



# SYNOPSIS

House Bills and Joint Resolutions  
2016 Maryland General Assembly Session

**January 18, 2016**  
**Schedule 4**

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**PLEASE NOTE:** January 26 – Bill request deadline.  
February 12 – Bill introduction deadline.  
All bills must be given to the Chief Clerk by 5:00 P.M. on Thursday, February 11.  
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 BILL INTRODUCED JANUARY 15, 2016**

### **HB 84 The Speaker (By Request – Department of Legislative Services)**

STATE GOVERNMENT – OFFICE OF LEGISLATIVE AUDITS –  
ALTERATIONS IN AUDIT REQUIREMENTS

Altering the time period during which the Office of Legislative Audits and the Legislative Auditor are required to audit specified State funds, programs, authorities, units, and a specified local liquor board; requiring the audit of each unit of State government to be conducted at an interval ranging from 3 to 4 years unless the Legislative Auditor determines, on a per case basis, that more frequent audits are required; etc.

EFFECTIVE JULY 1, 2016

AG, BR, CS, EC, ED, EN, HG, HO, HU, LG, NR, PS, PU, SF, SG, SP, and TR, Various Sections - amended and repealed

Assigned to: Appropriations

### **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

**HOUSE BILLS INTRODUCED JANUARY 18, 2016****HB 85 Delegate Luedtke, et al****EDUCATION – CHILDREN WITH DISABILITIES – SUPPORT SERVICES  
– PARENTAL NOTIFICATION**

Requiring specified school personnel to provide the parents of a child with a disability written information that the parents may use to contact early intervention and special education family support services staff members and a brief description of the available services; requiring specified school personnel to provide a translator at a meeting for parents who require information to be translated into the parents' native language; requiring a local school system to publish specified contact information on its Web site; etc.

EFFECTIVE JULY 1, 2016

ED, § 8-405 - amended

Assigned to: Ways and Means

**HB 86 Delegate Luedtke, et al****SPECIAL EDUCATION – TRANSLATIONS OF INDIVIDUALIZED  
EDUCATION PROGRAMS OR INDIVIDUALIZED FAMILY SERVICE  
PLANS – NATIVE LANGUAGE**

Authorizing the parents of a child with a completed individualized education program or a completed individualized family service plan to request the document to be translated into the parents' native language if that language is spoken by more than 1 percent of the student population in the local school system; requiring appropriate school personnel to provide a parent with a translated document within 30 days after the date of the request; and defining specified terms.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2016

ED, § 8-405 - amended

Assigned to: Ways and Means

**HB 87**      **Montgomery County Delegation**

MONTGOMERY COUNTY BOARD OF EDUCATION – STUDENT MEMBER – VOTING MC 11–16

Authorizing the student member of the Montgomery County Board of Education to attend an executive session of the Board of Education that relates to a specified matter; and authorizing the student member of the Montgomery County Board of Education to vote on specified matters.

EFFECTIVE JULY 1, 2016

ED, § 3-901(e) - amended

Assigned to: Ways and Means

**HB 88**      **Delegate Chang**

AUTOMATED MOTOR VEHICLES – TITLING, REGISTRATION, AND RULES OF THE ROAD

Prohibiting an individual from operating an automated motor vehicle in automated mode on a highway; establishing an exception to the prohibition by authorizing an individual to operate an automated motor vehicle in automated mode on a highway if the vehicle is properly titled and registered, the individual is in the driver's seat, and the individual has the ability, if necessary, to take control of the vehicle's movements; providing for the registration classification and fee of \$50.50 annually for an automated motor vehicle; etc.

EFFECTIVE OCTOBER 1, 2016

TR, §§ 11-103.3, 13-939.3, and 21-1130 - added and § 11-135 - amended

Assigned to: Environment and Transportation

**HB 89**      **Delegate Lafferty, et al**

CREATION OF A STATE DEBT – BALTIMORE COUNTY – LIMEKILNS AND LOG HOUSE STABILIZATION PROJECT AT CROMWELL VALLEY PARK

Authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the Board of Directors of the Cromwell Valley Park Council, Inc. for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Limekilns and Log House at Cromwell Valley Park, 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, 2016

Assigned to: Appropriations

**HB 90 Delegate Lafferty****ON-SITE SEWAGE DISPOSAL SYSTEMS – OPERATION AND MAINTENANCE COSTS – LOW-INCOME HOMEOWNERS**

Requiring the Department of the Environment to assist, with money from the Bay Restoration Fund, low-income homeowners with the cost, up to 50%, of 3-year operation and maintenance contracts for on-site sewage disposal systems that utilize nitrogen removal technology; and requiring the Department or a local government to determine applicant eligibility and the amount of assistance to be provided.

