



SYNOPSIS

House Bills and Joint Resolutions
2013 Maryland General Assembly Session

February 6, 2013
Schedule 18

PLEASE NOTE: February 8 – Bill introduction deadline.

All bills must be given to the Chief Clerk by 5:00 P.M. on Thursday, February 7.

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

HOUSE BILLS INTRODUCED FEBRUARY 6, 2013

HB 735 Delegate Olszewski, et al

LABOR AND EMPLOYMENT – MARYLAND EARNED SICK AND SAFE LEAVE ACT

Requiring specified employers to provide employees with specified earned sick and safe leave; providing for the manner in which earned sick and safe leave is accrued by the employee and treated by the employer; requiring an employer to allow an employee to use earned sick and safe leave for specified purposes; requiring an employee, under specified circumstances, to request leave, notify the employer of specified information, and comply with specified procedures; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2013

LE, § 2-106(b) - amended and §§ 3-103(f) and 3-1101 through 3-1111 - added

Assigned to: Economic Matters

Department of Legislative Services

90 State Circle, Annapolis, Maryland 21401-1991

Baltimore Area: 410-946-5400 — Washington Area: 301-970-5400

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HB 736 Delegate Kipke**HEALTH INSURANCE – PHARMACY BENEFITS MANAGERS –
SPECIALTY DRUGS**

Requiring the State Board of Pharmacy, in consultation with the University of Maryland School of Pharmacy, to specify the prescription drugs that may be considered specialty drugs by a pharmacy benefits manager; requiring the Board to publish in the Maryland Register a list of the prescription drugs that may be considered specialty drugs; requiring a pharmacy benefits manager to designate on a formulary only prescription drugs that are on the list of specialty drugs published by the Board; etc.

EFFECTIVE OCTOBER 1, 2013

IN, § 15-1632 - added

Assigned to: Health and Government Operations

HB 737 Delegate Olszewski, et al**CRIMES – MALICIOUS DESTRUCTION OF PROPERTY BY GRAFFITI
– PENALTIES**

Altering the requirement that a court order a person convicted of causing malicious destruction of property by an act of graffiti to either pay restitution or perform community service or both so as to require that the court order both the payment of restitution and community service.

EFFECTIVE OCTOBER 1, 2013

CR, § 6-301 - amended

Assigned to: Judiciary

HB 738 Allegany County Delegation**JUVENILE LAW – JURISDICTION – FALSE STATEMENTS ABOUT
DESTRUCTIVE DEVICES OR TOXIC MATERIALS**

Excluding from the jurisdiction of the juvenile court specified juvenile offenders who violate a specified prohibition on making a false statement about a destructive device or toxic material.

EFFECTIVE OCTOBER 1, 2013

CJ, § 3-8A-03(d) - amended

Assigned to: Judiciary

HB 739 Delegate Parrott, et al**PUBLIC INSTITUTIONS OF HIGHER EDUCATION – LEGAL PRESENCE AND TUITION RATES – REPORTING**

Requiring public institutions of higher education to report annually, on or before October 1, to the Maryland Higher Education Commission the number of students attending that institution who are legally present, or not legally present, in the United States, and the number of students who pay in-State versus out-of-state tuition rates, disaggregated by specified categories; requiring the Commission to report annually, on or before December 31, to the General Assembly specified information; etc.

EFFECTIVE JULY 1, 2013

ED, § 11-408 - added

Assigned to: Appropriations and Ways and Means

HB 740 Delegate Hixson, et al**GRADUATE LEVEL EDUCATION – EXEMPTION FROM PAYING NONRESIDENT TUITION – MEMBERS OF THE UNITED STATES ARMED FORCES**

Exempting active duty members and honorably discharged veterans of the United States armed forces who attend a public institution of higher education within 5 years of the honorable discharge from paying nonresident tuition rates at the public institution of higher education for graduate level education; etc.

EFFECTIVE OCTOBER 1, 2013

ED, § 15-106.4(a) - amended and § 15-106.4(d) - added

Assigned to: Appropriations

HB 741 Delegate Carr**PUBLIC SERVICE COMMISSION – NEW AND CHANGED RATES – NOTICE PERIOD**

Altering from 30 days to 22 business days the period during which a public service company is required to provide notice to the Public Service Commission before establishing a new rate or changing a current rate; altering from 30 days to 22 business days the period during which a public service company must publish a new rate or change in rate in specified schedules; etc.

EFFECTIVE OCTOBER 1, 2013

PU, § 4-203 - amended

Assigned to: Economic Matters

HB 742 Delegates Waldstreicher and McDermott**CRIMINAL PROCEDURE – CITATION AUTHORITY**

Authorizing a police officer to charge by citation for sale of an alcoholic beverage to an underage drinker or intoxicated person, malicious destruction of property if the amount of damage to property is less than \$500, and theft of property or services with a value of less than \$1,000; and making the Act an emergency measure.

EMERGENCY BILL

CP, § 4-101(c) - amended

Assigned to: Judiciary

HB 743 Delegate Gilchrist, et al**INCOME TAX – SUBTRACTION MODIFICATION FOR RETIREMENT INCOME**

Altering the calculation of the maximum subtraction modification allowed under the Maryland income tax for specified retirement income under specified circumstances; including income from specified rollover individual retirement accounts in the subtraction modification under specified circumstances; etc.

EFFECTIVE JULY 1, 2013

TG, § 10-209 - amended

Assigned to: Ways and Means

HB 744 Delegate Carter, et al**CREATION OF A STATE DEBT – BALTIMORE CITY – PARK HEIGHTS WOMEN AND CHILDREN’S CENTER**

Authorizing the creation of a State Debt not to exceed \$450,000, the proceeds to be used as a grant to the Board of Directors of the Gaudenzia Foundation, Inc. for the planning, design, construction, and capital equipping of the Park Heights Women and Children’s Center, located in Baltimore City; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 745 Delegate Carter, et al**CREATION OF A STATE DEBT – BALTIMORE CITY – LIBERTY REC AND TECH CENTER**

Authorizing the creation of a State Debt in the amount of \$200,000, the proceeds to be used as a grant to the Board of Directors of Howard Park Civic Association, Inc. for the planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Liberty Rec and Tech Center, located in Baltimore City; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 746 Delegate Reznik**HEALTH OCCUPATIONS – LICENSED PODIATRISTS – SCOPE OF PRACTICE**

Altering the definition of “practice podiatry” to include the surgical treatment of acute ankle fracture in the scope of practice of licensed podiatrists.

