



# SYNOPSIS

Senate Bills and Joint Resolutions  
2013 Maryland General Assembly Session

February 5, 2013  
Schedule 20

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## SENATE BILLS INTRODUCED *February 1, 2013*

### **SB 755**     **Senators Colburn and Mathias**

ALCOHOLIC BEVERAGES – MICRO-BREWERIES – ANNUAL PRODUCTION LIMIT

Increasing to 60,000 the limit on the number of barrels of malt beverages that a micro-brewery may collectively brew, bottle, or contract for in a calendar year.

EFFECTIVE JULY 1, 2013

Art. 2B, § 2-208(c)(1) - amended

Assigned to: Education, Health, and Environmental Affairs

### **SB 756**     **Senator Ramirez**

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 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: Finance

### **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 757**     **Senator Ramirez**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: Finance

**SB 758**     **Senators Ramirez and Kelley**LABOR AND EMPLOYMENT – LIEN FOR UNPAID WAGES –  
ESTABLISHMENT

Requiring an employee to provide specified written notice to a specified employer first in order to establish a lien for unpaid wages; authorizing a specified employer to dispute a lien for unpaid wages by filing a specified complaint in a specified circuit court in a specified manner; authorizing the employer or employee to request an evidentiary hearing; requiring a circuit court to make a determination on a claim to establish a lien for unpaid wages in a specified manner; authorizing a circuit court to take specified actions; etc.

EFFECTIVE OCTOBER 1, 2013

LE, §§ 3-1101 through 3-1110 - added

Assigned to: Judicial Proceedings and Finance

**SB 759**     **Senator Ramirez**STATE PERSONNEL – EQUALITY FOR MARYLAND CAREGIVERS  
ACT OF 2013

Providing specified collective bargaining rights to specified employees of the University of Maryland Medical Center.

EFFECTIVE OCTOBER 1, 2013

SP, § 3-102 - amended

Assigned to: Finance

**SB 760**     **Senators Montgomery and Benson**STATE BOARD OF NURSING – CERTIFIED NURSE–MIDWIVES –  
STANDARDS AND PRACTICE GUIDELINES

Prohibiting the State Board of Nursing from requiring certified nurse–midwives to have written documentation of consultation, collaboration, or referral with another health care practitioner as a condition of licensure; requiring certified nurse–midwives to comply with specified standards established by the American College of Nurse–Midwives or other specified organizations; and authorizing the Board, in the course of an investigation, to require a certified nurse–midwife to provide a copy of specified practice guidelines.

EFFECTIVE OCTOBER 1, 2013

HO, § 8-602 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 761**     **Senator Montgomery**HEALTH OCCUPATIONS – STATE BOARD OF PHARMACY –  
WAIVERS – PHARMACIES THAT ONLY DISPENSE DEVICES

Authorizing the State Board of Pharmacy to waive specified requirements for specified pharmacies that only dispense devices in accordance with specified rules and regulations; etc.

EMERGENCY BILL

HO, § 12-403 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 762**     **Senator Ramirez**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: Education, Health, and Environmental Affairs

**SB 763**     **Senators Ramirez and Rosapepe****PROPERTY AND CASUALTY INSURANCE – VESSEL LIABILITY COVERAGE – REQUIRED**

Authorizing vessel liability insurance in the State; providing for the types of basic and additional coverage under a policy of vessel liability insurance; requiring specified minimum security for specified vessels that are principally operated in the waters of the State; providing for the required form and benefits under the security; authorizing the Department of Natural Resources to accept specified forms of security; providing that a violation of specified provisions of the Act is a misdemeanor; etc.

EFFECTIVE OCTOBER 1, 2013

IN, §§ 19-1001 through 19-1018 and 27-609.1 - added and NR, §§ 8-701 and 8-739 - amended and § 8-745 - added

Assigned to: Finance and Education, Health, and Environmental Affairs

**SB 764**     **Senator Conway****TASK FORCE TO STUDY HOUSING AND SUPPORTIVE SERVICES FOR UNACCOMPANIED HOMELESS YOUTH**

Establishing the Task Force to Study Housing and Supportive Services for Unaccompanied Homeless Youth; 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; establishing the duties of the Task Force; requiring the Task Force to submit a specified report on or before December 1, 2013; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Education, Health, and Environmental Affairs

**SB 765**     **Senator Conway****CREATION OF A STATE DEBT – BALTIMORE CITY – STONE HOUSE PRESERVATION AND REHABILITATION**

Authorizing the creation of a State Debt not to exceed \$275,000, the proceeds to be used as a grant to the Board of Directors of the St. Clare of Assisi, Inc. for the planning, repair, renovation, construction, reconstruction, and capital equipping of the Stone House, 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: Budget and Taxation

**SB 766**     **Senator Edwards****BUSINESS OCCUPATIONS – OIL AND GAS LAND PROFESSIONALS – REGISTRATION**

Prohibiting a person from operating as an oil or gas land professional in the State unless the person registers with and obtains a registration certificate from the Department of Labor, Licensing, and Regulation; requiring a person to register as a land professional in a specified manner; requiring the Department to assign a registration number and issue a registration certificate to a specified person; requiring a land professional to provide specified proof to a property owner before obtaining specified mineral rights; etc.