EFFECTIVE OCTOBER 1, 2016

EN, § 9-1108 - amended

Assigned to: Environment and Transportation

**HB 91 Delegate Morhaim****GENERAL PROVISIONS – COMMEMORATIVE DAYS – NATIONAL HEALTHCARE DECISIONS DAY**

Requiring the Governor annually to proclaim April 16 as National Healthcare Decisions Day.

EFFECTIVE OCTOBER 1, 2016

GP, § 7-405 - added

Assigned to: Health and Government Operations

**HB 92 Delegate McCray, et al****RAILROAD COMPANY – MOVEMENT OF FREIGHT – REQUIRED CREW**

Prohibiting a train or light engine used in connection with the movement of freight from being operated in the State unless it has at least two crew members; providing for the application of the Act; and establishing penalties of \$500 for the first offense and \$1,000 for a second offense and each subsequent offense committed within a period of 3 years of the second offense.

EFFECTIVE OCTOBER 1, 2016

PU, § 9-404 - added

Assigned to: Environment and Transportation

**HB 93**      **Delegate B. Wilson****COURTS – EVIDENCE – MEMBERSHIP IN OR ASSOCIATION WITH A CRIMINAL GANG**

Authorizing the admissibility of specified evidence in a civil or criminal proceeding to prove membership in or association with a criminal gang, with a specified exception.

EFFECTIVE OCTOBER 1, 2016

CJ, § 10-923 - added

Assigned to: Judiciary

**HB 94**      **Delegate B. Wilson****CRIMINAL LAW – CHILD ABUSE RESULTING IN DEATH – LIFE IMPRISONMENT**

Altering the maximum penalty for first-degree child abuse that results in the death of the victim to be life imprisonment; and altering the maximum penalty for child abuse that results in the death of a victim after a previous conviction for child abuse to be life imprisonment.

EFFECTIVE OCTOBER 1, 2016

CR, § 3-601 - amended

Assigned to: Judiciary

**HB 95**      **Delegate B. Wilson****CRIMINAL PROCEDURE – LIFE WITHOUT PAROLE – REPEAL OF SENTENCING PROCEEDING**

Repealing specified provisions of law that provide a separate jury proceeding to determine whether a person convicted of first degree murder is sentenced to imprisonment for life without the possibility of parole or imprisonment for life; establishing that a court may sentence a person convicted of first degree murder to imprisonment for life without the possibility of parole without the requirement of a separate jury sentencing procedure under specified circumstances; applying the Act prospectively; etc.

EFFECTIVE OCTOBER 1, 2016

CR, §§ 2-201(b) and 2-203 - amended and §§ 2-304 and 2-305 - repealed

Assigned to: Judiciary

**HB 96**      **Delegate B. Wilson**

## CRIMINAL LAW – SECOND-DEGREE MURDER – PENALTY

Increasing, from 30 years to 40 years, the maximum term of imprisonment that may be imposed for the offense of second-degree murder.

EFFECTIVE OCTOBER 1, 2016

CR, § 2-204 - amended

Assigned to: Judiciary

**HB 97**      **Delegate B. Wilson**

## CRIMES – SOLICITATION TO COMMIT MURDER OR ARSON – STATUTE OF LIMITATIONS

Providing that the statute of limitations for the crime of solicitation to commit murder in the first degree, murder in the second degree, arson in the first degree, or arson in the second degree is the statute of limitations for the prosecution of the substantive crime that is the subject of the solicitation.