EFFECTIVE OCTOBER 1, 2013

HO, § 16-101 - amended

Assigned to: Health and Government Operations

HB 747 Delegate Simmons, et al**CREATION OF A STATE DEBT – MONTGOMERY COUNTY – ROCKVILLE EMERGENCY MANAGEMENT AND MAINTENANCE FACILITY**

Authorizing the creation of a State Debt not to exceed \$340,000, the proceeds to be used as a grant to the Mayor and City Council of the City of Rockville for the construction, repair, renovation, reconstruction, and capital equipping of the Rockville Emergency Management and Maintenance Facility, located in Rockville; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 748 Delegates Simmons and Kramer**FAMILY LAW – GROUNDS FOR DIVORCE**

Providing that for purposes of granting a limited or an absolute divorce, parties shall be considered to be living separate and apart without cohabitation even if the parties share living expenses and a residence, as long as the parties maintain separate bedrooms; and establishing that specified third party corroboration is not necessary under the Act.

EFFECTIVE OCTOBER 1, 2013

FL, §§ 7-102 and 7-103 - amended

Assigned to: Judiciary

HB 749 Delegate Beitzel**GARRETT COUNTY – ALCOHOLIC BEVERAGES – LICENSES, PERMITS, AND OTHER AUTHORIZATIONS**

Authorizing the Board of License Commissioners in Garrett County to grant specified license holders a privilege at no charge to sell specified alcoholic beverages at catered events in commemorative or special event bottles under specified circumstances; establishing a Class BDR beer and wine license for a deluxe restaurant; establishing a refillable container permit for specified draft beer license holders; authorizing the Board to issue annually not more than two beer festival licenses; etc.

EFFECTIVE JUNE 1, 2013

Art. 2B, Various Sections - added and amended

Assigned to: Economic Matters

HB 750 Chair, Ways and Means Committee (By Request – Departmental – Veterans Affairs)**MARYLAND VETERANS TRUST FUND – INCOME TAX CHECKOFF**

Establishing an income tax checkoff system for voluntary contributions to the Maryland Veterans Trust Fund; requiring the net proceeds of contributions from the checkoff system to be distributed to the Fund; requiring the checkoff to meet specified requirements; requiring the Comptroller of the Treasury to collect and distribute checkoff contributions in a specified manner; etc.

EFFECTIVE JULY 1, 2013

SG, § 9-913(e) - amended and TG, §§ 2-114 and 10-804(k) - added

Assigned to: Ways and Means

HB 751 Chair, Ways and Means Committee (By Request – Departmental – Business and Economic Development)

INCOME TAX CREDIT – MARYLAND QUALIFIED RESEARCH AND DEVELOPMENT EXPENSES – CREDIT AMOUNTS

Increasing the total amount of Maryland research and development credits that the Department of Business and Economic Development may approve and certify in a calendar year; applying the Act to tax credits approved and certified after December 15, 2013; etc.

EFFECTIVE JUNE 1, 2013

TG, § 10-721(c) - amended

Assigned to: Ways and Means

HB 752 Chair, Ways and Means Committee (By Request – Departmental – Lottery)

VIDEO LOTTERY GAMING – TERM OF LICENSE

Altering the term of specified licenses required for video lottery gaming from 3 to 5 years.

EFFECTIVE JULY 1, 2013

SG, § 9-1A-07(f) - amended

Assigned to: Ways and Means

HB 753 Delegate Malone, et al

MOTOR VEHICLES – USE OF WIRELESS COMMUNICATION DEVICE – PROHIBITED ACTS, ENFORCEMENT, AND PENALTIES

Repealing provisions of law that require enforcement as a secondary offense of specified violations involving the use of a wireless communication device while operating a motor vehicle; repealing provisions of law that apply prohibitions involving the use of a wireless communication device to specified operators of motor vehicles only if the motor vehicle is in motion; providing that specified prohibitions apply only if the motor vehicle is in the travel portion of a roadway; altering a specified penalty; etc.

EFFECTIVE OCTOBER 1, 2013

TR, §§ 21-1124 and 21-1124.2 - amended

Assigned to: Environmental Matters

HB 754 Delegate Beidle, et al**ENVIRONMENT – REDUCTION OF LEAD RISK IN HOUSING – QUALIFIED OFFER**

Prohibiting a specified person from bringing a specified action against specified owners under specified circumstances; entitling a specified person who receives specified notice to specified evidence under specified circumstances and within a specified period of time; authorizing a specified owner to require a specified test for elevated blood lead for specified persons within a specified period of time; authorizing a specified person to make a qualified offer in a specified manner; etc.

EFFECTIVE OCTOBER 1, 2013

EN, §§ 6-826, 6-829, 6-830, 6-831, 6-836, 6-839, and 6-840 - amended and § 6-828.1 - added

Assigned to: Environmental Matters

HB 755 Delegate Stukes, et al**TRANSPORTATION – TRANSIT VEHICLE OPERATORS – PROHIBITION ON USE OF WIRELESS COMMUNICATION DEVICES**

Prohibiting a person from using a specified wireless communication device while operating a transit vehicle; etc.

EFFECTIVE OCTOBER 1, 2013

TR, § 7-705.1 - added

Assigned to: Environmental Matters

HB 756 Delegate Oaks, et al**STATE BIRDS – ORIOLE AND RAVEN**

Making the raven the second State bird of Maryland.

