



# SYNOPSIS

House Bills and Joint Resolutions  
2014 Maryland General Assembly Session

**January 17, 2014**  
**Schedule 8**

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**PLEASE NOTE:** January 21 – Bill request deadline.  
February 7 – Bill introduction deadline.  
All bills must be given to the Chief Clerk by 5:00 P.M. on Thursday, February 6.  
As required by House Rule 32(b), bills introduced after this date will be referred to the House Rules and Executive Nominations Committee.

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## **HOUSE BILLS INTRODUCED JANUARY 16, 2014**

### **HB 209 Charles County Delegation**

CHARLES COUNTY – BOARD OF EDUCATION – SALARIES AND EXPENSES

Increasing the salary of the chair of the Charles County Board of Education beginning in the year 2015 to \$7,000 annually; increasing the salary for the vice chair and other nonstudent members of the county board beginning in the year 2015 to \$6,000 and compensation for travel and other expenses to \$800 annually; providing that members of the county board may be reimbursed for specified expenses after submitting expense vouchers and supporting receipts; etc.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2014

ED, §§ 3-501(g), 3-502, and 3-503 - amended

Assigned to: Ways and Means

### **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 210 Carroll County Delegation****CARROLL COUNTY – ALCOHOLIC BEVERAGES – REFILLABLE CONTAINER PERMIT**

Creating in Carroll County a refillable container permit; authorizing the Board of License Commissioners to issue the permit to a holder of a Class A license, a Class B license, or a Class D license; specifying that a holder of the permit may sell draft beer for consumption off the licensed premises in a specified refillable container; requiring a refillable container to meet specified requirements; requiring an applicant for the permit to complete a form and pay a fee; etc.

EFFECTIVE JULY 1, 2014

Art. 2B, § 8-207 - added

Assigned to: Economic Matters

**HB 211 Carroll County Delegation****CARROLL COUNTY – ORPHANS’ COURT JUDGES – SALARY**

Increasing to \$15,000 the salary of each judge of the Orphans’ Court for Carroll County and to \$16,500 the annual salary of the Chief Judge of the Orphans’ Court for Carroll County, to be paid in equal monthly installments; specifying that the Chief Judge shall be allowed \$200 annually for traveling expenses; and providing that the Act does not apply to the salary or compensation of a judge or the Chief Judge of the Orphans’ Court for Carroll County while serving in a term of office beginning before October 1, 2014.

EFFECTIVE OCTOBER 1, 2014

ET, § 2-108(h) - amended

Assigned to: Judiciary

**HB 212 Delegate Afzali, et al****ELECTION LAW – STATEWIDE VOTER REGISTRATION LIST – REMOVAL OF DECEASED VOTERS**

Requiring the State Administrator of Elections to make arrangements to receive quarterly from the Social Security Administration a report of names and residence addresses of specified individuals reported deceased and to obtain the reports within a specified period; and requiring a local board of elections to remove a deceased voter from the statewide voter registration list under specified circumstances.

EFFECTIVE JUNE 1, 2014

EL, § 3-504 - amended

Assigned to: Ways and Means

**HB 213 Delegate McDermott, et al****LOCAL GOVERNMENT – PERMIT REVIEW AND EXPLANATION OF DENIAL**

Requiring that, if a municipality or county requires a specified permit, within a reasonable time after a permit application is filed an official of the municipality or county shall examine the application for compliance with specified requirements, approve or deny the application, and, if the application is denied, provide a written explanation that includes a citation to a specific section of law or regulation with which the application is not in compliance.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2014

LG, §§ 5-107 and 13-901.1 - added

Assigned to: Environmental Matters

**HB 214 Delegate Conaway****CRIMINAL LAW – SELF-DEFENSE – IMMUNITY FOR USE OF PHYSICAL FORCE IN DEFENSE OF DWELLING**

Establishing that an occupant of a dwelling is justified in using any degree of physical force against another person when the other person has made an unlawful entry into the dwelling, and when the occupant has a reasonable belief that the other person has committed a crime in the dwelling in addition to the unlawful entry or is committing or intends to commit a crime against a person or property in addition to the unlawful entry; establishing that a person acting in accordance with the Act is immune from specified criminal prosecution.

