



# SYNOPSIS

Senate Bills and Joint Resolutions  
2013 Maryland General Assembly Session

**January 25, 2013**  
**Schedule 13**

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**PLEASE NOTE:** February 1 – Bill introduction deadline.

All bills should be given to the Secretary of the Senate's office by 5:00 P.M. on Monday, February 4.

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

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## **SENATE BILLS INTRODUCED January 25, 2013**

**SB 360** Senator Simonaire, et al

CRIMINAL LAW – AGGRAVATED ANIMAL CRUELTY – BAITING

Prohibiting a person from using or allowing a dog to be used for baiting; prohibiting a person from possessing, owning, selling, transporting, or training a dog with the intent to use the dog for baiting; and prohibiting a person from knowingly allowing specified premises to be used for baiting.

EFFECTIVE OCTOBER 1, 2013

CR, § 10-607 - amended

Assigned to: Judicial Proceedings

### **Department of Legislative Services**

90 State Circle, Annapolis, Maryland 21401-1991

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

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

**SB 361 Senator Pinsky, et al****CONGRESSIONAL DISTRICTING PROCESS**

Requiring the Department of Legislative Services to obtain specified census data, adjust the census data for specified purposes, and provide the census data to a temporary redistricting commission within a specified time period; creating a temporary redistricting commission; requiring the commission to use specified census data to prepare and adopt a districting plan for congressional districting within a specified time period; specifying that a specified districting plan is the plan for the State; etc.

CONTINGENT – EFFECTIVE OCTOBER 1, 2013

EL, §§ 8-6A-01 through 8-6A-04 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 362 Senator Young****SALES AND USE TAX – MOTOR FUEL – LOCAL TRANSPORTATION TAX**

Authorizing the governing body of a county or a municipal corporation to impose a sales and use tax on motor fuel for the purpose of financing local road and transit capital projects; defining the county or municipal corporation sales and use tax on motor fuel authorized by the Act as a “local transportation tax”; providing that the local transportation tax rate may not exceed 2%; providing that State laws and regulations applicable to the State sales and use tax apply to a local transportation tax; etc.

EFFECTIVE JUNE 1, 2013

TG, §§ 2-1302.2, 11-102.1, and 11-104(b-1) - added and §§ 11-102(c) and 11-221(a) - amended and TR, § 2-103.1(c)(6) - amended

Assigned to: Budget and Taxation

**SB 363 Senators Young and Brinkley****CREATION OF A STATE DEBT – FREDERICK COUNTY – COLOR ON THE CREEK IMPROVEMENTS**

Authorizing the creation of a State Debt not to exceed \$20,000, the proceeds to be used as a grant to the Board of Directors of Friends of Carroll Creek Urban Park, Inc. for the design, construction, and capital equipping of Carroll Creek Linear Park, including enhancing water quality and general aesthetics, located in the city of Frederick in Frederick County; 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: Budget and Taxation

**SB 364**     **Senator Young, et al****AGRICULTURE – MANAGEMENT-INTENSIVE FARMING AND GRAZING**

Requiring the University of Maryland Cooperative Extension Service to provide a dedicated extension agent to assist individuals with the adoption of management-intensive farming and grazing practices; requiring the Governor to provide at least \$500,000 each year to support the Department of Agriculture's activities related to management-intensive farming and grazing, beginning in fiscal year 2015; etc.

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

EFFECTIVE OCTOBER 1, 2013

AG, § 8-703, EN, § 9-1605.2(h)(2)(ii) and (i)(2)(ix), and NR, § 8-2A-01(c) - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 365**     **Senator Raskin, et al****INCOME TAX CREDIT – WEB SITE MODIFICATIONS – ACCESSIBILITY FOR THE BLIND**

Allowing an individual or a corporation a credit against the State income tax for costs directly associated with making a Web site accessible to blind individuals; requiring an individual or a corporation that claims the credit to provide verification of the amount of the costs; making the credit refundable; requiring the Comptroller to adopt specified regulations; applying the Act to taxable years beginning after December 31, 2012; etc.

EFFECTIVE JULY 1, 2013

TG, § 10-733 - added

Assigned to: Budget and Taxation

**SB 366**     **Senator Jones-Rodwell (By Request – Baltimore City Administration)****BALTIMORE CITY – EXTINGUISHMENT OR REDEMPTION OF GROUND RENTS**

Altering the scope of a specified procedure in law that authorizes Baltimore City to apply to a specified State agency in order to extinguish or redeem a ground rent on property acquired by Baltimore City under specified circumstances; altering the contents of a specified affidavit required in the procedure to extinguish or redeem a ground rent on property acquired by Baltimore City under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2013

RP, § 8-110 - amended

Assigned to: Judicial Proceedings

**SB 367 Senator Jacobs****ELECTION LAW – PETITIONS – CONFIDENTIALITY**

Prohibiting public inspection of a petition after the petition is filed with the State Board of Elections or a county board of elections, with a specified exception; requiring a custodian to permit a person to inspect a petition if the person requires access to the petition to facilitate judicial review of a determination concerning the sufficiency of the petition; providing that a custodian may not disclose personal information contained in a petition to the general public; defining a term; etc.