EFFECTIVE OCTOBER 1, 2013

SG, § 13-302 - amended

Assigned to: Health and Government Operations

HB 757 Delegate Holmes**PROCUREMENT – MINORITY BUSINESS ENTERPRISES –
REPORTING OF ARCHITECTURAL SERVICES AND ENGINEERING
SERVICES CONTRACTS**

Requiring that specified units of State government report to specified entities information by separate category concerning the unit's procurements for architectural services and for engineering services from minority business enterprises for the preceding fiscal year; altering definitions; etc.

EFFECTIVE JUNE 1, 2013

SF, § 14-305 - amended

Assigned to: Health and Government Operations

HB 758 Delegate Frush**ELECTION LAW – POLLING PLACES – WAITING TIMES TO VOTE**

Requiring that each polling place on election day be supplied with a number of voting machines and staffed with a number of election judges that the State Board of Elections, in collaboration with the local boards of elections, determines is sufficient to ensure that each voter will be able to cast a ballot after waiting no more than 15 minutes; etc.

Preliminary analysis: local government mandate

EFFECTIVE JUNE 1, 2013

EL, § 10-101(a)(2) - amended, § 10-301.1(b) - repealed, and § 10-301.1 (b) - added

Assigned to: Ways and Means

HB 759 Delegate Malone**VEHICLE LAWS – DISTRACTED DRIVING – PROHIBITION**

Prohibiting a person from driving a motor vehicle in an inattentive manner resulting in the unsafe operation of the motor vehicle when the inattention is caused by the driver engaging in specified preoccupying activities; providing that a violation of the Act is not a moving violation for the purpose of assessing points; authorizing a police officer to enforce the Act only as a secondary offense; etc.

EFFECTIVE OCTOBER 1, 2013

TR, § 21-901.3 - added

Assigned to: Environmental Matters

HB 760 Delegate Fisher, et al**MARYLAND TRANSPORTATION AUTHORITY – PRIVATIZATION OF THE INTERCOUNTY CONNECTOR AND THE I-95 EXPRESS TOLL LANES**

Requiring the Maryland Transportation Authority, in consultation with the Secretary of Transportation, to initiate the process to issue a request for proposals on or before December 31, 2013 to privatize the Intercounty Connector (ICC/MD 200) and the I-95 Express Toll Lanes north of Baltimore City; providing that the request for proposals be issued in accordance with specified procurement requirements; etc.

EFFECTIVE JUNE 1, 2013

TR, § 4-321(h) - added

Assigned to: Ways and Means

HB 761 Delegate Fisher, et al**STATE HIGHWAY ADMINISTRATION – PRIVATIZATION OF REST AREAS AND WELCOME CENTERS ON STATE HIGHWAYS**

Requiring the State Highway Administration to initiate the process to issue a request for proposals on or before a specified date to privatize the operation and maintenance of rest areas and welcome centers within State highway rights-of-way; providing that the request for proposals be issued in accordance with the State procurement law; requiring that specified money paid to the State be credited to the Transportation Trust Fund; etc.

EFFECTIVE JUNE 1, 2013

TR, § 8-204(j) - added

Assigned to: Ways and Means

HB 762 Delegate Fisher, et al**STATE HIGHWAY ADMINISTRATION – SALE OF NAMING RIGHTS TO STATE HIGHWAYS**

Requiring the State Highway Administration to initiate the process to issue a request for proposals on or before a specified date to sell the naming rights to State highways; providing that the request for proposals be issued in accordance with specified procurement requirements; etc.

EFFECTIVE JUNE 1, 2013

TR, § 8-604 - amended

Assigned to: Ways and Means

HB 763 Delegate Feldman**INSURANCE – FRAUDULENT INSURANCE ACTS – COMPENSATION FOR DEDUCTIBLE**

Providing that is a fraudulent insurance act for a person to pay or otherwise compensate, or offer or promise to pay or compensate, an insured for all or part of a specified insurance deductible as an inducement to enter into a contract to furnish goods or services; and providing penalties for a violation of the Act.

EFFECTIVE OCTOBER 1, 2013

IN, § 27-407.2 - added and § 27-408(a) - amended

Assigned to: Economic Matters

HB 764 Delegate Jameson**MOTOR VEHICLE LIABILITY INSURANCE – PERSONAL INJURY PROTECTION AND UNINSURED MOTORIST COVERAGES – LIMITATION**

Providing that a motor vehicle liability insurance policy may provide that, in a specified action for uninsured or underinsured motorist coverage arising out of the same accident or occurrence as a specified action for personal injury protection, a specified insurer may offset specified payments received for personal injury protection for specified damages; providing that a specified motor vehicle liability insurance policy may provide that specified benefits may be offset under specified coverage for specified elements; etc.

EFFECTIVE OCTOBER 1, 2013

IN, §§ 19-509.1 and 19-513(b) and (e) - amended

Assigned to: Economic Matters

HB 765 Delegate McDermott, et al**DRUGGED DRIVING – DRUG RECOGNITION EXPERT – TESTIMONY**

Establishing that a police officer who is certified as a drug recognition expert may be qualified to testify under specified circumstances; establishing that the opinion of a specified police officer as to specified matters concerning drugs and controlled dangerous substances may be admissible at trial; establishing that a specified drug evaluation and classification protocol is deemed to be generally accepted within the scientific community and based on generally accepted scientific principles; etc.

EFFECTIVE OCTOBER 1, 2013

TR, § 16-205.1(i) - amended

Assigned to: Judiciary

HB 766 Delegates Frush and Vitale**ENVIRONMENT – LANDSCAPE ARCHITECTS AND LAND SURVEYORS – PLAN CERTIFICATION**

Authorizing professional land surveyors and licensed landscape architects to certify silt and erosion control plans in the Severn River Watershed and specified site plans for specified purposes.

