



SYNOPSIS

Senate Bills and Joint Resolutions
2019 Maryland General Assembly Session

January 23, 2019
Schedule 10

PLEASE NOTE: February 1 – Bill introduction deadline.

All bills should be given to the Secretary of the Senate's office by 5:00 P.M. on Monday, February 4.

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

SENATE BILLS INTRODUCED January 23, 2019

SB 178 **Senator Eckardt**

BEHAVIORAL HEALTH PROGRAMS – MEDICAL DIRECTORS – TELEHEALTH

Requiring that regulations adopted under certain provisions of law regulating behavioral health programs include provisions authorizing a medical director of a behavioral health program located in a federally designated health professional shortage area to provide services through telehealth; and prohibiting a behavioral health program located in a federally designated health professional shortage area from requiring a medical director to provide services on-site.

EFFECTIVE OCTOBER 1, 2019

HG, § 7.5-402 - amended

Assigned to: Finance

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

SB 179 **Senator Griffith (Chair, Joint Committee on Pensions)**

OPTIONAL RETIREMENT PROGRAM – REGULATIONS

Requiring the Board of Trustees for the State Retirement and Pension System to adopt and maintain a written plan document for the optional retirement program; and authorizing the Board of Trustees to adopt certain regulations.

EFFECTIVE JULY 1, 2019

SP, § 30-203 - amended

Assigned to: Budget and Taxation

SB 180 **Senator King**

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 robotics programs or have existing robotics programs; repealing the requirement for existing nonprofit robotics clubs to be associated with a public school to be eligible to receive a grant; 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: Education, Health, and Environmental Affairs

SB 181 **Senator King, et al**

EDUCATION – CHILD CARE SUBSIDIES – MANDATORY FUNDING LEVEL

Altering the Governor's required appropriation of certain funds in the State budget, beginning in fiscal year 2021, to increase the Child Care Subsidy Program reimbursement rate to the 60th percentile of the most recent market rate survey or a certain equivalent.

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

EFFECTIVE JULY 1, 2019

ED, § 9.5-111(e) - amended

Assigned to: Budget and Taxation

SB 182 **Senator King, et al****COMMUNITY COLLEGES – SUPPLEMENTAL SERVICES AND SUPPORTS FOR STUDENTS WITH DISABILITIES GRANT PROGRAM**

Requiring the Maryland Higher Education Commission to consult with the Maryland Association of Community Colleges when establishing a certain review process and adopting certain guidelines or regulations for a grant program for supplemental services and supports for students with disabilities in community colleges; and requiring, beginning in fiscal year 2021, that the Governor include in the annual budget bill a general fund appropriation of at least \$2,500,000 to the Commission to be used to award grants under the program.

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

EFFECTIVE JULY 1, 2019

ED, § 16-319 - amended

Assigned to: Education, Health, and Environmental Affairs and Budget and Taxation

SB 183 **Senator Kagan****RECYCLING – LODGING ESTABLISHMENTS – NOTIFICATION TO GUESTS**

Authorizing an owner, an operator, or a manager of a lodging establishment to provide recycling for guests; requiring an owner, an operator, or a manager of a certain lodging establishment to provide a certain notice to guests under certain circumstances; specifying that the method of a certain notice be at the discretion of the owner, operator, or manager of a certain lodging establishment, subject to a certain requirement; providing for certain penalties for a violation of the Act; etc.

EFFECTIVE OCTOBER 1, 2019

EN, § 9-1711.1 - added

Assigned to: Education, Health, and Environmental Affairs

SB 184 Senator Kagan

STATE BOARD OF ELECTIONS – OPEN MEETINGS – VIDEO STREAMING AND RECORDING (STATE BOARD OF ELECTIONS TRANSPARENCY ACT)

Requiring the State Board of Elections, in consultation with the Department of Information Technology, to make publicly available on the Internet each meeting agenda, made available at least 24 hours in advance of each meeting, live video streaming, and unedited archived video recordings of open meetings; and requiring the State Board to make the archived video recordings available for a minimum of 4 years after the date of the meeting.

EFFECTIVE OCTOBER 1, 2019

EL, § 2-102 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 185 Senator Feldman

LIFE INSURANCE – LIFE OF A MINOR – STATEMENT ON DISCLOSURE

Altering a certain requirement that a life insurer include, in a certain manner, a certain statement on an application or an endorsement for a policy of life insurance on the life of a minor to allow the life insurer to include the statement on a certain disclosure; and applying the Act to policies of life insurance on the life of a minor issued or delivered in the State on or after January 1, 2020.

