



# SYNOPSIS

House Bills and Joint Resolutions  
2013 Maryland General Assembly Session

February 27, 2013  
Schedule 30

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## HOUSE BILLS INTRODUCED FEBRUARY 26, 2013

### **HB 1480 Delegate Glenn, et al**

#### FAMILY LAW – UNATTENDED CHILD UNDER THE AGE OF THREE

Prohibiting a person who is charged with the care of a child under the age of 3 years from allowing the child to be locked or confined in a dwelling, building, enclosure, or motor vehicle out of sight unless the person charged with care provides a reliable person at least 15 years old to remain with the child to protect the child; and making the Act an emergency measure.

#### EMERGENCY BILL

FL, § 5-801 - amended

Assigned to: House Rules and Executive Nominations

### **HB 1481 Delegate Waldstreicher**

#### MEDICAL RECORDS – DISCLOSURE IN RESPONSE TO COMPULSORY PROCESS

Altering the circumstances under which a health care provider is required to disclose a medical record without the authorization of a person in interest; altering requirements for a notice to be sent to specified parties in order to require a health care provider to disclose a medical record under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2013

HG, § 4-306(b)(6)(iii) - amended

Assigned to: House Rules and Executive Nominations

### **Department of Legislative Services**

90 State Circle, Annapolis, Maryland 21401-1991

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

Other Maryland Areas: 1-800-492-7122 — Maryland Relay Service: 1-800-735-2258

**HB 1482 Delegate Cane**

HUNTING – DOMESTICATED, STRAY, OR FERAL ANIMALS – PROHIBITED ACTS

Prohibiting a person from intentionally or willfully destroying or damaging a domesticated animal of another person or a stray or feral animal while hunting or pursuing wildlife.

EFFECTIVE OCTOBER 1, 2013

NR, § 10-424 - amended

Assigned to: House Rules and Executive Nominations

**HB 1483 Delegate Hixson**

MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2012 – MONTGOMERY COUNTY – QUEBEC TERRACE LIGHTING

Amending the Maryland Consolidated Capital Bond Loan of 2012 to change the location of grants for the Quebec Terrace lighting project from Wheaton to Montgomery County.

EFFECTIVE JUNE 1, 2013

Chapter 444 of the Acts of 2012, § 1(3) Item ZA02(A Y) and Item ZA03 (AM) - amended

Assigned to: House Rules and Executive Nominations

**HB 1484 Delegate Nathan–Pulliam, et al**

MENTAL HEALTH – CRISIS RESPONSE – STANDARDS AND PROTOCOLS

Requiring the Mental Hygiene Administration, in consultation with core service agencies and representatives from law enforcement, to develop specified standards to be followed by mobile mental health crisis response teams in the State; and requiring the Administration, in consultation with representatives from law enforcement, to develop specified protocols to be followed by emergency service operators.

EFFECTIVE OCTOBER 1, 2013

HG, §§ 10-1501 and 10-1502 - added

Assigned to: House Rules and Executive Nominations

**HB 1485 Delegate Jacobs, et al****OYSTER SANCTUARIES – OYSTER BAR CLEANING AND REMOVAL OF DISEASED OYSTERS**

Authorizing the Department of Natural Resources to allow a person to catch oysters in an oyster sanctuary using specified equipment under specified circumstances for the purpose of cleaning an oyster bar or removing diseased oysters; authorizing the Department to establish a schedule for the cleaning of oyster bars and the removal of diseased oysters on oyster sanctuaries or portions of oyster sanctuaries; and authorizing the Department to adopt regulations establishing standards and procedures to implement the Act.

EFFECTIVE OCTOBER 1, 2013

NR, §§ 4-1014, 4-1014.1, 4-1014.2, and 4-1014.3 - amended and § 4-1014.4 - added

Assigned to: House Rules and Executive Nominations

**HB 1486 Delegate McHale, et al****PROCUREMENT – OCCUPATIONAL SAFETY AND HEALTH PREQUALIFICATION**

Requiring the Department of Labor, Licensing, and Regulation to develop and adopt by regulation a specified safety questionnaire and safety rating system; requiring the Department to calculate by using a specified safety rating system the safety rating that a prospective bidder or offeror has attained on a specified safety questionnaire; providing that a prospective bidder or offeror that attains a specified safety rating is deemed to have prequalified to submit a bid or an offer on specified contracts; etc.