EFFECTIVE OCTOBER 1, 2013

EN, §§ 4-308 and 9-206(b)(2) - amended

Assigned to: Environmental Matters

HB 767 Delegate Frush (Chair, Task Force on the Establishment of a Statewide Spay/Neuter Fund), et al**ANIMAL WELFARE – SPAY/NEUTER FUND – ESTABLISHMENT**

Establishing the Spay/Neuter Fund within the Department of Agriculture; stating the purpose of the Fund; specifying the contents of the Fund; requiring the Department to establish a specified surcharge on commercial animal feed and deposit the revenue into the Fund; authorizing the Fund to be used to establish a statewide voucher program to support the provision of spay/neuter services; authorizing the Fund to be used to establish a competitive grant program to support the provision of spay/neuter services; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2013

AG, §§ 2-303.1 and 6-107.4 and SF, § 6-226(a)(2)(ii)71. - added and SF, § 6-226(a)(2)(ii)69. and 70. - amended

Assigned to: Environmental Matters

HB 768 Delegate Hubbard, et al**FOOD SERVICE FACILITIES – INDUSTRIALLY PRODUCED TRANS FAT – PROHIBITION**

Prohibiting a food service facility from using food containing industrially produced trans fat for specified purposes; providing for an exception to the use of trans fat by a food service facility; requiring a food service facility to maintain on-site the original label for specified food under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2013

HG, §§ 21-314, 21-315, 21-318, and 21-1214 - amended and §§ 21-353 through 21-357 - added

Assigned to: Health and Government Operations

HB 769 Delegate Malone, et al**PUBLIC SAFETY – MARYLAND BUILDING PERFORMANCE STANDARDS – LOCAL WIND DESIGN AND WIND-BORNE DEBRIS STANDARDS**

Authorizing a local jurisdiction to adopt local amendments to the Maryland Building Performance Standards if the local amendments do not weaken wind design and wind-borne debris provisions contained in the Standards.

EFFECTIVE OCTOBER 1, 2013

PS, § 12-504(a)(1) - amended

Assigned to: Environmental Matters

HB 770 Delegate Anderson (By Request – Baltimore City Administration)**VEHICLE LAWS – RESIDENTIAL PARKING IN BALTIMORE CITY**

Establishing that specified provisions of law granting a person who is issued special registration plates for individuals with disabilities the authority to park for unlimited periods of time in specified restricted parking zones do not supersede local ordinances in Baltimore City that restrict parking for vehicles that do not display specified residential parking permits.

EFFECTIVE OCTOBER 1, 2013

TR, § 13-616(f) - amended

Assigned to: Environmental Matters

HB 771 Delegate Bates**MASS TRANSIT TRUST FUND**

Establishing a Mass Transit Trust Fund (MTTF) in the Maryland Department of Transportation; requiring that the MTTF be used for specified purposes; requiring the Department to identify and establish a funding source for specified expenses for mass transit in the State; prohibiting the Department from using funds deposited in the Transportation Trust Fund to support specified expenses for mass transit in the State; providing that MTTF funds may not revert to or be credited to the State general or special funds, as specified; etc.

EFFECTIVE OCTOBER 1, 2013

TR, § 3-401 - added

Assigned to: Ways and Means

HB 772 Delegate Schuh, et al**MOTOR VEHICLE ADMINISTRATION – SELECTIVE SERVICE REGISTRATION – DRIVER’S LICENSE AND IDENTIFICATION CARD APPLICANTS**

Expanding the applicability of specified provisions of law relating to the Motor Vehicle Administration’s collection and forwarding of Selective Service registration information to women and specified minors; altering the conditions under which specified information about an applicant is forwarded to the Selective Service System; repealing specified provisions relating to federal funds for the collection and electronic forwarding of Selective Service registration information; etc.

EFFECTIVE OCTOBER 1, 2013

TR, § 12-304 - amended and Chapter 309 of the Acts of 2002, §§ 2 and 3 - repealed

Assigned to: Environmental Matters

HB 773 Delegate Burns**REGULATED FIREARMS – ENCODED AMMUNITION – TAX**

Authorizing a person to sell ammunition for a regulated firearm on or after a specified date only in accordance with the Act; requiring an ammunition manufacturer to encode ammunition for a regulated firearm in a specified way; requiring the Secretary of State Police, beginning on a specified date, to establish and maintain an encoded ammunition database; imposing a tax of 5 cents per round on the sale of encoded ammunition beginning on a specified date; etc.

EFFECTIVE JULY 1, 2013

PS, §§ 5-601 through 5-607 and TG, §§ 1-101(s)(4), 11-1B-01 through 11-1B-05, 11-501(c), and 11-502(d) - added and TG, § 2-1303 - amended

Assigned to: Judiciary and Ways and Means

HB 774 Delegate Hucker, et al**LABOR AND EMPLOYMENT – HEALTH CARE FACILITIES –
WORKPLACE VIOLENCE PREVENTION PROGRAM**

Requiring a specified health care facility, on or before August 1, 2014, to establish a specified workplace violence prevention committee; requiring a workplace violence prevention committee, on or before October 1, 2014, to establish a specified workplace violence prevention program; requiring a workplace violence prevention program to include specified components; requiring the Department of Labor, Licensing, and Regulation, on or before July 1, 2014, to adopt specified regulations; etc.

EFFECTIVE OCTOBER 1, 2013

LE, §§ 5-1101 through 5-1103 - added

Assigned to: Economic Matters

HB 775 Delegate Lafferty, et al**MARYLAND PESTICIDE REPORTING AND INFORMATION ACT**

Requiring the Department of Agriculture to adopt specified regulations regarding reporting on the use, release, sale, and purchase of specified pesticides; requiring specified persons that use, release, sell, or purchase specified pesticides to submit specified reports to the Department; requiring the reports to contain specified information; requiring specified restricted-use pesticide reports to be submitted at least semiannually in a manner required by the Department; etc.

