



# SYNOPSIS

House Bills and Joint Resolutions  
2019 Maryland General Assembly Session

**January 18, 2019**  
**Schedule 6**

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**PLEASE NOTE:** January 22 – Bill request deadline.  
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.

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**HB101, the Capital Budget, will appear on the next schedule**

## **HOUSE BILL INTRODUCED JANUARY 17, 2019**

### **HB 91 Delegates Carr and Korman**

**PUBLIC-PRIVATE PARTNERSHIPS – PRESOLICITATION REPORTS – ENVIRONMENTAL IMPACT STATEMENT REQUIREMENT**

Prohibiting a reporting agency for certain proposed public-private partnerships from submitting a certain presolicitation report before a draft environmental impact statement that complies with the National Environmental Policy Act is available; requiring the Department of Transportation and the Maryland Transportation Authority to withdraw a certain presolicitation report; prohibiting the resubmission of the report until a certain draft environmental impact statement is adopted and a certain alternative is selected; etc.

**EMERGENCY BILL**

SF, § 10A-201(a) - amended

Assigned to: Appropriations and Environment and Transportation

**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

**HOUSE BILLS INTRODUCED JANUARY 18, 2019****HB 92 Delegate Dumais****PUBLIC SAFETY – HANDGUN PERMITS – PAYMENT OF FEES**

Altering the manner in which an applicant for a handgun permit is required to pay a certain fee to allow any method of payment approved by the Secretary of State Police.

EFFECTIVE OCTOBER 1, 2019

PS, § 5-304 - amended

Assigned to: Judiciary

**HB 93 Delegate Rosenberg****WALTER SONDHEIM JR. PUBLIC SERVICE INTERNSHIP SCHOLARSHIP PROGRAM – REPEAL OF AWARD CAP**

Repealing the \$3,000 cap on the amount that will be awarded for a scholarship under the Walter Sondheim Jr. Public Service Internship Scholarship Program.

EFFECTIVE JULY 1, 2019

ED, § 18-1702 - amended

Assigned to: Appropriations

**HB 94 Delegate Rosenberg, et al****STATE RETIREMENT AND PENSION SYSTEM – ACCIDENTAL DISABILITY RETIREMENT APPLICATION**

Authorizing the Board of Trustees for the State Retirement and Pension System to accept an application for an accidental disability retirement allowance from certain individuals within 3 years after the individuals' retirement; requiring that the accidental disability retirement allowance begin on a certain day under certain circumstances; and terminating the Act after June 30, 2020.

EFFECTIVE JULY 1, 2019

Assigned to: Appropriations

**HB 95 Delegate Dumais****PUBLIC SAFETY – FIREARMS DISQUALIFICATIONS – ANTIQUE FIREARM (SHADÉ'S LAW)**

Applying certain provisions disqualifying a person from possessing a rifle or shotgun to an antique firearm.

EFFECTIVE OCTOBER 1, 2019

PS, §§ 5-133.3(b) and (d) and 5-205 - amended

Assigned to: Judiciary

**HB 96 Delegate Dumais****PUBLIC SAFETY – REGULATED FIREARMS – TRANSFER**

Providing that, for certain purposes, the term “transfer” includes a loan other than a temporary gratuitous exchange of a regulated firearm between two individuals who remain in the same location for the duration of the exchange.

EFFECTIVE OCTOBER 1, 2019

PS, § 5-124 - amended

Assigned to: Judiciary

**HB 97 Delegate Dumais****CRIMINAL LAW – SALE OR DISPLAY OF OBSCENE ITEM TO MINOR  
– VIDEO IMAGE**

Altering the definition of “item” as it relates to a certain prohibition against selling or displaying a certain obscene item to a minor by including a motion picture, an image, a visual representation, a video file, a video image, or a video recording.

EFFECTIVE OCTOBER 1, 2019

CR, § 11-203 - amended

Assigned to: Judiciary

**HB 98 Delegate Bromwell, et al****STATE EMPLOYEE AND RETIREE HEALTH AND WELFARE  
BENEFITS PROGRAM – RETIREE PARTICIPATION IN THE STATE  
PRESCRIPTION DRUG BENEFIT PLAN**

Requiring the State to continue providing a certain prescription drug benefit plan to certain retirees by repealing the January 1, 2019, termination of a certain State prescription drug benefit plan for certain retirees, spouses, and dependent children under certain circumstances; 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; etc.

EFFECTIVE JUNE 1, 2019

SP, § 2-509.1 - amended

Assigned to: Appropriations

**HB 99 Delegate Dumais****ESTATES AND TRUSTS – ELECTIVE SHARE OF SURVIVING SPOUSE**

Repealing certain provisions of law relating to a surviving spouse making an election to take a certain share of the net estate of the decedent, instead of that designated under the will, to ensure the surviving spouse is reasonably provided for during the surviving spouse's lifetime; providing that a surviving spouse may take a certain elective share amount of a certain estate subject to election; establishing the priority to be used in determining the sources from which a certain elective share amount is payable; etc.