EFFECTIVE OCTOBER 1, 2014

CR, § 3-209 - amended

Assigned to: Judiciary

**HB 215 Delegate Cluster, et al****PUBLIC SAFETY – HANDGUN PERMITS – RENEWAL PERIOD FOR RETIRED LAW ENFORCEMENT OFFICER**

Establishing that a handgun permit issued to a retired law enforcement officer of the State or a county or municipal corporation of the State expires on the last day of the holder's birth month following 5 years after the date the permit is issued and may be renewed for successive periods of 5 years each if, at the time of an application for renewal, the applicant possesses the qualifications for the issuance of a permit; and providing that a retired law enforcement officer who applies for a permit renewal is not required to be fingerprinted.

EFFECTIVE OCTOBER 1, 2014

PS, § 5-309 - amended

Assigned to: Judiciary

**HB 216 Delegates McConkey and Sophocleus****ANNE ARUNDEL COUNTY – SUPERINTENDENT OF SCHOOLS – COMPENSATION FOR UNUSED LEAVE ON TERMINATION OF EMPLOYMENT**

Providing that the Anne Arundel County Board of Education, on termination of the employment of the county superintendent of schools, may compensate the county superintendent for specified unused leave earned while employed as county superintendent only in the manner applicable to specified other employees of the county board on termination of employment.

EFFECTIVE OCTOBER 1, 2014

ED, § 4-202 - amended

Assigned to: Ways and Means

**HB 217 Washington County Delegation****MARYLAND INCOME TAX REFUND – WASHINGTON COUNTY – WARRANTS**

Altering the requirement for the Comptroller to withhold Maryland income tax refunds of specified individuals with outstanding warrants to include residents of Washington County or individuals who have outstanding warrants from Washington County; and providing for the termination of the Act.

EFFECTIVE OCTOBER 1, 2014

TG, § 13-936 - amended

Assigned to: Ways and Means

**HB 218 Delegate McDermott, et al****STATE PERSONNEL – COLLECTIVE BARGAINING – SERVICE FEE EXEMPTION – CHARITY SELECTION PERIOD**

Establishing a specified time period during which a State employee who is exempt from paying service fees to a collective bargaining organization may select the charitable organization that will receive payments from the employee during a specified period of time; and establishing a specified time period during which the employee may change the charitable organization selected by the employee.

EFFECTIVE JULY 1, 2014

SP, § 3-502 - amended

Assigned to: Appropriations

**HB 219 Delegate Jameson, et al****WORKERS' COMPENSATION – WORKERS' COMPENSATION COMMISSION – ISSUANCE OF SUBPOENAS**

Requiring the Workers' Compensation Commission, on a request of a party to a claim on which issues are currently pending, to authorize the issuance of a subpoena for specified purposes.

EFFECTIVE OCTOBER 1, 2014

LE, § 9-311 - amended

Assigned to: Economic Matters

**HB 220 Delegate Jameson, et al****INJURED WORKERS' INSURANCE FUND EMPLOYEES – REGISTRATION AS REGISTERED LOBBYISTS**

Authorizing an employee of the Injured Workers' Insurance Fund to register and maintain registration as a registered lobbyist under specified circumstances.

EFFECTIVE OCTOBER 1, 2014

LE, § 10-102(f) - amended

Assigned to: Economic Matters

**HB 221 Delegate Rudolph****LIMITED LINES – TRAVEL INSURANCE**

Altering specified provisions of law relating to limited lines insurance for transportation tickets to relate instead to limited lines travel insurance; authorizing the Maryland Insurance Commissioner to issue a limited lines license to an individual or a business entity to sell travel insurance; authorizing a travel retailer to offer and disseminate travel insurance under specified circumstances under the direction of a limited lines travel insurance producer; etc.

EFFECTIVE OCTOBER 1, 2014

IN, §§ 10-101, 10-122, and 10-130 - amended

Assigned to: Economic Matters

**HOUSE BILLS INTRODUCED JANUARY 17, 2014****HB 222 Delegate Dumais, et al****EDUCATION – REPORTABLE OFFENSES – FIRST DEGREE BURGLARY AND ANIMAL CRUELTY**

Adding first degree burglary and animal cruelty to a list of offenses for which a law enforcement agency that arrests a student for the offense is required to report the arrest to specified school officials under specified circumstances.