EFFECTIVE JULY 1, 2013

AG, §§ 5-2A-01 through 5-2A-21 - added

Assigned to: Environmental Matters

HB 776 Delegate Anderson**PUBLIC SAFETY – AMMUNITION – SALES RECORDS**

Requiring a person engaged in the business of selling ammunition to keep specified records of ammunition sales; requiring a person engaged in the business of selling ammunition to verify specified information; requiring the Secretary of State Police to adopt specified regulations; authorizing the Secretary or the Secretary's designee to inspect specified records under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2013

PS, §§ 5-601 through 5-604 - added

Assigned to: Judiciary

HB 777 Delegate K. Kelly, et al**CRIMINAL PROCEDURE – BAIL BONDS – CASH BAIL**

Authorizing in circuit courts and in the District Court cash bail or cash bond to be posted by the defendant or by a specified private surety acting for the defendant under specified circumstances; requiring cash bail or cash bond to be posted by the defendant only, unless the order setting bail expressly provides otherwise, in cases involving a defendant's failure to pay support to specified individuals; and providing for the repeal of laws inconsistent with the Act.

EFFECTIVE OCTOBER 1, 2013

CP, §§ 5-203 and 5-205 - amended

Assigned to: Judiciary

HB 778 Delegate Conway, et al**LOCAL GOVERNMENT – FIRE, RESCUE, AND AMBULANCE FUNDS
– DISTRIBUTION OF MONEY TO VOLUNTEER COMPANIES**

Requiring that each county distribute a specified minimum percentage of funds that the county receives from the Senator William H. Amoss Fire, Rescue, and Ambulance Fund to volunteer fire, rescue, and ambulance companies; requiring the Director of the Maryland Emergency Management Agency to submit an annual report to the General Assembly on the amount of money distributed by each county to volunteer companies; requiring each county to include specified information in a specified report; etc.

EFFECTIVE JULY 1, 2013

PS, §§ 8-103, 8-104, and 8-105 - amended

Assigned to: Health and Government Operations

HB 779 Delegate Tarrant, et al**MARYLAND STEM CELL RESEARCH FUND – ANNUAL REPORT –
GOVERNMENT TRANSPARENCY REQUIREMENTS**

Requiring the Maryland Stem Cell Research Fund annual report to include information on each award recipient's employer, award recipients' research results, and award tracking information.

EFFECTIVE OCTOBER 1, 2013

EC, § 10-442 - amended

Assigned to: Health and Government Operations

HB 780 Delegate Aumann, et al**STATE EMPLOYEES PENSION CHOICE ACT**

Providing that specified employees are not members of the Employees' Pension System or the Teachers' Pension System of the State Retirement and Pension System if the employees make an election to join the optional retirement program of the State Retirement and Pension System; requiring that specified participating employers provide specified employees with the opportunity to participate in the optional retirement program; etc.

EFFECTIVE JULY 1, 2013

SP, §§ 23-201, 30-101, 30-201, 30-202, 30-207, 30-210, 30-301, 30-302, 30-303, 30-305, and 30-307 - amended

Assigned to: Appropriations

HB 781 Delegate Gilchrist**VEHICLE LAWS – TOWING OR REMOVAL OF VEHICLES – MAILING CHARGES**

Altering the costs that a person who tows or removes a vehicle from a parking lot may charge specified persons for providing the required notice of the tow or removal.

EFFECTIVE OCTOBER 1, 2013

TR, § 21-10A-04 - amended

Assigned to: Environmental Matters

HB 782 Delegate Schulz, et al**SECONDHAND PRECIOUS METAL OBJECT DEALERS AND PAWNBROKERS – EXEMPTIONS FOR AUCTIONEERS**

Exempting auctioneers from the licensing and regulatory requirements for secondhand precious metal object dealers and pawnbrokers; and defining specified terms.

EFFECTIVE JUNE 1, 2013

BR, §§ 12-101 and 12-102 - amended

Assigned to: Economic Matters

HB 783 Delegate Reznik, et al**STATE BOARD OF PHARMACY – JURISDICTION OVER DENTISTS WHO PREPARE AND DISPENSE DENTAL PRODUCTS AND ANTIBIOTICS**

Altering the jurisdiction of the State Board of Pharmacy to exclude licensed dentists who personally prepare and dispense specified prescription strength dental products and specified antibiotics to patients receiving dental care pro bono under specified circumstances; and requiring specified dentists to enter an appropriate record on a patient's chart under specified circumstances.

EFFECTIVE OCTOBER 1, 2013

HO, § 12-102 - amended

Assigned to: Health and Government Operations

HB 784 Delegate Schulz, et al**MARYLAND TRANSIT ADMINISTRATION – FAREBOX RECOVERY RATE INCREASE**

Increasing from at least 35% to at least 50%, for fiscal year 2014 and thereafter, the percent of operating costs for specified public transit services that the Maryland Transit Administration must recover from fares and other operating revenues.

EFFECTIVE JULY 1, 2013

TR, § 7-208(b) - amended

Assigned to: Ways and Means

HB 785 Delegate A. Washington, et al**COMMERCIAL LAW – MARYLAND CREDIT SERVICES BUSINESSES ACT – SCOPE**

Altering the definition of “credit services business” for purposes of the Maryland Credit Services Businesses Act, to exclude a person licensed by the State as an associate real estate broker or a real estate salesperson.

EFFECTIVE OCTOBER 1, 2013

CL, § 14-1901(e)(3) - amended

Assigned to: Economic Matters

HB 786 Delegate Carter, et al

JUVENILE LAW – JURISDICTION AND DETENTION

Establishing that the juvenile court has jurisdiction over a specified child alleged to have committed specified acts that, if committed by an adult, would be specified crimes, or over a specified child who has previously been convicted of a felony; etc.

EFFECTIVE OCTOBER 1, 2013

CJ, Various Sections - amended and CP, §§ 4-202 and 4-202.2 - repealed and §§ 4-202.1, 10-215(a)(20), and 10-216(d) - amended

Assigned to: Judiciary

HB 787 Delegate Simmons

CRIMINAL LAW – RECKLESS ENDANGERMENT AS LESSER INCLUDED OFFENSE

Creating an exception to the requirement that a defendant must be charged specifically with reckless endangerment to be found guilty of reckless endangerment; and specifying that the requirement does not apply if reckless endangerment qualifies as a lesser included offense of an offense with which the defendant is charged and the defendant requests a specified jury instruction.

