



SYNOPSIS

House Bills and Joint Resolutions
2019 Maryland General Assembly Session

February 5, 2019
Schedule 16

PLEASE NOTE: February 8 – Bill introduction deadline.

All bills must be given to the Chief Clerk by 5:00 P.M. on Thursday, February 7.

As required by House Rule 32(b), bills introduced after this date will be referred to the House Rules and Executive Nominations Committee.

HOUSE BILLS INTRODUCED FEBRUARY 4, 2019

HB 563 **Montgomery County Delegation**

MONTGOMERY COUNTY – GAMING AND BENEFIT
PERFORMANCES – REPEAL MC 14–19

Repealing certain obsolete provisions of law relating to certain gaming activities and benefit performances in Montgomery County.

EFFECTIVE OCTOBER 1, 2019

PLL of Montgomery Co, Art. 16, §§ 23-1 through 23-10 and 30-4 - repealed

Assigned to: Ways and Means

Department of Legislative Services

90 State Circle, Annapolis, Maryland 21401–1991

Baltimore Area: 410–946–5400 — Washington Area: 301–970–5400

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HB 564 **Montgomery County Delegation**

MONTGOMERY COUNTY – GAMING – BINGO GAMES MC 1–19

Allowing, in Montgomery County, an individual who is at least 21 years of age to conduct a bingo game involving cash prizes if the game is conducted at a certain residential property that is restricted to residents who are at least 55 years of age and is conducted in a certain manner.

EFFECTIVE JULY 1, 2019

CR, § 13-1803(c) - added

Assigned to: Ways and Means

HB 565 **Delegate Mosby, et al**

ELECTION LAW – VOTING SYSTEMS – ACCESSIBILITY FOR VOTERS WITH DISABILITIES

Requiring each voter to use a ballot marking device that is accessible to voters with disabilities to vote at early voting centers and election day polling places to ensure that access is provided to voters with disabilities in accordance with a certain provision of law; applying the Act to all elections beginning with the statewide primary election held under a certain provision of law in 2022; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2019

EL, § 9-102(g) - amended

Assigned to: Ways and Means

HB 566 **Delegate Mosby, et al**

CRIMINAL PROCEDURE – CONDITIONS OF PRETRIAL RELEASE – HOME DETENTION MONITORING

Exempting certain defendants placed in private home detention as a condition of pretrial release from the requirement to pay a certain monitoring fee if the defendant qualifies as an indigent individual under certain circumstances or if a private home detention monitoring device is provided by the State or a local jurisdiction.

EFFECTIVE OCTOBER 1, 2019

CP, § 5-201 - amended

Assigned to: Judiciary

HB 567 Delegate Queen, et al**EDUCATION – PUBLIC AND NONPUBLIC HIGH SCHOOLS – ORGAN AND TISSUE DONATION AWARENESS INSTRUCTION**

Beginning in the 2020–2021 school year, requiring county boards of education to provide instruction on organ and tissue donation and registration as part of a specified curriculum in grades 9 through 12 in public schools; specifying the purposes and goals of the instruction; encouraging nonpublic high schools to provide instruction on organ and tissue donation and registration in a certain manner; and encouraging county boards to provide instruction on organ and tissue donation and registration during the 2019–2020 school year.

EFFECTIVE JULY 1, 2019

ED, § 7-446 - added

Assigned to: Ways and Means

HB 568 Delegate Queen, et al**INCOME TAX – SUBTRACTION MODIFICATION – EXPENSES OF MEDICAL CANNABIS GROWER, PROCESSOR, DISPENSARY, OR INDEPENDENT TESTING LABORATORY**

Allowing a subtraction modification under the Maryland income tax for certain expenses paid or incurred during the taxable year in carrying on a trade or business as a certain medical cannabis grower, processor, dispensary, or independent testing laboratory; and applying the Act to taxable years beginning after December 31, 2018.

