



SYNOPSIS

House Bills and Joint Resolutions
2019 Maryland General Assembly Session

January 21, 2019
Schedule 7

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.

HOUSE BILL INTRODUCED JANUARY 18, 2019**HB 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

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; etc.

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

VARIOUS EFFECTIVE DATES

Various Chapters of the Acts of Various Years, Various Sections - amended and repealed

Assigned to: Appropriations

HOUSE BILLS INTRODUCED JANUARY 21, 2019**HB 118 Delegate Washington, et al**

HIGHER EDUCATION – SENATORIAL AND DELEGATE SCHOLARSHIPS – IN–STATE TUITION

Making a certain applicant eligible for senatorial and delegate scholarships if the applicant is eligible for in–State tuition.

EFFECTIVE JULY 1, 2019

ED, §§ 18-402 and 18-502 - amended

Assigned to: Appropriations

HB 119 Delegates Washington and Palakovich Carr**ELECTION LAW – PERMANENT ABSENTEE BALLOT LIST**

Requiring guidelines for absentee voting established by the State Board of Elections to provide for a permanent absentee ballot list; providing that all voters are eligible for permanent absentee ballot status; authorizing a voter to apply for permanent absentee ballot status by completing and submitting certain documentation; allowing a voter to apply for permanent absentee ballot status at any time; prohibiting a voter from receiving an absentee ballot for the next election if the application is made after a certain deadline; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2019

EL, § 9-303 - amended and § 9-311.1 - added

Assigned to: Ways and Means

HB 120 Delegate Love, et al**NATURAL RESOURCES – NO NET LOSS OF FOREST – DEFINITION**

Altering the standard for achieving a no net loss of forest policy by altering the definition of “no net loss of forest” to mean that 40% of all land in Maryland is covered by forest land.

EFFECTIVE OCTOBER 1, 2019

NR, § 5-101(i) - amended

Assigned to: Environment and Transportation

HB 121 Delegate Dumais**CRIMINAL PROCEDURE – CHARGE BY CITATION – VIOLATION OF CONDITION OF RELEASE**

Altering the designation of a certain crime that a police officer may not charge by citation.

EFFECTIVE OCTOBER 1, 2019

CP, § 4-101(c) - amended

Assigned to: Judiciary

HB 122 Delegate Dumais, et al**PROTECTIVE ORDERS – RELIEF ELIGIBILITY – RAPE AND SEXUAL OFFENSES**

Removing rape and certain sexual offenses from the list of offenses alleged to have been committed by a certain respondent against a certain victim for which a peace order request or a peace order petition may be filed under certain circumstances; and altering the definition of “person eligible for relief” for purposes of certain provisions of law relating to domestic violence protective orders to include an individual who alleges the commission of certain acts against the individual by a certain respondent.

EFFECTIVE OCTOBER 1, 2019

CJ, §§ 3-8A-19.1 and 3-1503(a) and FL, § 4-501(m) - amended

Assigned to: Judiciary

HB 123 Delegate Miller**REAL ESTATE SALESPERSONS AND BROKERS – ADVERTISEMENTS – USE OF “AND ASSOCIATES”**

Authorizing a licensed real estate salesperson, licensed real estate broker, or licensed associate real estate broker to advertise using the words “and associates”.

EFFECTIVE OCTOBER 1, 2019

BOP, § 17-527.2 - amended

Assigned to: Economic Matters

HB 124 Delegate K. Young, et al**TANNING DEVICES – USE BY MINORS**

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 conspicuous place in the tanning facility; requiring the Maryland Department of Health to prepare and make available to each tanning facility a notice that includes certain information; etc.

EFFECTIVE OCTOBER 1, 2019

HG, § 20-106 - amended

Assigned to: Health and Government Operations

HB 125 Delegate Miller, et al**SOLAR PHOTOVOLTAIC RECYCLING**

Establishing a solar photovoltaic recycling fee; requiring a person installing a solar electric generating facility in the State to pay the fee beginning October 1, 2019; establishing the Solar Photovoltaic Recycling Fund; requiring 20% of the first sale price of each renewable energy credit sold to be deposited into the Fund; providing that the purpose of the Fund is to provide funding for technologies and processes that assist with the recycling of solar photovoltaic systems; etc.

