



SYNOPSIS

Senate Bills and Joint Resolutions
2019 Maryland General Assembly Session

January 31, 2019
Schedule 16

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 31, 2019

SB 353 **Senator Young**

ON-SITE SEWAGE DISPOSAL SYSTEMS – CONSTRUCTION AND INSPECTION LICENSES

Prohibiting a person from engaging in the business of constructing or installing an on-site sewage disposal system unless the person holds a septic construction license issued by the Department of the Environment; prohibiting a person from engaging in the business of inspecting an on-site sewage disposal system unless the person holds a septic inspection license issued by the Department; requiring the Department to establish by regulation certain eligibility criteria and training requirements; etc.

EFFECTIVE OCTOBER 1, 2019

EN, § 9-217.1 - repealed and added

Assigned to: Education, Health, and Environmental Affairs

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 354 **Senators Lee and Smith**

VEHICLE LAWS – OVERTAKING AND PASSING BICYCLES

Authorizing the driver of a vehicle to drive on the left side of the roadway in a no-passing zone to overtake and pass at a safe distance a bicycle traveling in the same direction in accordance with certain provisions of law.

EFFECTIVE OCTOBER 1, 2019

TR, § 21-307 - amended

Assigned to: Judicial Proceedings

SB 355 **Senators Lee and Smith**

CRIMINAL LAW – SEXUAL CONTACT WITH AN ANIMAL

Prohibiting a person from engaging in sexual contact with an animal; defining “sexual contact with an animal”; providing that engaging in sexual contact with an animal constitutes a crime of violence; and altering the definition of “Tier III sex offender” to include a person who has been convicted of sexual contact with an animal.

EFFECTIVE OCTOBER 1, 2019

CR, §§ 10-606 and 14-101(a)(24) and (25) and CP, § 11-701(q)(1) - amended and CR, § 14-101(a)(26) - added

Assigned to: Judicial Proceedings

SB 356 **Senator Nathan–Pulliam, 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: Finance

SB 357 **Senator Salling, et al**

PROPERTY TAX EXEMPTION – DISABLED VETERANS

Expanding eligibility for a property tax exemption for the dwelling house of a disabled veteran to include veterans with a service connected disability of at least 80%; and applying the Act to taxable years beginning after June 30, 2019.

EFFECTIVE JUNE 1, 2019

TP, § 7-208(a) - amended

Assigned to: Budget and Taxation

SB 358 **Senator Serafini**

CRIMINAL PROCEDURE – STATE CHILD ABUSE REGISTRY

Requiring individuals convicted of child abuse to register with a certain supervising authority by a certain time and to register annually with a local law enforcement unit for a certain term; requiring a certain registration to include a digital image of the registrant that shall be updated at least once each year; requiring the Department of Public Safety and Correctional Services to establish a State child abuse registry and to provide certain information on the Internet; establishing penalties for a violation of the Act; etc.

EFFECTIVE OCTOBER 1, 2019

CP, §§ 11-7A-01 through 11-7A-11 - added

Assigned to: Judicial Proceedings

SB 359 **Senator Serafini**

MARYLAND ESTATE TAX – UNIFIED CREDIT

Repealing a certain limit on the unified credit used for determining the Maryland estate tax for decedents dying on or after January 1, 2019; and altering a certain limitation on the amount of the Maryland estate tax for decedents dying on or after January 1, 2019.

EFFECTIVE JULY 1, 2019

TG, § 7-309(b)(1), (2), and (3) - amended

Assigned to: Budget and Taxation

SB 360 **Senator Guzzone, et al****INCOME TAX – THEATRICAL PRODUCTION TAX CREDIT**

Allowing certain theatrical production entities to claim a credit against the State income tax for certain costs incurred for certain theatrical productions in the State; requiring an entity to apply to the Department of Commerce to be a qualified theatrical production entity; requiring that to qualify for the credit certain estimated costs incurred in the State must exceed \$100,000; requiring the Department to report annually to the Governor and General Assembly regarding the credit and certain economic impacts of the credit; etc.

