

MARYLAND GENERAL ASSEMBLY  
LEGISLATIVE POLICY COMMITTEE

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Tuesday, June 15, 2004  
120 Lowe House Office Building

## **Agenda**

**Part I: Review of Legislative Committees Authorized to Function During the 2004 Interim**

**Part II: Proposed Committee Activities – 2004 Interim**

Letters from the Committee Chairmen

**Part III: 2004 Legislation Relating to the Legislative Policy Committee**

**Part IV: New Boards, Commissions, Task Forces, Advisory Councils, etc. (as a result of 2004 legislation)**

**Part V: Legislation Related to Executive and Legislative Branches; Changes to existing Boards, Commissions, Task Forces, etc. (as a result of 2004 legislation)**

**Part VI: Reports to the General Assembly and its Committees (as a result of 2004 Legislation)**

New reports and changes to old reporting requirements.

**Part VII: Reports to the Budget Committees (2004 Budget Bill/Joint Chairman's Report)**

**Part VIII: State Treasurer's Office**

Written report from the State Treasurer to the Legislative Policy Committee.

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**Part I**  
**Review of Legislative Committees**  
**Authorized to Function**  
**During the 2004 Interim**

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Department of Legislative Services  
Annapolis, Maryland

June 2004

# **REVIEW OF LEGISLATIVE COMMITTEES AUTHORIZED TO FUNCTION DURING THE 2004 LEGISLATIVE INTERIM**

## **SENATE STANDING COMMITTEE**

- Budget and Taxation
- Education, Health, and Environmental Affairs
- Finance
- Judicial Proceedings
- Executive Nominations

## **HOUSE STANDING COMMITTEES**

- Appropriations
- Economic Matters
- Environmental Matters
- Health and Government Operations
- Judiciary
- Ways and Means

## **STATUTORY COMMITTEES**

- Administrative, Executive, and Legislative Review, Joint Committee on
- Audits, Joint Committee on
- Chesapeake Bay Critical Areas, Joint Legislative Oversight Committee
- Children, Youth and Families, Joint Committee on
- Fair Practices, Joint Committee on
- Federal Relations, Joint Committee on
- Health Care Delivery and Financing, Joint Committee on
- Legislative Ethics, Joint Committee on
- Legislative Policy Committee
- Management of Public Funds, Joint Committee on
- Spending Affordability Committee
- Technology Oversight Committee, Joint
- Welfare Reform, Joint Committee on
- Workers' Compensation Benefit and Insurance Oversight Committee

## **SPECIAL JOINT COMMITTEES AND LEGISLATIVE TASK FORCES**

- Legislative Data Systems, Special Joint Advisory Committee on
- Pensions, Joint Committee on
- Program Open Space/Agricultural Land Preservation, Joint Subcommittee on

## **SPECIAL SENATE COMMITTEES**

- Substance Abuse

## **SPECIAL HOUSE COMMITTEES**

- Drug and Alcohol Abuse

## **OTHER COMMITTEES**

- Article 27 Revision (Review Committee - includes nonlegislative members)

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**Part II**  
**Proposed Committee Activities**  
**2004 Interim**

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Department of Legislative Services  
Annapolis, Maryland

June 2004

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## *The Senate of Maryland*

### BUDGET AND TAXATION COMMITTEE

May 27, 2004

The Honorable Thomas V. Mike Miller, Jr.  
President of the Senate

The Honorable Michael E. Busch  
Speaker of the House

Dear President Miller and Speaker Busch:

The Senate Budget and Taxation Committee 2004 draft interim schedule is attached for your review. The schedule includes both full committee and subcommittee activities. The full committee is planning two site visits this year. The committee intends to tour various State facilities in Baltimore City in July including the Baltimore City Juvenile Justice Center, the Hippodrome, and the city's westside redevelopment activities. We will also be attending a Baltimore Orioles baseball game and meeting with officials of the Maryland Stadium Authority. While details of the second visit are not yet finalized, the committee hopes to tour State correctional facilities in Jessup and see the latest progress on development projects at Baltimore-Washington International Airport. The committee will also spend several days in Annapolis for briefings on the State's fiscal status, the status of the Baltimore City Public School's fiscal recovery, transportation issues, and State property tax issues. Additional items will be taken up at the committee's annual retreat in December.

Two of the operating budget subcommittees are also planning site visits and briefings. The Education and Business Administration Subcommittee intends to visit the University System of Maryland System Office and the Maryland Higher Education Commission to focus on the coordination of higher education policy in the State. The Public Safety, Transportation, and Environment Subcommittee is focusing on criminal justice issues with a briefing on the status of the Administration's RESTART plan. In addition these two subcommittees intend to tour the Charles H. Hickey Jr School in Baltimore County to focus on juvenile justice issues.

The committee is looking forward to an interesting and productive interim. As always, your input on the draft schedule and participation in any of the meetings is welcomed.

Sincerely,

A handwritten signature in black ink that reads "Ulysses Currie".

Ulysses Currie

UC/CAR/kjl

Enclosure

cc: Mr. Timothy A. Perry  
Mr. Thomas S. Lewis  
Ms. Lynne B. Porter

**Senate Budget and Taxation Committee**  
**Senator Ulysses Currie, Chairman**  
**2004 Interim Schedule**  
**(As of May 26, 2004)**

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<b>July 7</b> Wednesday	<b>10:00 a.m.</b>	<b>Full Committee Site Visit to Baltimore City</b> Tour Baltimore City Juvenile Justice Center Briefing on UMMS Capital Development Plans Tour Westside Redevelopment and Hippodrome Briefing by Maryland Stadium Authority Baltimore Orioles baseball game
<b>September 7</b> Tuesday	<b>10:00 a.m.</b>	<b>Education and Business Administration and Public Safety, Transportation, and the Environment Subcommittees</b> Site Visit to the Charles H. Hickey Jr. School
<b>September 21</b> Tuesday	<b>10:00 a.m.</b>	<b>Full Committee</b> (Joint with House Appropriations) Briefing on Legislating for Results by the National Conference of State Legislatures
	<b>1:30 p.m.</b>	<b>Full Committee</b> Update on Status of Baltimore City Public Schools
<b>September 22</b> Wednesday	<b>9:00 a.m.</b>	<b>Full Committee Site Visit to Public Safety and Transportation Facilities</b> Tour Department of Public Safety and Correctional Services (DPSCS) prisons in Jessup Tour Baltimore-Washington International Airport
<b>October 5</b> Tuesday	<b>10:00 a.m.</b>	<b>Public Safety, Transportation, and the Environment Subcommittee</b> (Joint with House Appropriations Public Safety and Administration Subcommittee) Update on status of RESTART by DPSCS
	<b>1:30 p.m.</b>	<b>Full Committee</b> (Joint with House Ways and Means) Briefing on Property Taxes and Unified Property Tax Exemption and Reporting (SB 502) by DLS

<b>October 6</b> Wednesday	<b>10:00 a.m.</b>	<b>Education and Business Administration Subcommittee</b> Site Visit to University System and Maryland Higher Education Commission offices
<b>October 19</b> Tuesday	<b>4:00 p.m.</b>	<b>Full Committee</b> (Joint with Spending Affordability, House Appropriations, and House Ways and Means Committees) Fiscal Briefing by DLS
<b>November 9</b> Tuesday	<b>1:30 p.m.</b>	<b>Full Committee</b> Briefing on Transportation Issues
<b>December 16 &amp; 17</b> Thursday & Friday	<b>All Day</b>	<b>Committee Retreat (Miller Building)</b> Topics to be announced

**Notes:** Dates, times, and meeting content are subject to change.  
Members' offices will be notified of any changes.  
Changes will also be noted in the public hearing schedule.

**For further information contact:** Christine Romans, Jennifer Chasse, Elizabeth Moss, or Victoria Gruber -- Department of Legislative Services. Telephone: (410) 946-5530 or (301) 970-5530.

Paula C. Hollinger  
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Norman R. Stone, Jr.

THE SENATE OF MARYLAND  
EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE

June 1, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

I am writing in response to your request for an agenda of the interim work of the Senate Education, Health, and Environmental Affairs Committee. The committee held a planning meeting on May 25, 2004, and a copy of the agenda from that meeting is attached to this memorandum for your easy reference. The issues set forth below have been selected for review during the 2004 interim.

**Alcoholic Beverages**

As you may be aware, substantial controversy regarding the treatment of certain expired alcoholic beverages licenses in Baltimore City led to the introduction of Senate Bill 832 during this past legislative session. Since the livelihoods of many citizens are at stake and these issues could not be resolved during the session, the Alcoholic Beverages Subcommittee has agreed to meet with the various parties concerned, study the matter further, and work to craft an acceptable solution.

**Education**

In cooperation with the House Appropriations Committee, the House Ways and Means Committee, and the Senate Budget and Taxation Committee, a briefing will be held this fall regarding the financial status of the Baltimore City public schools. Presenters will likely include the Baltimore City Board of Education, the Baltimore City Administration, and the State Department of Education.

**Elections**

In light of continuing widespread concerns about election integrity and voter verification issues, the committee plans to request from the State Board of Elections a written response to the January 2004 report prepared by the Department of Legislative Services (DLS). The purpose of this

June 1, 2004

Page 2

request is to ascertain, specific to each security component raised in the DLS report, the board's curative measures taken to date and those planned for the upcoming November election.

Also, as a result of a DLS study to be conducted this summer regarding the proposed federal Continuity of Government Act, this fall DLS personnel will brief the committee on the status of Maryland's continuity of government in the event of terrorist attack or other widespread catastrophe. It is anticipated that this briefing will touch on several aspects of how the federal government's situation may impact the State, particularly in light of the large number of federal properties located within the State, as well as the State's posture as to emergency elections and other governance issues.

### **Environment and Natural Resources**

The committee has received several invitations for site visits to enhance members' understanding of the scientific processes shaping the natural world. Among the topics the committee would like to study from this "hands on" perspective are: the cultivation of submerged aquatic vegetation; enhancement of the blue crab population; experimentation with the Suminoe oyster; the development of the seafood industry in the State, including aquaculture operations; and forestry management. It is hoped that these subject areas would be covered in a site visit to the Eastern Shore.

In addition, the committee plans to receive updates on Chesapeake Bay run-off, nutrient management compliance, and other related issues. At least one visit to a "green" building is anticipated.

### **Health Occupations**

Although the licensure schemes for the regulation of health practitioners in the State vary from profession to profession, during the 2004 legislative session the Department of Health and Mental Hygiene proposed to standardize certain aspects of health occupations regulation such as the imposition of fines and penalties for misdemeanor offenses. This interim DLS intends to prepare a document comparing the health occupations boards, and the committee anticipates using this document to make recommendations for change within the health occupations laws.

### **Higher Education**

The recent need for tuition hikes and other budgetary cuts at institutions of higher education in the State greatly concerns the committee. A site visit may be planned in order to better understand the breadth of this problem and to actively work toward finding a solution.

## **Procurement**

This summer the committee anticipates a briefing by the Maryland Stadium Authority regarding the evolution and status of procurement issues raised during this past session, including the steps taken by the Stadium Authority to implement and strengthen its procurement practices and policies in light of deficiencies noted in a recent audit report by the Office of Legislative Audits.

## **Public Health**

### **Chore and Companion Service Agencies**

The committee intends to review the necessity for regulation of chore and companion service agencies which provide home management, meal planning and preparation, shopping, and other household-related errands in the home of an elderly or disabled individual. This issue will likely be jointly studied with the House Health and Government Operations Committee.

### **Site Visit to Maryland General Hospital**

A site visit to Maryland General Hospital, part of the University of Maryland Medical System, is intended in order to observe and better understand the recent discovery that the laboratory at Maryland General Hospital returned HIV and hepatitis test results to individuals despite instrument readings that the tests might be faulty.

In addition to the issues described above, the committee may also consider other issues that arise during the course of the interim or are referred to it by the Legislative Policy Committee.

Respectfully submitted,



Paula C. Hollinger  
Chair

PCH/SCF:MGM/cdm

Enclosure

cc: Lynne B. Porter

Paula C. Hollinger  
CHAIRMAN

Joan Carter Conway  
VICE CHAIRMAN



Gwendolyn Britt  
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THE SENATE OF MARYLAND  
EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE

**INTERIM PLANNING MEETING**

**Tuesday, May 25, 2004**

**3:00 p.m.**

**AGENDA**

- I. Committee Letters
  - A. Letter to the Maryland State Board of Education and the Governor's Office for Children, Youth, and Families concerning House Bill 1477 - Task Force on the Role of Alternative Providers in Supporting the Bridge to Excellence in Public Schools Act
  - B. Letter to the Office of Policy Analysis requesting a change to both the Maryland Style Manual for Statutory Law, published by the Department of Legislative Services, and throughout the Annotated Code of Maryland to substitute the term "chair" for "chairman."
- II. Items to be Considered for Interim Study
  - A. Senate Bill 54 - Department of Agriculture - Weights and Measures - Fees (Chairman, EHE, Departmental)
  - B. Senate Bill 330 - Health Occupations Boards - Misdemeanor Offenses - Delegation of Authority, Fines, and Penalties (Senator Hollinger)
  - C. Senate Bill 411 - Health Occupations - Maryland Athletic Trainers Act (Senators Britt, Astle, and Grosfeld)
  - D. Senate Bill 474 - Public Health - Drug Abuse Treatment Programs - Zoning (Senators Britt, Grosfeld, and Pinsky)
  - E. Senate Bill 761 - Alcohol and Drug Abuse Administration - Halfway Houses - Zoning Classification (Senator Conway)



- E. Department of Agriculture  
Re: Weights and Measures. See firsthand some of the inspections that are conducted by MDA
  
- F. Fall Chesapeake Bay Foundation  
Visit CBF facility (green building) in Bay Ridge, Annapolis. Environmental briefing in morning with invitation to committee for use of CBF facility in the afternoon.
  
- G. Sep 21-22 or Oct 5-6 (suggested dates) Senator Kathy Klausmeier, Chair, Task Force to Study the Economic Impact of Aquaculture and the Seafood Industry  
Tour aquaculture/seafood industry operation.  
  
Visit University of Maryland Eastern Shore and Salisbury University  
  
Site Visit to the Eastern Shore (overnight)
  
- H. Department of the Environment  
Environmental updates/briefing and tour of Montgomery Park MDE facility (green building)
  
- I. Site visit to The Johns Hopkins Institutions

Thomas M. Middleton  
CHAIRMAN



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THE SENATE OF MARYLAND  
FINANCE COMMITTEE

June 1, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

The Senate Finance Committee has identified issues to be reviewed during the 2004 interim. The committee's proposed schedule for several meetings in Annapolis is enclosed.

Please contact me or the committee staff, Tami Burt, Cheryl Matricciani, or Dave Smulski at (410) 946-5530 if you have questions concerning this schedule.

Very truly yours,

A handwritten signature in cursive script that reads "Mac Middleton".

Thomas McLain Middleton  
Chairman, Senate Finance Committee

TMM/TDB/ncs  
Enclosure

cc: Mr. Karl Aro  
Mr. Warren Deschenaux  
Ms. Lynne Porter  
Mr. Tim Perry  
Mr. Tom Lewis  
Mr. John Favazza  
Ms. Kristin Jones

**Senate Finance Committee**  
**2004 Interim – Proposed Schedule**  
**Senator Thomas M. Middleton**

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**Full Finance Committee**

**October 5, 2004 (Meeting in Annapolis)**

- Briefing on the Department of Disabilities' report on Rehabilitation Services for the Blind

**November 9, 2004 (Meeting in Annapolis)**

- Briefing on prevailing wage
- Briefing on statewide strategies regarding smoke free initiatives
- Briefing on the use of insurance arbitrage as a vehicle for charitable contributions (SB 641 of 2004)

**December 7, 2004 (Meeting in Annapolis)**

- Briefing on the multi-state study on whether credit scoring has a disparate impact on minority and low-income individuals (SB 101 of 2004)
- Briefing on the status of the Maryland Patient Safety Center
- Briefing on the utilization review of the surgical treatment of morbid obesity (report due on 12/15 – possible early session briefing)
- Briefing on Maryland Insurance Administration's review of the notification requirements on insurers for the cancellation, nonrenewal, and surcharging of homeowner's and motor vehicle insurance policies, including the cost and usefulness of notices and disposition of complaints regarding insurers' actions and recommendation for efficiencies (HB 999 of 2004 failed)

**Universal Service Weatherization Program Workgroup**

**September 2004 (date to be announced)**

- Briefing on the weatherization component of the universal service program under DHR, including whether it should be combined with DHCD's weatherization program. (Coordinate with Economic Matters Committee and budget committees)

*Committee Staff: Tami Burt, Cheryl Matricciani, and Dave Smulski*  
*(410) 946-5530*



Brian E. Frosh  
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THE SENATE OF MARYLAND  
JUDICIAL PROCEEDINGS COMMITTEE

May 27, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

The Judicial Proceedings Committee intends to continue its examination of the on-going safety and policy issues surrounding the State's juvenile justice system during the 2004 legislative interim.

The committee may visit one or more juvenile facilities this interim. During the 2003 interim, the committee conducted two site visits to examine juvenile detention facilities in Maryland as well as outside the State. After touring the detention programs at the Cheltenham Youth Facility in Prince George's County and the Charles H. Hickey, Jr. School in Baltimore County last year, the committee hopes to visit one or more juvenile commitment facilities, including facilities that appear to contain positive elements that might be able to be replicated in other juvenile facilities.

Additionally, the committee intends to hear from the Civil Rights Division of the U.S. Department of Justice on its April 2004 report investigating the Cheltenham Youth Facility and Charles H. Hickey, Jr. School under the federal Civil Rights of Institutionalized Persons Act (CRIPA) that alleges violations of juveniles' constitutional and federal statutory rights at these facilities. The committee intends to receive testimony from the Department of Justice, the Department of Juvenile Services, and the Office of the Independent Juvenile Justice Monitor regarding the findings of the Department of Justice and any steps taken by the Department of Juvenile Services to ensure juvenile safety.

The committee may also decide to examine other issues that may arise during the course of the 2004 legislative interim, if necessary.

Sincerely,

A handwritten signature in black ink, appearing to read "Brian E. Frosh".

Brian E. Frosh  
Chairman

BEF/JMc/slb



THE MARYLAND HOUSE OF DELEGATES  
ANNAPOLIS, MARYLAND 21401-1991

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May 27, 2004

The Honorable Thomas V. Mike Miller, Jr., President of the Senate  
The Honorable Michael E. Busch, Speaker of the House of Delegates  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

I am pleased to provide the 2004 interim schedule for the House Committee on Appropriations and its standing subcommittees to the Legislative Policy Committee.

The Appropriations Committee has planned for a fairly heavy interim schedule. The full committee will hold briefings on welfare issues in Baltimore City; proposed changes to the Transitional Emergency, Medical, and Housing Assistance Program; deficit reduction strategies for Baltimore City and Prince George's County public schools; supplemental construction funding for State capital projects; and the current and projected fiscal status of the State. We will also participate in a Legislating for Results program that is being sponsored by the National Conference of State Legislatures. Where appropriate, we will work with our counterparts on other Senate or House Committees. The full committee also plans to visit sites in Baltimore City, Southern Maryland, and Baltimore and Harford counties. We will conclude our interim work with a committee retreat in December to prepare for the 2005 legislative session.

The subcommittees will also hold a limited number of meetings this interim focused on specific items of interest within each subcommittee's subject area jurisdiction. When appropriate, the subcommittees will meet jointly with other House and Senate committees.

I look forward to a productive and informative 2004 interim.

Sincerely,

  
Norman H. Conway, Chairman  
House Committee on Appropriations

NHC/RHH/jab  
cc: Members, Appropriations Committee  
Enclosures

# House Appropriations Committee

*Delegate Norman H. Conway, Chairman*  
*Delegate Talmadge Branch, Vice Chairman*

## Full Committee - 2004 Interim Schedule (as of 5/25/04)

All meetings will be held in Room 130 unless otherwise indicated

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Date	Day	Time	Subject
June 15	Tuesday	1:30 p.m.	Briefings on: Child welfare cases in Baltimore City; consolidation of Baltimore City Department of Social Services offices; and proposed changes to Transitional Emergency, Medical, and Housing Assistance Program (TEMHA)
June 22	Tuesday	All Day	<u>Site Visit – Southern Maryland</u> : Sotterley Plantation, St. Mary's College, Historic St. Mary's City, Patuxent River Naval Base, La Plata Redevelopment, Tobacco Crop Conversion
Sept. 7	Tuesday	All Day	<u>Site Visit – Baltimore/Harford Counties</u> : Frito Lay, Ripken Stadium, Hickey School, Sheppard Pratt, and Towson University
Sept. 21	Tuesday	10 a.m.	<u>Legislating for Results</u> : NCSL performance budget training for legislators (Joint with Senate Budget and Taxation)
Oct. 1	Friday	All Day	<u>Site Visit - Baltimore City</u> : State's Attorney Gun Prosecution, Baltimore City Public Schools Headquarters, African American Museum, Our Daily Bread, National Aquarium, Stadium Authority
Oct. 19	Tuesday	4:00 p.m.	<u>Fiscal Briefing</u> : Revenue and Budget Updates from the Department of Legislative Services and Department of Budget and Management. (Joint with Spending Affordability, Senate Budget and Taxation, and House Ways and Means Committees)
Nov. 9	Tuesday	1:30 p.m.	<u>Briefing - Baltimore City and Prince George's County Public Schools</u> : Efforts to Reduce Budget Deficits
		3:30 p.m.	Supplemental Construction Funding for State Capital Projects
Dec. 8-9	Wednesday & Thursday	All Day	<u>Committee Retreat</u> : Preparation for 2005 session House Office Building, Annapolis

Note: Meetings are subject to change. The public hearing schedule will contain the most up to date information.

Direct inquiries to: Rachel Hise, Leslie Knapp, Shannon McMahon, or Malachy Rice; Department of Legislative Services; 410-946-5510 or 301-970-5510; or Linda Robbins at (410) 841/(301) 858-3407

## House Appropriations Committee

*Delegate Norman H. Conway, Chairman*  
*Delegate Talmadge Branch, Vice Chairman*

### Subcommittees – 2004 Interim Schedule (as of 5/27/04)

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Date	Day	Time	Subcommittee & Location	Subject
Aug. 24	Tuesday	All Day	PSA	<u>Site Visit</u> : Department of State Police facilities, including the DNA Storage Bunker and State Police training facility
Aug 25	Wednesday	All Day	EED	<u>Site Visit</u> : Coppin University (including update on implementation of OCR Agreement), University of Baltimore
Sept 21	Tuesday	1:30 p.m.	EED & PER Room 130 HOB	<u>Briefing on Status of Higher Education Collective Bargaining</u> : Negotiations and Implementation of Agreements (Personnel Oversight Committee invited)
Sept. 22	Wednesday	10:30 a.m.	T&E Room 431 HOB	<u>Briefing – Metro Overcrowding – Held in Silver Spring</u> : Update on the capital needs of the Metro system by the Maryland Department of Transportation and the Washington Metropolitan Area Transit Administration
Oct. 5	Tuesday	9:00 a.m.	PSA Room 211, HOB	Briefing by the Department of Public Safety and Correctional Services on Project RESTART  (Joint with Senate Public Safety, Transportation and Environment Subcommittee)

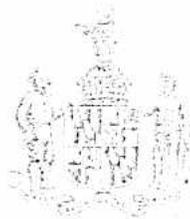
<b>Date</b>	<b>Day</b>	<b>Time</b>	<b>Subcommittee &amp; Location</b>	<b>Subject</b>
Oct. 6	Wednesday	All Day	EED	<u>Site Visit</u> : Maryland School for the Deaf, Frederick Campus, University of Maryland, College Park (including propose biotechnology research park), USM Shady Grove Center
		10:30 a.m.	T&E	<u>Briefing/Site Visit – Combined Sewer Overflow and Update on the Implementation of the Chesapeake Bay Watershed Restoration Fund – Held in Baltimore City</u> : Tour of a waste water treatment facility followed by a briefing by the Maryland Department of the Environment on what is needed to address the statewide problem of combined sewer overflow
Oct. 12	Tuesday	10:00 a.m.	HHR (Room TBA)	<u>Briefing</u> : Update on federal changes to welfare law and impact of changes on the Maryland's welfare system; issues relating to HB 1302, Marriage Promotion Act of 2004, from the 2004 session; issues relating to HB 1476, Public Assistance – Transitional Emergency Medical and Housing Assistance, from the 2004 session  (Joint w/ Joint Committee on Welfare Reform)
Oct. 19	Tuesday	10:00 a.m.	HHR (Room TBA)	<u>Briefing on Medicaid Managed Care Organizations (MCOs)</u> : Briefing on DHMH's report on quality measures for Medicaid MCOs
		10:30 a.m.	T&E Room 431 HOB	<u>Briefing – Update on the Inter County Connector (ICC)</u> : Briefing by MDOT on the status of the ICC and proposed financing plans for the project
		12:30 p.m.	PSA Room 211 HOB	<u>Briefing by the Department of General Services (DGS)</u> : Status of Minority Business Enterprise participation in State procurement contracts

Date	Day	Time	Subcommittee & Location	Subject
		1:30 p.m.	PSA & CAP Room 211 HOB	<u>Briefing by DGS:</u> Construction of the expansion to the Lowe House Office Building
Oct. 19	Tuesday	2:30 p.m.	EED & CAP Room 130 HOB	<u>Briefing on School Construction:</u> School System Needs and Anticipated Funding
Nov. 9	Tuesday	10:00 a.m.	EED Room 130	<u>Briefings by Maryland State Department of Education:</u> Hickey School Update; Student Performance on Maryland School Assessment and High School Assessments
		10:00 a.m.	HHR (Room TBA)	<u>Briefing:</u> Update on federal Medicare prescription drug benefit and budget implications for existing Maryland programs; update from DHMH on development of a statewide proposal to establish regional resource centers for child abuse and neglect
		10:30 a.m.	T&E Room 431 HOB	<u>Briefing – Land Preservation:</u> Update on State land preservation programs and the development of a Statewide land preservation goal

**Notes:**

Subcommittee	Chairman	Vice Chairman	Staff
CAP = Subcommittee on the Capital Budget	Del. Adrienne Jones	Del. Melony Griffith	Rachel Hise Malachy Rice Leslie Knapp Shannon McMahon
EED = Subcommittee on Education and Economic Development	Del. James Proctor, Jr.	Del. Frank Turner	Rachel Hise Malachy Rice
HHR = Subcommittee on Health and Human Resources	Del. Van Mitchell	Del. Tawanna Gaines	Shannon McMahon
PSA = Subcommittee on Public Safety and Administration	Del. Joan Cadden	Del. Charles Barkley	Leslie Knapp
PEN = Oversight Committee on Pensions	Del. Mary-Dulany James		Leslie Knapp
PER = Oversight Committee on Personnel	Del. John Bohanan		Shannon McMahon
T&E = Subcommittee on Transportation and the Environment	Del. Peter Franchot	Del. Mary-Dulany James	Malachy Rice

HOB = House Office Building



*The Maryland House of Delegates*  
ANNAPOLIS, MARYLAND 21401-1991

May 26, 2004

The Honorable Thomas V. "Mike" Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee  
State House  
Annapolis, Maryland 21401

Ladies and Gentlemen:

This letter is in response to your letter requesting a tentative agenda and proposed meeting schedule of the House Economic Matters Committee. Although the committee accomplished much during the 2004 Session, we have identified several issues that require further work during the Interim.

The full committee will meet monthly from September through November. Additionally, subcommittees may meet periodically throughout the Interim as matters are referred to them.

*Interim Study Topics*

**Property and Casualty Insurance**

During the 2004 Session, the committee considered House Bills 1071, a "homeowner's bill of rights," concerning the disclosure of information on coverage to homeowners in clear, comprehensible language. Although the committee spent considerable effort on the bill, it failed at the close of session. The committee intends to devote additional time to this proposal during the 2004 interim. An additional matter for consideration will be the circumstances under which coverage for mold is excluded under homeowner's policies, in light of conflicting testimony received by the committee and its Property and Casualty Subcommittee when dealing with House Bill 816.

**Public Utilities**

The lifting of price caps for retail electricity generation in the PEPCO and Delmarva service territories presents challenges for residential and commercial customers alike. The committee will

be monitoring the effects of the rates in force under standard offer service for all classes of electricity service, and the availability and pricing of electricity from competitive suppliers.

Also, in light of the successful enactment of House Bill 1308/Senate Bill 869 on generation of electricity from renewable sources, the committee is considering making a site visit to facilities producing or using renewable generation.

### **Mortgage Lender Licensing**

The issue of the qualifications of mortgage lending officers operating in the State has been a matter of concern for some time. House Bill 1026 would have imposed a comprehensive licensing regime on the mortgage lending industry, modeled on similar statutes in North Carolina and Ohio. Concerns over the resources available to the office of the Commissioner of Financial Regulation for implementing the proposed licensing regime, as well as the difficulties experienced by other states which have imposed similar requirements, gave the committee pause during the 2004 session. The committee intends to assess other statutes recently implemented in other states and to explore appropriate options for Maryland in cooperation with the Commissioner of Financial Regulation.

### **Business Occupations and Regulation**

The committee grappled with two bills on cosmetologists during the 2004 session, House Bills 405 and 463. The former bill dealt with the requirement for a cosmetologist to be affiliated with a licensed establishment, and the latter dealt with continuing education requirements. Although the committee was sympathetic to the issues raised by these bills, several significant matters could not be resolved during the session. The committee referred the issues to interim study, in the hope of finding acceptable solutions.

In the area of business regulation, the committee found that the funding mechanisms for several State regulatory regimes needed further study. In particular, the special funding for elevator and pressure vessel inspections proposed by House Bill 1126 deserves further work during this coming interim.

### **Other**

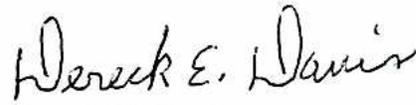
Two significant bills on limited liability companies ("LLCs") were introduced late in the 2004 session: House Bill 1504 on conversion between LLCs and traditional corporations, and House Bill 1512 on a potential new form of organization, the venture LLC. The committee is seeking the cooperation of the appropriate units of the Maryland State Bar Association to refine these proposals for consideration during the 2005 session.

Consumers who purchase or receive gift cards may be surprised to find that the value of the cards may decline over time, or be extinguished. House Bill 43 and Senate Bill 173 each addressed this matter, but raised as many questions as they answered. The committee's Corporation Workgroup intends to work with the Office of Consumer Protection to explore workable solutions to the diminution or extinction of gift cards and certificates.

The committee also wishes to ensure that the programmatic review by the Unemployment Insurance Funding Task Force extended under Chapter 260 of the Acts of 2004 is fully supported. The committee intends to monitor the progress of the task force, which is charged with reporting back to the General Assembly with any recommendations for change.

In addition to these specific study topics, the interim schedule will include appropriate site visits and informational briefings. Additional topics may be suggested at the committee's organizational meeting. If you have any questions, please do not hesitate to contact me.

Sincerely,



Dereck E. Davis  
Chairman

DED/rks

Enclosure

cc: Karl S. Aro  
Warren G. Deschenaux  
Michael I. Volk  
Lynne B. Porter

**ECONOMIC MATTERS COMMITTEE  
2004 INTERIM SCHEDULE**

*Full Committee:*

Tuesday, September 7

Mortgage Lending

Loan officer licensing – House Bill 1026

Limited Liability Companies

Conversions – House Bill 1504

Venture Limited Liability Companies – House Bill 1512

Tuesday, October 5

Cosmetologists

Continuing education – House Bill 405

Affiliation with licensed establishment – House Bill 463

Elevator and pressure vessel inspections – House Bill 1126

Tuesday, November 9

Property and Casualty Insurance

Homeowner's bill of rights – House Bill 1071

Exclusion of coverage for mold – House Bill 816

Electricity

Development of retail electric competition in PEPCO and Delmarva territories

All sessions are scheduled in the ECM Committee Room at 1:00 p.m.

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*Subcommittees* may be asked to meet on specific topics as assigned.



# The Maryland House of Delegates

DELEGATE MAGGIE MCINTOSH  
CHAIRMAN  
ENVIRONMENTAL MATTERS COMMITTEE

MEMORANDUM

---

TO: President Thomas V. Mike Miller, Jr.  
Speaker Michael E. Busch

FR: Chairman Maggie McIntosh  
Environmental Matters Committee

DT: May 26, 2004

RE: Study Items for the 2004 Legislative Interim

Thank you for the April 28, 2004 memorandum requesting the issues and subjects proposed for study by the Environmental Matters Committee during the 2004 interim.

I am pleased to submit the attached plan for the 2004 interim. In brief, the committee has identified nine issues for study. Each issue will be studied by a workgroup consisting of one or two chairs, and two or more additional members from the committee. Additionally, several of the workgroups will include members of other committees in the House and Senate, and representatives of the Executive Branch.

I have also included our tentative committee plans for two site visits in the summer and one in the fall. Please do not hesitate to contact me if you have any questions.

#### Attachment

cc: Karl Aro  
✓ Lynne B. Porter  
Warren G. Deschenaux  
Michael I. Volk  
Tom Lewis

Based on legislation considered during the 2004 session, the committee has identified nine issues for interim study. I have organized a workgroup for each issue, consisting of one or two chairs, with two or more additional members from the committee. Further, we expect several of the workgroups to include members from our counterpart committees in the Senate and representatives from the Executive branch. After holding briefings and getting input from various stakeholders, each workgroup will likely recommend legislation for the 2005 session. Other than an organizational meeting in August, we plan on having the workgroups meeting bi-weekly and conducting the bulk of their work after Labor Day.

In addition to the workgroup structure, the committee tentatively has plans for two site visits in the summer and one in the fall. The summer site visits will investigate recent developments in housing assistance to Hurricane Isabel victims and clean-up efforts in the Chesapeake Bay. The fall site visit will include a visit to a farm and a briefing on agricultural issues. Lastly, the committee anticipates having a retreat towards the end of the interim.

### **Work Groups for 2004 Interim**

#### **1. *Public/Private Fundraising for the Environment***

**Chair: Delegate Stern**

**Delegates Cane and Weir**

In an effort to foster further cleanup of the Chesapeake Bay, the Administration offered House Bill 288 in the 2004 session. The bill would have created a Chesapeake Bay Restoration Fund to accept charitable gifts from private persons and organizations to be used for improvement projects for the Chesapeake Bay. The committee had a number of concerns with the proposed structure of the Fund and gave the bill an unfavorable report. However, the committee recognizes the possible benefits of expanded public/private partnerships and seeks to study and analyze methods of establishing such a partnership.

#### **2. *E-Waste Funding***

**Co-Chairs: Delegates Bobo and Montgomery**

**Delegates Frush and Hogan and one representative from the Senate Education, Health and Environmental Affairs Committee**

House Bills 109, 111, and 328 proposed a number of methods to address the increasing problem of electronic waste (e.g., computer monitors) in landfills. These products typically contain a large number of hazardous chemicals, particularly mercury, that can seep into waterways if not disposed of properly. As passed, House Bill 109 (Chapter 154) requires the Department of the Environment to study, in collaboration with interested persons, the establishment and implementation, by January 2006, of an electronic waste collection system in the State for the collection and recycling of electronic waste. The workgroup will work with the Department in developing the system.

### **3. *Wetland and Waterways Funding***

**Co-Chairs: Delegates Frush and Hogan**

**Delegates Barve and Jennings and one representative from the Senate Education, Health & Environmental Affairs Committee**

During the 2004 session, the Department of the Environment offered House Bill 495 relating to the Wetlands and Waterways Program within the Department. The bill would have authorized the Department to establish a number of application and processing fees charged to persons seeking to conduct various activities in tidal wetlands, nontidal wetlands, and waterways of the State. The Department stated that these fees were necessary to cover the cost of regulating and monitoring the activities and conducting various wetlands and waterways studies. The bill sparked much debate and was eventually given an unfavorable report from the committee. However, the committee encouraged the Department to conduct further study into establishing an appropriate wetlands and waterways fee structure and has appointed the workgroup to work with Department.