EFFECTIVE OCTOBER 1, 2019

EN, §§ 9-1714 and 9-1715 and SF, § 6-226(a)(2)(ii)114. - added and PU, § 7-709(b) and SF, § 6-226(a)(2)(ii)112. and 113. - amended

Assigned to: Economic Matters

HB 126 Delegate Miller, et al**LABOR AND EMPLOYMENT – LABOR ORGANIZATIONS – RIGHT TO WORK**

Prohibiting an employer from requiring, as a condition of employment or continued employment, an employee or a prospective employee, under certain circumstances, to join or remain a member of a labor organization, pay charges to a labor organization, or pay a certain amount to a third party; prohibiting an employer from threatening an employee or a prospective employee with certain action; providing certain penalties for violation of the Act; applying the Act prospectively; etc.

EFFECTIVE OCTOBER 1, 2019

CJ, ED, HG, LE, LU, and SP, Various Sections - amended, LU, § 16-316 - repealed, and LE, §§ 4-701 through 4-707 - added

Assigned to: Economic Matters

HB 127 Delegate Kelly**HEALTH INSURANCE – HEALTH BENEFIT PLANS – SPECIAL ENROLLMENT PERIOD FOR PREGNANCY**

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; applying the Act to all health benefit plans issued, delivered, or renewed in the State on or after January 1, 2020; etc.

EFFECTIVE JULY 1, 2019

IN, § 15-1201(j) - added and §§ 15-1208.1(c), (e), and (f) and 15-1316 - amended

Assigned to: Health and Government Operations

HB 128 Delegate Reznik, et al**GENERAL PROVISIONS – STATE SONG – ADVISORY PANEL**

Repealing the State song; establishing the State Song Advisory Panel; providing for the composition, chair, and staffing of the Advisory Panel; requiring the Advisory Panel to review certain submissions and suggestions for a new State song and to hold at least three public hearings; requiring the Advisory Panel to report its recommendations to the Governor and the General Assembly by December 1, 2019; terminating a certain provision of the Act after June 30, 2020; etc.

VARIOUS EFFECTIVE DATES

GP, § 7-318 - repealed

Assigned to: Health and Government Operations

HB 129 Delegates Busch and Cain**MANDATED APPROPRIATION – CITY OF ANNAPOLIS – SERVICES**

Requiring that a certain annual appropriation in the State Budget for the Mayor and Aldermen of the City of Annapolis to pay for services provided to the State by the City of Annapolis be at least \$750,000; and requiring that each fiscal year starting in fiscal year 2022, the annual appropriation be increased by the increase in the Consumer Price Index for All Urban Consumers for the Baltimore Metropolitan Statistical Area.

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

EFFECTIVE JULY 1, 2019

SF, § 4-608 - amended

Assigned to: Appropriations

HB 130 Delegate R. Lewis, et al**MARYLAND TRANSIT ADMINISTRATION – WORKGROUP TO STUDY DEDICATED BUS LANES IN BALTIMORE CITY**

Establishing the Workgroup to Study Dedicated Bus Lanes in Baltimore City to study and analyze dedicated bus lane enforcement mechanisms in use by peer transit agencies and develop a certain enforcement plan; requiring the study to include an examination of best practices and technologies, a review of potential costs, and an evaluation of the most effective methods for ensuring compliance with and enforcement of existing law; requiring the Workgroup to report by December 31, 2019, to the Governor and General Assembly; etc.

EFFECTIVE JUNE 1, 2019

Assigned to: Environment and Transportation

HB 131 Delegate K. Young, et al**CRIMINAL LAW AND PROCEDURE – ANIMAL ABUSE REGISTRY**

Requiring the Department of Public Safety and Correctional Services to establish the Maryland Animal Abuse Registry; requiring the Registry to be updated in a certain manner and to include certain information; requiring a certain person convicted of animal abuse crimes to register with a certain county sheriff; exempting a person from registration under certain circumstances; establishing the Animal Abuse Registry Fund to support the administration of the Registry by county sheriffs and the Department; etc.

EFFECTIVE OCTOBER 1, 2019

CP, §§ 11-1201 through 11-1211 - added

Assigned to: Environment and Transportation

HB 132 Delegate Reznik, et al**EDUCATION – ROBOTICS GRANT PROGRAM – ALTERATIONS**

Expanding the eligibility requirements for the Robotics Grant Program to include nonprofit organizations and community clubs that are proposing new or have existing robotics programs; repealing the requirement for existing nonprofit robotics clubs to be associated with a public school to be eligible for the Program; and requiring the Governor to increase the annual appropriation for the Program to at least \$500,000.