EFFECTIVE JULY 1, 2019

EC, § 2.5-109(a)(4) - amended and TG, § 10-749 - added

Assigned to: Budget and Taxation

SB 361 **Senator Hershey, et al****LIMITED FISHING GUIDE LICENSE – PAYMENT FOR SERVICE – ALTERATION**

Authorizing a person to accept consideration for services as a certain fishing guide if the person is guiding certain boats or vessels that are propelled by oars or paddles and possesses an angler's license or a Chesapeake Bay and coastal sport fishing license; and prohibiting a certain person guided under a certain license from being required to possess an angler's license or a Chesapeake Bay and coastal sport fishing license.

EFFECTIVE OCTOBER 1, 2019

NR, § 4-210 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 362 **Senator Hershey, et al****NATURAL RESOURCES – OYSTER PLANTING – SUBSTRATE MATERIAL**

Establishing that the Department of Natural Resources may plant or allow to be planted only certain native oyster shell, including fossilized native oyster shell, of the species *Crassostrea virginica* for use as substrate for an oyster restoration, propagation, or replenishment project; and authorizing the Department to use certain alternate materials as substrate for a project if certain entities recommend or approve the use and after the Department prepares a certain analysis for and holds a public hearing on the project.

EFFECTIVE OCTOBER 1, 2019

NR, § 4-1016 - added

Assigned to: Education, Health, and Environmental Affairs

SB 363 Senator Lam, 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: Education, Health, and Environmental Affairs

SB 364 Senator Simonaire, et al**ELECTION LAW – ELECTION DAY PAGE PROGRAM – ESTABLISHMENT**

Establishing the Election Day Page Program; providing for the purpose of the Program; requiring the State Board of Elections to develop a certain page training program for local boards of elections that participate in the Program; requiring participating local boards, in coordination with local school systems, to establish a procedure for the selection of pages; requiring participating local boards to staff and implement training programs developed by the State Board and to ensure each page receives certain training; etc.

EFFECTIVE OCTOBER 1, 2019

EL, §§ 10-401 through 10-405 - added

Assigned to: Education, Health, and Environmental Affairs

SB 365 Senators West and Nathan–Pulliam**HEALTH OCCUPATIONS – VIOLATIONS OF THE MARYLAND DENTISTRY ACT – PENALTIES AND CEASE AND DESIST ORDERS**

Authorizing the State Board of Dental Examiners to issue a cease and desist order for certain violations; altering certain penalties for certain acts related to the unauthorized practice of dentistry or dental hygiene; authorizing the Board to levy a civil fine of not more than \$50,000 for certain violations under certain circumstances; altering from a misdemeanor to a felony certain penalties for violating certain provisions of law related to dental laboratory work or advertising a dental appliance; etc.

EFFECTIVE JULY 1, 2020

HO, § 4-321 - added and § 4-606 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 366 **Senator West, et al****REAL PROPERTY – RESIDENTIAL LEASES – COLLECTIBLE RENT
(RENT TRANSPARENCY ACT)**

Authorizing a landlord who uses a written lease to collect certain fees and charges as rent under certain conditions; providing that the Act applies only if the written lease used by a landlord includes a certain provision and provides a certain notice; requiring a lease to include notice of the ratio utility billing system used to allocate certain charges, under certain circumstances; prohibiting a landlord from filing a complaint for repossession if the only unpaid fee or charge is for water and is under \$50; etc.

EFFECTIVE OCTOBER 1, 2019

RP, §§ 8-208 and 8-401(a) - amended and § 8-402.1(d) - added

Assigned to: Judicial Proceedings

SB 367 **Senator West, et al****COURTS – PROHIBITED INDEMNITY AND DEFENSE LIABILITY
AGREEMENTS**

Altering the circumstances under which certain indemnity and defense liability contract or agreement language concerning the provision of certain construction-related services is void and unenforceable to include damages arising out of economic loss.

