



# SYNOPSIS

House Bills and Joint Resolutions  
2019 Maryland General Assembly Session

**February 14, 2019**  
**Schedule 22**

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## **HOUSE BILLS INTRODUCED FEBRUARY 14, 2019**

### **HB 1293 Delegate Krimm, et al**

#### **HEALTH – PROFESSIONAL AND VOLUNTEER FIREFIGHTER INNOVATIVE CANCER SCREENING TECHNOLOGIES PROGRAM**

Establishing the Professional and Volunteer Firefighter Innovative Cancer Screening Technologies Program in the Department of Health to provide grants to certain fire departments and volunteer fire companies to procure cancer screening tests not generally conducted during routine physical exams for the purpose of reducing cancer mortality among professional and volunteer firefighters; requiring the Governor for certain fiscal years to include at least \$500,000 in the annual budget for the Program; etc.

This bill requires a mandated appropriation in the annual budget bill.

EFFECTIVE JULY 1, 2019

HG, §§ 13-3901 through 13-3907 - added

Assigned to: House Rules and Executive Nominations

### **Department of Legislative Services**

90 State Circle, Annapolis, Maryland 21401-1991

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

Other Maryland Areas: 1-800-492-7122 — Maryland Relay Service: 1-800-735-2258

**HB 1294 Delegate Rosenberg, et al****COMMISSION ON AFRICAN AMERICAN PATRIOTS IN THE AMERICAN REVOLUTIONARY WAR**

Establishing the Commission on African American Patriots in the American Revolutionary War; authorizing the Commission to raise funds for its operation; requiring the Commission, in consultation with certain persons, to conduct research to advance the documentation of African American patriots in the American Revolutionary War; requiring the Commission to determine and send to the county boards of education certain information; requiring the Commission to develop and print a certain publication; etc.

EFFECTIVE OCTOBER 1, 2019

ED, § 7-106(b) - amended and ED, § 7-446 and SG, § 9-3301 - added

Assigned to: House Rules and Executive Nominations

**HB 1295 Delegates Chang and Bartlett****PHARMACISTS – AIDS FOR THE CESSATION OF TOBACCO PRODUCT USE – PRESCRIBING AND DISPENSING**

Authorizing a pharmacist who meets the requirements of certain regulations to prescribe and dispense aids for the cessation of the use of tobacco products; requiring the State Board of Pharmacy, by September 1, 2020, to adopt certain regulations; requiring the Maryland Medical Assistance Program and the Maryland Children's Health Program to provide coverage for certain services rendered by a licensed pharmacist under the Act to the same extent as certain services rendered by any other licensed health care practitioner; etc.

EFFECTIVE OCTOBER 1, 2019

HO, § 12-101(x) - amended and HG, § 15-150 and HO, § 12-513 - added

Assigned to: House Rules and Executive Nominations

**HB 1296 Delegate Chang, et al**

## STATE FINANCE AND PROCUREMENT – PROHIBITED APPROPRIATIONS – MAGNETIC LEVITATION TRANSPORTATION SYSTEM

Prohibiting the State and certain units and instrumentalities of the State from using any appropriation for a magnetic levitation transportation system in the State; prohibiting a public or private entity that receives money from the State from authorizing a permit or giving any other form of approval for a magnetic levitation transportation system in the State; and prohibiting a proposal for a magnetic levitation transportation system from using certain right-of-way or track owned or operated by certain railroad companies.

EFFECTIVE JUNE 1, 2019

SF, § 7-240 - added

Assigned to: House Rules and Executive Nominations

**HB 1297 Delegate Branch**

## WORKERS' COMPENSATION – PERMANENT PARTIAL DISABILITY – BALTIMORE CITY DEPUTY SHERIFFS

Providing for enhanced workers' compensation benefits for a Baltimore City deputy sheriff for a compensable permanent partial disability of less than 75 weeks; and applying the Act prospectively.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2019

LE, § 9-628(a)(9) and (10) - amended and § 9-628(a)(11) - added

Assigned to: House Rules and Executive Nominations

**HB 1298 Delegate Jackson**

## MARYLAND TRANSPORTATION AUTHORITY POLICE – COLLECTIVE BARGAINING – BINDING RECOMMENDATIONS OF FACT FINDER

Requiring that the written recommendations of a fact finder are binding in a collective bargaining dispute between the Maryland Transportation Authority and the exclusive representative of the full-time Maryland Transportation Authority police officers at the rank of first sergeant and below.