EFFECTIVE JULY 1, 2019

TG, § 10-208(y) - added and § 10-308(b) - amended

Assigned to: Ways and Means and Health and Government Operations

HB 569 Delegates Rose and Shoemaker**ELECTION LAW – LOCAL BOARD EMPLOYEES – REPEAL OF VOTER REGISTRATION REQUIREMENT**

Repealing the requirement that classified employees of a local board of elections be registered voters of the State.

EFFECTIVE OCTOBER 1, 2019

EL, § 2-207 - amended

Assigned to: Ways and Means

HB 570 Delegate Sample–Hughes, et al**BEHAVIORAL HEALTH PROGRAMS – MEDICAL DIRECTORS – TELEHEALTH**

Requiring that regulations adopted under certain provisions of law regulating behavioral health programs include provisions authorizing a behavioral health program located in a federally designated health professional shortage area to satisfy any regulatory requirement that the medical director be on-site through the medical director's use of telehealth.

EFFECTIVE OCTOBER 1, 2019

HG, § 7.5-402 - amended

Assigned to: Health and Government Operations

HB 571 Delegate Sample–Hughes, et al**VIRGINIA I. JONES ALZHEIMER'S DISEASE AND RELATED DISORDERS COUNCIL – REVISIONS**

Altering the membership of the Virginia I. Jones Alzheimer's Disease and Related Disorders 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 those needs, provide certain advice to the Governor and the General Assembly, and develop and promote certain strategies; etc.

EFFECTIVE JULY 1, 2019

HG, §§ 13-3203 and 13-3206 and Chapters 305 and 306 of the Acts of 2013, § 2, as amended - amended and HG, § 13-3207 - added

Assigned to: Health and Government Operations

HB 572 Delegate Shoemaker**CARROLL COUNTY – ALCOHOLIC BEVERAGES – CLASS BC BEER, WINE, AND LIQUOR LICENSE**

Altering the requirement that a Class BC beer, wine, and liquor license holder provide food for consumption at certain catered events in Carroll County so that either the license holder or the event sponsor shall provide food for the catered event.

EFFECTIVE JULY 1, 2019

AB, § 16-903 - amended

Assigned to: Economic Matters

HB 573 Delegate Shoemaker**CARROLL COUNTY – INSTANT TICKET LOTTERY MACHINES –
FRATERNAL AND SORORAL ORGANIZATIONS**

Expanding the list of organizations in certain counties that may be licensed to operate not more than five instant ticket lottery machines to include certain fraternal and sororal organizations in Carroll County provided the organization is not a high school or college fraternity or sorority or any other organization the membership of which is restricted wholly or largely to certain students or graduates; etc.

EFFECTIVE OCTOBER 1, 2019

SG, § 9-112 - amended

Assigned to: Ways and Means

HB 574 Delegate Shoemaker**CARROLL COUNTY – PUBLIC FACILITIES BONDS**

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; etc.

EFFECTIVE JUNE 1, 2019

Assigned to: Appropriations

HB 575 Delegate Shoemaker**CARROLL COUNTY – GAMING EVENTS – REPEAL OF SUNDAY
PROHIBITION**

Repealing the provision of law prohibiting in Carroll County the issuance of a permit authorizing the operation of a gaming event after 1 a.m. on Sunday.

EMERGENCY BILL

CR, § 13-903 - amended

Assigned to: Ways and Means

HB 576 Delegate Shoemaker**CARROLL COUNTY – ALCOHOLIC BEVERAGES – REQUIRED INFORMATION ON APPLICATION**

Repealing the requirement that an applicant for an alcoholic beverages license in Carroll County include certain information in a petition of support with the application; requiring an application for a license to include a petition of support signed by at least 10 residents who meet certain qualifications.