EFFECTIVE OCTOBER 1, 2019

CJ, § 5-401(a) - amended

Assigned to: Judicial Proceedings

SB 368 **Senator West, et al****BALTIMORE–WASHINGTON INTERNATIONAL THURGOOD
MARSHALL AIRPORT – SECURITY SCREENING CHECKPOINT –
CHARITABLE DONATIONS**

Requiring the Executive Director of the Maryland Aviation Administration to place donation boxes at the entrance to each security screening checkpoint at the Baltimore–Washington International Thurgood Marshall Airport; and requiring that money deposited in the donation boxes be appropriated for the benefit of a certain Rental Allowance Program and be used to supplement, but not supplant, certain other funds.

EFFECTIVE OCTOBER 1, 2019

TR, § 5-413.1 - added

Assigned to: Budget and Taxation

SB 369 **Senator West, et al****EVIDENCE – CHAIN OF CUSTODY OF DNA**

Establishing that a certain report signed by the DNA analyst is prima facie evidence of certain matters for a certain purpose under certain circumstances; providing that a certain DNA profile may be established without the necessity for the DNA analyst to personally appear in court under certain circumstances; providing that certain provisions of law do not preclude the right of any party to introduce any evidence supporting or contradicting certain evidence or presumptions; etc.

EFFECTIVE OCTOBER 1, 2019

CJ, §§ 10-1007 through 10-1010 - added

Assigned to: Judicial Proceedings

SB 370 **Senator West, et al****ENVIRONMENT – RECYCLING – COMMERCIAL PROPERTIES**

Requiring a county to address, in a certain recycling plan, the collection and recycling of recyclable materials from commercial properties that are occupied by commercial entities with a total of at least 200 full-time employees; requiring owners of certain commercial properties to provide for recycling for the employees on the properties on or before October 1, 2021; providing for a civil penalty for a certain violation; providing for a delayed effective date for a certain provision of the Act; etc.

VARIOUS EFFECTIVE DATES

EN, § 9-1703(b) - amended and § 9-1714 - added

Assigned to: Education, Health, and Environmental Affairs

SB 371 **Senator West, et al****STATE BOARD OF DENTAL EXAMINERS – OWNERSHIP, MANAGEMENT, OR OPERATION OF A DENTAL PRACTICE**

Requiring a dental practice to be owned, managed, or operated by a licensed dentist, subject to certain exceptions; authorizing an unlicensed person to take certain actions; prohibiting a licensed dentist from raising a certain defense in a certain action; repealing a certain exemption from the requirements of the Maryland Dentistry Act; authorizing the Board to take certain action against certain applicants and licensees for accepting or tendering rebates or split fees; providing for a delayed effective date; etc.

EFFECTIVE JULY 1, 2020

HO, §§ 4-101(1), 4-102, and 4-315(a)(34) and (35) - amended and §§ 4-103 and 4-315(a)(36) - added

Assigned to: Education, Health, and Environmental Affairs

SB 372 **Senator West, et al****PHYSICIANS – DISCIPLINE – PROCEDURES AND EFFECTS**

Requiring a disciplinary panel to obtain a third peer review report from a certain source or dismiss certain complaints against licensed physicians if only one of the two peer review reports makes a certain finding that a certain violation did not occur; requiring the State Board of Physicians to expunge all records of a public reprimand or probation 3 years after the final disposition of the case; providing certain insurers may not take any adverse actions under certain circumstances; etc.

EFFECTIVE JUNE 1, 2019

HG, § 19-360.1, HO, § 14-407.1, and IN, § 15-112(y) - added and HO, § 14-401.1(c)(2) and IN, § 19-104 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 373 **Senator Pinsky, et al****ELECTION LAW – DEADLINE FOR SELECTION OF LIEUTENANT GOVERNOR**

Proposing an amendment to the Maryland Constitution to repeal the requirement that a candidate for Governor who seeks nomination in a primary election designate a candidate for Lieutenant Governor at the time of filing a certificate of candidacy; requiring a candidate for Governor who seeks nomination in a primary election to designate a candidate for Lieutenant Governor at the time of filing a certificate of candidacy or within 21 days after the primary election; etc.