EFFECTIVE OCTOBER 1, 2013

CR, § 3-206 - amended

Assigned to: Judiciary

HB 788 Delegate Huckler, et al

LIVING WAGE LAW – APPLICATION AND ENFORCEMENT

Repealing an exemption from the payment of a specified wage to a full– time employee who works less than 13 consecutive weeks for the duration of a State procurement contract; repealing a provision of law that specified wage contracts do not apply to nonprofit organizations; and requiring employers under State contract to pay liquidated damages to the State under specified circumstances.

EFFECTIVE OCTOBER 1, 2013

SF, §§ 18-102 and 18-108 - amended

Assigned to: Economic Matters

HB 789 Delegate Ivey, et al

VEHICLE LAWS – LAWFUL STATUS REQUIREMENT – REPEAL
(MARYLAND HIGHWAY SAFETY ACT OF 2013)

Repealing a requirement that an applicant for issuance or renewal of an identification card, a moped operator's permit, or a license to drive provide specified evidence of the applicant's lawful status in the United States and specified evidence relating to a Social Security number; repealing specified provisions of law relating to the acceptability by federal agencies for specified official purposes of an identification card, a moped operator's permit, or a license to drive issued by the Motor Vehicle Administration; etc.

EFFECTIVE OCTOBER 1, 2013

TR, Various Sections - amended and repealed and Chapter 390 of the Acts of 2009, § 3 - repealed

Assigned to: Ways and Means

HB 790 Delegate Conaway

STATE EMPLOYEES – COLLECTIVE BARGAINING – JUDICIAL
BRANCH EMPLOYEES

Expanding the scope of provisions of law governing collective bargaining to include all State employees of the Judicial Branch of State government; altering the membership of the State Labor Relations Board to include two members appointed by the Chief Judge of the Court of Appeals; providing that the Chief Judge may remove a member appointed by the Chief Judge only for specified reasons; altering the responsibilities and powers of the Board; etc.

EFFECTIVE OCTOBER 1, 2013

SP, §§ 3-101, 3-102(a), 3-202(a), (e), and (f), 3-205(a) and (b), 3-403(c) and (e), 3-501, and 3-601 - amended

Assigned to: Appropriations

HB 791 Delegates McHale and Malone**TAX CREDITS – ELECTRIC VEHICLES – EXTENSIONS**

Extending the credit against the State income tax for qualified electric vehicle recharging equipment for specified tax years; providing for the amount of tax credit certificates that may be issued by the Maryland Energy Administration; establishing that the credit is subject to available funding; transferring money from the Strategic Energy Investment Fund to the Transportation Trust Fund for fiscal year 2014; etc.

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

EFFECTIVE JULY 1, 2013

TR, § 13-815 and TG, § 10-729 - amended

Assigned to: Ways and Means

HB 792 Washington County Delegation**CORRECTIONAL FACILITIES – INMATE PROGRAMS IN WASHINGTON COUNTY – PAYMENT OF CHILD SUPPORT**

Requiring an inmate participating in specified home detention, work release, or pretrial release programs in Washington County to be responsible for costs of child support.

EFFECTIVE OCTOBER 1, 2013

CS, § 11-723 - amended

Assigned to: Judiciary

HB 793 Delegate Hucker**ENVIRONMENT – ASBESTOS OCCUPATION – TRAINING PROGRAM AND EXAMINATION**

Authorizing a business entity to provide an asbestos training program; prohibiting a business entity that provides an asbestos training program from administering an asbestos occupation exam; and altering the definition of “independent testing organization”.

EFFECTIVE OCTOBER 1, 2013

EN, § 6-417 - amended

Assigned to: Economic Matters

HB 794 Delegate Niemann**MANUFACTURED HOMES – AFFIXATION TO REAL PROPERTY – LIENS**

Altering specified lien information that must be included in specified statements that accompany the recordation of an affidavit of affixation for a manufactured home under specified circumstances.

EFFECTIVE JUNE 1, 2013

RP, §§ 8B-101, 8B-102(a), and 8B-202(b) and (c) - amended

Assigned to: Environmental Matters

HB 795 Delegate Hucker, et al**MARYLAND OCCUPATIONAL SAFETY AND HEALTH ACT – DISCRIMINATION AGAINST EMPLOYEE – COMPLAINTS**

Authorizing an employee who believes that an employer or other person has violated a specified provision of the Maryland Occupational Safety and Health Act to submit orally a complaint to the Commissioner of Labor and Industry.

EFFECTIVE OCTOBER 1, 2013

LE, § 5-604 - amended

Assigned to: Economic Matters

HB 796 Delegate Rudolph**INCOME TAX CREDIT – AGRICULTURAL LAND – DIMINUTION IN VALUE OF REAL PROPERTY**

Allowing a credit against the State income tax for the diminution in value of specified agricultural land resulting from enactment of the Sustainable Growth and Agricultural Preservation Act of 2012 and adoption of specified regulations related to nutrient management; providing for the determination of the amount of the credit; requiring an owner of agricultural land to provide specified information with the owner's tax return in order to claim the credit; and applying the Act to taxable years beginning after December 31, 2012.

EFFECTIVE JULY 1, 2013

TG, § 10-733 - added

Assigned to: Ways and Means

HB 797 Delegate McIntosh, et al**TRANSPORTATION PROJECTS – BRIDGES – WATER ACCESS**

Requiring the Department of Transportation and local governments, in developing a construction or improvement project involving a bridge that crosses a waterway, to incorporate, to the extent feasible, measures to provide or improve specified water access for specified activities; requiring the Department and local governments, in consultation with specified entities, to establish specified inventories of bridges and approaches to bridges; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2013

Art. 24, § 25-101 and TR, § 2-103.1(c)(7) - added

Assigned to: Environmental Matters

HB 798 Delegate Frush**ENVIRONMENT – RADIATION SOURCES – PODIATRY AND CHIROPRACTIC RADIATION MACHINES**

Requiring a State inspector to provide a podiatry office or facility or a chiropractic office or facility a specified written notice in accordance with specified requirements under specified circumstances; prohibiting the Department of the Environment from imposing a fine on a podiatry office or facility or a chiropractic office or facility for a specified violation under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2013

EN, § 8-301(e) - added

Assigned to: Environmental Matters

HB 799 Delegate Frush**ENVIRONMENT – WATER POLLUTION CONTROL – PENALTY**

Increasing a specified penalty for specified violations of the water pollution control law.