EFFECTIVE JUNE 1, 2013

BOP, §§ 10.5-101 through 10.5-107 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 767**     **Senator Edwards****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: Education, Health, and Environmental Affairs

**SB 768**     **Senator Raskin, et al****ORGAN DONATION DRIVER EDUCATION ACT OF 2013**

Requiring the Motor Vehicle Administration to adopt regulations requiring that classroom instruction for the driver education program include an online course of a specified duration that pertains to organ, eye, and tissue donation in the State and becoming an organ, eye, or tissue donor; allowing the online course to be completed in or outside the classroom; and requiring that the online course be established and operated by Donate Life Maryland.

EFFECTIVE OCTOBER 1, 2013

TR, § 16-505 - amended

Assigned to: Judicial Proceedings

**SB 769**     **Senator Raskin, et al****HEALTH BENEFIT PLANS – PROPOSED RATE INCREASES – NOTICE TO INSUREDS**

Requiring health insurance carriers that file a proposed rate increase for a health benefit plan with the Maryland Insurance Commissioner to send a specified notice in a specified manner to insureds affected by the proposed rate increase; authorizing the notice to be sent by electronic mail under specified circumstances; and authorizing the Commissioner to adopt specified regulations.

EFFECTIVE OCTOBER 1, 2013

HG, § 19-706(oooo) and IN, § 15-140 - added

Assigned to: Finance

**SB 770**     **Senator Raskin, et al****CRIMINAL LAW – FRAUDULENT LIENS – PROHIBITION**

Prohibiting a person from filing false liens or encumbrances against specified individuals; and providing for penalties for a violation of the Act.

EFFECTIVE OCTOBER 1, 2013

CR, § 3-807 - added

Assigned to: Judicial Proceedings

**SB 771**     **Senator Raskin, et al****POSTJUDGMENT INTEREST – MEDICAL INJURY**

Altering the legal rate of interest on a money judgment for a medical injury; and providing for the prospective application of the Act.

EFFECTIVE OCTOBER 1, 2013

CJ, § 11-107(d) - added

Assigned to: Judicial Proceedings

**SB 772**     **Senator Raskin, et al**CAMPAIGN FINANCE – CORPORATE CONTRIBUTIONS AND  
INDEPENDENT EXPENDITURES – DETERMINATION OF  
STOCKHOLDER PREFERENCE

Prohibiting a Maryland corporation or a foreign corporation doing business in the State from making a contribution to a campaign finance entity or an independent expenditure unless a specified condition is met; authorizing a stockholder alleging a violation of specified provisions of the Act to bring an action directly against the directors of the corporation; prohibiting a campaign finance entity from receiving a contribution made in violation of a specified provision of the Act; etc.

EFFECTIVE OCTOBER 1, 2013

EL, §§ 13-238 and 13-245.1 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 773**     **Senator Mathias**CREATION OF A STATE DEBT – WORCESTER COUNTY – DIAKONIA  
HOUSING EXPANSION

Authorizing the creation of a State Debt not to exceed \$350,000, the proceeds to be used as a grant to the Board of Directors of Diakonia, Inc. for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of Diakonia housing units, located in Ocean 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: Budget and Taxation

**SB 774**     **Senator Mathias, et al**INCOME TAX – SUBTRACTION MODIFICATION – MARYLAND  
CIVIL AIR PATROL

Providing a subtraction modification under the Maryland income tax in the amount of \$3,500 for qualifying members of the Maryland Civil Air Patrol, subject to specified conditions; providing for a delayed effective date; etc.

EFFECTIVE JULY 1, 2014

TG, § 10-208(i-1) - amended

Assigned to: Budget and Taxation

**SB 775**     **Senator King, et al****EDUCATION – MODEL PERFORMANCE EVALUATION CRITERIA – IMPLEMENTATION**

Prohibiting the State Board of Education from requiring a specified model performance evaluation criteria to take effect unless specified conditions are met.

EFFECTIVE OCTOBER 1, 2013

ED, § 6-202(c) - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 776**     **Senator Pugh****TASK FORCE ON THE USE OF TELEHEALTH TO IMPROVE MARYLAND HEALTH CARE**

Establishing the Task Force on the Use of Telehealth to Improve Maryland Health Care; providing for the membership, co–chairs, and staffing of the Task Force; providing for the duties of the Task Force; requiring the Task Force to provide an interim and final report to the Governor and the General Assembly on or before specified dates; and terminating the Act at the end of May 31, 2015.

EFFECTIVE OCTOBER 1, 2013

Assigned to: Finance

**SB 777**     **Senator Pugh****INSURANCE – CEDING INSURERS AND REINSURANCE**

Requiring that a domestic ceding insurer be allowed credit for reinsurance in specified manners under specified circumstances; providing for specified credit to be allowed under specified circumstances depending on the licensure or authorization status and accreditation status of the assuming insurer; establishing requirements and procedures for an assuming reinsurer to be accredited by the Maryland Insurance Commissioner; etc.