CONSTITUTIONAL AMENDMENT – CONTINGENT

Maryland Constitution, Art. II, § 1B - amended

Assigned to: Education, Health, and Environmental Affairs

SB 374 **Senator Washington, et al****REAL PROPERTY – MARYLAND CONDOMINIUM ACT – PRIORITY OF LIENS**

Altering, in the case of a certain priority of a condominium's liens in a foreclosure of a mortgage or deed of trust on a condominium unit, the maximum number of months from 4 to 6 of certain unpaid regular assessments of which the condominium's liens shall consist; authorizing a condominium's liens to include certain costs or sums under certain circumstances; repealing the monetary cap for a condominium's liens under certain circumstances; and applying the Act prospectively.

EFFECTIVE OCTOBER 1, 2019

RP, § 11-110(f)(3) - amended

Assigned to: Judicial Proceedings

SB 375 **Senator Zucker, et al****SERVICE CONTRACTS – WORK VERIFICATION CLAUSE**

Requiring that certain service contracts entered into by the State contain a certain work verification clause; requiring the work verification clause to require the contractor to use certain work verification software for a certain purpose, specify that the State is liable only for the cost of certain work that is verified in a certain manner, specify the requirements of the work verification software, and require that certain data be stored for at least 7 years and be provided to the State without cost under certain circumstances; etc.

EFFECTIVE OCTOBER 1, 2019

SF, § 13-228 - added

Assigned to: Education, Health, and Environmental Affairs

SB 376 **Carroll County Senators****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: Budget and Taxation

SB 377 **Senator Pinsky, et al****CORPORATE INCOME TAX – COMBINED REPORTING**

Requiring certain corporations to compute Maryland taxable income using a certain combined reporting method; authorizing certain corporations, subject to regulations adopted by the Comptroller, to determine certain income using a certain method; requiring, subject to regulations adopted by the Comptroller, certain groups of corporations to file a combined income tax return reflecting the aggregate income tax liability of all the members of the group; requiring the Comptroller to adopt certain regulations; etc.

EFFECTIVE JULY 1, 2019

TG, § 10-811 - amended and §§ 10-402.1 and 10-402.2 - added

Assigned to: Budget and Taxation

SB 378 **Senator Kelley, et al****TOBACCO PRODUCTS AND ELECTRONIC NICOTINE DELIVERY SYSTEMS – MINIMUM AGE AND CIVIL FINES**

Altering certain provisions of law to prohibit a certain person from distributing a certain tobacco product or electronic nicotine delivery system to an individual under the age of 21 years, rather than to a minor; prohibiting a person from distributing a certain tobacco product or electronic nicotine delivery system without first examining a government-issued photographic identification of a certain purchaser or recipient in order to determine the date of birth of the prospective purchaser or recipient; etc.

EFFECTIVE OCTOBER 1, 2019

CR, § 10-107, HG, §§ 13-1015 and 24-305, and SF, § 7-317 - amended and HG, § 24-307 - repealed

Assigned to: Finance and Judicial Proceedings

SB 379 **Senator Kelley, et al****REAL PROPERTY – MARYLAND CONDOMINIUM ACT – POWERS OF COUNCIL OF UNIT OWNERS**

Prohibiting the declarations, bylaws, or certain other instruments of a condominium made by a developer from limiting certain powers of a council of unit owners to have legal standing or to enforce implied warranties except under certain circumstances.

EFFECTIVE OCTOBER 1, 2019

RP, § 11-109(d) - amended

Assigned to: Judicial Proceedings

SB 380 **Senator Kelley, et al****REAL PROPERTY – MARYLAND CONDOMINIUM ACT – IMPLIED WARRANTIES FROM DEVELOPERS**

Establishing that all common elements of a condominium are covered under a certain implied warranty on common elements from a developer; and applying common element implied warranty coverage to any portion of a condominium that a council of unit owners is required to maintain, repair, or replace under the declaration, bylaws, or other instrument made by a developer or vendor in accordance with certain law, regardless of whether the portion of the condominium is designated as a unit or a common element.

