



# SYNOPSIS

Senate Bills and Joint Resolutions  
2013 Maryland General Assembly Session

**January 18, 2013**  
**Schedule 8**

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**PLEASE NOTE:** January 22 – Bill request deadline.  
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 18, 2013**

**SB 183** Chair, Budget and Taxation Committee (By Request – Departmental – Business and Economic Development) and Senator Kasemeyer

INCOME TAX – BUSINESS AND ECONOMIC DEVELOPMENT – FILM PRODUCTION ACTIVITY TAX CREDIT

Extending, from July 1, 2014, to June 30, 2016, the termination provisions for the credit allowed against the State income tax for specified film production activities; limiting the annual amount of film production activity tax credit certificates that the Secretary of Business and Economic Development may issue to \$25,000,000 for fiscal year 2014 and \$7,500,000 for fiscal years 2015 and 2016; etc.

EMERGENCY BILL

TG, § 10-730 and Chapter 516 of the Acts of 2011, § 2 - amended

Assigned to: Budget and Taxation

**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 184**     **Senator Raskin****CREATION OF A STATE DEBT – MONTGOMERY COUNTY –  
PYRAMID ATLANTIC ART CENTER SPACE AT THE SILVER SPRING  
LIBRARY**

Authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Board of Directors of the Pyramid Atlantic Art Center, Inc. for the design and construction of the Pyramid Atlantic Art Center Space at the Silver Spring Library, located in Silver Spring; 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 185**     **Senator Pugh, 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 15% 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 15% above the price charged by that person for those services immediately prior to the state of emergency; creating exceptions; etc.

EFFECTIVE OCTOBER 1, 2013

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

Assigned to: Finance

**SB 186 Senator Kasemeyer****CREATION OF A STATE DEBT – BALTIMORE COUNTY – GOOD SHEPHERD CENTER COOLING TOWER**

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 House of the Good Shepherd, Inc. for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Good Shepherd Center, including the cooling tower, located in Baltimore County; providing for disbursement of the loan proceeds; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Budget and Taxation

**SB 187 Senator Kasemeyer****CREATION OF A STATE DEBT – BALTIMORE COUNTY – CATONSVILLE HISTORIC HILTON MANSION REHABILITATION**

Authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Trustees of The Community College of Baltimore County, Inc. for the repair and renovation of the Hilton Mansion, located in Baltimore County; 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 188 Senator Pugh, et al****MINORITY BUSINESS ENTERPRISES – GOALS AND SUBGOALS**

Requiring the Procurement Advisor to conduct an examination concerning the process by which the heads of units and their procurement officers, in consultation with the Special Secretary of Minority Affairs, the Secretary of Transportation, and the Attorney General, set specified goals and subgoals for participation of specified minority groups in State procurement; specifying factors to be considered during the examination; and requiring a specified report.

EFFECTIVE OCTOBER 1, 2013

Assigned to: Education, Health, and Environmental Affairs

**SB 189 Senator Shank****RESIDENTIAL REAL PROPERTY SALES – PROPERTY TAX  
DISCLAIMER**

Requiring a specified form developed by the State Real Estate Commission in connection with the sale of residential real property to include a specified statement about the possibility of significant differences in the property tax bill previously paid by the seller of the property and the property tax bill of the buyer of the property.

EFFECTIVE JULY 1, 2013

RP, § 10-702(c) - amended

Assigned to: Judicial Proceedings

**SB 190 Senator Shank****STATE GOVERNMENT – NOTARY PUBLIC – APPOINTMENT**

Authorizing a State Senator to delegate to the Secretary of State the Senator's authority to approve an applicant for notary public; authorizing the Governor to appoint and commission, under specified circumstances, an individual as a notary public on approval by the Secretary; and requiring an application for notary public, under specified circumstances, to bear or be accompanied by the written approval of the Secretary.

EFFECTIVE OCTOBER 1, 2013

SG, §§ 18-101 and 18-103(a) - amended

Assigned to: Judicial Proceedings

**SB 191 Senator King, et al****CRIMINAL LAW – THEFT OF WHEELED CART – PENALTY**

Increasing the penalty for the crime of theft of a wheeled cart to \$100.