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

EFFECTIVE JULY 1, 2019

ED, § 7-123 - amended

Assigned to: Ways and Means

HB 133 Delegate Reznik, et al**PUBLIC SCHOOLS – PROVISION OF FEMININE HYGIENE PRODUCTS**

Requiring a county board of education to ensure that each public school serving students in any grade from grades 6 through 12 provides, at no charge to students, feminine hygiene products in the restrooms at the school.

EFFECTIVE JULY 1, 2019

ED, § 7-446 - added

Assigned to: Ways and Means

HB 134 Delegate Love, et al**ENVIRONMENT – SINGLE-USE PLASTIC STRAWS – USE IN RESTAURANTS**

Prohibiting, beginning January 1, 2020, a restaurant from providing a single-use plastic straw to a customer dining in at the restaurant unless the customer requests a straw; and providing the Act does not apply to restaurant services provided at a drive-through window.

EFFECTIVE OCTOBER 1, 2019

EN, § 9-2108 - added

Assigned to: Economic Matters and Environment and Transportation

HB 135 Delegate Moon, et al**CRIMINAL LAW – CRUELTY TO ANIMALS – SEIZURE AND REMOVAL**

Requiring a court to order the removal of a mistreated animal on the conviction of the 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 an impounding agency under certain circumstances; authorizing an officer or authorized agent of an impounding agency to remove a certain animal under certain circumstances; requiring an impounding agency to post a certain notice to an animal's owner or a custodian under certain circumstances; etc.

EFFECTIVE OCTOBER 1, 2019

CR, § 10-615 - amended

Assigned to: Environment and Transportation

HB 136 Delegate Hill, et al

DEPARTMENT OF GENERAL SERVICES – ENERGY–CONSERVING AND BIRD–SAFE BUILDING STANDARDS (MARYLAND SUSTAINABLE BUILDINGS ACT OF 2019)

Requiring the Department of General Services to establish certain standards for State buildings to conserve energy and minimize adverse impacts on birds; requiring each building constructed, acquired, or substantially altered by the Department to meet the standards to the extent practicable; requiring the Department to reduce the lighting of existing public buildings in a certain manner; and requiring the Secretary of General Services to adopt certain regulations.

EFFECTIVE OCTOBER 1, 2019

SF, § 4-410 - added

Assigned to: Health and Government Operations and Appropriations

HB 137 Delegate Kerr, et al

STATE PERSONNEL – PROFESSIONAL SERVICE – MARYLAND SCHOOL FOR THE DEAF – TEACHERS

Requiring that teachers employed by the Maryland School for the Deaf are in the professional service in the State Personnel Management System.

EFFECTIVE JULY 1, 2019

ED, § 8-3A-04 - amended

Assigned to: Appropriations

HB 138 Delegate Moon, et al

LAW ENFORCEMENT – FEDERAL MILITARY SURPLUS PROGRAM – EQUIPMENT ACQUISITION

Requiring certain law enforcement agencies to post notice of the acquisition of certain equipment from a federal military surplus program within 14 days after the agency acquires the equipment from a surplus program; and requiring that, on or before February 1 each year, a law enforcement agency that has acquired equipment from a surplus program report the acquisition of the equipment to the Governor and the General Assembly.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2019

PS, § 3-521 - added

Assigned to: Judiciary

HB 139 Delegate Pena–Melnyk, et al**PUBLIC HEALTH – OVERDOSE AND INFECTIOUS DISEASE PREVENTION SITE PROGRAM**

Authorizing the establishment of an Overdose and Infectious Disease Prevention Site Program by a community–based organization to provide a place for the consumption of preobtained drugs, provide sterile needles, administer first aid, and provide certain other services; providing the Maryland Department of Health may approve no more than 6 programs to operate in a single location in an area of high incidence drug use; requiring each program to submit a certain report to certain legislative committees by December 1 of each year; etc.

EFFECTIVE JULY 1, 2019

HG, §§ 24-1601 through 24-1606 - added

Assigned to: Health and Government Operations

HB 140 Delegate Luedtke**SPECIAL EDUCATION – ADMINISTRATIVE PROCEEDINGS AND JUDICIAL ACTIONS – ATTORNEY’S AND EXPERT WITNESS FEES AND RELATED COSTS**

Authorizing an administrative law judge to award certain attorney’s fees and related costs to the parent of a child with a disability who is the prevailing party in a special education proceeding; prohibiting an administrative law judge from awarding attorney’s fees and certain related costs to a certain parent in a certain proceeding under certain circumstances; etc.

