SYNOPSIS

House Bills and Joint Resolutions
2020 Maryland General Assembly Session

January 22, 2020
Schedule 9

Please Note:
February 7 – Bill introduction deadline.
All bills must be given to the Chief Clerk by 5:00 P.M. on Thursday, February 6.
As required by House Rule 32(b), bills introduced after this date will be referred to the House Rules and Executive Nominations Committee.

House Bills Introduced January 22, 2020

HB 364 Delegates Saab and Cullison

Hospital and Nursing Facility Workers and Health Care Practitioners – Identification Tags and Badges – Name Requirement

Specifying that each hospital or nursing facility in the State ensure that all of its health care service providers whether in the hospital, outside or in a separate nursing facility wear personal identification tag indicating in readable text the first name, nickname, last name, or full name of the individual that is commonly used in the hospital or nursing facility; specifying the form of names required to be displayed on the badge required to worn by a health care practitioner when providing certain care to a patient; etc.
EFFECTIVE OCTOBER 1, 2020
HG, § 19-308.4 and HO, § 1-221 - amended
Assigned to: Health and Government Operations
HB 365  Delegates Dumais and Charkoudian
DEBT COLLECTION – EXEMPTIONS FROM ATTACHMENT AND EXECUTION
Altering the amount of wages of a judgment debtor that are exempt from attachment; exempting from execution on a judgment a property insurance payment that an individual receives for restoration, remediation work, or replacement; and applying the act prospectively.
EFFECTIVE OCTOBER 1, 2020
CL, § 15-601.1 and CJ, § 11-504 - amended
Assigned to: Economic Matters

HB 366  Delegate Saab, et al
GENERAL ASSEMBLY – TERM LIMITS
Proposing an amendment to the Maryland Constitution to limit to three the number of consecutive terms as either a Senator or a Delegate to which a person may be elected; specifying how service for a certain partial term shall be considered for purposes of the term limits; providing that certain provisions of this amendment do not prohibit a certain person from serving in the same office during a certain term; submitting the amendment to qualified voters of the State for their adoption or rejection; etc.
CONSTITUTIONAL AMENDMENT – CONTINGENT
Maryland Constitution, Art. III, § 6 - amended and Art. XVIII, § 6 - added
Assigned to: House Rules and Executive Nominations

HB 367  Delegate Dumais
CHILD SUPPORT – MULTIFAMILY ADJUSTMENT
Altering the definition of “adjusted actual income” under the State child support guidelines by requiring the deduction, from actual income, of an allowance for support for each child in the parent’s home for whom the parent owes a legal duty of support but who is not subject to a support order; requiring that the amount of a certain allowance be subtracted from a parent’s actual income before the court determines the amount of a child support award; etc.
EFFECTIVE OCTOBER 1, 2020
FL, §§ 12-201(c), 12-202(a), and 12-204(a) - amended
Assigned to: Judiciary
HB 368  Delegate Lierman, et al
MARYLAND TRANSIT ADMINISTRATION – FUNDING (TRANSIT SAFETY AND INVESTMENT ACT)
Requiring the Governor to include certain appropriations in the State budget from the Transportation Trust Fund to the Maryland Transit Administration for the operating and capital needs of the Administration in certain fiscal years; requiring that certain capital appropriations to the Administration be in addition to any funds appropriated for the capital planning, engineering, right–of–way acquisition, or construction of the Purple Line; etc.
This bill requires a mandated appropriation in the annual budget bill.
EFFECTIVE JUNE 1, 2020
Assigned to: Appropriations

HB 369  Delegate Dumais
FOSTER PARENTS, PREADOPTIVE PARENTS, AND CAREGIVERS – RIGHT TO INTERVENE
Requiring the circuit court to provide notice to a child’s foster parent, preadoptive parent, or caregiver of the right to intervene as a party in a certain proceeding except under certain circumstances; granting certain rights to certain individuals in certain proceedings; granting the right to intervene in certain proceedings and the right to obtain all nonprivileged information in documents pertaining to the placement of a child; requiring a party who asserts that information in a document is privileged is required to meet certain criteria; etc.
EFFECTIVE OCTOBER 1, 2020
CJ, §§ 3-801(u) and 3-816.3 and FL, § 5-504 - amended
Assigned to: Judiciary
HB 370 Prince George’s County Delegation and Montgomery County Delegation