EFFECTIVE OCTOBER 1, 2019

RP, § 11-131(d)(1) - amended and § 11-131(g) - added

Assigned to: Judicial Proceedings

SB 381 **Senator West****TRUSTS – MARYLAND TRUST ACT – METHODS OF NOTICE**

Authorizing a trustee to provide notice to a person under the Maryland Trust Act by first-class mail, personal delivery, or delivery to the person's delivery address; requiring a trustee to receive authorization in writing from a person entitled to receive notice before providing notice by first-class mail, postage prepaid, or by a certain facsimile transmission; authorizing a person to revoke a trustee's authorization to provide notice by an alternative method; etc.

EFFECTIVE OCTOBER 1, 2019

ET, § 14.5-103(f) - added and §§ 14.5-109 and 14.5-813 - amended

Assigned to: Judicial Proceedings

SB 382 **Senator West****MARYLAND TRUST ACT – DIVISION OR CONSOLIDATION OF TRUST**

Authorizing a trustee to divide a trust into two or more separate trusts or consolidate two or more trusts into a single trust if a beneficiary does not object in writing within 30 days after the trustee provided notice; and requiring a trustee to divide a trust into two or more separate trusts or consolidate two or more trusts into a single trust in a certain manner.

EFFECTIVE OCTOBER 1, 2019

ET, § 14.5-415 - amended

Assigned to: Judicial Proceedings

SB 383 **Senator Kagan****NATALIE M. LAPRADE MEDICAL CANNABIS COMMISSION – LAW ENFORCEMENT AND DISPENSARIES**

Establishing the Law Enforcement Purchases Account within the Compassionate Use Fund; authorizing a law enforcement representative to obtain a certain amount of medical cannabis and medical cannabis concentrate from a licensed dispensary at no cost for use during a certain training program; requiring a dispensary or dispensary agent to ensure that all medical cannabis and products containing medical cannabis have a label affixed to the product that warns against the operation of an automobile or machinery while using the product; etc.

EFFECTIVE OCTOBER 1, 2019

HG, §§ 13-3301, 13-3303.1, 13-3306(b) and (c), 13-3307, 13-3309(e), and 13-3313 - amended and § 13-3304.1 - added

Assigned to: Judicial Proceedings

SB 384 **Senator Kagan****ELECTION LAW – VOTER DATA – SECURITY AND REPORTING OF BREACH**

Requiring the State Board of Elections to adopt regulations that describe best practices for storage and security of voter registration information by certain persons; requiring a person who has received a list of registered voters to disclose a breach in the secure storage of the voter registration information to the State Administrator of Elections as soon as possible after becoming aware of the breach; etc.

EFFECTIVE OCTOBER 1, 2019

EL, § 3-506 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 385 **Senator Zirkin****ELECTION LAW – PRIMARY ELECTIONS – VOTING BY UNAFFILIATED VOTERS**

Altering the content requirements of the statewide voter registration application; altering the information that an electronic voter registration system is required to provide to a certain applicant; providing that a voter affiliated with a political party may vote only for the candidates of that political party in a primary election; authorizing a voter unaffiliated with a political party to vote in a primary election for certain candidates; etc.

EFFECTIVE OCTOBER 1, 2019

EL, §§ 3-202(a)(4), 3-203(c), 8-202, and 9-305(a) - amended and § 8-201.1 - added

Assigned to: Education, Health, and Environmental Affairs

SB 386 **Senator Zirkin****BALTIMORE COUNTY – ALCOHOLIC BEVERAGES – SUNDAY SALES**

Authorizing in Baltimore County the holder of a manufacturer's license or a wholesaler's license to sell or deliver alcoholic beverages to a holder of a retail alcoholic beverages license on Sunday; and authorizing holders of certain classes of retail alcoholic beverages licenses to sell alcoholic beverages on Sunday during the same hours as on the other days of the week.

