**

**(6) WHETHER OR NOT THE INDIVIDUAL HAD DISABILITY, AS DEFINED IN 42 U.S.C. § 12102, BEFORE THE INDIVIDUAL WAS DIAGNOSED WITH A TERMINAL ILLNESS;**

**(7) THE INDIVIDUAL’S TERMINAL ILLNESS;**

**(8) THE NUMBER OF KNOWN INDIVIDUALS WHO DIED FOLLOWING THE SELF-ADMINISTRATION OF MEDICATION FOR AID IN DYING; AND**

**(9) THE INDIVIDUAL’S STATED REASON FOR SEEKING AID IN DYING.”.**

#### **AMENDMENT NO. 7**

On page 17, strike beginning with “**FOR**” in line 5 down through “**THE**” in line 7 and substitute “**THE**”; in line 15, after “**FOR**” insert “**ANY CRIME**”; and strike beginning with “**MURDER**” in line 15 down through “**DYING**” in line 24.

#### **AMENDMENT NO. 8**

On page 18, strike in their entirety lines 15 through 19, inclusive; in line 20, strike “**(2)**” and substitute “**(A)**”; in the same line, strike “**A**” and substitute “**EXCEPT AS PROVIDED IN § 5-6A-14(C) OF THIS SUBTITLE, A**”; in line 23, after “**PENALTY**” insert “**SOLELY**”; in line 24, strike “**GOOD-FAITH COMPLIANCE WITH**” and substitute “**AID IN DYING UNDER**”; and strike in their entirety lines 25 through 30, inclusive, and substitute:

**“(B) AN INDIVIDUAL’S REQUEST FOR AID IN DYING MAY NOT PROVIDE THE SOLE BASIS FOR THE APPOINTMENT OF A GUARDIAN OR CONSERVATOR.”.**

The preceding 8 amendments were read only.

Senator Reilly moved the Bill be recommitted.

The motion was rejected by a roll call vote as follows:

Affirmative – 17    Negative – 29    (See Roll Call No. 792)

### MESSAGE TO THE SENATE

BILL:                    **HB0101**  
SPONSOR:             Speaker  
SUBJECT:              Maryland Consolidated Capital Bond Loan of 2019

By the Majority Leader:  
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Jones, Chair  
Delegate Gaines  
Delegate B. Barnes  
Delegate Ghrist  
Delegate McIntosh

In addition, the House has appointed in advisory capacity: Delegates Haynes, McKay and Korman.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

### MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

BILL: **HB0101**  
SPONSOR: Speaker  
SUBJECT: Maryland Consolidated Capital Bond Loan of 2019

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:

Delegate Jones, Chairman  
Delegate Gaines  
Delegate B. Barnes  
Delegate Ghrist  
Delegate McIntosh.

In addition, the House has appointed in advisory capacity: Delegates Haynes, McKay and Korman.

The Senate appoints:

Senator Peters, Chair  
Senator King  
Senator Zucker  
Senator Ferguson  
Senator Edwards

In addition, the Senate has appointed in advisory capacity: Senators Elfreth, Guzzone and McCray.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.  
Secretary

Read and adopted.

#### **JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 25**

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 311 – Senators Smith, Guzzone, Young, Carter, Elfreth, Ellis, Feldman, Ferguson, Kagan, Kelley, King, Kramer, Lam, Lee, Pinsky, Waldstreicher, Washington, West, and Zucker

AN ACT concerning

**End-of-Life Option Act  
(Richard E. Israel and Roger “Pip” Moyer Act)**

**SB0311/468672/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 311  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Ellis,”; in line 13, after “physician” insert “and to a licensed mental health professional”; and strike beginning with the second “requiring” in line 14 down through “circumstances” in line 16 and substitute “prohibiting a certain attending physician, consulting physician, and licensed mental health professional from being in the same group practice or from having any agreement or system of remuneration; requiring a certain individual to sign a certain document; requiring a licensed mental health professional to fulfill certain duties”.

On pages 1 and 2, strike beginning with “providing” in line 29 on page 1 down through “purpose;” in line 2 on page 2.

On page 2, in line 5, strike “, for certain purposes”; strike beginning with “prohibiting” in line 15 down through “Act;” in line 17; in lines 18 and 19, strike “good-faith compliance with” and substitute “aid in dying under”; and strike beginning with “or” in line 19 down through “or” in line 21 and substitute “does not”.

AMENDMENT NO. 2

On page 5, in line 16, after “(I)” insert ““LICENSED CERTIFIED SOCIAL WORKER-CLINICAL” HAS THE MEANING STATED IN § 19-101 OF THE HEALTH OCCUPATIONS ARTICLE.

(J);

in the same line, after “A” insert “LICENSED CERTIFIED SOCIAL WORKER–CLINICAL, A”; in line 17, after “PSYCHIATRIST” insert a comma; and in lines 18, 20, 22, and 24, strike “(J)”, “(K)”, “(L)”, and “(M)”, respectively, and substitute “(K)”, “(L)”, “(M)”, and “(N)”, respectively.

On page 6, in lines 3, 17, 19, and 25, strike “(N)”, “(O)”, “(P)”, and “(Q)”, respectively, and substitute “(O)”, “(P)”, “(Q)”, and “(R)”, respectively; and in line 20, strike “AN ADULT” and substitute “AT LEAST 21 YEARS OLD”.

On page 7, in lines 5 and 10, strike “(R)” and “(T)”, respectively, and substitute “(S)” and “(U)”, respectively; and strike in their entirety lines 7 through 9, inclusive, and substitute:

**“(T) “TERMINAL ILLNESS” MEANS A PROGRESSIVE, IRREVERSIBLE MEDICAL CONDITION THAT:**

**(1) IS HAVING A SIGNIFICANT IMPACT ON QUALITY OF LIFE; AND**

**(2) TO A REASONABLE DEGREE OF MEDICAL CERTAINTY, INVOLVES A PROGNOSIS FOR AN INDIVIDUAL, WHERE, DESPITE ALL AVAILABLE TREATMENT OPTIONS RECOGNIZED BY THE MEDICAL COMMUNITY, WILL RESULT IN THE INDIVIDUAL’S DEATH IN 6 MONTHS.”.**

On page 8, in line 26, strike “AN ADULT” and substitute “AT LEAST 21 YEARS OLD AND”.

On page 15, in line 18, strike “AN ADULT” and substitute “AT LEAST 21 YEARS OLD”.

On page 21, in line 3, strike “THE PHYSICIANS” and substitute “A LICENSED HEALTH CARE PROFESSIONAL”.

### AMENDMENT NO. 3

On page 8, in lines 14 and 15, strike “: (I) A” and substitute “A”; strike beginning with the semicolon in line 16 down through “WITNESS” in line 20; and after line 20, insert:

**“(2) A WITNESS UNDER SUBSECTION (A)(3) OF THIS SECTION MAY NOT BE:**

**(I) THE INDIVIDUAL’S ATTENDING PHYSICIAN; OR**

**(II) AT THE TIME THE WRITTEN REQUEST IS SIGNED BY THE INDIVIDUAL, ENTITLED TO ANY BENEFIT ON THE INDIVIDUAL’S DEATH.”**

On page 9, in line 28, after “PHYSICIAN” insert **“OR, AT THE TIME THE REQUEST IS SIGNED BY THE INDIVIDUAL, BE ENTITLED TO ANY BENEFIT ON THE INDIVIDUAL’S DEATH”**; in lines 28 and 29, strike “: 1. A” and substitute “A”; and strike beginning with the semicolon in line 29 down through “DEATH” in line 32.

On page 10, in line 2, strike “OR HAS PROVIDED PROOF OF IDENTITY”; in line 7, after “PHYSICIAN” insert “;AND”

**6. IS NOT AN INDIVIDUAL FROM WHOM, AT THE TIME THE WRITTEN REQUEST IS SIGNED BY THE INDIVIDUAL, I AM ENTITLED TO ANY BENEFIT ON THE INDIVIDUAL’S DEATH”;**

in lines 12 and 22, in each instance, strike “1.”; strike beginning with the semicolon in line 12 down through “DEATH” in line 15; and strike beginning with the semicolon in line 22 down through “DEATH” in line 25.

#### AMENDMENT NO. 4

On page 9, in line 21, after the period insert **“I MAKE THIS REQUEST FREE FROM ANY FINANCIAL CONSIDERATIONS, INCLUDING THE CONTINUED COST OF CARE.”**

On page 10, in line 6, strike “AND”; and in line 7, after “4.” insert **“TO THE BEST OF MY KNOWLEDGE, IS REQUESTING AID IN DYING FREE FROM ANY FINANCIAL CONSIDERATIONS, INCLUDING THE CONTINUED COST OF CARE;**

**5.”**

On page 11, in line 6, strike “AND”; and in line 7, after “DYING” insert “;AND”

**(IV) IS REQUESTING AID IN DYING FREE FROM ANY FINANCIAL CONSIDERATIONS, INCLUDING THE CONTINUED COST OF CARE**”.

On page 12, in line 21, strike “AND”; and in the same line, after “DYING” insert “**, AND IS REQUESTING AID IN DYING FREE FROM ANY FINANCIAL CONSIDERATIONS, INCLUDING THE CONTINUED COST OF CARE**”.

On page 14, in line 9, after “(6)” insert “**CONFIRM THAT THE QUALIFIED INDIVIDUAL’S REQUEST FOR AID IN DYING IS NOT INFLUENCED BY ANY FINANCIAL CONSIDERATIONS, INCLUDING THE CONTINUED COST OF CARE;**

**(7)**”;

and in lines 12, 15, and 17, strike “(7)”, “(8)”, and “(9)”, respectively, and substitute “(8)”, “(9)”, and “(10)”, respectively.

On page 15, in line 25, strike “THE” and substitute “:

**1. THE**”;

in the same line, strike “, HAS MADE” and substitute “:

**2. MADE**”;

and in lines 25 and 26, strike “, AND HAS VOLUNTARILY” and substitute “:

**3. MADE A REQUEST FREE FROM ANY FINANCIAL CONSIDERATIONS INCLUDING THE CONTINUED COST OF CARE; AND**

**4. VOLUNTARILY**”.

#### **AMENDMENT NO. 5**

On page 9, in line 2, strike “MORE LIKELY THAN NOT” and substitute “**TO A REASONABLE DEGREE OF MEDICAL CERTAINTY**”; in line 5, after “RISKS,” insert “**AND**”; and strike beginning with the second comma in line 5 down through “HOSPICE” in line 7 and substitute “**. I HAVE ALSO BEEN FULLY INFORMED OF ALL ALTERNATIVES AND HEALTH CARE TREATMENT OPTIONS RECOGNIZED BY THE MEDICAL COMMUNITY,**



INCLUDING CLINICAL TRIALS, PALLIATIVE CARE, AND HOSPICE, AND OF MY RIGHT TO SEEK INVESTIGATIONAL TREATMENTS UNDER THE FEDERAL TRICKETT WENDLER, FRANK MONGIELLO, JORDAN MCLINN, AND MATTHEW BELLINA RIGHT TO TRY ACT OF 2017”.

On page 12, strike in their entirety lines 3 and 4 and substitute:

**“(5) ALL ALTERNATIVES AND HEALTH CARE TREATMENT OPTIONS RECOGNIZED BY THE MEDICAL COMMUNITY, INCLUDING CLINICAL TRIALS, PALLIATIVE CARE, AND HOSPICE, AND THE RIGHT TO SEEK INVESTIGATIONAL TREATMENTS UNDER THE FEDERAL TRICKETT WENDLER, FRANK MONGIELLO, JORDAN MCLINN, AND MATTHEW BELLINA RIGHT TO TRY ACT OF 2017.”;**

in line 5, after “(D)” insert “(1)”; in the same line, strike “SUBJECT TO § 5-6A-06 OF THIS SUBTITLE, IF” and substitute “**IF**”; in line 8, strike “A” and substitute “:

**(I) A**;

in line 10, after “SUBTITLE” insert “;**AND**

**(II) A LICENSED MENTAL HEALTH PROFESSIONAL TO CARRY OUT THE DUTIES REQUIRED UNDER § 5-6A-06 OF THIS SUBTITLE.**

**(2) THE ATTENDING PHYSICIAN, THE CONSULTING PHYSICIAN, AND THE LICENSED MENTAL HEALTH PROFESSIONAL MAY NOT:**

**(I) BE IN THE SAME GROUP PRACTICE, AS DEFINED IN § 1-301 OF THE HEALTH OCCUPATIONS ARTICLE; OR**

**(II) HAVE ANY AGREEMENT OR SYSTEM INVOLVING REMUNERATION”;**

in line 12, before “A” insert “**(A)**”; strike in their entirety lines 18 and 19 and substitute:

**“(3) ADVISE THE INDIVIDUAL IN WRITING OF ALL ALTERNATIVES AND HEALTH CARE TREATMENT OPTIONS RECOGNIZED BY THE MEDICAL COMMUNITY, INCLUDING CLINICAL TRIALS, PALLIATIVE CARE, AND HOSPICE, AND OF THE RIGHT**

TO SEEK INVESTIGATIONAL TREATMENTS UNDER THE FEDERAL TRICKETT WENDLER, FRANK MONGIELLO, JORDAN MCLINN, AND MATTHEW BELLINA RIGHT TO TRY ACT OF 2017;”;

and after line 24, insert:

“(B) AFTER THE CONSULTING PHYSICIAN HAS ADVISED THE INDIVIDUAL UNDER SUBSECTION (A)(3) OF THIS SECTION, THE INDIVIDUAL SHALL SIGN A WRITTEN DOCUMENT STATING THAT THE INDIVIDUAL IS AWARE OF ALL ALTERNATIVES AND HEALTH CARE TREATMENT OPTIONS RECOGNIZED BY THE MEDICAL COMMUNITY, INCLUDING CLINICAL TRIALS, PALLIATIVE CARE, AND HOSPICE, AND THE RIGHT TO SEEK INVESTIGATIONAL TREATMENTS UNDER THE FEDERAL TRICKETT WENDLER, FRANK MONGIELLO, JORDAN MCLINN, AND MATTHEW BELLINA RIGHT TO TRY ACT OF 2017.”.

On pages 12 and 13, strike in their entirety the lines beginning with line 26 on page 12 through line 8 on page 13, inclusive, and substitute:

“A LICENSED MENTAL HEALTH PROFESSIONAL TO WHOM AN INDIVIDUAL HAS BEEN REFERRED UNDER § 5-6A-04(D) OF THIS SUBTITLE SHALL:

(1) EXAMINE THE INDIVIDUAL AND THE INDIVIDUAL’S RELEVANT MEDICAL RECORDS;

(2) DETERMINE WHETHER THE INDIVIDUAL HAS THE CAPACITY TO MAKE MEDICAL DECISIONS AND IS NOT SUFFERING FROM A CONDITION THAT IS CAUSING IMPAIRED JUDGMENT;

(3) DETERMINE WHETHER THE INDIVIDUAL IS REQUESTING AID IN DYING FREE FROM ANY FINANCIAL CONSIDERATIONS, INCLUDING THE CONTINUED COST OF CARE;

(4) COMMUNICATE THE LICENSED MENTAL HEALTH PROFESSIONAL’S DETERMINATIONS TO THE ATTENDING PHYSICIAN AND THE CONSULTING PHYSICIAN IN WRITING; AND

**(5) DOCUMENT THE FULFILLMENT OF THE LICENSED MENTAL HEALTH PROFESSIONAL'S DUTIES UNDER THIS SECTION IN WRITING.**

On page 13, in line 10, strike "AND" and substitute a comma; in the same line, after the second "PHYSICIAN" insert ", AND LICENSED MENTAL HEALTH PROFESSIONAL"; and in line 11, strike "AND 5-6A-05" and substitute "THROUGH 5-6A-06".

On page 15, in line 23, after "PROGNOSIS" insert "AND THE BASIS FOR THAT DIAGNOSIS".