EFFECTIVE OCTOBER 1, 2014

ED, § 7-303 - amended

Assigned to: Judiciary

**HB 223 Delegate Rosenberg****PROPERTY TAX CREDIT – URBAN AGRICULTURAL PROPERTY – APPLICABILITY**

Altering the eligibility criteria for the urban agricultural property tax credit; authorizing the Mayor and City Council of Baltimore City or the governing body of a county or of a municipal corporation to provide a refund of specified property taxes paid for specified taxable years under specified circumstances; and applying the Act to all taxable years beginning after June 30, 2014.

EFFECTIVE JUNE 1, 2014

TP, § 9-253 - amended

Assigned to: Ways and Means

**HB 224 Delegate Rosenberg, et al**

## VOTERS' RIGHTS PROTECTION ACT OF 2014

Authorizing the Attorney General to institute an action in a circuit court for injunctive relief to prohibit a person from engaging in or continuing to engage in specified violations of election law; providing that injunctive relief may be granted under the Act only to prevent specified violations of election law from affecting a pending election; etc.

EFFECTIVE JULY 1, 2014

EL, § 16-1003 - added

Assigned to: Ways and Means

**HB 225 Delegate Olszewski, et al**

## CREATION OF A STATE DEBT – BALTIMORE COUNTY – DUNDALK RENAISSANCE OFFICE AND INCUBATOR PROJECT

Authorizing the creation of State Debt not to exceed \$175,000, the proceeds to be used as a grant to the Board of Directors of the Dundalk Renaissance Corporation for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Dundalk Renaissance Office and Incubator Project, located in Baltimore 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, 2014

Assigned to: Appropriations

**HB 226 Delegate Jacobs, et al**

## KENT COUNTY – ALCOHOLIC BEVERAGES ACT OF 2014

Authorizing the Board of License Commissioners for Kent County to issue a beer or wine tasting (BWT) license to the holder of specified alcoholic beverages licenses; providing that the license authorizes, for tasting purposes only, the on-premises consumption of specified beer or wine; limiting the amount of beer or wine that the holder of the license may allow to be consumed by a single individual in a single day; prohibiting a license holder from conducting a beer tasting and a wine tasting in a single day; etc.

EFFECTIVE JULY 1, 2014

Art. 2B, § 8-408.2 - added and §§ 16-410(b) and 16-507(p) - amended and CR, § 10-119(b) - amended

Assigned to: Economic Matters

**HB 227 Delegate Dumais****HOMESTEAD TAX CREDIT – ELIGIBILITY – DEFINITION OF LEGAL INTEREST**

Altering the definition of “legal interest” to include an interest in a dwelling as a settlor, grantor, or beneficiary of a trust under specified circumstances so as to include specified settlors, grantors, or beneficiaries of trusts as eligible to apply for the homestead property tax credit; and applying the Act retroactively to taxable years beginning after June 30, 2007.

EFFECTIVE JUNE 1, 2014

TP, § 9-105(a)(8) - amended

Assigned to: Ways and Means

**HB 228 Delegate Dumais****ESTATES AND TRUSTS – REGISTERS OF WILLS – RECORDS**

Providing that a register of wills may comply with specified provisions of law by retaining specified files under specified circumstances; and requiring a register, in consultation with the Comptroller and the State Archives, to develop specified record-keeping standards.

EFFECTIVE OCTOBER 1, 2014

ET, § 2-209 - amended

Assigned to: Judiciary

**HB 229 Delegate Hubbard****PUBLIC HEALTH – CHILD CARE PRODUCTS CONTAINING FLAME–RETARDANT CHEMICALS – TDCPP – PROHIBITION**

Prohibiting a person from importing, selling, or offering for sale specified child care products containing specified flame-retardant chemicals; authorizing the Secretary of Health and Mental Hygiene to suspend implementation of specified provisions of the Act if the Secretary makes a specified determination; requiring the Department of Health and Mental Hygiene to adopt specified regulations on or before January 1, 2015; etc.