EFFECTIVE JUNE 1, 2013

IN, § 5-901 - amended, §§ 5-902.1 and 5-906 through 5-914 - added, and §§ 5-903, 5-904, and 5-905 - repealed and added

Assigned to: Finance

**SB 778**     **Senator Pugh****CORRECTIONAL SERVICES – INMATE WELFARE FUND –  
TELEPHONE FINANCIAL ASSISTANCE**

Requiring the Department of Public Safety and Correctional Services and the managing official of a local correctional facility with an inmate welfare fund to adopt specified regulations regarding the use of profits derived from telephone commissions; requiring that specified commissions be used for telephone calls that take place between an inmate and the minor child of an inmate; requiring that distributions be made according to the financial need of an inmate; and requiring the submission of a specified report.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2013

CS, §§ 10-502 and 11-902 - amended

Assigned to: Judicial Proceedings

**SB 779**     **Senator King****BIOTECHNOLOGY INVESTMENT TAX CREDIT – QUALIFIED  
MARYLAND BIOTECHNOLOGY COMPANY – DEFINITION**

Altering the definition of “qualified Maryland biotechnology company” for purposes of the biotechnology investment tax credit to include a company that has been in active business for a specified period of time from a specified date; and applying the Act to initial tax credit certificates issued after June 30, 2013.

EFFECTIVE JUNE 1, 2013

TG, § 10-725(a)(7) - amended

Assigned to: Budget and Taxation

**SB 780**     **Senator Peters****LIMITED LINES INSURANCE LICENSES – SELF-SERVICE STORAGE  
AGENTS**

Authorizing the Maryland Insurance Commissioner to issue a limited lines license as a self-service storage agent to an owner or operator of a self-service storage facility who meets specified requirements; providing for the scope of the license; providing that an owner or operator is not required to be licensed under specified circumstances; requiring an applicant for a license to file a specified application with the Commissioner; etc.

EFFECTIVE OCTOBER 1, 2013

IN, §§ 10-801 through 10-810 - added

Assigned to: Finance

**SB 781 Senator Conway****PHARMACISTS – BIOSIMILAR BIOLOGICAL PRODUCTS – SUBSTITUTIONS**

Authorizing pharmacists to substitute biosimilar biological products for prescribed biological reference products only under specified circumstances; requiring pharmacists or their designees to give specified notices and record specified information if the pharmacist substitutes an interchangeable biosimilar biological product for a prescribed biological reference product; etc.

EFFECTIVE OCTOBER 1, 2013

HO, §§ 12-101(c), (d), (l), (m), and (y) and 12-504.1 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 782 Senator Pugh****CORRECTIONAL SERVICES – INMATE TELEPHONE SERVICES – CONTRACTS**

Requiring the Department of Public Safety and Correctional Services to award inmate telephone services contracts to the bidder who submits the bid with the lowest cost to the telephone user; prohibiting the Department from accepting or receiving telephone commissions in excess of the Department's reasonable operating cost for establishing and administering telephone system services to inmates; etc.

EFFECTIVE OCTOBER 1, 2013

CS, § 10-5A-01 - added

Assigned to: Judicial Proceedings

**SB 783 Senator Pugh, et al****STATE BOARD OF PHYSICIANS – NATUROPATHIC DOCTORS**

Adding to the State Board of Physicians a naturopathic doctor who is appointed by the Governor in a specified manner; establishing the Naturopathic Medicine Advisory Committee within the Board; providing for the composition of the Committee; specifying the term of a Committee member; requiring the Committee to elect a chair from among its members; providing for the duties of the Committee; requiring, on or before January 1, 2015, specified individuals to have a specified license before practicing naturopathic medicine in the State; etc.

EFFECTIVE OCTOBER 1, 2013

HO, § 14-202(a) - amended and §§ 14-5F-01 through 14-5F-29 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 784 Senator Benson****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: Judicial Proceedings

**SB 785 Senator Pipkin, et al****VEHICLE LAWS – SPEED MONITORING AND WORK ZONE SPEED CONTROL SYSTEMS – REPEAL**

Repealing the authority of counties and municipalities in the State to use speed monitoring systems to enforce highway speed laws; repealing the authority to use work zone speed control systems to enforce highway speed laws within work zones; etc.

EFFECTIVE OCTOBER 1, 2013

TR, §§ 21-809 and 21-810 - repealed

Assigned to: Judicial Proceedings

**SB 786 Senator Pipkin****CRIMINAL PROCEDURE – CRIMES OF VIOLENCE INVOLVING FIREARMS – DIMINUTION CREDITS, PAROLE, AND PLEA AGREEMENTS**

Prohibiting the earning of diminution credits to reduce the term of confinement of an inmate who is serving a sentence for a specified crime of violence involving a firearm in a State or local correctional facility; eliminating parole eligibility for a person who is serving a term of confinement for a specified crime of violence involving a firearm; prohibiting a person who has been convicted of a specified crime of violence involving a firearm from entering into a plea agreement; etc.

EFFECTIVE OCTOBER 1, 2013

CS, §§ 3-702, 7-301, and 11-502 - amended and CP, § 6-234 - added

Assigned to: Judicial Proceedings

**SB 787 Senator Pipkin****QUEEN ANNE'S COUNTY – TURKEY HUNTING ON PRIVATE PROPERTY – SUNDAYS**

Authorizing a person to hunt turkey on private property on Sundays during the spring turkey hunting season in Queen Anne's County; and making the Act an emergency measure.