On pages 15 and 16, strike in their entirety the lines beginning with line 30 on page 15 through line 5 on page 16, inclusive, and substitute:

**"(5) DOCUMENTATION THAT THE LICENSED MENTAL HEALTH PROFESSIONAL HAS FULFILLED THE LICENSED MENTAL HEALTH PROFESSIONAL'S DUTIES UNDER § 5-6A-06 OF THIS SUBTITLE;"**

**AMENDMENT NO. 6**

On page 16, strike in their entirety lines 26 through 30, inclusive, and substitute:

**"(C) THE REPORT PRODUCED BY THE DEPARTMENT UNDER THIS SECTION SHALL INCLUDE, FOR THE STATE AND DISAGGREGATED BY COUNTY:**

**(1) THE NUMBER OF PRESCRIPTIONS WRITTEN FOR AID IN DYING MEDICATION;**

**(2) THE NUMBER OF PHYSICIANS WHO WROTE PRESCRIPTIONS FOR AID IN DYING MEDICATION;**

**(3) THE NUMBER OF INDIVIDUALS WHO RECEIVED A PRESCRIPTION FOR AID IN DYING;**

**(4) FOR EACH INDIVIDUAL WHO REQUESTED AID IN DYING:**

**(I) THE INDIVIDUAL'S AGE AT DEATH;**

**(II) THE INDIVIDUAL'S EDUCATION LEVEL;**

**(III) THE INDIVIDUAL’S RACE;**

**(IV) THE INDIVIDUAL’S SEX; AND**

**(V) WHETHER OR NOT THE INDIVIDUAL HAD INSURANCE AND, IF SO, THE INDIVIDUAL’S TYPE OF INSURANCE;**

**(5) WHETHER OR NOT THE INDIVIDUAL WAS ENROLLED IN HOSPICE AT THE TIME THE REQUEST WAS MADE;**

**(6) WHETHER OR NOT THE INDIVIDUAL HAD DISABILITY, AS DEFINED IN 42 U.S.C. § 12102, BEFORE THE INDIVIDUAL WAS DIAGNOSED WITH A TERMINAL ILLNESS;**

**(7) THE INDIVIDUAL’S TERMINAL ILLNESS;**

**(8) THE NUMBER OF KNOWN INDIVIDUALS WHO DIED FOLLOWING THE SELF-ADMINISTRATION OF MEDICATION FOR AID IN DYING; AND**

**(9) THE INDIVIDUAL’S STATED REASON FOR SEEKING AID IN DYING.”.**

#### **AMENDMENT NO. 7**

On page 17, strike beginning with “**FOR**” in line 5 down through “**THE**” in line 7 and substitute “**THE**”; in line 15, after “**FOR**” insert “**ANY CRIME**”; and strike beginning with “**MURDER**” in line 15 down through “**DYING**” in line 24.

#### **AMENDMENT NO. 8**

On page 18, strike in their entirety lines 15 through 19, inclusive; in line 20, strike “**(2)**” and substitute “**(A)**”; in the same line, strike “**A**” and substitute “**EXCEPT AS PROVIDED IN § 5-6A-14(C) OF THIS SUBTITLE, A**”; in line 23, after “**PENALTY**” insert “**SOLELY**”; in line 24, strike “**GOOD-FAITH COMPLIANCE WITH**” and substitute “**AID IN DYING UNDER**”; and strike in their entirety lines 25 through 30, inclusive, and substitute:

**“(B) AN INDIVIDUAL’S REQUEST FOR AID IN DYING MAY NOT PROVIDE THE SOLE BASIS FOR THE APPOINTMENT OF A GUARDIAN OR CONSERVATOR.”.**

The preceding 8 amendments were read only.

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

The motion was adopted.

### CONFERENCE COMMITTEE REPORT

**House Bill 100** – The Speaker (By Request – Administration)

#### **Budget Bill (Fiscal Year 2020)**

Introductory Remarks of the Honorable Nancy J. King, Chair Senate Budget and Taxation Committee regarding the Budget Bill Conference Committee Report.

#### REPORT OF THE CONFERENCE COMMITTEE ON HOUSE BILL 100 – THE BUDGET BILL

(See Exhibit N of Appendix III)

#### CONFERENCE COMMITTEE SUMMARY REPORT ON HOUSE BILL 100 – THE BUDGET BILL AND HOUSE BILL 1407 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit O of Appendix III)

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 46    Negative – 0    (See Roll Call No. 793)

The Bill was then returned to the House of Delegates.

### CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 1407**      SPONSOR: **Chair, Appropriations  
Committee**

SUBJECT: **Budget Reconciliation and Financing Act of 2019**

THIRD READING CALENDAR      HOUSE NO. **46**      SENATE NO. **5**

Hon. Thomas V. Mike Miller, Jr., President of the Senate

Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

- (1) That the Budget and Taxation Committee Amendments (HB1407/839435/1) be rejected.
- (2) That the attached Conference Committee Amendments (HB1407/853120/1) be adopted.

**HB1407/853120/1**

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 1407

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “or altering” and substitute “, altering, or requiring”; in line 4, after “appropriations;” insert “specifying that the requirement to waive a certain fee for the filing of certain documents by certain business entities shall begin in a certain fiscal year;”; in line 7, after “revenues;” insert “requiring the budget books to include certain data and the results of certain calculations used to calculate certain State education aid; requiring a supplemental budget bill that includes a certain appropriation to include certain data and the results of certain calculations used to calculate certain State education aid;”; in line 13, after “County;” insert “requiring a certain certification to be included in a certain major capital project request;”; in line 18, after “funds;” insert “requiring the transfer of certain funds; requiring certain funds to be transferred in accordance with a certain provision of law;”; and after line 20, insert:

“BY repealing and reenacting, without amendments,

Article – Corporations and Associations

Section 1–203(b)(3)(ii)

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Corporations and Associations

Section 1–203(b)(13)

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)”.

On page 2, in line 20, after “6-104(a)(1),” insert “7-115(a) and (b).”; in line 26, strike “3A-309(f)” and substitute “3A-309(f) and (l)”; after line 28, insert:

“BY adding to

Article – State Finance and Procurement  
Section 7-115(g) and 7-120  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government  
Section 9-1A-31(a)(1)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government  
Section 9-1A-31(a)(2)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2018 Supplement)”;

and after line 33, insert:

“BY repealing and reenacting, with amendments,

Article – Transportation  
Section 2-103.1(c)(6) and 3-216(b)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation  
Section 3-216(a)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)”.

On page 13, in lines 17, 21, 24, and 28, strike “4.”, “5.”, “6.”, and “7.”, respectively, and substitute “5.”, “6.”, “7.”, and “8.”, respectively.

On page 14, in line 15, strike “11.” and substitute “14.”.

AMENDMENT NO. 2

On page 3, after line 10, insert:

“Article – Corporations and Associations

1–203.

(b) (3) (ii) Except as provided in paragraph (13) of this subsection, for each of the following documents which are filed but not recorded, the filing fee is as indicated:

Annual report of a Maryland corporation, except a charitable or benevolent institution, nonstock corporation, savings and loan corporation, credit union, family farm, and banking institution.....\$300

Annual report of a foreign corporation subject to the jurisdiction of this State, except a national banking association, savings and loan association, credit union, nonstock corporation, and charitable and benevolent institution.....\$300

Annual report of a Maryland savings and loan association, banking institution, or credit union or of a foreign savings and loan association, national banking association, or credit union that is subject to the jurisdiction of this State.....\$300

Annual report of a Maryland limited liability company, limited liability partnership, limited partnership, or of a foreign limited liability company, foreign limited liability partnership, or foreign limited partnership, except a family farm.....\$300

Annual report of a business trust.....\$300

Annual report of a real estate investment trust or foreign statutory trust doing business in this State.....\$300

Annual report of a family farm.....\$100

(13) [The] BEGINNING IN FISCAL YEAR 2022, THE Department shall waive the filing fee for a business entity described under paragraph (3)(ii) of this subsection for each year that the entity provides evidence to the Department that:



(i) The entity is required to comply with and is in compliance with Title 12 of the Labor and Employment Article; or

(ii) The entity otherwise provides an employer-offered savings arrangement, as defined in § 12-101(e) of the Labor and Employment Article, that is in compliance with federal law.”.

On page 14, before line 15, insert:

“SECTION 13. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for fiscal year 2021 only, the fees collected under § 1-203(b)(3)(ii) of the Corporations and Associations Article shall be distributed as follows:

(1) the first \$66,250,000 shall be credited to the General Fund; and

(2) the remainder shall be credited to the Commission on Innovation and Excellence in Education Fund established under § 5-219 of the Education Article.”.

### AMENDMENT NO. 3

On page 6, after line 3, insert:

“(l) Notwithstanding subsection (b) of this section, [all] money paid into the Fund under subsection (e)(2) of this section [shall] MAY be used to support the State telecommunication and computer network established under § 3A-404 of this title, including program development for these activities.”.

On page 11, before line 22, insert:

“3-216.

(a) There is a Transportation Trust Fund for the Department.

(b) **(1)** Except as otherwise expressly provided by statute AND PARAGRAPH (2) OF THIS SUBSECTION, there shall be credited to the Transportation Trust Fund for the account of the Department all taxes, fees, charges, and revenues collected or received by or paid, appropriated, or credited to the account of the Department or any of its units in the exercise of their rights, powers, duties, or obligations, including the cash proceeds of the sale of consolidated transportation bonds, notes, or other evidences of obligation issued

by the Department, any General Fund appropriations, and the proceeds of any State loan or federal grant made for transportation purposes.

**(2) ANY REVENUES FROM AN INFORMATION TECHNOLOGY AGREEMENT INVOLVING RESOURCE SHARING THAT ARE COLLECTED OR RECEIVED BY OR PAID, APPROPRIATED, OR CREDITED TO THE ACCOUNT OF THE DEPARTMENT OR ANY OF ITS UNITS SHALL BE DISTRIBUTED TO THE MAJOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECT FUND ESTABLISHED UNDER § 3A-309 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.”**

AMENDMENT NO. 4

On page 6, in line 28, strike “**0.25%**” and substitute “**0.225%**”.

AMENDMENT NO. 5

On page 6, after line 33, insert:

“7-115.

(a) On submission of the budget bill to the presiding officers of the General Assembly, the Governor shall provide the supporting material specified in this section.

(b) The Governor shall provide budget books that include the information required in this section.

**(G) THE BUDGET BOOKS SHALL INCLUDE SUPPORTING DATA AND THE RESULTS OF THE CALCULATIONS REQUIRED UNDER § 5-202(L) OF THE EDUCATION ARTICLE.**

7-120.

**ON SUBMISSION OF A SUPPLEMENTAL BUDGET BILL TO THE PRESIDING OFFICERS OF THE GENERAL ASSEMBLY THAT INCLUDES AN APPROPRIATION IN ACCORDANCE WITH § 5-202(L) OF THE EDUCATION ARTICLE, THE GOVERNOR SHALL PROVIDE SUPPORTING DATA AND THE RESULTS OF THE CALCULATIONS REQUIRED UNDER THAT SUBSECTION.”**

AMENDMENT NO. 6

On page 7, in line 25, strike “ONE-TIME BONUS IN FISCAL YEAR 2021” and substitute “COST-OF-LIVING ADJUSTMENT OF UP TO 2% BEGINNING JULY 1, 2020,”; in lines 26 and 27, strike “EXECUTIVE, JUDICIAL, AND LEGISLATIVE BRANCHES” and substitute “EXECUTIVE BRANCH”; and in line 27, strike “ARE NOT:”.

On pages 7 and 8, strike in their entirety the lines beginning with line 28 on page 7 through line 1 on page 8, inclusive, and substitute “ARE IN A BARGAINING UNIT THAT IS REPRESENTED BY ONE OF THE FOLLOWING EXCLUSIVE REPRESENTATIVES:”

(1) THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, EXCLUDING A BARGAINING UNIT REPRESENTED BY THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO LOCAL 1859;

(2) AFT HEALTHCARE-MARYLAND, AFT, AFL-CIO LOCAL 5197;

OR

(3) THE MARYLAND PROFESSIONAL EMPLOYEES COUNCIL/AFT/AFL-CIO LOCAL 6197.”.

On page 9, in line 7, strike “ONE-TIME BONUS” and substitute “COST-OF-LIVING ADJUSTMENT OF UP TO 2% BEGINNING JULY 1, 2020,”; in line 8, strike “EXECUTIVE, JUDICIAL, AND LEGISLATIVE BRANCHES” and substitute “EXECUTIVE BRANCH”; in line 9, strike “ARE NOT:”; strike in their entirety lines 10 through 16, inclusive, and substitute “ARE IN A BARGAINING UNIT THAT IS REPRESENTED BY ONE OF THE FOLLOWING EXCLUSIVE REPRESENTATIVES:”

(1) THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, EXCLUDING A BARGAINING UNIT REPRESENTED BY THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO LOCAL 1859;

(2) AFT HEALTHCARE-MARYLAND, AFT, AFL-CIO LOCAL 5197;

OR

**(3) THE MARYLAND PROFESSIONAL EMPLOYEES COUNCIL/AFT/AFL–CIO LOCAL 6197.**;

in lines 27 and 28, strike “ONE–TIME BONUS IN FISCAL YEAR 2021” and substitute “COST–OF–LIVING ADJUSTMENT OF UP TO 2% BEGINNING JULY 1, 2020,”; in lines 28 and 29, strike “EXECUTIVE, JUDICIAL, AND LEGISLATIVE BRANCHES” and substitute “EXECUTIVE BRANCH”; and in line 29, strike “ARE NOT:”.

On pages 9 and 10, strike in their entirety the lines beginning with line 30 on page 9 through line 4 on page 10, inclusive, and substitute “ARE IN A BARGAINING UNIT THAT IS REPRESENTED BY ONE OF THE FOLLOWING EXCLUSIVE REPRESENTATIVES:

**(1) THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL–CIO, EXCLUDING A BARGAINING UNIT REPRESENTED BY THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL–CIO LOCAL 1859;**

**(2) AFT HEALTHCARE–MARYLAND, AFT, AFL–CIO LOCAL 5197;**

**OR**

**(3) THE MARYLAND PROFESSIONAL EMPLOYEES COUNCIL/AFT/AFL–CIO LOCAL 6197.**;

**AMENDMENT NO. 7**

On page 10, after line 5, insert:

**“9–1A–31.**

**(a) (1) Except as provided in paragraph (8) of this subsection, the local impact grants provided under § 9–1A–27 of this subtitle shall be distributed as provided in this subsection.**

**(2) The following amounts shall be distributed to the following jurisdictions:**

**(i) Allegany County – \$200,000;**

**(ii) Cecil County – \$130,000;**

**(III) TOWN OF FOREST HEIGHTS – \$120,000;****[(iii)] (IV) Town of Perryville – \$70,000; and****[(iv)] (V) Worcester County – \$200,000.”.****AMENDMENT NO. 8**

On page 11, after line 21, insert:

**“Article – Transportation****2–103.1.**

**(c) (6) For a major capital project to be considered for inclusion in the construction program of the Consolidated Transportation Program, a request must be submitted to the Secretary by the proposing entity along with a purpose and need summary statement justifying the project that includes:**

**(i) The location of the project, including a map of the project limits, project area, or transportation corridor;**

**(ii) The need for the project; [and]**

**(iii) A discussion of how the project:**

**1. Addresses State transportation goals; and**

**2. Supports local government land use plans and goals; AND**

**(IV) A CERTIFICATION THAT ALL MEMBERS OF THE LEGISLATIVE DELEGATION OF THE COUNTY IN WHICH THE PROJECT IS LOCATED HAVE BEEN NOTIFIED.”.**

**AMENDMENT NO. 9**On page 12, in line 6, strike “\$314,825,000” and substitute “**\$309,825,000**”.**AMENDMENT NO. 10**

On page 13, after line 16, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That the unexpended appropriation for residential per diems within the Department of Juvenile Services that was included in the fiscal year 2019 operating budget (Chapter 570 of the Acts of 2018) shall be reduced by \$500,000 in general funds.”

AMENDMENT NO. 11

On page 13, strike in their entirety lines 33 through 36, inclusive.

AMENDMENT NO. 12

On page 14, after line 14, insert:

“SECTION 11. AND BE IT FURTHER ENACTED, That, for fiscal year 2020, a budget amendment to transfer funds from the Revenue Stabilization Account or the Dedicated Purpose Account may be processed only in accordance with Section 10 of this Act and the transferred funds may be used only for purposes as specified in the fiscal year 2020 operating budget bill.”

AMENDMENT NO. 13

On page 14, after line 14, insert:

“SECTION 12. AND BE IT FURTHER ENACTED, That, on or before June 30, 2019, the \$820,750 identified in the fiscal year 2018 closeout audit as being improperly retained by the Field Operations Bureau (W00A01.02) within the Department of State Police shall be credited to the General Fund.”

Senate Members:

House Members:

Chair, **Nancy J. King**

Chair, **Maggie McIntosh**

**Bill Ferguson**

**Tawanna P. Gaines**

**Guy Guzzone**

**Adrienne A. Jones**

**Douglas J. J. Peters**

**Ben Barnes**

George C. Edwards

Wendell R. Beitzel

Read in the Senate:

Read in the House of Delegates:

Amendment Office Delivers Report to:

(X) Chief Clerk

( ) Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 46    Negative – 0    (See Roll Call No. 794)

The Bill was then returned to the House of Delegates.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE  
REPORT NO. 39**

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

**Senate Bill 472 – Senators Nathan–Pulliam, Augustine, Benson, Eckardt, Ellis, Feldman, Ferguson, Kelley, Lam, Lee, Patterson, Smith, Young, and Zucker**

AN ACT concerning

**General Provisions – Commemorative Days – Caribbean Day in Maryland**

**SB0472/444234/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 472

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Days” and substitute “Months”; in the same line, strike “Day in Maryland” and substitute “Heritage Month”; in line 3, strike “day” and substitute “month”; in lines 4 and 5, in each instance, strike “Day in Maryland” and substitute “Heritage Month”; in line 6, strike “Day in Maryland” and substitute “Heritage Month”; in line 9, strike “7–414 through 7–417” and substitute “7–504 through 7–506”; in line 10,

strike “7–415 through 7–418” and substitute “7–505 through 7–507”; and in line 15, strike “7–414” and substitute “7–504”.