EFFECTIVE OCTOBER 1, 2019

SP, § 3-501 - amended

Assigned to: House Rules and Executive Nominations

**HB 1299 Delegate Jackson****LAW ENFORCEMENT OFFICERS' PENSION SYSTEM – BENEFITS**

Altering the accrual rate to 2.5% for service earned on or after July 1, 2019, for calculating the retirement allowance for certain retirees of the Law Enforcement Officers' Pension System; and altering from 65% to 70% the maximum benefit that certain retirees of the Law Enforcement Officers' Pension System may receive.

EFFECTIVE JULY 1, 2019

SP, § 26-401(b) - amended

Assigned to: House Rules and Executive Nominations

**HB 1300 Delegate Adams****LABOR AND EMPLOYMENT – MARYLAND HEALTHY WORKING FAMILIES ACT – SEASONAL TEMPORARY WORKERS**

Increasing, from 106 to 120 days, the period during which an employer is not required to allow an employee to use earned sick and safe leave; altering the circumstances under which an employer is required to reinstate certain unused sick and safe leave; and altering the circumstances under which an employer is authorized to require an employee who uses earned sick and safe leave to provide certain verification.

EMERGENCY BILL

LE, §§ 3-1304(c) and (h) and 3-1305(g) - amended

Assigned to: House Rules and Executive Nominations

**HB 1301 Delegate Walker****SALES AND USE TAX – COLLECTION BY MARKETPLACE FACILITATORS**

Altering the definition of “vendor”, under the sales and use tax, to include certain marketplace facilitators and marketplace sellers; requiring a marketplace facilitator to collect the sales and use tax on certain sales by a marketplace seller to a buyer in the State under certain circumstances; requiring a marketplace facilitator to report the sales and use tax collected under the Act in a certain manner; etc.

EFFECTIVE JULY 1, 2019

TG, Various Sections - amended and added

Assigned to: House Rules and Executive Nominations

**HB 1302 Delegate Cardin****ABANDONED PROPERTY IN POSSESSION OF A MUSEUM**

Authorizing certain museums to claim title to certain property in the possession of the museum; requiring a museum, before taking title to certain property, to provide notice by certified mail and under certain circumstances by publication; requiring a lender to assert ownership of certain property within 60 days of a certain notice; authorizing, under certain circumstances, a museum to apply certain conservation measures to property on loan to the museum and to acquire a certain lien for the costs of the conservation measures; etc.

EFFECTIVE OCTOBER 1, 2019

CL, §§ 16-801, 16-802, and 17-401 through 17-408 - added

Assigned to: House Rules and Executive Nominations

**HB 1303 Delegate Grammer****EVIDENCE – CAUSING UNAVAILABILITY OF WITNESS – STANDARD OF PROOF**

Altering the standard of proof by which a judge in a certain criminal case must make certain findings before the judge may admit a certain statement into evidence.

EFFECTIVE OCTOBER 1, 2019

CJ, § 10-901 - amended

Assigned to: House Rules and Executive Nominations

**HB 1304 Delegate Grammer****CRIMINAL PROCEDURE – VICTIMS AND WITNESSES – RESTRICTIONS ON RELEASE OF PERSONAL INFORMATION**

Altering the circumstances under which a certain person may withhold the address or telephone number of a certain victim, victim's representative, or witness in a certain trial or adjudicatory hearing.

EFFECTIVE OCTOBER 1, 2019

CP, § 11-205 - amended

Assigned to: House Rules and Executive Nominations

**HB 1305 Delegate Ivey****ESTATES AND TRUSTS – ADMINISTRATION OF ESTATES – WAIVER OF FEES – REQUIRED**

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; and applying the Act prospectively.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2019

ET, § 2-206(a) - amended

Assigned to: House Rules and Executive Nominations

**HB 1306 Howard County Delegation****HOWARD COUNTY – HOWARD COUNTY HOUSING COMMISSION – SUBSIDIARY ENTITIES HO. CO. 26–19**

Providing that a nonprofit entity shall be deemed controlled by the Howard County Housing Commission if the nonprofit entity is established by the Commission under certain provisions of law and the Commission has the power to appoint a majority of the board of directors of the nonprofit entity or is the sole member of the nonprofit entity; and altering the applicability of certain tax exemption provisions to include a subsidiary entity of a certain Howard County Housing Commission entity under certain circumstances.