EFFECTIVE JULY 1, 2019

AB, §§ 13-402, 13-502, 13-2003, and 13-2004 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 387 **Senator Zirkin****ENVIRONMENT – WATER QUALITY CERTIFICATIONS (PIPELINE AND WATER PROTECTION ACT OF 2019)**

Requiring a person seeking to construct a natural gas pipeline to apply for a certain water quality certification and pay a nonrefundable fee; requiring the Department of the Environment to establish a certain fee for the submission and review of a water quality certification application; specifying how the Department will determine the amount of the fee; requiring that the fee be deposited, credited, and appropriated in a certain manner; providing certain criteria for the Department's review of certain applications; etc.

EMERGENCY BILL

EN, §§ 14-601 through 14-615 - added

Assigned to: Education, Health, and Environmental Affairs

SB 388 **Senator Zirkin****CIVIL ACTIONS – LIABILITY INSURANCE – PROHIBITION ON
DISCLAIMING COVERAGE**

Prohibiting an insurer from disclaiming coverage under a policy of liability insurance on the ground that the insured or a certain person has breached the policy by failing to cooperate with the insurer; and making a conforming change.

EFFECTIVE OCTOBER 1, 2019

CJ, § 3-1702 - added and IN, § 19-110 - amended

Assigned to: Finance and Judicial Proceedings

SB 389 **Senator Cassilly, et al****MOTOR VEHICLE REGISTRATION – EXCEPTION FOR LOW SPEED
ELECTRIC VEHICLES – CITY OF HAVRE DE GRACE**

Creating an exception to motor vehicle registration requirements under certain circumstances for low speed electric vehicles in the City of Havre de Grace; defining a “low speed electric vehicle” as a vehicle capable of a sustained speed of 20 miles per hour but not more than 25 miles per hour; providing that a person who operates a low speed electric vehicle in the City of Havre de Grace may operate the vehicle only on certain roadways and, between dusk and dawn, only if the low speed electric vehicle is equipped with certain lighting devices; etc.

EFFECTIVE JUNE 1, 2019

TR, §§ 11-130.1 and 21-104.5 - added and § 13-402(c) - amended

Assigned to: Judicial Proceedings

SB 390 **Senator Bailey, et al****NATURAL RESOURCES – SUNDAY HUNTING – DEER**

Authorizing the Department of Natural Resources to allow a person to hunt deer on a Sunday throughout the deer hunting season on public land designated by the Department or private property, subject to certain requirements and limitations.

EFFECTIVE JULY 1, 2019

NR, § 10-410(a) - amended

Assigned to: Education, Health, and Environmental Affairs

SB 391 **Senator Feldman, et al**

UNEMPLOYMENT INSURANCE – CIVILIAN FEDERAL EMPLOYEES – BENEFITS (FEDERAL SHUTDOWN PAYCHECK PROTECTION ACT)

Specifying that, notwithstanding certain provisions of law, an individual who is a civilian employee of the federal government is eligible to receive unemployment benefits under certain circumstances; requiring the Department of Labor, Licensing, and Regulation to request certain documentation from the U.S. Department of Labor within 24 hours after the taking effect of the Act; and making a certain provision of the Act subject to a certain contingency.

EMERGENCY BILL – CONTINGENT

LE, § 8-903 - amended

Assigned to: Finance

SB 392 **Senator Kelley**

LEGISLATION – EMPLOYEE ORGANIZATIONS – CERTIFICATION OF DIFFERENTIAL IMPACT

Requiring a certain employee organization to submit to the primary sponsor of a bill and a certain committee or committees a written statement certifying that a certain bill will have a certain impact on various subgroups of members of the employee organization; requiring the Department of Legislative Services to approve a certain form; etc.

EFFECTIVE OCTOBER 1, 2019

SG, § 2-1505.3 - added

Assigned to: Finance

SB 393 **Chair, Joint Committee on Federal Relations**

ATLANTIC STATES MARINE FISHERIES COMPACT – AMENDMENT I – ADOPTION

Repealing a certain contingency relating to the adoption of a certain amendment to the Atlantic States Marine Fisheries Compact; entering the State into a certain amendment to the Atlantic States Marine Fisheries Compact; and providing for the withdrawal of the State from the amendment.