On page 2, in line 2, strike “7–414 through 7–417” and substitute “7–504 through 7–506”; and in line 3, strike “7–415 through 7–418” and substitute “7–505 through 7–507”.

#### AMENDMENT NO. 2

On page 2, in line 8, strike “7–414.” and substitute “7–504.”; in line 9, strike “**FIRST MONDAY IN**” and substitute “MONTH OF”; in line 10, strike “**DAY IN MARYLAND**” and substitute “HERITAGE MONTH IN RECOGNITION OF THE CONTRIBUTIONS THAT CARIBBEAN AMERICANS HAVE MADE TO THE STATE”; and in line 12, strike “**DAY IN MARYLAND**” and substitute “HERITAGE MONTH”.

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 801 – Senators Hayes, Carter, Feldman, Guzzone, Hershey, Hester, Hough, Jennings, Klausmeier, Lam, McCray, Nathan–Pulliam, Reilly, Salling, Smith, Washington, West, Young, and Zucker**

AN ACT concerning

### **Brewery Modernization Act of 2019**

**SB0801/564638/1**

BY: Education, Health, and Environmental Affairs Committee

#### AMENDMENTS TO SENATE BILL 801

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 6 down through “equivalent;” in line 8 and substitute “authorizing a local licensing board to conditionally grant an applicant an on–site consumption permit or a Class D beer license that will become effective after the



applicant meets certain requirements;”; strike beginning with “repealing” in line 13 down through “license;” in line 15 and substitute “specifying that certain hours of sale do not apply to transferees of certain licenses;”; in line 26, after “location;” insert “altering the hours during which a holder of a Class 8 farm brewery license may exercise the privileges of the license; altering the amount of beer that the holder of a Class 5 manufacturer’s license or a Class 7 micro–brewery license may distribute under a Class 7 limited beer wholesaler’s license; requiring, instead of authorizing, the Comptroller to include certain information in a certain report; requiring the Comptroller to report to certain entities certain information regarding beer production; requiring certain license holders to report certain information to the Comptroller; requiring the Comptroller to include certain information in a certain annual report;”; in line 27, strike “and”; and in the same line, after the third “licenses” insert “, and Class 7 limited beer wholesaler’s licenses”.

On page 2, in line 2, strike “and”; in the same line, after “2–210” insert “, 2–308(b) and (c), and 2–311(b)(3)”; and after line 4, insert:

“BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 2–208(a)

Annotated Code of Maryland

(2016 Volume and 2018 Supplement)

BY adding to

Article – Alcoholic Beverages

Section 2–208(i)

Annotated Code of Maryland

(2016 Volume and 2018 Supplement)”.

## AMENDMENT NO. 2

On page 3, in line 7, strike “LICENSED” and substitute “LICENSE”; in line 14, after “(1)” insert “(I)”; in the same line, strike the brackets; in the same line, strike “SHALL”; and after line 16, insert:

**“(II) ON REQUEST, A LOCAL LICENSING BOARD MAY GRANT AN APPLICANT A CONDITIONAL ON–SITE CONSUMPTION PERMIT OR A CONDITIONAL CLASS D BEER LICENSE.**

**“(III) THE CONDITIONAL PERMIT OR CONDITIONAL LICENSE SHALL BECOME EFFECTIVE AFTER THE APPLICANT:**

- 1. FILES A COMPLETED BREWER’S NOTICE FORM WITH THE U.S. DEPARTMENT OF TREASURY;**
- 2. OBTAINS A CLASS 5 BREWERY LICENSE; AND**
- 3. FULFILLS ANY OTHER OBLIGATION REQUIRED BY LAW THAT THE LOCAL LICENSING BOARD IDENTIFIES.”.**

On page 5, in line 27, strike the bracket; and in line 29, after “2017” insert “, AND ANY TRANSFEREE OF THOSE LICENSES”.

On page 6, in lines 4, 6, 11, and 24, in each instance, strike the bracket; in line 6, strike “(II)”; and strike in their entirety lines 25 through 28, inclusive.

On page 9, in lines 4, 7, and 10, in each instance, strike the bracket; and in line 17, after “OR” insert “MORE THAN”.

On page 12, in line 30, strike the colon and substitute “FROM 10 A.M. TO 10 P.M.”.

On pages 12 and 13, strike in their entirety the lines beginning with line 31 on page 12 through line 5 on page 13, inclusive.

### AMENDMENT NO. 3

On page 7, in line 31, strike “may” and substitute “SHALL”; and after line 32, insert: “2-208.

(a) There is a Class 6 pub–brewery license.

**(I) (1) ON OR BEFORE OCTOBER 1 EACH YEAR, THE COMPTROLLER SHALL REPORT TO THE SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE ECONOMIC MATTERS COMMITTEE, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE TOTAL BEER PRODUCTION OF EACH CLASS 6 LICENSE HOLDER IN THE PRECEDING FISCAL YEAR, IDENTIFIED BY JURISDICTION AND LICENSE HOLDER.**

(2) EACH HOLDER OF A CLASS 6 LICENSE SHALL REPORT TO THE COMPTROLLER THE INFORMATION NEEDED TO PREPARE THE ANNUAL REPORT REQUIRED UNDER THIS SUBSECTION.

(3) THE COMPTROLLER SHALL INCLUDE THE INFORMATION REPORTED UNDER THIS SUBSECTION IN THE ANNUAL REPORT SUBMITTED UNDER § 1-306 OF THIS ARTICLE.”.

On page 10, after line 9, insert:

“(J) (1) ON OR BEFORE OCTOBER 1 EACH YEAR, THE COMPTROLLER SHALL REPORT TO THE SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE ECONOMIC MATTERS COMMITTEE, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON THE FOLLOWING, IDENTIFIED BY JURISDICTION AND CLASS 7 LICENSE HOLDER:

(I) THE TOTAL BEER PRODUCTION OF THE LICENSE HOLDER IN THE PRECEDING FISCAL YEAR; AND

(II) THE TOTAL SALES OF THE LICENSE HOLDER FOR ON-SITE CONSUMPTION.

(2) EACH HOLDER OF A CLASS 7 LICENSE SHALL REPORT TO THE COMPTROLLER THE INFORMATION NEEDED TO PREPARE THE ANNUAL REPORT REQUIRED UNDER THIS SUBSECTION.

(3) THE COMPTROLLER SHALL INCLUDE THE INFORMATION REPORTED UNDER THIS SUBSECTION IN THE ANNUAL REPORT SUBMITTED UNDER § 1-306 OF THIS ARTICLE.”.

On page 14, after line 11, insert:

“(L) (1) ON OR BEFORE OCTOBER 1 EACH YEAR, THE COMPTROLLER SHALL REPORT TO THE SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE ECONOMIC MATTERS COMMITTEE, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE TOTAL

BEER PRODUCTION OF EACH CLASS 8 LICENSE HOLDER IN THE PRECEDING FISCAL YEAR, IDENTIFIED BY JURISDICTION AND LICENSE HOLDER.

(2) EACH HOLDER OF A CLASS 8 LICENSE SHALL REPORT TO THE COMPTROLLER THE INFORMATION NEEDED TO PREPARE THE ANNUAL REPORT REQUIRED UNDER THIS SUBSECTION.

(3) THE COMPTROLLER SHALL INCLUDE THE INFORMATION REPORTED UNDER THIS SUBSECTION IN THE ANNUAL REPORT SUBMITTED UNDER § 1-306 OF THIS ARTICLE.

2-308.

(b) The license may be issued only to a person that:

(1) holds a Class 5 manufacturer's license, a Class 7 micro-brewery license, or a Class 8 farm brewery license; and

(2) produces in the aggregate from all of its locations not more than [22,500] 45,000 barrels of beer annually.

(c) The license authorizes the license holder to:

(1) sell and deliver its own beer produced at the license holder's premises to:

(i) a holder of a retail license that is authorized to acquire beer from a wholesaler; and

(ii) a holder of a permit that is authorized to acquire beer from a wholesaler; and

(2) distribute not more than [3,000] 5,000 barrels of its own beer annually.

2-311.

(b) (3) (i) The holder of a Class 5 manufacturer's license or Class 7 micro-brewery license may apply for and obtain a Class 7 limited beer wholesaler's license in accordance with this paragraph.

(ii) A holder of a Class 5 manufacturer's license that was selling the holder's own beer at wholesale in the State as of January 1, 2013, may obtain a Class 7 limited beer wholesaler's license to continue to sell the holder's own beer at wholesale in the same location in an amount that is not more than [3,000] 5,000 barrels annually.

(iii) A holder of a Class 5 manufacturer's license that produces in aggregate from all its locations not more than [22,500] 45,000 barrels of beer annually may obtain a Class 7 limited beer wholesaler's license and distribute not more than [3,000] 5,000 barrels of its own beer annually.

(iv) A holder of one or two Class 7 micro-brewery licenses that produces in aggregate from all of its locations not more than [22,500] 45,000 barrels of beer annually may obtain a Class 7 limited beer wholesaler's license and distribute beer that:

1. totals annually not more than [3,000] 5,000 barrels in aggregate from all of its locations; and

2. has been brewed at the location from where it is distributed."

The preceding 3 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 921 – Senator Hough**

AN ACT concerning

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

**SB0921/994231/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 921

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “from” in line 5 down through “day;” in line 8 and substitute “or a person acting on behalf of the member, a campaign finance entity of the member, or any other campaign finance entity operated in coordination with the member from soliciting, receiving, depositing, or using a contribution while the member is serving on the Board; prohibiting a campaign finance entity of the member or any other campaign finance entity operated in coordination with the member from making an expenditure while the member is serving on the Board, except for a certain purpose; requiring a campaign finance entity of the member or any other campaign finance entity operated in coordination with the member to pay all outstanding obligations before the member begins serving on the Board;”; and strike beginning with “from” in line 11 down through “day;” in line 15 and substitute “or a person acting on behalf of the member, a campaign finance entity of the member, or any other campaign finance entity operated in coordination with the member from soliciting, receiving, depositing, or using a contribution while the member is serving on the board or commission; prohibiting a campaign finance entity of the member or any other campaign finance entity operated in coordination with the member from making an expenditure while the member is serving on the board or commission, except for a certain purpose; requiring a campaign finance entity of the member or any other campaign finance entity operated in coordination with the member to pay all outstanding obligations before the member begins serving on the board or commission; making clarifying and conforming changes;”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 25 through 31, inclusive, and substitute:

**“(2) A MEMBER, A PERSON ACTING ON BEHALF OF THE MEMBER, A CAMPAIGN FINANCE ENTITY OF THE MEMBER, OR ANY OTHER CAMPAIGN FINANCE ENTITY OPERATED IN COORDINATION WITH THE MEMBER MAY NOT SOLICIT, RECEIVE, DEPOSIT, OR USE A CONTRIBUTION WHILE THE MEMBER IS SERVING ON THE BOARD.**

(3) A CAMPAIGN FINANCE ENTITY OF THE MEMBER OR ANY OTHER CAMPAIGN FINANCE ENTITY OPERATED IN COORDINATION WITH THE MEMBER MAY NOT MAKE AN EXPENDITURE, EXCEPT TO PAY A LATE FILING FEE OR CIVIL PENALTY IMPOSED UNDER TITLE 13 OF THE ELECTION LAW ARTICLE, WHILE THE MEMBER IS SERVING ON THE BOARD.

(4) A CAMPAIGN FINANCE ENTITY OF THE MEMBER OR ANY OTHER CAMPAIGN FINANCE ENTITY OPERATED IN COORDINATION WITH THE MEMBER SHALL PAY ANY OUTSTANDING OBLIGATIONS BEFORE THE MEMBER BEGINS SERVING ON THE BOARD.”.

On page 4, in line 1, strike “(4)” and substitute “(5)”; strike in their entirety lines 13 through 21, inclusive, and substitute:

“(B) A MEMBER, A PERSON ACTING ON BEHALF OF THE MEMBER, A CAMPAIGN FINANCE ENTITY OF THE MEMBER, OR ANY OTHER CAMPAIGN FINANCE ENTITY OPERATED IN COORDINATION WITH THE MEMBER MAY NOT SOLICIT, RECEIVE, DEPOSIT, OR USE A CONTRIBUTION WHILE THE MEMBER IS SERVING ON THE BOARD OR COMMISSION.

(C) A CAMPAIGN FINANCE ENTITY OF THE MEMBER OR ANY OTHER CAMPAIGN FINANCE ENTITY OPERATED IN COORDINATION WITH THE MEMBER MAY NOT MAKE AN EXPENDITURE, EXCEPT TO PAY A LATE FILING FEE OR CIVIL PENALTY IMPOSED UNDER TITLE 13 OF THE ELECTION LAW ARTICLE, WHILE THE MEMBER IS SERVING ON THE BOARD OR COMMISSION.

(D) A CAMPAIGN FINANCE ENTITY OF THE MEMBER OR ANY OTHER CAMPAIGN FINANCE ENTITY OPERATED IN COORDINATION WITH THE MEMBER SHALL PAY ANY OUTSTANDING OBLIGATIONS BEFORE THE MEMBER BEGINS SERVING ON THE BOARD OR COMMISSION.”;

and in line 22, strike “(D)” 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.

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

**Senate Bill 1032 – Senator Nathan–Pulliam**

AN ACT concerning

**Morgan State University – Task Force on Reconciliation and Equity – Extension**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**BUDGET AND TAXATION COMMITTEE REPORT NO. 22**

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**Senate Bill 728 – Senator Guzzone**

AN ACT concerning

**Sales and Use Tax – Collection by Marketplace Facilitators**

**SB0728/969031/2**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 728

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after the first “of” insert “altering the distribution of certain sales and use tax revenue;”; in line 10, after “circumstances;” insert “providing that a marketplace facilitator is not liable for a failure to collect certain sales and use taxes except under certain circumstances; authorizing the Comptroller, under certain circumstances, to waive the requirement that certain marketplace facilitators collect the sales and use tax on certain transactions;”; and in line 18, after “Act;” insert “prohibiting the Comptroller, under certain circumstances, from imposing certain penalties and interest;”.



On page 2, in line 3, after “Section” insert “2-1303.”

AMENDMENT NO. 2

On page 2, after line 9, insert:

“2-1303.

**(A)** After making the distributions required under §§ 2-1301 through 2-1302.1 of this subtitle, the Comptroller shall pay:

(1) revenues from the hotel surcharge into the Dorchester County Economic Development Fund established under § 10-130 of the Economic Development Article; [and]

**(2) SUBJECT TO SUBSECTION (B) OF THIS SECTION, REVENUES COLLECTED AND REMITTED BY A MARKETPLACE FACILITATOR OR A PERSON THAT ENGAGES IN THE BUSINESS OF AN OUT-OF-STATE VENDOR AND IS REQUIRED TO COLLECT AND REMIT SALES AND USE TAX UNDER 03.06.01.33B(5) OF THE CODE OF MARYLAND REGULATIONS INTO THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND ESTABLISHED UNDER § 5-219 OF THE EDUCATION ARTICLE; AND**

**(3) the remaining sales and use tax revenue into the General Fund of the State.**

**(B) FOR EACH FISCAL YEAR, THE COMPTROLLER SHALL PAY THE FIRST \$100,000,000 OF REVENUES COLLECTED AND REMITTED BY A MARKETPLACE FACILITATOR OR A PERSON THAT ENGAGES IN THE BUSINESS OF AN OUT-OF-STATE VENDOR AND IS REQUIRED TO COLLECT AND REMIT SALES AND USE TAX UNDER 03.06.01.33B(5) OF THE CODE OF MARYLAND REGULATIONS INTO THE GENERAL FUND OF THE STATE.”.**

AMENDMENT NO. 3

On pages 2 and 3, strike in their entirety the lines beginning with line 12 on page 2 through line 12 on page 3, inclusive, and substitute:

**“(C-2)(1) “MARKETPLACE FACILITATOR” MEANS A PERSON THAT:**

(I) FACILITATES A RETAIL SALE BY A MARKETPLACE SELLER BY LISTING OR ADVERTISING FOR SALE IN A MARKETPLACE TANGIBLE PERSONAL PROPERTY; AND

(II) REGARDLESS OF WHETHER THE PERSON RECEIVES COMPENSATION OR OTHER CONSIDERATION IN EXCHANGE FOR THE PERSON'S SERVICES, DIRECTLY OR INDIRECTLY THROUGH AGREEMENTS WITH THIRD PARTIES, COLLECTS PAYMENT FROM A BUYER AND TRANSMITS THE PAYMENT TO THE MARKETPLACE SELLER.