### **4. *Highway Safety and Speed Cameras***

**Co-Chairs: Delegates Bronrott and Glassman**

**Delegates Stern and Stull**

In the last few sessions, numerous bills have been introduced related to highway safety. These introductions include bills related to radar speed cameras, crosswalks and pedestrian safety, motorcycle helmets, cell phone use while driving, license restrictions for minors, and mandatory safety restraints. As a result, the workgroup will examine these highway safety issues and any other highway safety issues that may arise.

### **5. *Affordable Housing***

**Co-Chairs: Delegates Claggett and Parker**

**Delegates Holmes and Sossi**

Towards the end of the 2004 session, the committee held hearings on bills that offered creative ways to encourage the development of affordable housing. House Bill 1349 addressed developers' fees to support affordable housing and House Bill 1329 provided for the development of community land trusts. Due to the lack of time, the committee deferred until this interim further consideration of these and other innovative devices to expand the stock of affordable housing, one of the committee's top priorities for the 2005 session.

### **6. *Abatement of Nuisance Actions***

**Co-Chairs: Delegates Sossi and Claggett**

**Delegates Parker and Glassman and representatives from the Senate Judicial Proceedings Committee and the House Judiciary Committee**

Another serious real property matter that was considered by the committee this past session was the abatement of nuisance actions. House Bills 1383 and 1404 would have authorized the court, in a drug-related nuisance abatement case, to order an owner or owner-occupant who knew or reasonably should have known of the nuisance to abate the nuisance. If an owner or owner-occupant failed to comply with an order to abate the nuisance, the bills would have authorized a court to order: (1) all occupants of the property to vacate the property within 72 hours for a period of up to one year; (2) that the property remain unoccupied; or (3) the owner to maintain the unoccupied property in a clean, sanitary, and secure condition in accordance with local laws. Unfortunately, due to

the late timing of introduction and the involvement of law enforcement issues, the committee decided to defer consideration on these matters to the 2004 interim.

### **7. *Housing for Individuals with Disabilities***

**Co-Chairs: Delegates Holmes and McConkey**

#### **Governor's Commission on Housing Policy**

The committee heard several bills deals with housing for disabled individuals. House Bill 877 would have limited the liability of a tenant who terminates a lease prior to its stated termination date if the tenant or member of the tenant's family residing at the property is no longer able to live at the premises due to a medical disability. House Bill 1205 would have required a condominium to install visual fire alarms in a unit for a deaf or hearing impaired unit owner. While the committee is sensitive to the special housing needs of individuals with disabilities, the committee decided to await recommendations of the Governor's Commission on Housing Policy which has a committee focusing on these issues. The committee felt that a comprehensive and well-developed investigation this interim might be more useful for purposes of offering appropriate long-term solutions to the housing needs of individuals with disabilities.

### **8. *Motor Vehicle Issues***

**Co-Chairs: Delegates Malone and Cluster**

#### **Members of the Motor Vehicles and Transportation Subcommittee**

During the 2004 Session, numerous motor vehicles and transportation bills were introduced that addressed significant issues of concern on which the Committee and interested parties were unable to reach consensus. These bills included: House Bill 91 (electronic screening, which raised concerns about privacy issues); House Bill 85/Senate Bill 560 (regulation of charitable vehicle donations, which raised numerous concerns about the best manner to implement the regulatory scheme); House Bill 303 (expands the types of vehicles that may be registered as a limousine and applies the Public Service Commission for-hire vehicle fee to limousines, which raised concerns about vehicle inspections and older vehicles being used as limousines); House Bill 991 (authorizing the titling and registration of low speed vehicles, which raised safety concerns); and House Bill 1279 (off-road vehicle titling and registration, which raised MVA operations issues). The Motor Vehicles and Transportation Subcommittee will work on these issues over the interim.

### **9. *Department of Natural Resources***

**Chair: Delegate Jennings**

#### **Delegate Weir and representatives from the Appropriations Committee**

During the 2004 Session, House Bill 1259 was introduced to repeal all fees charged by the Department of Natural Resources and to establish a Fee Commission in the Department charged with recommending appropriate fee levels to the Secretary. The Fee Commission would have consisted of one member each from the Boat Act Advisory Committee, the Forest Advisory Commission, the Wildlife Advisory Commission, the Sport Fisheries Advisory Commission, and the Tidal Fisheries Advisory Commission, and two members of the general public. The proponents of the bill believed that the Fee Commission would further hold the Department accountable in spending money collected through fees for the intended purposes. The Committee gave the bill an unfavorable report, as issues arose concerning committee membership and the amount of money being raised by the State through fee increases during the 2004 Session. Also during the 2004 Session, HB 1406 was introduced transferring the Natural Resources Police (NRP) to a separate division under the jurisdiction of the Department

of State Police. Proponents believed that the bill would have streamlined law enforcement in the State and enhanced security for potentially vulnerable sites (i.e. Calvert Cliffs). Various State agencies involved, however, expressed concerns regarding the costs of the bill and the effect of the bill on the specialized services provided by the NRP, and the Committee gave the bill an unfavorable report. The workgroup will examine the issues addressed by these two bills and any other related issues.



JOHN ADAMS HURSON  
—  
CHAIRMAN

*The Maryland House of Delegates*  
HEALTH AND GOVERNMENT OPERATIONS COMMITTEE

161 Lowe House Office Building  
Annapolis, MD 21401-1991  
301-858-3770 · 410-841-3770

June 1, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

This letter is in response to your memorandum dated April 28, 2004, requesting a tentative agenda and proposed meeting schedule for the House Health and Government Operations Committee for the 2004 interim. Although the interim schedule of the House Health and Government Operations Committee has not been finalized, set forth below are several issues that the Committee intends to study.

### **Full Committee Agenda**

#### **CareFirst**

Building on the legislative changes initiated at the 2003 session, Chapter 257 of 2004 strengthened the regulatory oversight of nonprofit health service plans, including CareFirst Inc. The Committee will hold a briefing in late fall to obtain an update on CareFirst activities.

#### **Cigarette Restitution Fund**

Chapter 173 of 1999 established the Cigarette Restitution Fund (CRF) as a special non-lapsing fund to be used for a variety of programs and initiatives. During the 2004 session, the Committee heard several bills that attempted to reallocate CRF funding. The Committee will be holding a briefing in late fall in order to take a comprehensive look at the current CRF funding structure, including the distribution of funds to public health programs and academic health centers.

## **Substance Abuse Treatment**

Substance abuse treatment was the subject of several bills before the Committee during the 2004 session. House Bill 1138 would have restricted the location of methadone treatment facilities in Howard County. House Bill 1244 would have permitted a drug abuse treatment program to operate in any zoning area in which an outpatient medical office is permitted to operate. House Bill 1115 would have prohibited halfway houses from being subject to any special zoning exceptions, conditional use permits, or other procedure not required for a dwelling in the same zone. The Committee intends to make site visits to substance abuse treatment programs, learn more about these programs and their funding, and study the issues covered in these bills in anticipation of 2005 legislation.

## **Prescription Drug Issues**

Prescription drug expenditures are one of the fastest-growing segments of overall health care expenditures. The House passed House Bill 497 this year, which would have created a task force to study regulation of pharmacy benefit managers. The Committee also considered House Bill 519, which would have regulated certain pharmaceutical marketing activities. The Department of Legislative Services is researching state purchasing strategies with regard to prescription drugs and state activities with regard to pharmacy benefit managers. DLS will brief the Committee on the results of its research, and the Committee will study issues raised by House Bills 497 and 519.

## **Johns Hopkins Institutions Site Visit**

This fall, the Committee intends to visit the Johns Hopkins Institutions. The Committee will be visiting Johns Hopkins Bayview Medical Center to learn about the PACE program, a managed care program for senior citizens who are eligible for both Medicare and Medicaid. In addition, the Committee intends to examine Johns Hopkins Institution's patient safety initiatives and methods of referring individuals from the emergency room into community health centers. The Committee will also tour the pediatric trauma center.

## **Stadium Authority Site Visit**

During the 2004 session, the Stadium Authority worked closely with the Committee after problems concerning Authority's procurement and personnel decisions became apparent. The Stadium Authority has invited the Health and Government Operations committee to visit Camden Yards and the M&T Bank stadiums this interim. Although arrangements have not been finalized, the Committee plans to tour the facilities and take in a game.

## **Other**

In addition to the above-mentioned briefings and site visits, the full committee intends to study stem cell research, requiring emergency back-up generators in assisted living facilities, and the regulation of health facilities such as hospitals, nursing homes, and other facilities.

## **Subcommittee Agendas**

The six subcommittees of the Health and Government Operations committee will also be holding briefings during the 2004 interim.

### **Government Operations**

The Government Operations subcommittee will be briefed by the Secretary of General Services on procurement issues. The subcommittee will also monitor studies conducted by the Board of Public Works on the delegation of its procurement responsibilities and the Department of Legislative Services on the justification of State unit exemptions from State procurement law (Chapter 469 of 2004). Additionally, the subcommittee will be briefed on homeland security.

### **Health Facilities, Products, and Equipment**

The Health Facilities, Products, and Equipment subcommittee, in conjunction with the Senate Education, Health, and Environmental Affairs Committee, will study regulation of chore and companion services, which was the subject of Senate Bill 845 of the 2004 session.

### **Health Insurance**

The Health Insurance subcommittee will study issues raised in the following bills from the 2004 session:

- House Bill 967 Income tax - health care coverage
- House Bill 1109 Life insurance - insurable interest
- House Bill 512 Health insurance - electronic reimbursement of pharmacies
- House Bill 312 Health insurance - promotion of wellness activities
- House Bill 115 Health insurance - coverage for parents of insured

### **Health Occupations**

The Health Occupations subcommittee will monitor the activities of the health occupation boards. In particular, the subcommittee plans to study whether and how to regulate respiratory care practitioners as related to polysomnography, pharmacy technicians, and massage therapists. Further, the subcommittee will be briefed by the Department of Legislative Services on the sunset review of the State Board of Dental Examiners.

### **Long Term Care**

The Long Term Care subcommittee will be briefed by the Secretaries of Health, Human Resources, and Aging on the Departments' efforts to coordinate the State's waiver programs for health care services. The subcommittee also intends to work with the Office of Health Care Quality and the Secretary of Health to take a comprehensive look at long term care services in the State, including an examination of trends in services and available funding streams.

## **Public Health**

The Public Health subcommittee will continue to monitor areas of interest within their jurisdiction, and will work with the full committee on issues related to the Cigarette Restitution Fund and stem cell research.

Additionally, the House Health and Government Operations Committee is prepared to handle any other issues that arise or any matters referred to the Committee by the Legislative Policy Committee.

Sincerely,

John A. Hurson  
Chairman

cc: Lynne B. Porter

JOSEPH F. VALLARIO, JR.  
*Legislative District 27A*

*Chairman*  
Judiciary Committee

*Member*  
Legislative Policy Committee  
Rules and Executive Nominations



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## THE MARYLAND HOUSE OF DELEGATES

ANNAPOLIS, MARYLAND 21401-1991

May 25, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

The House Judiciary Committee has identified the following subject areas for possible study during the 2004 interim.

### **Permanency for Families and Children Act**

During the 2003 session, the Maryland Judicial Conference proposed Senate Bill 266/House Bill 882, Permanency for Families and Children Act of 2003. These bills would have substantially revised the laws relating to termination of parental rights, guardianship, and adoption. Prior to the hearings, the Judicial Conference requested the withdrawal of the legislation, believing that further revision was necessary. In seeking the withdrawal, Chief Judge Bell requested the opportunity to submit a revised proposal and hold a briefing for the Senate Judicial Proceedings and House Judiciary committees during the 2003 interim with an eye toward reintroduction in the 2004 session. In response to Judge Bell's request, the committees scheduled a joint briefing on the revised proposal during the fall of 2003. However, the briefing was cancelled at the request of the Judicial Conference.

This session, the bills were reintroduced on behalf of the Maryland Judicial Conference (Senate Bill 697/House Bill 882, Permanency for Families and Children Act of 2004) but were given unfavorable reports in their respective committees. Due to the length and complexity of the legislation, the House Judiciary Committee plans to study the proposal in greater detail this interim.

### **Juvenile Law – Competency**

Senate Bill 564 (unfavorable)/House Bill 994 (withdrawn) would have specified court procedures for determining the mental competency of a child alleged to have committed a delinquent act. While the current law specifies the process for determining the competency of adult criminal defendants to stand trial, current statutes do not address the issue of juvenile competency. According to a recent article in the *Western Maryland Law Journal* entitled "Due Process Rights for Juveniles:

May 25, 2004

Page 2

Ensuring Competence to Stand Trial in Maryland's Juvenile Courts", the ambiguity in the juvenile law has resulted in the juvenile courts using a wide range of methods for handling these cases. Some courts have dismissed cases involving incompetent children, "while other judges have labored through their own made-up procedures on a case-by-case basis."

The Fiscal and Policy Note on the legislation indicated that general fund expenditures could increase by an estimated \$1.5 million in fiscal 2005. Additionally, two of the agencies affected by the legislation, the Department of Juvenile Services and the Department of Health and Mental Hygiene, suggested that the bill be referred for interim study to fully consider the ramifications of the legislation.

Although House Bill 994 was not reported favorably, the committee indicated an interest in examining the proposal as part of its interim activities.

### **Child Support Guidelines**

This past session, the General Assembly passed Senate Bill 328 (Chapter 116)/House Bill 604, which revised, in part, the schedule of basic child support obligations used to calculate the amount of a child support award under the child support guidelines. The legislation adjusts the monthly income for the self-support reserve to \$850 for low-income noncustodial parents and provides a basic child support obligation of \$20 to \$50 per month, based on the resources and living expenses of the obligor and the number of children due support.

On or before January 1, 1993, and at least every four years after that date, the Child Support Enforcement Administration of the Department of Human Resources is required to review the child support guidelines to ensure the determination of appropriate child support award amounts and to report its findings and recommendations to the General Assembly. Testimony by the Child Support Enforcement Administration this past session indicated that a complete revision of the child support guidelines would be proposed for introduction during the 2005 legislative session.

In anticipation of the introduction of legislation to revise the child support guidelines, the committee may hold a briefing by the Child Support Enforcement Administration during the 2004 interim to consider its recommendations.

### **Medical Malpractice**

During the 2004 session, numerous bills pertaining to medical malpractice were considered by the General Assembly. Although the General Assembly was unable to reach a consensus on what, if any, statutory changes are warranted in light of the recent increases in the liability costs of health care providers, the committee will monitor this area and anticipates scheduling a briefing on the subject with participation by various interested persons.

May 25, 2004

Page 3

**Site Visit – University of Maryland, Baltimore**

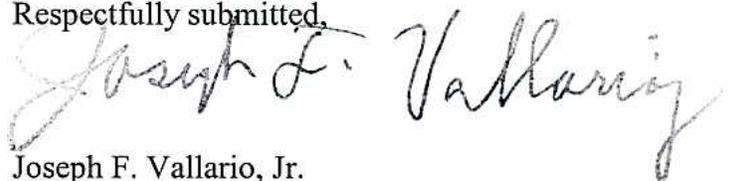
The committee may visit the State’s public academic health and law center at the University of Maryland, Baltimore, to gather information regarding various programs, several of which relate to the State’s criminal and civil justice systems. The committee anticipates that the visit will provide valuable information regarding the State’s shock trauma system and significant program developments in the various professional disciplines at the institution.

**Site Visit – The Johns Hopkins Institutions**

The committee intends to visit The Johns Hopkins Institutions to focus on issues relating to responsibilities of the committee, including developments in the area of patient safety.

A proposed schedule of meeting dates will be formulated in the near future.

Respectfully submitted,



Joseph F. Vallario, Jr.  
Chairman  
House Judiciary Committee

JFV/LCN:DRN:CR/cdm

- cc: Karl Aro
- Warren G. Deschenaux
- Lynne B. Porter
- Carol L. Swan
- Michael I. Volk

SHEILA ELLIS HIXSON  
20th Legislative District  
Montgomery County

*Chairman*  
Ways and Means Committee  
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*The Maryland House of Delegates*  
ANNAPOLIS, MARYLAND 21401-1991

May 28, 2004

The Honorable Thomas V. Mike Miller, Jr., President of the Senate  
The Honorable Michael E. Busch, Speaker of the House  
The Honorable Members of the Legislative Policy Committee

Ladies and Gentlemen:

The House Committee on Ways and Means respectfully submits its schedule for the 2004 legislative interim. The committee will have several briefings on policy areas that emerged during the 2004 legislative session - dates for those briefings and a list of the issues to be examined are provided. The schedule also includes dates for site visit activities, I will advise you of the specific locations when those are finalized.

The committee's organizational meeting will be held on Tuesday, June 15 at 1:00 p.m. If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Sheila E. Hixson".

Sheila E. Hixson  
Chairman

cc: Lynne B. Porter

## House Committee on Ways and Means

---

### 2004 Interim Roster

**Delegate Sheila E. Hixson, Chairman**  
**Delegate Anne Healey, Vice Chairman**

Delegate Joseph R. Bartlett  
Delegate David G. Boschert  
Delegate Bennett Bozman  
Delegate Jon Cardin  
Delegate Jean B. Cryor  
Delegate Clarence Davis  
Delegate D. Page Elmore  
Delegate Terry R. Gilleland, Jr.  
Delegate Marshall T. Goodwin  
Delegate Michael R. Gordon  
Delegate Henry Heller  
Delegate Carolyn J.B. Howard  
Delegate Anne Kaiser  
Delegate Nancy J. King  
Delegate Salima Siler Marriott  
Delegate Robert A. McKee  
Delegate LeRoy E. Myers, Jr.  
Delegate Obie Patterson  
Delegate Victor Ramirez  
Delegate Justin D. Ross

### Committee Staff

J. Ryan Bishop  
Daneen Banks  
Kevin Hughes

# House Committee on Ways and Means

*Delegate Sheila E. Hixson, Chairman*

## 2004 Tentative Interim Meeting Schedule

*(NOTE: Meeting dates and times are subject to change.)*

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<b>Date</b>	<b>Day</b>	<b>Time</b>	<b>Subject</b>
June 15	Tuesday	1:00 p.m.	<u>Organizational Meeting</u>
August 3	Tuesday	All Day	<u>Full Committee Site Visit</u>  Baltimore City
August 24	Tuesday	1:00 p.m.	<u>Election Law Subcommittee Briefing</u>  House Bill 53 - Electronic Voting System Issues
Sept. 8	Wednesday	All Day	<u>Full Committee Site Visit</u>  Frederick County/Montgomery County
Sept. 21	Tuesday	All Day	<u>Full Committee Site Visit</u>  Eastern Shore
Sept. 22	Wednesday	1:00 p.m.	<u>Election Law Subcommittee Briefing</u>  House Bill 53- Electronic Voting System Issues
Oct. 5	Tuesday	1:30 p.m.	<u>Full Committee Briefing</u>  Property Tax/Business Tax Credit Issues (joint with B&T)
Oct. 19	Tuesday	4:00 p.m.	<u>Full Committee Briefing</u>  Fiscal Briefing (joint with APP, B&T, and SAC)
Nov. 9	Tuesday	10:00 a.m.	<u>Education Subcommittee Briefing</u>  (1) Community College Disability Guidelines (2) MSDE Enrollment Committee Recommendations
		1:30 p.m.	<u>Full Committee Briefing</u>  Scholarship Issues
Nov. 23	Tuesday	1:00 p.m.	<u>Full Committee Briefing</u>  House Bill 53- Electronic Voting System Issues
Dec. 7 & 8	Tues.& Wed.	All Day	<u>Full Committee Retreat</u>

**House Committee on Ways and Means**  
**List of 2004 Interim Study Issues**

- **Election Law - Voting Systems - Voter-Verified Paper Records**

As introduced, House Bill 53 would have required the uniform electronic voting system to produce a paper record of each vote cast that would be made available for inspection and verification by a voter. A voter would have been able to correct any errors before the paper record is preserved at the polling place.

As amended by the Committee and adopted by the House of Delegates, HB 53 would have established a task force to determine the feasibility of implementing voter system verification by January 1, 2006, made the bill applicable to each election occurring on or after that date, and required the Governor to allocate resources required to implement the requirements of the bill. Since this bill ultimately did not pass, the Election Law subcommittee will further study the issue.

- **Property Taxes and Business Tax Credits**

A variety of bills were introduced during the 2004 session that would have provided for changes in State-funded property tax credit programs, as well as in various property tax credits and exemptions provided by local governments. Much attention has also been paid to the State property tax rate and the use of State property tax revenues to pay for debt service on general obligation bonds.

In addition, the committee will continue its look at business tax credits, as concerns continue to be raised over the revenue and administrative impacts of these credits on tax policy and the State budget.

- **Scholarship Programs**

The Maryland Higher Education Commission's fiscal 2005 budget represents a shift in the funding of scholarship programs in the State, with funding for need-based scholarships increasing significantly, while funding for merit-based HOPE scholarships decreased. In addition, the Governor froze all new awards for applicants to the HOPE Scholarship program as part of a multi-year plan to phase out these scholarships.

The Committee will receive a briefing on the status of the State's scholarship programs and examine the impact on students and families of phasing out merit-based

scholarships. The Committee will also receive a status report on the State's prepaid tuition program and college savings plan.

- **Community College Disability Guidelines and MSDE Enrollment Committee Recommendations**

The Education subcommittee will receive briefings on two issues:

- (1) House Bill 975, which would have provided grants totaling \$2.5 million to community colleges to pay for special services and equipment for students with disabilities; and
- (2) the report of the Maryland State Department of Education's Enrollment Committee, which made recommendations that would adjust State aid formulas to reflect more accurate enrollment count data at Maryland public schools.

- **Fiscal Briefing**

The committee will be briefed on the State's fiscal outlook, including the updated revenue estimates, the fiscal 2004 closeout, estimated structural deficits, and the fiscal 2006 baseline budget.



MARYLAND GENERAL ASSEMBLY  
JOINT COMMITTEE ON ADMINISTRATIVE, EXECUTIVE, AND LEGISLATIVE REVIEW  
May 15, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chair  
The Honorable Michael E. Busch, Co-Chair  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

As in previous years, the Joint Committee on Administrative, Executive, and Legislative Review (AELR) anticipates that its 2004 interim agenda and meeting schedule will be largely determined by the nature and frequency of proposed emergency and nonemergency regulations submitted to the committee for review, which cannot be predicted at this time. The committee will continue to endeavor to keep its meeting schedule during the interim to a minimum by consolidating as much work as possible on those days when meetings are necessary.

Sincerely,

Handwritten signature of Paul G. Pinsky in cursive, with "DWD" written at the end.

Senator Paul G. Pinsky  
Presiding Chairman

Handwritten signature of John F. Wood, Jr. in cursive, with "DWD" written at the end.

Delegate John F. Wood, Jr.  
House Chairman

PGP/JFW/DWD/snr



MARYLAND GENERAL ASSEMBLY  
JOINT AUDIT COMMITTEE

June 1, 2004

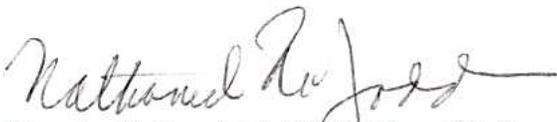
The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

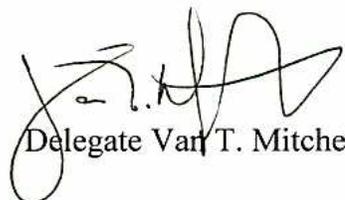
Ladies and Gentlemen:

The Joint Audit Committee has identified issues to be reviewed during the 2004 interim. The committee's proposed schedule for hearing several audits performed by the Legislative Auditor is enclosed.

Please contact the committee staff Ms. Karen Benton or Ms. Cheryl Matricciani at (410) 946-5530 if you have questions concerning this schedule.

Respectfully submitted,

  
Senator Nathaniel J. McFadden, Chairman

  
Delegate Van T. Mitchell, Chairman

NJM:VTM/CFM/msh

Enclosure

**Joint Audit Committee**  
**2004 Interim - Proposed Schedule**  
Senator Nathaniel J. McFadden  
Delegate Van T. Mitchell

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**July 27, 2004 @ 1:00 – Audits to be Presented in Annapolis**

- Department of State Police
- Office of the State Treasurer

**September 14, 2004 @ 1:00 – Items for Consideration/Audits to be Presented in Annapolis**

- Joint Hearing with Committee on Management of Public Fund on Senate Bill 894
- Department of Health and Mental Hygiene
- Department of Human Resources

**December 14, 2004 @ 1:00 – Items for Consideration/Audits to be Presented in Annapolis**

- IT Performance Audit
- Department of Transportation
- Fraud Hotline – Status Report
- Status of Follow-up Audit Process
- Status of Repeat Audit Findings Process

*Committee Staff: Karen Benton and Cheryl Matricciani (410) 946-5530*



THE MARYLAND GENERAL ASSEMBLY  
ANNAPOLIS, MARYLAND 21401-1991

## Joint Committee on Chesapeake and Atlantic Coastal Bays Critical Areas

May 28, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

In response to your request for an agenda of the interim work of the Joint Committee on the Chesapeake and Atlantic Coastal Bays Critical Area, we are pleased to provide the committee's tentative schedule for your review and approval.

The committee plans to begin in mid-July with a briefing on current critical area issues, with particular emphasis on the onsite sewage disposal provisions of Senate Bill 795/House Bill 1345 (Ch. 546, Acts of 2004) and the recently revised local program in Anne Arundel County. In the fall, there will be a briefing on critical areas issues related to the Atlantic Coastal Bays. It is anticipated that the committee's review of both the Anne Arundel County and the Worcester County local programs will include accompanying site visits.

In addition, the committee may consider issues arising during the course of the interim and would be pleased to review any other matters referred by the Legislative Policy Committee.

Respectfully submitted,

  
Delegate Barbara A. Frush  
Presiding Chairman

  
Senator Roy P. Dyson  
Senate Chairman

BAF:RPD/MGM:TPT/cdm

cc: Lynne B. Porter  
Michael I. Volk



MARYLAND GENERAL ASSEMBLY  
JOINT COMMITTEE ON CHILDREN, YOUTH, AND FAMILIES  
May 12, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

In response to your request for the committee's interim schedule, we are submitting the following list of dates and meeting topics. A fuller agenda will be developed for the meetings at a later date once we are able to schedule specific speakers.

June 22, 2004 – Eastern Shore Early Childhood Education Hearing

July 6, 2004 – Southern Maryland Early Childhood Education Hearing

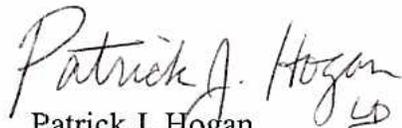
August 10, 2004 – Western Maryland Early Childhood Education Hearing

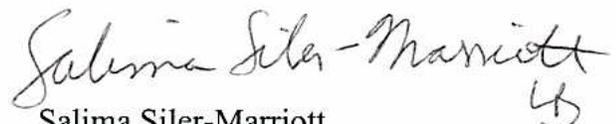
August 31, 2004 – Baltimore City Early Childhood Education Hearing

September 15, 2004 – Washington Metro Area Early Childhood Education Hearing

November 16, 2004 – Wrap-up of Regional Early Childhood Education Hearings, Discussion of OCYF Extension, Presentations on Performance-Based Measures, and Outcomes for Group Homes

Respectfully submitted,

  
Patrick J. Hogan  
Co-Chairman

  
Salima Siler-Marriott  
Co-Chairman

PJH/SSM/DMB/LAD/slb

**Maryland General Assembly  
Joint Committee on Children, Youth, and Families**

**2004 Membership Roster**

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**Senator Patrick J. Hogan, Co-Chairman  
Delegate Salima Siler Marriott, Co-Chairman**

**Senators**

David R. Brinkley  
Joan Carter Conway  
Nathaniel Exum  
Jennie M. Forehand  
Sharon M. Grosfeld  
Nancy Jacobs  
Verna L. Jones  
Rona E. Kramer  
Leonard H. Teitelbaum

**Delegates**

Gail H. Bates  
Joanne C. Benson  
Adelaide C. Eckardt  
James W. Hubbard  
Adrienne A. Mandel  
Shirley Nathan-Pulliam  
Nathaniel T. Oaks  
Obie Patterson  
Nancy R. Stocksdale

**Committee Staff**

Daneen M. Banks  
Lisa A. Daigle



MARYLAND GENERAL ASSEMBLY  
JOINT COMMITTEE ON FEDERAL RELATIONS

JENNIE M. FOREHAND  
Senate Chairman

HENRY B. HELLER  
House Chairman

May 26, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael Busch, Co-Chairman  
The Honorable Members of the Legislative Policy Committee

Ladies and Gentlemen:

During the 2004 interim, the Joint Committee on Federal Relations plans to examine the following federal issues that will affect Maryland:

- reauthorization of transportation aid (Safe, Accountable, Flexible and Efficient Transportation Equity Act of 2003 or SAFETEA);
- impact of the recently enacted Medicare Prescription Drug Improvement and Modernization Act of 2003 on Maryland senior citizens;
- overview of unfunded federal mandates and their impact on Maryland; and
- the impact of federal subsidized housing policies on the private sector.

We will be monitoring the federal appropriations process in regard to State programs and federal grants for anti-terrorism efforts, as well as any other important legislation or regulation that arises this year. The committee is quite concerned that despite additional federal appropriations for public housing in fiscal 2004, the U.S. Department of Housing and Urban Development has proposed a stricter formula for funding renewals of Section 8 vouchers, which will eliminate housing opportunities for many Maryland families.

We expect to meet with members of the Maryland congressional delegation to discuss current budgetary and policy issues. In addition, the committee will conduct its annual review of interstate compacts.

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael Busch, Co-Chairman  
The Honorable Members of the Legislative Policy Committee  
May 26 , 2004  
Page 2

The following interstate compacts are slated for review in 2004:

- (1) Atlantic States Marine Fisheries Compact
- (2) Interstate Compact for the Supervision of Parolees and Probationers
- (3) Interstate Compact on Juveniles
- (4) Middle Atlantic Interstate Forest Fire Protection Compact
- (5) Washington Metropolitan Area Transit Regulation Compact
- (6) Washington Metropolitan Area Transit Authority Compact

We are planning to hold at least one meeting during the summer and three meetings this fall, concluding with the annual work session in December. The committee will meet on off-cycle Tuesdays from 10:30 a.m. to noon. We hope you find the proposed agenda useful and appreciate your support and interest.

Sincerely,

Senator Jennie M. Forehand  
Senate Chairman (Presiding)

Delegate Henry B. Heller  
House Chairman

cc: Karl S. Aro  
Lynne B. Porter  
Mike Volk  
Members, Joint Committee on Federal Relations



THE MARYLAND GENERAL ASSEMBLY  
ANNAPOLIS, MARYLAND 21401-1991

May 30, 2004

The Honorable Thomas V. Mike Miller, Jr.  
President of the Senate

The Honorable Michael E. Busch  
Speaker of the House

Dear President Miller and Speaker Busch:

We respectfully submit to you the tentative 2004 interim topical agenda for the Joint Committee on Health Care Delivery and Financing. While precise dates have yet to be determined for our meetings, we plan to consider several major issues this fall, as follows.

The committee will first examine the issue of implementing a long-term care managed care waiver in Maryland's Medicaid program, permitting the State to provide long-term care for individuals dually eligible for Medicare and Medicaid through a managed care system. Secondly, the committee will explore several issues related to prescription drugs. This topic may include discussions regarding one or more the following related areas: pharmacy benefits management; the reimportation of prescription drugs from Canada; and talking medication labels for the hearing, visually, and mentally impaired population. The committee will also consider issues related to hospital regulation as it pertains to patient safety including the use of electronic charting and the transfer of information, orders, and prescription medications. Finally, the committee will continue to monitor the implementation of the federal Medicare pharmacy benefit plan.

The committee looks forward to an interesting and productive interim.

Sincerely,

Paula C. Hollinger  
Senate Chairman

Marilyn R. Goldwater  
House Chairman

PCH:MRG/SMG/kjl

Enclosure

cc: Mr. Timothy A. Perry  
Mr. Thomas S. Lewis  
Ms. Lynne B. Porter



MARYLAND GENERAL ASSEMBLY  
JOINT COMMITTEE ON LEGISLATIVE ETHICS

May 25, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

The Joint Committee on Legislative Ethics will continue its usual interim policy of scheduling meetings on an as-needed basis to address requests for ethics opinions and to review filings of disclosure and disclaimer forms. Additionally, the Joint Ethics Committee may be called upon to respond to ethics-related complaints and will schedule any such proceedings in the manner required by law.

Sincerely,

Norman R. Stone  
Senate Chairman

John S. Arnick  
House Chairman

/mlm



MARYLAND GENERAL ASSEMBLY  
JOINT COMMITTEE ON THE MANAGEMENT OF PUBLIC FUNDS

June 1, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

This correspondence is to inform you of the agenda for the Joint Committee on the Management of Public Funds for the 2004 interim. We intend to discuss the priorities of the State Treasurer and the State Comptroller, as well as follow up on any other issues that come to our attention that affect public funds management.

We will begin meeting in September. Because the July general obligation bond sale will not occur until July 21, 2004, a time when many legislators will be attending the National Conference of State Legislatures annual meeting, we will not have a formal meeting in conjunction with the bond sale. We will, however, ask available committee members and committee staff to informally monitor that sale.

We intend to hold a meeting with the Joint Audit Committee in September to discuss enactment of Senate Bill 894 (Chapter 148, Acts of 2004). This law establishes educational accountability practices for all local government school systems. Given the increases in State education aid that will result from the Thornton education initiative and the problems that some local governments have had with the fiscal management of school budgets, we regard this oversight as extremely important. During our meeting with the Treasurer's Office, we will look at the enactment of the federal Check Clearing for the 21st Century Act and its impact on the Treasurer's Office and the State. This law is intended to make the transfer of funds from the federal government more efficient through the use of digital images of checks as proof of payment. The bill could affect how we manage accountability for checks written to the federal government on behalf of State agencies and the checks issued by the federal government to State agencies. We plan to meet with the Comptroller to follow-up on audit issues and discuss legislative initiatives. We will also receive the annual report of the Office of Legislative Audits on the financial audits of local governments.

The Honorable Thomas V. Mike Miller, Jr.  
The Honorable Michael E. Busch  
June 1, 2004

We plan to meet on off-cycle Tuesdays at 1:00 p.m.; meetings are expected to last about two hours.

The interim agenda is as follows:

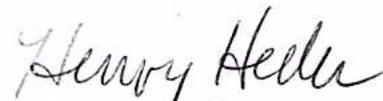
- **September:** We will meet with the Joint Audit Committee on the Education Fiscal Accountability and Oversight Act of 2004. We will hear about the development of financial management plans and the evaluation of those plans and the progress in development of a centralized audit of master plans.
- **October:** The committee will meet with the Treasurer to discuss her priorities, any upcoming issues, and appropriate legislative initiatives. The Treasurer will also brief the committee about the impact of the federal Check Clearing for the 21st Century Act.
- **November:** The committee will meet with the Comptroller to determine his priorities, to discuss any legislative initiatives, and learn of any updates with regard to issues that have been raised in legislative audits. We will also hear from the Office of Legislative Audits about the annual report on local government finances and conduct a work session.

Enclosed is the proposed agenda.

We hope you find our proposed agenda informative and useful. We appreciate your interest and continued support. Please do not hesitate to contact us if you have questions or need additional information.

Sincerely,

  
Gloria Lawlah  
Presiding Chairman

  
Henry B. Heller  
Co-Chairman

GL:HBH/KDM/rma

Enclosure

cc: Members, Joint Committee on the Management of Public Funds  
Mr. Karl S. Aro  
Ms. Lynne B. Porter  
Mr. Michael I. Volk



MARYLAND GENERAL ASSEMBLY  
JOINT COMMITTEE ON THE MANAGEMENT OF PUBLIC FUNDS

**2004 Interim Schedule**

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**September 14, 2004**

Meeting with Joint Audit Committee  
*Education Fiscal Accountability and Oversight Act of 2004*

**October 26, 2004**

Overview of the Treasurer's Office  
*Legislative Priorities of the Treasurer*  
*Impact of the Check Clearing for the 21st Century Act*  
*Briefing on Actions Relating to 2003 Legislative Audit Issues*

**November 16, 2004**

Overview of the Comptroller's Office  
*Legislative Priorities of the Comptroller*  
*Issues Update: 2003 Legislative Audit Issues*

**November 30, 2004**

Office of Legislative Audits  
*Report on Local Government Finances*

*Work Session*



MARYLAND GENERAL ASSEMBLY  
SPENDING AFFORDABILITY COMMITTEE

May 25, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

The Spending Affordability Committee's 2004 tentative interim schedule is attached for your information. We will study topics including forecasts of revenues and expenditures for the current and future fiscal years, an overview of the Transportation Trust Fund, the State's capital budget, State personnel trends, and other issues.