EFFECTIVE JULY 1, 2019

AB, § 16-1401 - amended and § 16-1405.1 - added

Assigned to: Economic Matters

HB 577 Delegate Shoemaker, et al**ELECTION LAW – COUNTY AND MUNICIPAL EMPLOYEE SERVICE AS ELECTION JUDGE – ADMINISTRATIVE LEAVE**

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.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2019

EL, § 10-202(d) - amended

Assigned to: Ways and Means

HB 578 Delegate Stein, et al**ELECTION LAW – EARLY VOTING – REPORTING OF PRECINCT RESULTS**

Requiring that a certain statement of election results required to be prepared by each local board of canvassers report election results by precinct that includes all votes cast by voters registered in each precinct who voted on an early voting day; and requiring that a certain report of election results by precinct made available by the State Board of Elections include all votes cast by voters registered in each precinct who voted on an early voting day.

Preliminary analysis: local government mandate

EFFECTIVE JUNE 1, 2019

EL, § 11-402 - amended

Assigned to: Ways and Means

HB 579 Delegate Stewart, et al**WORKGROUP TO STUDY PRIZE-LINKED SAVINGS ACCOUNTS**

Establishing the Workgroup to Study Prize-Linked Savings Accounts; providing for the composition, chair, and staffing of the Workgroup; prohibiting a member of the Workgroup from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Workgroup to study and make recommendations regarding certain matters relating to prize-linked savings accounts; requiring the Workgroup to report its findings and recommendations to the Governor and the General Assembly on or before December 31, 2019; etc.

EFFECTIVE JULY 1, 2019

Assigned to: Ways and Means

HB 580 Delegate Valentino-Smith, et al**INCOME TAX – PERSONAL EXEMPTION – DISABLED INDIVIDUALS**

Authorizing individuals who have a permanent physical disability to deduct \$1,000 as a personal exemption under the Maryland income tax; applying the Act to taxable years beginning after December 31, 2018; etc.

EFFECTIVE JULY 1, 2019

TG, § 10-211 - amended

Assigned to: Ways and Means

HB 581 Delegate Valentino-Smith, et al**JUVENILE LAW – PROBATION**

Requiring that the duration of a term of probation for a certain child be consistent with certain treatment and rehabilitation needs of the child; specifying that the duration of a term of probation may not exceed a certain period of time, except under certain circumstances; and authorizing the juvenile court to require an additional term of probation, not to exceed 1 year, under certain circumstances.

EFFECTIVE OCTOBER 1, 2019

CJ, § 3-8A-19(d)(1) - amended and § 3-8A-19(d)(7) - added

Assigned to: Judiciary

HB 582 Delegate Washington, et al**INCOME TAX CREDIT – EMPLOYERS – ELIGIBLE INTERNSHIPS**

Allowing certain employers employing certain interns a credit against the State income tax that may not exceed \$1,000 for each eligible intern or 10% of the wages paid to each eligible intern, subject to certain limitations; requiring a certain employer to enter into a certain agreement with a certain higher education institution; providing that not more than \$300,000 in tax credit certificates may be issued in any taxable year; requiring a report by the Comptroller on utilization of the tax credit by July 1, 2022; etc.

EFFECTIVE JULY 1, 2019

TG, § 10-749 - added

Assigned to: Ways and Means

HB 583 Delegate Wilkins, et al**HEALTH – MATERNAL MORTALITY REVIEW PROGRAM – REPORTING REQUIREMENT**

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 a comparison of the maternal mortality rates of non-Hispanic black and non-Hispanic white women and data on changes in the maternal mortality rate by race and ethnicity.

EFFECTIVE OCTOBER 1, 2019

HG, § 13-1207 - amended

Assigned to: Health and Government Operations

HB 584 Delegate Wilkins, et al**EARNED INCOME TAX CREDIT – INDIVIDUALS WITHOUT QUALIFYING CHILDREN – ELIGIBILITY AND REFUNDABILITY**

Expanding the eligibility of the Maryland earned income tax credit to allow certain individuals without qualifying children to claim the credit; allowing certain individuals to claim a refund of the credit; providing that the amount of the credit that may be claimed by certain individuals is adjusted for inflation each year; and applying the Act to taxable years beginning after December 31, 2018.