EFFECTIVE OCTOBER 1, 2016

CJ, § 5-106(ff) - added

Assigned to: Judiciary

**HB 98**      **Delegate B. Wilson**

## CRIMINAL LAW – PARTICIPATION IN COURT PROCEEDINGS – RETALIATION

Prohibiting a person from retaliating against a juror or officer of the court for the performance of official duties in a State or federal court; prohibiting a person from soliciting another to retaliate against a juror or officer of the court for the performance of official duties in a State or federal court; applying specified penalties to a violation of the Act; etc.

EFFECTIVE OCTOBER 1, 2016

CR, § 9-303 - amended

Assigned to: Judiciary

**HB 99**      **Delegate B. Wilson**

## CRIMINAL LAW – SYNTHETIC CANNABINOIDS – PROHIBITION

Prohibiting a person from deliberately using, ingesting, possessing, or inhaling a specified synthetic cannabinoid in an amount that causes intoxication, excitement, stupefaction, or dulling of the brain or nervous system; and providing that violation of the Act constitutes a misdemeanor with penalties of a maximum of 1 year in prison or a fine not to exceed \$500, or both.

EFFECTIVE OCTOBER 1, 2016

CR, § 5-711 - added

Assigned to: Judiciary

**HB 100**      **Delegate B. Wilson**

## CRIMINAL LAW – CRIMES AGAINST PROPERTY – TRESPASS TO A VEHICLE

Prohibiting a person from knowingly entering a motor vehicle, or any part of a motor vehicle, of another without authorization from the owner or a rightful occupant of the motor vehicle; and providing that a person who violated the Act is guilty of a misdemeanor, shall be considered a rogue and vagabond, and is subject to imprisonment not to exceed 90 days.

EFFECTIVE OCTOBER 1, 2016

CR, § 6-206 - amended

Assigned to: Judiciary

**HB 101**      **Delegate C. Howard, et al**

## CRIMINAL LAW – HUMAN TRAFFICKING AND RELATED CRIMES – PENALTIES

Increasing the penalties for prostitution, human trafficking, and related crimes.

EFFECTIVE OCTOBER 1, 2016

CR, §§ 11-303 through 11-306 - amended

Assigned to: Judiciary

**HB 102 Delegates B. Barnes and Kipke****ANNE ARUNDEL COUNTY – SOLICITATION OF MONEY OR DONATIONS FROM OCCUPANTS OF VEHICLES – PROHIBITIONS AND PERMIT PROGRAM**

Altering a prohibition, in Anne Arundel County, on a person standing in a specified highway to solicit money or donations to prohibit a person from standing, or causing, encouraging, allowing, or petitioning another to stand, in a roadway, a median divider, or an intersection to solicit money or donations from the occupant of a vehicle, subject to a certain exception; authorizing the governing body of a county or of a municipal corporation in the county to enact a specified permit program; etc.

EFFECTIVE OCTOBER 1, 2016

TR, § 21-507(e) - repealed and § 21-507(f) - amended

Assigned to: Environment and Transportation

**HB 103 Delegate Tarlau, et al****INCOME TAX – SUBTRACTION MODIFICATION – INTEREST PAID ON STUDENT LOANS**

Allowing a subtraction modification under the State income tax for the amount of interest paid by a qualified taxpayer on qualified student loans; requiring the Comptroller to adopt specified regulations; applying the Act to taxable years beginning after December 31, 2015; etc.

EFFECTIVE JULY 1, 2016

TG, § 10-208(v) - added

Assigned to: Ways and Means

**HB 104 Delegate Morhaim, et al****MEDICAL CANNABIS – WRITTEN CERTIFICATIONS – CERTIFYING PROVIDERS**

Authorizing specified dentists, podiatrists, nurse midwives, and nurse practitioners to provide written certifications to qualifying patients by substituting the defined term “certifying provider” for “certifying physician” as it relates to laws governing medical cannabis; establishing that specified providers must be in good standing with the regulatory board regulating the licensing and certification of specified providers; etc.

EFFECTIVE OCTOBER 1, 2016

HG, §§ 13-3301(c), (m), and (n), 13-3304, 13-3305, 13-3313(a)(1)(ii) and (3), and 13-3314(d) - amended

Assigned to: Health and Government Operations

**HB 105 Delegate Clippinger**

LOCAL GOVERNMENT – CLEAN ENERGY LOAN PROGRAMS – COMMERCIAL PROPERTY OWNERS – RENEWABLE ENERGY PROJECTS

Removing the limitation that renewable energy projects by commercial property owners financed through a clean energy loan program have an electric generating capacity of not more than 100 kilowatts.