EFFECTIVE JUNE 1, 2013

EL, § 6-205(e) and SG, § 10-616(v) - added

Assigned to: Education, Health, and Environmental Affairs

**SB 368 Senators Peters and DeGrange****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: Finance

**SB 369 Senator Edwards****GARRETT COUNTY – BONDS FOR GARRETT COUNTY MEMORIAL HOSPITAL**

Authorizing and empowering the County Commissioners of Garrett County, from time to time, to borrow not more than \$15,000,000 in order to assist in the financing of the cost of hospital improvements at Garrett County Memorial Hospital; etc.

EFFECTIVE JULY 1, 2013

Assigned to: Budget and Taxation

**SB 370**     **Senator Edwards****GARRETT COUNTY – COUNTY COMMISSIONERS – INDUSTRIAL WIND ENERGY CONVERSION SYSTEMS**

Requiring that specified industrial wind energy conversion systems comply with specified setback requirements; authorizing specified variances under specified circumstances; requiring that, before a permit is issued for specified industrial wind energy conversion systems, the Garrett County Department of Planning and Land Development retain at the applicant's expense a specified professional engineer to prepare a specified cost estimate and require the applicant to post a specified bond; etc.

Preliminary analysis: local government mandate

EMERGENCY BILL

Art. 25, § 236G - added

Assigned to: Finance

**SB 371**     **Senator Edwards****GARRETT COUNTY – ALCOHOLIC BEVERAGES – SUNDAY SALES**

Specifying that provisions of law concerning the Sunday sale of alcoholic beverages in Garrett County apply to a precinct of an election district in which the voters in a referendum authorized by law approve Sunday sales; specifying that provisions of law concerning Sunday sales apply to a holder of a Class D license operating an establishment that meets four specifications; and providing for specified fees.

EFFECTIVE JUNE 1, 2013

Art. 2B, § 11-512(c) - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 372**     **Senator Robey****HEALTH OCCUPATION BOARDS – CRIMINAL HISTORY RECORDS CHECKS – GENERAL AUTHORITY**

Authorizing a health occupation board to adopt regulations requiring applicants for an initial license or certificate to have a criminal history records check; authorizing a health occupation board to adopt regulations requiring applicants for reinstatement of a lapsed license or certificate, removal from inactive status, or renewal of a license or certificate to have a criminal history records check; requiring an applicant to submit specified fingerprints and fees to obtain a criminal history records check; etc.

EFFECTIVE OCTOBER 1, 2013

HO, § 1-220 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 373**     **Senator Ferguson, et al**

## EARLY VOTING ACCESS ACT OF 2013

Increasing the number of early voting centers that are required to be established in each county for a regularly scheduled general election; authorizing the State Board of Elections, in collaboration with the local boards of elections, to increase the number of early voting centers in each county for a regularly scheduled primary election; and requiring that early voting centers be open for specified days and hours before regularly scheduled primary and general elections.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2013

EL, § 10-301.1 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 374**     **Senator Astle, et al**

## CONSUMER PROTECTION – CHILDREN’S ONLINE PRIVACY PROTECTION

Prohibiting a person from violating the federal Children’s Online Privacy Protection Act; prohibiting specified persons who engage in specified activities relating to the Internet or an online service from using specified information to display or transmit an advertisement for a product or service to specified children under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2013

CL, §§ 14-4001 through 14-4004 - added

Assigned to: Finance

**SB 375**     **Senator Middleton**

## 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: Finance

**SB 376**     **Senator King, et al****PUBLIC SAFETY – EMERGENCY MANAGEMENT – ESSENTIAL GOODS AND SERVICES**

Prohibiting a person from selling or offering to sell essential goods and services during a state of emergency for a price of more than 10% above the price charged by that person for those goods and services a specified time prior to the state of emergency; prohibiting a person from selling or offering to sell repair or reconstruction services or services used for emergency cleanup for a price of more than 10% above the price charged by that person for those services immediately prior to the state of emergency; creating an exception; etc.

EFFECTIVE OCTOBER 1, 2013

PS, § 14-101(c) - amended and §§ 14-1101 through 14-1104 - added

Assigned to: Finance

**SB 377**     **Senator King, et al****CRIMINAL LAW – FOURTH-DEGREE SEX OFFENSE – SCHOOL EMPLOYEES AND CONTRACTORS**

Altering the definition of “person in a position of authority” relating to prohibiting an individual from engaging in a sexual act, sexual contact, or vaginal intercourse with a minor under specified circumstances to remove a limitation to full-time employees and to include specified contractors or persons employed by or under contract with contractors.