EFFECTIVE JANUARY 1, 2020

IN, § 16-119(a) - amended

Assigned to: Finance

SB 186 Senator Griffith (Chair, Joint Committee on Pensions)

STATE RETIREMENT AND PENSION SYSTEM – DESIGNATED BENEFICIARY CHANGE – RESCISSION

Authorizing certain retirees of the State Retirement and Pension System to rescind a request to change a designated beneficiary by sending certain notice to the State Retirement Agency before a certain allowance payment normally becomes due; and allowing a retiree who rescinds a certain change of designated beneficiary in a timely manner to receive the allowance payable prior to the change of designated beneficiary, without a certain retroactive adjustment.

EFFECTIVE JULY 1, 2019

SP, § 21-404 - amended

Assigned to: Budget and Taxation

SB 187 **Senator Young, et al****MARYLAND DEPARTMENT OF HEALTH – BIOSAFETY LEVEL 3 LABORATORIES**

Requiring the Maryland Department of Health to develop and make available a certain form; requiring certain biosafety level 3 (BSL–3) laboratories to report, on or before September 30 each year, certain information to the Department; requiring the Department to report, on or before December 31 each year, certain information regarding the number and location of the laboratories to the Maryland Emergency Management Agency and certain local officials and the total number of the laboratories to the Governor and the General Assembly; etc.

EFFECTIVE OCTOBER 1, 2019

HG, § 17-701 - added

Assigned to: Finance

SB 188 **Senator Young, et al****PUBLIC AND NONPUBLIC SCHOOLS – CLASSWORK AND ASSESSMENT INVOLVING LIVE AND DEAD ANIMALS – STUDENT CHOICE POLICY**

Authorizing a student in a public school or nonpublic school to choose not to participate in or observe, in whole or in part, classwork or an assessment that includes certain actions conducted on a live, dead, or severed part of an animal; authorizing a student to choose not to participate in or observe the classwork or assessment on the day that it is scheduled to be performed; requiring a certain student to complete the required classwork or assessment by a certain alternative educational method that meets certain requirements; etc.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2019

ED, § 7-125 - added

Assigned to: Education, Health, and Environmental Affairs

SB 189 **Senator Cassilly****CONDOMINIUMS AND HOMEOWNERS ASSOCIATIONS – ELECTION OF GOVERNING BODY**

Authorizing the unit owners of a condominium to call a certain meeting to elect a board of directors if the condominium regime was established at least 10 years before the date of the meeting, under certain circumstances; authorizing the lot owners of a homeowners association to call a certain meeting to elect a governing body if the homeowners association declaration was initially recorded at least 10 years before the meeting, under certain circumstances; and applying the Act.

EFFECTIVE OCTOBER 1, 2019

RP, §§ 11-109(c)(16)(i) and 11B-106.1(a) - amended

Assigned to: Judicial Proceedings

SB 190 **Senator West, et al****CORPORATE INCOME TAX – RATE REDUCTION**

Reducing, from 8.25% to 6.0%, the State corporate income tax rate by reducing the rate by 0.25% each year for 9 years.

EFFECTIVE JULY 1, 2019

TG, § 10-105(b) - amended

Assigned to: Budget and Taxation

SB 191 **Senator Kelley, et al****COMPENSATION TO INDIVIDUAL ERRONEOUSLY CONVICTED, SENTENCED, AND CONFINED OR WHOSE CONVICTION OR ADJUDICATION IS REVERSED**

Altering a provision of law to require, rather than authorize, the Board of Public Works to pay compensation to a certain individual who has been erroneously convicted, sentenced, and confined; requiring certain compensation made by the Board to be in an amount equal to the greater of \$50,000 for each year that the individual was in custody or the actual damages sustained by the individual, including any fines, governmental fees, costs, and restitution paid by the individual and determined to be owed to the individual; etc.

EFFECTIVE JULY 1, 2019

SF, § 10-501 - amended and SF, §§ 10-502, 10-503, and 10-504 and TG, § 10-207(hh) - added

Assigned to: Judicial Proceedings

SB 192 **Senator Kelley, et al**

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, in order 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: Judicial Proceedings

SB 193 **Senator Klausmeier, 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: Budget and Taxation

SB 194 **Senator Lee, et al**

PUBLIC SAFETY – CRIME OF VIOLENCE – WITNESS INTIMIDATION

Altering a certain definition of “crime of violence” to include felony witness intimidation.

EFFECTIVE OCTOBER 1, 2019

PS, § 5-101(c) - amended

Assigned to: Judicial Proceedings

SB 195 **Senator Kelley, et al****PUBLIC HEALTH – PRESCRIPTION DRUG MONITORING PROGRAM – REVISIONS**

Requiring the Prescription Drug Monitoring Program to review prescription monitoring data for indications of a possible misuse or abuse of a monitored prescription drug; requiring the Program to report the possible misuse or abuse to the prescriber or dispenser of the monitored prescription drug and to provide certain education to the prescriber or dispenser; authorizing the Program to provide prescription monitoring data to the Office of Controlled Substances Administration for further investigation; etc.