EFFECTIVE OCTOBER 1, 2013

EN, § 9-342 - amended

Assigned to: Environmental Matters

HB 800 Delegate Frush**WETLANDS AND RIPARIAN RIGHTS – LICENSES AND PERMITS FOR NONWATER-DEPENDENT PROJECTS ON STATE OR PRIVATE WETLANDS**

Altering the requirements for the issuance of a specified license, a specified permit, and a specified building permit for specified nonwater-dependent projects located on State wetlands or private wetlands; specifically authorizing the issuance of a specified license, a specified permit, and a specified building permit for specified renewable energy systems under specified circumstances; requiring the Board of Public Works to establish a specified annual compensation rate; etc.

EFFECTIVE JULY 1, 2013

EN, §§ 16-101, 16-104, and 16-205 and NR, § 8-1808.4 - amended

Assigned to: Environmental Matters

HB 801 Delegate Tarrant, et al**VEHICLE LAWS – UNLAWFUL USE OF OFF-HIGHWAY RECREATIONAL VEHICLES – ADMINISTRATIVE PENALTIES**

Requiring the clerk of the court to report to the Motor Vehicle Administration the adjudication of a minor as delinquent or a finding that a minor has committed a delinquent act for a specified highway violation involving the use of an off-highway recreational vehicle; requiring the Administration to suspend the driver's license of a minor for specified time periods if it receives a report from the clerk of the court; etc.

EFFECTIVE OCTOBER 1, 2013

CJ, § 3-8A-23(a)(3) and (5) and TR, §§ 13-401(b) and 16-206(b)(2) and (4) and (c)(3) and (4) - amended

Assigned to: Environmental Matters

HB 802 Calvert County Delegation**CALVERT COUNTY – PUBLIC FACILITIES BONDS**

Authorizing and empowering the County Commissioners of Calvert County, from time to time, to borrow not more than \$33,810,000 to finance the construction, improvement, or development of specified public facilities in Calvert County, and to effect such borrowing by the issuance and sale of its general obligation bonds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 803 Chair, Ways and Means Committee (By Request – Departmental – Business and Economic Development)

INCOME TAX – BUSINESS AND ECONOMIC DEVELOPMENT –
CYBERSECURITY INVESTMENT INCENTIVE TAX CREDIT

Allowing a credit against the State income tax for specified investments in specified cybersecurity companies; providing for applications to the Department of Business and Economic Development for approval of the credit and certification by the Department to investors of approved credit amounts; providing for the issuance of specified initial credit certificates by the Department, subject to specified requirements and limitations; etc.

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

EFFECTIVE JULY 1, 2013

TG, § 10-733 - added

Assigned to: Ways and Means

HB 804 Delegate Hucker, et al

EMPLOYMENT DISCRIMINATION – REASONABLE
ACCOMMODATIONS FOR DISABILITIES DUE TO PREGNANCY

Requiring an employer to explore specified means of reasonably accommodating a disability caused or contributed to by pregnancy if an employee requests a reasonable accommodation; requiring an employer to transfer an employee to a less strenuous or less hazardous position for a specified period of time in specified circumstances; authorizing an employer to require an employee to provide a specified certification under specified conditions; requiring an employer to post specified information; etc.

EFFECTIVE OCTOBER 1, 2013

SG, § 20-609 - amended

Assigned to: Economic Matters

HB 805 Delegate Hubbard**HEALTH OCCUPATIONS – BOARD OF PROFESSIONAL COUNSELORS AND THERAPISTS – DENIAL OF APPLICATIONS**

Requiring the State Board of Professional Counselors and Therapists to include a specified checklist on an application form; requiring the Board to review specified applications and notify specified applicants of missing items within a specified amount of time; specifying the amount of time within which specified applicants must complete specified applications; authorizing specified applicants to request additional time to complete specified applications under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2013

HO, §§ 17-501, 17-503, and 17-512 - amended

Assigned to: Health and Government Operations

HB 806 Delegate Hubbard**HEALTH OCCUPATIONS – STATE BOARD OF SOCIAL WORK EXAMINERS – REVISIONS**

Requiring applicants to the State Board of Social Work Examiners for licensure to submit to a criminal history records check and a mental or physical examination under specified circumstances; prohibiting specified licensees from practicing social work, engaging in private practice, and diagnosing specified disorders, except under specified circumstances; altering specified fines and penalty provisions relating to violations of specified provisions of law; etc.

EFFECTIVE OCTOBER 1, 2013

HO, Various Sections - amended and added

Assigned to: Health and Government Operations

HB 807 Delegate Frush, et al**ENVIRONMENT – LANDFILL OPERATOR – LICENSE REQUIRED**

Requiring an individual to be licensed by the Department of the Environment before the individual may operate a landfill in the State; requiring an applicant to meet the licensing qualifications established by the Department by regulation; and requiring the Department to adopt regulations to establish qualifications for license issuance and renewal.

EFFECTIVE OCTOBER 1, 2013

EN, § 9-2001 - added

Assigned to: Environmental Matters

HB 808 Delegate Jameson**HEALTH INSURANCE CARRIERS – PROMPT PAYMENT OF CLAIMS
– WORKERS’ COMPENSATION CLAIMS**

Requiring an insurer, a nonprofit health service plan, or a health maintenance organization to comply with specified prompt payment requirements, notwithstanding that compensability under the workers’ compensation law remains to be determined for the injury or medical condition treated; etc.