The committee is looking forward to an interesting and productive interim.

Sincerely,

Handwritten signature of Michael R. Gordon in blue ink.

Delegate Michael R. Gordon  
Presiding Chairman

Handwritten signature of Edward J. Kasemeyer in blue ink.

Senator Edward J. Kasemeyer  
Senate Chairman

MRG:EJK/CAR/msh

Enclosure

# **Maryland General Assembly Spending Affordability Committee 2004 Membership Roster**

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Delegate Michael R. Gordon, Presiding Chairman  
Senator Edward J. Kasemeyer, Senate Chairman

## **Senators**

Ulysses Currie  
James E. DeGrange, Sr.  
Patrick J. Hogan  
Nathaniel J. McFadden  
Thomas M. Middleton  
Thomas V. Mike Miller, Jr.  
Donald F. Munson  
Ida G. Ruben  
J. Lowell Stoltzfus

## **Delegates**

Kumar P. Barve  
Talmadge Branch  
Michael E. Busch  
Norman H. Conway  
Adelaide C. Eckardt  
George C. Edwards  
Anne Healey  
Sheila E. Hixson  
Adrienne A. Jones

## **Citizens Advisory Committee**

H. Furlong Baldwin  
Dana M. Jones  
John C. Miller  
Frederick W. Puddester

## **Staff**

Christine A. Romans

# Spending Affordability Committee

**Delegate Michael R. Gordon, Presiding Chairman**  
**Senator Edward J. Kasemeyer, Senate Chairman**

## 2004 Interim Schedule

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- |                               |                  |   |
|-------------------------------|------------------|---|
| <b>October 19</b><br>Tuesday  | <b>4:00 p.m.</b> | Briefing on Forecast of Revenues and Expenditures for the Current and Upcoming Fiscal Years<br>(Joint with Senate Budget and Taxation, House Appropriations, and House Ways and Means Committees) |
| <b>November 9</b><br>Tuesday  | <b>6:00 p.m.</b> | Briefing on Outyear Forecast, Overview of the Transportation Trust Fund, State Personnel, Debt, and the Capital Budget  |
| <b>December 9</b><br>Thursday | <b>6:00 p.m.</b> | Committee Decision Meeting  |

### Direct Inquiries to:

Christine A. Romans  
Department of Legislative Services  
90 State Circle  
Annapolis, Maryland 21401-1991  
(410) 946-5530 (Annapolis and Baltimore area)  
(301) 970-5530 (Washington area)



THE MARYLAND GENERAL ASSEMBLY  
ANNAPOLIS, MARYLAND 21401-1991

June 1, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

The Joint Technology Oversight Committee respectfully submits its anticipated work plan for the 2004 interim. The joint committee plans to hold two meetings during the fall. The committee plans to hear briefings on various subjects, including:

- the security of Maryland's computer infrastructure;
- communications between units of State government;
- technology changes at the Motor Vehicle Administration;
- the use of outside contractors to write software for health programs; and
- recent concerns voiced by computer users about the use of Spyware.

We hope you find the proposed agenda useful and appreciate your support and interest.

Respectfully submitted,

Leonard H. Teitelbaum  
Co-Chairman

Brian R. Moe  
Co-Chairman

LHT:BRM/TRW/rma



THE MARYLAND GENERAL ASSEMBLY  
ANNAPOLIS, MARYLAND 21401-1991

**JOINT COMMITTEE ON WELFARE REFORM**

May 26, 2004

Honorable Thomas V. Mike Miller, Jr., President of the Senate  
Honorable Michael E. Busch, Speaker of the House  
Members of the Legislative Policy Committee

Respectfully submitted for your review is the proposed interim schedule for the Joint Committee on Welfare Reform. The joint committee will continue to monitor Maryland's welfare program. The joint committee is planning at least one meeting in Annapolis. The items on our schedule relate to the status of Maryland's welfare program, any changes to the federal program made by the United States Congress and the President, and the effect of these changes on the Maryland program.

The first meeting will take place on October 12, 2004, at 10:00 a.m. at a site to be determined. Attached is the preliminary agenda for that meeting. In case you have not been following Congress' extended deliberations on Temporary Assistance for Needy Families (TANF) reauthorization, the House of Representatives has passed a bill; a bill has made it to the Senate floor but no final action has been taken by the Senate. If Congress concludes its work on TANF reauthorization, a second meeting could be scheduled sometime in December.

We look forward to a productive interim and welcome your participation in our activities.

Sincerely,

Nathaniel Exum  
Co-Chair

Talmadge Branch  
Co-Chair

NE:TB/DS/lc

cc: Members, Joint Committee on Welfare Reform

## **JOINT COMMITTEE ON WELFARE REFORM**

- A report on the current status of the Federal Temporary Assistance for Needy Families (TANF) Program and efforts to reauthorize the program, the report will focus on proposed changes to the federal program made by Congress and the President, and the effect of these changes on the Maryland Family Investment Program, child care, and the Child Care Block Grant.
- Update on welfare caseload reductions, participation in work activities, and status of individuals reaching the federal two-year time limit on cash assistance without participating in a state-defined work activity, and individuals reaching the five-year time limit.
- Update on the continued implementation of substance abuse identification, referral and treatment for welfare recipients.
- University of Maryland School of Social Work Update on “Life After Welfare.”
- Issues relating to HB 1302, Marriage Promotion Act of 2004, from the 2004 session.
- Issues relating to HB 1476, Public Assistance – Transitional Emergency Medical and Housing Assistance, from the 2004 session.



MARYLAND GENERAL ASSEMBLY  
WORKERS' COMPENSATION BENEFIT AND INSURANCE OVERSIGHT COMMITTEE

May 27, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

The Workers' Compensation Benefit and Insurance Oversight Committee has identified the issues to be reviewed during the 2004 interim. The committee's proposed schedule is enclosed and includes two meetings.

Please contact one of us or the committee staff, Tami Burt or Mitch McCalmon at (410) 946-5530, if you have questions concerning this schedule.

Sincerely,

Nathaniel Exum  
Senate Chairman

John F. Wood, Jr.  
House Chairman

NE:JFW/TDB/ncs  
Enclosure

cc: Mr. Karl Aro  
Mr. Warren Deschenaux  
Ms. Lynne Porter  
Mr. Tim Perry  
Mr. Tom Lewis  
Mr. John Favazza  
Ms. Kristin Jones

**Workers' Compensation Benefit and Insurance Oversight Committee**  
**2004 Interim – Proposed Schedule**  
**Co-Chairs: Delegate John F. Wood and Senator Nathaniel Exum**

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**Meetings are to be held at 1:00 p.m. in Room 3 East of the Miller Senate Building (Finance Committee Room) in Annapolis**

**October 12, 2004, Tuesday**

- Briefing on Medical Cost Containment Options (including standards of care, provider panels)
- Briefing on Pharmaceutical Cost Containment Options
- Briefing on Medical Fee Guide Revision and Use of Preferred Provider Networks
- Discussion of Domestic Servant as a Covered Employee (Based on Earnings)

**December 14, 2004, Tuesday**

- Workers' Compensation Commission Annual and Other Reports
  - Workers' Compensation Commission Chairman: (1) annual report; (2) update on the progress of establishing regional hearing sites and the status of security at these locations; (3) status of implementation of the computer technology purchase; (4) update on the commission's budget process; and (5) report on any new regulations
  - Status of the Workers' Compensation Commission's study on fraud (HB 837/SB 639 of 2004 – report due December 31, 2004)
- Agency Annual and Other Reports
  - NCCI: (1) 2005 pure premium rates; and (2) a state-by-state comparison of various statistics (premium rates, claims frequency, claims severity, premiums written)
  - Injured Workers' Insurance Fund (IWIF): (1) 2005 rates and activities; and (2) update of the phase-in approach to meeting RBC standards for purposes of joining the guaranty fund
  - Maryland Insurance Administration: (1) competition in workers' compensation; and (2) identified workers' compensation fraud (HB 837/SB 639 of 2004)
  - Uninsured Employers' Fund and Subsequent Injury Fund: annual reports

*Committee Staff: Tami Burt and Mitch McCalmon (410) 946-5530*



THE MARYLAND GENERAL ASSEMBLY  
ANNAPOLIS, MARYLAND 21401-1991

Joint Advisory Committee on Legislative Data Systems

June 7, 2004

The Honorable Thomas V. Mike Miller, Jr.  
The Honorable Michael E. Busch  
Members, Legislative Policy Committee

Ladies and Gentlemen:

The Joint Advisory Committee on Legislative Data Systems (JACLDS) will hold two meetings during the 2004 interim. The first, its organizational meeting, was held June 7<sup>th</sup>. The Office of Information Systems updated the committee on the status of a number of ongoing projects and for requests for information and research:

- high speed pilot project
- integration of the Commence scheduling package with Microsoft Word
- Verizon dial up changes
- timeliness of release of documents to the MGA website
- member obsolete laptop buyback program
- member/staff hardware and software upgrades
- floor system and proceedings updates
- scholarship database
- email SPAM and computer security
- new bill drafting system implementation
- PDAs with cell phone integration

The high speed access to member district office pilot program evaluation is continuing. To date, several members have elected to participate. The intent of the pilot program is to assess the viability of high speed Internet in member district offices.

As the General Assembly's systems continue to migrate away from the Corel WordPerfect Office Suite to the Microsoft Office Suite, the integration with Commence and mail merge required upgrading. Sixty five members will be participating in the first phase of the upgrade this interim. The remaining members will be upgraded next interim.

The current dial-up provider, Verizon, will no longer provide Enterprise Dial-up service and will only be offering consumer grade service. OIS has been working with Verizon to devise a program for members that will offer the same level of service currently in place, that is a single dial up account can be used concurrently by multiple member PCs and laptops. OIS and Verizon will continue to work together to provide solutions for continuing concurrent usage without interruption of service.

The Office of Information Systems was requested to assess the timeliness of releasing documents for public use on the MGA website. After meeting with the Secretary of Senate and Chief Clerk's office, it was determined that the appropriate balance between the rules of the legislature and public access to legislative information is currently being met.

Completion of the first phase of floor system laptop upgrades and the member obsolete laptop buyback program will be completed this interim. Approximately 95% of the members have elected to purchase their obsolete floor laptops.

OIS will continue the annual process of upgrading member PCs and laptops to current hardware and software levels. Current desktop costs will be approximately \$860 and \$1,010 per unit depending on the options selected. No additional software costs will be incurred this year.

The MGA website and Floor Automation systems continue to migrate document presentation to the Portable Document Format (PDF). This will allow for a consistent presentation across both systems.

The Maryland Higher Education Commission (MHEC) and OIS will continue to provide the scholarship database program for members. This program is currently used by approximately 60 members to manage the distribution of scholarship funds. OIS and MHEC will continue to provide technical support to members on this project.

Computer security and email SPAM continue to be areas that require constant monitoring and attention. Several solutions for filtering SPAM email have been implemented and while they have reduced the amount of unwanted email, they do not completely eliminate the problem. OIS has been asked to work with the Office of the Attorney General to investigate the possibility of aggressively enforcing Chapter 470 Maryland SPAM Deterrence Act (SB 604) with respect to the General Assembly. These areas continue to be the fastest growing problems within the industry and OIS. OIS will continue to block and remove programs that are detrimental to the integrity of the MGA infrastructure.

OIS, in consultation with the Office of Policy Analysis and Legislative Document Management, has developed a new bill drafting application as a replacement for the current WordPerfect and Xyvision-based systems. Beginning July 1<sup>st</sup>, all bills requested for the 2005 session will be drafted using the new bill drafting system. The committee has requested a demonstration of this system at the fall meeting.

OIS was asked to investigate the usage of cell phones integrated with Palm pilots and how this technology may be applied to legislative data systems. Given the spotty and inconsistent coverage available throughout the MGA campus of buildings, OIS recommended that the existing systems not be extended to provide cell phone integration.

The committee expects to meet once more in the fall.

Sincerely,

Senator Leonard H. Teitelbaum  
Senate Chairman

Delegate Adrienne A. Jones  
House Chairman

LHT:AAJ/LBP:MAG/mlm



MARYLAND GENERAL ASSEMBLY  
JOINT COMMITTEE ON PENSIONS

SENATOR EDWARD J. KASEMEYER  
Senate Chairman

DELEGATE MARY-DULANY JAMES  
House Chairman

May 25, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-chairman  
The Honorable Michael E. Busch, Co-chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

The Joint Committee on Pensions' 2004 tentative interim schedule is attached for your information. The schedule includes items relating to:

- special pay plans for unused annual leave;
- the Uniform Management of Public Employee Retirement Systems Act;
- the State's unfunded retiree healthcare liability; and
- the impact of the sunsets of reemployment programs for educators and health care practitioners.

These items came up during the 2004 session or elsewhere and were referred to summer study. Also included are the annual reports/overviews on investments, the supplemental retirement plans, board-requested legislation, and the most recent actuarial valuation.

We look forward to an interesting and productive interim.

Sincerely,

Senator Edward J. Kasemeyer  
Senate Chairman

Delegate Mary-Dulany James  
House Chairman

EJK:MDJ/DPT/jab  
Enclosure

## Joint Committee on Pensions

*Senator Edward J. Kasemeyer, Senate chairman*  
*Delegate Mary-Dulany James, House chairman*

### 2004 Interim Schedule – Draft

All meetings will be held in Room 130, Lowe House Office Building  
unless otherwise noted

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<b>Date</b>	<b>Day</b>	<b>Time</b>	<b>Subject</b>
Sept. 14	Tuesday	2 p.m.	<ul style="list-style-type: none"><li>• Report on the Uniform Management of Public Employee Retirement Systems Act</li><li>• Report on Special Pay Plans for unused annual leave (Chapter 302 of 2004)</li><li>• Report on the State's unfunded retiree healthcare liability</li></ul>
Oct. 12	Tuesday	2 p.m.	<ul style="list-style-type: none"><li>• Annual Review of Supplemental Retirement Plans</li><li>• Annual SRPS Investment Overview</li><li>• Board requested legislation</li><li>• Briefing on the impact of reemployment sunsets</li></ul>
Nov. 16	Tuesday	2 p.m.	<ul style="list-style-type: none"><li>• Annual Results of Fiscal 2004 Actuarial Valuation and Fiscal 2006 Contribution Rates</li><li>• Decisions</li></ul>

**Direct inquires to:**

Anne Gawthrop  
(410) 946-5350 (Baltimore/Annapolis area)  
(301) 970-5350 (Washington, DC area)

Daniel Tompkins  
(410) 946-5510 (Baltimore/Annapolis area)  
(301) 970-5510 (Washington, DC area)

Department of Legislative Services, 90 State Circle, Annapolis, MD 21401-1991



THE MARYLAND GENERAL ASSEMBLY  
ANNAPOLIS, MARYLAND 21401-1991

June 10, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

The Joint Subcommittee on Program Open Space and Agricultural Land Preservation respectfully submits the issues the subcommittee will be examining and reviewing during the 2004 interim. The subcommittee plans to hold one briefing in the fall to discuss these issues.

The subcommittee will hear from the Department of Agriculture (MDA) and the Department of Natural Resources (DNR) on a number of issues related to Program Open Space (POS), the Maryland Agricultural Land Preservation Fund (MALPF), and Rural Legacy. The departments will discuss the impact of continued funding decreases from the general fund for these programs, including any corresponding decrease in the number of properties seeking to enter the programs, and the possibility of permanent and indefinite reappropriation of all monies intended for these programs to the general fund. In addition, the subcommittee will be inquiring into the requirements imposed on local governments that receive POS monies, including whether such money must be tied to a specific piece of property. The subcommittee will also ask for details on the Administration's new comprehensive land preservation policy, particularly the new acquisition criteria for POS lands. Furthermore, the subcommittee will receive an update on whether any properties have sought to remove themselves from the MALPF program and the likelihood of such activities in the future. Finally, MDA and DNR will update the subcommittee on their legislative initiatives related to POS and MALPF from the 2004 session and for the upcoming 2005 session.

Respectfully submitted,

Handwritten signature of Thomas M. Middleton in cursive.

Thomas M. Middleton  
Senate Chairman

Handwritten signature of Rudolph C. Cane in cursive.

Rudolph C. Cane  
House Chairman

TMM:RCC/JF/ncs



THE SENATE OF MARYLAND  
ANNAPOLIS, MARYLAND 21401-1991

## Senate Special Committee on Substance Abuse

June 9, 2004

The Honorable Thomas V. Mike Miller, Jr.  
The Honorable Michael E. Busch  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

During the 2004 interim, the Senate Special Committee on Substance Abuse will meet on an as-needed basis only. Such needs may arise out of concerns expressed by members of the committee or the public and will be addressed as deemed appropriate by the committee.

Sincerely,

A handwritten signature in cursive script that reads "Ralph M. Hughes".

Senator Ralph M. Hughes  
Chairman

RMH/GC/cdm

cc: Members of the Senate Special Committee on Substance Abuse



THE MARYLAND GENERAL ASSEMBLY  
HOUSE SPECIAL COMMITTEE ON DRUG AND ALCOHOL ABUSE

May 12, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

The House Special Committee on Drug and Alcohol Abuse intends to investigate a number of topics during the 2004 interim. These topics include, but are not necessarily limited to, the following items:

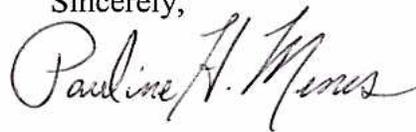
- **Fetal Alcohol Syndrome:** Between 3 and 22 live births out of every 10,000 births in the United States are affected by fetal alcohol syndrome (FAS). Signs of FAS may include small head circumference and brain size, small teeth with faulty enamel, heart defects, deformities of joints and limbs, mental retardation and delayed development, and abnormal behavior such as a short attention span, hyperactivity, and anxiety. The special committee will hold meetings with the Administration and discuss ways that the committee may aid in developing a public awareness campaign relating to the prevention of FAS.
- **Veterans with Drug/Alcohol Addictions:** The special committee expects to meet and work with the Department of Veterans Affairs concerning the reportedly high percentage of veterans with alcohol and drug addiction problems.
- **Driving under the Influence of Prescription Drugs:** In the 2003 interim the special committee studied and sponsored legislation on the problem of driving under the influence of illegal drugs. In this interim the committee will study the increasingly serious problem of how taking prescription drugs may adversely affect one's driving. It will discuss methods of addressing this problem, including the expanded use of drug recognition experts who are trained to conduct a standardized examination of a suspected drugged driver and who form educated opinions, admissible in court, on whether a driver is impaired by drugs.

May 12, 2004  
Page 2

- **Diversion Drug Treatment of Nonviolent Criminals:** Chapter 237 of the Acts of 2004 provides diversionary drug treatment plans for certain persons arrested for illegal drug crimes. The special committee will meet with the Administration toward the end of the interim period for an update on the implementation of this Act.

While the committee may not be able to address all of these issues in depth, we expect to begin organizing our interim efforts by mid-June. I appreciate your interest in the committee's work. Please let me know if you have any questions about our proposed plan.

Sincerely,



Pauline H. Menes, Chair

PHM/SOM/cdm

cc: Members of the House Special Committee on Drug and Alcohol Abuse  
Senator Ralph M. Hughes  
Guy Cherry  
Susan O. McNamee  
Suzanne M. Owen  
Lynne B. Porter  
Michael I. Volk



THE MARYLAND GENERAL ASSEMBLY  
ANNAPOLIS, MARYLAND 21401-1991

**Committee to Revise Article 27 of the Annotated Code of  
Maryland - Crimes and Punishments**

May 27, 2004

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee

Ladies and Gentlemen:

The Committee to Revise Article 27 will continue its substantive examination of the criminal law to identify issues that might be appropriate for consideration by the General Assembly during its 2005 legislative session. The committee intends to once again operate with three subcommittees, and this year we will have the following subcommittees:

- Flags Subcommittee
- Penalties Subcommittee
- Concerted Action Litigation Subcommittee

**Flags Subcommittee**

The Flags Subcommittee will continue its examination of the issues "flagged" by the Criminal Law Article Review Committee and Public Safety Article Review Committee when those committees presented the General Assembly with nonsubstantive revisions of the criminal code. Last fall, this subcommittee – and thereafter, the full committee – recommended legislation relating to escape, extortion, contradictory statements, and carjacking. During the 2004 legislative session, the General Assembly enacted legislation that dealt with those subjects.

The Honorable Thomas V. Mike Miller, Jr., Co-Chairman  
The Honorable Michael E. Busch, Co-Chairman  
Members of the Legislative Policy Committee  
Page 2

### **Penalties**

The Penalties Subcommittee will continue to work on legislation that would reduce sentencing inconsistency for related offenses. This work will include a study of whether it is feasible to establish classifications of existing crimes by type, degree, and sentence range. The subcommittee will examine other states' experiences with such systems.

### **Concerted Action Litigation**

The Concerted Action Litigation Subcommittee will examine the law relating to principals, accessories before the fact, and accessories after the fact, to determine what changes in the charging process would simplify that process and reduce the risk that an inadequate charging document would prevent the State from prosecuting someone alleged to have participated in a crime requiring concerted action.

Respectfully submitted,



Joseph F. Murphy, Jr.  
Chairman

JFM/JMc/slb

**Maryland General Assembly  
Committee to Revise Article 27 of the Annotated  
Code of Maryland – Crimes and Punishments**

**2004 Interim Roster**

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Judge Joseph F. Murphy, Jr., Chairman

Gary E. Bair, Esquire  
Gary Bernstein, Esquire  
Delegate Anthony G. Brown  
Russell P. Butler, Esquire  
Judge Howard S. Chasanow  
Mark Colvin, Esquire  
Robert Dean, Esquire  
Delegate Ann Marie Doory  
Gilbert J. Genn, Esquire  
Joseph M. Getty, Esquire  
Senator John A. Giannetti, Jr.  
Donald J. Hogan, Jr. Esquire  
Judge Daniel M. Long  
Timothy F. Maloney, Esquire  
Kenneth H. Masters, Esquire  
Judge Charles E. Moylan, Jr.  
Judge Irma S. Raker  
Judge Melanie M. Shaw-Geter  
Senator Norman R. Stone, Jr.  
Bryron L. Warnken, Esquire

Committee Staff

Kelly G. Dincau  
Jeremy M. McCoy

**General Assembly of Maryland**  
**(GUIDELINES FOR COMMITTEE ACTIVITIES - 2004 LEGISLATIVE INTERIM)**

*(The President and the Speaker do not intend for these guidelines to require committees to meet on every date reserved for meetings.)*

**DATES RESERVED FOR:**

<b>Legislative Policy Committee</b>	<b>Standing Committees</b>	<b>Statutory and Special Committees</b>
<b>(Tuesday Meetings: 10:00 A.M.)</b>	<b>"ON-CYCLE"</b> <b>(Tuesday P.M./Wednesday Meetings)</b>	<b>"OFF-CYCLE"</b> <b>(Tuesday P.M./Wednesday Meetings)</b>
<b>6/15 LPC Planning/Organizational Meeting</b>	<b>6/15 - 6/16 Organizational Meeting</b>	<b>6/22 - 6/23</b>
	6/29 - 6/30	7/06 - 7/07
	7/13 - 7/14	7/27 - 7/28
	8/03 - 8/04	8/10 - 8/11
	8/24 - 8/25	8/31 - 9/01
	9/07 - 9/08	9/14 - 9/15
	9/21 - 9/22	9/28 - 9/29
	10/05 - 10/06	10/12 - 10/13
	10/19 - 10/20	10/26 - 10/27
	11/09 - 11/10	11/16 - 11/17
	11/23 - 11/24	11/30 - 12/01
	12/07 - 12/08	12/14 - 12/15
	12/21 - 12-22	
<b>TBA LPC Management Subcommittee</b>		
<b>TBA LPC Meeting</b>		

*Note: Meetings of the Legislative Policy Committee, other than those noted, during the 2004 Legislative Interim, are subject to the call of the Presiding Officers.*

**(Note: Legislative Interim Committee Reports due to the Legislative Policy Committee by 12/19/2004)**

*National Conference of State Legislatures, Annual Meeting, Salt Lake City, Utah – July 19-24, 2004*  
*Southern Legislative Conference, Annual Meeting, Little Rock, Arkansas – August 14-18, 2004*

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**Part III**  
**Legislation Relating to**  
**The Legislative Policy Committee**

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Department of Legislative Services  
Annapolis, Maryland

June 2004

## **2004 Legislation Relating to The Legislative Policy Committee**

### **Department of Housing and Community Development - Neighborhood Business Development Program (HB 905/Ch. 209)**

Authorizes the Department of Housing and Community Development to provide financial assistance to microenterprises under the Neighborhood Business Development (NBD) program. Expands the source of funds for NBD programs to include Community Development Administration revenues. Continues the requirement for Legislative Policy Committee approval for the transfer of funds from the Neighborhood Business Development Fund to any other fund established under Title 4 of Article 83B.

### **Economic Development Financial Assistance - Minority Business Enterprise Procurement Goals (SB 323/Ch. 449 and HB 806/Ch. 206)**

Specifies that certain procurements by local jurisdictions or private entities using financial assistance from specified economic development funds must attempt to meet the goals of the State Minority Business Enterprise (MBE) Program. Requires DBED to report to the Legislative Policy Committee by September 1 each year on the bill's implementation.

### **Procurement - Small Business Procurement Contracts - Reserve Preference (SB 904/Ch. 75)**

Requires that specified agencies are to report by October 1 each year to the Board of Public Works (BPW) on the operation and effectiveness of the Small Business Reserve program. Requires BPW to report the consolidated agency reports to the Legislative Policy Committee 60 days after receipt of all reports from specified agencies.

### **Residential Child Care Programs – Certification of Program Administrator (SB 99/Ch. 438)**

On or before December 15 of the 2<sup>nd</sup> year before the evaluation date of State Board for Certification of Residential Child Care Program Administrators, the Legislative Policy Committee, based on a preliminary evaluation, may waive as unnecessary the evaluation of the State Board for Certification of Residential Child Care Program Administrators.

**Respiratory Care Professional Standards Committee - Sunset Extension and Program Evaluation (SB 72/Ch. 247)**

Extends the sunset date for the Respiratory Care Professional Standards Committee a sub-unit of the State Board of Physicians from July 1, 2007 to July 1, 2013, and requires another sunset evaluation on or before July 1, 2012.

**State Board of Dietetic Practice – Sunset Extension and Program Evaluation (SB 110/Ch. 439)**

Extends the termination date for the State Board of Dietetic Practice from July 1, 2005 to July 1, 2015 and requires another sunset evaluation on or before July 1, 2014

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**Part IV**  
**New Boards, Commissions, Task Forces,**  
**Advisory Councils, etc.**  
**(2004 Legislation)**

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Department of Legislative Services  
Annapolis, Maryland

June 2004

# **Committees, Task Forces, Commissions, etc. Created by 2004 Legislation**

## **Bay Restoration Fund Advisory Committee (SB 320/Ch. 428)**

Establishes a Bay Restoration Advisory Committee, consisting of the following members:

- (1) The Secretaries of the Environment, Agriculture, Planning, Natural Resources, and Budget and Management, or their designees;
- (2) one member of the Senate, appointed by the President of the Senate;
- (3) one member of the House of Delegates, appointed by the Speaker of the House;
- (4) two individuals representing publicly owned wastewater facilities, appointed by the Governor;
- (5) two individuals representing environmental organizations, appointed by the Governor
- (6) one individual from the Maryland Association of Counties and the Maryland Municipal League, appointed by the Governor;
- (7) two individuals representing the business community, appointed by the Governor;
- (8) two individuals representing local health departments who have expertise in onsite sewage disposal systems, appointed by the Governor; and
- (9) one individual representing a university of research institute who has expertise in nutrient pollution, appointed by the Governor; and

**Chair:** The Governor shall appoint the chairman of the committee.

**Staff:** The Department of the Environment, Department of Agriculture, Department of Planning , Department of Natural Resources, and Department of Budget and Management shall provide staff for the committee.

**Purpose:** The committee must: (1) analyze the cost of nutrient removal from WWTPs; (2) identify additional funding sources; (3) make recommendations regarding the appropriate fee to be assessed in future years; and (4) in consultation with counties, identify septic system and sewage holding tank users and make recommendations regarding the collection of the fee from those users that do not receive water bills.

**Report:** Beginning January 1, 2006 the committee must report annually to the Governor and the General Assembly. In consultation with the governing body of each county, the committee also must study and report to the Senate Education, Health, and Environmental Affairs Committee and the House Environmental Matters Committee of the General Assembly by January 15, 2005 regarding the methods evaluated and recommended for

the collection of the fee by local governments from users of septic systems and sewage holding tanks that do not receive water bills. Finally, the committee, in conjunction with the Maryland Association of Counties (MACo) and the Maryland Municipal League, must report to the Senate Education, Health, and Environmental Affairs Committee and the House Environmental Matters Committee of the General Assembly by December 31, 2006 regarding the extent of administrative costs incurred by local governments in collecting the bay restoration fee and the reasonableness of the reimbursement provided by the bill.

Salary: A member of the Committee may not receive compensation, but is entitled to reimbursement for Standard State Travel Regulations, as provided in the State budget.

### **Business Owner Compensation in Condemnation Proceedings, Task Force on (SB 275/Ch. 446)**

Establishes a Task Force on Business Owner Compensation in Condemnation Proceedings, consisting of the following members:

- (1) one member of the Senate of Maryland, appointed by the President of the Senate;
- (2) two members of the House of Delegates, appointed by the Speaker of the House;
- (3) one representative of the Department of Business and Economic Development designated by the Secretary of Business and Economic Development;
- (4) one representative of the Department of Housing and Community Development, designated by the Secretary of the Department of Housing and Community Development;
- (5) one representative of the Department of Transportation, designated by the Secretary of Transportation;
- (6) one representative of the Department of Planning, designated by the Secretary of Transportation;
- (7) one representative of the Department of General Services, designated by the Secretary of the Department;
- (8) one representative of the Maryland Retailers Association, designated by the Maryland Retailers Association; and
- (9) the following members, appointed by the Governor:
  - (i) three representatives of local government, including one representative of the Maryland Municipal League and one representative of the Maryland Association of Counties;
  - (ii) two merchants or owners of businesses who have experience in condemnation;
  - (iii) one attorney who has experience with condemnation in the private sector, recommended by the Maryland State Bar Association;
  - (iv) one attorney who has experience with condemnation in the public sector;

- (v) one developer who has developed a project that involved condemnation; and
- (vi) one commercial real estate broker or agent.

Chair: The Governor shall designate the chairman of the task force.

Staff: The Department of Transportation shall provide staff for the task force.

Purpose: The task force will study: (1) the concept of business goodwill, with a focus on small business goodwill, and the appropriateness of developing a method to determine its value to calculate compensation in condemnation proceedings; (2) the feasibility of requiring condemning agencies to study the effect of condemnation on businesses; (3) the appropriateness of establishing a fund to provide financial assistance for affected businesses; (4) the feasibility of shortening the condemnation process to lessen uncertainty for businesses; (5) the appropriateness of making a legislative proposal on business owner compensation in condemnation proceedings; and (6) the circumstances in which condemnation can be used.

Report: The task force is required to report its preliminary findings to the Governor and the General Assembly by January 31, 2005. The task force is required to report its final findings to the Governor and the General Assembly by December 31, 2005.

Salary: A member of the task force may not receive compensation, but is entitled to reimbursement for Standard State Travel Regulations, as provided in the State budget.

### **Child Care Programs Administrators, State Board for Certification of Residential (SB 99/Ch. 438)**

Establishes a State Board for Certification of Residential Child Care Program Administrators, consisting of the following 11 members appointed as follows:

- (1) two shall be appointed by the Secretary of Health and Mental Hygiene, one each for the Development Disabilities Administration and the Mental Hygiene Administration;
- (2) one shall be appointed by the Secretary of Juvenile Services for the agency;
- (3) one shall be appointed by the Secretary of Human Resources for the agency;
- (4) one shall be appointed by the State Superintendent of schools; and
- (5) five shall be appointed by the Governor as follows:
  - (i) three shall be program administrators; and
  - (ii) two shall be consumer members.

Chair: From among its members, the board annually shall, elect a chairman.

Report: The board shall submit an annual report to the Governor and Subcabinet.

### **Criminal Offender Monitoring by Global Positioning Systems, Task Force to Study (SB 783/Ch. 138 and HB 1242/Ch. 139)**

Establishes a Task Force to Study Criminal Offender Monitoring by Global Positioning Systems, consisting of the following members:

- (1) two members of the House of Delegates, appointed by the Speaker of the House;
- (2) two members of the Senate of Maryland, appointed by the President of the Senate;
- (3) the chief judge of the court of appeals, or a designee if the chief judge;
- (4) the Secretary of Juvenile Services, or a designee of the Secretary;
- (5) the Secretary of Public Safety and Correctional Services, or a designee of the Secretary;
- (6) the Superintendent of the Maryland State Police; or a designee of the Superintendent;
- (7) the Director of the Division of Parole and Probation; or a designee of the Director;
- (8) the Commissioner of the Division of Correction, or a designee of the Commissioner; and
- (9) the following members appointed by the Governor:
  - (i) one representative of the Maryland Chiefs of Police;
  - (ii) one representative of the Maryland State Sheriff's Association;
  - (iii) one State's Attorney;
  - (iv) one representative of the Maryland Municipal League;
  - (v) one representative of the Office of the Public Defender;
  - (vi) one representative of the Maryland Association of Counties;
  - (vii) one representative of a victim's rights organization;
  - (viii) one representative of the Office of Crime Control and Prevention;
  - (ix) one representative of a domestic violence advocacy program; and
  - (x) one representative of the American Civil Liberties Union.

Chair: The Governor shall designate the chairman of the task force.

Staff: The Department of Public Safety and Correctional Services shall provide staff to the task force.

Purpose: The Task Force shall study how the State can utilize Global Positioning Systems to monitor certain individuals who have committed criminal offenses, how law enforcement can benefit from Global Positioning Technology to solve crimes and streamline workloads, the feasibility of implementing a global positioning technology program in the State, admissibility of evidence issues, and other issues that the task force considers relevant.

## **Disabilities, Maryland Commission on (SB 188/Ch. 425)**

Establishes the Maryland Commission on Disabilities, consisting of the following members:

- (1) one member of the Senate, appointed by the President of the Senate;
- (2) one member of the House of Delegates, appointed by the Speaker of the House;
- (3) the following members, appointed by the Governor:
  - (i) one individual with a physical disability;
  - (ii) one individual who has experienced mental illness;
  - (iii) one individual with and intellectual disability;
  - (iv) one individual who is blind;
  - (v) one individual who is deaf or hard of hearing;
  - (vi) one parent or foster parent of a child with a disability;
  - (vii) four members of the general public who have disabilities;
  - (viii) three representatives from statewide disability advocacy organizations;
  - (ix) one representative from the home health care industry;
  - (x) one representative from a statewide organization of providers of services and support for individuals with disabilities;
  - (xi) one representative from the alliance of local commissions on disability; and
  - (xii) two representatives from the Interagency Disabilities Board selected by the Secretary, one of whom represents the Department of Budget and Management.

Chair: The Governor shall designate a chairman.

Staff: The Department of Disabilities shall provide staff for the commission.

Purpose: The commission must advise the department in carrying out its duties

Report: A member of the commission may not receive compensation, but, if the Secretary approves, is entitled to reimbursement for Standard State Travel Regulations, as provided in the State budget.