EFFECTIVE JULY 1, 2019

TG, § 10-704 - amended

Assigned to: Ways and Means

HB 585 Delegate Wilkins, et al**EARNED INCOME TAX CREDIT – INDIVIDUALS WITHOUT QUALIFYING CHILDREN – CALCULATION AND REFUNDABILITY**

Altering the calculation of the Maryland earned income tax credit to allow certain individuals without qualifying children to claim an increased credit; allowing certain individuals to claim a refund of the credit; applying the Act to taxable years beginning after December 31, 2018; etc.

EFFECTIVE JULY 1, 2019

TG, § 10-704 - amended

Assigned to: Ways and Means

HB 586 Delegate Wilson**PUBLIC SAFETY – SOLAR PHOTOVOLTAIC SYSTEMS – LOCKOUT TAG REQUIREMENT**

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 the Act; establishing a civil penalty of at least \$100 but not more than \$500 for certain violations of the Act; and specifying that a local government shall retain certain funds.

EFFECTIVE JULY 1, 2019

PS, § 12-705 - added

Assigned to: Economic Matters

HB 587 Delegate Wilson, et al**EDUCATION – PUBLIC SCHOOL HOLIDAYS – VETERANS' DAY**

Requiring Veterans' Day to be a public school holiday.

EFFECTIVE JULY 1, 2019

ED, § 7-103(c) - amended

Assigned to: Ways and Means

HB 588 Delegate Hettleman**CONTINUING CARE RETIREMENT COMMUNITIES – MEDIATION – REPRESENTATION BY COUNSEL**

Repealing the prohibition against a community care retirement community provider, subscriber, or group of subscribers being represented by counsel during a certain mediation procedure.

EFFECTIVE OCTOBER 1, 2019

HU, § 10-428 - amended

Assigned to: Health and Government Operations

HB 589 Delegates Barron and Kipke**MARYLAND MEDICAL ASSISTANCE PROGRAM AND MANAGED CARE ORGANIZATIONS THAT USE PHARMACY BENEFITS MANAGERS – REIMBURSEMENT REQUIREMENTS**

Requiring the Maryland Medical Assistance Program to establish minimum and maximum reimbursement levels for certain drug products; providing that certain provisions of the Act apply to managed care organizations that use pharmacy benefits managers to manage prescription drug coverage; and 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.

EFFECTIVE OCTOBER 1, 2019

HG, § 15-118(b) - amended and HG, § 15-118(f) and IN, § 15-1632 - added

Assigned to: Health and Government Operations

HB 590 Howard County Delegation**HOWARD COUNTY BOARD OF EDUCATION – ELECTION OF MEMBERS HO. CO. 01–19**

Requiring that certain members of the Howard County Board of Education be elected by the voters of certain districts and certain members be elected at large by the voters of the county; and applying the Act to the election of the members of the Howard County Board of Education for the term of office that begins December 7, 2020.

EFFECTIVE JULY 1, 2019

ED, § 3-701(a) and (c) - amended

Assigned to: Ways and Means

HB 591 Howard County Delegation

HOWARD COUNTY BOARD OF EDUCATION – SCHOOL YEAR – START AND END DATES HO. CO. 25–19

Providing that the authorization for a county board of education to extend the length of the school year for up to 5 school days beyond June 15 without approval from the State Board of Education does not apply to the Howard County Board of Education; and requiring the Howard County Board of Education to set the start date and end date of the school year for the public schools in the county each year.

EFFECTIVE JULY 1, 2019

ED, § 7-103 - amended

Assigned to: Ways and Means

HB 592 The Speaker (By Request – Office of the Attorney General), et al

HEALTH CARE FACILITIES – COMPREHENSIVE AND EXTENDED CARE FACILITIES – DISCHARGES AND TRANSFERS

Altering the basic rights afforded to each resident of a comprehensive care facility and an extended care facility; 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; etc.