BICOUNTY COMMISSIONS – ANNUAL REPORTS – CONFLICTS OF INTEREST AND LOBBYING PG/MC 102–20

Requiring certain bicounty commissions to report on conflict of interest issues and regulations during the previous calendar year on or before April 30 each year; requiring certain bicounty commissions to report on lobbying before the bicounty commission and regulation of that lobbying for the previous calendar year on or before April 30 each year; and requiring certain bicounty commissions to publish the reports on the website of the bicounty commission.  
EFFECTIVE OCTOBER 1, 2020  
GP, §§ 5-823 and 5-830 - amended  
Assigned to: Environment and Transportation

HB 371 Delegates Lisanti and P. Young

INCOME TAX – SUBTRACTION MODIFICATION – MILITARY RETIREMENT INCOME (DEFENSE WORKFORCE OPPORTUNITY ACT)

Phasing out, over 4 taxable years, a certain limitation on the amount of certain military retirement income that may be included in a certain subtraction modification under the Maryland income tax; applying the Act to taxable years beginning after December 31, 2019; etc.  
EFFECTIVE JULY 1, 2020  
TG, § 10-207(q) - amended  
Assigned to: Ways and Means

HB 372 Delegate Carr

PUBLIC INFORMATION ACT – REQUIRED DENIALS FOR SPECIFIC INFORMATION – SOCIOLOGICAL INFORMATION

Prohibiting a definition of “sociological information” adopted in rules or regulations by an official custodian for certain purposes from including an individual’s personal address.  
EFFECTIVE OCTOBER 1, 2020  
GP, § 4-330 - amended  
Assigned to: Health and Government Operations
HB 373  Delegate Carr

MOTOR VEHICLE ADMINISTRATION – TRAFFIC CONTROL SIGNAL MONITORING SYSTEMS – RECIPROCAL AGREEMENTS

Authorizing the application of certain provisions of law relating to a traffic violation recorded by a traffic control signal monitoring system to a reciprocal agreement between this State and another jurisdiction; authorizing the Motor Vehicle Administration to enter into a certain agreement with another jurisdiction for the reciprocal enforcement of traffic violations recorded by a traffic control signal monitoring system, subject to a certain requirement; etc.
EFFECTIVE OCTOBER 1, 2020
TR, §§ 21-202.1(k) and 21-202.2 - added
Assigned to: Environment and Transportation

HB 374  Delegate Barron, et al

BEHAVIORAL HEALTH ADMINISTRATION – CHILDREN WITH MENTAL DISORDERS – LIST OF AVAILABLE SERVICES

Requiring the Behavioral Health Administration to maintain an updated list of the specific service categories in psychiatric rehabilitation, therapeutic, care coordination, and home health aide services available to a child in the State who has a mental disorder; requiring that the list include services available to any child in the State who has a mental disorder and who is enrolled in the Maryland Medical Assistance Program or has health insurance coverage; etc.
EFFECTIVE OCTOBER 1, 2020
HG, § 10-908 - added
Assigned to: Health and Government Operations

HB 375  Delegate Washington, et al

CAMPAIGN FINANCE ENTITIES – OFFICERS – REPEAL OF VOTER REGISTRATION REQUIREMENT

Repealing the requirement that each chairman, treasurer, and campaign manager of a campaign finance entity be a registered voter of the State.
EFFECTIVE JANUARY 1, 2021
EL, § 13-215 - amended
Assigned to: Ways and Means
HB 376  Delegate Washington

ELECTION LAW – CAMPAIGN FINANCE – PROTECTION OF CONTRIBUTOR INFORMATION

Prohibiting a person from using contributor information from any report or statement required under provisions of law governing campaign finance for commercial solicitation purposes; and prohibiting a person from publishing contributor information from any report or statement required under provisions of law governing campaign finance in newspapers, magazines, books, or other similar media for the purpose of facilitating commercial solicitation.