## **Disabilities Board, Interagency (SB 188/Ch. 425)**

Establishes an Interagency Disabilities Board, consisting of the following members:

- (1) the Secretary of Disabilities;
- (2) the Secretary of Aging, or the Secretary's designee;
- (3) the Secretary of Business and Economic Development, or the Secretary's designee;
- (4) the Secretary of Budget and Management, or the Secretary's designee;

- (5) the Secretary of Health and Mental Hygiene, or the Secretary's designee;
- (6) the Secretary of Housing and Community Development, or the Secretary's designee;
- (7) the Secretary of Human Resource, or the Secretary's designee;
- (8) the Secretary of Labor, Licensing, and Regulation, or the Secretary's designee;
- (9) the Secretary of Planning, or the Secretary's designee;
- (10) the State Superintendent of Schools, or the State Superintendent's designee;
- (11) the Secretary of Transportation, or the Secretary's designee;
- (12) the Special Secretary for Children, Youth and Families, or the Special Secretary's designee;
- (13) the director of the Governor's office of the Deaf and Hard of Hearing, or the director's designee; and
- (14) representatives from any other unit of State government as the Governor may designate.

Chair: The Secretary of Disabilities shall serve as the Chair for the board.

Staff: The Department of Disabilities shall provide staff support to the board.

Purpose: The board must develop the State disabilities plan.

Report: The Secretary shall submit an annual analysis of the State's progress in implementing the State Disabilities Plan and related performance objectives to the Governor and the General Assembly on or before October 1 of each year.

### **Elderly and Retiree Migration Into and Out of Maryland, Task Force to Study (HB 966/Ch. 525)**

Establishes a Task Force to Study Elderly and Retiree Migration Into and Out of Maryland, consisting of the following members:

- (1) one member of the Senate, appointed by the President of the Senate;
- (2) one member of the House of Delegates, appointed by the Speaker of the House;
- (3) the Secretary of Aging, or the Secretary's designee;
- (4) the Secretary of Business and Economic Development, or the Secretary's designee;
- (5) the Secretary of Planning, or the Secretary's designee;
- (6) the Executive Director of the Rural Maryland Council, or the Executive Director's designee;
- (7) one representative form the Maryland Association of Counties;
- (8) one representative from a Maryland chapter of the National Association of Retired Persons, appointed by the Governor;
- (9) one representative of AARP, appointed by the Governor;

- (10) one representative of the Maryland Gerontological Association, appointed by the Governor;
- (11) one representative of the health care industry with expertise in senior health issues, appointed by the Governor;
- (12) one representative of the housing industry with expertise in senior housing and retirement community issues, appointed by the Governor;
- (13) one representative of the Center on Aging, University of Maryland College Park, appointed by the Governor;
- (14) one representative of the Maryland Institute for Policy Analysis and Research, University of Maryland Baltimore County, appointed by the Governor;
- (15) one representative of Loyola College in Maryland, appointed by the Governor;
- (16) one representative of the Regional Economics Institute, Towson University, appointed by the Governor;
- (17) one representative of the United Seniors of Maryland, appointed by the Governor; and
- (18) one representative of Salisbury University in Maryland, appointed by the Governor.

**Staff:** The University System of Maryland shall provide staff support to the task force.

**Purpose:** The task force is charged with reviewing the dynamics of elderly and retiree migration into and out of the State and evaluating the impact that tax policies and benefits of Maryland and other states have on such migration, as well as the benefits that the elderly and retirees provide to the local community and the State through volunteering or other activities and State and county expenditures on the elderly and retirees. The task force must oversee and help prepare a comprehensive and objective study to be conducted by the Maryland Institute for Governmental Service, the Maryland Institute for Policy Analysis and Research (University of Maryland, Baltimore County), Loyola College (of Maryland), and the Regional Economic Studies Institute.

**Report:** The task force must submit a report of its findings and recommendations to the Governor and the General Assembly by December 31, 2004.

**Salary:** A member of the task force may not receive compensation, but is entitled to reimbursement for Standard State Travel Regulations, as provided in the State budget.

## **Health and Human Services Referral Board (HB 981/Ch. 390)**

Establishes a Health and Human Services Referral Board in the Department of Health and Mental Hygiene, consisting of the following members:

- (1) one member shall represent the Department of Health and Mental Hygiene;
- (2) one member shall represent the Department of Human Resources;
- (3) one member shall represent the Department of Public Safety and Corrections;
- (4) one member shall represent the Department of Aging;
- (5) one member shall represent the Department of Business and Economic Development;
- (6) one member shall represent the Maryland Emergency Management Agency;
- (7) one member shall represent the Maryland State Association of United Ways;
- (8) one member shall represent the United Way of Central Maryland;
- (9) one member shall represent the Maryland Public Service Commission;
- (10) one member shall represent a public telephone utility company operating in the United States;
- (11) one member shall represent a nonprofit organization in the State;
- (12) one member shall represent Maryland's volunteer centers;
- (13) one member shall represent the Maryland Emergency Number Systems Board;
- (14) one member shall represent the philanthropic community;
- (15) one member shall represent the Maryland Child Care Resource Network;
- (16) one member shall represent the Office for Individuals with Disabilities; and
- (17) one member shall represent the community at large.

**Chair:** The Governor shall appoint a chairperson.

**Staff:** The Maryland State Association of United Ways shall provide staff to the board.

**Purpose:** The purpose of the board is to establish the three-digit number 2-1-1, as the primary information and referral telephone number for health and human services in the State. Additionally, the board shall establish a board to oversee the pilot programs and study the orderly installation, maintenance, and operation of a state wide health and human referral system in the State.

**Report:** On or before December 31, 2005 and every year thereafter, the board shall report to the Governor and to the General Assembly on the activities of the board.

**Salary:** A member of the board may not receive compensation.

## **Law Enforcement Officers' Pensions from Taxation, Task Force on the Exemption of (HB 1125/Ch. 534)**

Establishes a Task Force on the Exemption of Law Enforcement Officers' Pensions from Taxation, consisting of the following members:

- (1) two members of the Senate, appointed by the President of the Senate;
- (2) two members of the House of Delegates, appointed by the Speaker of the House;
- (3) the Secretary of Budget and Management, or the Secretary's designee;
- (4) the State Treasurer, or the Treasurer's designee;
- (5) the Comptroller of Maryland, or the Comptroller's designee;
- (6) the Executive Director of the State Retirement Agency, or the Executive Director's designee;
- (7) one representative of members of the State Police Retirement System, appointed by the Governor;
- (8) one representative of members of the Law Enforcement Officers' Pension System, appointed by the Governor;
- (9) one representative of the Maryland State Fraternal Order of Police, appointed by the Governor; and
- (10) one representative of the Baltimore Retired Police Benevolent Association, appointed by the Governor.

**Chair:** The Governor shall designate the chairman of the task force.

**Staff:** The State Retirement Agency shall provide staff for the task force.

**Purpose:** The task force is charged with studying the issue of exempting members of the State Police Retirement System, the Law Enforcement Officers' Pension System, the Local Fire and Police System, any local pension or retirement system for law enforcement officers, and parole and probation officers who are members of the Employees' Retirement System or the Employees' Pension System from State income taxes on their pensions.

**Report:** The task force is required to report its findings to the Governor and the General Assembly on or before December 31, 2004.

**Salary:** A member of the task force may not receive compensation, but is entitled to reimbursement for Standard State Travel Regulations, as provided in the State budget.

## **Lending Equity within Financial Institutions Providing State Depository Services, Task Force on (SB 324/Ch. 114 and HB 415/Ch. 115)**

Establishes a Task Force on Lending Equity within Financial Institutions Providing State Depository Services, consisting of the following members:

- (1) two members of the Senate of Maryland, appointed by the President of the Senate;
- (2) two members of the House of Delegates, appointed by the Speaker of the House;
- (3) the State Treasurer or the Treasurer's designee;
- (4) the Commissioner of Financial Regulation or the Commissioner's designee;
- (5) one representative of the Governor's Office of Minority Affairs, appointed by the Governor;
- (6) one representative of the Governor's Council for Historically Underutilized Businesses, appointed by the Governor;
- (7) one representative of the Governor's Task Force on Centralized Bidder Registration for Minority Business Procurement, appointed by the Governor;
- (8) two representatives of the banking industry, appointed by the Maryland Bankers Association;
- (9) two owners of a minority business enterprise, appointed by the Governor;
- (10) one representative of the commercial insurance bonding industry, appointed by the Governor; and
- (11) one member of the public with State and national experience in financial regulation and fair lending practices, appointed by the Governor.

**Chair:** The President of the Senate and the Speaker of the House shall jointly appoint co-chairmen from among the Senate and House members appointed to the task force.

**Staff:** The Treasurer's Office and the Department of Legislative Services shall jointly provide staff for the task force.

**Purpose:** The purpose of the task force is to:

- (1) develop meaningful criteria for evaluating minority business enterprises' access to credit and capital from financial institutions providing or desiring to provide depository services to the State; and
- (2) advise the State Treasurer on developing additional or supplemental criteria to be considered in the selection of a financial institution as a depository.

**Report:** The task force shall submit an interim report, on or before December 1, 2004, that defines a strategy to implement a lending equity policy and may incorporate the findings of the Governor's Task Force on Central Bidder Registration for Minority Business Procurement and a final report on or before September 1, 2005.

## **Missing Vulnerable Adults, Task Force on (HB 1016/Ch. 528)**

Establishes a Task Force on Missing Vulnerable Adults, consisting of the following members:

- (1) one member of the Senate of Maryland, appointed by the President of the Senate;
- (2) two members of the House of Delegates, appointed by the Speaker of the House;
- (3) a representative of the Department of State Police, selected by the Department;
- (4) a representative of the Maryland Center for Missing Children, selected by the organization;
- (5) a representative of the Maryland Chiefs of Police Association, selected by the association;
- (6) a representative of the Maryland State Sheriffs Association, selected by the association;
- (7) a representative of Maryland, D.C., Delaware Broadcasters Association, selected by the association;
- (8) a representative of the Cable Telecommunications Association of Maryland, Delaware, and the District of Columbia, selected by the association;
- (9) a representative of the Alzheimer's Association, selected by the association;
- (10) a representative of AARP, selected by the organization;
- (11) a representative of the Office of the State Medical Examiner, selected by the office;
- (12) a representative of the United Seniors Association, selected by the association; and
- (13) two individuals, selected by the Governor, each of whom is the spouse or a family member of a missing vulnerable adult in the State.

**Staff:** The Department of State Police shall provide staff for the task force.

**Purpose:** The task force must: (1) identify, access, and compile data about missing adults; (2) make recommendations on establishing better communication between counties and the State when vulnerable adults are missing; (3) make recommendations to establish a system to locate and identify missing vulnerable adults and identify unclaimed deceased adults who may be missing vulnerable adults; (4) make recommendations for law enforcement protocols to work with the broadcast media to locate missing adults; and (5) investigate integration with Amber Alert and the broadcast media in locating missing vulnerable adults.

**Report:** The task force must report its findings to the Governor and the General Assembly, on or before October 1, 2005.

Salary: A member of the task force may not receive compensation, but is entitled to reimbursement for Standard State Travel Regulations, as provided in the State budget.

### **Parking for Individuals with Disabilities, Task Force on (SB 368/Ch. 268)**

Establishes a Task Force on Parking for Individuals with Disabilities, consisting of the following members:

- (1) two members of the Senate of Maryland, appointed by the President of the Senate;
- (2) two members of the House of Delegates, appointed by the Speaker of the House;
- (3) the Secretary of Transportation; or the Secretary's designee;
- (4) the Secretary of Aging, or the Secretary's designee;
- (5) the Secretary of Housing and Community Development, or the Secretary's designee;
- (6) a representative of the Maryland Chiefs of Police Association;
- (7) the Director of the Governor's Office for Individuals with Disabilities, or the Director's designee;
- (8) the Motor Vehicle Administrator, or the Administrator's designee;
- (9) a representative of the Maryland Retailer's Association;
- (10) a representative of the Medical and Chirurgical Faculty of Maryland;
- (11) the following 10 individuals, who shall be appointed by the Governor:
  - (i) a resident of Garrett County, Alleghany County, Washington County, or Frederick County, who shall be the representative for Western Maryland;
  - (ii) a resident of any county on the Eastern Shore, who shall be the representative for the Eastern Shore
  - (iii) a resident of Charles County, Calvert County, or St. Mary's County, who shall be the representative for Southern Maryland;
  - (iv) a resident of Anne Arundel County;
  - (v) a resident of Baltimore City;
  - (vi) a resident of Baltimore County;
  - (vii) a resident of Harford County;
  - (viii) a resident of Howard County;
  - (ix) a resident of Montgomery County;
  - (x) a resident of Prince George's County.

Chair: The chairman of the task force shall be appointed by the Governor.

Staff: The Department of Transportation shall provide staffing.

Purpose: The task force shall study current laws regarding parking privileges for individuals with disabilities, with a focus on laws relating to parking spaces designated for Class M (multipurpose) vehicles and for the use of individuals with disabilities.

The task force shall make specific recommendations, including developing draft legislation and regulations, on issues relating to parking placards and special registration plates for individuals with disabilities and parking spaces designated for use by individuals with disabilities.

Report: The task force shall report on its findings and recommendations on or before December 31, 2004.

Salary: A member of the task force may not receive compensation, but is entitled to reimbursement for Standard State Travel Regulations, as provided in the State budget.

### **Surgical Treatment of Morbid Obesity, Task Force to Study Utilization Review of the (SB 868/Ch. 486)**

Establishes a Task Force to Study Utilization Review of the Surgical Treatment of Morbid Obesity, consisting of the following members:

- (1) two representatives of the Maryland Hospital Association, appointed by the Maryland Hospital Association;
- (2) four members, appointed by the Maryland Insurance Administration, as follows:
  - (i) two representatives of health maintenance organizations in the State;
  - (ii) one representative of a nonprofit health service plan in the State; and
  - (iii) one representative of a health insurer in the State;
- (3) five physicians, appointed by the Department of Health and Mental Hygiene, including:
  - (i) two endocrinologists or internists with special expertise in bariatric medicine; and
  - (ii) one bariatric surgeon;
- (4) one consumer, appointed by the Maryland Weight Loss Surgery Legislative Action Committee; and
- (5) one representative of the Maryland Health Care Commission.

Chair: The members of the task force shall appoint a chairman.

Purpose: The task force must: (1) review utilization review procedures currently used by health insurance carriers that provide surgical treatment for morbid obesity; (2) review NIH guidelines and any other nationally recognized guidelines or criteria for the surgical treatment of morbid obesity; and (3) recommend a set of guidelines or criteria that are appropriate for the utilization review of the surgical treatment and reasonable procedures for documenting patient compliance with the guidelines or criteria.

Report: The task force must report its findings and recommendations to the Senate Finance Committee and the House Health and Government Operations Committee by December 1, 2004.

Salary: A member of the task force is not entitled to compensation or reimbursement for expenses.

### **Women and Information Technology, Task Force on the Status of (SB 917/Ch. 489 and HB 1538/Ch. 490)**

Establishes a Task Force on the Status of Women and Information Technology, consisting of the following members:

- (1) one member of the Senate, appointed by the President of the Senate;
- (2) one member of the House of Delegates, appointed by the Speaker of the House;
- (3) two members of the women legislators of Maryland, one to be appointed by the President of the Senate and one to be appointed by the Speaker of the House;
- (4) the Deputy Secretary of Business and Economic Development, or the Deputy Secretary's designee;
- (5) the Deputy Secretary of Labor, Licensing, and Regulation, or the Deputy Secretary's designee;
- (6) the Deputy Secretary for the Maryland Higher Education Commission, or the Deputy Secretary's designee;
- (7) the Assistant State Superintendent for the Division of Career Technology and Adult Learning, State Department of Education, or the Assistant State Superintendent's designee;
- (8) the Director for the Center for Women and Information Technology, or the Director's designee;
- (9) one member from the Maryland Commission for Women, appointed by the Governor; and
- (10) the following members appointed by the Governor:
  - (i) one business entrepreneur who is the chief executive officer of an information technology company;
  - (ii) two information technology business professionals, at least one of whom is a woman;
  - (iii) one human resources representative from a major corporation who hires information technology workers;
  - (iv) one representative of a local educational agency that represents technology education;
  - (v) one representative of a community college information technology program;
  - (vi) one representative of a 4-year educational institution information technology program;

- (vii) one secondary school teacher; and
- (viii) two college students majoring in information technology, preferably women.

- Chair: The Governor shall designate the chairman of the task force.
- Staff: The Department of Business and Economic Development shall provide staff support to the task force.
- Purpose: The task force shall (1) study the declining involvement of girls and women in information technology (IT) and the impact of this decline on the future of the IT workforce in Maryland; (2) examine existing programs, laws, and services to identify practices to address this issue; and (3) develop a statewide women and information technology plan, as well as strategies for implementing and promoting the plan.
- Report: The task force must present an annual report to the Governor and the General Assembly by October 1 of each year, beginning October 1, 2004.
- Salary: A member of the task force may not receive compensation, but is entitled to reimbursement for Standard State Travel Regulations, as provided in the State budget.

### **Young Farmers Advisory Board (HB 755/Ch. 517)**

Establishes a Young Farmers Advisory Board, consisting of the following members:

- (1) one representative of the Department of Agriculture;
- (2) one representative of the Department of Business and Economic Development;
- (3) one representative of the forestry program within the Department of Natural Resources;
- (4) one representative from the Maryland Farm Bureau; and
- (5) eight representatives from the general public.

Chair: The advisory board members shall annually elect from its members a chairperson.

Staff: The Maryland Department of Agriculture shall provide staff for the advisory board.

- Purpose:** The advisory board shall (1) communicate the importance of young and beginning farmers to agriculture in the State; (2) identify and address issues relating to young and beginning farmers in the State and make recommendations to the Maryland Agricultural Commission; and (3) establish committees as necessary to develop projects relating to the aspects of life for young and beginning farmers in the State.
- Report:** The chairperson shall provide a quarterly report to the Maryland Agricultural Commission.
- Salaries:** A member of the advisory board may not receive compensation, but is entitled to reimbursement for Standard State Travel Regulations, as provided in the State budget.

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**Part V**  
**Changes to Existing Boards, Commissions,  
Task Forces, Advisory Councils, etc.**  
**(2004 Legislation)**

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Department of Legislative Services  
Annapolis, Maryland

June 2004

## **2004 Legislation Relating to Changes to Existing Boards, Commissions, Task Forces, Etc.**

### **Acupuncture Board, State**

*HB 627 (Ch. 57) State Acupuncture Board – Auricular Detoxification*

Alters the supervision requirement for individuals performing auricular detoxification. This bill allows specified individuals, such as substance abuse counselors and nurses in addition to licensed acupuncturists, to continue practicing auricular detoxification by repealing a termination provision. Requires the board to adopt regulations regarding the number of individuals who may perform auricular detoxification under a licensed acupuncturist's supervision.

### **Acupuncture Board, State**

*HB 944 (Ch. 387) State Acupuncture Board – Maryland Acupuncture Act - Revisions*

Increases the maximum misdemeanor penalties to a \$5,000 fine and/or three years imprisonment for an individual practicing without a license or misrepresenting her/himself as being authorized to practice acupuncture in the State. Extends board members' terms from three to four years. Makes certain changes regarding acupuncturist licensing.

### **Audiologists, Hearing Aid Dispensers, and Speech-Language Pathologists, State Board of Examiners for**

*HB 427 (Ch. 344) State Board of Examiners for Audiologists, Hearing Aid Dispensers, and Speech-Language Pathologists – Voting Powers*

Limits the voting powers of the two physician members of the State Board of Examiners for Audiologists, Hearing Aid Dispensers, and Speech-Language Pathologists. The physicians may not vote on proposals that expand or restrict the practice of audiology or speech pathology.

### **Chesapeake and Atlantic Coastal Bays Critical Area Commission**

*HB 1009 (Ch. 526) Chesapeake and Atlantic Coastal Bays Critical Area Protection Program – Miscellaneous Enforcement Provisions*

Authorizes a local authority to request assistance from the Chesapeake and Atlantic Coastal Bays Critical Area Commission in specified enforcement actions or to request that the chairman of the commission refer enforcement actions to the Attorney General.

## **Chesapeake and Atlantic Coastal Bays Critical Area Commission**

*HB 1345 (Ch. 546) Chesapeake and Atlantic Coastal Bays Critical Area Protection Program – Dwelling Units*

Requires a local jurisdiction to count each “dwelling unit,” except under specified conditions. Within a resource conservation area, a local jurisdiction may consider one additional dwelling unit per lot or parcel as part of a primary dwelling unit if the additional dwelling unit meets specified criteria and must maintain records on these additional dwelling units and report quarterly to the Chesapeake and Atlantic Coastal Bays Critical Area Commission; the commission, in turn, must report annually to the Senate Education, Health, and Environmental Affairs Committee and the House Environmental Matters Committee.

## **Child Care Administration Advisory Council**

*SB 37(Ch. 434) Child Care Administration Advisory Council – Reimbursement for Expenses*

Allows Child Care Administration Advisory Council members who are child care consumers or providers to be reimbursed for travel expenses to attend council meetings. The bill continues the existing prohibition against compensating members for council duties.

## **College Savings Plans of Maryland Board**

*HB 447 (Ch. 47) College Savings Plans of Maryland Board – Annual Reports*

Extends by 30 days the deadline for College Savings Plans of Maryland Board to submit its annual report on the Maryland Prepaid College Trust and the Maryland College Investment Plan. The report would be due within 120 days after the close of the fiscal year.

## **Community Legacy Board**

*HB 165 (Ch. 499) Department of Housing and Community Development – Community Legacy Program – Neighborhood Intervention Project*

Upon request from the sponsor, the board may waive the requirement for a matching contribution or repayment for demolition or redevelopment-ready projects.

## **Contract Appeals, State Board of**

*HB 767 (Ch. 373) Procurement – Board of Contract Appeals – Jurisdiction over State Claims*

Authorizes units of State government to assert contract claims against contractors, provides for review of State claims, and specifies that units of State government may appeal the final decision of a unit to the Maryland State Board of Contract Appeals.

## **Contract Appeals, State Board of**

*SB 600 (Ch. 469) State Board of Contract Appeals – State Procurement Law*

This bill specifies that a contractor may be represented by legal counsel in an appeal before the Maryland State Board of Contract Appeals (MSBCA) and permits other individuals to represent contractors in expedited procedures before MSBCA.

## **Correctional Standards, Maryland Commission on**

*HB 971 (Ch. 213) Maryland Commission on Correctional Standards - Sanctions*

Alters the authority of the Maryland Commission on Correctional Standards, including the authority to order the closure or cessation of operations of a correctional facility.

## **Criminal Injuries Compensation Board**

*SB 43(Ch. 16) Criminal Injuries Compensation Board – Life Insurance Benefits*

Provides that any proceeds of life insurance in excess of \$25,000 must be deducted from final awards made from the Criminal Injuries Compensation Fund. The bill eliminates a current requirement to reduce an award by any amount of insurance award.

## **Criminal Injuries Compensation Board**

*SB 44 (Ch. 17) Criminal Injuries Compensation Board – Emergency Award*

Increases the amount payable as an emergency award from the Criminal Injuries Compensation Fund from \$1,000 to \$2,000. The bill also provides that, upon written request by a claimant, and for compelling reason, the Criminal Injuries Compensation Board may waive the requirement that a claimant repay all or part of an emergency award.

## **Criminal Injuries Compensation Board**

*SB 652 (Ch. 299) Criminal Injuries Compensation Fund – Extension of Time to File Claim*

Increases time frames applicable to filing a claim for criminal injuries compensation with the Criminal Injuries Compensation Board.

## **Criminal Sentencing, State Commission on**

*HB 918 (Ch. 210) State Commission on Criminal Sentencing Policy – Sentencing Guidelines Worksheet – Information Relating to Economic Crimes*

Requires the Commission on Criminal Sentencing Policy to include an entry location on a sentencing worksheet for a court, in reporting on crimes involving theft or fraud, to report the specific dollar amount, when available, of the economic loss to the victim.

## **Dental Examiners, State Board of**

*HB 558 (Ch. 357) State Board of Dental Examiners – Regulation of Sedation – Issuance of Permits*

Broadens the State Board of Dental Examiners' authority to regulate all sedation used by licensed dentists. The board may not require a facility or dentist to obtain a permit under certain circumstances

Requires the board to develop regulations concerning the administration of sedation after consulting with a committee of representatives from the board, pediatric dentistry, periodontal dentistry, oral and maxillofacial surgery, general dentistry, and any other dental specialty affected by sedation regulation. Requires the board to hold one or more public hearings regarding the regulations.

## **Docking Masters, State Board of and Pilots, State Board of**

*HB 884 (Ch. 520) State Board of Pilots and State Board of Docking Masters*

Abolishes the State Board of Docking Masters. Transfers regulatory authority over docking masters to the State Board of Pilots.

## **Dietetic Practice, State Board of**

*SB 110 (Ch. 439) State Board of Dietetic Practice – Sunset Extension and Program Evaluation*

Extends the termination date for the State Board of Dietetic Practice from July 1, 2005 to July 1, 2015 and requires another sunset evaluation on or before July 1, 2014

## **Economic Growth, Resource Protection, and Planning Commission, State**

*SB 53 (Ch. 18) Planning – Priority Funding Areas – Requests for Exceptions*

Transfers specified authority from the State Economic Growth, Resource Protection, and Planning Commission, which no longer exists, to the Maryland Department of Planning. Specifically, the bill transfers the authority to render an advisory opinion to the Board of Public Works relating to the funding of a growth-related project not located within a priority funding area. Upon receiving a request for an advisory opinion from the board, MDP, rather than the commission, must hold a public meeting to gather relevant information if requested by a member of the public.

## **Education, State Board of and the Professional Standards and Teacher Education Board**

*HB 1040 (Ch. 530) Education – Social Workers – Certified Professional Personnel*

Requires the Maryland State Board of Education and the Professional Standards and Teacher Education Board to develop regulations to certify school social workers.

## **Health Care Commission, Maryland and Maryland Insurance Administration**

*SB 131 (Ch. 93) and HB 845 (Ch. 94) Maryland Health Care Commission and Maryland Insurance Administration – Affordability of Health Insurance in Maryland – Study and Recommendations*

MIA, in consultation with MHCC must study: (1) the number of and regulatory requirements relating to health insurance carriers in contiguous states and the District of Columbia; and (2) the role of tax-deferred health savings accounts and other models of offering health insurance designed to increase consumer awareness of the cost of health care services. MHCC must study: (1) the factors that contribute to increases in health care costs, including utilization of health care services; (2) ways to educate consumers about health care issues and promote personal accountability in health care; (3) ways in which disease management programs can promote the appropriate management of chronic diseases; (4) ways to encourage strategies to purchase health care that focus on quality and patient safety; (5) ways to facilitate a more effective and efficient health care delivery system, including improved information technology and evidence-based medicine; (6) innovative programs in other states designed to encourage the appropriate use of health care services; and (7) ways to make health insurance more understandable to both employers and consumers.

MHCC and MIA must develop recommendations on ways to make private health insurance more affordable for State residents. MHCC and MIA must report on their findings and recommendations, providing an interim report by January 1, 2005 and a final report by January 1, 2006.

## **Health Care Commission, Maryland, Board of Physicians, and Board of Pharmacy**

*HB 433 (Ch. 503) Prescription Drug Safety Act*

Requires that the Secretary of Health and Mental Hygiene – with the Maryland Health Care Commission, the State Board of Physicians, and the State Board of Pharmacy – must convene a workgroup of authorized prescribers to study the issue of prescription legibility and make recommendations for statutory or regulatory changes. A report is due by November 1, 2004 to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee.

## **Home Improvement Commission**

*SB 45 (Ch. 45) Home Improvement Commission – Notice of License Application Approval or Denial*

Alters the timetable in which the Maryland Home Improvement Commission is required to provide written notification to an applicant for a license on whether the application has been approved or denied.

## **Horse Industry Board, Maryland**

*HB 95 (Ch. 151) Maryland Horse Industry Board - Penalties*

Authorizes the Maryland Horse Industry Board, instead of pursuing criminal penalties, to impose an administrative penalty on any person who violates any provision of the laws relating to the board.

## **Nursing, State Board of**

*SB 405 (Ch. 455) and HB 602 (Ch. 456) State Board of Nursing – Nursing Assistants and Medication Technicians – Miscellaneous Provisions*

Adds a registered nurse with demonstrated experience in pain management to the board's Rehabilitation Committee, expanding the committee to six members.

Authorizes the board to impose certain penalties and to set certain fees.

Authorizes the board to certify medical technician qualifications and to discipline medical technicians for certain violations.

Repeals as obsolete the board's ability to waive its requirement for successfully completing an approved nursing assistant training program for any applicant who applies for certification by July 1, 2002 and submits certain evidence. Repeals the requirement that a certificate of an individual who routinely performs nursing tasks delegated by a registered nurse or licensed practical nurse for compensation must complete a 60-hour, State-approved course and instead requires the course to be board-approved.

Allows the board to conduct a demonstration study in a practice setting to evaluate a proposed regulatory change in nursing practices, nursing assistant activities, or medication technician activities.

### **Nursing, State Board of**

*SB 406 (Ch. 270) State Board of Nursing – Skilled Nursing Assistants – Establishment and Certification*

Requires the State Board of Nursing to adopt regulations establishing categories of skilled nursing assistants in licensed nursing homes and licensed Developmental Disabilities Administration alternative living units.

### **Offender Employment Coordination, Advisory Council on**

*HB 1354 (Ch. 228) Correctional Services – Department of Public Safety and Correctional Services – Advisory Council on Offender Employment Coordination Membership*

Adds the Secretary of Labor, Licensing, and Regulation to the Advisory Council on Offender Employment Coordination and extends the termination date of the council and the ending date for the terms of council members from August 31, 2004 to August 31, 2007. The bill also eliminates the executive director of the council.

### **Pharmacy, State Board of, State Board of Physicians, and State Board of Nursing**

*HB 384 (Ch. 339) Maryland Pharmacy Act – Practice of Pharmacy – Administration of the Influenza Vaccination*

Allows a licensed pharmacist to administer an influenza vaccination. Designates that the State Board of Pharmacy must set reasonable fees a pharmacist can charge for administering an influenza vaccination. Requires the State board of Pharmacy, with the State Board of Physicians and the State Board of Nursing, to develop and adopt regulations to provide for patient safety and to implement this bill.

### **Physical Therapy Examiners, Board of**

*HB 799 (Ch. 518) Board of Physical Therapy Examiners*

Makes various changes to the Maryland Physical Therapy Act and the Board of Physical Therapy Examiners' authority, including: (1) increasing the misdemeanor penalty; (2) establishing a board-imposed civil fine; (3) altering the record disclosure requirements; (4) altering the application requirements for individuals educated in another country; (5) requiring the board to elect a vice chairman; and (6) requiring ongoing rather than periodic supervision of licensed physical therapist assistants.

## **Pilots, State Board of and Docking Masters, State Board of**

*HB 884 (Ch. 520) State Board of Pilots and State Board of Docking Masters*

Transfers regulatory authority over docking masters to the State Board of Pilots and abolishes the State Board of Docking Masters. Establishes an Incident Committee within the State Board of Pilots.

## **Plumbing, State Board of**

*HB 143(Ch. 496) State Board of Plumbing – Disciplinary Actions*

Authorizes the State Board of Plumbing to deny a license to any applicant, reprimand any licensee, or suspend or revoke the license of an applicant under certain circumstances.

## **Public Accountancy, State Board of**

*HB 145 State Board of Public Accountancy – Grounds for Disciplinary Action*

Expands the grounds for disciplinary action by the State Board of Public Accountancy against an applicant or a licensee to include sanctions by another state, any unit of the State, or the federal government that do not involve a suspension or revocation of a license.

## **Professional Counselors and Therapists, Board of**

*HB 671 (Ch. 511) Board of Professional Counselors and Therapists – Hearings – Penalties*

Makes various changes to hearing procedures and penalties applicable to the Board of Professional Counselors and Therapists. Authorizes the board to impose a monetary penalty on licensees or certificate holders. Allows the board to make certain appeals. Establishes procedures for certain injunctive actions.

## **Real Estate Commission, State**

*HB 1249 (Ch. 541) Business Occupations and Professions – Real Estate Licenses – Requirements for Licensure and Renewal*

Requires that, in addition to current requirements, an applicant for a real estate salesperson, associate real estate broker, or real estate broker license must successfully complete a three clock-hour course in real estate ethics approved by the State Real Estate Commission. Requires that the State Real Estate Commission create and provide a list of available continuing education learning opportunities, including classes offered on the Internet.

## **Social Work Examiners, State Board of**

*SB 127 (Ch. 250) State Board of Social Work Examiners – Appointment of Board Members – Vacancies*

Clarifies that, if a licensed certified social worker or a licensed certified social worker-clinical is not appointed to the State Board of Social Work Examiners within six months of a vacancy in the position set aside for those licensees, a qualified licensee of any license level must be appointed immediately.

## **Tourism, Advisory Committee on**

*HB 99 (Ch. 153) Advisory Committee on Tourism - Repeal*

Repeals the Advisory Committee on Tourism.

## **Unemployment Insurance Funding Task Force – Extension**

*SB 262 (Ch. 260) Unemployment Insurance Funding Task Force – Extension*

Extends the termination date of the Unemployment Insurance Funding Task Force by one year from December 31, 2003 to December 31, 2004. In addition, the task force's findings and recommendations are due by December 31, 2004, instead of December 1, 2003.

## **Veterinary Medicine, State Board of**

*SB 51 (Ch. 245) Agriculture – State Board of Veterinary Medical Examiners Fund*

Establishes a State Board of Veterinary Medical Examiners Fund and requires the State Board of Veterinary Medical Examiners to set certain fees for certain purposes and to publish the fees in its rules and regulations.