(2) "MARKETPLACE FACILITATOR" DOES NOT INCLUDE:

(I) A PLATFORM OR FORUM THAT EXCLUSIVELY PROVIDES INTERNET ADVERTISING SERVICES, INCLUDING LISTING PRODUCTS FOR SALE, IF THE PLATFORM OR FORUM DOES NOT ALSO ENGAGE, DIRECTLY OR INDIRECTLY, IN COLLECTING PAYMENT FROM A BUYER AND TRANSMITTING THAT PAYMENT TO THE VENDOR;

(II) A PAYMENT PROCESSOR BUSINESS APPOINTED BY A VENDOR TO HANDLE PAYMENT TRANSACTIONS FROM CLIENTS, INCLUDING CREDIT CARDS AND DEBIT CARDS, WHOSE ONLY ACTIVITY WITH RESPECT TO MARKETPLACE SALES IS TO HANDLE TRANSACTIONS BETWEEN TWO PARTIES;

(III) A PEER-TO-PEER CAR SHARING PROGRAM, AS DEFINED IN § 19-520 OF THE INSURANCE ARTICLE; OR

(IV) A DELIVERY SERVICE COMPANY THAT DELIVERS TANGIBLE PERSONAL PROPERTY ON BEHALF OF A MARKETPLACE SELLER THAT IS ENGAGED IN THE BUSINESS OF A RETAIL VENDOR AND HOLDS A LICENSE ISSUED UNDER SUBTITLE 7 OF THIS TITLE."

AMENDMENT NO. 4

On page 5, after line 8, insert:

“(F) (1) THIS SUBSECTION DOES NOT APPLY IF A MARKETPLACE FACILITATOR AND A MARKETPLACE SELLER ARE RELATED ENTITIES.

(2) A MARKETPLACE FACILITATOR IS NOT LIABLE FOR A FAILURE TO COLLECT THE CORRECT AMOUNT OF SALES AND USE TAX DUE UNDER THIS SECTION IF THE MARKETPLACE FACILITATOR DEMONSTRATES TO THE SATISFACTION OF THE COMPTROLLER THAT THE FAILURE WAS THE RESULT OF INSUFFICIENT OR INCORRECT INFORMATION PROVIDED BY THE MARKETPLACE SELLER.”;

in line 9, strike “(F)” and substitute “(G)”;

“(H) (1) A MARKETPLACE FACILITATOR AND MARKETPLACE SELLER MAY APPLY TO THE COMPTROLLER FOR A WAIVER OF THE COLLECTION REQUIREMENT UNDER THIS SECTION IF:

(I) THE MARKETPLACE SELLER IS A COMMUNICATIONS COMPANY THAT IS PUBLICLY TRADED OR IS CONTROLLED, DIRECTLY OR INDIRECTLY, BY A COMPANY THAT IS PUBLICLY TRADED;

(II) THE MARKETPLACE FACILITATOR AND MARKETPLACE SELLER ENTER INTO AN AGREEMENT THAT THE MARKETPLACE SELLER WILL COLLECT AND REMIT ALL APPLICABLE SALES AND USE TAXES IMPOSED UNDER THIS TITLE; AND

(III) THE MARKETPLACE SELLER PROVIDES EVIDENCE TO THE MARKETPLACE FACILITATOR THAT THE MARKETPLACE SELLER IS LICENSED UNDER § 11-702 OF THIS TITLE TO ENGAGE IN THE BUSINESS OF AN OUT-OF-STATE VENDOR IN THE STATE OR A RETAIL VENDOR IN THE STATE.

(2) IF THE WAIVER UNDER PARAGRAPH (1) OF THIS SUBSECTION IS AUTHORIZED:

(I) THE MARKETPLACE SELLER SUBJECT TO THE AGREEMENT UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL COLLECT AND REMIT THE SALES AND USE TAX IMPOSED UNDER THIS TITLE;

(II) THE MARKETPLACE FACILITATOR IS NOT REQUIRED TO COLLECT OR REMIT THE SALES AND USE TAX IMPOSED UNDER THIS TITLE; AND

(III) THE MARKETPLACE FACILITATOR IS NOT LIABLE FOR THE FAILURE OF A MARKETPLACE SELLER TO COLLECT AND REMIT ANY SALES AND USE TAX IMPOSED UNDER THIS TITLE.

(3) THE COMPTROLLER SHALL ADOPT REGULATIONS THAT ESTABLISH:

(I) THE CRITERIA FOR OBTAINING A WAIVER UNDER THIS SUBSECTION; AND

(II) THE PROCESS AND PROCEDURE TO APPLY FOR A WAIVER.

(1) (1) IF THE COMPTROLLER CONDUCTS AN AUDIT FOR COMPLIANCE WITH THIS SECTION, THE COMPTROLLER MAY AUDIT ONLY THE MARKETPLACE FACILITATOR FOR SALES MADE BY A MARKETPLACE SELLER THAT ARE FACILITATED BY THE MARKETPLACE FACILITATOR.

(2) THE COMPTROLLER MAY NOT AUDIT THE MARKETPLACE SELLER FOR SALES FACILITATED BY THE MARKETPLACE FACILITATOR FOR WHICH THE MARKETPLACE FACILITATOR COLLECTED OR SHOULD HAVE COLLECTED THE SALES AND USE TAX DUE.”.

AMENDMENT NO. 5

On page 8, after line 27, insert:

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

(a) The Comptroller may not impose any penalty or interest on a marketplace facilitator that fails to collect and remit the sales and use tax as required by this Act if the marketplace facilitator demonstrates, to the satisfaction of the Comptroller, a hardship implementing the computer programs necessary to collect the sales and use tax.

(b) This section applies only to transactions completed on or before January 1, 2020.”;

in line 28, strike “3.” and substitute “4.”; and in line 29, strike “July” and substitute “October”.

The preceding 5 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. 23**

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

#### **Senate Bill 581 – Senators Ferguson, Feldman, Guzzone, and Klausmeier**

AN ACT concerning

#### **Economic and Community Development Tax Credits – Opportunity Zone Enhancement Program**

**SB0581/639634/1**

BY: Budget and Taxation Committee

#### AMENDMENTS TO SENATE BILL 581

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in line 2, after “Economic” insert “, Housing.”; in the same line, strike “Tax Credits”; in line 3, strike “Enhancement Program” and substitute “Incentives”; in line 4, after “of” insert “extending certain benefits under the More Jobs for Marylanders Program to businesses that locate or expand in opportunity zones in the State; extending the termination date of the Program; altering the maximum aggregate credit amounts of initial tax credit certificates the Department of Commerce may issue from the More Jobs for Marylanders Tax Credit Reserve Fund in a fiscal year; altering the calculation the Governor shall use in determining the amount to include in the budget for the More Jobs for Marylanders Tax Credit Reserve Fund; altering the information required to be contained in a certain report on the More Jobs for Marylanders Tax Credit; altering the maximum aggregate amount of sales and use tax refunds the Department of Commerce may issue from the More Jobs for Marylanders Sales and Use Tax Refund Reserve Fund in”

a fiscal year; altering the calculation of the amount of the property tax credit under the Program;; in lines 6, 7, and 8, in each instance, after “Department” insert “of Commerce”; in line 15, after “circumstances;” insert “making a certain tax credit transferable and refundable under certain circumstances; prohibiting the Director from issuing initial tax credit certificates for targeted projects before a certain date and for more than a certain amount; altering the name of the heritage structure rehabilitation tax credit; extending for a certain number of years the termination date of a certain credit; authorizing the Mayor and City Council of Baltimore City or the governing body of a county or municipal corporation to grant a property tax credit on a certain assessment of qualified opportunity zone business property under certain circumstances; authorizing the governing body of a county or municipal corporation to provide, by law, for certain matters relating to the credit; requiring a county or municipal corporation to provide certain reports to the General Assembly on or before certain dates; authorizing the Department of Commerce to provide financial assistance to certain projects in certain opportunity zones in certain counties under certain circumstances; requiring the Division of Development Finance within the Department of Housing and Community Development to conduct certain outreach; authorizing the Department of Housing and Community Development to provide financial assistance to certain business and revitalization projects in certain opportunity zones in certain counties under certain circumstances; authorizing the availability of certain tax credits in certain opportunity zones in certain counties under certain circumstances; requiring the approval of a municipal corporation or a political subdivision for a certain proposed project affecting an opportunity zone in certain counties under certain circumstances; authorizing certain growth-related projects without the approval of the Board of Public Works under certain circumstances; requiring the Department of Commerce to report to the General Assembly on or before a certain date; requiring the Department of Planning to conduct and report the findings of a certain feasibility study to the Governor and the General Assembly on or before a certain date;”; in line 16, after “Act;” insert “altering and”; in line 16, strike “an”; in the same line, strike “zone” and substitute “zones.”; strike beginning with “enhancement” in line 17 down through “credit” in line 18 and substitute “and certain economic, housing, and community development programs”; after line 18, insert:

“BY repealing and reenacting, with amendments,

Article – Corporations and Associations

Section 1–203.1(b)

Annotated Code of Maryland

(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic DevelopmentSection 4-704(a), 5-704(a)(1), 5-1303(a)(1), 6-301(f), 6-402(b)(1), 6-801, and 6-803 through 6-805Annotated Code of Maryland  
(2018 Replacement Volume)”;

in line 21, strike “6-1009” and substitute “6-1008”; in line 27, strike “5A-303(a) through (c)” and substitute “5-7B-06, 5A-303, and 7-314(o)”; and after line 29, insert:

“BY repealing and reenacting, without amendments,

Article – Tax – GeneralSection 10-741(a)(1) and 11-411(b)Annotated Code of Maryland  
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – GeneralSection 10-741(a)(9) and (10) and (b) through (e) and 11-411(d)Annotated Code of Maryland  
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Tax – PropertySection 9-110(a)(1)Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY adding to

Article – Tax – PropertySection 9-110(a)(5) and (7) and 9-263Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – PropertySection 9-110(a)(5) and (6) and (b) and 9-230(b)(4)Annotated Code of Maryland  
(2012 Replacement Volume and 2018 Supplement)

BY adding to

Article – Housing and Community Development  
Section 4–104  
Annotated Code of Maryland  
(2006 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Housing and Community Development  
Section 4–223(a), 4–508(g)(1), 6–201, 6–206(b), 6–301, 6–303(b), 6–304(b), and  
6–305(b)  
Annotated Code of Maryland  
(2006 Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Housing and Community Development  
Section 4–508(a) and 6–305(a)  
Annotated Code of Maryland  
(2006 Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement  
Section 5–7B–01(c)(1)(iii)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2018 Supplement)”.

#### AMENDMENT NO. 2

On page 2, after line 2, insert:

“Article – Corporations and Associations

1–203.1.

(b) A qualified business entity that is a new business entity in a Tier I [county] AREA, as defined under the More Jobs for Marylanders Program established under Title 6, Subtitle 8 of the Economic Development Article, is not subject to the fees enumerated in § 1–203 of this subtitle.”;

after line 3, insert:



“6–801.

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

(b) “Benefit year” means a taxable year in which a qualified business entity claims a program benefit established under § 6–805 of this subtitle.

(c) (1) “Business entity” means a person conducting or operating a trade or business that is:

(I) primarily engaged in activities that, in accordance with the North American Industrial Classification System (NAICS), United States Manual, United States Office of Management and Budget, 2012 Edition, would be included in Sector 31, 32, or 33; OR

(II) LOCATED IN AN OPPORTUNITY ZONE.

(2) “Business entity” does not include:

(I) a refiner, as defined in § 10–101 of the Business Regulation Article; OR

(II) A PERSON CONDUCTING OR OPERATING A TRADE OR BUSINESS THAT IS:

1. PROVIDING ADULT ENTERTAINMENT, AS DETERMINED BY THE DEPARTMENT;

2. PRIMARILY ENGAGED IN RETAIL ACTIVITIES, UNLESS THE PERSON IS OPERATING A GROCERY STORE LOCATED IN AN OPPORTUNITY ZONE; OR

3. PRIMARILY ENGAGED IN THE SALE OR DISTRIBUTION OF ALCOHOLIC BEVERAGES.

(d) “Eligible project” means a facility operated by a business entity in a Tier I [county] AREA or Tier II [county] AREA.

(e) “Existing business entity” means a business entity that is located in the State at the time it notifies the Department under § 6–803(c) of this subtitle.

**(F) “GROCERY STORE” HAS THE MEANING STATED IN § 9–254 OF THE TAX – PROPERTY ARTICLE.**

**[(f)] (G) “New business entity” means a business entity that is not located in the State at the time it notifies the Department under § 6–803(b) of this subtitle.**

**(H) “OPPORTUNITY ZONE” MEANS AN AREA THAT HAS BEEN DESIGNATED AS A QUALIFIED OPPORTUNITY ZONE IN THE STATE UNDER § 1400Z–1 OF THE INTERNAL REVENUE CODE.**

**[(g)] (I) “Program” means the More Jobs for Marylanders Program established under this subtitle.**

**[(h)] (J) “Qualified business entity” means a new business entity or an existing business entity operating an eligible project under this subtitle.**

**[(i)] (K) (1) “Qualified position” means a position that:**

**(i) is full–time and of indefinite duration;**

**(ii) 1. FOR A POSITION IN A FACILITY THAT IS LOCATED IN AN OPPORTUNITY ZONE, PAYS AN AVERAGE ANNUAL SALARY THAT EXCEEDS \$50,000; OR**

**2. FOR A POSITION IN A FACILITY THAT IS NOT LOCATED IN AN OPPORTUNITY ZONE, pays at least 120% of the State minimum wage;**

**(iii) is located in a facility;**

**(iv) is newly created at a single facility in the State; and**

**(v) is filled.**

**(2) “Qualified position” does not include a position that is:**

(i) created when an employment function is shifted from an existing facility of a business entity in the State to another facility of the same business entity if the position is not a net new job in the State;

(ii) created through a change in ownership of a trade or business;

(iii) created through a consolidation, merger, or restructuring of a business entity if the position is not a net new job in the State;

(iv) created when an employment function is contractually shifted from an existing business entity to another business entity in the State if the position is not a net new job in the State; or

(v) filled for a period of less than 12 months.

**[(j)] (L)** “Tier I [county] AREA” means:

(1) a Tier I county, as defined in § 1–101 of this article; [or]

(2) a county designated by the Department that is not a county described in item (1) of this subsection, not to exceed three counties; OR

**(3)** AN OPPORTUNITY ZONE.

**[(k)] (M)** “Tier II [county] AREA” means [a county] AN AREA that is not [a county] AN AREA described in subsection [(j)] (L) of this section.

6–803.

(a) A business entity may apply to the Department to enroll an eligible project in the Program if the eligible project:

(1) is in a Tier I [county] AREA and the business entity intends to create at least five qualified positions at the project location; or

(2) is in a Tier II [county] AREA and the business entity intends to create at least 10 qualified positions at the project location.

(b) (1) A new business entity may not be certified as a qualified business entity unless the new business entity:

(i) notifies the Department of its intent to seek designation of an eligible project before establishing its facility in the State; and

(ii) offers an ongoing job skills enhancement training program or postsecondary education program that is approved by the Department.

(2) The Department may certify a new business entity as a qualified business entity after the new business entity provides the required notice under paragraph (1)(i) of this subsection, applies to the Department under paragraph (3) of this subsection, and establishes and operates an eligible project.

(3) A new business entity shall submit to the Department an application containing at least the following information:

(i) the anticipated date of the establishment and initial operation of the facility and the nature of its operations;

(ii) the expected location of the facility;

(iii) the estimated number of qualified positions to be created and qualified employees to be hired and the anticipated payroll of the new qualified employees; and

(iv) any other information the Department requires.

(c) (1) An existing business entity may apply to be certified as a qualified business entity if the existing business entity increases the number of qualified positions as required under subsection (a) of this section for an eligible project in a Tier I AREA or A Tier II [county] AREA.

(2) An existing business entity may not be certified as a qualified business entity unless the business entity:

(i) notifies the Department of its intent to seek designation of an eligible project prior to hiring any employees to fill the qualified positions necessary to meet the requirements of this subtitle; and

(ii) offers an ongoing job skills enhancement training program or postsecondary education program that is approved by the Department.

(3) An existing business entity shall submit an application to the Department containing at least the following information:

(i) the number of full-time employees existing before the expansion and the payroll of the existing employees;

(ii) the estimated number of qualified positions to be created and qualified employees to be hired and the anticipated payroll of the new qualified employees; and

(iii) any other information that the Department requires.

(d) A business entity must begin hiring the employees to fill the qualified positions necessary to meet the requirements of this subtitle within 12 months after it notifies the Department of its intent to seek designation of an eligible project.

6-804.

(a) The Program benefits authorized under this section may be claimed by a qualified business entity for up to 10 consecutive benefit years.