EFFECTIVE OCTOBER 1, 2020
EL, § 13-106 - added
Assigned to: Ways and Means

HB 377  Montgomery County Delegation

MONTGOMERY COUNTY – ALCOHOLIC BEVERAGES – CONSUMPTION ONLY MARKETPLACE LICENSE MC 11–20

Defining the term “shopping center” as any combination of privately owned commercial, professional, or retail establishments to which the general public is invited for business purposes; establishing in Montgomery County a consumption only marketplace license; authorizing the Board of License Commissioners to issue the license to the developer of a certain commercial shopping center; authorizing the license holder to allow the consumption of beer, wine, and liquor in a designated outdoor area under certain circumstances; etc.

EFFECTIVE JULY 1, 2020
AB, § 25-1004.1 - added
Assigned to: Economic Matters

HB 378  Delegate Kipke

NATALIE M. LAPRADE MEDICAL CANNABIS COMMISSION – CERTIFYING PROVIDERS

Altering the definition of “certifying provider” to include physician assistants that have an active, unrestricted license to practice, have an active delegation agreement with a physician who is a certifying provider, and are in good standing with the State Board of Physicians; and altering the membership of the Natalie M. LaPrade Medical Cannabis Commission.

EFFECTIVE OCTOBER 1, 2020
HG, §§ 13-3301(d) and 13-3303(a) - amended
Assigned to: Health and Government Operations
HB 379  Delegates Rosenberg and Cardin
COURTS – CIVIL ACTIONS – STRATEGIC LAWSUITS AGAINST PUBLIC PARTICIPATION

Altering the conditions under which a lawsuit is considered a strategic lawsuit against public participation (SLAPP suit); specifying the conditions under which a lawsuit is not considered a SLAPP suit; altering the conditions under which a defendant in a SLAPP suit is not civilly liable for certain communications; providing for a plaintiff’s burden and the award of certain fees in connection with a motion to dismiss; providing that a ruling or failure to rule on a certain motion is immediately appealable; etc.
EFFECTIVE OCTOBER 1, 2020
CJ, §§ 5-807 and 12-303 - amended
Assigned to: Judiciary

HB 380  Delegate R. Lewis
PUBLIC INFORMATION ACT – DENIAL OF PART OF A PUBLIC RECORD – INVESTIGATIONS BY INSPECTORS GENERAL

Authorizing a custodian to deny inspection of records of investigations conducted by or investigatory files compiled by an inspector general whose office is created by State law or the laws of a political subdivision of the State.
EFFECTIVE OCTOBER 1, 2020
GP, § 4-351 - amended
Assigned to: Health and Government Operations

HB 381  Delegates Krimm and Cox
STATE EMPLOYEE AND RETIREE HEALTH BENEFITS – RETIREES – ENROLLMENT IN A MEDICARE ADVANTAGE PLAN

Requiring regulations adopted by the Secretary of Budget and Management to authorize retirees who are enrolled in the State Employee and Retiree Health and Welfare Benefits Program and who are eligible for the Medicare Supplemental Program to enroll, or discontinue participation, in a Medicare Advantage Plan.
EFFECTIVE JULY 1, 2020
SP, § 2-503(e) - added
Assigned to: Appropriations
HB 382 Delegate Ebersole, et al

BUSINESS REGULATION – INNKEEPERS – RECORDS AND HUMAN TRAFFICKING AWARENESS TRAINING

Requiring an innkeeper to maintain a computerized record-keeping system of all guest transactions and receipts; requiring that certain records be kept for not less than 6 months from the date of the creation of the record; requiring the Governor’s Office of Crime Control and Prevention and the Maryland Department of Labor to approve an educational training program and a refresher training program for identification and reporting of suspected human trafficking; providing certain requirements for a certain training program; etc.

EFFECTIVE OCTOBER 1, 2020
BR, § 15-208 - added
Assigned to: Economic Matters

HB 383 Delegate Guyton, et al

STATE DEPARTMENT OF EDUCATION – STUDENT PERFORMANCE REPORTS – STUDENTS WITH DISABILITIES

Requiring each report on student performance that is published by the State Department of Education to include data disaggregated by student status under § 504 of the federal Rehabilitation Act of 1973 and the federal Individuals with Disabilities Education Act.

EFFECTIVE JULY 1, 2020
ED, § 8-420 - added
Assigned to: Ways and Means

HB 384 Charles County Delegation

CHARLES COUNTY – ILLEGAL DISPOSAL OF BULKY ITEMS – PENALTIES

Authorizing the governing body of Charles County to adopt an ordinance to prohibit the disposal of a bulky item on a highway or on public or private property except under certain circumstances; and authorizing Charles County to impose penalties of up to 30 days imprisonment or a fine not exceeding $5,000 or both for certain violations.