EMERGENCY BILL

NR, § 10-410(a) - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 788 Senator Jones–Rodwell****TASK FORCE TO STUDY CITATIONS FOR CHILDREN AND LAW ENFORCEMENT DIVERSION PRACTICES**

Establishing the Task Force to Study Citations for Children and Law Enforcement Diversion Practices; 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: Judicial Proceedings

**SB 789 Senator Pipkin, et al****PROCUREMENT – PREFERENCES – RURAL COUNTY BUSINESS ENTERPRISE PARTICIPATION**

Establishing a specified participation goal for specified rural county business enterprises for specified procurement contracts; requiring specified solicitation documents to establish the degree of participation based on specified information; providing that specified provisions of the Act do not apply in specified circumstances; requiring a unit to award specified procurement contracts to specified bidders or offerors under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2013

SF, §§ 14-701 through 14-705 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 790**     **Senator Manno**DEPARTMENT OF HEALTH AND MENTAL HYGIENE – ADVANCE  
DIRECTIVE REGISTRY – FEE AND DATE OF OPERATION

Requiring the Secretary of Health and Mental Hygiene to set a fee, by regulation, for specified services of the Advance Directive Registry; and requiring the Department of Health and Mental Hygiene to take the steps necessary to make the Registry operational on or before October 1, 2014.

EFFECTIVE OCTOBER 1, 2013

HG, § 5-622 - amended

Assigned to: Finance

**SB 791**     **Senator Kelley**

## JUVENILE LAW – DISPOSITIONS – PLACEMENT GUIDANCE

Prohibiting the juvenile court, except under specified circumstances, from committing a child who has committed a specified offense to the Department of Juvenile Services for out-of-home placement; etc.

EFFECTIVE OCTOBER 1, 2013

CJ, § 3-8A-19(d) - amended

Assigned to: Judicial Proceedings

**SB 792**     **Senator Kelley**

## MARYLAND COLLABORATIVE REPRODUCTION ACT

Establishing the Maryland Collaborative Reproduction Act; establishing the purposes of the Act; establishing rights and obligations of specified intended parents who use gamete or embryo donors to conceive a child through collaborative reproduction; establishing specified rights of a child conceived through collaborative reproduction; establishing that a gamete or an embryo donor is not a parent of a child conceived through collaborative reproduction under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2013

FL, §§ 5-901 through 5-914 - added

Assigned to: Judicial Proceedings

**SB 793**     **Senator Kelley, et al****TASK FORCE TO STUDY THE USE OF PRIVATE DIVERSION PROGRAMS**

Establishing the Task Force to Study the Use of Private Diversion Programs; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving compensation, but authorizing the reimbursement of expenses; requiring the Task Force to study and make recommendations regarding specified matters; requiring the Task Force to submit interim and final reports of its findings and recommendations to the Governor and the General Assembly; etc.

EFFECTIVE JULY 1, 2013

Assigned to: Judicial Proceedings

**SB 794**     **Senators Kelley and Forehand****REAL PROPERTY – REGULATION OF COMMON OWNERSHIP COMMUNITY MANAGERS**

Creating the State Board of Common Ownership Community Managers in the Department of Labor, Licensing, and Regulation; providing for the composition of the Board and the appointment, terms, and expenses of the Board members; requiring an individual to be licensed or issued a certificate before providing management services for a common ownership community under specified circumstances; requiring a common ownership community to register with the Board under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2013

BOP, §§ 22-101 through 22-802, BR, §§ 2-106.9, 2-106.10, and 2-108(a)(10), and SG, § 8-403(b)(13) - added

Assigned to: Judicial Proceedings

**SB 795**     **Senator Pipkin, et al****OYSTER DREDGING – WATERS NORTH OF THE CHESAPEAKE BAY BRIDGE AND KENT NARROWS BRIDGE**

Adding the waters of Anne Arundel County, Baltimore County, Cecil County, Harford County, Kent County, and Queen Anne's County that lie north of the Chesapeake Bay Bridge and the Kent Narrows Bridge to the areas of State waters in the Chesapeake Bay where a person may catch oysters by dredge.

EFFECTIVE OCTOBER 1, 2013

NR, § 4-1012 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 796**     **Senators Middleton and Klausmeier****AGRICULTURE – EASEMENTS – RENEWABLE ENERGY GENERATION FACILITIES**

Requiring, on written request of a landowner in an application to purchase an easement, an easement to authorize the landowner to use the land subject to the easement for renewable energy generation under specified circumstances; requiring, on written request of a landowner, the Maryland Agricultural Land Preservation Foundation to amend an easement to authorize the landowner to use the land subject to the easement for renewable energy generation under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2013

AG, § 2-513(c) - added and amended

Assigned to: Education, Health, and Environmental Affairs and Finance

**SB 797**     **Senator Middleton****RENEWABLE ENERGY PORTFOLIO STANDARD – WOOD– AND PLANT–DERIVED BIOMASS SYSTEMS**

Providing that energy from a specified wood– and plant–derived biomass system is eligible for inclusion in meeting the renewable energy portfolio standard; providing that a person that owns a wood– and plant–derived biomass system shall receive a renewable energy credit calculated in a specified manner; requiring the Public Service Commission to adopt regulations for the metering, verification, and reporting of energy output from wood– and plant–derived biomass systems; etc.