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**Part VI**  
**Reports to the General Assembly**  
**and Its Committees**  
**(2004 Legislation)**

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Department of Legislative Services  
Annapolis, Maryland

June 2004

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Citation	Agency	Topic
HB 1443, Ch. 551(2)	Administrative Office of the Courts	<p>That on or before May 31, 2007, the Circuit Administrative Judge for the First Circuit shall submit a report to the General Assembly, in accordance with § 2-1246 of the State Government Article, that evaluates the Truancy Reduction Pilot Program established under this Act.</p> <p>[That this Act is contingent on funds being included in the 2005, 2006, and 2007 fiscal year State budgets for the Administrative Office of the Courts/Family Services Program to establish the Truancy Reduction Pilot Program in one or more of the juvenile courts in Dorchester County, Somerset County, Wicomico County, and Worcester County. If the funds are not included in the State budget for fiscal years 2005, 2006, or 2007, this Act shall be null and void without the necessity of further action by the General Assembly.]</p>
SB 508, Ch. 430(26)	All Agencies	<p>That, on or before October 1 of 2004, 2005, and 2006, each State agency and each public institution of higher education shall report to the Department of Legislative Services and the Board of Public Works any agreements between State agencies and any public higher education institution, or between two or more State agencies, involving an expenditure of more than \$100,000 during the previous fiscal year. Each report shall include information about the creation of positions.</p> <p>[3 one-time reports]</p>
SB 904, Ch. 75 SF § 14-505	Board of Public Works	<p>(a) within 90 days after the end of each fiscal year, each designated procurement unit shall submit a report on the operation and effectiveness of the Small Business Reserve Program to the Board of Public Works.</p> <p>(b) within 60 days after receipt of all reports required under subsection (a) of this section, the Board of Public Works shall compile the information and report on the entire Small Business Reserve Program to the Legislative Policy Committee, subject to § 2-1246 of the State Government Article.</p>
SB 600, Ch. 469(2)	Board of Public Works	<p>That the General Assembly finds that the current level of decentralization of the procurement process in Maryland and the growing number of units of State government seeking and obtaining exemptions from the procurement law may thwart the purposes and protections originally envisioned in the enactment of the State procurement law. Accordingly, the General Assembly requests that:</p> <p>(a) The Board of Public Works:</p> <p>(1) examine the level and extent of the delegation of its procurement responsibilities to units of State government and whether there are appropriate safeguards and accountability measures in place to promote the purposes set forth in § 11-201 of the State Finance and Procurement Article, including providing increased economy in the State procurement system, providing safeguards for maintaining a State procurement system of quality and integrity, and promoting the development of uniform procurement procedures to the extent possible; and</p> <p>(2) on or before December 1, 2004, submit a report, including any recommendations for revisions to the State procurement law or regulations, to the Governor and the General Assembly, in accordance with § 2-1246 of the State Government Article</p>

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

Citation	Agency	Topic
SB 508, Ch. 430 SF § 7-209(e)(3)	Board of Public Works	<p>(i) subject to the State Budget Bill, an amendment may transfer part of an appropriation of special or federal funds between any of the principal Departments or any of the units in the Executive Branch that are not assigned to a principal Department if:</p> <ol style="list-style-type: none"> <li>1. funds are available to the Department or unit from which the funds are to be transferred through a federal grant or contract or other restricted grant or contract;</li> <li>2. the use of funds by the department or unit to which the funds are to be transferred is directly related to the purposes of the grant or contract and the statutory duties of that department or unit; and</li> <li>3. the transferring department or unit and the receiving Department or unit submit a schedule of funds to be transferred to the Department of Budget and Management.</li> </ol> <p>(ii) funds transferred under this paragraph may not be expended by the recipient department or unit until each proposed budget amendment has been approved by:</p> <ol style="list-style-type: none"> <li>1. the Secretary of the Department of Budget and Management;</li> <li>2. the Governor; and</li> <li>3. the Board of Public Works.</li> </ol> <p>(iii) a copy of each approved budget amendment under this paragraph shall be provided to the Department of Legislative Services.</p>
SB 508, Ch. 430 SF § 8-112(f)	Capital Debt Affordability Committee	<p>(f) (1) in addition to the other duties under this section, the [Capital Debt Affordability] Committee shall review on a continuing basis the size and condition of any debt issued by the Department of Transportation under title 3, subtitle 6 of the Transportation Article.</p> <p>(2) in preparing an estimate with respect to the authorization of any new state debt, the Committee shall take into account as part of the affordability analysis any debt issued by the Department of Transportation under title 3, subtitle 6 of the transportation article.</p> <p>(3) at the same time that the Committee makes its report as required under subsection (b) of this section, the Committee shall submit to the Governor and the General Assembly the Committee's estimate of the amount of new bonds that may prudently be issued by the Department of Transportation under title 3, subtitle 6 of the transportation article.</p> <p>(4) the Committee may request any needed information from the Department of Transportation and shall consider the information in making its estimates, including any information submitted by the Department of Transportation on its own initiative.</p> <p>(5) this estimate:</p> <ol style="list-style-type: none"> <li>(i) is advisory; and</li> <li>(ii) does not bind the General Assembly, the Board, or the Governor.</li> </ol>

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Citation	Agency	Topic
HB 694, Ch. 513 TG § 11-106(b)(3)	Comptroller of the Treasury	<p>(3) within 90 days after the enactment of legislation by the U.S. Congress consenting to the agreement and authorizing States that are parties to the agreement to require remote sellers to collect and remit the sales and use taxes of those states, the Comptroller shall prepare and submit to the Governor and, subject to § 2-1246 of the State Government Article, the Senate Budget and Taxation Committee and the House Committee on Ways and Means proposed regulations and draft legislation that:</p> <ul style="list-style-type: none"> <li>(i) identify and implement: <ul style="list-style-type: none"> <li>1. any changes to state statutes, regulations, or policies that need to be made in order to bring the state into compliance with the agreement; and</li> <li>2. any other changes to state laws that would not be required but that the comptroller recommends should reasonably be made in connection with implementing the agreement; and</li> </ul> </li> <li>(ii) for each change identified under item (i) of this paragraph: <ul style="list-style-type: none"> <li>1. estimates the impact of that change on state sales and use tax revenue; and</li> <li>2. identifies and explains any fiscal or policy issues that would be associated with the change.</li> </ul> </li> </ul>
HB 606, Ch. 189(2)	Department of Agriculture MALPF - Maryland Agricultural Land Preservation Foundation	<p>That the Maryland Agricultural Land Preservation Foundation, in consultation with the Treasurer, shall prepare a plan to purchase easements using installment purchase agreements with a term of 25 years. The plan shall include identification of a revenue source to be dedicated to the purchase of easements using installment purchase agreements. The Foundation shall present its plan to the Governor and the General Assembly on or before November 1, 2004, in accordance with § 2-1246 of the State Government Article.</p>
SB 381, Ch. 452 SF § 3-1002(e)	Department of Budget & Management	<p>(e) (1) the Department [of Budget and Management] shall provide a report to the Senate Budget and Taxation Committee and House Appropriations Committee in January of each year on the contents of the State [State Agencies -- Managing for Results] comprehensive plan and the State's progress toward the goals outlined in the plan.</p> <ul style="list-style-type: none"> <li>(2) the report shall include details on each agency's progress.</li> <li>(3) the Senate Budget and Taxation Committee and House Appropriations Committee may hold hearings after receiving the report.</li> <li>(4) the first report shall be submitted on or before January 31, 2005 and shall include a presentation of the first managing for results state comprehensive plan.</li> </ul>
SB 381, Ch. 452(3)	Department of Budget & Management MRSC - Managing for Results Steering Committee	<p>That on or before July 1, 2006, the Managing for Results Steering Committee within the Department of Budget and Management, in consultation with the Office of Legislative Audits, shall submit a report to the Senate Budget and Taxation Committee and House Appropriations Committee on the progress made in implementing, and the effectiveness of, the managing for results process as provided in this [State Agencies -- Managing for Results] Act. This report shall include:</p> <ul style="list-style-type: none"> <li>(1) a comparative analysis of the State's managing for results process with performance budgeting in other states;</li> <li>(2) the extent to which State agencies have implemented internal controls as provided for by the Department of Budget and Management's operating budget instructions; and</li> <li>(3) the extent to which the managing for results process is used by State agencies and the Department of Budget and Management in agency management, operations, and the development and adoption of agency budgets</li> </ul>

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

Citation	Agency	Topic
SB 429, Ch. 458(3)	Department of Budget & Management	<p>That, by September 30, 2005, and in accordance with § 2-1246 of the State Government Article, the Department of Natural Resources shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Environmental Matters Committee regarding:</p> <p>(1) the Department's outreach efforts to educate the general public regarding the importance of the additional safety precautions under this [Recreational Vessels -- Personal Flotation Devices for Children -- Additional Requirements] Act;</p> <p>(2) the market availability of personal floatation devices that are manufactured for the particular needs of infants, toddlers, and young children;</p> <p>(3) enforcement efforts planned by the Natural Resources Police Force; and</p> <p>(4) any other information or recommendations relevant to enhanced boating safety for infants, toddlers, and young children.</p>
SB 688, Ch. 302(2)	Department of Budget & Management	<p>That, if the Secretary [of Budget and Management] delegates the Secretary's duties under this [State Employees - Unused Annual Leave - Special Pay Plan] Act to any other agency or unit of State government, the Secretary shall notify the Senate Budget and Taxation Committee and the House Appropriations Committee in writing within 30 calendar days.</p>
SB 508, Ch. 430(25)	Department of Budget & Management and the Public Service Commission	<p>That, on or before December 15, 2004, the Department of Budget and Management and the Public Service Commission shall jointly conduct a study and report to the Senate Budget and Taxation Committee, the Senate Finance Committee, the House Committee on Ways and Means, the House Economic Matters Committee, and the House Appropriations Committee on whether the General Assembly's goal of providing for an equitable and rational restructuring of State and local taxes on electric and gas utilities in light of competition and the restructuring of the electric and gas utility industries has been met. The report shall include:</p> <p>(1) An assessment of the competitive structure of power generation in Maryland as impacted by Maryland's current tax structure; and</p> <p>(2) An assessment of the impact of Maryland's current tax structure on local jurisdictions where power generating facilities are located.</p>
SB 508, Ch. 430(25)	Department of Budget & Management	<p>That, on or before December 15, 2004, the Department of Budget and Management and the Public Service Commission shall jointly conduct a study and report to the Senate Budget and Taxation Committee, the Senate Finance Committee, the House Committee on Ways and Means, the House Economic Matters Committee, and the House Appropriations Committee on whether the General Assembly's goal of providing for an equitable and rational restructuring of State and local taxes on electric and gas utilities in light of competition and the restructuring of the electric and gas utility industries has been met. The report shall include:</p> <p>(1) An assessment of the competitive structure of power generation in Maryland as impacted by Maryland's current tax structure; and</p> <p>(2) An assessment of the impact of Maryland's current tax structure on local jurisdictions where power generating facilities are located.</p>
SB 917, Ch. 489 HB 1538, Ch. 490 SG § 9-801	Department of Business and Economic Development TF - Task Force on the Status of Women and Information Technology	<p>(k) the Task Force [on the Status of Women and Information Technology] shall present an annual report on its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly, on or before October 1 of each year beginning October 1, 2004.</p> <p>_____</p> <p>The Department of Business and Economic Development shall provide staff support to the task force.</p>

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

Citation	Agency	Topic
SB 323, Ch. 449(3) HB 806, Ch. 206(3)	Department of Business and Economic Development	That the Department of Business and Economic Development shall report, on or before September 1 of each year, in accordance with § 2-1246 of the State Government Article to the Legislative Policy Committee on the results of the implementation of the provisions of this [Economic Development Financial Assistance - Minority Business Enterprise Procurement Goals] Act.
SB 188, Ch. 425 SG § 9-1117(d)	Department of Disabilities	The Secretary [of the Department of Disabilities] shall submit an annual analysis of the State's progress in implementing the State Disabilities Plan and related performance objectives to the Governor and, in accordance with § 2-1246 of this Article, to the General Assembly on or before October 1 of each year.
SB 131, Ch. 93	Department of Health & Mental Hygiene MHCC - Maryland Health Care Commission	<p>(a) The Maryland Health Care Commission and the Maryland Insurance Administration shall conduct a study of the affordability of private health insurance in Maryland.</p> <p>(b) The Maryland Insurance Administration, in consultation with the Maryland Health Care Commission, shall study:</p> <ol style="list-style-type: none"> <li>(1) the number of, and the regulatory requirements, including rating of health status, relating to health insurance carriers in Delaware, the District of Columbia, Pennsylvania, Virginia, and West Virginia; and</li> <li>(2) the role of tax-deferred health savings accounts and other models of offering health insurance coverage designed to increase consumer awareness of the cost of health care services.</li> </ol> <p>(c) The Maryland Health Care Commission shall study:</p> <ol style="list-style-type: none"> <li>(1) the factors that contribute to increases in health care costs in Maryland, including utilization of health care services;</li> <li>(2) ways to educate consumers about health care issues and promote personal accountability in health care;</li> <li>(3) ways in which disease management programs can promote the appropriate management of chronic diseases;</li> <li>(4) ways to encourage strategies to purchase health care that focus on quality, patient safety, and wellness;</li> <li>(5) ways to facilitate a more effective and efficient health care delivery system, including improved information technology and evidence-based medicine;</li> <li>(6) innovative programs in other states designed to encourage the appropriate use of health care services; and</li> <li>(7) ways to make health insurance more understandable to both employers and consumers.</li> </ol> <p>(d) Based on the studies conducted under subsections (a) through (c) of this section, the Maryland Health Care Commission and the Maryland Insurance Administration shall develop recommendations on ways to make private health insurance more affordable for Maryland residents.</p> <p>(e) The Maryland Health Care Commission and the Maryland Insurance Administration, in accordance with § 2-1246 of the State Government Article, shall submit to the General Assembly the following reports on its findings and recommendations:</p> <ol style="list-style-type: none"> <li>(1) an interim report on or before January 1, 2005</li> </ol>

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

<b>Citation</b>	<b>Agency</b>	<b>Topic</b>
SB 131, Ch. 93	Department of Health & Mental Hygiene MHCC - Maryland Health Care Commission	<p>(a) The Maryland Health Care Commission and the Maryland Insurance Administration shall conduct a study of the affordability of private health insurance in Maryland.</p> <p>(b) The Maryland Insurance Administration, in consultation with the Maryland Health Care Commission, shall study:</p> <p>(1) the number of, and the regulatory requirements, including rating of health status, relating to health insurance carriers in Delaware, the District of Columbia, Pennsylvania, Virginia, and West Virginia; and</p> <p>(2) the role of tax-deferred health savings accounts and other models of offering health insurance coverage designed to increase consumer awareness of the cost of health care services.</p> <p>(c) The Maryland Health Care Commission shall study:</p> <p>(1) the factors that contribute to increases in health care costs in Maryland, including utilization of health care services;</p> <p>(2) ways to educate consumers about health care issues and promote personal accountability in health care;</p> <p>(3) ways in which disease management programs can promote the appropriate management of chronic diseases;</p> <p>(4) ways to encourage strategies to purchase health care that focus on quality, patient safety, and wellness;</p> <p>(5) ways to facilitate a more effective and efficient health care delivery system, including improved information technology and evidence-based medicine;</p> <p>(6) innovative programs in other states designed to encourage the appropriate use of health care services; and</p> <p>(7) ways to make health insurance more understandable to both employers and consumers.</p> <p>(d) Based on the studies conducted under subsections (a) through (c) of this section, the Maryland Health Care Commission and the Maryland Insurance Administration shall develop recommendations on ways to make private health insurance more affordable for Maryland residents.</p> <p>(e) The Maryland Health Care Commission and the Maryland Insurance Administration, in accordance with § 2-1246 of the State Government Article, shall submit to the General Assembly the following reports on its findings and recommendations:</p> <p>...</p> <p>(2) a final report on or before January 1, 2006.</p>

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

Citation	Agency	Topic
SB 433, Ch. 124(2)	Department of Health & Mental Hygiene	<p>That:</p> <p>(a) The Secretary of Health and Mental Hygiene, in conjunction with the Maryland Health Care Commission, the Board of Physicians, and the Board of Pharmacy, shall convene a workgroup of authorized prescribers, including physicians, dentists, podiatrists, and nurses; pharmacists; hospitals; long-term care facilities; and local health departments to study the issue of legibility of prescriptions and make recommendations for any statutory or regulatory changes needed to improve prescription legibility in order to enhance patient safety.</p> <p>(b) The study shall include:</p> <p>(1) The appropriate content and format of a prescription;</p> <p>(2) The best means to inform and educate prescribers if changes in prescription format or content are enacted;</p> <p>(3) The appropriate time frame and procedures for implementation of any changes enacted;</p> <p>(4) Mechanisms for enforcement of any changes enacted;</p> <p>(5) The impact of any changes in the content or format of prescriptions on oral prescriptions;</p> <p>(6) Whether pharmacists should be prohibited by statute from dispensing illegible prescriptions; and</p> <p>(7) The use and cost of computerized physician order entry and the feasibility of eliminating handwritten prescriptions after a specified date.</p> <p>(c) The workgroup shall report its recommendations on or before November 1, 2004, in accordance with § 2-1246 of the State Government Article, to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee.</p>
SB 570, Ch. 287(4)	Department of Health & Mental Hygiene MHCC - Maryland Health Care Commission	<p>That, on or before January 1, 2008, the Maryland Health Care Commission shall submit to the Governor and, in accordance with § 2-1246 of the State Government Article, to the Senate Finance Committee and the House Health and Government Operations Committee, a report that includes:</p> <p>(a) for the periods July 1, 2005 through December 31, 2005, January 1, 2006 through December 31, 2006, and January 1, 2007 through June 30, 2007, data on:</p> <p>(1) the number of carriers offering Limited Health Benefit Plan policies in the State;</p> <p>(2) the number of Limited Health Benefit Plan policies sold in the State;</p> <p>(3) the number of eligible employees covered under the policies;</p> <p>(4) the average age, geographic area, and average wage of each employer group covered under the policies; and</p> <p>(5) the impact of the Limited Health Benefit Plan on the small group health insurance market and the population of uninsured individuals in the State; and</p> <p>(b) recommendations on continuing or expanding the availability of the Limited Health Benefit Plan in the small group health insurance market.</p>
SB 499, Ch. 283(1)	Department of Health & Mental Hygiene TF - Cervical Cancer Committee of the Maryland Comprehensive Cancer Control Plan	<p>(d) The [Cervical Cancer] Committee shall present in the annual report of the State Council on Cancer Control its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly, on or before October 1 of each year beginning October 1, 2004.</p> <p>----</p> <p>(b) The Department of Health and Mental Hygiene shall provide staff for the Committee.</p>

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Citation	Agency	Topic
SB 706, Ch. 303(3)	Department of Health & Mental Hygiene	That, on or before September 1, 2004, the Department of Health and Mental Hygiene, the University of Maryland Medical System, and the University of Maryland, Baltimore, shall report to the Senate Budget and Taxation Committee, the Senate Finance Committee, the House Appropriations Committee, and the House Health and Government Operations Committee in accordance with § 2-1246 of the State Government Article on any developments related to the proposed transfer of the Walter P. Carter Center to the University of Maryland Medical System.
SB 810, Ch. 309(3) HB 1190, Ch. 310(3)	Department of Health & Mental Hygiene	That: (a) The Department of Health and Mental Hygiene, in consultation with assisted living services consumers and providers, shall conduct an evaluation of assisted living services in the State. (b) (1) The Department shall submit a report regarding the evaluation to the Senate Finance Committee and the House Health and Government Operations Committee, in accordance with § 2-1246 of the State Government Article, on or before January 1, 2005. (2) The report shall include recommendations regarding: (i) training requirements for assisted living managers not covered under § 19-1807 of the Health - General Article; (ii) quality standards for assisted living programs with fewer than 17 beds; and (iii) a method for improving the efficiency of the assisted living regulatory process.
SB 194, Ch. 237(4) HB 295, Ch. 238(4)	Department of Health & Mental Hygiene	That the Department of Health and Mental Hygiene shall provide to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly, a report on the implementation and status of this Act, including any costs or savings to the State as a result of the implementation of this [Crimes - Substance Abuse - Parole - Civil Commitment - Diversion] Act, on or before December 31, 2005.
SB 110, Ch. 439(2)	Department of Health & Mental Hygiene SBDP - State Board of Dietetic Practice	That the State Board of Dietetic Practice and the Department of Health and Mental Hygiene shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee on or before October 1, 2004, in accordance with § 2-1246 of the State Government Article, on the implementation of the recommendations of the Department of Legislative Services contained in the sunset evaluation report dated October 2003.

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

Citation	Agency	Topic
HB 433, Ch. 503(2)	Department of Health & Mental Hygiene	<p>(a) The Secretary of Health and Mental Hygiene, in conjunction with the Maryland Health Care Commission, the Board of Physicians, and the Board of Pharmacy, shall convene a workgroup of authorized prescribers, including physicians, dentists, podiatrists, and nurses; pharmacists; hospitals; long-term care facilities; and local health departments to study the issue of legibility of prescriptions and make recommendations for any statutory or regulatory changes needed to improve prescription legibility in order to enhance patient safety.</p> <p>(b) The study shall include:</p> <ol style="list-style-type: none"> <li>(1) The appropriate content and format of a prescription;</li> <li>(2) The best means to inform and educate prescribers if changes in prescription format or content are enacted;</li> <li>(3) The appropriate time frame and procedures for implementation of any changes enacted;</li> <li>(4) Mechanisms for enforcement of any changes enacted;</li> <li>(5) The impact of any changes in the content or format of prescriptions on oral prescriptions;</li> <li>(6) Whether pharmacists should be prohibited by statute from dispensing illegible prescriptions; and</li> <li>(7) The use and cost of computerized physician order entry and the feasibility of eliminating handwritten prescriptions after a specified date.</li> </ol> <p>(c) The workgroup shall report its recommendations on or before November 1, 2004, in accordance with § 2-1246 of the State Government Article, to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee.</p>
HB 475, Ch. 178(3)	Department of Health & Mental Hygiene	That the Department of Health and Mental Hygiene shall study the demand for respite beds in the State residential centers and, as part of the study, determine how many beds could potentially be reserved for respite care. On or before January 1, 2007, the Department shall report, in accordance with § 2-1246 of the State Government Article, to the Senate Finance Committee and House Health and Government Operations Committee on the results of its study.
HB 557, Ch. 356(2)	Department of Health & Mental Hygiene	That the Department of Health and Mental Hygiene shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee on or before October 1, 2005, in accordance with § 2-1246 of the State Government Article, on the implementation of this [Advance Directive Information Availability] Act, by the Department and the Administration, respectively.
SB 177, Ch. 443 HB 86, Ch. 319 HG § 20-1006	Department of Health & Mental Hygiene OMHHD - Office of Minority Health and Health Disparities	<p>(a) on or before the 15th day of each regular session of the General Assembly, the Department [of Health and Mental Hygiene] shall submit an annual report on the Office of Minority Health and Health Disparities to the Governor and, subject to § 2-1246 of this Article, to the General Assembly.</p> <p>(b) the report shall include the projects and services developed and funded by the Office and the health care problems that the grant funds are intended to ameliorate.</p> <p>(c) the report may include any recommendations for administrative or legislative action that it deems appropriate.</p>
HB 981, Ch. 390 HG § 24-1104(b)	Department of Health & Mental Hygiene HHSRB - Health and Human Services Referral Board	(b) On or before December 31, 2005, and every year thereafter, the [Health and Human Services Referral] Board shall report to the Governor and, subject to § 2-1246 of the State Government Article, to the General Assembly on the activities performed under subsection (a) of this section.

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Citation	Agency	Topic
HB 845, Ch. 94	Department of Health & Mental Hygiene MHCC - Maryland Health Commission	(d) Based on the studies conducted under subsections (a) through (c) of this section, the Maryland Health Commission and the Maryland Insurance Administration shall develop recommendations on ways to make private health insurance more affordable for Maryland residents. (e) The Maryland Health Commission and the Maryland Insurance Administration, in accordance with § 2-1246 of the State Government Article, shall submit to the General Assembly the following reports on their findings and recommendations: (1) an interim report on or before January 1, 2005; and [1 of 2 reports]
HB 845, Ch. 94	Department of Health & Mental Hygiene MHCC - Maryland Health Care Commission	(d) Based on the studies conducted under subsections (a) through (c) of this section, the Maryland Health Commission and the Maryland Insurance Administration shall develop recommendations on ways to make private health insurance more affordable for Maryland residents. (e) The Maryland Health Commission and the Maryland Insurance Administration, in accordance with § 2-1246 of the State Government Article, shall submit to the General Assembly the following reports on their findings and recommendations: ... (2) a final report on or before January 1, 2006. [2 of 2 reports]
HB 1000, Ch. 392 HG § 20-117(d)	Department of Health & Mental Hygiene	(d) (1) on or before August 31 of each year, the Secretary [of the Department of Health and Mental Hygiene] shall submit a report to the General Assembly, pursuant to § 2-1246 of the State Government Article, on the administration of the Maryland Cancer Fund. (2) the report required under this subsection shall include: (i) the gross amount of donations to the fund through the income tax checkoff system and otherwise; (ii) the costs of administration by the Comptroller of the income tax checkoff system; (iii) a description of promotional efforts undertaken with money from the fund; and (iv) a detailed accounting of the use of the fund. (e) the Secretary shall adopt regulations to implement a Maryland Cancer Grant program under this section. [Check-off won't be on tax return until April 2005 tax date]
SB 415, Ch. 7(2) HB 3, Ch. 8(2)	Department of Housing & Community Development	That the Department of Housing and Community Development shall issue to the General Assembly, in accordance with § 2-1246 of the State Government Article, a preliminary report on or before September 30, 2004 ... on the implementation of this [Hurricane Isabel Disaster Relief] Act. The reports shall include: (a) with reference to loans provided by the Department, the amounts of the loans and the borrowers' counties of residence; (b) with reference to loans obtained in the private market for which the Department provided credit enhancements, the amounts of the credit enhancements, the borrowers' counties of residence, the names of the financial institutions that provided the loans, and the amounts of the loans; and (c) with reference to other financial assistance provided, including financial assistance provided under the buy-down program, the amounts and sources of the financial assistance and the borrowers' counties of residence.

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

Citation	Agency	Topic
SB 415, Ch. 7(2) HB 3, Ch. 8(2)	Department of Housing & Community Development	<p>That the Department of Housing and Community Development shall issue to the General Assembly, in accordance with § 2-1246 of the State Government Article, a preliminary report on or before ... September 30, 2005 on the implementation of this [Hurricane Isabel Disaster Relief] Act. The reports shall include:</p> <ul style="list-style-type: none"> <li>(a) with reference to loans provided by the Department, the amounts of the loans and the borrowers' counties of residence;</li> <li>(b) with reference to loans obtained in the private market for which the Department provided credit enhancements, the amounts of the credit enhancements, the borrowers' counties of residence, the names of the financial institutions that provided the loans, and the amounts of the loans; and</li> <li>(c) with reference to other financial assistance provided, including financial assistance provided under the buy-down program, the amounts and sources of the financial assistance and the borrowers' counties of residence.</li> </ul>
SB 508, Ch. 430(22)	Department of Housing & Community Development and the Public Service Commission, and the Department of Human Resources	<p>That, on or before November 1, 2004, the Department of Housing and Community Development, the Public Service Commission, and the Department of Human Resources, in accordance with § 2-1246 of the State Government Article, shall submit to the Senate Budget and Taxation Committee, the Senate Finance Committee, the House Appropriations Committee, and the House Economic Matters Committee a report prepared jointly by the agencies detailing the most appropriate method of merging the two weatherization programs currently administered by the Department of Human Resources and the Department of Housing and Community Development by the beginning of fiscal year 2006. The report shall include information on statutory changes necessary to merge the programs.</p>
HB 679, Ch. 76 ART 83B § 5-801(h)	Department of Housing & Community Development MHT - Maryland Historical Trust	<p>(h) (1) on or before December 15 of each fiscal year, the Director [of the Maryland Historical Trust] shall report to the Governor and, subject to § 2-1246 of the State Government Article, to the General Assembly, on:</p> <ul style="list-style-type: none"> <li>(i) the initial credit certificates awarded for commercial rehabilitations under this section for that fiscal year; and</li> <li>(ii) the tax credits awarded for certified rehabilitations completed in the preceding fiscal year.</li> </ul> <p>(2) the report required under paragraph (1) of this subsection shall include for each initial credit certificate awarded for the fiscal year for a commercial rehabilitation:</p> <ul style="list-style-type: none"> <li>(i) the name of the owner or developer of the commercial rehabilitation;</li> <li>(ii) the name and address of the proposed or certified rehabilitation and the county where the project is located;</li> <li>(iii) The dates of receipt and approval by the director of all applications regarding the project, including applications: <ul style="list-style-type: none"> <li>1. For certification that a structure or property will qualify as a certified heritage structure; and</li> <li>2. For approval of the proposed rehabilitation; and</li> </ul> </li> <li>(iv) The maximum amount of the credit stated in the initial credit certificate for the project and the estimated rehabilitation expenditures stated in the application for approval of the plan of proposed rehabilitation.</li> </ul> <p>(3) The report required under paragraph (1) of this subsection shall include for each certified commercial rehabilitation completed during the preceding fiscal year:</p> <ul style="list-style-type: none"> <li>(i) the name of the owner or developer of the commercial rehabilitation;</li> <li>(ii) the name and address of the certified rehabilitation and the county where the project is located;</li> <li>(iii) the dates of receipt and approval by the director of all</li> </ul>

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Citation	Agency	Topic
		<p>applications regarding the project; and</p> <p>(iv) 1. the maximum amount of the credit stated in the initial credit certificate for the project and the estimated rehabilitation expenditures stated in the application for approval of the plan of proposed rehabilitation; and</p> <p>2. the actual qualified rehabilitation expenditures and the final amount of the credit for which the project qualified.</p> <p>(4) the report required under paragraph (1) of this subsection shall summarize for each category of certified rehabilitations:</p> <p>(i) the total number of applicants for:</p> <p>1. certification that a structure or property will qualify as a certified heritage structure;</p> <p>2. approval of plans of proposed rehabilitations; or</p> <p>3. certification of the completed rehabilitations;</p> <p>(ii) the number of proposed projects for which plans of proposed rehabilitation were approved; and</p> <p>(iii) the total estimated rehabilitation expenditures stated in approved applications for approval of plans of proposed rehabilitation and the total qualified rehabilitation expenditures for completed rehabilitations certified.</p> <p>(5) the information required under paragraph (4) of this subsection shall be provided in the aggregate and separately for each of the following categories of certified rehabilitations:</p> <p>(i) owner-occupied single family residential structures; and</p> <p>(ii) commercial rehabilitations.</p> <p>(i) (1) subject to the provisions of this subsection, the provisions of this section and the tax credit authorized under this section shall terminate as of July 1, 2008.</p> <p>(2) on and after July 1, 2008:</p> <p>(i) the tax credit authorized under this section may be claimed for:</p> <p>1. a rehabilitation project, other than a commercial rehabilitation, for which an application for approval of a plan of proposed rehabilitation was received by the director on or before June 30, 2008; or</p> <p>2. a commercial rehabilitation for which an initial credit certificate has been awarded under subsection (d) of this section; and</p> <p>(ii) the director shall continue to report to the governor and the general assembly as required under subsection (h) of this section for as long as any rehabilitation project for which the tax credit may be claimed remains incomplete.</p> <p>[Replaces Annotated Code with new section]</p>

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<b>Citation</b>	<b>Agency</b>	<b>Topic</b>
SB 543, Ch. 431(2)	Department of Juvenile Services	<p>(a) The Department of Juvenile Services shall provide to the Governor and, in accordance with § 2-1246 of the State Government Article, the President of the Senate, Speaker of the House of Delegates, and Chairmen of the Senate Budget and Taxation Committee, House Appropriations Committee, Senate Judicial Proceedings Committee, and House Judiciary Committee of the General Assembly:</p> <p>(1) on or before January 15, 2006, a Facilities Master Plan that is consistent with the principles described in Section 3 of this Act; and</p> <p>(2) as part of its development of a Facilities Master Plan, on or before December 31, 2004, a report on:</p> <ul style="list-style-type: none"> <li>(i) the total population of youths the Department anticipates serving;</li> <li>(ii) the manner in which the Department intends to serve that population that maximizes the use of regional, community-based settings;</li> <li>(iii) the ideal service delivery system required to serve that population in regional community-based settings based on best practices, including an assessment of educational programming, somatic, mental health, and substance abuse services, family support services, informal supervision, shelter care, aftercare, care of detained and committed youths, and services to address gender-specific needs;</li> <li>(iv) the justification for any programming that is determined necessary to be provided statewide, rather than regionally;</li> <li>(v) a description of the outcome measures that the Department intends to use to assess the efficacy of the service delivery system to be developed; and</li> <li>(vi) a gap analysis of currently available State and community-based service capacity compared to the ideal service delivery system</li> </ul>

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

Citation	Agency	Topic
SB 543, Ch. 431(4)	Department of Juvenile Services	<p>That the Department of Juvenile Services, with the assistance and cooperation of the State Department of Education and the Department of Health and Mental Hygiene as indicated, shall provide to the Governor and, in accordance with § 2-1246 of the State Government Article, the President of the Senate, and the Speaker of the House of Delegates, and to the Chairmen of the Senate Budget and Taxation Committee, House Appropriations Committee, Senate Judicial Proceedings Committee, and the House Judiciary Committee of the General Assembly, on or before December 31, 2004, the following:</p> <p>(1) A feasibility study of the maximum utilization of community-based services that will effectively serve as alternatives to secure detention for youths who have historically been placed in secure detention and the development of family-centered aftercare case plans for addressing delinquent and at-risk behavior, including outcome-based evaluations and management of those case plans;</p> <p>(2) A joint recommendation with the State Department of Education on how the State will provide an equal and adequate education to all youth in the care and custody of the Department when the youths are isolated from customary community educational services;</p> <p>(3) A joint assessment with the Department of Health and Mental Hygiene of the costs and actions necessary to implement the 3-year plan for enhanced mental health services and to:</p> <p>(i) Integrate this plan into the Department's comprehensive Health Services Division 3-year plan published in 2003;</p> <p>(ii) Establish assessment and treatment programs in facilities and prevention and early intervention programs in the community and aftercare services; and</p> <p>(iii) Identify barriers to funding and means to maximize federal funds;</p> <p>(4) The identification and evaluation of appropriate somatic health, mental health, substance abuse, and nutrition services to youth that come within the jurisdiction of the Department;</p> <p>(5) A joint recommendation with the Department of Health and Mental Hygiene on how the State will provide appropriate health care to all youth under the care of the Department;</p> <p>(6) A report on efforts taken to identify and reduce disproportionate minority confinement in each county in the State, including Baltimore City, and to:</p> <p>(i) Collaborate with local jurisdictions to collect offense data by race, offense, and zip code;</p> <p>(ii) Analyze risk assessment procedures in each jurisdiction; and</p> <p>(iii) If disproportionate minority confinement is found to exist, identify the source or level at which the disproportionality exists and alternatives that are available to decrease or eliminate disproportionate minority confinement; and</p> <p>(7) A management plan for:</p> <p>(i) The evaluation of existing staff functions throughout the Department and all State, local, and private staff functions, including intake, clinical, probation, case management, and aftercare;</p> <p>(ii) The establishment of professional qualifications, competency testing, educational and training requirements, and credentialing for all positions in the Department;</p> <p>(iii) An aggressive recruitment effort to hire the most qualified workers and retention efforts using performance-based evaluations with merit-based incentives and competitive salaries, and to ensure proper caseloads for all public and private employees that are competitive with neighboring states; and</p> <p>(iv) Increasing the grade level and credentials of direct care workers equal to that of field workers.</p>

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

Citation	Agency	Topic
SB 543, Ch. 431(2)	Department of Juvenile Services	<p>(a) The Department of Juvenile Services shall provide to the Governor and, in accordance with § 2-1246 of the State Government Article, the President of the Senate, Speaker of the House of Delegates, and Chairmen of the Senate Budget and Taxation Committee, House Appropriations Committee, Senate Judicial Proceedings Committee, and House Judiciary Committee of the General Assembly:</p> <p>...</p> <p>(2) as part of its development of a Facilities Master Plan, on or before December 31, 2004, a report on:</p> <ul style="list-style-type: none"> <li>(i) the total population of youths the Department anticipates serving;</li> <li>(ii) the manner in which the Department intends to serve that population that maximizes the use of regional, community-based settings;</li> <li>(iii) the ideal service delivery system required to serve that population in regional community-based settings based on best practices, including an assessment of educational programming, somatic, mental health, and substance abuse services, family support services, informal supervision, shelter care, aftercare, care of detained and committed youths, and services to address gender-specific needs;</li> <li>(iv) the justification for any programming that is determined necessary to be provided statewide, rather than regionally;</li> <li>(v) a description of the outcome measures that the Department intends to use to assess the efficacy of the service delivery system to be developed; and</li> <li>(vi) a gap analysis of currently available State and community-based service capacity compared to the ideal service delivery system; and</li> </ul> <p>(b) The Facilities Master Plan required under this Section shall implement the ideal service delivery system identified to serve the anticipated population. That plan shall address identified gaps in service delivery and specific facility needs, including both renovation and new construction.</p>
SB 767, Ch. 481(2)	Department of Juvenile Services	<p>That the Department of Juvenile Services, in accordance with § 2-1246 of the State Government Article, shall report to the General Assembly on or before December 31, 2004, on:</p> <ul style="list-style-type: none"> <li>(1) the total population of youth who are identified, through the use of departmental classification instruments, as being in need of intensive or high-need aftercare supervision;</li> <li>(2) the number of youth in the intensive and high-need aftercare supervision categories currently being served by the Department and the staffing ratio for each group;</li> <li>(3) the staffing levels that would be required to adequately serve the intensive and high-need aftercare supervision populations; and</li> <li>(4) a timetable for adequately serving the two populations identified.</li> </ul>
HB 534, Ch. 351(2)	Department of Labor, Licensing and Regulation	<p>That, subject to § 2-1246 of the State Government Article, the Department of Labor, Licensing, and Regulation shall report to the House Economic Matters Committee and the Senate Education, Health, and Environmental Affairs Committee on or before December 1, 2004, on its progress in reducing the number of overdue boiler inspections.</p>
SB 722, Ch. 479(2)	Department of Legislative Services	<p>That the Department of Legislative Services shall review and evaluate the impact on State expenditures and administrative efficiency of the changes made by this [Procurement Law and Process - Auction Bids] Act to the auction bid process as provided in § 13-111(a) of the State Finance and Procurement Article. The Department shall submit a report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2-1246 of the State Government Article, on or before January 1, 2007.</p>