EFFECTIVE OCTOBER 1, 2019

Chapter 123 of the Acts of 1978, § 2 - repealed

Assigned to: Education, Health, and Environmental Affairs

SB 394 **Senator Waldstreicher, et al**

CRIMINAL PROCEDURE – EXPUNGEMENT – BOATING OFFENSES

Authorizing a person to file a petition for expungement of certain records based on a conviction for certain criminal boating offenses.

EFFECTIVE OCTOBER 1, 2019

CP, § 10-110(a) - amended

Assigned to: Judicial Proceedings

SB 395 **Senator Waldstreicher, et al**

CRIMINAL LAW – DECRIMINALIZATION OF ATTEMPTED SUICIDE

Providing that attempted suicide is not a crime in the State; providing that the act of attempting to commit suicide, in itself, may not form the basis of a criminal charge against the person who attempted to commit suicide; and providing that the common law offense of attempted suicide is abrogated and repealed.

EFFECTIVE OCTOBER 1, 2019

CR, § 3-101.1 - added

Assigned to: Judicial Proceedings

SB 396 **Senator Elfreth, et al**

HIGHER EDUCATION – LEGAL REPRESENTATION FUND FOR TITLE IX PROCEEDINGS – ESTABLISHED

Establishing the Legal Representation Fund for Title IX Proceedings as a special, nonlapsing fund; providing that the purpose of the Fund is to provide funds for reasonable costs and attorney's fees for students provided counsel under certain provisions of law; requiring the Maryland Higher Education Commission to administer the Fund; providing for the investment of money in and expenditures from the Fund; requiring the Governor to include in the annual budget bill an appropriation of at least \$500,000 to the Fund; etc.

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

EFFECTIVE JULY 1, 2019

ED, § 11-602 - added and SF, § 6-226(a)(2)(ii)112. and 113. - amended and § 6-226(a)(2)(ii)114. - added

Assigned to: Education, Health, and Environmental Affairs

SB 397 **Senator Elfreth, et al****GENERAL PROVISIONS – COMMEMORATIVE DAYS – FREEDOM OF THE PRESS DAY**

Requiring the Governor annually to proclaim June 28 as Freedom of the Press Day to commemorate the protected right of free press as identified in the First Amendment to the Constitution of the United States of America.

EFFECTIVE JUNE 1, 2019

GP, § 7-413 - added

Assigned to: Education, Health, and Environmental Affairs

SB 398 **The President (By Request – Department of Legislative Services – Code Revision)****CODE REVISION – ESTATES AND TRUSTS**

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

EFFECTIVE OCTOBER 1, 2019

ET, Various Sections - amended

Assigned to: Judicial Proceedings

SB 399 **Senator Pinsky, et al****PRIVATE CAREER SCHOOLS AND FOR-PROFIT INSTITUTIONS OF HIGHER EDUCATION – DISCLOSURES AND REGULATION**

Requiring private career schools and certain for-profit institutions of higher education to provide certain students with certain information before the student signs an enrollment agreement, completes registration, or makes a financial commitment; requiring certain information to be displayed in a certain manner and on the school's or institution's websites; etc.

EFFECTIVE JULY 1, 2019

CL, § 13-320(b) - amended and ED, § 11-210 - added

Assigned to: Education, Health, and Environmental Affairs

SB 400 **Senator Pinsky, et al**

MARYLAND HIGHER EDUCATION COMMISSION – PRIVATE NONPROFIT INSTITUTIONS OF HIGHER EDUCATION – REGULATION (PRIVATE NONPROFIT INSTITUTION OF HIGHER EDUCATION PROTECTION ACT OF 2019)

Requiring the Maryland Higher Education Commission to determine whether a reportable incident constitutes private inurement if a private nonprofit institution of higher education engages in a reportable incident; etc.