EFFECTIVE JANUARY 1, 2014

PU, § 7-701 - amended and § 7-704(j) - added

Assigned to: Finance

**SB 798**     **Senator Middleton, et al****HOSPITALS – CREDENTIALING AND PRIVILEGING PROCESS – TELEMEDICINE**

Authorizing a hospital, in its credentialing and privileging process for a physician who provides medical services to patients at the hospital only through telemedicine from a distant–site hospital or distant–site telemedicine entity, to rely on credentialing and privileging decisions made for the physician by the distant–site hospital or distant–site telemedicine entity under specified circumstances.

EFFECTIVE OCTOBER 1, 2013

HG, § 19-319(e) - amended

Assigned to: Finance

**SB 799**     **Senator Middleton, et al****ENERGY – LANDFILL DIVERSION – MUNICIPAL SOLID WASTE PORTFOLIO STANDARD**

Establishing a municipal solid waste portfolio standard; requiring the Department of the Environment to implement and manage a municipal solid waste portfolio standard for each county in the State during specified years; requiring each county to submit a specified report each year to the Department; requiring each county to pay specified compliance fees into the Maryland Strategic Energy Investment Fund under specified circumstances; limiting how the fees paid into the Fund may be used; etc.

EFFECTIVE OCTOBER 1, 2013

PU, §§ 7-801 through 7-807 - added and SG, §§ 9-20B-03 through 9-20B-05 and 9-20B-12 - amended

Assigned to: Finance and Education, Health, and Environmental Affairs

**SB 800**     **Senator Jones–Rodwell****TASK FORCE TO STUDY PHASED RETIREMENT FOR MARYLAND STATE EMPLOYEES**

Establishing the Task Force to Study Phased Retirement for Maryland State Employees; providing for the composition, chair, and staffing of the Task Force; requiring the Task Force to study and make recommendations regarding a phased retirement option for experienced State employees; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before December 1, 2013; etc.

EFFECTIVE JULY 1, 2013

Assigned to: Budget and Taxation

**SB 801**     **Senator Jones–Rodwell (Chair, Joint Committee on Pensions)****STATE RETIREMENT AND PENSION SYSTEMS – COST–OF–LIVING ADJUSTMENTS – SIMPLIFICATION AND CLARIFICATION**

Clarifying the calculation of cost–of–living adjustments for specified State retirement or pension systems; clarifying the applicability of specified cost–of–living adjustments to specified State retirement or pension systems and to specified participants in those systems; consolidating provisions relating to cost–of–living adjustments that apply to all of the cost–of–living adjustments; etc.

EFFECTIVE JULY 1, 2013

SP, Various Sections - repealed, amended, and added

Assigned to: Budget and Taxation

**SB 802**     **Senator Klausmeier, et al****DEPARTMENT OF HUMAN RESOURCES – ADOPTION AWARENESS PROGRAM**

Requiring the Department of Human Resources to collaborate with specified interest groups that specialize in adoption related issues to prepare educational materials about creating an adoption plan for an infant; specifying the contents and formats of the educational materials; requiring the educational materials to be updated periodically and distributed in consultation with specified interest groups; requiring the educational materials to be provided at no cost to specified organizations; etc.

EFFECTIVE OCTOBER 1, 2013

FL, § 5-3C-01 - added

Assigned to: Judicial Proceedings

**SB 803**     **Senator Klausmeier****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: Finance

**SB 804 Senator Klausmeier****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: Finance

**SB 805 Senator Klausmeier****TRANSPORTATION – STATE HIGHWAY ADMINISTRATION – SALE  
OR LEASE OF HIGHWAY NAMING RIGHTS**

Authorizing the State Highway Administration to sell or lease to a private entity the naming rights for all or part of a State highway; prohibiting the sale or lease of highway naming rights unless the Administration makes specified determinations; requiring the term of a contract for the sale or lease of naming rights to be at least 1 year; providing that a sale or lease of naming rights may not be construed to require that any highway sign or mailing address be altered; etc.

EFFECTIVE OCTOBER 1, 2013

TR, § 8-604.1 - added

Assigned to: Finance

**SB 806 Senator Conway****ALCOHOLIC BEVERAGES SALES – PROHIBITION ON USE OF SELF–  
SCANNING CASH REGISTERS**

Making it a misdemeanor for a retail alcoholic beverages licensee to sell alcoholic beverages by means of a self-scanning cash register or a specified other automated system that may be operated on a self-service basis by a customer; and specifying a penalty.

EFFECTIVE JULY 1, 2013

Art. 2B, § 12-108.1 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 807**     **Senator Pipkin, et al**ELEMENTARY AND SECONDARY EDUCATION – SECURITY –  
SCHOOL RESOURCE OFFICERS

Requiring each county superintendent of schools to enter into an agreement with an appropriate law enforcement agency to provide a full-time school resource officer to each public elementary and secondary school; providing that additional funding required for school resource officers shall be paid from the Education Trust Fund from funds allocated from a specified source; and making the Act an emergency measure.