EFFECTIVE OCTOBER 1, 2019

ET, Various Sections - amended, §§ 3-203 through 3-208 - repealed, and §§ 3-401 through 3-413 and 14.5-606 - added

Assigned to: Health and Government Operations

**HB 100 The Speaker (By Request – Administration)****BUDGET BILL (FISCAL YEAR 2020)**

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; etc.

Assigned to: Appropriations

**HB 102 Delegate Lierman, et al****TOLL ROADS, HIGHWAYS, AND BRIDGES – COUNTY GOVERNMENT CONSENT REQUIREMENT – EXPANSION**

Expanding to all counties in the State a prohibition on State agencies constructing within the nine Eastern Shore counties a toll road, toll highway, or toll bridge without the consent of a majority of the affected counties; etc.

EFFECTIVE OCTOBER 1, 2019

TR, § 4-407 - amended

Assigned to: Environment and Transportation

**HB 103 Delegates Reilly and Cassilly****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: Appropriations

**HB 104 Delegate Malone****INCOME TAX – SUBTRACTION MODIFICATION FOR QUALIFIED HIGHER EDUCATION EXPENSES – ANNUAL LIMITATION**

Increasing, from \$2,500 to \$5,000, the maximum amount allowed in a taxable year as a subtraction modification under the Maryland income tax for advance payments of certain qualified higher education expenses made by an account holder or a contributor under a Maryland Senator Edward J. Kasemeyer Prepaid College Trust contract; and applying the Act to taxable years beginning after December 31, 2018.

EFFECTIVE JULY 1, 2019

TG, § 10-208(n) - amended

Assigned to: Ways and Means and Appropriations

**HB 105 Chair, Environment and Transportation Committee (By Request – Departmental – Transportation)****MARYLAND TRANSPORTATION AUTHORITY FACILITIES – VIDEO TOLLS – COLLECTION**

Prohibiting the Central Collection Unit from collecting certain unpaid video tolls and associated civil penalties incurred by a person residing outside the State, except under certain circumstances.

EFFECTIVE JUNE 1, 2019

SF, § 3-302 - amended

Assigned to: Environment and Transportation

**HB 106** Chair, Environment and Transportation Committee (By Request – Departmental – Natural Resources)

ENVIRONMENTAL TRUST FUND – SURCHARGE EXTENSION

Extending from June 30, 2020, to June 30, 2025, the termination date of a certain environmental surcharge on electrical energy distributed to retail electric customers in the State.

EFFECTIVE JUNE 1, 2019

NR, § 3-302(a) and (b) and PU, § 7-203(f) - amended

Assigned to: Environment and Transportation

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

REAL PROPERTY – RESIDENTIAL PROPERTY FORECLOSURE PROCEDURES

Substituting the Commissioner of Financial Regulation for the Department of Labor, Licensing, and Regulation in certain provisions of law relating to the Foreclosed Property Registry.

EFFECTIVE OCTOBER 1, 2019

RP, §§ 7-105(c), 7-105.1(b)(2)(i)5., 7-105.2, 7-105.5(b), 7-105.10, 7-105.11(a)(2), 7-105.12(a)(2), 7-105.14, and 7-105.17(c) - amended

Assigned to: Environment and Transportation

**HB 108** Delegates Carr and Korman

VEHICLE LAWS – INTERSECTIONS – PROHIBITED ACTS

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 the Act unless certain conditions are met; establishing a \$90 fine for a violation of the Act; providing that a violation of the Act is not a moving violation for purposes of assessing points; etc.

EFFECTIVE OCTOBER 1, 2019

TR, § 21-202 - amended

Assigned to: Environment and Transportation

**HB 109 Delegate Lierman, et al****ENVIRONMENT – EXPANDED POLYSTYRENE FOOD SERVICE PRODUCTS – PROHIBITION**

Prohibiting a person from selling in the State a certain expanded polystyrene food service product on or after January 1, 2020; prohibiting certain food service businesses and certain schools from selling or providing food in certain expanded polystyrene food service products on or after January 1, 2020; requiring a county health department to impose penalties of up to \$250 for certain violations; requiring a county health department to notify the Department of the Environment of certain violations; providing a certain waiver; etc.

EFFECTIVE JULY 1, 2019

EN, §§ 9-2201 through 9-2207 - added

Assigned to: Environment and Transportation and Economic Matters

**HB 110 Delegate Walker, et al****ELEMENTARY SCHOOL STUDENTS – DAILY PHYSICAL ACTIVITY (STUDENT HEALTH AND FITNESS ACT)**

Requiring a public school student in elementary school to be provided a daily program of physical activity totaling 150 minutes each week to include physical education and developmentally appropriate, moderate-to-vigorous activity, including recess; requiring that the program of physical activity for a certain category of student be consistent with the student's Individualized Education Program; requiring public elementary schools to designate a physical activity leadership team to plan and coordinate certain activities; etc.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2019

ED, § 7-409.1 - added

Assigned to: Ways and Means

**HB 111 Delegate J. Lewis, et al****INCOME TAX CREDIT – AGENCY SHOP FEES AND UNION DUES**

Allowing an individual to claim a credit against the State income tax for certain allowable union dues paid by the individual during the taxable year if the union dues would have been allowed as a deduction under the Internal Revenue Code for a taxable year beginning after December 31, 2016, but before January 1, 2018; providing for the calculation of the credit; making the credit refundable; defining “allowable union dues”; applying the Act to taxable years beginning after December 31, 2018, but before January 1, 2026; etc.