EFFECTIVE OCTOBER 1, 2013

CR, § 7-201 - amended

Assigned to: Judicial Proceedings

**SB 192**     **Senator King, et al****VEHICLE LAWS – CHILD SAFETY SEATS AND SEAT BELTS – PENALTY**

Increasing the fine from \$25 to \$75 for failing to secure a child under a specified age in a child safety seat or seat belt while transporting the child in a motor vehicle or operating a motor vehicle; and repealing a requirement that court costs are included in a specified fine.

EFFECTIVE OCTOBER 1, 2013

TR, §§ 22-412.2, 22-412.3, and 27-106(b) - amended

Assigned to: Judicial Proceedings

**SB 193**     **Senator King, et al****VEHICLE LAWS – PROHIBITION ON HANDHELD TELEPHONE USE – PRIMARY OFFENSE IF CHILD IS PASSENGER**

Establishing that a specified prohibition on the use of a handheld telephone while operating a motor vehicle may be enforced as a primary action if a child under the age of 8 years is a passenger in the motor vehicle; etc.

EFFECTIVE OCTOBER 1, 2013

TR, § 21-1124.2 - amended

Assigned to: Judicial Proceedings

**SB 194**     **Senator Kelley, et al****EDUCATION – CHARTER SCHOOLS – STUDY TO RECOMMEND IMPROVEMENTS TO THE MARYLAND PUBLIC CHARTER SCHOOL PROGRAM**

Requiring the Maryland State Department of Education to conduct a study and provide recommendations to the Governor and the General Assembly on or before December 15, 2013 regarding improvements to the Maryland Public Charter School Program; and terminating the Act at the end of June 30, 2014.

EFFECTIVE JULY 1, 2013

Assigned to: Education, Health, and Environmental Affairs

**SB 195**     **Senator Kelley, et al****HOSPITALS – NOTICE TO PATIENTS – OUTPATIENT STATUS AND BILLING IMPLICATIONS**

Requiring a hospital, under specified circumstances, to provide notice to a patient of the patient's outpatient status, the billing implications of the outpatient status, and the impact of the outpatient status on the patient's eligibility for Medicare rehabilitation services; and requiring the Department of Health and Mental Hygiene to adopt by regulation standard language for a specified written notice.

EFFECTIVE OCTOBER 1, 2013

HG, § 19-349.1 - added

Assigned to: Finance

**SB 196**     **Senator Frosh****REGISTER OF WILLS – SALARY**

Increasing the limit on the maximum salary that the Board of Public Works may set for a register of wills from \$98,500 to \$114,500; and providing that the Act does not apply to the salary or compensation of an incumbent register of wills.

EFFECTIVE OCTOBER 1, 2013

ET, § 2-205(b) - amended

Assigned to: Judicial Proceedings

**SB 197**     **Senator Frosh****MARYLAND CONDOMINIUM ACT – CLOSED MEETINGS OF BOARD OF DIRECTORS**

Altering the purposes for which a meeting of the board of directors of a condominium council of unit owners may be held in closed session.

EFFECTIVE OCTOBER 1, 2013

RP, § 11-109.1 - amended

Assigned to: Judicial Proceedings

**SB 198 Senator Frosh****ESTATES AND TRUSTS – FAMILY ALLOWANCE**

Increasing the allowance for a surviving spouse of a decedent from \$5,000 to \$10,000; and increasing the allowance for an unmarried minor child of a decedent from \$2,500 to \$5,000.

EFFECTIVE OCTOBER 1, 2013

ET, § 3-201 - amended

Assigned to: Judicial Proceedings

**SB 199 Senator Frosh****REAL PROPERTY – REFINANCE MORTGAGE – PRIORITY OVER JUNIOR LIENS**

Authorizing a mortgagor or grantor to refinance a first mortgage or deed of trust at a lower rate without obtaining permission from the holder of a junior lien under specified circumstances; providing that a refinance mortgage meeting the requirements of the Act shall have the same lien priority as the mortgage or deed of trust it replaces; and requiring a specified statement to be printed on a refinance mortgage.