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

<b>Citation</b>	<b>Agency</b>	<b>Topic</b>
SB 894, Ch. 148(5)	Department of Legislative Services OLA - Office of Legislative Audits	That 45 days prior to the initiation of the first financial management practices audit required by this Act, the Office of Legislative Audits shall submit the scope, measurements, and process the Office plans to use in conducting the required audits to the Joint Audit Committee for approval.
SB 894, Ch. 148(2)	Department of Legislative Services OLA - Office of Legislative Audits	That the Office of Legislative Audits shall conduct a centralized audit of the master plans to determine overall compliance with § 5-401 of the Education Article, and the results shall be submitted to the Joint Audit Committee. The Office of Legislative Audits shall conduct the centralized audit by December 1, 2004.
HB 1308, Ch. 488 PUC § 7-712	Department of Legislative Services OLA - Office of Legislative Audits	Subject to § 2-1246 of the State Government Article, on or before February 1 of each year the [Public Service] Commission shall report to the General Assembly on the status of implementation of this subtitle, including the availability of tier 1 renewable sources, projects supported by the [Maryland Renewable Energy] Fund, and other pertinent information.
HB 1308, Ch. 488(6)	Department of Legislative Services OLA - Office of Legislative Audits	That: (a) The Office of Legislative Audits shall conduct a performance audit of the Maryland Renewable Energy Fund which includes, for each year since the creation of the Fund, an assessment of: (1) the amount of funds received in the Fund; (2) the uses of the funds; and (3) the administrative expenses related to the Fund for project review and oversight. (b) The Office shall report the results of the audit to the General Assembly, in accordance with § 2-1246 of the State Government Article, on or before December 1, 2009. (c) The cost of the performance audit shall be included in the administrative expenses under § 7-707(f)(4) of the Public Utility Companies Article, as enacted by this Act.
SB 600, Ch. 469(2)	Department of Legislative Services	(b) The Department of Legislative Services, with the assistance and cooperation of the Board of Public Works and State units: (1) conduct a study that reviews for each State entity that is exempt from any portion of the State procurement law: (i) the extent of the exemption; (ii) the original justification for the exemption and whether the circumstances continue to exist that justified the original exemption; (iii) any procurement policies or procedures developed by the entity and the extent to which the policies and procedures comply with the purposes of State procurement law; (iv) the existence of any accountability measures for determining the efficiency, effectiveness, and economy with which the entity is using State resources; and (v) the date of, and findings from, the most recent legislative audit of the entity; and (2) on or before December 1, 2004, submit a report to the Governor and General Assembly, in accordance with § 2-1246 of the State Government Article.
SB 894, Ch. 148 SG § 2-1219(f)(5)	Department of Legislative Services OLA - Office of Legislative Audits	In addition to the requirements of § 2-1224 of this subtitle, each audit shall be distributed to the House Ways and Means Committee and the Joint Committee on the Management of Public Funds. [Due between 7/1/04 and 6/30/10]

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Citation	Agency	Topic
HB 1016, Ch. 528	Department of Maryland State Police TF - Task Force on Missing Vulnerable Adults	The Task Force [on Missing Vulnerable Adults] shall: ... (6) report its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, to the General Assembly on or before October 1, 2005.  — (d) The Department of State Police shall provide staff for the Task Force
SB 640, Ch. 472 NR § 1-103(b)(2)	Department of Natural Resources	(i) unless otherwise authorized by Statute, the Secretary [of the Department of Natural Resources] may use money in a fund or account created under this Article for administrative expenses directly relating to the purposes of the fund or account up to an amount calculated under a generally accepted methodology for determining indirect costs. (ii) the Secretary shall submit any changes to the methodology used under subparagraph (i) of this paragraph for review and comment to the House Appropriations Committee and the Senate Budget and Taxation Committee within 45 days before implementing the methodology.
HB 1345, Ch. 546 NR § 8-1808.1(e)(3)(ii)	Department of Natural Resources CAC - Critical Area Commission	beginning on November 1, 2004 and annually thereafter, the [Critical Area] Commission shall report, subject to § 2-1246 of the State Government Article, to the Senate Education, Health, and Environmental Affairs Committee, the House Environmental Matters Committee, and the Joint Committee on the Chesapeake and Atlantic Coastal Bays Critical Area regarding the construction of additional dwelling units considered part of a primary dwelling unit under this subsection.
HB 308, Ch. 166(2)	Department of Natural Resources	That, subject to § 2-1246 of the State Government Article and on or before September 30, 2007, the Department of Natural Resources shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Environmental Matters Committee regarding the environmental impacts of the use of "devil catchers", "devil divers", and other similar devices on dredge boats that may be attached to the dredge for steering to the bottom, including the primary areas where these devices are utilized and the extent of use in those areas.
SB 508, Ch. 430 NR § 1-104(k)	Department of Natural Resources	at least 45 days before the Department [of Natural Resources] seeks approval by the Board of Public Works of the purchase of any interest in land for which the state contribution to the purchase exceeds \$2,000,000, the Secretary shall provide the Senate Budget and Taxation Committee and the House Appropriations Committee with: (1) a description of the proposed purchase; (2) a description of the interest the department will hold in the property; and (3) a listing of the proposed sources of money to be used for the purchase.
HB 90, Ch. 492 NR § 4-1009(b)	Department of Natural Resources	The Secretary [of the Department of Natural Resources] may establish by rule or regulation daily catch limits on the quantities of oysters which may be caught from the natural oyster bars of the State, and may amend the daily catch limits to conserve the public oyster resource. Notice of the establishment or amendment of these catch limits, including all applicable reasons for the department's action, shall be given before publication, to the Joint Committee on Administrative, Executive, and Legislative Review and by publication of the notice in at least one newspaper of general circulation in the state, in at least one newspaper of general circulation in each county in which the affected waters are located, and on the website of the Department not less than one week prior to the effective date.

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Citation	Agency	Topic
HB 90, Ch. 492 NR § 4-1103(b)	Department of Natural Resources	<p>The Department [of Natural Resources] may close in any year no more than 30 percent of the natural oyster bars in the waters of the State. The Department may prohibit or restrict the catching of oysters on natural oyster bars whenever in its judgment these measures will increase the productivity or utility of these areas. The Department may plant oysters, shells, or other cultch or take any other restorative measures, which it deems advisable, on natural oyster bars. The Department shall, before publication, deliver to the Joint Committee on Administrative, Executive, and Legislative Review a notice of intent to close an area of a natural oyster bar, including All Applicable Reasons For The Department's Act, And Publish the notice not less than 30 days prior to the proposed closing date in one or more newspapers of general circulation in the state, in one or more newspapers of general circulation in each county in which the affected waters are located, and on the website of the department. The Department shall schedule a public hearing on the proposal not less than 15 days before the proposed closing date. The hearing shall be held at the county seat of the county in which the affected waters are located. If the affected waters are located in more than one county then the hearing shall be held in that county seat closest to the affected waters. If the area affected is totally within State waters, then the hearing shall be held in Annapolis.</p> <p>[Adds reporting requirement]</p>
HB 90, Ch. 492 NR § 4-1103(d)	Department of Natural Resources	<p>The Department [of Natural Resources] may select and reserve for its own use areas, to be known as seed areas, within the waters of the State for the propagation of seed oysters. The number, size, and location of these areas shall be determined from time to time by the Department. However, no more than 5 percent of the natural oyster bars of the State shall be designated as seed areas. The first million bushels of seed oysters produced in seed areas shall be planted on the natural oyster bars of the State. The Department shall, before publication, deliver a notice of reservation, including all applicable reasons for the Department's act, to the Joint Committee on Administrative, Executive, and Legislative Review and publish the notice not less than 30 days before the closing date of any seed area in one newspaper of general circulation in the State and at least one newspaper of general circulation in each county in which the affected waters are located, and on the website of the Department. The Department shall schedule a public hearing on the proposal not less than 15 days before the proposed closing date. The hearing shall be held at the county seat of the county in which the affected waters are located. If the affected waters are located in more than one county, the hearing shall be held in that county seat closest to the affected waters, but if the area affected is totally within State waters, the hearing shall be held in Annapolis.</p> <p>[Adds reporting requirement]</p>
SB 783, Ch. 138 HB 1242, Ch. 139	Department of Public Safety & Correctional Services TF - Task Force to Study Criminal Offender Monitoring by Global Positioning Systems	<p>(g) The Task Force [to Study Criminal Offender Monitoring by Global Positioning Systems] shall submit:</p> <p>(1) an interim report to the Governor and subject to § 2-1246 of the State Government Article, the General Assembly on or before December 31, 2004</p> <p>—</p> <p>(h) The Department of Public Safety and Correctional Services shall provide staff to the Task Force.</p> <p>[1 of 2 reports]</p>

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<b>Citation</b>	<b>Agency</b>	<b>Topic</b>
SB 783, Ch. 138 HB 1242, Ch. 139	Department of Public Safety & Correctional Services TF - Task Force to Study Criminal Offender Monitoring by Global Positioning Systems	(g) The Task Force [to Study Criminal Offender Monitoring by Global Positioning Systems] shall submit: ... (2) a final report of its findings and recommendations to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly on or before December 31, 2005.  _____ (h) The Department of Public Safety and Correctional Services shall provide staff to the Task Force. [2 of 2 reports]
HB 965, Ch. 389 ART 9-10A-01(e)	Harford County	if a development impact fee is enacted under the authority granted to the County Council by subsection (a) of this section, the County shall: (1) cause an annual report to be prepared on the revenues generated by the development impact fee and how those revenues were spent; and (2) submit the report to the Harford County Delegation of the General Assembly on or before May 31 of each year.
HB 1445, Ch. 420 ART 14 § 20-142(i), Public Local Laws of Howard County	Howard County	(i) the County Executive of Howard County shall prepare an annual report on the school facilities surcharge on or before August 31 of each year for the County Council of Howard County, the Howard County Senate Delegation, and the Howard County House Delegation, to include: (1) a detailed description of how fees were expended; and (2) the amount of fees collected.
SB 787, Ch. 306(1) HB 1230, Ch. 307(1) ED § 5-310(c)	Interagency Committee on Public School Construction	The Interagency Committee shall report to the Governor and the General Assembly, on or before October 1 of each year, in accordance with § 2-1246 of the State Government Article, on the results of the survey for the prior fiscal year. [Effective Date 7/1/04]
SB 787, Ch. 306(2) HB 1230, Ch. 307(2) ED § 5-301 (j)(4)	Interagency Committee on Public School Construction	On or before June 1 and December 1 of each year, the Interagency Committee shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on the balance in the fund [established under paragraph (1) of this subsection] as the result of transfers or reversions required under this subsection. [Effective Date 7/1/2005]
SB 787, Ch. 306(3) HB 1230, Ch. 307(3) ED § 5-301(j)(4)	Interagency Committee on Public School Construction	On or before June 1 and December 1 of each year, the Interagency Committee shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on the balance in the fund [established under paragraph (1) of this subsection] as the result of transfers or reversions required under this subsection. [Effective Date 7/1/2008]
HB 187, Ch. 156 TR § 21-507(e)(8)	Local Government AA - Anne Arundel County Police Department	If the [Anne Arundel] County Council enacts an ordinance establishing a licensing program authorized by paragraph (3) of this subsection, then on or before December 1 of the calendar year that occurs after the anniversary of the first 12 months of the implementation of the licensing program, the Anne Arundel County Police Department shall report in writing to the Anne Arundel County Delegation to the General Assembly on the effectiveness of the County Police Department's enforcement of the provisions of this subsection with respect to individuals and organizations to solicit money or donations on roadways, median dividers, or intersections in the county from the occupants of vehicles.

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Citation	Agency	Topic
SB 194, Ch. 237(2) HB 295, Ch. 238(2) HG § 8-1001(e)(3)	Local Government LDAAC - Local Drug and Alcohol Abuse Council	(e) the Local Drug and Alcohol Abuse Council shall: ... (3) submit a summary report to the governor or the governor's designee on or before December 1, 2004, on its membership, organization, rules, progress in developing a plan, and compliance with this section
SB 194, Ch. 237(2) HB 295, Ch. 238(2) HG § 8-1001(e)(4)	Local Government LDAAC - Local Drug and Alcohol Abuse Council	(e) the Local Drug and Alcohol Abuse Council shall: (1) determine its own governing structure, including issues relating to appointment of a member to serve as chairman; (2) develop and submit a plan to the administration as required in this section; ... (4) (i) on July 1, 2005, and every 2 years thereafter, submit a local plan as described in subsection (f) of this section to the governor, or the governor's designee
SB 589, Ch. 467 ART 41 § 13-512	Maryland Agricultural and Resource-Based Industry Development Corporation	(a) within 90 days after the start of each fiscal year, the [Maryland Agricultural and Resource-Based Industry Development] Corporation shall report on its status to the Governor, the Maryland Agricultural Commission, the Maryland Economic Development Commission, and subject to § 2-1246 of the State Government Article, to the General Assembly. (b) the report shall state the complete operating and financial statement covering the Corporation's operations and summarize the Corporation's activities during the preceding fiscal year.
SB 320, Ch. 428(4)	Maryland Department of the Environment and the Department of Agriculture, Department of Planning, Department of Natural Resources, and Department of Budget and Management BRFAC - Bay Restoration Fund Advisory Committee	That, on or before December 31, 2006, the Bay Restoration Fund Advisory Committee, in conjunction with the Maryland Association of Counties and the Maryland Municipal League, shall, subject to § 2-1246 of the State Government Article, jointly report to the Senate Education, Health, and Environmental Affairs Committee and the House Environmental Matters Committee regarding the extent of administrative costs incurred by local governments in the collection of the Bay restoration fee and the reasonableness of the reimbursement authorized under § 9-1605.2(i)(2)(vi) of the Environment Article, as enacted under by Section 1 of this [The Bay Resoration Fund] Act.
SB 320, Ch. 428(3)	Maryland Department of the Environment and the Department of Agriculture, Department of Planning, Department of Natural Resources, and Department of Budget and Management BRFAC - Bay Restoration Fund Advisory Committee	That the Bay Restoration Fund Advisory Committee, in consultation with the governing body of each county, shall study and, subject to § 2-1246 of the State Government Article, report on or before January 15, 2005, to the Senate Education, Health, and Environmental Affairs Committee and the House Environmental Matters Committee regarding methods evaluated and recommended for the collection of the Bay restoration fee by local governments from users of onsite sewage disposal systems and users of sewage holding tanks that do not receive water bills, in accordance with § 9-1605.2 of the Environment Article, as enacted by Section 1 of this [Water Pollution - State Waters - The Bay Resoration Fund] Act.
SB 320, Ch. 428(5)	Maryland Department of the Environment and the Department of Agriculture, Department of Planning, Department of Natural Resources, and Department of Budget and Management BRFAC - Bay Restoration Fund Advisory Committee	That, on or before December 31, 2006, the Department of the Environment shall, subject to § 2-1246 of the State Government Article, jointly report to the Senate Education, Health, and Environmental Affairs Committee and the House Environmental Matters Committee regarding the implementation of the onsite sewage disposal system and holding tank education, outreach, and upgrade program and the extent of administrative costs incurred by the Department in the implementation of the program authorized under § 9-1605.2(h)(2)(i) of the Environment Article, as enacted by Section 1 of this [ The Bay Resoration Fund] Act.

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<b>Citation</b>	<b>Agency</b>	<b>Topic</b>
SB 320, Ch. 428 EN § 9-1604(j)(6)(ix)	Maryland Department of the Environment and the Department of Agriculture, Department of Planning, Department of Natural Resources, and Department of Budget and Management BRFAC - Bay Restoration Fund Advisory Committee	(6) [The Bay Restoration Fund Advisory] Committee shall: ... (ix) beginning January 1, 2006, and every year thereafter, report to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly on its findings and recommendations  — (8) the Department of the Environment, Department of Agriculture, Department of Planning, Department of Natural Resources, and Department of Budget and Management shall provide staff support for the Committee.
HB 109, Ch. 154	Maryland Department of the Environment	(a) The Department of the Environment shall study, in collaboration with the persons and organizations listed in subsection (c), the establishment and implementation, by January 2006, of an electronic waste collection system in the State for the collection and recycling of electronic waste, including cathode ray tubes. (b) As part of the study the Department shall consider: (1) methods of funding the system; (2) possible locations in the State for electronic waste collection facilities that are convenient and accessible for all the citizens of the State; (3) methods of collecting, packaging, and transporting electronic waste from the collection facilities to recycling facilities; and (4) economic development opportunities arising from an electronic waste collection system. (c) In conducting the study, the Department shall collaborate with representatives of: (1) local governments; (2) environmental groups; (3) electronics manufacturers, retailers, and recyclers; (4) the solid waste industry; and (5) members of the Maryland General Assembly. (d) The Department shall report its: (1) recommendations for funding an electronic waste collection system in the State to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly on or before December 31, 2004

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

Citation	Agency	Topic
HB 109, Ch. 154	Maryland Department of the Environment	<p>(a) The Department of the Environment shall study, in collaboration with the persons and organizations listed in subsection (c), the establishment and implementation, by January 2006, of an electronic waste collection system in the State for the collection and recycling of electronic waste, including cathode ray tubes.</p> <p>(b) As part of the study the Department shall consider:</p> <ol style="list-style-type: none"> <li>(1) methods of funding the system;</li> <li>(2) possible locations in the State for electronic waste collection facilities that are convenient and accessible for all the citizens of the State;</li> <li>(3) methods of collecting, packaging, and transporting electronic waste from the collection facilities to recycling facilities; and</li> <li>(4) economic development opportunities arising from an electronic waste collection system.</li> </ol> <p>(c) In conducting the study, the Department shall collaborate with representatives of:</p> <ol style="list-style-type: none"> <li>(1) local governments;</li> <li>(2) environmental groups;</li> <li>(3) electronics manufacturers, retailers, and recyclers;</li> <li>(4) the solid waste industry; and</li> <li>(5) members of the Maryland General Assembly.</li> </ol> <p>(d) The Department shall report its:</p> <p>...</p> <ol style="list-style-type: none"> <li>(2) findings and recommendations for the establishment and implementation of an electronic waste collection system in the State to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly on or before July 1, 2005.</li> </ol>
SB 186, Ch. 72(2) HB 294, Ch. 73(2)	Maryland Department of the Environment	<p>That the Department of the Environment shall convene a work group from representatives of the Department of Planning, the Department of Business and Economic Development, various sectors of local government, real estate professionals, the business community, the banking industry, the environmental community, and members of the public and undertake a review of the Universal Environmental Covenants Act proposed by the National Conference of Commissioners on Uniform State Laws. The work group shall make recommendations to the Department of the Environment, and, in accordance with § 2-1246 of the State Government Article, the Senate Education, Health, and Environmental Affairs Committee and the House Environmental Matters Committee on or before December 31, 2004.</p>
SB 18, Ch. 78 TR § 6-210	Maryland Department of Transportation MPA - Maryland Port Administration	<p>(a) subject to subsection (b) of this section, on or before December 1 of each year, the [Maryland Port ] Administration, in accordance with § 2-1246 of the State Government Article, shall provide an annual report to the General Assembly based on the vulnerability assessment information concerning public terminals submitted by the Administration to the United States Coast Guard under the Federal Maritime Transportation Security Act of 2002.</p> <p>(b) with respect to any vulnerability concerns reported by the Administration to the United States Coast Guard, the report to the General Assembly required under this section:</p> <ol style="list-style-type: none"> <li>(1) shall provide an estimate of the costs of addressing the vulnerability concerns;</li> <li>(2) shall state the amount of any grants or other federal funds received or requested by the administration to address the vulnerability concerns and shall include information on the status of any pending requests for federal funds; and</li> <li>(3) may not include the specific details of any vulnerability concerns the disclosure of which could compromise, in any way, transportation security.</li> </ol>

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Citation	Agency	Topic
SB 368, Ch. 268	Maryland Department of Transportation TF - Task Force on Parking for Individuals with Disabilities	(g) The Task Force [on Parking for Individuals with Disabilities] shall report its findings and recommendations to the General Assembly, in accordance with § 2-1246 of the State Government Article, on or before December 31, 2004.  (e) The Department of Transportation shall provide staffing for the Task Force.
SB 56, Ch. 84(3)	Maryland Department of Transportation	That on or before September 30, 2005, and annually thereafter through September 30, 2008, inclusive, the Maryland Department of Transportation shall report to the Governor and, in accordance with § 2-1246 of the State Government Article, to the General Assembly regarding the implementation of this [State Ethics Law - Architectural and Engineering Services - Restrictions on Participation in Procurement] Act by the Department during the immediately preceding fiscal year, including the impact of this Act on small business and minority business enterprises
HB 1332, Ch. 545(2)	Maryland Department of Transportation	That the Department of Transportation shall track the value of trade-ins of motor homes and travel trailers for purposes of determining the impact of this Act on vehicle excise tax revenues. The Department shall submit, in accordance with § 2-1246 of the State Government Article, a report to the fiscal committees of the General Assembly on the impact to the Transportation Trust Fund and economic benefits of this Act no later than October 1, 2006.
HB 1471, Ch. 552(2)	Maryland Department of Transportation	That, on or before October 1, 2006, the Maryland Department of Transportation shall report to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly on the planned date of funding of the Dredged Material Disposal Alternatives Program.
HB 262, Ch. 164 TR § 4-312( c)(4)	Maryland Department of Transportation MTA - Maryland Transportation Authority	Prior to fixing or revising tolls on any part of any transportation facilities project, the [Transportation] Authority shall provide, in accordance with § 2-1246 of the State Government Article, to the Senate Budget and Taxation Committee, Senate Finance Committee, House Appropriations Committee, and House Ways and Means Committee information on the proposed toll charges, including: (i) the annual revenues generated by the toll charges; (ii) the proposed use of the revenues; and (iii) the proposed commuter discount rates.
SB 294, Ch. 112(2) HB 626, Ch. 113(2)	Maryland Department of Transportation MTA - Maryland Transit Administration	That the Maryland Transit Administration, on or before November 1 of each year, shall submit to the General Assembly, subject to § 2-1246 of the State Government Article, an evaluation of the Maryland Senior Rides Demonstration Program. The evaluation shall include the number, size, type, and location of projects funded by the [Maryland Senior Rides Demonstration] Program; the extent to which the Program is filling the need for door-to-door transportation for low-income to moderate-income seniors as those terms are defined in § 7-1001 of the Transportation Article as enacted by this Act; any innovations in public-private cooperation and risk management that result from the Program; and any other information necessary to effectively evaluate the Program.

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

Citation	Agency	Topic
SB 275, Ch. 446	Maryland Department of Transportation TF - Task Force on Business Owner Compensation in Condemnation Proceedings	(g) The Task Force [on Business Owner Compensation in Condemnation Proceedings] shall: (1) report its preliminary findings to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly on or before January 31, 2005  (d) The Department of Transportation shall provide staff for the Task Force. [1 of 2 reports]
SB 275, Ch. 446	Maryland Department of Transportation TF - Task Force on Business Owner Compensation in Condemnation Proceedings	(g) The Task Force [on Business Owner Compensation in Condemnation Proceedings] shall: ... (2) report its final findings to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly on or before December 31, 2005.  (d) The Department of Transportation shall provide staff for the Task Force. [2 of 2 reports]
HB 1307, Ch. 413 ED § 18-2707	Maryland Higher Education Commission	On or before December 31 of each year, the William Donald Schaefer Advisory Council and the [Maryland Higher Education] Commission jointly shall submit an annual report regarding the William Donald Schaefer Scholarship Program to the Governor and, in accordance with § 2-1246 of the State Government Article, to the General Assembly.
SB 101, Ch. 91(2)	Maryland Insurance Administration	That the Maryland Insurance Administration shall report to the Senate Finance Committee and House Economic Matters Committee on or before December 1, 2004, in accordance with § 2-1246 of the State Government Article, on the status and findings of the study in which Maryland has joined with 14 other member states of the National Association of Insurance Commissioners on whether credit scoring has a disparate impact on minority and low-income individuals.
SB 439, Ch. 275(5)	Maryland Insurance Administration	That the Maryland Insurance Administration shall report, in accordance with § 2-1246 of the State Government Article, to the Senate Finance Committee and the House Health and Government Operations Committee 1 year after the date the Maryland Insurance Commissioner makes available viatical settlement provider registration applications and viatical settlement broker registration applications on whether: (a) the registration fee under § 8-604 of the Insurance Article, as enacted by Section 1 of this Act, is adequate to cover the cost incurred by the Administration for the regulation of viatical settlement brokers and viatical settlement providers; and (b) any change to the registration fee is appropriate.
SB 868, Ch. 486(3)	Maryland Insurance Administration	That, on or before December 15, 2004, the Maryland Insurance Administration shall report, in accordance with § 2-1246 of the State Government Article, to the Senate Finance Committee and the House Health and Government Operations Committee, for the period from June 1, 2004, through November 30, 2004, on: (1) the number of complaints filed with the Administration relating to the denial of coverage for the surgical treatment of morbid obesity; (2) the health insurance carrier that denied coverage and the reason given for the denial; and (3) whether the Administration upheld or reversed the denial of coverage and the basis of the decision.

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

<b>Citation</b>	<b>Agency</b>	<b>Topic</b>
SB 868, Ch. 486(2)	Maryland Insurance Administration TF - Task Force to Study Utilization Review of the Surgical Treatment of Morbid Obesity	(f) The Task Force [ to Study Utilization Review of the Surgical Treatment of Morbid Obesity] shall report its findings and recommendations, in accordance with § 2-1246 of the State Government Article, to the Senate Finance Committee and the House Health and Government Operations Committee on or before December 1, 2004.
SB 460, Ch. 127(2)	Maryland Insurance Administration	That the Insurance Commissioner shall study the impact on motor vehicle liability insurance rates as a result of requiring insurers to offer to the first named insured liability coverage for claims made by a family member in the same amount as the liability coverage for claims made by a nonfamily member, as provided under this Act. On or before January 10, 2008, the Commissioner shall report, subject to § 2-1246 of the State Government Article, the findings to the General Assembly.
SB 894, Ch. 148 ED § 5-114(b)(2)	Maryland State Department of Education SSOS - State Superintendent of Schools	(b) The State Superintendent and the Department shall: (1) Monitor the financial status of each local school system; and (2) Report on a biannual basis the financial status of each local school system to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.
SB 894, Ch. 148 ED § 5-114 (e)(3)	Maryland State Department of Education SSOS - State Superintendent of Schools	The State Superintendent shall include information on any local school system deficit, corrective action cost containment plan, actions taken to close a local school system deficit, and status of any local school system deficit in a quarterly report to the Governor and the General Assembly, in accordance with § 2-1246 of the State Government Article.
SB 894, Ch. 148 ED § 5-114 (d)	Maryland State Department of Education SSOS - State Superintendent of Schools	If a local school system does not file the annual audit results in a timely manner with the State Superintendent as required by § 5-109 of this title, the State Superintendent shall: (1) Immediately notify: (i) The Department of Legislative Services; (ii) The county governing body; and (iii) The local board and local superintendent or chief executive officer of the local school system; and (2) Order that the audit report be filed within 10 days.
SB 894, Ch. 148 ED § 5-401(h)(2)	Maryland State Department of Education SSOS - State Superintendent of Schools	The State Superintendent annually shall report the results of the budget review by December 1 to the Governor, the County Governing Body, the County Board of Education, and, subject to § 2-1246 of the State Government Article, the General Assembly.
HB 1139, Ch. 535 ED § 22-303(b)	Maryland State Department of Education	On or before February 1, 2006, and every other year thereafter until 2012, the Department [of Education] shall report to the Governor and, in accordance with § 2-1246 of the State Government Article, to the General Assembly on the Department's implementation of this subtitle, including: (1) the identification of all residential facilities for which the Department has assumed responsibility for the educational services; and (2) all facilities for which the Department plans to assume responsibility during the next calendar year.
HB 1139, Ch. 535 ED § 22-307	Maryland State Department of Education	The Department [of Education] shall submit an annual report to the State Superintendent, the Governor, and, in accordance with § 2-1246 of the State Government Article, the General Assembly on the aggregate educational outcomes of the [Juvenile Services] educational program for each residential facility.

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

Citation	Agency	Topic
HB 1125, Ch. 534	Maryland State Retirement Agency TF - Task Force on the Exemption of Law Enforcement Officers' Pensions from Taxation	(h) The Task Force [ on the Exemption of Law Enforcement Officers' Pensions from Taxation] shall report its findings to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly, on or before December 31, 2004.  _____ (e) The State Retirement Agency shall provide staff for the Task Force.
SB 296, Ch. 262(4) SG § 6.5-401(g)	Maryland State Treasurer's Office MHCT - Maryland Health Care Trust	(1) the Trustee shall make provision for a system of financial accounting, controls, audits, and reports. (2) the Trustee shall report to the governor and, in accordance with § 2-1246 of this Article, to the General Assembly on or before December 1, 2004, and annually thereafter on the status of the assets of the trust.  _____ § 6.5-401(b) (1) The State Treasurer shall be the Trustee of the Trust.
SB 324, Ch. 114 HB 415, Ch. 115	Maryland State Treasurer's Office TF - Task Force on Lending Equity within Financial Institutions Providing State Depository Services	(i) (1) The Task Force [on Lending Equity within Financial Institutions Providing State Depository Services] shall submit reports, in accordance with paragraph (2) of this subsection, on its findings and recommendations to the Governor, and, in accordance with § 2-1246 of the State Government Article, to the General Assembly. (2) The Task Force shall submit: (i) an interim report, on or before December 1, 2004, that defines a strategy to implement a lending equity policy and may incorporate the findings of the Governor's Task Force on Centralized Bidder Registration for Minority Business Procurement  _____ (f) The Treasurer's Office and the Department of Legislative Services shall jointly provide staff for the Task Force. [1 of 2 reports]
SB 324, Ch. 114 HB 415, Ch. 115	Maryland State Treasurer's Office TF - Task Force on Lending Equity within Financial Institutions Providing State Depository Services	(i) (1) The Task Force [on Lending Equity within Financial Institutions Providing State Depository Services] shall submit reports, in accordance with paragraph (2) of this subsection, on its findings and recommendations to the Governor, and, in accordance with § 2-1246 of the State Government Article, to the General Assembly. (2) The Task Force shall submit: ... (ii) a final report on or before September 1, 2005.  _____ (f) The Treasurer's Office and the Department of Legislative Services shall jointly provide staff for the Task Force. [2 of 2 reports]
HB 1146, Ch. 536 ART 49D § 12(g)	Office For Children, Youth, & Families	Subject to § 2-1246 of the State Government Article, on or before September 1, 2004, the lead agency and the cooperating Departments shall submit a joint report to the General Assembly on the plan for the system for outcomes evaluation and the cost of testing and implementing the system for outcomes evaluation for out-of-home placement of children.  _____ "lead agency" means the Office for Children, Youth, and Families. "Cooperating Department" includes the Department of Human Resources, the Department of Juvenile Services, and the Office for Children, Youth, and Families.

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Citation	Agency	Topic
SB 711, Ch. 304(2)	Office For Children, Youth, & Families	<p>That:</p> <p>(a) The Special Secretary for Children, Youth, and Families, in consultation with the Department of Human Resources, the Department of Health and Mental Hygiene, and the Department of Juvenile Services, shall:</p> <p>(1) conduct a study of out-of-home placements to determine:</p> <p>(i) the types or categories of out-of-home placements in which children from each county were placed and the number of children placed in each type or category in fiscal year 2005;</p> <p>(ii) the total number and types or categories of out-of-home placements that would need to be available in each county or multicounty region to meet the needs of children who require out-of-home placements within the child's home county or the multicounty region that includes the child's home county; and</p> <p>(iii) the number and types of additional out-of-home placements that would need to be developed to meet the total number identified in item (ii) of this paragraph; and</p> <p>(2) develop a plan for the Social Services Administration to meet the goals of this Act.</p> <p>(b) On or before January 1, 2006, the Special Secretary for Children, Youth, and Families shall report to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly on:</p> <p>(1) the study required under subsection (a)(1) of this section; and</p> <p>(2) the plan required under subsection (a)(2) of this section.</p>
HB 416, Ch. 340	Office For Children, Youth, & Families	<p>(a) The Office for Children, Youth, and Families, in coordination with the Department of Health and Mental Hygiene, the Department of Human Resources, and the Department of Juvenile Services, shall conduct an analysis and make recommendations on how the Subcabinet Resources Directory may be used:</p> <p>(1) to notify, by electronic mail or other user-friendly means, State and local elected officials about children's group homes newly licensed in the elected official's jurisdiction; and</p> <p>(2) by State and local elected officials, law enforcement agents, and other appropriate individuals to quickly identify the owner and agency that licenses a group home at a particular location.</p> <p>(b) The Office shall report the results of its analysis and its recommendations, in accordance with § 2-1246 of the State Government Article, to the Senate Finance Committee, the House Health and Government Operations Committee, and the Joint Committee on Children, Youth, and Families on or before October 1, 2004.</p>

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Citation	Agency	Topic
SB 477, Ch. 281	Office for Individuals with Disabilities	<p>(a) The Governor's Office for Individuals with Disabilities, or any successor organization, with the assistance of the Department of Human Resources and the Department of Health and Mental Hygiene, shall study the placement of medically fragile children in Maryland.</p> <p>(b) The study shall determine:</p> <ol style="list-style-type: none"> <li>(1) the total number of medically fragile children in out-of-home care;</li> <li>(2) the number of families who have given up custody of medically fragile children;</li> <li>(3) the total number of medically fragile children who have been adopted and are receiving State assistance;</li> <li>(4) the total number of unsubsidized medically fragile children in Maryland;</li> <li>(5) the number of families willing to adopt a medically fragile child if ongoing support were available after the child turns 21 years of age;</li> <li>(6) the cost of providing services and equipment to medically fragile children;</li> <li>(7) alternatives to address permanency planning for medically fragile children in out-of-home care; and</li> <li>(8) any other actions that the State can take to prevent the institutionalization of medically fragile children after the age of 21.</li> </ol> <p>(c) The Governor's Office of Individuals with Disabilities, or any successor organization, shall report its findings and recommendations to the Governor and, subject to § 2-1246 of the State Government Article, to the Senate Finance Committee and the House Judiciary Committee on or before December 1, 2004.</p>
SB 88, Ch. 437(2)	Office of the Attorney General	That the Office of the Attorney General shall report, in accordance with § 2-1246 of the State Government Article, to the Senate Finance Committee and the House Economic Matters Committee on or before July 1, 2005 on the status of enforcement of the provisions of this [Maryland Telephone Consumer Protection] Act.
HB 589, Ch. 187 ART 9-606(e)(3)	Prince George's County	On or before December 31 of each year, the governing body of Prince George's County shall submit a report detailing the expenditure of revenues generated from the tax imposed under this section to the State Department of Legislative Services, the Prince George's County school system, and the Prince George's County Delegation of the General Assembly.
HB 1308, Ch. 488(9)	Public Service Commission	<p>That the Public Service Commission shall:</p> <ol style="list-style-type: none"> <li>(1) on or before January 1, 2016, commence a review of the implementation and the environmental and economic impacts of the renewable portfolio standard enacted by this Act, including the impacts of Tier 2 renewable sources;</li> <li>(2) in the course of its review, consult with appropriate scientific, economic, and environmental resources, and with affected communities of interest;</li> <li>(3) develop recommendations concerning the continuation of the renewable portfolio standard for Tier 1 and Tier 2 renewable sources, including the classification of sources in distinct tiers, any recommended alteration to the tier system, whether the tiers should be continued, and if so, at what percentages; and</li> <li>(4) on or before January 1, 2017, report its recommendations to the Governor and the General Assembly, subject to § 2-1246 of the State Government Article.</li> </ol>

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Citation	Agency	Topic
HB 1308, Ch. 488(8)	Public Service Commission	That, on or before December 1, 2009, the Public Service Commission shall provide a status report to the Governor and the General Assembly, subject to § 2-1246 of the State Government Article, which includes a review of the implementation of this Act, the availability and development of each type of Tier 1 renewable energy source, the impact on the price of Tier 1 renewable energy sources, the amount of compliance fees paid by electricity suppliers each year for noncompliance with Tier 1 and Tier 2 renewable energy sources, and the use of these compliance fees to support the creation of new Tier 1 renewable energy sources.
HB 1295, Ch. 412	St. Mary's County Commissioners	That the County Commissioners of St. Mary's County shall report to the St. Mary's County Delegation of the General Assembly on or before December 31 of 2004, 2005, and 2006, in accordance with § 2-1246 of the State Government Article, on: <ul style="list-style-type: none"> <li>(i) the use of proceeds from the emergency services tax;</li> <li>(ii) whether any emergency services tax increases have been offset by a reduction in the St. Mary's County real property tax rate; and</li> <li>(iii) whether the St. Mary's County budget fully and adequately funds all necessary operational expenses for the County's volunteer rescue squads.</li> </ul> [3 one-time reports]
SB 430, Ch. 273 ED § 14-109	University System of Maryland MSU - Morgan State University	(a) (1) Except as provided in § 11-203(E) of the State Finance and Procurement Article, the University is exempt from Division II of the State Finance and Procurement Article. (2) (i) Subject to review and approval by the Board of Public Works and the Administrative, Executive, and Legislative Review Committee of the General assembly, the Board of Regents shall develop policies and procedures governing procurements by the University. (ii) the policies and procedures developed under subparagraph (i) of this paragraph shall promote the purposes of the State Procurement Law as set forth in § 11-201 of the State Finance and Procurement Article. (b) the Board of Regents [Morgan State University] shall develop an information technology plan for the University that includes information technology policies and standards, including policies and standards for information management and telecommunication systems, that are functionally compatible with the state information technology plan established under title 3, subtitle 4 of the State Finance and Procurement Article.
SB 849, Ch. 485 ED § 12-104(e)(2)	University System of Maryland BOR - Board of Regents	on or before November 1 each year, the Board [of Regents] shall submit to the Governor, the Comptroller, the Treasurer, and, in accordance with § 2-1246 of the State Government Article, the General Assembly, an annual investment performance report comparing the various components of the University's Gift And Endowment Investment Portfolio to appropriate benchmarks.
HB 966, Ch. 525	University System of Maryland TF - Task Force to Study the Dynamics of Elderly and Retiree Migration Into and Out of Maryland	(g) The Task Force [to Study the Dynamics of Elderly and Retiree Migration Into and Out of Maryland] shall: <ul style="list-style-type: none"> <li>(1) be appointed and organize and begin its deliberations no later than July 1, 2004; and</li> <li>(2) submit a report of its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, to the General Assembly before December 31, 2004.</li> </ul> — (d) The University System of Maryland shall provide staff support to the Task Force.