EFFECTIVE OCTOBER 1, 2020
CR, § 10-110(a) and (j) - amended
Assigned to: Environment and Transportation
HB 385  Delegate Krimm

FREDERICK COUNTY  –  HIGHER EDUCATION  –  JOSEPH A. SELLINGER PROGRAM

Requiring any State aid from the Joseph A. Sellinger Program provided to private nonprofit institutions of higher education located in Frederick County to be used only to provide financial aid awards to students who graduated from a high school in the State; and requiring private nonprofit institutions of higher education located in Frederick County to prioritize financial aid awards to students who graduated from a high school in Frederick County.

EFFECTIVE JULY 1, 2020

ED, § 17-108 - added
Assigned to: Appropriations

HB 386  Delegate R. Lewis

SALES AND USE TAX  –  TRANSPORTATION NETWORK SERVICES  –  APPLICATION AND RATES

Imposing the sales and use tax on the sale of certain transportation network services; requiring the Comptroller to distribute to the Transportation Trust Fund the sales and use tax revenue collected from sales of transportation network services; providing that the sale of transportation network services is subject to certain sales and use tax rates under certain circumstances; etc.

EFFECTIVE JULY 1, 2020

TG, §§ 2-1302.2, 11-101(l)(7), (m-2), and (m-3), and 11-104(j) - added and §§ 2-1303(a) and 11-101(m) and (o)(1) - amended
Assigned to: Ways and Means

HB 387  Charles County Delegation

TRI–COUNTY COUNCIL FOR SOUTHERN MARYLAND  –  FUNDING

Increasing, to $125,000, the amount of money that the county commissioners of Calvert County, Charles County, and St. Mary’s County are required to appropriate each year for the Tri–County Council for Southern Maryland to foster cooperative planning and development in the region.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2020

EC, § 13-611 - amended
Assigned to: Environment and Transportation
HB 388 Delegate Pena–Melnyk, et al
CRIMINAL PROCEDURE – CIVIL IMMIGRATION ENFORCEMENT – RESTRICTIONS
Prohibiting a certain law enforcement agent from making a certain inquiry about an individual’s immigration status, citizenship status, or place of birth or transferring an individual to federal immigration authorities under certain circumstances; prohibiting, without a warrant, a certain law enforcement agent from transferring or detaining an individual, notifying federal immigration authorities with an individual’s location information, or using law enforcement resources to further civil immigration enforcement; etc.
EFFECTIVE OCTOBER 1, 2020
CP, § 2-109 - added
Assigned to: Judiciary

HB 389 Delegate Rogers, et al
INCOME TAX CHECKOFF – MARYLAND VETERANS TRUST FUND
Establishing an income tax checkoff for voluntary contributions to the Maryland Veterans Trust Fund; requiring the Comptroller to include a checkoff on the individual income tax return; requiring the Comptroller to collect and account for contributions made through the checkoff and to credit the proceeds to the Fund after deducting the amount necessary to administer the checkoff; applying the Act to taxable years beginning after December 31, 2019; etc.
EFFECTIVE JULY 1, 2020
TG, §§ 2-116 and 10-804(l) - added and SG, § 9-913(g) - amended
Assigned to: Ways and Means

HB 390 Delegate Palakovich Carr, et al
TRANSPORTATION – I–270 COMMUTER BUS ROUTE STUDY
Requiring the Department of Transportation to study and make recommendations on the feasibility of establishing a point–to–point commuter bus route that serves certain population centers along the I–270 corridor and provides service to and from job centers in Northern Virginia; requiring the Department, in conducting the study, to consult with certain governments, stakeholders, and entities and to study and make recommendations to the Governor and certain Committees of the General Assembly by December 1, 2021; etc.
EFFECTIVE JULY 1, 2020
Assigned to: Environment and Transportation
HB 391  Chair, Health and Government Operations Committee

STATE BOARD OF DENTAL EXAMINERS – SUNSET EXTENSION

Continuing the State Board of Dental Examiners in accordance with the provisions of the Maryland Program Evaluation Act (sunset law) by extending until July 1, 2031, the termination provisions relating to the statutory and regulatory authority of the Board.