(b) On enrollment in the Program:

(1) a new business entity in a Tier I [county] AREA is eligible for:

(i) a credit against the State income tax, established under § 10-741(b) of the Tax – General Article;

(ii) a credit against the State property tax, established under § 9-110 of the Tax – Property Article;

(iii) a refund of sales and use tax paid during the immediately preceding taxable year, as provided under § 11–411 of the Tax – General Article; and

(iv) a waiver of fees charged by the State Department of Assessments and Taxation, established under § 1–203.1 of the Corporations and Associations Article; and

(2) except as provided in subsection (c) of this section, an existing business entity that operates an eligible project is eligible for a credit against the State income tax, established under § 10–741(b) of the Tax – General Article.

(c) The income tax credit established under § 10–741(b) of the Tax – General Article is not available to an existing business entity if the entity moves its facility to another county in the State on or after June 1, 2017.

(d) If the number of qualified positions at the eligible project decreases to a number less than the number established in the first benefit year, the project shall be removed from the Program and all program benefits terminate.

6–805.

(a) The Department shall provide to a qualified business entity a certificate that:

(1) certifies the eligible project that is enrolled in the Program;

(2) provides the duration of the certification; and

(3) provides any additional information necessary for the Comptroller and Department to administer the Program.

(b) The Department may not provide a qualified business entity a certificate on or after June 1, [2020] 2025.”;

after line 7, insert:

**“(B) “LEVEL 1 OPPORTUNITY ZONE ENHANCEMENT” MEANS AN ENHANCED TAX CREDIT UNDER THE PROGRAM FOR WHICH A QUALIFIED OPPORTUNITY ZONE BUSINESS OR QUALIFIED OPPORTUNITY FUND IS ELIGIBLE IF THE FOLLOWING INFORMATION IS PROVIDED TO THE DEPARTMENT:**

(1) THE DATE OF THE QUALIFIED OPPORTUNITY FUND'S INVESTMENT IN THE QUALIFIED OPPORTUNITY ZONE BUSINESS AND THE AMOUNT OF THE INVESTMENT;

(2) THE TOTAL PROJECT OR BUSINESS INVESTMENT, INCLUDING ANY LEVERAGE;

(3) THE ADDRESS AND CENSUS TRACT OF THE QUALIFIED OPPORTUNITY ZONE BUSINESS AND THE QUALIFIED OPPORTUNITY FUND;

(4) THE NORTH AMERICAN INDUSTRIAL CLASSIFICATION SYSTEM CODE FOR THE QUALIFIED OPPORTUNITY ZONE BUSINESS;

(5) AN IMPACT REPORT, INCLUDING BOTH QUALITATIVE AND QUANTITATIVE DATA ON THE INVESTMENT AND ITS PROGRESS; AND

(6) ANY OTHER INFORMATION REQUESTED BY THE DEPARTMENT THAT MEETS THE TRANSPARENCY GOALS OF THE PROGRAM.

(C) "LEVEL 2 OPPORTUNITY ZONE ENHANCEMENT" MEANS AN ENHANCED TAX CREDIT UNDER THE PROGRAM FOR WHICH A QUALIFIED OPPORTUNITY ZONE BUSINESS OR QUALIFIED OPPORTUNITY FUND IS ELIGIBLE IF:

(1) THE REQUIREMENTS FOR A LEVEL 1 OPPORTUNITY ZONE ENHANCEMENT ARE MET;

(2) (I) ACCOUNTABILITY TO RESIDENTS OF THE COMMUNITIES IN THE OPPORTUNITY ZONE IS MAINTAINED THROUGH THEIR REPRESENTATION ON ANY GOVERNING BOARD OR ADVISORY BOARD OF THE QUALIFIED OPPORTUNITY ZONE BUSINESS; OR

(II) A COMMUNITY BENEFITS AGREEMENT IS NEGOTIATED AND AGREED TO BY COMMUNITY GROUPS OR STRATEGIC INDUSTRY PARTNERSHIPS, AS DEFINED UNDER § 11-701 OF THE LABOR AND EMPLOYMENT ARTICLE, IN THE OPPORTUNITY ZONE AND THE QUALIFIED OPPORTUNITY FUND THAT SPECIFIES A

RANGE OF COMMUNITY BENEFITS THAT THE FUND AGREES TO PROVIDE AS PART OF THE DEVELOPMENT PROJECT, INCLUDING WORKFORCE DEVELOPMENT OR LOCAL HIRING REQUIREMENTS; AND

(3) (I) FOR A QUALIFIED OPPORTUNITY ZONE BUSINESS LOCATED IN AN OPPORTUNITY ZONE IN A MUNICIPAL CORPORATION, THE MUNICIPAL CORPORATION, BY RESOLUTION, APPROVES THE PROVISION OF THE ENHANCED TAX CREDITS UNDER THE PROGRAM WITHIN THE MUNICIPAL CORPORATION; OR

(I) FOR A QUALIFIED OPPORTUNITY ZONE BUSINESS LOCATED IN AN OPPORTUNITY ZONE THAT IS NOT A MUNICIPAL CORPORATION, THE COUNTY, BY RESOLUTION, APPROVES THE PROVISION OF THE ENHANCED TAX CREDITS UNDER THE PROGRAM WITHIN THE COUNTY.

(D) “OPPORTUNITY ZONE” MEANS AN AREA THAT HAS BEEN DESIGNATED AS A QUALIFIED OPPORTUNITY ZONE IN THE STATE UNDER § 1400Z-1 OF THE INTERNAL REVENUE CODE.”;

in line 8, strike “(B)” and substitute “(E)”; in line 19, after the semicolon insert “AND”; and strike beginning with the semicolon in line 21 down through “ZONE)” in line 23.

On pages 2 through 4, strike in their entirety the lines beginning with line 24 on page 2 through line 32 on page 4, inclusive, and substitute:

“(F) “QUALIFIED OPPORTUNITY FUND” HAS THE MEANING STATED IN § 1400Z-2 OF THE INTERNAL REVENUE CODE.

(G) “QUALIFIED OPPORTUNITY ZONE BUSINESS” HAS THE MEANING STATED IN § 1400Z-2 OF THE INTERNAL REVENUE CODE.

(H) “QUALIFIED OPPORTUNITY ZONE BUSINESS PROPERTY” HAS THE MEANING STATED IN § 1400Z-2 OF THE INTERNAL REVENUE CODE.

(I) “QUALIFIED OPPORTUNITY ZONE PROPERTY” HAS THE MEANING STATED IN § 1400Z-2 OF THE INTERNAL REVENUE CODE.”.



On page 5 in lines 15, 21, and 26, on page 6 in lines 13 and 18, on page 7 in lines 2, 9, 19, and 26, on page 8 in lines 14 and 17, and on page 9 in lines 1, 4, 17, and 20, in each instance, strike “**TIER**” and substitute “**LEVEL**”.

On page 5 in line 19, on page 6 in lines 10 and 31, on page 7 in line 16, and on page 9 in line 14, in each instance, strike “**MARYLAND**”.

On page 8, in line 13, after “**ARTICLE**” insert “, **IF THE QUALIFIED MARYLAND BIOTECHNOLOGY COMPANY IS LOCATED IN AN OPPORTUNITY ZONE**”; and in line 31, after “**LOCATED**” insert “**IN AN OPPORTUNITY ZONE**”.

On page 9, after line 32, insert:

**“(3) “AGRICULTURAL STRUCTURE” MEANS A CERTIFIED HISTORIC STRUCTURE THAT IS USED OR WAS USED AS AN AGRICULTURAL FACILITY OR FOR PURPOSES RELATED TO AGRICULTURE.”**

On page 10, in lines 1, 6, 8, 24, 28, and 32, strike “(3)”, “(4)”, “(5)”, “(6)”, “(7)”, and “(8)”, respectively, and substitute “**(4)**”, “**(5)**”, “**(6)**”, “**(7)**”, “**(8)**”, and “**(9)**”, respectively.

On page 11, in lines 1, 5, and 13, strike “(9)”, “(10)”, and “(11)”, respectively, and substitute “**(10)**”, “**(11)**”, and “**(12)**”, respectively; after line 19, insert:

**“(13) “LEVEL 1 OPPORTUNITY ZONE PROJECT” MEANS A SMALL COMMERCIAL PROJECT OR COMMERCIAL REHABILITATION COMPLETED BY A QUALIFIED OPPORTUNITY ZONE BUSINESS IF THE FOLLOWING INFORMATION IS PROVIDED TO THE DIRECTOR:**

**(I) THE DATE OF THE QUALIFIED OPPORTUNITY FUND’S INVESTMENT IN THE OPPORTUNITY ZONE PROJECT AND THE AMOUNT OF THE INVESTMENT;**

**(II) THE TOTAL PROJECT OR BUSINESS INVESTMENT, INCLUDING ANY LEVERAGE;**

**(III) THE ADDRESS AND CENSUS TRACT OF THE QUALIFIED OPPORTUNITY ZONE BUSINESS AND THE QUALIFIED OPPORTUNITY FUND;**

(IV) THE NORTH AMERICAN INDUSTRIAL CLASSIFICATION SYSTEM CODE FOR THE QUALIFIED OPPORTUNITY ZONE BUSINESS;

(V) AN IMPACT REPORT, INCLUDING BOTH QUALITATIVE AND QUANTITATIVE DATA ON THE QUALIFIED OPPORTUNITY FUND'S INVESTMENT IN THE OPPORTUNITY ZONE PROJECT AND ITS PROGRESS; AND

(VI) ANY OTHER INFORMATION REQUESTED BY THE DIRECTOR.

(14) "LEVEL 2 OPPORTUNITY ZONE PROJECT" MEANS A SMALL COMMERCIAL PROJECT OR COMMERCIAL REHABILITATION COMPLETED BY A QUALIFIED OPPORTUNITY ZONE BUSINESS IF:

(I) THE REQUIREMENTS FOR A LEVEL 1 OPPORTUNITY ZONE PROJECT ARE MET;

(II) 1. ACCOUNTABILITY TO RESIDENTS OF THE COMMUNITIES IN THE QUALIFIED OPPORTUNITY ZONE IS MAINTAINED THROUGH THEIR REPRESENTATION ON ANY GOVERNING BOARD OR ANY ADVISORY BOARD OF THE QUALIFIED OPPORTUNITY ZONE BUSINESS; OR

2. A COMMUNITY BENEFITS AGREEMENT IS NEGOTIATED AND AGREED TO BY COMMUNITY GROUPS OR STRATEGIC INDUSTRY PARTNERSHIPS, AS DEFINED UNDER § 11-701 OF THE LABOR AND EMPLOYMENT ARTICLE, IN THE OPPORTUNITY ZONE AND THE QUALIFIED OPPORTUNITY ZONE BUSINESS THAT SPECIFIES A RANGE OF COMMUNITY BENEFITS THAT THE BUSINESS AGREES TO PROVIDE AS PART OF THE DEVELOPMENT PROJECT; AND

(III) 1. FOR AN OPPORTUNITY ZONE PROJECT LOCATED IN A MUNICIPAL CORPORATION, THE MUNICIPAL CORPORATION, BY RESOLUTION, APPROVES THE PROVISION WITHIN THE MUNICIPAL CORPORATION OF THE ENHANCED TAX CREDITS UNDER THIS SECTION; OR

2. FOR AN OPPORTUNITY ZONE PROJECT THAT IS NOT LOCATED IN A MUNICIPAL CORPORATION, THE COUNTY, BY RESOLUTION, APPROVES

THE PROVISION WITHIN THE COUNTY OF THE ENHANCED TAX CREDITS UNDER THIS SECTION.”;

in lines 20, 23, 28, 30, and 32, strike “(12)”, “(13)”, “(14)”, “(15)”, and “(16)”, respectively, and substitute “(15)”, “(16)”, “(18)”, “(21)”, and “(22)”, respectively; after line 27, insert:

“(17) “OPPORTUNITY ZONE PROJECT” MEANS A CERTIFIED REHABILITATION WITHIN A GEOGRAPHICAL AREA DESIGNATED AND IN EFFECT AS A QUALIFIED OPPORTUNITY ZONE IN THE STATE UNDER § 1400Z-1 OF THE INTERNAL REVENUE CODE.”;

after line 29, insert:

“(19) “POST-WORLD WAR II STRUCTURE” MEANS A CERTIFIED HISTORIC STRUCTURE THAT WAS BUILT AFTER DECEMBER 31, 1944, BUT BEFORE JANUARY 1, 1970.

(20) “QUALIFIED OPPORTUNITY FUND” HAS THE MEANING STATED IN § 6-1001 OF THE ECONOMIC DEVELOPMENT ARTICLE.”;

in line 30, strike “MARYLAND”; and in line 32, strike “MARYLAND”.

On page 12, strike in their entirety lines 2 and 3; and in lines 4, 22, and 31, strike “(18)”, “(19)”, and “(20)”, respectively, and substitute “(23)”, “(24)”, and “(25)”, respectively.

On page 13, strike beginning with “primarily” in line 1 down through “purposes” in line 6 and substitute “IF:

(I) THE QUALIFIED REHABILITATION EXPENDITURES DO NOT EXCEED \$50,000; AND

(II) 1. THE STRUCTURE IS PRIMARILY USED FOR COMMERCIAL, INCOME-PRODUCING PURPOSES;

2. THE STRUCTURE:

**A. IS A RESIDENTIAL UNIT IN A CONSECUTIVE SERIES OF SIMILAR RESIDENTIAL UNITS THAT ARE ARRANGED IN A ROW, SIDE BY SIDE; AND**

**B. IS SOLD AS PART OF A DEVELOPMENT PROJECT FOR EXCLUSIVE OCCUPANCY TO, AND OCCUPIED BY, THE RESIDENT; OR**

**3. THE STRUCTURE IS A TARGETED PROJECT”;**

in lines 7, 9, and 11, strike “(21)”, “(22)”, and “(23)”, respectively, and substitute “(26)”, “(27)”, and “(28)”, respectively; and after line 18, insert:

**“(29) “TARGETED PROJECT” MEANS A REHABILITATION OF:**

**(I) AN AGRICULTURAL STRUCTURE; OR**

**(II) A POST-WORLD WAR II STRUCTURE.”.**

On pages 13 and 14, strike in their entirety the lines beginning with line 19 on page 13 through line 19 on page 14, inclusive.

On page 14, in line 25, strike “heritage structure rehabilitation” and substitute “**HISTORIC REVITALIZATION**”; and in line 32, strike “heritage structure rehabilitation” and substitute “**HISTORIC REVITALIZATION**”.

On page 15, in line 23, strike “heritage structure rehabilitation” and substitute “**HISTORIC REVITALIZATION**”; after line 32, insert:

**“(XI) FOR COMMERCIAL REHABILITATIONS, ESTABLISH PROCEDURES FOR THE TRANSFER OF THE TAX CREDIT UNDER SUBSECTION (C)(6) OF THIS SECTION;”;**

and in line 33, strike “(xi)” and substitute “**(XII)**”.

On page 16, in line 3, strike “and”; after line 3, insert:

**“2. SPECIFY CRITERIA FOR DETERMINING WHETHER A CERTIFIED HISTORIC STRUCTURE IS:**

A. AN AGRICULTURAL STRUCTURE; OR

B. A POST-WORLD WAR II STRUCTURE; AND”;

in line 4, strike “2.” and substitute “3.”; and in line 6, strike “(XII)” and substitute “(XIII)”.

On page 15 in lines 19 and 31, on page 16 in line 7, on page 18 in lines 10, 15, 20, 21, 23, 29, 30, and 31, and on page 19 in line 1, in each instance, strike “TIER” and substitute “LEVEL”.

On page 19, after line 33, insert:

“(6) (I) IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE DIRECTOR UNDER THIS SECTION, THE AMOUNT OF THE STATE TAX CREDIT ALLOWED, BUT NOT USED, FOR COMMERCIAL REHABILITATIONS UNDER THIS SECTION MAY BE TRANSFERRED IN WHOLE OR IN PART TO ANY INDIVIDUAL OR BUSINESS ENTITY.

(II) 1. FOR THE TAXABLE YEAR OF ANY TRANSFER UNDER THIS PARAGRAPH, THE TRANSFEREE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY APPLY THE TAX CREDIT AGAINST THE TOTAL TAX OTHERWISE PAYABLE BY THE TRANSFEREE IN THAT TAXABLE YEAR.

2. IF THE TAX CREDIT EXCEEDS THE STATE INCOME TAX OF THE TRANSFEREE IN ANY TAXABLE YEAR, THE TRANSFEREE:

A. MAY CLAIM A REFUND IN THE AMOUNT OF THE EXCESS; OR

B. MAY TRANSFER THE REMAINDER OF THE TAX CREDIT TO ANY INDIVIDUAL OR BUSINESS ENTITY.

(d) (1) In this subsection, “Reserve Fund” means the [Heritage Structure Rehabilitation] HISTORIC REVITALIZATION Tax Credit Reserve Fund established under paragraph (2) of this subsection.