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

<b>Citation</b>	<b>Agency</b>	<b>Topic</b>
HB 1211, Ch. 407	Washington County Commission TF - Washington County Water and Sewer Infrastructure Commission	<p>(g) The Washington County Board of County Commissioners and the City of Hagerstown shall provide the staff for the [Washington County Water and Sewer Infrastructure] Commission.</p> <p>(h) The responsibilities of the Commission include:</p> <ul style="list-style-type: none"> <li>(1) assessing the existing capacity and deficiencies of the water and sewer services in Washington County;</li> <li>(2) reviewing the State and federal regulatory requirements with regard to providing water and sewer services;</li> <li>(3) reviewing and analyzing the future growth projections for Washington County, and the impact that growth will have on water and sewer services throughout Washington County;</li> <li>(4) examining the water and sewer services provided by neighboring regions and other counties and municipalities throughout the State;</li> <li>(5) considering various options as to how future water and sewer services can be achieved in an efficient and cost effective manner, while ensuring that the system will continue to service public health needs of the residents of Washington County;</li> <li>(6) considering how to balance the current and future economic development objectives of Washington County with issues arising from water and sewer services in Washington County;</li> <li>(7) considering the readiness with which the municipalities located within Washington County are equipped to handle the water and sewer needs of these areas in conjunction with the future growth of Washington County;</li> <li>(8) considering an efficiency and cost-savings analysis of creating a regional authority that would consolidate the City of Hagerstown and Washington County water and sewer departments; and</li> <li>(9) considering the feasibility of expanding a regional authority beyond consolidating the City of Hagerstown and Washington County water and sewer departments.</li> </ul> <p>(i) The Commission shall develop a long term plan that:</p> <ul style="list-style-type: none"> <li>(1) identifies critical areas of need with regard to water and sewer services in Washington County; and</li> <li>(2) addresses how to meet Washington County's water and sewer needs through 2055, including the options of consolidation or regionalization of services, joint service agreements, or regional authorities.</li> </ul> <p>(j) The Commission shall submit an interim report of its findings to the Washington County Delegation, the Washington County Board of County Commissioners, and the Hagerstown City Council on or before January 1, 2005.</p> <p>[1 of 2 reports]</p>

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

Citation	Agency	Topic
HB 1211, Ch. 407	Washington County Commission TF - Washington County Water and Sewer Infrastructure Commission	<p>(g) The Washington County Board of County Commissioners and the City of Hagerstown shall provide the staff for the [Washington County Water and Sewer Infrastructure] Commission.</p> <p>(h) The responsibilities of the Commission include:</p> <ul style="list-style-type: none"> <li>(1) assessing the existing capacity and deficiencies of the water and sewer services in Washington County;</li> <li>(2) reviewing the State and federal regulatory requirements with regard to providing water and sewer services;</li> <li>(3) reviewing and analyzing the future growth projections for Washington County, and the impact that growth will have on water and sewer services throughout Washington County;</li> <li>(4) examining the water and sewer services provided by neighboring regions and other counties and municipalities throughout the State;</li> <li>(5) considering various options as to how future water and sewer services can be achieved in an efficient and cost effective manner, while ensuring that the system will continue to service public health needs of the residents of Washington County;</li> <li>(6) considering how to balance the current and future economic development objectives of Washington County with issues arising from water and sewer services in Washington County;</li> <li>(7) considering the readiness with which the municipalities located within Washington County are equipped to handle the water and sewer needs of these areas in conjunction with the future growth of Washington County;</li> <li>(8) considering an efficiency and cost-savings analysis of creating a regional authority that would consolidate the City of Hagerstown and Washington County water and sewer departments; and</li> <li>(9) considering the feasibility of expanding a regional authority beyond consolidating the City of Hagerstown and Washington County water and sewer departments.</li> </ul> <p>(i) The Commission shall develop a long term plan that:</p> <ul style="list-style-type: none"> <li>(1) identifies critical areas of need with regard to water and sewer services in Washington County; and</li> <li>(2) addresses how to meet Washington County's water and sewer needs through 2055, including the options of consolidation or regionalization of services, joint service agreements, or regional authorities</li> </ul> <p>...</p> <p>(k) The Commission shall submit a final report of its findings and recommendations to the Washington County Delegation, the Washington County Board of County Commissioners, and the Hagerstown City Council on or before June 30, 2006.</p> <p>[2 of 2 reports]</p>

**New Reports to the Presiding Officers and the General Assembly as a Result of 2004 Legislation**

<b>Citation</b>	<b>Agency</b>	<b>Topic</b>
SB 639, Ch. 471	Workers' Compensation Commission	<p>That:</p> <p>(a) the Workers' Compensation Commission shall, in consultation with the Insurance Fraud Division in the Maryland Insurance Administration and in collaboration with the persons and organizations listed in (b) of this section, study how to prevent, identify, and deter workers' compensation fraud. As part of the study, the Commission shall consider:</p> <p>(1) workers' compensation fraud committed by employers, employees, health care providers, and any other person or entity;</p> <p>(2) the cost associated with each type of identified fraud; and</p> <p>(3) methods of preventing, identifying, and deterring fraud;</p> <p>(b) in conducting the study, the Workers' Compensation Commission shall collaborate with representatives of:</p> <p>(1) self-insured employers;</p> <p>(2) government group self-insurers;</p> <p>(3) property and casualty insurers;</p> <p>(4) labor; and</p> <p>(5) any other persons or organizations, as determined by the Commission; and</p> <p>(c) on or before December 31, 2004, the Workers' Compensation Commission shall report its findings and recommendations for preventing, identifying, and deterring workers' compensation fraud to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly.</p>

**Changes to Old Reporting Requirements, to the General Assembly, as a Result of 2004 Legislation**

Citation	Agency	Topic
<p>HB 447, Ch. 47 ED § 18-19A-07(b)</p>	<p>College Savings Plan of Maryland Board</p>	<p>(b) (1) Within 120 days after the close of each fiscal year, the Board shall submit to the Governor and, subject to § 2-1246 of the State Government Article, to the General Assembly a report including:</p> <ul style="list-style-type: none"> <li>(i) A financial accounting of the Plan, including: <ul style="list-style-type: none"> <li>1. An annual review of the Plan which shall include: <ul style="list-style-type: none"> <li>A. The status of the investment program;</li> <li>B. The assets held in each class of investment;</li> <li>C. The percentage and dollar value of assets placed with outside managers;</li> <li>D. The income produced by each class of investment;</li> <li>E. The income produced by each investment manager;</li> <li>F. The total deposits into the Plan for the past year; and</li> <li>G. The total withdrawals from the Plan for the past year; and</li> </ul> </li> <li>2. A detailed account of the operating and administrative budget for the Plan, which shall include a complete list of revenue sources and expenditures detailing the line item expenditures for: <ul style="list-style-type: none"> <li>A. Salaries, wages, and fringe benefits</li> <li>B. Technical and special fees;</li> <li>C. Communication;</li> <li>D. Travel;</li> <li>E. Contractual services;</li> <li>F. Supplies and materials;</li> <li>G. Equipment;</li> <li>H. Fixed charges; and</li> <li>I. Other expenses;</li> </ul> </li> </ul> </li> <li>(ii) The number of new account holders during the previous fiscal year;</li> <li>(iii) Efforts in marketing the Plan; and</li> <li>(iv) Any recommendations of the Board concerning the operation of the Plan.</li> </ul> <p>(2) The Board shall make available to each account holder a copy of a summary of the report and the option to purchase the full report at a nominal charge.</p> <p>(c) The audit required by subsection (a)(2) of this section and the report required by subsection (b) of this section, at the Board's discretion, may be combined with any other audit or report for the same fiscal year required to be submitted by the Board to the Governor and the General Assembly. [Changes date of report from within 90 days to 120 days]</p>

**Changes to Old Reporting Requirements, to the General Assembly, as a Result of 2004 Legislation**

Citation	Agency	Topic
<p>HB 447, Ch. 47 ED § 18-1916(b)</p>	<p>College Savings Plan of Maryland Board MPCT - Maryland Prepaid College Trust</p>	<p>(b) (1) Within 120 days after the close of each fiscal year, the Board shall submit to the Governor and, subject to § 2-1246 of the State Government Article, to the General Assembly a report including:</p> <ul style="list-style-type: none"> <li>(i) The audit of the outside independent auditor;</li> <li>(ii) A financial accounting of the Trust, including: <ul style="list-style-type: none"> <li>1. The annual review of the comprehensive investment plan which shall include: <ul style="list-style-type: none"> <li>A. The status of the investment program, including investment income matched to projected enrollment costs under the existing prepaid contracts;</li> <li>B. The assets held in each class of investment, the amount of funds held in any cash pool, the amount of funds held in fixed assets investments, and the amount of funds held in equity investments;</li> <li>C. The percentage and dollar value of assets placed with outside managers;</li> <li>D. The income produced by each class of investment; and</li> <li>E. The income produced by each investment manager; and</li> </ul> </li> <li>2. A detailed account of the operating and administrative budget for the Trust, which shall include a complete list of revenue sources and expenditures detailing the line item expenditures for: <ul style="list-style-type: none"> <li>A. Salaries, wages, and fringe benefits;</li> <li>B. Technical and special fees;</li> <li>C. Communication;</li> <li>D. Travel;</li> <li>E. Contractual services;</li> <li>F. Supplies and materials;</li> <li>G. Equipment;</li> <li>H. Fixed charges; and</li> <li>I. Other expenses.</li> </ul> </li> </ul> </li> <li>(iii) The number of prepaid contracts entered into during the previous fiscal year;</li> <li>(iv) Efforts by the Board in marketing the Trust of prepaid contracts; and</li> <li>(v) Any recommendations of the Board concerning the operation of the Trust.</li> </ul> <p>(2) The Board shall make available to each account holder a copy of a summary of the report and the option to purchase the full report at a nominal charge.</p> <p>(c) The audit required by subsection (a)(2) of this section and the report required by subsection (b) of this section may be combined with any other audit or report for the same fiscal year required to be submitted by the Board to the Governor and the General Assembly. [Changes date of report from within 90 days to 120 days]</p>
<p>SB 508, Ch. 430 PS § 8-205(d)</p>	<p>Department of Budget &amp; Management</p>	<p>(1) The Department [of Budget and Management] shall forward each request for money from the Emergency Assistance Trust Fund to the Department of Legislative Services for review.</p> <p>(2) On review of the financial statements, the Department of Legislative Services may advise the Department if the request for money appears justified. [Changes Emergency Assistance Trust Account to Fund]</p>
<p>HB 120, Ch. 493 SG § 10-608(b)</p>	<p>Department of General Services RMD - Records Management Division</p>	<p>On or before September 1 of each year, the Division [of Records Management] shall submit, subject to § 2-1246 of this article, to the General Assembly an annual report that consolidates the reports of the departments and independent units. [Changes to whom the report is submitted]</p>

**Changes to Old Reporting Requirements, to the General Assembly, as a Result of 2004 Legislation**

Citation	Agency	Topic
SB 74, Ch. 25	Department of Health & Mental Hygiene	<p>On or before September 1 of each year, the Department [of Health and Mental Hygiene] shall submit a report to the Governor and, in accordance with § 2-1246 of the State Government Article, to the Senate Finance Committee, the Senate Budget and Taxation Committee, the House Health and Government Operations Committee, and the House Appropriations Committee on: (1) its progress in complying with subsection (a) of this section; (2) an analysis of the fee-for-service reimbursement rates paid in other states and how those rates compare with those in Maryland; (3) its schedule for bringing Maryland's fee-for-service reimbursement rates to a level that assures that all health care providers are reimbursed adequately to provide access to care; and (4) an analysis on the estimated costs of implementing the schedule and any proposed changes to the fee-for-service reimbursement rates for the Maryland Medical Assistance Program and the Maryland Children's Health Program.</p> <p>[Changes committee]</p>
SB 74, Ch. 25	Department of Health & Mental Hygiene	<p>(a) The Department of Health and Mental Hygiene shall establish a process to annually set the fee-for-service reimbursement rates for the public mental health system in a manner that ensures participation of providers.</p> <p>(b) In determining the rates for outpatient mental health clinics, the Department shall consider the Medicare-allowable charges for comparable CPT Codes.</p> <p>(c) In determining the rates for public mental health system services having no Medicare CPT Code equivalent, the Department shall consider the reasonable costs of and the Medicare Principles of Reimbursement for relevant factors, including:</p> <ol style="list-style-type: none"> <li>(1) staffing;</li> <li>(2) overhead;</li> <li>(3) capital needs; and</li> <li>(4) annual medical inflation.</li> </ol> <p>(d) On or before September 1 of each year, the Department [of Health and Mental Hygiene] shall report to the Governor, and in accordance with § 2-1246 of the State Government Article, the Senate Finance Committee, the Senate Budget and Taxation Committee, the House Health and Government Operations Committee, and the House Appropriations Committee on:</p> <ol style="list-style-type: none"> <li>(1) its progress in complying with subsections (a), (b), and (c) of this section;</li> <li>(2) an analysis of the estimated costs of implementing the fee-for-service reimbursement rate system proposed under subsections (a), (b), and (c) of this section;</li> <li>(3) any proposed changes to the fee-for-service reimbursement rates for the public mental health system; and</li> <li>(4) the schedule for implementing any proposed changes.</li> </ol> <p>[Changes committee]</p>
SB 508, Ch. 430	Department of Health & Mental Hygiene	<p>That a comprehensive evaluation of the Tobacco Use Prevention and Cessation Program and the Cancer Prevention, Education, Screening, and Treatment Program established in this [Cigarette Restitution Fund - Tobacco Use Prevention and Cessation Program - Cancer Prevention, Education, Screening, and Treatment Program] Act shall be conducted at the end of fiscal year 2004. The comprehensive evaluation shall be conducted by a higher education institution or private entity. The Department [of Health and Mental Hygiene] shall issue a request for proposal to select the entity that will conduct the comprehensive evaluation. The comprehensive evaluation shall include an evaluation of:</p> <ol style="list-style-type: none"> <li>(1) the administration of the Programs; and</li> <li>(2) the effectiveness of the Programs, including an analysis of: (i) whether appropriate benchmarks based on objective performance measures have been met; and (ii) the extent to which the short-term and long-term goals established under §§</li> </ol>

**Changes to Old Reporting Requirements, to the General Assembly, as a Result of 2004 Legislation**

Citation	Agency	Topic
		<p>13-1007 and 13-1109 of the Health - General Article have been met. No later than February 1, 2005, the Department shall submit a proposed request for proposal for the comprehensive evaluation to the Senate Budget and Taxation Committee, Senate Finance Committee, House Appropriations Committee, and House Environmental Matters Committee for review and comment. Based on the results of the comprehensive evaluation, the Department shall consider whether the Programs should be modified in any way. No later than November 1, 2005, the Department shall submit a report to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly that includes the results of the comprehensive evaluation and the Department's recommendations regarding modifications to the Programs.</p> <p>[Changes date of report]</p>
<p>SB 620, Ch. 426 HB 946, Ch. 427 HG § 15-135(g)</p>	<p>Department of Health &amp; Mental Hygiene</p>	<p>On or before January 1 of each year, the Department [of Health and Mental Hygiene], and the Department's designee, shall report to the Governor and the General Assembly, in accordance with § 2-1246 of the State Government Article, on:</p> <ol style="list-style-type: none"> <li>(1) The Department's efforts to promote home- and community-based services;</li> <li>(2) The number of nursing facility residents referred or identified under subsections (c) and (d) of this section in the previous year;</li> <li>(3) The number of nursing facility residents who transitioned from nursing facilities to home- and community-based waiver services;</li> <li>(4) Any obstacles the Department confronted in assisting nursing home residents to make the transition from a nursing facility to a community-based residence; and</li> <li>(5) The Department's recommendations for removing the obstacles.</li> </ol> <p>[Places reporting requirement into the Annotated Code and asks for additional information in the report]</p>
<p>SB 620, Ch. 426 HB 946, Ch. 427</p>	<p>Department of Health &amp; Mental Hygiene</p>	<p>Chapter 303 of the Acts of 2003 [SECTION 3. AND BE IT FURTHER ENACTED, That on or before January 1 of each year, the Secretary of Health and Mental Hygiene shall submit a report to the General Assembly, in accordance with § 2-1246 of the State Government Article, and to the Department of Legislative Services on:</p> <ol style="list-style-type: none"> <li>(1) State efforts to promote home- and community-based services under this Act; and</li> <li>(2) the number of individuals who have transitioned from nursing homes to home- and community-based waiver services.]</li> </ol> <p>[Repeals reporting requirement]</p>
<p>SB 74, Ch. 25 FL § 5-1206(a)</p>	<p>Department of Health &amp; Mental Hygiene And Department of Human Resources</p>	<p>On or before December 15, 2000, and annually thereafter until December 15, 2004, the Secretary of Human Resources and the Secretary of Health and Mental Hygiene shall report to the Governor and, subject to § 2-1246 of the State Government Article, the Senate Budget and Taxation Committee, the Senate Education, Health, and Environmental Affairs Committee, the House Appropriations Committee, and the House Health and Government Operations Committee, on their progress in complying with the provisions of this subtitle.</p> <p>[Changes committee]</p>

**Changes to Old Reporting Requirements, to the General Assembly, as a Result of 2004 Legislation**

Citation	Agency	Topic
SB 74, Ch. 25	Department of Health & Mental Hygiene AIDSAD - AIDS Administration	That the AIDS Administration in the Department of Health and Mental Hygiene, in consultation with the Maryland Hospital Association and AIDS advocacy organizations, shall study the issue of HIV testing of individuals who refuse to consent to HIV testing when there has been an exposure involving a health care provider or a first responder, as defined in § 18-338.3 of the Health - General Article, as enacted by Section 1 of this Act. The AIDS Administration shall report its finding and recommendations, in accordance with § 2-1246 of the State Government Article, to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee on or before December 1, 2003. [Fixed code cite for SG article 2-1246 report has been completed.]
SB 508, Ch. 430(20 & 21)	Department of Health & Mental Hygiene AND - Baltimore City Health Department	SECTION 20. AND BE IT FURTHER ENACTED, That Section(s) 2 of Chapter 177 of the Acts of the General Assembly of 1997 be repealed.  SECTION 21. AND BE IT FURTHER ENACTED, That Section(s) 2 of Chapter 178 of the Acts of the General Assembly of 1997 be repealed. [Repeals reporting requirement of SB 451/Ch. 177, Sec. 2 & HB 268/Ch. 178, Sec. 2, 1997]
SB 508, Ch. 430	Department of Health & Mental Hygiene CPESTP - Cancer Prevention, Education, Screening and Treatment Program	That a comprehensive evaluation of the Tobacco Use Prevention and Cessation Program and the Cancer Prevention, Education, Screening, and Treatment Program established in this Act shall be conducted at the end of fiscal year 2005. The comprehensive evaluation shall be conducted by a higher education institution or private entity. The Department [of Health and Mental Hygiene] shall issue a request for proposal to select the entity that will conduct the comprehensive evaluation. The comprehensive evaluation shall include an evaluation of: (1) the administration of the Programs; and (2) the effectiveness of the Programs, including an analysis of: (i) whether appropriate benchmarks based on objective performance measures have been met; and (ii) the extent to which the short-term and long-term goals established under §§ 13-1007 and 13-1109 of the Health - General Article have been met. No later than February 1, 2005, the Department shall submit a proposed request for proposal for the comprehensive evaluation to the Senate Budget and Taxation Committee, Senate Finance Committee, House Appropriations Committee, and House Environmental Matters Committee for review and comment. Based on the results of the comprehensive evaluation, the Department shall consider whether the Programs should be modified in any way. No later than November 1, 2004, the Department shall submit a report to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly that includes the results of the comprehensive evaluation and the Department's recommendations regarding modifications to the Programs. [Changes date of report]

**Changes to Old Reporting Requirements, to the General Assembly, as a Result of 2004 Legislation**

Citation	Agency	Topic
SB 74, Ch. 25 HG § 13-1102(h)	Department of Health & Mental Hygiene CPESTP - Cancer Prevention, Education, Screening and Treatment Program	No later than January 15 of each year, the Department [of Health and Mental Hygiene] shall report to the Governor and, subject to § 2-1246 of the State Government Article, Senate Budget and Taxation Committee, Senate Finance Committee, House Appropriations Committee, and House Health and Government Operations Committee: (1) The amount of money that was allocated to each component of the Program during: (i) The prior fiscal year that remained unspent and unobligated at the end of that year; and (ii) The current fiscal year that remained unspent and unobligated as of December 31 of the preceding calendar year; and (2) The amount of money that was distributed to a county as a Local Public Health Cancer Grant during: (i) The prior fiscal year that remained unspent and unobligated at the end of that year; and (ii) The current fiscal year that remained unspent and unobligated as of December 31 of the preceding calendar year. [Changes committee]
SB 74, Ch. 25 HG § 19-303(d)	Department of Health & Mental Hygiene HSCRC - Health Services Cost Review Commission	(1) The [Health Services Cost Review] Commission shall compile the reports required under subsection (c) of this section and issue an annual Nonprofit Hospital Community Health Benefit Report. (2) In addition to the information required under paragraph (1) of this subsection, the Nonprofit Hospital Community Health Benefit Report shall contain a list of the unmet community health care needs identified in the most recent community needs assessment prepared by the Department or local health department for each county. (3) The Nonprofit Hospital Community Health Benefit Report shall be made available to the public free of charge. (4) The Commission shall submit a copy of the annual Nonprofit Hospital Community Health Benefit Report, subject to § 2-1246 of the State Government Article to the House Health and Government Operations Committee and the Senate Finance Committee. [Changes committee]
HB 627, Ch. 57	Department of Health & Mental Hygiene SAB - State Acupuncture Board	Chapter 317 of the Acts of 2001 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2001. [It shall remain effective for a period of 3 years and, at the end of September 30, 2004, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect. On or before January 1, 2004, an evaluation of this Act recommending reestablishment or termination of this Act shall be prepared by the State Acupuncture Board in consultation with the Maryland Acupuncture Society and other affected parties, and shall be submitted to the Governor, and in accordance with § 2-1246 of the State Government Article, to the General Assembly.] [Removes expiration date and report requirement from Chapter 317 of the Acts of 2001, Section 2.]
SB 74, Ch. 25 HG § 18-214(i)	Department of Health & Mental Hygiene TF - Statewide Advisory Commission on Immunizations	On or before December 15 of each year, the [Statewide Advisory] Commission [on Immunizations] shall submit a report on its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, to the Senate Education, Health, and Environmental Affairs Committee and the Health and Government Operations Committee.  _____ (g) Staffing.- The Department of Health and Mental Hygiene shall provide the staffing for the Commission. [Changes committee]

**Changes to Old Reporting Requirements, to the General Assembly, as a Result of 2004 Legislation**

Citation	Agency	Topic
SB 508, Ch. 430 HG § 13-1004(d)	Department of Health & Mental Hygiene TUPCP - Tobacco Use Prevention and Cessation Program	<p>(a) Beginning in fiscal year 2006 and in every second year thereafter, the Department [of Health and Mental Hygiene] shall conduct a Tobacco Study which shall measure the same factors that are set forth in § 13-1003(c) of this subtitle and use the same methodology or model that was used for the Baseline Tobacco Study.</p> <p>(b) To carry out the evaluation and surveillance functions of this subtitle, the Department may conduct any other tobacco study measuring the factors set forth in § 13-1003(c) of this subtitle and using a methodology or model that is consistent with but need not be identical to that used to conduct the Baseline Tobacco Study.</p> <p>(c) (1) Subject to paragraphs (2) through (4) of this subsection, the Department shall contract with a higher education institution or private entity to conduct the Biennial Tobacco Study.</p> <p>(2) The Department shall issue a request for proposal to select the entity that will conduct the Biennial Tobacco Study.</p> <p>(3) The Department may contract with an entity to conduct one or more biennial tobacco studies.</p> <p>(4) The Department shall use the criteria established in § 13-1003(e)(5) of this subtitle as a guide in administering the request for proposal process.</p> <p>(d) On or before September 1 of each odd-numbered fiscal year, beginning in fiscal year 2007, the Department shall submit a report to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly on the results of the Biennial Tobacco Study [Changes from even-numbered Fiscal Year to odd]</p>
SB 74, Ch. 25 HG § 13-1002(g)	Department of Health & Mental Hygiene TUPCP - Tobacco Use Prevention and Cessation Program	<p>No later than January 15 of each year, the Department [of Health and Mental Hygiene] shall report to the Governor and, subject to § 2-1246 of the State Government Article, the Senate Budget and Taxation Committee, Senate Finance Committee, House Appropriations Committee, and House Health and Government Operations Committee:</p> <p>(1) The amount of money that was allocated to each component of the Program during:</p> <p>(i) The prior fiscal year that remained unspent and unobligated at the end of that year; and</p> <p>(ii) The current fiscal year that remained unspent and unobligated as of December 31 of the preceding calendar year; and</p> <p>(2) The amount of money that was distributed to a county as a Local Public Health Tobacco Grant during:</p> <p>(i) The prior fiscal year that remained unspent and unobligated at the end of that year; and</p> <p>(ii) The current fiscal year that remained unspent and unobligated as of December 31 of the preceding calendar year. [Changes committee]</p>
HB 679, Ch. 76(2)	Department of Housing & Community Development MHT - Maryland Historical Trust	<p>(g) (1) On or before January 15, April 15, July 15, and October 15 of each year, the Director [of Maryland Historical] shall report to the Governor and, subject to § 2-1246 of the State Government Article, to the General Assembly, on the credit allowed under this section.</p> <p>(2) The report required under paragraph (1) of this subsection shall include for the preceding calendar quarter, for each commercial rehabilitation that was completed during the calendar quarter and for each proposed commercial rehabilitation that remains incomplete as of the end of the calendar quarter:</p> <p>(i) The name of the owner or developer that has applied for approval of the tax credit;</p> <p>(ii) The name and address of the proposed or certified rehabilitation and the county where the project is located;</p> <p>(iii) The dates of receipt and approval by the trust of all applications regarding the project, including applications for certification that a structure or property will qualify as a certified heritage structure, for approval of the proposed rehabilitation, and for certification of the</p>

**Changes to Old Reporting Requirements, to the General Assembly, as a Result of 2004 Legislation**

Citation	Agency	Topic
		<p>completed rehabilitation;</p> <p>(iv) The estimated rehabilitation expenditures stated in the application for approval of the plan of proposed rehabilitation; and</p> <p>(v) For projects completed during the calendar quarter, the final qualified rehabilitation costs for the project and the amount of the credit for the certified rehabilitation.</p> <p>(3) The report required on January 15 of each year shall summarize for the preceding calendar year, for each category of certified rehabilitations specified in paragraph (4) of this subsection:</p> <p>(i) The number of applicants for:</p> <ol style="list-style-type: none"> <li>1. Certification that a structure or property will qualify as a certified heritage structure;</li> <li>2. Approval of proposed rehabilitations; or</li> <li>3. Certification of completed rehabilitations;</li> </ol> <p>(ii) The number of proposed rehabilitations approved and the number of completed rehabilitations certified as qualifying for the tax credit under this section; and</p> <p>(iii) The total estimated rehabilitation expenditures stated in approved applications for approval of plans of proposed rehabilitation and the total qualified rehabilitation expenditures for completed rehabilitations certified.</p> <p>(4) The information required under paragraph (3) of this subsection shall be provided in the aggregate and separately for each of the following categories of certified rehabilitations:</p> <ol style="list-style-type: none"> <li>(i) Owner-occupied single family residential structures; and</li> <li>(ii) Commercial rehabilitations.</li> </ol> <p>(h) (1) Subject to the provisions of this subsection, the provisions of this section and the tax credit authorized under this section shall terminate as of July 1, 2004.</p> <p>(2) On and after July 1, 2004:</p> <p>(i) The tax credit authorized under this section may be claimed for [rehabilitation projects]:</p> <ol style="list-style-type: none"> <li>1. A project for rehabilitation of a single-family, owner-occupied residence for which an application for approval of a plan of proposed rehabilitation was received by the Director on or before June 30, 2004; or</li> <li>2. A commercial rehabilitation project for which an application of a plan of proposed rehabilitation has been approved by the director on or before June 30, 2004.</li> </ol> <p>(ii) The Director shall continue to report to the Governor and the General Assembly as required under subsection (g) for as long as any rehabilitation project for which an application for approval of a plan of proposed rehabilitation was received by the Director on or before June 30, 2004 remains incomplete.</p> <p>[Takes reporting requirement out of Annotated Code and places it into Session Law. Extends termination date to July 1, 2004 and reporting requirements on projects approved before June 30, 2004]</p>
SB 508, Ch. 430(16) ART 88A § 95(c)	Department of Human Resources IDADP - Individual Development Account Demonstration Program	That Section(s) 90 through 95 and the subheading "Maryland Individual Development Accounts" of Article 88A - Human Resources of the Annotated Code of Maryland be repealed. [Repeals reporting requirement]
SB 508, Ch. 430(16) ART 88A § 95(d)	Department of Human Resources IDADP - Individual Development Account Demonstration Program	That Section(s) 90 through 95 and the subheading "Maryland Individual Development Accounts" of Article 88A - Human Resources of the Annotated Code of Maryland be repealed. [Repeals reporting requirement]

**Changes to Old Reporting Requirements, to the General Assembly, as a Result of 2004 Legislation**

Citation	Agency	Topic
SB 74, Ch. 25 LE § 5-308.1(b)	Department of Labor, Licensing and Regulation DLI - Division of Labor and Industry	The Commissioner [of Labor and Industry] shall submit notice regarding any modifications made to, or directives issued interpreting, the federal Bloodborne Pathogen Standard after November 5, 1999 and, subject to § 2-1246 of the State Government Article, make recommendations for any legislative changes to the House Health and Government Operations Committee, the Senate Education, Health, and Environmental Affairs Committee, and the General Assembly within 30 days of the issuance of modifications to the Bloodborne Pathogen Standard. [Changes committee]
SB 262, Ch. 260	Department of Legislative Services TF - Unemployment Insurance Funding Task Force	On or before December 31, 2004, the Task Force shall report its findings and recommendations, subject to § 2-1246 of the State Government Article, to the General Assembly.  The Department of Legislative Services, in consultation with the Department of Labor, Licensing, and Regulation, shall provide staffing for the Task Force [Changes due date of report, extends Task Force]
HB 97, Ch. 152 PS § 4-204	Department of Maryland State Police SBSEF - School Bus Safety Enforcement Fund	On or before September 1 of each year, the Secretary [of Maryland State Police] shall report to the Governor and, subject to § 2-1246 of the State Government Article, to the General Assembly on: (1)The status of the [school bus safety enforcement] fund; (2) The grants made under this subtitle; (3) The costs of administering this subtitle; and (4) The effect of this subtitle in reducing the problem of drivers illegally failing to stop for school vehicles. [Changes due date of report effective October 2004]
SB 675, Ch. 476	Department of Natural Resources	(a) (1) The Department of Natural Resources shall authorize the study of the Suminoe oyster ( <i>Crassostrea ariakensis</i> ) and other nonnative species by both private and public research institutions with expertise in the field. (2) The study required under paragraph (1) of this subsection shall : (i) Include an analysis of the ecological benefits and risks associated with the introduction of: 1. Reproductively capable nonnative oyster species in Maryland waters, for purposes of fisheries restoration or any other purpose; and 2. Sterile nonnative species in Maryland, for purposes of the development of aquaculture or any other purpose; and (ii) be consistent with the findings of the National Academy of Sciences review of the Suminoe oyster. ... (d) The Department shall submit to the Governor and, in accordance with § 2-1246 of the State Government Article, to the House Environmental Matters Committee and the Senate Education, Health, and Environmental Affairs Committee: ... (2) By December 1, 2004, a final report on all findings available to date from the National Academy of Sciences review and from studies conducted under this Act. [Changes language regarding content of report 2nd of two reports]
SB 894, Ch. 148 ED § 5-109(c)(1)	Local Government BOE - County Boards of Education	(1) The results of the audit, including the letter of recommendation submitted by the auditor, are a matter of public record. (2) The results shall be reported within 3 months after the close of the fiscal year for the county board on the form and in the manner required by the State Board to: (i) The State Superintendent; (ii) The county fiscal authority; (iii) The Joint Audit Committee of the General Assembly;