EFFECTIVE OCTOBER 1, 2020

HO, § 4-702 - amended

Assigned to: Health and Government Operations

HB 392  Delegate Rosenberg

ELECTION LAW – SECURITY OF ELECTION SYSTEMS

Prohibiting the State Board of Elections from approving a contract with an election service provider unless the contract includes a clause requiring the election service provider to report to the State Administrator of Elections if any stage in the manufacturing of a component of the provider’s election system occurred outside the United States; altering the circumstances under which the State Board is prohibited from certifying a voting system; etc.

EFFECTIVE JANUARY 1, 2021

EL, § 2-110 - added and §§ 9-102 and 9-103 - amended

Assigned to: Ways and Means

HB 393  Delegate Malone

ESTATES AND TRUSTS – ESTATE RECOVERIES – PRESENTATION OF CLAIMS AGAINST MEDICAID RECIPIENTS

Altering the period of time within which the Maryland Department of Health must present a claim against the estate of a deceased Maryland Medical Assistance Program recipient before the claim is barred.

EFFECTIVE OCTOBER 1, 2020

ET, § 8-103(f) - amended

Assigned to: Judiciary
HB 394  Prince George’s County Delegation and Montgomery County Delegation

MARYLAND–NATIONAL CAPITAL PARK AND PLANNING COMMISSION – MANDATORY REFERRAL REVIEW PG/MC 101–20

Establishing that a referral to the Maryland–National Capital Park and Planning Commission is deemed approved under certain circumstances only if there is a complete submission or an explanatory narrative accompanied by architectural drawings that can be adequately reviewed by the Commission; requiring the Commission to notify a certain submitting entity within 3 business days regarding whether a certain submission or amendment to a submission is complete and accepted or rejected as incomplete; etc.

EFFECTIVE OCTOBER 1, 2020
LU, § 20-304 - amended
Assigned to: Environment and Transportation

HB 395  Delegates Krimm and Stein

MARYLAND STRATEGIC ENERGY INVESTMENT FUND – REGIONAL GREENHOUSE GAS INITIATIVE – USE OF PROCEEDS FOR MARYLAND HEALTHY SOILS PROGRAM

Specifying that funds in a certain renewable and clean energy programs account be used for the Maryland Healthy Soils Program; and requiring that the greater of 10% or $1,000,000 of the renewable and clean energy programs account be allocated to the Maryland Healthy Soils Program.

EFFECTIVE OCTOBER 1, 2020
SG, § 9-20B-05(g) - amended
Assigned to: Economic Matters

HB 396  Delegate Guyton, et al

CHILD CARE CENTERS – EARLY CHILDHOOD SCREENING FOR DEVELOPMENTAL DISABILITIES

Requiring, beginning July 1, 2021, certain child care centers to offer early childhood screening for developmental disabilities for each child under the age of 3 years in the child care center in a certain manner; requiring certain child care centers to have on–site an individual who has completed a certain training program approved by the State Department of Education; authorizing the Department to approve a certain training program only if the program demonstrates certain best practices; etc.

EFFECTIVE JULY 1, 2020
ED, § 9.5-413.1 - added
Assigned to: Ways and Means
HB 397  Delegate D. Barnes, et al
PUBLIC ETHICS – LEGISLATIVE UNIT – DEFINITION

Altering the definition of “legislative unit” to include a caucus of members of the General Assembly officially recognized by a presiding officer of the General Assembly.
EFFECTIVE OCTOBER 1, 2020
GP, § 5-101(w) - amended
Assigned to: Environment and Transportation

HB 398  Delegate Rogers, et al
ENERGY EFFICIENCY – NET-ZERO HOMES – CONTRACT PREFERENCES

Requiring the Department of Housing and Community Development to give preference to applications for certain loans that will use the services of certain small, minority, women–owned, and veteran–owned businesses, particularly those businesses that provide employment for individuals trained through workforce development programs, for loans for certain net–zero homes under the Energy–Efficient Homes Construction Loan Program.
EFFECTIVE JULY 1, 2020
HS, § 4-2004 - amended
Assigned to: Environment and Transportation

HB 399  Delegate Lisanti
CIVIL ACTIONS – DUTY TO RENDER ASSISTANCE(FIRST RESPONDER SAFETY ACT)