EFFECTIVE JULY 1, 2013

SF, §§ 17-801 through 17-804 - added

Assigned to: House Rules and Executive Nominations

**HOUSE BILLS INTRODUCED FEBRUARY 27, 2013****HB 1487 Delegate Pena–Melnyk****SALES AND USE TAX – ONLINE SALES PRESUMPTION**

Providing that, for purposes of the definition of “engage in the business of an out-of-state vendor” under the sales and use tax law, a seller shall be presumed under specified circumstances to have an agent, a canvasser, an independent contractor, a representative, a salesman, or a solicitor operating in the State for the purpose of selling or taking orders; providing that the presumption may be rebutted by specified proof; etc.

EFFECTIVE JULY 1, 2013

TG, § 11-701(b) - amended and § 11-701.1 - added

Assigned to: House Rules and Executive Nominations

**HB 1488 Delegate Smigiel, et al****VEHICLE LAWS – TOWING COMPANIES – DISPOSAL OF ABANDONED VEHICLES**

Authorizing the Motor Vehicle Administration to issue a salvage certificate to a towing company that takes possession of an abandoned vehicle under specified circumstances; requiring a towing company to provide specified notice to specified persons before applying for a salvage certificate for an abandoned vehicle; altering the scope of specified provisions of law requiring a police department to provide specified notices under specified circumstances if an abandoned vehicle is taken into custody; etc.

EFFECTIVE OCTOBER 1, 2013

TR, §§ 11-152, 13-506, 25-204(a), and 25-205(b) - amended

Assigned to: House Rules and Executive Nominations

**HB 1489 Delegate Mizeur****HOUSING – ENERGY-EFFICIENT AND GREEN HOMES –  
CONSTRUCTION FINANCING**

Establishing the Energy-Efficient and Green Homes Construction Loan Program; providing for the purpose of the Program; establishing specified loan categories and criteria; establishing the Energy-Efficient and Green Homes Construction Fund as a special, nonlapsing fund; specifying the purpose of the Fund; specifying the contents of the Fund; requiring the Governor to transfer a specified amount of money from the Revenue Stabilization Account to the Fund during a specified fiscal year; etc.

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

EFFECTIVE JULY 1, 2013

HS, §§ 4-2001 through 4-2008 and SF, § 6-226(a)(2)(ii)71. - added and SF, § 6-226(a)(2)(ii)69. and 70. - amended

Assigned to: House Rules and Executive Nominations

**HB 1490 Delegate Wilson****DRUNK AND DRUGGED DRIVING – REFUSAL TO TAKE A BLOOD  
OR BREATH TEST – PROHIBITION**

Prohibiting a person who is detained for specified alcohol- or drug- related driving offenses from knowingly refusing to take a specified blood or breath test if the person was detained previously for specified alcohol- or drug- related driving offenses and refused to take a blood or breath test; and providing that a violation is punishable by a fine of not more than \$1,000 or imprisonment for not more than 1 year or both.

EFFECTIVE OCTOBER 1, 2013

TR, §§ 21-902.2 and 27-101(ff) - added

Assigned to: House Rules and Executive Nominations

**HB 1491 Delegate Wilson, et al****TASK FORCE TO STUDY THE ESTABLISHMENT OF A MARYLAND HIGHER EDUCATION GRANT PROGRAM FOR VETERANS**

Establishing the Task Force to Study the Establishment of a Maryland Higher Education Grant Program for Veterans; 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 on or before December 15, 2013, regarding the feasibility of establishing a Maryland higher education grant program for veterans; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: House Rules and Executive Nominations

**HB 1492 Delegate Wilson****CRIMES – IDENTIFICATION THEFT – VULNERABLE CHILDREN**

Prohibiting a person, with fraudulent intent, from knowingly and willfully possessing, obtaining, or helping another to possess or obtain personal identifying information of a specified vulnerable child in order to use, sell, or transfer the information to get a benefit, credit, good, service, or other thing of value in the name of the child; prohibiting a person, with fraudulent intent, from knowingly and willfully assuming the identity of a vulnerable child to avoid identification, apprehension, or prosecution for a crime; etc.

EFFECTIVE OCTOBER 1, 2013

CR, § 8-306 - added

Assigned to: House Rules and Executive Nominations