EFFECTIVE OCTOBER 1, 2019

HG, §§ 19-343, 19-345.1, 19-345.2, and 19-345.3 - amended

Assigned to: Health and Government Operations

HB 593 The Speaker (By Request – Office of the Attorney General), et al

MARYLAND COLLECTION AGENCY LICENSING ACT – DEFINITIONS AND LEGISLATIVE INTENT

Defining the term “mortgage lender” to mean a person that is duly licensed under certain provisions of the Financial Institutions Article; altering the definition of the term “consumer claim”; and declaring the intent of the General Assembly that the Act be construed as clarifying the Maryland Collection Agency Licensing Act.

EFFECTIVE JUNE 1, 2019

BR, § 7-101 - amended

Assigned to: Economic Matters

HB 594 The Speaker (By Request – Office of the Attorney General), et al

FINANCIAL INSTITUTIONS – STUDENT LOAN SERVICERS – UNFAIR, ABUSIVE, OR DECEPTIVE TRADE PRACTICES

Prohibiting a student loan servicer from employing any scheme, device, or artifice to mislead a student loan borrower; prohibiting a student loan servicer from engaging in any unfair, abusive, or deceptive trade practice toward any person; prohibiting a student loan servicer from knowingly or recklessly misapplying or refusing to correct a misapplication of a certain payment; requiring a student loan servicer to respond to a certain inquiry or complaint in a certain manner; etc.

EFFECTIVE OCTOBER 1, 2019

ED, §§ 26-601 through 26-603 - added

Assigned to: Economic Matters

HOUSE BILLS REASSIGNED FEBRUARY 4, 2019**HB 277 Delegate Korman, et al**

REGIONAL INITIATIVE TO LIMIT OR REDUCE GREENHOUSE GAS EMISSIONS IN TRANSPORTATION SECTOR – AUTHORIZATION (REGIONAL TRANSPORTATION AND CLIMATE PROTECTION ACT OF 2019)

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 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 submit a certain report to certain committees of the General Assembly on or before November 1, 2019; etc.

EFFECTIVE JUNE 1, 2019

EN, § 2-1204.2 - added

Reassigned to: Environment and Transportation and Economic Matters

HB 301 Delegate Wilkins, et al**VEHICLE LAWS – ETHNICITY–BASED OR RACE–BASED TRAFFIC STOPS – POLICY AND REPORTING REQUIREMENTS**

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; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2019

TR, § 25-113 and Chapter 127 of the Acts of 2015, § 2 - amended

Reassigned to: Environment and Transportation

HB 355 Delegate Patterson, et al**PUBLIC ETHICS LAW – SCHOOL BOARDS – DISCLOSURES AND REQUIREMENTS (SCHOOL SYSTEM ETHICS AND TRANSPARENCY ACT OF 2019)**

Repealing the requirement that certain county boards of education develop and maintain a certain funding accountability website; requiring that each county board report certain financial information to the Department of Budget and Management beginning January 1, 2020; requiring the Department to post certain information on a certain website; prohibiting the official custodian of certain documents from charging a fee for documents requested by a county board under certain circumstances; etc.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2019

ED, §§ 5-115 through 5-119 - repealed and § 5-115 - added and GP, §§ 4-206, 5-816, 5-817, and 5-818 - amended and Various Sections - added

Reassigned to: Ways and Means

HB 499 Delegate Fraser–Hidalgo, et al**CIVIL ACTIONS – INTERSTATE PIPELINE LIABILITY ACT**

Establishing that the operation of an interstate pipeline facility is an ultrahazardous and abnormally dangerous activity; establishing that a pipeline operator is strictly liable for certain damages resulting from or occurring in connection with the operation of an interstate pipeline facility in the State; establishing that a pipeline operator is not liable for damages resulting from deliberate sabotage, acts of terrorism, or an act of war; providing for the prospective application of the Act; etc.

EFFECTIVE OCTOBER 1, 2019

CJ, §§ 3-2201 through 3-2204 - added and § 12-301.1(a) - amended

Reassigned to: Judiciary and Economic Matters