EFFECTIVE OCTOBER 1, 2014

HG, § 24-306 - amended

Assigned to: Health and Government Operations

**HB 230 The Speaker (By Request – Governor’s Salary Commission)**

## CONSTITUTIONAL OFFICERS – SALARIES

Providing for the annual salaries of the Comptroller, Treasurer, Attorney General, and Secretary of State; and providing for the application of the Act. This bill requires a mandated appropriation in the annual budget bill.

EFFECTIVE OCTOBER 1, 2014

SG, §§ 4-103, 5-104, 6-103, and 7-107 - amended

Assigned to: House Rules and Executive Nominations

**HB 231 The Speaker (By Request – Governor’s Salary Commission)**

## GOVERNOR – PENSION AND HEALTH BENEFITS

Authorizing a former Governor of Maryland who began serving as Governor on or after January 21, 2015, and the surviving spouse to enroll and participate in the State Employee and Retiree Health and Welfare Benefits Program under specified circumstances; specifying the amount of the State subsidy for the Program for a former Governor and the surviving spouse; altering eligibility requirements for a former Governor to receive a normal service retirement allowance; etc.

EFFECTIVE OCTOBER 1, 2014

SP, §§ 2-508(c) and 22-405 - amended and § 2-508.1 - added

Assigned to: House Rules and Executive Nominations

**HB 232 Delegate Olszewski**

## COUNTY BOARDS OF EDUCATION – SPENDING – REPORTING REQUIREMENT

Requiring each county board of education to provide a report to the State Department of Education by specified dates on the amount of State, local, and federal funds spent per student for specified students at each school; requiring the Department to submit a specified report to the General Assembly by specified dates; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2014

ED, § 5-119 - added

Assigned to: Ways and Means

**HB 233 Delegate Hough, et al****TAX INCREASES – SUPER MAJORITY VOTE REQUIRED**

Proposing an amendment to the Maryland Constitution to require the approval of two-thirds of the members elected to each House of the General Assembly to pass legislation to increase the rate of an existing tax or to impose a tax on an individual or entity not subject to the tax at the time of consideration of the legislation; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

**CONSTITUTIONAL AMENDMENT – CONTINGENT**

Maryland Constitution, Art. III, § 28A - added

Assigned to: House Rules and Executive Nominations

**HB 234 Delegate McDermott, et al****CRIMINAL LAW – FALSE STATEMENT CONCERNING  
DESTRUCTIVE DEVICE OR TOXIC MATERIAL – VENUE**

Adding an additional venue in which a person may be prosecuted for a false statement concerning a destructive device or toxic material.

EFFECTIVE OCTOBER 1, 2014

CR, § 9-504(d) - amended

Assigned to: Judiciary

**HB 235 Delegate K. Kelly, et al****CRIMINAL LAW – DEATH PENALTY – LAW ENFORCEMENT  
OFFICERS AND CORRECTIONAL OFFICERS**

Providing that a person who is convicted of first degree murder may be sentenced to death under specified circumstances; providing that the murder of a law enforcement officer or a correctional officer under specified circumstances are aggravating circumstances that the court or jury must consider in making a determination as to the imposition of the death penalty; establishing procedures for the imposition of the death penalty; etc.

EFFECTIVE OCTOBER 1, 2014

CS, CJ, CP, CR, HG, and TR, Various Sections - added and amended

Assigned to: Judiciary

**HB 236 Delegate Dumais****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, 2014

FL, §§ 5-901 through 5-914 - added

Assigned to: Judiciary

**HB 237 Delegate Cane****CREATION OF A STATE DEBT – TALBOT COUNTY – EASTON HEAD START CENTER**

Authorizing the creation of a State Debt not to exceed \$75,000, the proceeds to be used as a grant to the Board of Directors of Shore Up, Inc. for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Easton Head Start Center, located in Talbot 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, 2014

Assigned to: Appropriations

**HB 238 Delegate Cane****MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2013 – TALBOT COUNTY – EASTON HEAD START CENTER**

Amending the Maryland Consolidated Capital Bond Loan of 2013 to authorize the matching fund of a grant for the Easton Head Start Center to consist of funds expended prior to June 1, 2013; making the Act an emergency measure; etc.