EFFECTIVE OCTOBER 1, 2016

LG, § 1-1103 - amended

Assigned to: Economic Matters

**HB 106 Delegate Fennell, et al**

HUMAN RELATIONS – DISCRIMINATION IN HOUSING – REENTRY–INTO–SOCIETY STATUS

Expanding the housing policy of the State to include providing for fair housing to all citizens regardless of reentry–into–society status; prohibiting a person from refusing to sell or rent a dwelling to any person because of reentry–into–society status; prohibiting a person from discriminating against any person in the terms, conditions, or privileges of the sale or rental of a dwelling because of reentry–into–society status; etc.

EFFECTIVE OCTOBER 1, 2016

SG, §§ 20-701, 20-702, 20-705, 20-707, and 20-1103 - amended

Assigned to: Environment and Transportation

**HB 107 Delegate Rosenberg, et al**

HIGHER EDUCATION – WALTER SONDHEIM JR. PUBLIC SERVICE INTERNSHIP SCHOLARSHIP PROGRAM – SCHOLARSHIP AMOUNT

Establishing scholarship award amounts for the Walter Sondheim Jr. Public Service Internship Scholarship Program shall be at least \$2,000 and no more than \$3,000.

EFFECTIVE JULY 1, 2016

ED, § 18-1702 - amended

Assigned to: Ways and Means

**HB 108 Delegate McCray, et al****CAPITAL BUDGET – CONSTRUCTION PROJECTS – APPRENTICESHIP REQUIREMENTS**

Requiring a contractor or subcontractor that performs work on a construction project that receives funding from the State capital budget in the amount of \$100,000 or more to be affiliated with, and to use apprentices from, an apprenticeship program that is registered with the Department of Labor, Licensing, and Regulation or the United States Department of Labor, or requiring the contractor or subcontractor to make specified payments to the State Apprenticeship Training Fund or to specified apprenticeship programs; etc.

EFFECTIVE JUNE 1, 2016

SF, § 17-602 - amended and §§ 17-6A-01 through 17-6A-05 - added

Assigned to: Health and Government Operations

**HB 109 Delegate Fennell, et al****PUBLIC SCHOOLS – HEALTH AND SAFETY – FOOD TRANSPARENCY**

Requiring specified local school systems to include specified information relating to items sold a la carte on monthly dining menus; requiring a specified monthly menu to include specified information under specified circumstances; and requiring specified local school systems to create an individual monthly a la carte menu for each school under specified circumstances; etc.

EFFECTIVE JULY 1, 2016

ED, § 7-438 - added

Assigned to: Ways and Means

**HB 110 Delegate Knotts****LAW ENFORCEMENT EXPLORER PROGRAM – FUNDING**

Establishing the Law Enforcement Explorer Program Fund to be used to make specified grants to local law enforcement agencies for law enforcement explorer programs; requiring the Executive Director of the Governor's Office of Crime Control and Prevention to administer the Fund; requiring the Governor, each fiscal year, to make specified appropriations to the Fund; requiring the Executive Director to establish a grant application procedure; etc. This bill requires a mandated appropriation in the annual budget bill.

EFFECTIVE JULY 1, 2016

PS, §§ 4-601 through 4-604 - added and SF, § 6-226(a)(2)(ii)84. and 85. - amended and § 6-226(a)(2)(ii)86. - added

Assigned to: Judiciary

**HB 111** Delegate Luedtke, et al**BUSINESS REGULATION – SALES OF DOGS AND CATS – REQUIRED HEALTH CERTIFICATE**

Requiring a specified person who sells a dog or cat to provide the purchaser with a health certificate issued by a veterinarian not more than 30 days before the date of sale; requiring a person who sells a dog or cat to disclose specified health information about the dog or cat to a purchaser; establishing a penalty of a fine not to exceed \$1,000 for a violation of the Act; providing that a person may bring a specified action for damages under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2016

BR, §§ 19-901 through 19-903 - added

Assigned to: Economic Matters