EFFECTIVE OCTOBER 1, 2019

HG, § 21-2A-06(c) and (d) - amended

Assigned to: Finance

SB 196 **Senator Smith, et al****VEHICLE LAWS – LICENSES, IDENTIFICATION CARDS, AND MOPED OPERATOR’S PERMITS – INDICATION OF APPLICANT’S SEX**

Requiring an application for a license, an identification card, or a moped operator’s permit to allow an applicant to indicate the applicant’s sex as female, male, or unspecified; 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; prohibiting the Administration from requiring proof of an applicant’s sex; etc.

EFFECTIVE OCTOBER 1, 2019

TR, § 12-305 - added

Assigned to: Judicial Proceedings

SB 197 **Senator Cassilly****JUVENILE LAW – JURISDICTION – ATTEMPTED CARJACKING AND ATTEMPTED ARMED CARJACKING**

Providing that the juvenile court does not have jurisdiction if a child is alleged to have committed attempted carjacking or attempted armed carjacking unless the child is under the age of 16 years or a court exercising criminal jurisdiction transfers a case to the juvenile court.

EFFECTIVE OCTOBER 1, 2019

CJ, § 3-8A-03 - amended

Assigned to: Judicial Proceedings

SB 198 **Senators Hough and Cassilly****CRIMES – SOLICITATION TO COMMIT MURDER – PENALTY**

Repealing the statute of limitations for the crime of solicitation to commit murder in the first degree; providing that a person who solicits another or conspires with another to commit murder in the first degree is guilty of a felony and on conviction is subject to imprisonment not exceeding life; and providing for the prospective application of the Act.

EFFECTIVE OCTOBER 1, 2019

CJ, § 5-106(ff) - amended and CR, § 2-211 - added

Assigned to: Judicial Proceedings

SB 199 **Senator Hough, et al****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: Education, Health, and Environmental Affairs

SB 200 **Senators Pinsky and Peters****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: Budget and Taxation and Education, Health, and Environmental Affairs

SB 201 **Senator Pinsky**

UNIVERSITY OF MARYLAND UNIVERSITY COLLEGE – RENAMING

Renaming the University of Maryland University College to be the University of Maryland Global Campus; 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 cross-references and terminology rendered incorrect by the Act; etc.

EFFECTIVE JULY 1, 2019

ED, § 13-101 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 202 **Senators Pinsky and Rosapepe**

WASHINGTON SUBURBAN SANITARY COMMISSION – WATER LEAKAGE – BILLING MC/PG 113–19

Requiring the Washington Suburban Sanitary Commission to notify an account holder within 7 days after determining a 200% increase in water usage during the immediately preceding billing period; requiring that the notification required under the Act contain certain information, including information regarding a free inspection under certain circumstances; requiring an account holder to repair a water leak outside or inside the account holder’s home within 30 days; etc.

EFFECTIVE OCTOBER 1, 2019

PU, § 25-504 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 203 **Senator Young, 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: Education, Health, and Environmental Affairs

SB 204 **Senators Young and Hough****FREDERICK COUNTY – ALCOHOLIC BEVERAGES – VOLUNTEER FIRE COMPANY OR VOLUNTEER AMBULANCE COMPANY LICENSE**

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 least 14 days before the event is to be held; and setting a \$500 annual license fee.

EFFECTIVE JULY 1, 2019

AB, § 20-1014.1 - added

Assigned to: Education, Health, and Environmental Affairs

SB 205 **The President (By Request) and Senator Zirkin****JUDGESHIPS – CIRCUIT COURT AND DISTRICT COURT**

Increasing from 5 to 6 the number of resident judges of the circuit court in Washington County; and increasing the number of resident judges of the District Court in certain districts.

EFFECTIVE JULY 1, 2019

CJ, §§ 1-503 and 1-603(b) - amended

Assigned to: Judicial Proceedings and Budget and Taxation

SB 206 **The President (By Request – Department of Legislative Services – Code Revision)****CODE REVISION – COURTS – SHERIFFS' SALARIES AND EXPENSES**

Revising, restating, and recodifying the laws of this State relating to sheriffs' salaries and expenses; clarifying language; making certain technical and stylistic changes; providing for the construction of the Act; providing for the effect and construction of certain provisions of the Act; and authorizing the publisher of the Annotated Code to make certain corrections in a certain manner.

EFFECTIVE OCTOBER 1, 2019

CJ, Various Sections - added and amended

Assigned to: Judicial Proceedings

SB 207 **The President (By Request – Administration), et al**

TRANSPARENCY ACT OF 2019

Requiring the General Assembly to make available to the public live and archived video streaming of each meeting of the Senate of Maryland, the House of Delegates of Maryland, and a standing committee of the General Assembly, including any hearings or voting sessions held by a standing committee.

EFFECTIVE OCTOBER 1, 2019

SG, § 2-1805 - added

Assigned to: Senate Rules