(2) (i) There is a [Heritage Structure Rehabilitation] HISTORIC REVITALIZATION Tax Credit Reserve Fund that is a continuing, nonlapsing special fund that is not subject to § 7–302 of this article.

(ii) The money in the Fund shall be invested and reinvested by the Treasurer, and interest and earnings shall be credited to the General Fund.

(iii) If the fees paid in any fiscal year are less than the directly related administrative costs of operating the [Heritage Structure Rehabilitation] HISTORIC REVITALIZATION Tax Credit Program, funds in the Reserve Fund shall be used for the directly related administrative costs of the Program.

(3) (i) Subject to the provisions of this subsection, the Director shall issue an initial credit certificate for each commercial rehabilitation for which a plan of proposed rehabilitation is approved and the fees charged under subsection (b)(7)(i) of this section are paid.

(ii) An initial credit certificate issued under this subsection shall state the maximum amount of credit under this section for which the commercial rehabilitation may qualify.

(iii) 1. Except as otherwise provided in this subparagraph and in subsection (b)(7)(v) of this section, for any fiscal year, the Director may not issue initial credit certificates for credit amounts in the aggregate totaling more than the amount appropriated to the Reserve Fund for that fiscal year in the State budget as approved by the General Assembly.

2. If the aggregate credit amounts under initial credit certificates issued in a fiscal year total less than the amount appropriated to the Reserve Fund for that fiscal year as a result of the limitation under subsection (b)(6) of this section, any excess amount may be issued under initial credit certificates for projects in a county or Baltimore City in the same fiscal year, without regard to the limitation under subsection (b)(6) of this section.

3. Subject to subsubparagraph 2 of this subparagraph, if the aggregate credit amounts under initial credit certificates issued in a fiscal year total less than the amount appropriated to the Reserve Fund for that fiscal year, any excess amount shall remain in the Reserve Fund and may be issued under initial credit certificates for the next fiscal year.

4. For any fiscal year, if funds are transferred from the Reserve Fund under the authority of any provision of law other than paragraph (4) of this subsection, the maximum credit amounts in the aggregate for which the Director may issue initial credit certificates shall be reduced by the amount transferred.

5. In each fiscal year, the Director shall estimate the amount of fees to be collected based on the amount appropriated to the Reserve Fund and reserve the difference between the estimated fees and estimated directly related administrative costs of the Program to be used to administer the Program.

6. If the reservation of funds to administer the Program under subparagraph 5 of this subparagraph is not necessary to cover the directly related administrative costs of the Program, any excess amount shall remain in the Reserve Fund and may be issued under initial credit certificates for the next fiscal year.

(iv) For each of fiscal years 2018 through [2022] 2024, the Governor shall include in the budget bill an appropriation to the Reserve Fund.

(v) Notwithstanding the provisions of § 7-213 of this article, the Governor may not reduce an appropriation [to] FOR the Reserve Fund in the State budget as approved by the General Assembly.

(vi) The Director may not issue an initial credit certificate for any fiscal year after fiscal year [2022] 2024.

(4) (i) Except as provided in this paragraph, money appropriated to the Reserve Fund shall remain in the Fund.

(ii) 1. Within 15 days after the end of each calendar quarter, the Trust shall notify the Comptroller as to each commercial rehabilitation completed and certified during the quarter:

A. the maximum credit amount stated in the initial credit certificate for the project; and

B. the final certified credit amount for the project.

2. On notification that a project has been certified, the Comptroller shall transfer an amount equal to the maximum credit amount stated in the initial credit certificate for the project from the Reserve Fund to the General Fund.

(iii) 1. On or before October 1 of each year, the Trust shall notify the Comptroller as to the maximum credit amount stated in the initial credit certificate for each commercial rehabilitation for which the initial credit certificate has expired under subsection (c)(3) of this section as of the end of the prior fiscal year.

2. On notification that the initial credit certificate for a project has expired under subsection (c)(3) of this section, the Comptroller shall transfer an amount equal to the maximum credit amount stated in the initial credit certificate for the project from the Reserve Fund to the General Fund.

(e) (1) Subject to the provisions of this subsection, the Director shall issue an initial credit certificate for each approved small commercial project on a first-come, first-served basis.

(2) An initial credit certificate issued under this subsection shall state the maximum amount of tax credit for which the applicant is eligible.

(3) (I) The Director may not issue an initial credit certificate under this subsection[:

(i) prior to January 1, 2015; or

(ii)] after the aggregate amount of initial credit certificates issued for small commercial projects totals \$4,000,000.

**(II) FOR A TARGETED PROJECT, THE DIRECTOR MAY NOT ISSUE AN INITIAL CREDIT CERTIFICATE UNDER THIS SUBSECTION:**

**1. AFTER THE AGGREGATE AMOUNT OF INITIAL CREDIT CERTIFICATES ISSUED FOR AGRICULTURAL STRUCTURES TOTALS \$1,000,000; OR**

**2. AFTER THE AGGREGATE AMOUNT OF INITIAL CREDIT CERTIFICATES ISSUED FOR POST-WORLD WAR II STRUCTURES TOTALS \$1,000,000.**



(f) (1) (i) In this subsection the following words have the meanings indicated.

(ii) 1. "Dispose of" means to transfer legal title or, in the case of a leasehold, the leasehold interest.

2. "Dispose of" includes to sell in a sale-and-leaseback transaction, to transfer on the foreclosure of a security interest, or to transfer by gift.

3. "Dispose of" does not include to transfer title or the leasehold interest to a creditor on creation of a security interest.

(iii) "Disqualifying work" means work that:

1. is performed on a certified rehabilitation; and

2. if performed as part of the rehabilitation certified under this section, would have made the rehabilitation ineligible for certification.

(2) The credit allowed under this section shall be recaptured as provided in paragraph (3) of this subsection if, during the taxable year in which a certified rehabilitation is completed or any of the 4 taxable years succeeding the taxable year in which the certified rehabilitation is completed:

(i) any disqualifying work is performed on the certified rehabilitation; or

(ii) for a commercial rehabilitation, the certified rehabilitation is complete and has been disposed of.

(3) (i) 1. If the disqualifying work is performed or the certified rehabilitation is disposed of during the taxable year in which the certified rehabilitation was completed, 100% of the credit shall be recaptured.

2. If the disqualifying work is performed or the certified rehabilitation is disposed of during the first full year succeeding the taxable year in which the certified rehabilitation was completed, 80% of the credit shall be recaptured.

3. If the disqualifying work is performed or the certified rehabilitation is disposed of during the second full year succeeding the taxable year in which the certified rehabilitation was completed, 60% of the credit shall be recaptured.

4. If the disqualifying work is performed or the certified rehabilitation is disposed of during the third full year succeeding the taxable year in which the certified rehabilitation was completed, 40% of the credit shall be recaptured.

5. If the disqualifying work is performed or the certified rehabilitation is disposed of during the fourth full year succeeding the taxable year in which the certified rehabilitation was completed, 20% of the credit shall be recaptured.

(ii) The individual or business entity that claimed the tax credit shall pay the amount to be recaptured as determined under subparagraph (i) of this paragraph as taxes payable to the State for the taxable year in which the disqualifying work is performed or the certified rehabilitation is disposed of.

(g) (1) The Comptroller may determine, under the process for return examination and audit under §§ 13–301 and 13–302 of the Tax – General Article:

(i) the amount of rehabilitation expenditures used in calculating the credit;

(ii) whether such expenditures are qualified rehabilitation expenditures under this section; and

(iii) whether the credit is allowable as claimed.

(2) The authority of the Comptroller to examine and audit a tax return does not limit the authority of the Director to determine whether a rehabilitation qualifies as a certified rehabilitation or whether a certificate of certified rehabilitation has been properly issued.

(3) The Comptroller may adopt regulations to require that an entity other than a corporation claim the tax credit on the tax return filed by that entity.

(4) (i) Except as otherwise provided in this paragraph, the credit under this section may be claimed for the year a certified rehabilitation is completed, only if the

Director has, by the time the return is filed, issued a certificate of completion for the certified rehabilitation.

(ii) A taxpayer claiming the credit may amend a return for the year the certified rehabilitation was completed to account for a certificate issued subsequent to the filing of the original return.

(iii) An amended return shall be filed within the period allowed under the Tax – General Article for filing refund claims.

(iv) The provisions of this paragraph do not extend the period in which a certified rehabilitation must be completed to be eligible for a tax credit under this section.

(v) An amended return may account for an amended certification issued by the Director for a certified rehabilitation.

(h) A refund payable under subsection (c) of this section:

(1) operates to reduce the income tax revenue from corporations if the person entitled to the refund is a corporation subject to the income tax under Title 10 of the Tax – General Article;

(2) operates to reduce insurance premium tax revenues if the person entitled to the refund is subject to taxation under Title 6 of the Insurance Article; and

(3) operates to reduce the income tax revenue from individuals if the person entitled to the refund is:

(i) an individual subject to the income tax under Title 10 of the Tax – General Article; or

(ii) an organization exempt from taxation under § 501(c)(3) of the Internal Revenue Code.

(i) (1) On or before December 15 of each fiscal year, the Director shall report to the Governor and, subject to § 2–1246 of the State Government Article, to the General Assembly, on:

(i) the initial credit certificates awarded for commercial rehabilitations and small commercial projects under this section for that fiscal year;

(ii) the tax credits awarded for certified rehabilitations completed in the preceding fiscal year;

(iii) whether the tax credits awarded for certified rehabilitations completed in the preceding fiscal year were located in:

1. a local historic district; or

2. a national register district; and

(iv) the estimated amount of directly related administrative costs reserved in the Reserve Fund, the estimated amount of fees to be collected, the actual directly related administrative costs, and the actual amount of fees collected.

(2) The report required under paragraph (1) of this subsection shall include for each initial credit certificate awarded for the fiscal year for a commercial rehabilitation:

(i) the name of the owner or developer of the commercial rehabilitation;

(ii) the name and address of the proposed or certified rehabilitation and the county where the project is located;

(iii) the dates of receipt and approval by the Director of all applications regarding the project, including applications:

1. for certification that a structure or property will qualify as a certified historic structure; and

2. for approval of the proposed rehabilitation; and

(iv) the maximum amount of the credit stated in the initial credit certificate for the project and the estimated rehabilitation expenditures stated in the application for approval of the plan of proposed rehabilitation.

(3) The report required under paragraph (1) of this subsection shall include for each certified commercial rehabilitation completed during the preceding fiscal year:

(i) the name of the owner or developer of the commercial rehabilitation;

(ii) the name and address of the certified rehabilitation and the county where the project is located;

(iii) the dates of receipt and approval by the Director of all applications regarding the project; and

(iv) 1. the maximum amount of the credit stated in the initial credit certificate for the project and the estimated rehabilitation expenditures stated in the application for approval of the plan of proposed rehabilitation; and

2. the actual qualified rehabilitation expenditures and the final amount of the credit for which the project qualified.

(4) The report required under paragraph (1) of this subsection shall summarize for each category of certified rehabilitations:

(i) the total number of applicants for:

1. certification that a structure or property will qualify as a certified historic structure;

2. approval of plans of proposed rehabilitations; or

3. certification of the completed rehabilitations;

(ii) the number of proposed projects for which plans of proposed rehabilitation were approved; and

(iii) the total estimated rehabilitation expenditures stated in approved applications for approval of plans of proposed rehabilitation and the total qualified rehabilitation expenditures for completed rehabilitations certified.

(5) The information required under paragraph (4) of this subsection shall be provided in the aggregate and separately for each of the following categories of certified rehabilitations:

- (i) owner-occupied single family residential structures;
- (ii) small commercial projects; and
- (iii) commercial rehabilitations.

(j) (1) Subject to the provisions of this subsection, the provisions of this section and the tax credit authorized under this section shall terminate as of July 1, [2022] 2024.

(2) On and after July 1, [2022] 2024:

(i) the tax credit authorized under this section may be claimed for:

1. a rehabilitation project, other than a commercial rehabilitation, for which an application for approval of a plan of proposed rehabilitation was received by the Director on or before June 30, [2022] 2024; or

2. a commercial rehabilitation for which an initial credit certificate has been awarded under subsection (d) of this section; and

(ii) the Director shall continue to report to the Governor and the General Assembly as required under subsection (i) of this section for as long as any rehabilitation project for which the tax credit may be claimed remains incomplete.

#### Article – Tax – General

10-741.

(a) (1) In this section the following words have the meanings indicated.

(9) “Tier I [county] AREA” has the meaning stated in § 6-801 of the Economic Development Article.

(10) “Tier II [county] AREA” has the meaning stated in § 6-801 of the Economic Development Article.

(b) (1) Subject to the limitations of this section, an individual or corporation that is a new business entity that operates an eligible project in a Tier I [county] AREA or an existing business entity that operates an eligible project may claim a credit against the State income tax equal to the amount stated in the final tax credit certificate approved by the Department for an eligible project.

(2) The amount of the credit authorized under paragraph (1) of this subsection is equal to the product of:

(i) the State employer withholding amount, which is equal to the highest tax rate listed in § 10–105(a) of this title; and

(ii) the total amount of wages paid for each qualified position at an eligible project.

(3) If the tax credit allowed under this section in any taxable year exceeds the total tax otherwise payable by the qualified business entity for that taxable year, the qualified business entity may claim a refund in the amount of the excess.

(c) (1) On enrollment in the More Jobs for Marylanders Program established under Title 6, Subtitle 8 of the Economic Development Article, a qualified business entity shall apply to the Department for a tax credit certificate.

(2) The application shall be in the form and shall contain the information the Department requires.

(3) (i) Subject to subsections (d) and (e) of this section, the Department may issue a tax credit certificate to a qualified business entity in an amount not to exceed the amount determined under subsection (b)(2) of this section.

(ii) In determining the allocation of the aggregate tax credit amounts available in a fiscal year as provided under subsection (d) of this section, the Department shall give priority to applications for eligible projects in a Tier I [county] AREA, as defined under § 6–801 of the Economic Development Article.

(d) (1) In this subsection, “Reserve Fund” means the More Jobs for Marylanders Tax Credit Reserve Fund established under paragraph (2) of this subsection.

(2) (i) There is a More Jobs for Marylanders Tax Credit Reserve Fund that is a special continuing, nonlapsing fund that is not subject to § 7–302 of the State Finance and Procurement Article.

(ii) The money in the Reserve Fund shall be invested and reinvested by the Treasurer, and interest and earnings shall be credited to the General Fund.

(3) (i) Subject to the limitations of this subsection, the Department shall issue an initial tax credit certificate in an amount equal to a percentage of total wages paid for each qualified position at an eligible project as calculated under subsection (b)(2) of this section.

(ii) An initial tax credit certificate issued under this subsection shall state the maximum amount of tax credit for which the qualified business entity is eligible.

(iii) 1. Except as otherwise provided in this subparagraph, for any fiscal year, the Department may not issue initial tax credit certificates for credit amounts in the aggregate totaling more than ~~[\$9,000,000]~~ **\$11,000,000** in a fiscal year.

2. If the aggregate credit amounts under initial tax credit certificates issued in a fiscal year total less than the maximum provided under subparagraph 1 of this subparagraph, any excess amount shall remain in the Reserve Fund and may be issued under initial tax credit certificates for the next fiscal year.

3. For any fiscal year, if funds are transferred from the Reserve Fund under the authority of any provision of law other than under paragraph (4) of this subsection, the maximum credit amounts in the aggregate for which the Department may issue initial tax credit certificates shall be reduced by the amount transferred.

(iv) For fiscal year 2019 and each fiscal year thereafter, the Governor shall include in the annual budget bill an appropriation to the Reserve Fund in an amount that is no less than the amount the Department reports is necessary under subsection (e) of this section to:

1. maintain the current level of manufacturing activity in the State; [and]

2. attract new manufacturing activity to the State; AND



**3. ATTRACT NEW BUSINESSES TO AND ENCOURAGE THE EXPANSION OF EXISTING BUSINESSES WITHIN OPPORTUNITY ZONES IN THE STATE.**

(v) Notwithstanding the provisions of § 7–213 of the State Finance and Procurement Article, the Governor may not reduce an appropriation to the Reserve Fund in the State budget as approved by the General Assembly.

(vi) Based on an amount equal to a percentage of the total actual wages paid for each qualified position at an eligible project as calculated under subsection (b)(2) of this section, the Department shall issue a final tax credit certificate to the qualified business entity.

(4) (i) Except as provided in this paragraph, money appropriated to the Reserve Fund shall remain in the Fund.

(ii) 1. Within 15 days after the end of each calendar quarter, the Department shall notify the Comptroller as to each final credit certificate issued during the quarter:

A. the maximum credit amount stated in the initial tax credit certificate for the qualified business entity; and

B. the final certified credit amount for the qualified business entity.

2. On notification that a final credit amount has been certified, the Comptroller shall transfer an amount equal to the credit amount stated in the initial tax credit certificate for the qualified business entity from the Reserve Fund to the General Fund.