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

## EMERGENCY BILL

ED, § 26-102 and SG, § 9-1A-30 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 808**     **Senators Pipkin and Jacobs**PUBLIC SENIOR HIGHER EDUCATION INSTITUTIONS –  
INSTITUTION MANAGEMENT – ADMISSIONS REQUIREMENTS

Requiring each public senior higher education institution to maintain its total student body in a specified manner.

EFFECTIVE JULY 1, 2013

ED, § 12-104.2 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 809**     **Senator Frosh**MARYLAND LEGAL SERVICES CORPORATION FUNDING –  
ABANDONED PROPERTY FUNDS

Requiring the Comptroller to distribute specified abandoned property funds each year to the Maryland Legal Services Corporation Fund, rather than to the Maryland Legal Services Corporation; increasing from \$500,000 to \$3,000,000 the amount that the Comptroller is required to distribute; repealing provisions requiring the Governor to appropriate money each year to the Maryland Legal Services Corporation Fund; etc.

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

EFFECTIVE JUNE 1, 2013

CL, § 17-317(a) and HU, §§ 11-401 and 11-402 - amended

Assigned to: Judicial Proceedings

**SB 810**     **Senators Jones–Rodwell and DeGrange****COACHES – SEXUAL CONTACT WITH MINORS – PROHIBITION**

Prohibiting a coach from engaging in a sexual act, sexual contact, or vaginal intercourse with a minor under specified circumstances; providing for a statute of limitations for the prosecution of a violation of the Act; etc.

EFFECTIVE OCTOBER 1, 2013

CR, § 3-308 and CJ, § 5-106(z) - amended

Assigned to: Judicial Proceedings

**SB 811**     **Senator Rosapepe****PROCUREMENT – INVESTMENT ACTIVITIES IN IRAN – BOARD OF PUBLIC WORKS AUTHORITY TO ADOPT REGULATIONS**

Requiring the Board of Public Works to adopt specified regulations if the Board determines that specified acts, laws, or amendments authorize or require the reduction of specified dollar amounts or alteration of specified parameters pertaining to specified investment activities in Iran; clarifying the intent of the General Assembly; etc.

EFFECTIVE OCTOBER 1, 2013

SF, § 17-702 and Chapter 447 of the Acts of 2012, §§ 2 through 5 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 812**     **Senator Rosapepe****TUITION CAP AND COLLEGE OPPORTUNITY ACT OF 2013**

Requiring the State to provide General Fund support for the University System of Maryland and Morgan State University to achieve 100% of the Maryland Higher Education Commission funding guidelines by 2024; providing for a phase-in of increased General Fund support for the University System of Maryland and Morgan State University; etc.

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

EFFECTIVE JULY 1, 2013

ED, Various Sections - amended and §§ 11-108, 12-117, and 15-106.9 - added

Assigned to: Budget and Taxation and Education, Health, and Environmental Affairs

**SB 813 Senator Shank****STATE RETIREMENT AND PENSION SYSTEM – SERVICE CREDIT FOR UNUSED SICK LEAVE**

Making specified members of the State Retirement and Pension System eligible to receive creditable service at retirement for unused sick leave accumulated in a former system in the State Retirement and Pension System under specified circumstances; providing for the computation of the creditable service for unused sick leave accumulated in a former State system; and requiring the Department of Legislative Services to provide a specified report to the Joint Committee on Pensions on or before December 1, 2013.

EFFECTIVE JULY 1, 2013

SP, § 20-206 - amended

Assigned to: Budget and Taxation

**SB 814 Senator Shank****WASHINGTON COUNTY – SALARY STUDY COMMISSION – UPDATING SALARY PROVISIONS – MEMBERSHIP**

Updating specified provisions concerning the salaries of the members of the Board of License Commissioners, the Treasurer, the members of the Board of Education, and the Orphans' Court judges in Washington County to conform to provisions regarding the setting of the salaries under a specified law; and altering the membership of the Washington County Salary Study Commission.

EFFECTIVE OCTOBER 1, 2013

Art. 2B, § 15-109(w), Art. 24, § 12-203(b), Art. 25, § 51(q), ED, § 3-1302, and ET, § 2-108(v)(1) - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 815 Senator Shank****NONPUBLIC SCHOOLS – EPINEPHRINE AVAILABILITY AND USE – POLICY AND IMMUNITY**

Authorizing nonpublic schools in the State to establish a policy to authorize specified school personnel to administer auto-injectable epinephrine to specified students under specified circumstances; requiring a specified policy to include specified information; providing that a nonpublic school and specified school personnel have immunity from civil liability for specified actions except in specified circumstances; and defining terms.

EFFECTIVE JULY 1, 2013

ED, § 7-426.3 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 816**     **Senator Shank****COURTS – CIVIL ACTION FOR EMBEZZLEMENT BY EMPLOYEE**

Establishing that an employee is civilly liable to an employer if, under specified circumstances, the employee appropriates or secretes money or a thing of value held in an employment capacity; providing for the award of damages, prejudgment interest, and specified costs and fees; establishing that a specified criminal prosecution is not a prerequisite to maintenance of an action under the Act; providing that a criminal prosecution is not precluded by recovery of damages under the Act; etc.