EFFECTIVE JULY 1, 2019

HS, § 12-104 - amended

Assigned to: House Rules and Executive Nominations

**HB 1307 Delegates Impallaria and Boteler****MARIJUANA LAWS – FULL DISCLOSURE OF LEGAL, EMPLOYMENT, AND HEALTH RISKS**

Requiring the Office of the Attorney General, at least 90 days before the implementation of any law that reduces penalties for or legalizes the use of marijuana, to establish an information system, including the creation of a website and public service announcements for radio, television, newspapers, and billboards, to notify the public of the risks related to the change in the law.

EFFECTIVE OCTOBER 1, 2019

SG, § 6-111 - added

Assigned to: House Rules and Executive Nominations

**HB 1308 Delegate Hill****EDUCATION – PUBLIC SCHOOLS AND YOUTH SPORTS PROGRAMS  
– TACKLE FOOTBALL**

Limiting a certain football season to the months of August through December each year; prohibiting a county board of education or school from offering, approving, or sponsoring certain physical activities related to football during the months of January through July each year; prohibiting a youth sports program from providing certain physical activities related to football during the months of January through July each year; etc.

EFFECTIVE JULY 1, 2019

ED, § 7-433.1 and HG, § 14-502 - added

Assigned to: House Rules and Executive Nominations

**HB 1309 Delegate Crosby****AQUACULTURE – LEASES IN WATER COLUMN – RIPARIAN RIGHT  
OF FIRST REFUSAL**

Establishing that a riparian property owner or lessee shall have the right of first refusal to apply for and, if approved, obtain a water column lease, or an aquaculture lease for use in the water column in an Aquaculture Enterprise Zone, in an area that fronts the riparian property, subject to certain standards and requirements; establishing that the requirement for active use of a lease does not apply to a riparian leaseholder who obtains a water column lease through a right of first refusal; etc.

EFFECTIVE JUNE 1, 2019

NR, §§ 4-11A-05, 4-11A-08, and 4-11A-10(b) - amended

Assigned to: House Rules and Executive Nominations

**HB 1310 Delegate Mautz, et al****REAL PROPERTY – FIBER DEPLOYMENT – BROADBAND SERVICES**

Establishing the damages to be awarded for a certain taking of land or an interest in land subject to a utility easement where that easement is being used for providing broadband telecommunication services; requiring certain damages to be computed at the time of taking and shall not accrue over time; prohibiting evidence of revenues or profits derived by a utility from providing broadband services from being used for certain purposes; etc.

EFFECTIVE OCTOBER 1, 2019

RP, § 12-104(b) - amended and § 12-104(h) - added

Assigned to: House Rules and Executive Nominations

**HOUSE BILLS REASSIGNED FEBRUARY 13, 2019****HB 503 Delegate Cassilly, et al**

EMPLOYERS OF EX-OFFENDERS – LIABILITY FOR NEGLIGENT  
HIRING OR INADEQUATE SUPERVISION – IMMUNITY

Establishing that certain employers are not liable, under certain circumstances, for negligently hiring or failing to adequately supervise an employee based on evidence that the employee has received probation before judgment for an offense or has been convicted of an offense; providing that the Act does not limit or abrogate certain other immunities or defenses; applying the Act prospectively; etc.

EFFECTIVE OCTOBER 1, 2019

CJ, § 5-427 - added

Reassigned to: Economic Matters

**HB 1237 Delegate Rosenberg**

MARYLAND TECHNOLOGY INTERNSHIP PROGRAM –  
QUALIFICATIONS FOR PARTICIPATION – ALTERATION

Altering from 3.0 to 2.0 the cumulative grade point average that a certain individual must maintain or have maintained during a certain academic year to qualify for participation in the Maryland Technology Internship Program.

EFFECTIVE JULY 1, 2019

ED, § 18-3005 - amended

Reassigned to: Appropriations