EFFECTIVE OCTOBER 1, 2013

RP, § 7-112 - added

Assigned to: Judicial Proceedings

**SB 200 Senator Gladden****STATE GOVERNMENT – DEPARTMENTS AND UNITS OF EXECUTIVE BRANCH – HEADS AND OFFICERS – QUALIFICATIONS**

Requiring that a head of a principal department, a head of a unit in the Executive Branch of the State government, or an officer in the Executive Branch of the State government be a resident of the State; and providing for the prospective application of the Act.

EFFECTIVE OCTOBER 1, 2013

SG, § 8-505 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 201 Senator Gladden****MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2009 –  
BALTIMORE CITY – ROLAND PARK FIRE STATION  
REHABILITATION**

Amending the Maryland Consolidated Capital Bond Loan of 2009 to alter the purpose of a grant for the Roland Park Fire Station Rehabilitation to include repair and renovation of heat pumps; extending the deadline for a specified grantee to present evidence of a matching fund and for specified funds to be expended or encumbered; etc.

EFFECTIVE JUNE 1, 2013

Chapter 485 of the Acts of 2009, § 1(3) Item ZA03(U), as amended - amended

Assigned to: Budget and Taxation

**SB 202 Senator King, et al****RECORDATION AND TRANSFER TAXES – TRANSFER OF  
PROPERTY BETWEEN RELATED ENTITIES – EXEMPTION**

Exempting from the recordation tax and the State transfer tax the transfer of real property between a parent business entity and its wholly owned subsidiary or between subsidiaries wholly owned by the same parent business entity under specified circumstances; and applying the Act to instruments of writing recorded on or after July 1, 2013.

EFFECTIVE JULY 1, 2013

TP, §§ 12-108(p) and 13-207(a)(9) - amended

Assigned to: Budget and Taxation

**SB 203 Senator King, et al****INCOME TAX CREDIT – QUALIFIED RESEARCH AND  
DEVELOPMENT EXPENSES – CREDIT AMOUNTS AND SMALL  
BUSINESS REFUND**

Defining “small business” as it relates to a refund in connection with a credit against the State income tax for research and development expenses incurred by an individual or corporation; altering the amount of research and development credits that the Department of Business and Economic Development may approve in a calendar year; providing that specified unused credits may be claimed as a refund; and applying the Act to Maryland research and development tax credits certified after December 15, 2013.

EFFECTIVE JUNE 1, 2013

TG, § 10-721 - amended

Assigned to: Budget and Taxation

**SB 204     Senator Edwards****BOW HUNTING – POSSESSION OF HANDGUNS FOR PROTECTION**

Prohibiting the Department of Natural Resources from restricting specified licensed bow hunters from openly carrying a handgun under specified circumstances.

EFFECTIVE OCTOBER 1, 2013

NR, § 10-408 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 205     Senator Shank****VEHICLE LAWS – FLEEING OR ELUDING POLICE**

Creating an exception to the prohibition against attempting to elude a police officer under specified circumstances to allow a driver who has been given a visual or an audible signal to stop by a police officer in a vehicle that is not an appropriately marked police vehicle but is displaying an activated flashing blue or red and blue light to proceed directly to a police station or any other lighted public location before stopping; etc.

EFFECTIVE OCTOBER 1, 2013

TR, § 21-904 - amended

Assigned to: Judicial Proceedings

**SB 206     Senators Forehand and King****VEHICLE LAWS – INTERCOUNTY CONNECTOR – MAXIMUM SPEED LIMIT**

Increasing to 60 miles an hour the maximum speed limit on the Intercounty Connector; and making the Act an emergency measure.

EMERGENCY BILL

TR, § 21-801.1(g) - added

Assigned to: Judicial Proceedings

**SB 207**     **Senator Brochin, et al****VEHICLE LAWS – SPEED MONITORING AND WORK ZONE SPEED CONTROL SYSTEMS**

Requiring that specified time–stamped images of a motor vehicle taken by a speed monitoring or speed control system provide sufficient information to allow for the calculation of a specified speed of the motor vehicle; limiting the placement of speed monitoring systems in school zones; requiring specified markings to be applied to specified portions of roadway; altering specified prohibitions relating to the fee of a contractor that administers and processes specified civil citations; etc.