EFFECTIVE OCTOBER 1, 2013

CJ, §§ 3-1901 through 3-1907 - added

Assigned to: Judicial Proceedings

**SB 817**     **Senator Shank****CRIMINAL LAW – INFORMANTS – IDENTITY OF MINORS**

Prohibiting the State from disclosing until the start of a criminal trial the identity of a minor who has furnished information about an alleged criminal offense to specified persons.

EFFECTIVE OCTOBER 1, 2013

CP, § 11-305 - added

Assigned to: Judicial Proceedings

**SB 818**     **Senator Frosh****COMMUNITY JUVENILE SERVICES PROGRAM**

Establishing the Community Juvenile Services Program; requiring the Governor to appoint a State Coordinator for Community Juvenile Services; establishing the compensation of the State Coordinator; establishing the Community Juvenile Services Committee; providing for the membership and duties of the Committee; establishing the purpose of the Program; authorizing counties to participate in the Program by developing a specified local plan; etc.

EFFECTIVE OCTOBER 1, 2013

HU, §§ 9-249 through 9-253 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 819 Senator DeGrange, et al****MARYLAND CONTRIBUTORY NEGLIGENCE ACT**

Establishing that the common law doctrine of contributory negligence, as it existed under its judicially determined meaning on January 1, 2011, shall remain an affirmative defense that may be raised by a party under specified circumstances; and making the Act contingent on specified action taken by the Court of Appeals of Maryland.

CONTINGENT – EFFECTIVE JUNE 1, 2013

CJ, § 11-2A-01 - added

Assigned to: Judicial Proceedings

**SB 820 Senator Benson (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: Education, Health, and Environmental Affairs

**SB 821 Senator Young****FOOD PROCESSING PLANTS – LICENSE FEES – FARMS AND CIVIC AND NONPROFIT ORGANIZATIONS**

Limiting to \$150 the fee that may be charged for a food processing plant license under specified provisions of law to specified farms and civic and nonprofit organizations that process animals for human consumption.

EFFECTIVE OCTOBER 1, 2013

HG, § 21-308 - amended

Assigned to: Finance

**SB 822**     **Senators Madaleno and Montgomery****MENTAL HEALTH AND SUBSTANCE USE DISORDER SAFETY NET ACT OF 2013**

Requiring the Department of Public Safety and the Department of Health and Mental Hygiene to establish a specified Prison In–Reach Program; requiring each county board of education to include behavioral health services with school health services; requiring the Alcohol and Drug Abuse Administration to implement a specified program throughout the State to promote early identification of substance abuse; etc.

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

EFFECTIVE JULY 1, 2013

CS, ED, and HG, Various Sections - amended and added, Chapter 371 of the Acts of 2002, § 2 & Chapter 82 of the Acts of 2005, § 2 - repealed

Assigned to: Finance

**SB 823**     **Senator Madaleno, et al****PIPE TOBACCO AND PREMIUM CIGARS – DIRECT SALE AND SHIPMENT TO CONSUMERS**

Establishing a direct tobacco shipper’s permit to be issued by the Office of the Comptroller; requiring a person to obtain a direct tobacco shipper’s permit before the person may engage in selling and shipping pipe tobacco or premium cigars directly to a consumer in the State; requiring an applicant to submit an application and pay a specified fee; specifying the term of a direct tobacco shipper’s permit; requiring a direct tobacco shipper to perform specified actions; etc.

EFFECTIVE JULY 1, 2013

BR, §§ 16.7-101 through 16.7-115 and TG, § 12-204 - added

Assigned to: Finance

**SB 824**     **Senator Kittleman, et al****INCOME TAX CREDIT – CLASSROOM EXPENSES FOR TEACHERS**

Allowing an individual who is a teacher a credit against the State income tax for classroom expenses and supplies; providing that the credit may not exceed the State income tax for the taxable year and that any unused credit may not be carried over to any other taxable year; requiring the Comptroller to adopt regulations; etc.

EFFECTIVE JULY 1, 2013

TG, § 10-733 - added

Assigned to: Budget and Taxation

**SB 825**     **Senator Kittleman, et al**

## OPEN MEETINGS ACT – PUBLIC BODY – DEFINITION

Altering the definition of “public body” for the purposes of the Open Meetings Act to include a multimember subcommittee of a standing committee of either house of the General Assembly.

EFFECTIVE OCTOBER 1, 2013

SG, § 10-502(h) - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 826**     **Senators Kittleman and Robey**

## OPEN MEETINGS ACT – VIOLATIONS AND PENALTIES

Requiring that a public body take specified actions if the State Open Meetings Law Compliance Board determines that a violation of the Open Meetings Act has occurred; repealing a prohibition on the introduction of opinions issued by the Board as evidence in specified proceedings; and increasing the penalties for violations of the Open Meetings Act.