(e) On or before July 1 each year, the Department shall report to the Governor and, subject to § 2–1246 of the State Government Article, the General Assembly on the amount of tax credits necessary to:

(1) maintain the current level of manufacturing activity in the State; [and]

(2) attract new manufacturing activity to the State; AND

**(3) ATTRACT NEW BUSINESSES TO AND ENCOURAGE THE EXPANSION OF EXISTING BUSINESSES WITHIN OPPORTUNITY ZONES IN THE STATE.**

11-411.

(b) Except as provided in § 6-805(b) of the Economic Development Article and subject to subsection (c) of this section, a qualified business entity is entitled to a refund for the amount of sales and use tax paid by the qualified business entity during the immediately preceding calendar year for a sale of qualified personal property or services made on or after January 1, 2018, if the qualified personal property or services are purchased by the qualified business entity solely for use at an eligible project while the project is enrolled in the Program.

(d) (1) There is a More Jobs for Marylanders Sales and Use Tax Refund Reserve Fund that is a special continuing, nonlapsing fund that is not subject to § 7-302 of the State Finance and Procurement Article.

(2) The money in the Reserve Fund shall be invested and reinvested by the State Treasurer, and interest and earnings shall be credited to the General Fund.

(3) The Department shall issue a refund in an amount equal to the amount claimed by the qualified business entity under subsection (c) of this section.

(4) (i) Except as otherwise provided in this paragraph, for any fiscal year, the Department may not issue sales and use tax refunds in amounts in the aggregate totaling more than ~~[\$1,000,000]~~ **\$1,250,000** in a fiscal year.

(ii) If the aggregate amount of sales and use tax refunds issued in a fiscal year totals less than the maximum provided under subparagraph (i) of this paragraph, any excess amount shall be transferred to the More Jobs for Marylanders Tax Credit Reserve Fund established under § 10-741 of this article.

(iii) For any fiscal year, if funds are transferred from the Reserve Fund under authority of any provision of law, the maximum amounts in the aggregate for which the Department may issue sales and use tax refunds shall be reduced by the amount transferred.

(5) For fiscal year 2019 and each fiscal year thereafter, the Governor shall include in the annual budget bill an appropriation to the Reserve Fund.

(6) Notwithstanding the provisions of § 7–213 of the State Finance and Procurement Article, the Governor may not reduce an appropriation to the Reserve Fund in the State budget as approved by the General Assembly.

On page 20, strike in their entirety lines 3 through 16, inclusive; after line 16, insert:

“Article – Tax – Property

9–110.

(a) (1) In this section the following words have the meanings indicated.

**(5) “OPPORTUNITY ZONE” HAS THE MEANING STATED IN § 6–801 OF THE ECONOMIC DEVELOPMENT ARTICLE.**

~~[(5)]~~ **(6)** “Qualified business entity” means a new business entity operating an eligible project in a Tier I [county] AREA, as defined under § 6–801 of the Economic Development Article.

**(7) “QUALIFIED POSITION” HAS THE MEANING STATED IN § 6–801 OF THE ECONOMIC DEVELOPMENT ARTICLE.**

~~[(6)]~~ **(8)** “Qualified property” means real property where an eligible project is located.

(b) (1) There is a credit against the State property tax under this section imposed on real property owned by a qualified business entity enrolled in the More Jobs for Marylanders Program established under Title 6, Subtitle 8 of the Economic Development Article.

(2) The property tax credit provided under this section is equal to **THE LESSER OF:**

**(I) 100% of all State property tax that is due; OR**

(II) IF THE QUALIFIED PROPERTY IS LOCATED IN AN OPPORTUNITY ZONE, AN AMOUNT NOT EXCEEDING \$250 PER QUALIFIED POSITION FILLED AT THE QUALIFIED PROPERTY.

(3) The property tax credit provided under this section does not affect the amount of the county or municipal corporation property tax imposed on the property.

9-263.

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

(2) “BASE YEAR” MEANS THE TAXABLE YEAR IMMEDIATELY BEFORE THE TAXABLE YEAR IN WHICH A PROPERTY TAX CREDIT UNDER THIS SECTION IS TO BE GRANTED.

(3) (I) “BASE YEAR VALUE” MEANS THE VALUE OF THE PROPERTY USED TO DETERMINE THE ASSESSMENT ON WHICH THE PROPERTY TAX ON REAL PROPERTY WAS IMPOSED FOR THE BASE YEAR.

(II) “BASE YEAR VALUE” DOES NOT INCLUDE THE VALUE OF ANY NEW REAL PROPERTY THAT WAS FIRST ASSESSED IN THE BASE YEAR.

(4) “ELIGIBLE ASSESSMENT” MEANS THE DIFFERENCE BETWEEN THE BASE YEAR VALUE AND THE ACTUAL VALUE AS DETERMINED BY THE DEPARTMENT FOR THE APPLICABLE TAXABLE YEAR IN WHICH THE TAX CREDIT UNDER THIS SECTION IS TO BE GRANTED.

(5) “QUALIFIED OPPORTUNITY FUND” HAS THE MEANING STATED IN § 1400Z-2 OF THE INTERNAL REVENUE CODE.

(6) “QUALIFIED OPPORTUNITY ZONE BUSINESS PROPERTY” HAS THE MEANING STATED IN § 1400Z-2 OF THE INTERNAL REVENUE CODE.

(B) THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY OR THE GOVERNING BODY OF A COUNTY OR MUNICIPAL CORPORATION MAY GRANT, BY LAW,

A TAX CREDIT UNDER THIS SECTION AGAINST THE PROPERTY TAX IMPOSED ON THE ELIGIBLE ASSESSMENT OF A QUALIFIED OPPORTUNITY ZONE BUSINESS PROPERTY IF THE PROPERTY WAS VACANT FOR AT LEAST 12 MONTHS BEFORE THE ACQUISITION OF THE PROPERTY BY A QUALIFIED OPPORTUNITY FUND.

(C) THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY OR THE GOVERNING BODY OF A COUNTY OR MUNICIPAL CORPORATION MAY ESTABLISH, BY LAW:

(1) THE AMOUNT AND DURATION OF THE CREDIT UNDER THIS SECTION;

(2) ADDITIONAL ELIGIBILITY CRITERIA FOR THE CREDIT UNDER THIS SECTION;

(3) PROCEDURES FOR THE APPLICATION AND UNIFORM PROCESSING OF REQUESTS FOR THE CREDIT; AND

(4) ANY OTHER PROVISIONS NECESSARY TO CARRY OUT THIS SECTION.

(D) ON OR BEFORE JANUARY 1 OF THE CALENDAR YEAR FOLLOWING THE YEAR IN WHICH THE OPPORTUNITY ZONE TAX CREDIT IS INITIATED, AND EACH JANUARY 1 THEREAFTER, A COUNTY OR MUNICIPAL CORPORATION THAT GRANTS A TAX CREDIT UNDER THIS SECTION SHALL SUBMIT A REPORT, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE SENATE BUDGET AND TAXATION COMMITTEE AND THE HOUSE WAYS AND MEANS COMMITTEE THAT DESCRIBES:

(1) THE TAX CREDIT PROGRAM; AND

(2) THE ECONOMIC IMPACT OF THE TAX CREDITS GRANTED UNDER THIS SECTION ON THE OPPORTUNITY ZONES.

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Economic Development

4–704.

(a) The Secretary may designate an area as an arts and entertainment district only if the area is a contiguous geographic area that is wholly within:

(1) a priority funding area as provided under § 5–7B–02 of the State Finance and Procurement Article; OR

(2) A QUALIFIED OPPORTUNITY ZONE DESIGNATED UNDER § 1400Z–1 OF THE INTERNAL REVENUE CODE IN ALLEGANY COUNTY, GARRETT COUNTY, SOMERSET COUNTY, OR WICOMICO COUNTY.

5–704.

(a) (1) The Secretary may only designate an area as an enterprise zone if the area:

(i) is in a priority funding area OR IN A QUALIFIED OPPORTUNITY ZONE UNDER § 1400Z–1 OF THE INTERNAL REVENUE CODE IN ALLEGANY COUNTY, GARRETT COUNTY, SOMERSET COUNTY, OR WICOMICO COUNTY or meets an exception under Title 5, Subtitle 7B of the State Finance and Procurement Article; and

(ii) satisfies at least one of the requirements specified in paragraph (2) of this subsection.

5–1303.

(a) The Secretary may only designate an area as a BRAC Revitalization and Incentive Zone if the area:

(1) is located within a priority funding area as defined by Title 5, Subtitle 7B of the State Finance and Procurement Article OR A QUALIFIED OPPORTUNITY ZONE DESIGNATED UNDER § 1400Z–1 OF THE INTERNAL REVENUE CODE IN ALLEGANY COUNTY, GARRETT COUNTY, SOMERSET COUNTY, OR WICOMICO COUNTY;

6-301.

(f) “State priority funding area” means:

(1) a municipal corporation;

(2) Baltimore City;

(3) a sustainable community, as defined in § 6-301 of the Housing and Community Development Article;

(4) an enterprise zone designated by the Secretary under § 5-704 of this article;

(5) an enterprise zone designated by the United States government under 42 U.S.C. §§ 11501 through 11505;

(6) those areas of the State located between Interstate Highway 495 and the District of Columbia;

(7) those areas of the State located between Interstate Highway 695 and Baltimore City;

(8) any area in a county designated by the county as a priority funding area under § 5-7B-03(c) of the State Finance and Procurement Article; [and]

(9) that portion of the Port Land Use Development Zone, as defined in § 6-501 of the Transportation Article, that has been designated as an area appropriate for growth in a county comprehensive master plan; AND

**(10) A QUALIFIED OPPORTUNITY ZONE DESIGNATED UNDER § 1400Z-1 OF THE INTERNAL REVENUE CODE IN ALLEGANY COUNTY, GARRETT COUNTY, SOMERSET COUNTY, OR WICOMICO COUNTY.**

6-402.

(b) To be eligible for a project tax credit, a person shall:

(1) establish or expand a business facility that:

(i) is located in a Tier I county; and

(ii) 1. A. is located in a priority funding area under § 5–7B–02 of the State Finance and Procurement Article; or

[2.] B. is eligible for funding outside of a priority funding area under § 5–7B–05 or § 5–7B–06 of the State Finance and Procurement Article; OR

2. IS LOCATED IN A QUALIFIED OPPORTUNITY ZONE DESIGNATED UNDER § 1400Z–1 OF THE INTERNAL REVENUE CODE IN ALLEGANY COUNTY, GARRETT COUNTY, SOMERSET COUNTY, OR WICOMICO COUNTY;

Article – Housing and Community Development

4–104.

THE DIVISION SHALL CONDUCT OUTREACH TO FACILITATE THE INVESTMENT BY QUALIFIED OPPORTUNITY FUNDS, AS DEFINED IN § 1400Z–2 OF THE INTERNAL REVENUE CODE, IN URBAN, SUBURBAN, AND RURAL NEIGHBORHOODS IN THE STATE.

4–223.

(a) A project qualifies as a business project if the project is:

(1) located in:

(I) an area designated as a priority funding area under § 5–7B–02 of the State Finance and Procurement Article; OR

(II) A QUALIFIED OPPORTUNITY ZONE DESIGNATED UNDER § 1400Z–1 OF THE INTERNAL REVENUE CODE IN ALLEGANY COUNTY, GARRETT COUNTY, SOMERSET COUNTY, OR WICOMICO COUNTY; and

(2) (i) acquired, owned, developed, constructed, reconstructed, rehabilitated, or improved by a person or an entity for the purposes of carrying on a business whether or not for profit; or



(ii) eligible for funding from the Neighborhood Business Development Fund under § 6–310 of this article.

4–508.

(a) In this section, “Fund” means the Strategic Demolition and Smart Growth Impact Fund.

(g) (1) The Fund may be used only to provide grants and loans to government agencies and community development organizations for interior and exterior demolition, land assembly, architecture and engineering, and site development for revitalization projects in an area designated as:

(I) a Sustainable Community; OR

(II) A QUALIFIED OPPORTUNITY ZONE DESIGNATED UNDER § 1400Z–1 OF THE INTERNAL REVENUE CODE IN ALLEGANY COUNTY, GARRETT COUNTY, SOMERSET COUNTY, OR WICOMICO COUNTY.

6–201.

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

(b) “Application” means an application to the Secretary that includes a request to:

(1) designate an area as a sustainable community;

(2) approve a sustainable community plan; or

(3) approve a community legacy project.

(c) “Community development financial institution” has the meaning stated in 12 U.S.C. § 4702.

(d) “Community development organization” means an entity that meets the qualifications of § 6–203 of this subtitle.

(e) “Community legacy agreement” means an agreement between the Department and a sponsor to develop a sustainable community plan or to implement one or more community legacy projects in a designated sustainable community OR AN ELIGIBLE OPPORTUNITY ZONE.

(f) “Community legacy project” includes [projects] A PROJECT IN A SUSTAINABLE COMMUNITY OR AN ELIGIBLE OPPORTUNITY ZONE to:

(1) create, improve, or preserve housing opportunities by acquiring, constructing, rehabilitating, or improving new or existing residential properties;

(2) demolish buildings or improvements strategically to enhance the use of land;

(3) create, improve, or preserve commercial or mixed–use development, including an appropriate combination of properties related to business, housing, open–space, and institutional uses;

(4) develop public infrastructure that is incidental to the implementation of a community legacy project, such as streets, parking, public utilities, landscaping, lighting, and improvements to pedestrian and bicycle circulation;

(5) encourage and develop cooperative ownership or control of open space;

(6) develop or create strategies designed to increase investment in existing communities, including outreach activities to attract business, capital, residents, and visitors and the development and maintenance of resources directly related to the development of a sustainable community plan or the implementation of a community legacy project;

(7) engage in landbanking or otherwise acquire or improve vacant buildings or unimproved land;

(8) provide financial assistance for neighborhood intervention projects; or

(9) develop other plans or implement other projects as the Department considers necessary to further the purposes of this subtitle.

(G) “ELIGIBLE OPPORTUNITY ZONE” MEANS AN AREA DESIGNATED AS A

QUALIFIED OPPORTUNITY ZONE UNDER § 1400Z-1 OF THE INTERNAL REVENUE CODE THAT IS LOCATED IN ALLEGANY COUNTY, GARRETT COUNTY, SOMERSET COUNTY, OR WICOMICO COUNTY.

[(g)] (H) “Financial assistance” includes:

- (1) a grant;
- (2) a loan;
- (3) a reduction in the principal obligation of or rate of interest payable on a loan or portion of a loan;
- (4) a prepayment of interest on a subordinate or superior loan or portion of a loan;
- (5) an assurance;
- (6) a guarantee; or
- (7) any other form of credit enhancement.

[(h)] (I) “Landbanking” means acquiring or holding improved and unimproved property:

- (1) in anticipation of future development of the property; or
- (2) to keep the future use of the property and improvements affordable.

[(i)] (J) “Priority funding area” means an area designated as a priority funding area under § 5-7B-02 of the State Finance and Procurement Article.

[(j)] (K) “Program” means the Community Legacy Program established by this subtitle.

[(k)] (L) “Smart Growth Subcabinet” means the subcabinet established under § 9-1406 of the State Government Article.

[(1)] (M) “Sustainable community” means the part of a priority funding area that:

(1) as determined by the Smart Growth Subcabinet, satisfies the requirements of § 6–205 of this subtitle;

(2) has been designated as a BRAC Revitalization and Incentive Zone under Title 5, Subtitle 13 of the Economic Development Article; or

(3) has been designated a transit-oriented development under § 7–101 of the Transportation Article.

[(m)] (N) “Sustainable community plan” means a plan consisting of one or more community legacy projects or other revitalization projects to prevent or reverse the decline of or disinvestment in a sustainable community through improvements in residential, commercial, or other public or private properties.

6–206.

(b) (1) The Department shall provide written notice to the political subdivision in which the proposed project is located.

(2) Except as provided in paragraph (5) of this subsection, the Department may not approve an application unless the political subdivision in which the proposed project is located approves the application by:

(i) resolution; or

(ii) letter, delivered to the Department by the political subdivision’s authorized designee, expressing support for the plan or project.

(3) If an application affects a sustainable community **OR AN ELIGIBLE OPPORTUNITY ZONE** entirely within a municipal corporation, the approval must come from the municipal corporation rather than the surrounding county.

(4) If an application affects a sustainable community **OR AN ELIGIBLE OPPORTUNITY ZONE** within more than one political subdivision, each political subdivision must approve it by:

(i) resolution; or

(ii) letter, delivered to the Department by the political subdivision's authorized designee, expressing support for the plan or project.

(5) If the Department does not receive notice of approval or denial of an application from the affected jurisdictions within 45 days after notice of the proposed project is given in accordance with paragraph (1) of this subsection, the Department may approve the application.

6-301.

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

(b) (1) "Development costs" means the costs incurred to develop, redevelop, or expand a neighborhood business development project.