EFFECTIVE JULY 1, 2019

ED, § 8-413 - amended

Assigned to: Ways and Means

HB 141 Delegate Reznik, et al**COMMERCIAL LAW – INTERNET PRIVACY AND NET NEUTRALITY**

Specifying the circumstances under which a broadband Internet access service provider may handle certain customer personal information in a certain manner; establishing a mechanism through which a broadband Internet access service provider may obtain customer consent to have certain personal information handled in a certain manner; declaring the intent of the General Assembly that if the State or a municipality provides broadband Internet services, it may not impose use restrictions that prohibit the exercise of free speech; etc.

EFFECTIVE JUNE 1, 2019

CL, §§ 14-4201 through 14-4209 and SF, § 2-801 - added

Assigned to: Economic Matters

HB 142 Delegate McKay

FAMILY LAW – OPIOID-EXPOSED NEWBORNS AND PARENTS ADDICTED TO OPIOIDS – MOBILE APPLICATION (I’M ALIVE TODAY APP)

Requiring a local department of social services, if appropriate, to monitor an opioid-exposed newborn through a certain mobile application under certain circumstances; requiring a local department to assess the risk of harm to and safety of an opioid-exposed newborn; requiring the Social Services Administration to develop a mobile application to be used by parents who have a certain opioid addiction to check in periodically and to alert the local department if a parent fails to do so; etc.

EFFECTIVE OCTOBER 1, 2019

FL, § 5-704.2 - amended and § 5-704.3 - added

Assigned to: Health and Government Operations

HB 143 Delegate Moon, et al

CRIMINAL PROCEDURE – PROVIDING ELECTRONIC DEVICE LOCATION INFORMATION – HISTORICAL DATA

Altering a definition of “location information” to include historical information concerning the geographic location of an electronic device that is or was generated by or derived from the operation of that device; and providing that certain evidence is not admissible in a criminal, civil, administrative, or any other proceeding.

EFFECTIVE OCTOBER 1, 2019

CP, § 1-203.1 - amended

Assigned to: Judiciary

HB 144 Delegates Szeliga and Moon

GENERAL ASSEMBLY – LIVE AND ARCHIVED VIDEO STREAMING OF MEETINGS

Requiring the General Assembly to make available to the public live and archived video streaming of each meeting of the Senate, the House, and certain standing committees, including any hearings held by certain standing committees.

EFFECTIVE OCTOBER 1, 2019

SG, § 2-1805 - added

Assigned to: House Rules and Executive Nominations

HB 145 Delegate K. Young, et al**HOSPITALS – PATIENT’S BILL OF RIGHTS**

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; etc.

EFFECTIVE OCTOBER 1, 2019

HG, § 19-342 - amended

Assigned to: Health and Government Operations

HB 146 Delegate Fennell, et al**MOTOR VEHICLES – DUPLICATE DRIVER’S LICENSES – VICTIMS OF ROBBERY OR THEFT**

Requiring the Motor Vehicle Administration, when processing an application for a duplicate license of a victim of a robbery or theft whose license is taken during the robbery or theft, to issue the duplicate license free of charge if the victim of the robbery or burglary whose license is taken presents a police report of the incident when applying for a duplicate license.

EFFECTIVE OCTOBER 1, 2019

TR, § 16-114 - amended

Assigned to: Environment and Transportation

HB 147 Delegate Moon, et al**ELECTION LAW – LOCAL PUBLIC CAMPAIGN FINANCING – BOARDS OF EDUCATION**

Altering a certain provision of law to authorize the governing body of a county to establish, by law, a system of public campaign financing for an elected member of the county board of education.

EFFECTIVE OCTOBER 1, 2019

EL, § 13-505 - amended

Assigned to: Ways and Means

HOUSE BILL REASSIGNED JANUARY 18, 2019

HB 88 Delegate Charkoudian, et al

CRIMINAL LAW – ALCOHOL OFFENSES – CIVIL OFFENSES
(DECRIMINALIZATION OF PETTY NONVIOLENT OFFENSES ACT)

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; and providing a maximum fine of \$100.

EFFECTIVE OCTOBER 1, 2019

AB, §§ 6-321 and 6-322 and CR, § 10-119 - amended

Reassigned to: Economic Matters