Requiring an individual to provide reasonable assistance to certain first responders who are under threat of or have incurred serious physical injury if providing such assistance does not endanger self or others; establishing a $250 civil penalty for a violation of the Act; providing civil immunity for a certain individual who renders reasonable assistance to another individual under the Act subject to certain limitations; etc.
EFFECTIVE OCTOBER 1, 2020
CJ, § 5-809 - added
Assigned to: Judiciary
HB 400  Delegate Pena–Melnyk, et al
TAX – GENERAL – VAPING PRODUCT TAX
Requiring vaping product tax revenue to be used for the State Reinsurance Program; providing for the distribution of vaping product tax revenues; imposing a tax on vaping products; authorizing a county to impose a tax on vaping products; establishing a presumption that a vaping product is subject to the vaping product tax; establishing that certain vaping products are contraband products; establishing the burden of proving a vaping product is not subject to the vaping product tax; etc.
EFFECTIVE JULY 1, 2020
IN, § 31-107(e) and (g) - amended and TG, §§ 1-101(x), 2-1501 through 2-1503, and 12.5-101 through 12.5-301 - added
Assigned to: Ways and Means and Economic Matters

HB 401  Delegate Barron, et al
PUBLIC INFORMATION ACT – REMOTE ACCESS, FEE COMPLAINTS, FEE WAIVERS, AND INSPECTION OF JUDICIAL RECORDS (OPEN GOVERNMENT, BETTER GOVERNMENT ACT)
Establishing the intent of the General Assembly that each official custodian adopt an internet use policy and other technological advances to expand remote access to public records and increase the transparency of government; requiring the Public Information Act Compliance Board to receive, review, and resolve certain complaints alleging that a custodian unreasonably failed to waive a fee under certain circumstances; altering the minimum fee charged under which the Board has authority to review a complaint; etc.
EFFECTIVE OCTOBER 1, 2020
GP, §§ 4-101, 4-103, 4-1A-04(a), 4-1A-05, 4-205(c), 4-206(a) and (e), and 4-362(a) - amended
Assigned to: Judiciary and Health and Government Operations
HB 402  Delegates Barron and Korman

WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY – SOVEREIGN IMMUNITY – EMPLOYEE WHISTLEBLOWER PROTECTION

Providing that certain whistleblower protections for certain employees of the State apply to the employees of the Washington Metropolitan Area Transit Authority contingent on certain action by the Commonwealth of Virginia and the District of Columbia; and establishing the intent of the General Assembly to waive the sovereign immunity of the State extended to the Washington Metropolitan Area Transit Authority for certain purposes.

EFFECTIVE OCTOBER 1, 2020
SP, § 5-301 - amended and TR, § 10-209 - added
Assigned to: Appropriations

HB 403  Delegate Wilkins, et al

IMMIGRATION ENFORCEMENT – PUBLIC SCHOOLS, HOSPITALS, AND COURTHOUSES – POLICIES

Requiring the Attorney General, in consultation with certain stakeholders, to develop guidelines to assist public schools, hospitals, and courthouses to draft policies that limit civil immigration enforcement activities on their premises in order to ensure these facilities remain safe and accessible to all; and authorizing public schools, hospitals, and courthouses to establish and publish policies that limit immigration enforcement on their premises to the fullest extent possible; etc.

EFFECTIVE OCTOBER 1, 2020
SG, § 6-111 - added
Assigned to: Judiciary
HOUSE BILL REASSIGNED JANUARY 20, 2020

HB 170  Delegate Lierman, et al

CRIMINAL PROCEDURE – FAMILY LAW SERVICES FOR SUSTAINED SAFETY FUND

Establishing the Family Law Services for Sustained Safety Fund to increase legal services in family law cases for victims in order to help ensure safety and long–term stability after victimization; requiring the Governor’s Office of Crime Control and Prevention to administer the Fund; requiring each grantee from the Fund to receive training on the effects of domestic violence, sexual assault, child abuse, and elder abuse; prohibiting a grantee from requesting an individual to waive certain rights in order to receive services; etc.
This bill requires a mandated appropriation in the annual budget bill. EFFECTIVE OCTOBER 1, 2020
CP, § 11-923.1 - added
Reassigned to: Judiciary