EFFECTIVE OCTOBER 1, 2013

SG, §§ 10-502.5(i) and 10-511 - amended and § 10-502.5(j) - repealed

Assigned to: Education, Health, and Environmental Affairs

**SB 827**     **Senator Garagiola**

## STREAMLINED TAX ADMINISTRATION ACT OF 2013

Transferring specified powers and duties of the Comptroller to the Secretary of Labor, Licensing, and Regulation, including the regulation and taxation of alcoholic beverages, cigarettes and other tobacco products, motor carriers, and motor fuel and the regulation of transient vendors; creating a Division of Business Regulation and Taxation in the Department of Labor, Licensing, and Regulation; authorizing the Secretary to delegate specified powers and duties; creating a Business Regulation and Taxation Fund; etc.

EFFECTIVE OCTOBER 1, 2013

Art. 2B, BR, CJ, CP, HG, PS, SP, and TG - Various Sections - amended and added

Assigned to: Finance and Budget and Taxation

**SB 828**     **Senator Madaleno****ST. MARY'S COLLEGE OF MARYLAND – TUITION FREEZE AND DESOUSA–BRENT SCHOLARS COMPLETION GRANT**

Prohibiting the Board of Trustees of St. Mary's College of Maryland from increasing the undergraduate resident student tuition rates in specified academic years; requiring the Governor to appropriate a specified amount to St. Mary's College of Maryland from a specified fund in specified fiscal years; requiring a specified calculation for a specified fiscal year to include specified funds; establishing a DeSousa–Brent Scholars Completion Grant; etc.

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

EFFECTIVE JULY 1, 2013

ED, §§ 14-410 and 14-411 - added

Assigned to: Budget and Taxation

**SB 829**     **Senator Miller, et al****TRANSPORTATION TRUST FUND – FINANCING – USE OF FUNDS**

Adding a new section to the Maryland Constitution to establish a Transportation Trust Fund to be used only for purposes relating to transportation except in specified circumstances; prohibiting the reversion or crediting of any part of the Transportation Trust Fund to the General Fund or a special fund of the State; providing that the addition does not prohibit the allocation and use of specified funds for counties, municipalities, and Baltimore City as authorized by law; etc.

Preliminary analysis: local government mandate

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

**CONSTITUTIONAL AMENDMENT – CONTINGENT**

Maryland Constitution, Art. III, § 53 - added

Assigned to: Budget and Taxation

**SB 830**     **Senator Miller, et al**

## TRANSPORTATION FINANCING ACT

Authorizing the Maryland Transit Administration to establish no more than two transit benefit districts to impose specified taxes to finance, construct, and operate transit facilities and transit services; authorizing the governing body of a county to impose an additional tax on specified motor fuel; imposing a specified additional tax on motor fuel in each county on or after January 1, 2017; requiring the Comptroller to apply a specified sales and use tax equivalent rate to the motor fuel tax; etc.

Preliminary analysis: local government mandate

## VARIOUS EFFECTIVE DATES

TR, §§ 9-101 thru 9-413 and TG, §§ 1-101(f-1), 2-11A-01 thru 2-11A-03, 9-306, and 9-401 thru 9-406 - added and TG § 11-221 - amended

Assigned to: Budget and Taxation

**SB 831**     **Senator Kasemeyer, et al**

## STATE BUDGET – EVIDENCE–BASED POLICY OPTIONS

Establishing the Committee on State Budget Evidence–Based Policy Options; requiring the Committee annually to determine the policy areas in the State operating budget that should receive an analysis of evidence–based policy options and to report on the analysis on or before October 1 of each year beginning in 2013; requesting the Governor to review the Committee’s report during the preparation of a proposed budget; requiring the Secretary of Budget and Management to include consideration of the Committee’s report in studies; etc.

EFFECTIVE JULY 1, 2013

SF, §§ 7-102 and 7-103 - amended and § 7-107 - added

Assigned to: Budget and Taxation

**SB 832**     **Senator Ferguson****CHILD CARE CENTERS – DISPUTE RESOLUTION**

Establishing a dispute resolution workgroup; providing for the membership of the workgroup; requiring the State Superintendent of Schools, in consultation with the workgroup, to adopt specified rules and regulations establishing a specified dispute resolution process that includes investigation of specified discrimination complaints, written findings of fact and conclusions of law, and appropriate remedies; and authorizing the dispute resolution process to include specified informal resolution processes.

EFFECTIVE OCTOBER 1, 2013

FL, § 5-573 - amended

Assigned to: Judicial Proceedings

**SENATE BILL REASSIGNED February 1, 2013****SB 509**     **Senator Middleton****COSMETIC SURGERY – REGULATION**

Requiring an office or a facility in which a cosmetic surgical procedure is performed to be licensed as a freestanding ambulatory care facility; authorizing the State Board of Physicians to take specified disciplinary action against a licensee who performs a cosmetic surgical procedure without being approved through the credentialing process or participating in the practitioner performance evaluation process of the office or facility in which the cosmetic surgical procedure is performed; etc.

EFFECTIVE OCTOBER 1, 2013

HG, § 19-3B-01(b) and (c) and HO, §§ 14-101(d) and 14-404(a)(41) - amended and HG, § 19-3B-01(c) - added

Reassigned to: Finance and Education, Health, and Environmental Affairs