EFFECTIVE JULY 1, 2019

TG, § 10-749 - added

Assigned to: Ways and Means

**HB 112 Delegate Lafferty****VEHICLE LAWS – INJURY OR DEATH OF VULNERABLE INDIVIDUAL – PENALTIES**

Prohibiting a person from causing the serious physical injury or death of a vulnerable individual as a result of the person operating a vehicle in a careless or distracted manner or in violation of any other rules of the road provisions of the Maryland Vehicle Law; establishing that a person convicted of a violation of the Act may be fined up to \$2,000 and must appear in court and may not prepay the fine; establishing additional penalties of participation in a motor vehicle safety course and up to 150 hours of community service; etc.

EFFECTIVE OCTOBER 1, 2019

TR, § 21-901.3 - added

Assigned to: Environment and Transportation

**HB 113 Delegate Moon, et al****CRIMINAL LAW – GAMING – CIVIL OFFENSE**

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 the 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; authorizing a certain police officer to issue a certain citation under certain circumstances; etc.

EFFECTIVE OCTOBER 1, 2019

CR, §§ 12-102 and 12-103 - amended

Assigned to: Ways and Means and Judiciary



**HB 114 Delegates Reilly and Cassilly**

INCOME TAX SUBTRACTION MODIFICATION – RETIREMENT INCOME OF CORRECTIONAL SERVICES, LAW ENFORCEMENT, OR FIRE, RESCUE, OR EMERGENCY SERVICES PERSONNEL

Increasing from \$15,000 to \$30,000 the maximum amount of a subtraction modification under the State income tax of certain individuals for retirement income attributable to employment as a correctional officer, a law enforcement officer, or fire, rescue, or emergency services personnel; and applying the Act to taxable years beginning after December 31, 2018.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2019

TG, § 10-209(e) - amended

Assigned to: Ways and Means

**HB 115 Delegate Reilly**

MARYLAND INCOME TAX REFUND – WARRANT INTERCEPT PROGRAM – TERMINATION REPEAL

Repealing the termination of a program authorizing certain warrant officers to request the Comptroller to withhold the income tax refund of certain individuals with certain outstanding warrants; etc.

EFFECTIVE JULY 1, 2019

Chapter 387 of the Acts of 2016, § 4 - amended

Assigned to: Ways and Means

**HB 116 Delegate Barron, et al**

PUBLIC HEALTH – CORRECTIONAL SERVICES – OPIOID USE DISORDER EXAMINATIONS AND TREATMENT

Repealing the requirement for a certain inmate to be placed on a program of methadone detoxification under certain circumstances; requiring State and local correctional facilities to conduct a certain assessment of each inmate within 24 hours of incarceration to determine whether opioid treatment or medication-assisted treatment for opioid addiction is appropriate; requiring State and local correctional facilities to provide certain treatments to inmates suffering from opioid use disorder under certain circumstances; etc.

EFFECTIVE OCTOBER 1, 2019

CS, § 9-603 - amended

Assigned to: Judiciary and Health and Government Operations

**HB 117 Delegate Lafferty****MARYLAND SMART GROWTH INVESTMENT FUND**

Authorizing the Department of Commerce to create, own, control, or be a member of a corporation, a limited liability company, a partnership, or any other entity, whether operated for profit or not for profit, for certain purposes; requiring the Department to issue a request for proposals to select a management entity to establish the Maryland Smart Growth Investment Fund; requiring the Governor to include in the annual budget bill for fiscal year 2021 an appropriation of \$7,000,000 for the Fund; etc.

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

EFFECTIVE JUNE 1, 2019

EC, § 5-1701 - added

Assigned to: Environment and Transportation and Ways and Means

**HOUSE BILL REASSIGNED JANUARY 17, 2019****HB 41 The Speaker (By Request – Administration)****STUDENT DEBT RELIEF ACT OF 2019**

Establishing a Maryland Promise Plus Scholarship program to provide tuition assistance to certain students attending eligible State institutions; establishing eligibility requirements to include limitations on gross income levels under certain circumstances; providing for an annual scholarship award of no more than \$10,000 per recipient; providing the scholarship be converted to a loan under certain circumstances; allowing a subtraction modification for a certain amount of interest paid on student loans; etc.

EFFECTIVE JULY 1, 2019

ED, §§ 18-3701 through 18-3707 and TG, § 10-208(y) - added and TG, § 10-208(n) and (o) - amended

Reassigned to: Appropriations and Ways and Means