EMERGENCY BILL

Chapter 424 of the Acts of 2013, § 1(3) Item ZA02(BV) and Item ZA03(BJ) - amended

Assigned to: Appropriations

**HB 239 Delegate Arora, et al****LAWYERS – FEES – PAYMENT BY CREDIT OR DEBIT CARD**

Requiring the Court of Appeals to allow an applicant to the Bar or a lawyer to use a credit or debit card to pay specified fees; and authorizing the Court of Appeals to charge a processing fee for each credit or debit card payment not exceeding the actual cost incurred in processing the credit or debit card payment.

EFFECTIVE OCTOBER 1, 2014

BOP, § 10-503 - added

Assigned to: Judiciary

**HB 240 Delegate Lafferty****ENVIRONMENT – SOLID WASTE MANAGEMENT PRACTICES – MARYLAND RECYCLING AND LANDFILL DIVERSION TASK FORCE**

Requiring each county and the Department of the Environment to adopt a specified solid waste management hierarchy; declaring the intent of the General Assembly that the State undertake specified actions relating to recycling and landfill disposal rates; establishing the Maryland Recycling and Landfill Diversion Task Force; requiring the Task Force to determine the statewide recycling goal and a recycling and landfill portfolio standard that will reduce the amount of solid waste being sent to landfills; etc.

VARIOUS EFFECTIVE DATES

EN, § 9-504 - amended

Assigned to: Economic Matters

**HB 241 Delegate Lafferty, et al****VEHICLE LAWS – OVERTAKING AND PASSING BICYCLES, PERSONAL MOBILITY DEVICES, OR MOTOR SCOOTERS**

Authorizing a driver of a vehicle to drive across the left side of a roadway in a no-passing zone, if it is safe to do so, while overtaking and passing a bicycle, an EPAMD, or a motor scooter; and repealing an exception that applies under specified circumstances to the requirement that a driver of a vehicle, when overtaking a bicycle, an EPAMD, or a motor scooter, pass safely at a specified minimum distance.

EFFECTIVE OCTOBER 1, 2014

TR, §§ 21-307 and 21-1209(a) - amended

Assigned to: Environmental Matters

**HB 242 Delegate Jacobs, et al****JUVENILE LAW – TRUANCY REDUCTION PILOT PROGRAM – KENT COUNTY**

Authorizing the Circuit Administrative Judge of the Second Circuit to establish a Truancy Reduction Pilot Program in the juvenile court in Kent County; and making specified provisions relating to a Truancy Reduction Pilot Program in specified counties applicable to Kent County.

EFFECTIVE JUNE 1, 2014

CJ, § 3-8C-02 - amended

Assigned to: Judiciary

**HB 243 Delegate Anderson, et al****VEHICLE LAWS – UNAUTHORIZED USE OF RENTED MOTOR VEHICLE – REPEAL**

Repealing a provision of law that prohibits a person who rents a motor vehicle under a specified agreement from permitting another person to drive the vehicle; repealing a provision of law specifying that if a person rents a motor vehicle under a specified agreement, no other person may drive the vehicle without the consent of the lessor or the agent of the lessor; and repealing a specified penalty.

EFFECTIVE OCTOBER 1, 2014

TR, §§ 18-106 and 27-101(c)(14) - repealed

Assigned to: Judiciary

**HB 244 Delegate Luedtke, et al****LIBRARIES – ELECTRONIC BOOK LICENSES AND SALES – DISCRIMINATORY PRACTICES**

Requiring a person who offers to license or sell an electronic book to consumers in the State to offer to license or sell the electronic book to libraries in the State; prohibiting a person who licenses or sells or offers to license or sell an electronic book to consumers in the State from licensing or selling or offering to license or sell an electronic book to libraries in the State above a specified price; etc.

EFFECTIVE OCTOBER 1, 2014

ED, §§ 23-701 through 23-703 - added

Assigned to: Economic Matters

**HOUSE JOINT RESOLUTION INTRODUCED JANUARY 17, 2014**

**HJ 3      The Speaker (By Request – Governor’s Salary Commission)**

GOVERNOR’S      SALARY      COMMISSION      –      SALARY  
RECOMMENDATIONS      FOR      GOVERNOR      AND      LIEUTENANT  
GOVERNOR

Establishing the salaries to be paid the Governor and Lieutenant Governor, as directed by Article II, Section 21A of the Maryland Constitution, for the 4–year term of office beginning January 21, 2015.

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

Assigned to: House Rules and Executive Nominations