EFFECTIVE JUNE 1, 2019

ED, § 10-101 - amended and § 11-407.1 - added

Assigned to: Education, Health, and Environmental Affairs

SB 401 **Senator Carter**

JUVENILE LAW – INFORMAL ADJUSTMENT

Authorizing a certain court to refer a certain matter to the Department of Juvenile Services for a certain informal adjustment if it is in the best interests of the public and the child; and requiring a certain petition to be dismissed if a certain informal adjustment is successfully completed.

EFFECTIVE OCTOBER 1, 2019

CJ, § 3-8A-10(e) - amended

Assigned to: Judicial Proceedings

SB 402 **Senator Carter, et al**

MENTAL HEALTH – INVOLUNTARY ADMISSION – INMATES IN CORRECTIONAL FACILITIES

Repealing a certain provision of law to allow an application for involuntary admission to a facility of an inmate in certain institutions to be made by any person who has a legitimate interest in the welfare of the individual; altering the circumstances under which a facility operated by the Maryland Department of Health is required to receive and evaluate an inmate in a correctional facility who has been certified for involuntary admission; etc.

EFFECTIVE JUNE 1, 2019

HG, §§ 10-614 and 10-619 - amended

Assigned to: Finance

SB 403 **Senator Augustine, et al**

BEHAVIORAL HEALTH ADMINISTRATION – OUTPATIENT CIVIL COMMITMENT – STATEWIDE EXPANSION

Requiring the Behavioral Health Administration to establish a statewide outpatient civil commitment program; requiring a local behavioral health authority that chooses to participate in the program to coordinate community-based treatment for individuals admitted to the program; establishing an Outpatient Civil Commitment Advisory Committee; requiring the Administration to submit a certain report to certain committees of the General Assembly on or before December 1 each year; etc.

EFFECTIVE OCTOBER 1, 2019

HG, § 7.5-205.1 - amended

Assigned to: Finance

SB 404 **Senator Lam**

STATE DEPARTMENT OF EDUCATION AND MARYLAND DEPARTMENT OF HEALTH – MARYLAND SCHOOL-BASED HEALTH CENTER STANDARDS – REVISION

Requiring the State Department of Education and the Maryland Department of Health to revise the Maryland School-Based Health Center Standards to repeal the requirements that a school-based health center have a medical director who is a physician and have a physician consultant who is available to discuss clinical issues as needed and to authorize a licensed physician or nurse practitioner to serve as a clinical director or clinical consultant of a school-based health center.

EFFECTIVE JULY 1, 2019

Assigned to: Finance

SB 405 **Senator Hayes, et al**

HEALTH INSURANCE – PRESCRIPTION DRUGS – FORMULARY CHANGES

Prohibiting certain insurers, nonprofit health service plans, and health maintenance organizations from making certain formulary changes during a plan year and the open enrollment period that precedes the plan year, except under certain circumstances; defining “utilization management restriction”; and applying the Act to all policies, contracts, and health benefit plans issued, delivered, or renewed in the State on or after January 1, 2020.

EFFECTIVE OCTOBER 1, 2019

IN, § 15-831 - amended

Assigned to: Finance

SB 406 **Senator Ferguson, et al****PRENATAL AND INFANT CARE COORDINATION – GRANT FUNDING AND TASK FORCE**

Requiring the Governor to include \$5,000,000 in the annual budget beginning in fiscal year 2021 for the Maryland Prenatal and Infant Care Coordination Services Grant Program Fund; establishing the Task Force on Maryland Maternal and Child Health; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the General Assembly on or before November 1, 2019; etc.

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

VARIOUS EFFECTIVE DATES

HG, § 24-1502(f) - amended

Assigned to: Finance

SB 407 **Senator Gallion, et al****PUBLIC SCHOOLS – AGRICULTURAL EDUCATION PROGRAMS**

Encouraging each county board of education to implement an agricultural education program that prepares students for successful careers and informed choices relating to certain systems and for opportunities in agriculture-related employment and higher education by providing instruction and developing skills in certain areas through certain integrated classroom and laboratory instruction, supervised agricultural experiences, and leadership experiences and involvement in student organizations.

EFFECTIVE JULY 1, 2019

ED, § 4-111.3 - amended

Assigned to: Education, Health, and Environmental Affairs