**Changes to Old Reporting Requirements, to the General Assembly, as a Result of 2004 Legislation**

Citation	Agency	Topic
		<p>(iv) The Senate Budget and Taxation Committee;                      (v) The Senate Education, Health, and Environmental Affairs Committee;                      (vi) The House Appropriations Committee; and                      (vii) The House Committee on Ways and Means.                      (d) In addition to the audit required by this section, the county commissioners or county council may conduct an audit using auditors employed by the county.                      [Adds "including the letter of recommendation submitted by the auditor"]</p>
SB 75, Ch. 26 SG § 9-2610(f)	Maryland African American Museum Corporation	<p>Annual Financial Report.                      (1) Within the first 90 days of each fiscal year, the [Maryland African American Museum] Corporation shall submit a report to the Governor and, subject to § 2-1246 of this Article, to the General Assembly.                      (2) The report shall include:                      (i) a complete operating and financial statement covering the corporation's operations during the preceding fiscal year; and                      (ii) a summary of the corporation's activities during the preceding fiscal year.                      [Changes code cite]</p>
SB 296, Ch. 262(2)	Maryland Health Care Foundation	<p>That Section(s) 2 of Chapter 701 of the Acts of the General Assembly of 2001 be repealed.                      [Repeals reporting requirement]</p>
SB 296, Ch. 262 HG § 20-506(a)(14)	Maryland Health Care Foundation	<p>That Section(s) 15-101(d) and 15-305; and 20-501 through 20-510 and the subtitle "Subtitle 5. Maryland Health Care Foundation" of Article - Health - General of the Annotated Code of Maryland be repealed.                      [Repeals reporting requirement]</p>
SB 508, Ch. 430 ED § 11-105(b)3	Maryland Higher Education Commission	<p>That, notwithstanding the provisions of § 11-105(b)(3) of the Education Article or any other provision of law, the biennial review of the State Plan for Higher Education due to be submitted by July 1, 2004 to the Governor and the General Assembly by the Maryland Higher Education Commission may be submitted on or before December 1, 2004.                      [Grants an extension to December 2004 for the July 2004 report]</p>
SB 812, Ch. 311 ED § 11-206.1(i)(2)	Maryland Higher Education Commission	<p>Report annually to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly on the nature and extent of any duplication or proliferation of programs.                      [Repeals 6/30/04 sunset. Removes Board of Regents as a recipient and changes code cite.]</p>
SB 812, Ch. 311 ED § 11-206.1(g)(3)	Maryland Higher Education Commission	<p><del>On or before January 1, 2004, submit a report to the Governor, the Board of Regents, and, in accordance with § 2-1246 of the State Government Article, the General Assembly on:</del>                      (i) <del>The impact of the program development and review process on the quality and accessibility of postsecondary education in the State; and</del>                      [Takes expired one time report out of code]</p>

**Changes to Old Reporting Requirements, to the General Assembly, as a Result of 2004 Legislation**

Citation	Agency	Topic
SB 74, Ch. 25	Maryland State Department of Education	<p>That each county board of education, including the Baltimore City Board of School Commissioners, shall report to the Maryland State Department of Education on or before September 1, 2003, regarding:</p> <ul style="list-style-type: none"> <li>(1) the number of family hardship waivers that were granted during the 2001-2002 and 2002-2003 school years;</li> <li>(2) the number of family hardship waivers that were granted under subsection (1) of this section that were for out-of-state/out-of-county students;</li> <li>(3) the number of family hardship waivers that were granted under subsection (1) of this section that were for out-of-county/in-state students;</li> <li>(4) the number of family hardship waivers that were denied and why they were denied;</li> <li>(5) the fiscal impact on the local education agency of granting these family hardship waivers including both a dollar amount and an assessment of future implications of this dollar amount on the local education agency; and</li> <li>(6) the amount of money that a local education agency received from other sources (i.e. other counties, other states) for a child placed in that county as the result of an informal kinship care relationship.</li> </ul> <p>The Maryland State Department of Education shall compile the reports from the county boards of education and the Baltimore City Board of School Commissioners and, subject to § 2-1246 of the State Government Article, shall submit a report that presents all of the data collected from the county boards in a comprehensive manner to the Senate Education, Health, and Environmental Affairs Committee and the House Ways and Means Committee on or before December 31, 2003. [Corrected Country to County]</p>
SB 894, Ch. 148 ED § 5-401(1)(2)	Maryland State Department of Education SSOS - State Superintendent of Schools	<ul style="list-style-type: none"> <li>(1) The State Superintendent shall review academic intervention programs and behavior modification programs to identify best practices.</li> <li>(2) The State Superintendent shall periodically report on the best practices to the State Board, the county boards, the Governor, and, subject to § 2-1246 of the State Government Article, the General Assembly. [Changes code cite]</li> </ul>
SB 508, Ch. 430(17) ED § 5-216(h)	Maryland State Department of Education TF - Educational Opportunity Summer Pilot Program	<p>That Section(s) 5-216 of Article - Education of the Annotated Code of Maryland be repealed. [Repeals reporting requirement]</p>
HB 341, Ch. 257(1) IN § 14-102(d)	Other agency OTHER - a nonprofit health service plan that is subject to § 14-115(d)	<p>A nonprofit health service plan:</p> <ul style="list-style-type: none"> <li>(1) shall develop goals, objectives, and strategies for carrying out, in accordance with the charter of the nonprofit health service plan, its statutory mission;</li> <li>(2) beginning on December 1, 2003, and continuing through June 30, 2005, shall report quarterly, for the preceding quarter, to the Joint Nonprofit Health Service Plan Oversight Committee on the nonprofit health service plan's compliance with the provisions of this subtitle; and</li> <li>(3) shall provide to the Joint Nonprofit Health Service Plan Oversight Committee any other information necessary for the Committee to meet the goals outlined under § 2-10A-08 of the State Government Article. [Adds "in accordance with the charter of the nonprofit health service plan"]</li> </ul>

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**Part VII**  
**Reports to the Budget Committees**  
**2004 Budget Bill/Joint Chairman's Report**

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Department of Legislative Services  
Annapolis, Maryland

June 2004

**Summary of 2004 Joint Chairmen's Report Items**

JCR Page	Budget Code/Agency	Information Requests	Author	Due Date	Type of Report
<b>Operating</b>					
7	C00A Judiciary	Study of ELROI and mdlandrec.net alternatives	AOC State Archives	9/30/04	Study
8	C80B Office of the Public Defender	Caseload standards report	OPD	11/1/04	Study
11	C98F Workers' Compensation Commission	Evaluation and recommendation for potential consolidation of self-insured and group self-insured company regulation	MIA WCC	12/1/04	Study
11	C98F Workers' Compensation Commission	Effects of the Harris decision	WCC	8/1/04	Study
12	D05E Board of Public Works	Report of pending and completed cases	Baltimore City State's Attorney's Office	9/30/04 12/31/04 3/31/05 6/30/05	Status ROF
17	D15A Executive Department – Boards, Commissions and Offices	Amendment(s) creating additional contractual positions	Governor's Office	45 days prior to approval	ROF
19	D15A Executive Department – Boards, Commissions and Offices	Quarterly report on federal fund expenditures	Governor's Finance Office	10/31/04, and quarterly thereafter	Status
24	D28A Maryland Stadium Authority	Convention center funding options	MSA DBED	10/1/04	Study
25	D38I State Board of Elections	Late filing fees	SBE	30 days prior to the expenditure of the appropriation	Status ROF
26	D38I State Board of Elections	Implementation of State Plan	SBE	12/1/04	Status
27	D40W Department of Planning	Local planning reimbursement report	MDP	10/1/04	Study

<b>JCR Page</b>	<b>Budget Code/Agency</b>	<b>Information Requests</b>	<b>Author</b>	<b>Due Date</b>	<b>Type of Report</b>
28	D40W Department of Planning	Smart Growth report	MDP	10/1/04	Study
29	D50H Military Department	Report on armory closings and MEMA structural needs	Military Department	12/1/04	Study
31	D80Z Maryland Insurance Administration	Evaluation and recommendation for potential consolidation of self-insured and group self-insured company regulation	MIA WCC	12/1/04	Study
38	E50C State Department of Assessments and Taxation	Report on the decline in the usage of the Homeowners' and Renters' Tax Credit program	State Department of Assessments and Taxation	12/1/04	Study
43	F10A DBM – Office of the Secretary	Vehicle Replacement Report	DBM	Annual budget submission	Status
45	F10A02 DBM – Office of Personnel Services and Benefits	Health, dental, mental health, and prescription insurance plans, negotiated changes, enrollment information, and associated funds	DBM	1/15/05	Status
45	F10A02 DBM – Office of Personnel Services and Benefits	Evaluation of feasibility and plan for a single preferred drug list for Medicaid and State employees	Department of Health and Mental Hygiene DBM	7/1/04	Study
47	F10A02 DBM – Office of Personnel Services and Benefits	Performance audit and list of workforce planning best practices in the State	OLA	11/1/04	Study
48	F10A02 DBM – Office of Personnel Services and Benefits	Annual Report of State Personnel, Fiscal Year 2004	DBM	10/1/04	Study
48	F10A02 DBM – Office of Personnel Services and Benefits	Report on teleworking	DBM	10/1/04	Status
49	F10A04 DBM – Office of Information Technology	Projects that deviate from 2004 JCR listing of approved projects with funding levels more than 10% above proposed levels as noted in JCR	DBM	30 days prior to expenditure	Status ROF

<b>JCR Page</b>	<b>Budget Code/Agency</b>	<b>Information Requests</b>	<b>Author</b>	<b>Due Date</b>	<b>Type of Report</b>
51	F10A04 DBM – Office of Information Technology	Provisions of services and information over the Internet	DBM	12/1/04	Study
51	F10A04 DBM – Office of Information Technology	Blueprint for IT oversight	OIT	12/31/04	Study
54	H Department of General Services	Plan to address deferred operating maintenance backlog	DGS DBM	45 days prior to expenditure	Study ROF
55	H Department of General Services	MBE participation level report	DGS	8/1/04	Status
56	H Department of General Services	Update on privatization efforts	DGS	10/1/04	Status
56	H Department of General Services	New MFR goals relating to customer service	DGS	7/1/04	Status
57	J MD Department of Transportation	Capital budget changes	MDOT	With draft CTP With final CTP	Status
58	J MD Department of Transportation	Information on non-transportation expenditures exceeding \$250,000	MDOT	As needed	Status
59	J MD Department of Transportation	Nontraditional debt outstanding and anticipated debt service payments	MDOT	With September forecast With January forecast	Status
59	J MD Department of Transportation	Additional contractual and regular positions	MDOT	As needed	Status
60	J MD Department of Transportation	Justification for an increase of up to \$15 million in debt outstanding	MDOT	45 days prior to the publication of a preliminary official statement	Status
61	J00A01 MDOT – The Secretary’s Office	Explanation of need for additional special funds for grants-in-aid	MDOT	As needed	Status
62	J00A01 MDOT – The Secretary’s Office	Performance measures for the WMATA system	MDOT	2/1/05	Status

<b>JCR Page</b>	<b>Budget Code/Agency</b>	<b>Information Requests</b>	<b>Author</b>	<b>Due Date</b>	<b>Type of Report</b>
64	J00B MDOT – State Highway Administration	Report on the University of Maryland Connector Road project	SHA	7/30/04	Study ROF
71	J00H MDOT – Maryland Transit Administration	Report on ridership on the light rail alignment south of Camden Station	MTA	11/15/04	Status
72	J00H MDOT – Maryland Transit Administration	Information on MARC security	MTA	11/1/04	Study
72	J00H MDOT – Maryland Transit Administration	Report on Study of Efficiency of Baltimore Bus Routes	MTA	12/15/04	Study
73	J00I MDOT – Maryland Aviation Administration	Status report on progress toward reaching the statewide MBE goal	MAA	1/1/05	Status
74	J00I MDOT – Maryland Aviation Administration	Update on consolidated MAA facility	MAA	12/1/04	Study
76	K Department of Natural Resources	DNR law enforcement reorganization report	DNR DBM	10/1/04	Study
76	K Department of Natural Resources	WWIF administrative costs report	DNR DBM	10/1/04	Study
78	K Department of Natural Resources	Land preservation goal report	DNR MDA MDP DBM	11/1/04	Study
79	K Department of Natural Resources	State forest management report	DNR	11/1/04	Study
81	L Department of Agriculture	Arsenic in chicken litter report	MDA	11/1/04	Status
81	L Department of Agriculture	Report on nutrient management program activity	MDA	12/1/04	Status

<b>JCR Page</b>	<b>Budget Code/Agency</b>	<b>Information Requests</b>	<b>Author</b>	<b>Due Date</b>	<b>Type of Report</b>
84	M00A DHMH – Office of the Secretary	Report on staffing patterns and inspections work plan	OHCQ	10/1/04	Study
91	M00F04 DHMH – AIDS Administration	Establishment of pilot program	AIDS Administration MHIP	11/1/04	Status
91	M00F04 DHMH – AIDS Administration	Evaluation of pilot program	AIDS Administration MHIP	11/1/05	Study
99	M00L DHMH – Mental Hygiene Administration	The Maryland Psychiatric Research Center Transfer Agreement	DHMH UMB	9/1/04	Status
100	M00L DHMH – Mental Hygiene Administration	Expansion of community mental health services	DHMH	45 days prior to the expenditure of funds	Study ROF
100	M00L DHMH – Mental Hygiene Administration	Property transfer agreement	DHMH	30 days prior to seeking Board of Public Works approval of agreement	Study
103	M00L DHMH – Mental Hygiene Administration	Community mental health service delivery system	DHMH	12/1/04	Study
107	M00Q DHMH – Medical Care Programs Administration	Evaluation of feasibility and plan for a single preferred drug list for Medicaid and State employees	DHMH DBM	7/1/04	Study
113	M00Q DHMH – Medical Care Programs Administration	Status of efforts to gain federal participation in working capital advances	DHMH	10/1/04	Status
113	M00Q DHMH – Medical Care Programs Administration	Report on managed care funding and outcomes	DHMH	9/1/04	Study
116	N Department of Human Resources	Report on provisions of passed federal TANF reauthorization legislation	DHR	Within 30 days of final passage of federal legislation	Study

<b>JCR Page</b>	<b>Budget Code/Agency</b>	<b>Information Requests</b>	<b>Author</b>	<b>Due Date</b>	<b>Type of Report</b>
116	N Department of Human Resources	Notice of any regulatory, policy, procedural, or budgetary change in fiscal 2005 that transfers among programs, increases, or decreases TANF funds of \$1,000,000 or more	DHR	30 days prior to the effective date of the change	Status
117	N Department of Human Resources	Report on provisions of passed federal TANF reauthorization legislation	DHR	Within 30 days of final passage of federal legislation	Study
117	N Department of Human Resources	Notice of any regulatory, policy, procedural, or budgetary change in fiscal 2004 that transfers among programs, increases, or decreases TANF funds of \$1,000,000 or more	DHR	30 days prior to the effective date of the change	Status
118	N Department of Human Resources	Quarterly reports on TANF expenditures, obligations, and remaining balance	DHR	9/1/04, and quarterly thereafter	Status
122	N00D DHR – Child Care Administration	Assessment, program improvement plan, and monthly participation statistics related to the Child Care Credentialing Program	DHR	12/1/04	Study
124	N00G DHR – Local Department Operations	Plan or proposal to close or consolidate a local branch office of the Baltimore City Department of Social Services	DHR	45 days prior to implementation of a plan or proposal	Status
126	N00G DHR – Local Department Operations	Report on proposed changes to the TEMHA program and their impact	DHR	45 days prior to the effective date of the proposed changes	Study
127	N00G DHR – Local Department Operations	Plan for implementation of reduced caseload to staff ratios	DHR	11/1/04	Study
135	Q00A DPSCS – Office of the Secretary	Interagency agreement approved by the Board of Public Works	DPSCS	Prior to agreement	Status
136	Q00B DPSCS – Division of Correction – Headquarters	List of positions converted during fiscal 2005	DPSCS	Within 30 days of conversion	Status
136	Q00B DPSCS – Division of Correction – Headquarters	Report on a program that addresses addiction, rehabilitation, and treatment of inmates in the State's custody	DPSCS DBM DHMH MSDE	9/1/04	Study ROF

<b>JCR Page</b>	<b>Budget Code/Agency</b>	<b>Information Requests</b>	<b>Author</b>	<b>Due Date</b>	<b>Type of Report</b>
143	Q00C02 DPSCS – Division of Parole and Probation	Report on the Division of Parole and Probation’s vehicle fleet	DBM	9/1/04	Study
150	R00A02 MSDE – Aid to Education	Proposal for funding adult literacy	MSDE	11/15/04	Study
154	R00A04 MSDE – Subcabinet Fund	Voluntary placements pilot project plan	OCYF	Prior to implementation	Study ROF
155	R00A04 MSDE – Subcabinet Fund	Use of training funds	DJS	30 days prior to expenditure	Status ROF
157	R00A04 MSDE – Subcabinet Fund	Out-of-home placement data	OCYF	12/1/04	Study
157	R00A04 MSDE – Subcabinet Fund	Capacity of current network of YSBs	Subcabinet OCYF	10/1/04	Study
162	R30B University System of Maryland	Report specifying the ongoing time and financial resources used in support of collective bargaining	USM	7/1/04	Study
163	R30B University System of Maryland	Report on findings of Board of Regents work group and consultants hired to study efficiency	USM	10/1/04	Study
164	R30B36 USM – University System of Maryland Office	Study on allocation of general funds among USM institutions	USM	10/1/04	Study
167	R62I Maryland Higher Education Commission	Plan for expenditure of funds designated to enhance historically black institutions	MHEC	45 days prior to expenditure of funds	Status ROF
169	R62I Maryland Higher Education Commission	Report on regional higher education centers	MHEC	7/1/04	Study
177	S00A Department of Housing and Community Development	Grant distribution annual report	DHCD	10/1/04	Status
178	S50B Maryland African	MOU setting forth the terms and conditions of the fiscal 2005 grant funds	MAAMC DBM	7/1/04	Status

JCR Page	Budget Code/Agency	Information Requests	Author	Due Date	Type of Report
	American Museum Corp.				
185	T00 Department of Business and Economic Development	Follow-up audit	OLA	10/1/04	Study
185	T00 Department of Business and Economic Development	Report on fiscal 2002 and 2003 actual Preakness promotional spending and economic development strategies	DBED	7/1/04	Study
185	T00 Department of Business and Economic Development	Report on fiscal 2004 actual Preakness promotional spending and economic development strategies	DBED	7/1/04	Study
185	T00 Department of Business and Economic Development	Report on fiscal 2005 planned Preakness promotional spending and economic development strategies	DBED	3/1/05	Study
185	T00 Department of Business and Economic Development	Report on fiscal 2005 actual Preakness promotional spending and economic development strategies	DBED	6/30/05	Study
188	U00A Department of the Environment	Environmental Enterprise Management System (EEMS) Status Report	MDE DBM	Prior to implementation of EEMS phase three	Status ROF
189	U00A Department of the Environment	Fees report	MDE	11/15/04	Study
193	V Department of Juvenile Services	Juvenile drug court management study	DJS	Prior to future request for expansion of current activities	Study
195	V Department of Juvenile Services	DJS staffing issues	DJS	11/1/04	Study
195	V Department of Juvenile Services	Federal fund maximization	DJS	12/1/04	Study

JCR Page	Budget Code/Agency	Information Requests	Author	Due Date	Type of Report
197	W Department of State Police	2003 Uniform Crime Report	DSP	45 days before expenditure	Status ROF
198	W Department of State Police	Full cost of extraditions report	DSP	1/5/05	Study
199	W Department of State Police	Assessment of civilianization opportunities	DSP	9/1/04	Study
204	Section 2	Record of regular and contractual FTE position activity	DBM	As needed	Status
205	Section 18	Department of Human Resources positions created through grants from sources other than local management boards	DHR	12/1/04	Status
206	Section 18	Status of positions created with non-state funding sources	DBM	6/30/05	Status
207	Section 23	Report on accrued funds for fiscal 2004 services	DHR DHMH MSDE	11/1/04 3/1/05 6/1/05	Status
210	Section 31	Report on status of ledger control account	State's Treasurer's Office GAD	Monthly, beginning 7/1/04	Status
210	Section 32	Report on funding for homeland security	Governor's Office for Homeland Security	10/1/04	Study
212	Section 35	Report on pilot sick leave incentive program	DBM	2/1/05	Status
215	Section 40	List of abolished positions	DBM	7/1/04	Status
217	Section 42	Report of all Executive Pay Plan positions	DBM MDOT	7/15/04 10/15/04 1/15/05 4/15/05	Status
218	Section 43	Report on the cost of implementing provisions of collective bargaining agreements	DBM USM St. Mary's College MSU BCCC	1/28/05	Study

<b>Capital</b>					
237	DE02.01 Board of Public Works – General	New capital facilities renewal projects – letter of notification	DGS	As required, prior to expenditure	Status

	State Facilities				
237	DE02.01 Board of Public Works – General State Facilities	Supplemental Funding Capital Project Report	DBM Office of Capital Budgeting	12/1/04	Study
241	Q Department of Public Safety and Correctional Services	New prisons construction plan to increase inmate housing	DPSCS	11/1/04	Study
255	VA01 Department of Juvenile Services	Interim report on a service delivery system for DJS youth	DJS	12/31/04	Study
255	VA01 Department of Juvenile Services	Facilities Master Plan	DJS	1/15/06	Study
258	ZA00 Miscellaneous Grant Programs	Comprehensive financing and property acquisition plan	City of Baltimore	7/1/04	Study

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**Part VIII**  
**State Treasurer's Office**

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Department of Legislative Services  
Annapolis, Maryland

June 2004

**TREASURER'S REPORT TO  
LEGISLATIVE POLICY COMMITTEE  
JUNE 15, 2004**

**Nancy K. Kopp  
State Treasurer**

Section §5-104 of the State Government Article of the Annotated Code of Maryland provides that, “The Treasurer shall address the Legislative Policy Committee of the General Assembly on a semi-annual basis and as necessary on issues of legislative importance, including the activities of the Board of Public Works, bond sales, and investment and procurement initiatives.”

Accordingly, the following report is submitted:

### **State Treasurer’s Office**

As we continue to face the most challenging fiscal times in several years, the office is working diligently to efficiently and effectively assist State agencies and the citizens of Maryland with State Treasury-related issues. This includes support for state agencies in working to limit insurance costs, and improving banking and cash management procedures. We continue to work closely with the Comptroller’s Office to address a number of fiscal issues, including timing of debt issuance, analysis and improvement of cash reconciliation procedures, and efficient handling of unclaimed checks and other funds. We are building upon staff expertise and the reports of the Office of Legislative Audits to assist agencies in improving their business practices, as well as the practices of the Treasury Office itself. Additionally, we have initiated different workgroups made up of our STO staff and local government representatives to both address local needs and mutually utilize the experience and successes of various agencies. We continue to hold small informative seminars for foreign dignitaries and other groups that will allow us to explain our role in state government and are currently working with a state-wide public-private effort to improve financial literacy of Maryland citizens, both in school and beyond. Our agenda is full and challenging; the State Treasurer’s Office is working hard and achieving real results.

Listed below are brief descriptions of the major activities of the working Divisions of the State Treasurer’s Office. The Treasurer and the Office stand ready to provide greater information in depth on these or any other issues that arise.

### **Investment**

The average General Fund investment portfolio year-to-date totaled \$3,776,682,131 on April 30, 2004. This represents an increase of over \$204 million from the average balance of \$3,571,810,874 on April 30, 2003. Much of this increase was due to an increase in State revenue.

On April 30, 2004, the portfolio was earning an average of 1.28% compared to 2.02% at the same time last year. This decline in the return of the total portfolio reflects the increasing proportion invested during the post 2001 extremely low interest rate period. The decline in interest rates reduced gross interest earnings before interest allocation to the agencies of \$44,489,040 compared with earnings of \$68,816,067 for the same ten-month period for fiscal year 2003. That was a 35% decrease totaling \$24.3 million.

Interest rates have been declining since the beginning of calendar year 2001, and will remain at or near these historically low levels through the remainder of calendar year 2004. Rates are anticipated to increase going into calendar year 2005, phasing in as more of the portfolio is invested at higher rates.

The Office continues to invest according to our adopted investment policy, which sets out our goals, priorities and constraints. Our overriding goal continues to be maintaining required liquidity to assure uninterrupted funding of State government and local payments. We continue to examine investment policies and practices in comparison of peer AAA-rated states and in the coming months we will continue to review our cash management practices to assure best returns and practices.

### **Bond Sales/Leasing**

The State Treasurer's Office is hosting a meeting with the three bond rating agencies prior to the July 21, 2004 bond sale. Analysts from Standard & Poors, Moody's Investors Service and Fitch Ratings will meet with State representatives on July 16 and 17 to review Maryland's current economic and fiscal situation and projections. Wednesday's meeting will include feature presentations by the Governor, Treasurer, Comptroller, Speaker of the House and Senate President and other Legislative fiscal leaders, as well as the Director of the Legislative Office of Policy and Analysis, Director of the Bureau of Revenue Estimates, Secretaries of Budget & Management, Business & Economic Development, Transportation and the Executive Director of the State Retirement Agency. The following day a tour of Baltimore City will showcase current and planned development, highlighting those projects that have State and City participation. The unexpected recent revenue increase from the collection of sales and income taxes is good news prior to this meeting.

The projected amount of the July Bond Sale is \$325,000,000 and may also include a refunding in the amount of approximately \$120,000,000, contingent upon the movement of interest rates prior to the sale. The refunding should provide approximately 3.5% present value savings and reduce outstanding debt by about \$ 4,000,000.

The capital lease-financing program allows State agencies to acquire equipment and pay for those items over a three-to-five year time frame. The current Master Equipment Lease-Purchase Agreement with First Municipal Credit Corporation in the amount of \$96,000,000 which originated in June, 2003, has been extended; the current amount remaining is \$46,113,580.45. It is anticipated that a relatively small portion of the remaining amount may be used to finance portable classrooms for the new educational program at the Hickey School.

The Treasurer's Office also manages a \$30,000,000 Energy Performance Master Lease-Purchase Agreement, which provides funding for energy conservation at State facilities. This program has currently funded \$13,781,742.48 in projects. The Treasurer's Office also works with the Maryland Energy Assistance Program in their effort to improve energy efficiency in buildings and facilities.

## **Board of Public Works**

The Treasurer represents the General Assembly on the Board of Public Works (BPW). During the past quarter, several thorny and contentious procurement issues have come before the BPW, requiring considerable research and consultation with members of the General Assembly. The most prominent one that comes to mind was the BWI concessions contract. Multi-year, high-dollar contracts necessitate serious examination to ensure that the procurement process is fair, open and competitive, and that the citizens of Maryland will continue to receive urgently needed services.

The BPW is charged with assuring the prudent use of public funds. This obligation entails detailed review of all BPW agenda items. As would be expected, the Treasurer is sensitive to issues raised by the Legislature, to ensure that agency contracts are consistent with legislative policy. The Treasurer seeks constant input from the Department of Legislative Services (DLS) in reviewing and commenting upon the BPW agenda and uses DLS responses in questioning agencies about their procurements; for example, information technology contracts draw considerable attention from both DLS and the Treasurer.

In preparation for Board of Public Works meetings, staff for the Governor, Comptroller and Treasurer, along with the Secretary of the Board of Public Works, conduct pre-board staff meetings on the Mondays prior to the bi-weekly meetings. In addition, the staffers as well as the BPW members participate in numerous briefings related to upcoming agenda items. As noted, the Treasurer retains a close working relationship with legislative policy analysis staff and the budget committees.

One of the major issues before the Board of Public Works is the annual public school construction program. Funds available for the Public School Construction Capital Improvement Program for fiscal year 2005, as approved by the Board of Public Works total \$127.478 million. The FY 2005 program is funded by a \$114.226 million bond authorization (including \$15 million added by the General Assembly to the capital budget), \$2.4 million in Stadium Authority funds and \$10.852 million reallocated from the Public School Construction Program Statewide Contingency Account. The total bond authorization includes \$1.6 million specifically dedicated to the Aging Schools Program.

The Task Force to Study Public School Facilities, established by the 2002 General Assembly and chaired by the State Treasurer, issued its recommendations and final report to the Governor and the General Assembly in February 2004. One of the primary charges to the Task Force was to evaluate and make recommendations regarding the adequacy of school facilities to support educational programs funded through an adequate operating budget, as proposed by the Thornton Commission.

The Task Force, working with State and local experts, developed fundamental standards for adequate school facilities and designed a facility assessment survey. Survey data for 1342 public schools was submitted by the Local Education Agencies (LEAs) between March and mid-July 2003 and made public on November 6, 2003. The second phase of the survey--estimates of the

costs required to bring school facilities to standards that apply to new construction--was reported to the Task Force on December 1, 2003.

The survey found that the total State and local cost to bring Maryland's schools to today's standards is approximately \$3.85 billion, with the State cost at approximately \$2 billion and the local cost at approximately \$1.85 billion. This figure includes the cost to house kindergarten and pre-kindergarten programs associated with the Bridge to Excellence in Education legislation of 2002, and to provide capacity for 95 percent of the anticipated 2007-2008 school year enrollment. In a follow-up survey, it was determined that 12 schools in Maryland had, or have conditions that could be immediately hazardous to their occupants. All of these schools received funding through the Public School Construction Capital Improvement Program and deficiencies will be corrected by the end of 2004. Presently, these schools have instituted temporary measures to protect the health and safety of the occupants.

Also, the Task Force examined alternative funding and financing strategies for public school construction, including lease-lease back, sale-lease back, performance-based contracting and public-private partnerships. Also, it reviewed the State/local cost share formula, the standards for State Rated Capacity and other issues related to the State's school construction funding. Many of the Task Force's recommendations were documented in the Public Schools Facilities Act of 2004 (HB 1230 / SB 787), signed into law on May 11, 2004. The legislation states \$3.85 billion as the goal of full funding by fiscal year 2013 to correct deficiencies found in the 2003 facilities assessment survey.

## **Insurance**

Although the Insurance Division procures commercial insurance policies for certain risks, most of the coverage provided is self-insured through the State Insurance Trust Fund (SITF). This Fund is administered and managed by the Insurance Division.

### Current Status of SITF

- Balance of SITF as of June 30, 2003 is \$11.4 million
- Actuary recommended fund balance at June 30, 2003 to be \$26.2 million (shortfall of \$14.9 million)
- Est. Balance on June 30, 2004 to be \$1.5 million – actuarial shortfall of \$24.7 million
- Est. Balance on June 30, 2005 to be \$5.0 million – actuarial shortfall of \$21.1 million

### Reasons for the Actuarial Shortfall

- FY 02 \$5.0 million removed from SITF as part of BRFA
- FY 03 premiums budgeted and collected \$8.7 million
- FY 03 claims expenditures (\$11.1) million
- FY 03 increase cost of property coverage (\$4.0) million
- FY 03 expenses in excess of collections \$6.4 million
- FY 03 claims submitted up 30% over FY 02
- FY 04 STO proposed premiums of \$11.9 million. DBM reduced to \$10.9 million

- FY 04 Hurricane Isabel projected to increase claims expenditures \$4.5 million above original estimates.
- FY 05 STO recommended premiums of \$34.0 million to start to bring Fund balance up to actuarial recommended balance (prior to Isabel), while also noting that a minimum of \$20.0 million would be required to meet projected cash flow needs, leaving an actuarial gap.
- FY 05 DBM included minimum premium of \$20.0 million

#### Current issues Further Impacting SITF

- Hurricane Isabel damage claims submitted from 22 State agencies estimated in excess of \$17 million
- Hurricane Isabel creates exposure to SITF for \$4.5 million in unanticipated losses, composed of \$2.5 million for the self-insured retention (deductible) under the State's commercial property excess insurance policy and \$2.0 million in additional expenses.
- Damages not covered under SITF or commercial property excess insurance are eligible for federal FEMA funds. FEMA requires the State to demonstrate that insurance coverage is in place (either through a special, segregated SITF account or commercial insurance) in an amount equal to the amount eligible to be paid by FEMA. This coverage must remain in place indefinitely, subject to federal sanctions.
- Additional commercial flood insurance coverage will be purchased to satisfy FEMA requirements in FY 2005.

#### Proposed solution requires a combination of efforts:

- Increase premiums charged to State agencies to reflect true actuarial cost and replenish SITF
- Institute loss control measures for State agencies
- Develop training programs for State agencies to improve risk management reporting and results
- Increase oversight of annual property surveys to improve Agency reporting of values

Insurance coverage includes real and personal State property, physical damage for State vehicles, and liability claims brought under the Maryland Tort Claims Act. The commercial policies that are procured cover professional liability exposures, transportation risks, excess property exposures and student athletes' accident programs. Commercial insurance placements for the current fiscal year are anticipated to be approximately \$11 million in contract values. This increase is a result of updated property values and the continued hardening of the commercial insurance market. Additionally, several of our expiring policies had three year guaranteed rates, and we are encountering considerable premium increases. We have also noticed that mergers and acquisitions have reduced the number of insurance carriers marketing to the State. Finally, many insurers have reduced the limits of coverage they will offer, compelling us to involve more carriers to obtain the limits we require.

The Insurance Division is nearing completion of our project with Information Technology to convert the Annual Insurance Survey process to an electronic transmission for the fall of 2004.

We continue to update our Statewide property schedule. We have exchanged State property lists with the Governor's staff in order to compare data. This information is required by the insurance companies which underwrite our commercial policies, and assists in garnering competitive pricing.

The Insurance Division continues to take actions to save tax dollars and avoid unnecessary expenditures. During the past year, we have revised our procurement method in order to introduce additional competition. The savings we've realized have been significant. Normally, commercial insurance commissions average approximately 10% to 20% of the premium. The introduction of competition at the fee for service level has reduced our costs to slightly over 2% of the premium.

This year, the Insurance Division's Claims Department will investigate and adjust nearly 4,400 claims, an increase of almost 34% over last year. The primary focus of the Claims Department is to provide superior service to its internal and external customers through prompt and accurate claims processing. Currently, there are approximately 1,500 claims under investigation. This represents an increase of approximately 25% over last year. Damage caused by Hurricane Isabel, liability resulting from a resurfacing project on Route 50, and a significant jump in routine claims submitted to the Treasurer's Office have contributed to this increase in open claims.

The Division continues to explore improvements to its technology systems, and use of the internet, to augment its ability to meet the needs of its customers, not only in terms of providing prompt claims service, but also to make available comprehensive loss history and analysis, and to assist State agencies in establishing loss control and loss prevention programs. The Insurance Division has a Loss Prevention Department, which has, as its primary goal, working with all State agencies to control and prevent losses. The Division maintains a continuing educational program, conducting periodic seminars for the Insurance Coordinators of each State agency.

### **Banking Services**

Banking Services continues to work toward its goal of providing efficient, accurate, and timely banking services to all State agencies and external customers through the use of new technologies and refined processes.

The bank account reconciliation has been restructured to a format that conforms to industry practice and captures detailed financial activity. We have reengineered many of the processes within the division to allow for more effective tracking of financial data and to provide more rigorous financial controls. The bank account reconciliation and the processes that supply the data are now completed daily, providing the ability to quickly identify and respond to any processing irregularities. The new reconciliation format and enhanced processing controls will allow a smoother transition to the new automated account reconciliation package.

Working with the Office's Procurement Officer, we are currently completing the new contracts for the entire range of banking services for the State. This major undertaking will result in even more efficient and technologically up-dated banking services and tools in the coming years.

We are effectively working with State agencies to encourage the use of electronic funds transfers (EFT's) for both payment and receipt of funds, enhancing the ability to ensure timely and accurate recordation of State funds. We have been working with the Comptroller's Revenue Administration Division to expand their direct debit capabilities, and continue working with State agencies in their ability to accept internet payments through secure websites.

We anticipate other enhancements to our processes as we communicate with our peers in other states, as well as banking consultants, to discover how others are meeting today's banking challenges, and explore new financial products that will increase our capabilities to provide excellent cost-saving banking services to the Maryland State Agencies.

### **Information Technology**

The Information Technology Division's mission is to support, maintain and enhance the technological capability and infrastructure of the State Treasurer's Office, in order to meet the diverse needs of both our internal divisions and the agencies we serve. The systems in place support multi-platform hardware, programs, applications and operating systems. The Data Processing area processes over twenty thousand transactions and checks per day.

The Information Technology group is currently working on various projects to improve productivity within the State Treasurer's Office and to assist in achieving the Office's critical business objectives. The State Treasurer's Internet website continues to be enhanced and content updated to provide improved information to the public and other State agencies. A new Intranet website has been developed and implemented to improve internal communications and sharing of information for all STO staff. We continue to work closely with the Banking Services Division to enhance the current account reconciliation system in preparation for systems parallel and implementation of a new automated account reconciliation system. In the coming months, we will initiate a project, working with MEMA, DBM, and agency management, to develop Business Contingency/Continuity Plans, including a Disaster/Recovery approach for STO. A Disaster/Recovery Quick Plan was developed and submitted to DBM in September 2003.

I appreciate the opportunity to provide this information to the Legislative Policy Committee. If the Committee members have any questions, please call me at (410) 260-7160 or Ms. Bernadette T. Benik, Legislative Liaison on (410) 260-7080.