(2) "Development costs" includes the costs of:

(i) necessary studies, surveys, plans, and specifications;

(ii) architectural, engineering, or other special services, including flood plain studies, environmental audits, and critical area or wetland assessments;

(iii) land and improvements;

(iv) site preparation;

(v) construction, reconstruction, and rehabilitation;

(vi) machinery, equipment, and furnishings;

(vii) essential operating costs, including working capital and occupancy expenses;

(viii) indemnity and surety bonds and premiums on insurance;

(ix) temporary relocation expenses; and

(x) other costs determined to be acceptable by the Department.

**(C)** “ELIGIBLE OPPORTUNITY ZONE” MEANS AN AREA DESIGNATED AS A QUALIFIED OPPORTUNITY ZONE UNDER § 1400Z–1 OF THE INTERNAL REVENUE CODE THAT IS LOCATED IN ALLEGANY COUNTY, GARRETT COUNTY, SOMERSET COUNTY, OR WICOMICO COUNTY.

**[(c)] (D)** “Food desert” means the part of a priority funding area OR AN ELIGIBLE OPPORTUNITY ZONE designated by the Secretary under § 6–308(c) of this subtitle.

**[(d)] (E)** “Fund” means the Neighborhood Business Development Fund.

**[(e)] (F)** “Microenterprise” means a business that qualifies as a microenterprise under § 6–302 of this subtitle.

**[(f)] (G)** “Priority funding area” means an area designated as a priority funding area under § 5–7B–02 of the State Finance and Procurement Article.

**[(g)] (H)** “Program” means the Neighborhood Business Development Program.

**[(h)] (I)** (1) “Project” means a neighborhood business development project that receives financial assistance from the Fund.

(2) “Project” includes a microenterprise project that receives financial assistance from the Fund.

**[(i)] (J)** “Small business” means a business that qualifies as a small business under § 6–302 of this subtitle.

**[(j)] (K)** “Sustainable community” means the part of a priority funding area that:

(1) as determined by the Smart Growth Subcabinet, satisfies the requirements of § 6–205 of this title;

(2) has been designated as a BRAC Revitalization and Incentive Zone under Title 5, Subtitle 13 of the Economic Development Article; or

(3) has been designated a transit-oriented development under § 7-101 of the Transportation Article.

6-303.

(b) The purposes of the Program are:

(1) in priority funding areas **OR ELIGIBLE OPPORTUNITY ZONES**, to:

(i) help develop, redevelop, or expand small businesses and microenterprises;

(ii) stimulate investment by the private sector;

(iii) invest in revitalization projects for small businesses and microenterprises; and

(iv) stimulate political subdivisions to participate in developing and expanding small businesses and microenterprises; and

(2) in food deserts or parts of priority funding areas **OR ELIGIBLE OPPORTUNITY ZONES** that serve food deserts, to help create small businesses and other food-related enterprises that provide fresh fruits, vegetables, and other healthy foods to residents in the food desert.

6-304.

(b) The Business Development Program shall provide financial assistance to projects in priority funding areas **OR ELIGIBLE OPPORTUNITY ZONES**.

6-305.

(a) (1) A small business, nonprofit organization, or microenterprise may apply for financial assistance under the Business Development Program.

(2) The Department shall review each application.

(b) An applicant may qualify for financial assistance for a project in a priority

funding area OR AN ELIGIBLE OPPORTUNITY ZONE if the application demonstrates that:

(1) the financial assistance from the Fund is the minimum amount necessary to make the project financially feasible;

(2) the project is ready to proceed when it receives financial assistance from the Business Development Program; and

(3) any food desert project includes a plan to seek out sources of Maryland–grown produce and Maryland produced foods.

Article – State Finance and Procurement

5–7B–01.

(c) (1) “Growth–related project” means only the items set forth below:

(iii) funding by the Department of Commerce under any of the following:

1. the Maryland Industrial Development Financing Authority, authorized under Title 5, Subtitle 4 of the Economic Development Article;

2. the Maryland Small Business Development Financing Authority, authorized under Title 5, Subtitle 5 of the Economic Development Article;

3. the former Maryland Energy Financing Act, authorized under former Article 83A, Title 6, Subtitle 4 of the Code, succeeded by the Maryland Industrial Development Financing Authority;

4. the Economic Development Opportunities Program Fund, authorized under § 7–314 of this article;

5. the former Maryland Competitive Advantage Financing Fund, authorized under former Article 83A, Title 5, Subtitle 13 of the Code; and

6. the Maryland Economic Development Assistance Authority and Fund, authorized under Title 5, Subtitle 3 of the Economic Development Article;



5-7B-06.

(a) The State may provide funding for a growth-related project not in a priority funding area without receiving approval from the Board of Public Works as provided under § 5-7B-05 of this subtitle for:

(1) a project that is required to protect public health or safety;

(2) a project involving federal funds, to the extent compliance with this subtitle would conflict or be inconsistent with federal law; [or]

(3) a growth-related project related to a commercial or industrial activity which, due to its operational or physical characteristics, shall be located away from other development, including:

(i) a natural resource based industry;

(ii) an industry relating to:

1. agricultural operations, as defined in § 7-101 of the Labor and Employment Article;

2. forestry activities; or

3. mineral extraction;

(iii) an industry that is proximate to:

1. an airport facility;

2. a port facility;

3. a railroad facility;

4. a transit facility; or

5. a major highway interchange; or

(iv) a tourism facility or museum that is required to be located away from other development due to necessary proximity to specific historic, natural, or cultural resources; OR

**(4) A GROWTH-RELATED PROJECT INVOLVING FUNDING FOR A PROJECT UNDER:**

**(I) § 7-314 OF THIS ARTICLE;**

**(II) TITLE 5, SUBTITLE 3, SUBTITLE 4, OR SUBTITLE 5 OF THE ECONOMIC DEVELOPMENT ARTICLE; OR**

**(III) TITLE 6, SUBTITLE 2 OR SUBTITLE 3 OF THE HOUSING AND COMMUNITY DEVELOPMENT ARTICLE.**

(b) A procedure for notification, review, and comment on exceptions proposed under this section shall be established jointly by the applicable State agency and the Department of Planning.

7-314.

(o) **(1) THIS SUBSECTION DOES NOT APPLY TO AN ECONOMIC DEVELOPMENT OPPORTUNITY LOCATED IN AN AREA DESIGNATED AS A QUALIFIED OPPORTUNITY ZONE UNDER § 1400Z-1 OF THE INTERNAL REVENUE CODE IN ALLEGANY COUNTY, GARRETT COUNTY, SOMERSET COUNTY, OR WICOMICO COUNTY.**

**(2) In the case of an economic development opportunity located outside a priority funding area as established under Title 5, Subtitle 7B of this article, the Department shall first comply with the provisions of that subtitle before making a request for approval by the Legislative Policy Committee under this section.**

Article – Tax – Property

9-230.

(b) **(4) To qualify for a tax credit under this section, the new or expanded**

premises must be located in:

(I) a priority funding area as designated in Title 5, Subtitle 7B of the State Finance and Procurement Article; OR

(II) A QUALIFIED OPPORTUNITY ZONE DESIGNATED UNDER § 1400Z-1 OF THE INTERNAL REVENUE CODE IN ALLEGANY COUNTY, GARRETT COUNTY, SOMERSET COUNTY, OR WICOMICO COUNTY.

SECTION 4. AND BE IT FURTHER ENACTED, That, on or before December 1, 2019, the Department of Commerce shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on, for the immediately preceding 6 months:

(1) the programs for which a Level 1 or Level 2 opportunity zone enhancement under Title 6, Subtitle 10 of the Economic Development Article, as enacted by Section 1 of this Act, was claimed;

(2) the number of projects under each program for which a Level 1 or Level 2 opportunity zone enhancement under Title 6, Subtitle 10 of the Economic Development Article, as enacted by Section 1 of this Act, was claimed and the type of opportunity zone enhancement claimed; and

(3) the location of each project for which a Level 1 or Level 2 opportunity zone enhancement under Title 6, Subtitle 10 of the Economic Development Article, as enacted by Section 1 of this Act, was claimed.

SECTION 5. AND BE IT FURTHER ENACTED, That the Department of Planning shall:

(1) conduct a feasibility study on the development of an online application for the historic revitalization tax credit that integrates with applications administered by the Department of Housing and Community Development for the Community Legacy Program and the Baltimore Regional Neighborhood Initiative Program; and

(2) report the findings of the feasibility study to the Governor and, in accordance with § 2-1246 of the State Government Article, to the General Assembly on or before July 1, 2020.

SECTION 6. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall be applicable to all taxable years beginning after December 31, 2018.”;

in line 17, strike “3.” and substitute “7.”; after line 18, insert:

“SECTION 8. AND BE IT FURTHER ENACTED, That Section 3 of this Act shall take effect July 1, 2019.”;

in line 19, strike “4.” and substitute “9.”; in the same line, after “That” insert “, except as provided in Section 8 of this Act.”; and strike beginning with the second comma in line 20 down through “2018” in line 21.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**SB0581/403223/1**

BY: Senator Ferguson

AMENDMENT TO SENATE BILL 581

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Klausmeier” and substitute “Klausmeier, Eckardt, Edwards, Hayes, Hester, Rosapepe, and Serafini”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

**SB0581/623828/1**

BY: Senator Ferguson

AMENDMENT TO SENATE BILL 581, AS AMENDED

On page 7 of the Budget and Taxation Committee Amendments (SB0581/639634/1), in line 7 of Amendment No. 2, before “**FOR**” insert “**EXCEPT AS PROVIDED IN ITEM 2 OF THIS ITEM,**”; and strike beginning with “**THAT**” in line 10 down through “**ZONE**” in line 11

and substitute “OF A BUSINESS ENTITY DESCRIBED UNDER SUBSECTION (C)(1)(I) OF THIS SECTION”.

On page 39 of the Budget and Taxation Committee Amendments, in Amendment No. 2, strike in their entirety lines 1 through 6, inclusive, and substitute:

“(2) (I) [The] WITH RESPECT TO QUALIFIED PROPERTY OF A BUSINESS ENTITY DESCRIBED UNDER § 6-801(C)(1)(I) OF THE ECONOMIC DEVELOPMENT ARTICLE, THE property tax credit provided under this section is equal to 100% of all State property tax that is due.

(II) WITH RESPECT TO QUALIFIED PROPERTY OF A BUSINESS ENTITY OTHER THAN A BUSINESS ENTITY DESCRIBED UNDER § 6-801(C)(1)(I) OF THE ECONOMIC DEVELOPMENT ARTICLE, THE PROPERTY TAX CREDIT PROVIDED UNDER THIS SECTION IS EQUAL TO THE LESSER OF:

1. 100% OF ALL STATE PROPERTY TAX THAT IS DUE; OR
2. AN AMOUNT NOT EXCEEDING \$250 PER QUALIFIED POSITION FILLED AT THE QUALIFIED PROPERTY.”

The preceding amendment was read and adopted.

FLOOR AMENDMENT

**SB0581/123229/1**

BY: Senator McCray

AMENDMENTS TO SENATE BILL 581, AS AMENDED

AMENDMENT NO. 1

On page 2 of the Budget and Taxation Committee Amendments (SB0581/639634/1), in line 2 of Amendment No. 1, after “circumstances;” insert “requiring the Department of Housing and Community Development to report to certain committees of the General Assembly on or before a certain date each year;”.

On page 4 of the Budget and Taxation Committee Amendments, in line 3 of Amendment No. 1, after “Section” insert “2-301 to be under the new subtitle “Subtitle 3. Miscellaneous Reporting Requirements”; and”.

AMENDMENT NO. 2

On page 44 of the Budget and Taxation Committee Amendments, after line 13 of Amendment No. 2, insert:

**“SUBTITLE 3. MISCELLANEOUS REPORTING REQUIREMENTS.**

**2-301.**

**ON OR BEFORE DECEMBER 1, 2019, AND EACH DECEMBER 1 THEREAFTER, THE DEPARTMENT SHALL SUBMIT A REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY ON:**

**(1) WITH RESPECT TO FINANCIAL ASSISTANCE PROVIDED UNDER TITLE 4, SUBTITLE 2 OF THIS ARTICLE:**

**(I) THE NUMBER OF PROJECTS THAT QUALIFIED AS BUSINESS PROJECTS UNDER § 4-223 OF THIS ARTICLE;**

**(II) THE LOCATION OF EACH BUSINESS PROJECT, INCLUDING WHETHER THE BUSINESS PROJECT IS LOCATED:**

**1. IN AN AREA DESIGNATED AS A PRIORITY FUNDING AREA UNDER § 5-7B-02 OF THE STATE FINANCE AND PROCUREMENT ARTICLE; OR**

**2. ONLY IN A QUALIFIED OPPORTUNITY ZONE DESIGNATED UNDER § 1400Z-1 OF THE INTERNAL REVENUE CODE; AND**

**(III) THE AMOUNT OF GRANTS OR LOANS PROVIDED FOR THE DEVELOPMENT OF EACH BUSINESS PROJECT;**

**(2) WITH RESPECT TO THE STRATEGIC DEMOLITION AND SMART GROWTH IMPACT FUND ESTABLISHED UNDER § 4-508 OF THIS ARTICLE:**

(I) THE NUMBER AND AMOUNT OF GRANTS AND LOANS PROVIDED TO GOVERNMENT AGENCIES AND COMMUNITY DEVELOPMENT ORGANIZATIONS DURING THE IMMEDIATELY PRECEDING FISCAL YEAR; AND

(II) THE LOCATION OF EACH REVITALIZATION PROJECT FOR WHICH A GRANT OR LOAN WAS PROVIDED, INCLUDING WHETHER THE REVITALIZATION PROJECT IS LOCATED:

1. IN AN AREA DESIGNATED AS A SUSTAINABLE COMMUNITY; OR

2. ONLY IN A QUALIFIED OPPORTUNITY ZONE DESIGNATED UNDER § 1400Z-1 OF THE INTERNAL REVENUE CODE;

(3) WITH RESPECT TO THE COMMUNITY LEGACY PROGRAM ESTABLISHED UNDER TITLE 6, SUBTITLE 2 OF THIS ARTICLE:

(I) THE LOCATION OF EACH COMMUNITY LEGACY PROJECT, INCLUDING WHETHER THE COMMUNITY LEGACY PROJECT IS LOCATED:

1. IN A SUSTAINABLE COMMUNITY; OR

2. ONLY IN AN ELIGIBLE OPPORTUNITY ZONE; AND

(II) THE AMOUNT OF FINANCIAL ASSISTANCE PROVIDED FOR EACH COMMUNITY LEGACY PROJECT; AND

(4) WITH RESPECT TO THE BUSINESS DEVELOPMENT PROGRAM ESTABLISHED UNDER TITLE 6, SUBTITLE 3 OF THIS ARTICLE:

(I) THE NAMES OF APPROVED ENTITIES AWARDED FINANCIAL ASSISTANCE UNDER THAT PROGRAM;

(II) THE LOCATION OF THE APPROVED ENTITY'S OPERATION, INCLUDING WHETHER THE APPROVED ENTITY'S OPERATION IS LOCATED:

- 1. IN A PRIORITY FUNDING AREA; OR**
  - 2. ONLY IN AN ELIGIBLE OPPORTUNITY ZONE; AND**
- (III) THE AMOUNT OF EACH FINANCIAL ASSISTANCE AWARD.”.**

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 46 Members present.

(See Roll Call No. 795)

### SENATE THIRD READING CALENDAR NO. 9 (GENERAL HOUSE BILLS)

**House Bill 298 – Delegates Busch, Bagnall, Barve, Branch, Cain, Dumais, Fraser–Hidalgo, Gaines, Gilchrist, Healey, Holmes, Jones, Lafferty, Luedtke, McIntosh, Stein, and Wilkins**

AN ACT concerning

### **Oysters – Tributary–Scale Sanctuaries – Protection and Restoration**

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

Affirmative – 32    Negative – 14    (See Roll Call No. 796)

The Bill was then returned to the House of Delegates.

### MESSAGE FROM THE CHIEF EXECUTIVE

March 26, 2019

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



Dear Mr. President:

I would like to withdraw Christine M. Digman from nomination for Senate confirmation as a member of the Baltimore City Board of Elections.

Please contact my Appointments Office at 410-974-2611 if you have any questions.

Sincerely,

Lawrence J. Hogan, Jr.  
Governor

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

### INTRODUCTION OF BILLS

Senator Carozza 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 Joint Resolution 5 – Senator Carozza**

A Senate Joint Resolution concerning

#### **Welcome Home Korean War Veterans Day**

FOR the purpose of designating July 27 as Welcome Home Korean War Veterans Day.

Senator Carozza moved to suspend the rules to allow **Senate Joint 5** to be referred to the committee of jurisdiction.

The motion was adopted.

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

### QUORUM CALL

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

(See Roll Call No. 797)

**ADJOURNMENT**

At 1:19 P.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Legislative Day March 23, 2019, Calendar Day, Wednesday, March 27, 2019.