EFFECTIVE OCTOBER 1, 2013

IN, § 15-1005 - amended

Assigned to: Economic Matters

HB 809 Delegate Simmons, et al**FIREARMS – CRIMINAL JUSTICE INFORMATION SYSTEM
CENTRAL REPOSITORY – REPORTING, QUALIFICATIONS FOR
POSSESSION, AND RELIEF FROM DISQUALIFICATION**

Requiring a court to immediately notify the Criminal Justice Information System (CJIS) Central Repository if the court makes a specified finding that the person is a danger to self or to the person or property of another; requiring a court to immediately notify CJIS if the court appoints a guardian of the property or a guardian of the person of a disabled person; requiring a specified facility or Veterans’ Administration hospital to submit a specified report of a voluntarily or involuntarily committed individual to CJIS; etc.

EFFECTIVE OCTOBER 1, 2013

CJ, § 11-113, CP, § 10-230, HG, §§ 10-611 and 10-616.1, and PS, § 5-133.1 - added and ET and PS, Various Sections - amended

Assigned to: Health and Government Operations and Judiciary

HB 810 Delegate Simmons, et al**MENTAL HEALTH PROFESSIONALS – DUTY TO REPORT RISK OF
SERIOUS HARM – FIREARM SAFETY**

Requiring specified mental health professionals under specified circumstances to report to the Director of Mental Hygiene specified information about an individual that the mental health professional is currently treating; requiring the Director to report specified information to the Secretary of State Police under specified circumstances; limiting the use of specified information to specified firearms-related purposes; etc.

EFFECTIVE OCTOBER 1, 2013

CJ, § 5-642 and HO, § 1-220 - added

Assigned to: Health and Government Operations and Judiciary

HB 811 Delegate Niemann**RESIDENTIAL PROPERTY – FORECLOSURE OF LIENS BY COMMON OWNERSHIP COMMUNITIES**

Exempting an action to foreclose a lien on residential property that is brought by the governing body of a common ownership community under the Maryland Contract Lien Act from specified foreclosure procedures; subjecting an action to foreclose a lien on residential property that is brought by the governing body of a common ownership community under the Maryland Contract Lien Act to specified timing, notice, disclosure, service, publication, right to cure, and limitation of action provisions; etc.

EFFECTIVE OCTOBER 1, 2013

RP, §§ 7-105.1(a-1) and 7-105.13 - added

Assigned to: Environmental Matters

HB 812 Delegate Beitzel, et al**HUNTING – CERTIFICATE OF COMPETENCY AND SAFETY – VETERANS AND ACTIVE DUTY MILITARY**

Exempting veterans and persons serving on active duty in the armed forces of the United States from any practical or field components of the course of instruction in competency and safety in the handling of firearms; and requiring the Department of Natural Resources to issue a Certificate of Competency and Safety to a veteran or person serving on active duty in the armed forces of the United States on successful completion of the written examination only.

EFFECTIVE OCTOBER 1, 2013

NR, § 10-301.1(b) - amended

Assigned to: Environmental Matters

HB 813 Delegate Kaiser, et al**TASK FORCE TO STUDY THE IMPACT OF EXPANDING NONCREDIT COURSES FOR STUDENTS WITH DEVELOPMENTAL DISABILITIES**

Creating the Task Force to Study the Impact of Expanding Noncredit Courses for Students with Developmental Disabilities; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving specified compensation, but authorizing the reimbursement of specified expenses; requiring the Task Force to study and make recommendations regarding specified matters; etc.

EFFECTIVE JULY 1, 2013

Assigned to: Ways and Means

HB 814 Delegates Norman and Niemann**COMMERCIAL LAW – DEBT COLLECTION – ATTACHMENT FEES**

Prohibiting a specified employer that is a garnishee from charging a judgment debtor any fee for responding to an attachment, withholding attachable wages, or remitting an amount to the judgment creditor or debtor; and prohibiting a specified financial institution that is a garnishee from charging a fee greater than a specified amount for responding to an attachment, withholding attachable wages, or remitting an amount to the judgment creditor or debtor.

EFFECTIVE OCTOBER 1, 2013

CL, § 15-603 - amended and § 15-901 - added

Assigned to: Economic Matters

HB 815 Delegate Kaiser, et al**HOTEL RENTAL TAX – EXEMPTION – LODGING AT A CORPORATE TRAINING CENTER**

Providing an exemption for specified counties from hotel rental taxes and transient occupancy taxes for the sale of a right to occupy a room or lodgings as a transient guest at specified facilities or campuses; authorizing taxpayers to claim a refund for taxes paid after June 30, 2010, on transactions that would have been exempt under the Act; applying the Act to taxes imposed after June 30, 2010; etc.

Preliminary analysis: local government mandate

EFFECTIVE JUNE 1, 2013

Art. 24, §§ 9-306 and 9-602(f), Balt City Charter § (40)(f), PLL of Balt Co, Howard Co, Mo Co, and PG Co, Various Sections - added

Assigned to: Ways and Means

HB 816 Allegany County Delegation**ALCOHOLIC BEVERAGES – ALLEGANY COUNTY – VIDEO LOTTERY FACILITY SALES AND CONSUMPTION**

Creating in Allegany County a Class BWL–VLF (video lottery facility) beer, wine and liquor license and a Class BWL–VLC (concessionaire) beer, wine and liquor license; specifying that the Board of License Commissioners may issue a specified license for a video lottery facility that contains one or more food services facilities, bars, or lounges; specifying that a video lottery facility license may be issued to an individual or entity that meets specified requirements; specifying hours for the sale of specified alcoholic beverages; etc.

EFFECTIVE JULY 1, 2013

Art. 2B, §§ 6-201(b-1) and 11-501(d) - added and § 11-304(b) - amended

Assigned to: Economic Matters

HOUSE SIMPLE RESOLUTION INTRODUCED FEBRUARY 5, 2013**HS 1 The Speaker****IN RE: DELEGATE WILLIAM “TONY” MCCONKEY RESOLUTION OF REPRIMAND**

Adopting the findings and conclusions contained in the Report by the Joint Committee on Legislative Ethics issued on February 4, 2013; and ordering the reprimand of Delegate William “Tony” McConkey by the House of Delegates of Maryland pursuant to Article III, Section 19 of the Maryland Constitution.

Assigned to: House Rules and Executive Nominations