EFFECTIVE OCTOBER 1, 2013

CR, § 3-308 - amended

Assigned to: Judicial Proceedings

**SB 378**     **Senator Jacobs****VEHICLE LAWS – OPERATION OF VEHICLE ON APPROACH OF TOW TRUCK**

Requiring drivers approaching a tow truck that is stopped, standing, or parked on a highway and using specified visual signals, unless otherwise directed by a police officer or traffic control device, to make a lane change into an available lane not immediately adjacent to the tow truck under specified circumstances or to slow to a reasonable and prudent speed that is safe for specified existing conditions under specified circumstances.

EFFECTIVE OCTOBER 1, 2013

TR, § 21-405(e) - amended

Assigned to: Judicial Proceedings

**SB 379**     **Senator Jacobs**REGULATIONS – PROHIBITION ON PROPOSAL AND ADOPTION –  
SUBSTANTIALLY SAME CONTENT AS FAILED BILL

Prohibiting a unit in the Executive Branch of State government from proposing or adopting a regulation if the regulation has substantially the same content as a bill that failed to pass either house of the General Assembly.

EFFECTIVE OCTOBER 1, 2013

SG, § 10-109.1 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 380**     **Senator Muse, et al**DEPARTMENT OF HEALTH AND MENTAL HYGIENE –  
WORKGROUP ON CANCER CLUSTERS AND ENVIRONMENTAL  
CAUSES OF CANCER

Requiring the Department of Health and Mental Hygiene, in consultation with the Department of the Environment, to convene a workgroup to examine issues relating to the investigation of potential cancer clusters in the State and potential environmental causes of cancer; specifying issues to be examined; requiring the Department of Health and Mental Hygiene to report findings and recommendations of the workgroup on or before June 30, 2014; etc.

EFFECTIVE JULY 1, 2013

Assigned to: Finance

**SB 381**     **Senator Muse**CREATION OF A STATE DEBT – PRINCE GEORGE’S COUNTY –  
POTOMAC HIGH SCHOOL STADIUM AND TRACK CONSTRUCTION

Authorizing the creation of a State Debt in the amount of \$1,500,000, the proceeds to be used as a grant to the Board of Education of Prince George’s County for the planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Potomac High School Stadium and Track, located in Oxon Hill; providing for disbursement of the loan proceeds; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Budget and Taxation



**SB 382**     **Senators Brochin and Raskin****MENTAL HEALTH – EMERGENCY EVALUATIONS – SURRENDER OF FIREARMS**

Requiring that a petition for emergency evaluation of a specified individual include, under specified circumstances, a statement of whether the individual has possession of or access to firearms; authorizing a court, under specified circumstances, to order an emergency evaluatee to surrender specified firearms to a specified peace officer; and requiring a peace officer, under specified circumstances, to take specified firearms.

EFFECTIVE OCTOBER 1, 2013

HG, §§ 10-622 and 10-623 - amended and § 10-623.1 - added

Assigned to: Judicial Proceedings

**SB 383**     **Senator Raskin, et al****REAL PROPERTY – STOPPING FRAUD IN MORTGAGE ASSISTANCE RELIEF SERVICES ACT OF 2013**

Requiring specified mortgage assistance relief service providers to comply with specified provisions of federal law; authorizing the Attorney General or the Commissioner of Financial Regulation to seek an injunction to prohibit a violation of specified provisions of the Act; authorizing the Attorney General and the State's Attorney to conduct the criminal investigation and prosecution of mortgage assistance relief services violations under specified provisions of the Act; etc.

EFFECTIVE JULY 1, 2013

RP, §§ 7-501 through 7-510 - added

Assigned to: Judicial Proceedings and Finance

**SB 384**     **Senator Pugh, et al****ECONOMIC DEVELOPMENT – SICKLE CELL DISEASE RESEARCH PROGRAM**

Establishing the Sickle Cell Disease Research Program to be administered by the Maryland Technology Development Corporation to provide grants for sickle cell disease research projects; establishing the purposes of the Program; establishing specified types of grants to be awarded under the Program; establishing the Sickle Cell Disease Research Fund; providing for the purpose and composition of the Fund; etc.

EFFECTIVE OCTOBER 1, 2013

EC, §§ 10-463 through 10-468 - added and SF, § 6-226(a)(2)(ii)69. and 70. - amended and § 6-226(a)(2)(ii)71. - added

Assigned to: Finance

**SB 385**     **Senator Pugh, et al**

## STATE GOVERNMENT – HEALTH, EDUCATION, AND SOCIAL SERVICES PROVIDER DATA WAREHOUSE

Requiring the State to authorize private sector development of a data warehouse for private providers of health, education, and social services; authorizing a provider to store specified information in the data warehouse; prohibiting a provider from using the data warehouse for specified purposes; authorizing a provider to provide a State agency with necessary information to access documents in the data warehouse instead of submitting paper documents or electronic files; etc.

EFFECTIVE OCTOBER 1, 2013

SG, § 10-645 - added

Assigned to: Education, Health, and Environmental Affairs