EFFECTIVE OCTOBER 1, 2013

TR, §§ 21-809(a)(4), (b)(1)(vi) and (vii), and (j) and 21-810(a)(4) and (j) - amended and § 21-809(b)(1)(ix) - added

Assigned to: Judicial Proceedings

**SB 208**     **Senators Dyson and Colburn****NATURAL RESOURCES POLICE FORCE – NUMBER OF OFFICERS**

Stating the intent of the General Assembly that the Natural Resources Police Force employ at least 435 Natural Resources police officers by fiscal year 2023; authorizing under specified circumstances, beginning in fiscal year 2015 and continuing each subsequent year, the Natural Resources Police Force to increase the number of cadets and recruits enrolling in the Maryland Natural Resources Police Academy until a specified goal is met; etc.

EFFECTIVE JULY 1, 2013

NR, § 1-201.2 - added

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

**SB 209 Senator Forehand****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: Budget and Taxation

**SB 210 Senator Simonaire****ELECTED OFFICIALS – CIVIL CASES – LIABILITY FOR COSTS, JUDGMENTS, AND SETTLEMENTS (TAXPAYER PROTECTION ACT OF 2013)**

Requiring elected officials of a local government, under specified circumstances, to reimburse the local government for specified costs related to legal defenses provided by the local government; providing that, under specified circumstances, specified elected officials of a local government are fully liable for damages awarded in or for the amount of a settlement resulting from specified actions; providing that the State is not liable to specified State elected officials for specified payments; etc.

**EMERGENCY BILL**

CJ, §§ 5-302 and 5-303 and SG, §§ 12-305, 12-310, and 12-404 - amended

Assigned to: Judicial Proceedings

**SB 211 Senator Shank****NATURAL RESOURCES – TREE EXPERTS – PROHIBITION**

Prohibiting a licensed tree expert from supervising more than one company that provides tree expert services.

EFFECTIVE OCTOBER 1, 2013

NR, § 5-423 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 212**     **Senator Edwards, et al****VEHICLE LAWS – REGISTRATION PLATES FOR MOTORCYCLES – INDIVIDUALS WITH DISABILITIES**

Authorizing an individual to possess a specified number of special registration plates for individuals with disabilities for specified motorcycles in addition to the special registration plate and parking placards authorized under specified provisions of law.

EFFECTIVE OCTOBER 1, 2013

TR, §§ 13-616(c) and 13-616.1(c) - amended

Assigned to: Judicial Proceedings

**SB 213**     **Senator Jacobs, et al****EMERGENCY MEDICAL SERVICES – AUTOMATED EXTERNAL DEFIBRILLATORS – IMMUNITY FROM LIABILITY**

Providing immunity from civil liability to an individual who uses an automated external defibrillator (AED) to provide assistance or medical aid to a victim at the scene of an emergency under specified circumstances.

EFFECTIVE OCTOBER 1, 2013

CJ, § 5-603 - amended

Assigned to: Judicial Proceedings

**SB 214**     **Senator Jacobs, et al****CRIMINAL LAW – PART-TIME SCHOOL EMPLOYEES AND COACHES – SEXUAL CONTACT WITH MINORS**

Altering the definition of a “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 coaches; and making the Act an emergency measure.

EMERGENCY BILL

CR, § 3-308 - amended

Assigned to: Judicial Proceedings

**SB 215**     **Senator Forehand, et al**

CRIMINAL LAW – HUMAN TRAFFICKING – VICTIMS UNDER AGE 21

Altering a provision concerning the age of a victim for purposes of specified prohibitions against felony human trafficking.

EFFECTIVE OCTOBER 1, 2013

CR, § 11-303 - amended

Assigned to: Judicial Proceedings

**SB 216**     **Senator Glassman, et al**

HARFORD COUNTY – CORRECTIONAL OFFICERS' BILL OF RIGHTS

Adding Harford County to the provisions of law relating to the Cecil County, Garrett County, and St. Mary's County Correctional Officers' Bill of Rights; providing that specified provisions of law relating to hearing board procedures and the finality of specified hearing board decisions do not apply in Harford County; and defining terms.

EFFECTIVE OCTOBER 1, 2013

CS, §§ 11-1001, 11-1002, 11-1008, and 11-1009 - amended

Assigned to: Judicial Proceedings