



# SYNOPSIS

Senate Bills and Joint Resolutions  
2016 Maryland General Assembly Session

**January 29, 2016**  
**Schedule 12**

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**PLEASE NOTE:** February 5 – Bill introduction deadline.

All bills should be given to the Secretary of the Senate's office by 5:00 P.M. on Monday, February 8.

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 29, 2016**

### **SB 390** Senator Middleton

#### **CHARLES COUNTY SHERIFF – SALARIES AND COLLECTIVE BARGAINING**

Requiring the salary schedule for deputy sheriffs of Charles County to correspond to the Department of State Police salary schedule; authorizing sworn law enforcement officers and correctional officers in Charles County to collectively bargain with the County Commissioners of Charles County, in addition to the Sheriff, with respect to specified matters; establishing procedures for the mediation and arbitration of collective bargaining disputes; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2016

CJ, § 2-309(j)(3) and (5) - 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 391**     **Senator Eckardt**CREATION OF A STATE DEBT – DORCHESTER COUNTY –  
CHESAPEAKE GROVE SENIOR HOUSING AND  
INTERGENERATIONAL CENTER

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 Delmarva Community Services, Inc. for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Chesapeake Grove Senior Housing and Intergenerational Center, located in Dorchester 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: Budget and Taxation

**SB 392**     **Senator Eckardt**DORCHESTER COUNTY – RECYCLING AT SPECIAL EVENTS –  
EXEMPTIONS

Exempting Dorchester County from a requirement to revise its recycling plan by a specified date to address recycling at special events; and exempting Dorchester County from specified requirements regarding recycling at special events.

EFFECTIVE OCTOBER 1, 2016

EN, §§ 9-1703(g) and 9-1712 - amended and § 9-1703(h) - added

Assigned to: Education, Health, and Environmental Affairs

**SB 393**     **Senator Nathan–Pulliam, et al**MARYLAND NURSE PRACTICE ACT – PEER REVIEW AND  
ADVISORY COMMITTEES AND PENALTIES

Repealing the requirement that the State Board of Nursing appoint specified peer review committees; authorizing the Board to appoint peer advisory committees to provide the Board with expert advice related to the practice of nursing by advance practice nurses; altering the maximum amount of a specified civil fine the Board may impose; altering the application of specified criminal penalties; altering the maximum amount of a specified fine and the maximum term of imprisonment to which a specified person is subject; etc.

EFFECTIVE OCTOBER 1, 2016

HO, § 8-503 - repealed and added and §§ 8-707 and 8-710 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 394**     **Senator Conway****CREATION OF A STATE DEBT – BALTIMORE CITY – SCOTTISH RITE TEMPLE PRESERVATION AND RESTORATION**

Authorizing the creation of State Debt not to exceed \$300,000, the proceeds to be used as a grant to the Board of Directors of the Maryland Scottish Rite Charitable Foundation, Inc. for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Scottish Rite Temple, located in Baltimore 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, 2016

Assigned to: Budget and Taxation

**SB 395**     **Senator Conway****ETHICS – LOCAL GOVERNMENT – CONFLICT OF INTEREST AND FINANCIAL DISCLOSURE**

Requiring that specified authorized modifications of local conflict of interest and financial disclosure laws and regulations be made in accordance with regulations adopted by the State Ethics Commission and consistent with specified intent; and authorizing rather than requiring a county or municipal corporation to modify specified local financial disclosure laws under specified circumstances.

EFFECTIVE OCTOBER 1, 2016

GP, §§ 5-808, 5-809, 5-816, and 5-817 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 396**     **Senators Norman and Cassilly****CREATION OF A STATE DEBT – HARFORD COUNTY – HISTORICAL SOCIETY OF HARFORD COUNTY BUILDING RESTORATION**

Authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Trustees of The Historical Society of Harford County, Inc. for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Historical Society of Harford County headquarters building, located in Harford 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: Budget and Taxation

**SB 397**     **Senators Norman and Salling****CIVIL ACTIONS AND PROCEDURES – GARNISHMENTS – SPOUSAL PROPERTY**

Establishing a presumption that a garnishment against specified property held jointly by spouses in specified financial institutions is valid unless, within 30 days after service of the writ of garnishment on the garnishee, either spouse files a motion objecting to the garnishment and serves a copy of the motion on the judgment creditor, the garnishee, and any other person named on the account; and altering specified terminology.

EFFECTIVE OCTOBER 1, 2016

CJ, § 11-603 - amended

Assigned to: Judicial Proceedings

**SB 398**     **Senator Ramirez, et al****REDUCING ENVIRONMENTAL DEGRADATION FOR THE UNDERSERVED THROUGH COMMUNITY ENGAGEMENT (THE REDUCE ACT)**

Requiring the Department of the Environment to require an applicant for a specified permit to construct or modify a specified source to report to the Department specified information regarding the diesel vehicles that are needed during the construction and operation of a source or proposed source and to solicit input on specified issues from the affected community, and any community advisory board or similar organization in the affected area; etc.

EFFECTIVE OCTOBER 1, 2016

EN, § 2-404.1 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 399**     **Senator Brochin, et al****CREATION OF A STATE DEBT – BALTIMORE COUNTY – DESERT STORM, OPERATION ENDURING FREEDOM, AND OPERATION IRAQI FREEDOM MEMORIAL**

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 the Baltimore County Monument Commission, Inc. and the County Executive and County Council of Baltimore County for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Desert Storm, Operation Enduring Freedom, and Operation Iraqi Freedom Memorial, located in Baltimore County; etc.

EFFECTIVE JUNE 1, 2016

Assigned to: Budget and Taxation

**SB 400 Senator Serafini****CORPORATE INCOME TAX – FEDERAL REPATRIATION HOLIDAY**

Providing a subtraction modification under the Maryland corporate income tax for specified dividends included in federal taxable income as a result of a specified repatriation holiday enacted by federal legislation; requiring the Comptroller to provide for the administration of the Act if specified federal legislation is enacted; applying the Act to all taxable years beginning after December 31, 2015; etc.

EFFECTIVE JULY 1, 2016

TG, § 10-307(e) - added

Assigned to: Budget and Taxation

**SB 401 Senators Waugh and Middleton****CHARLES COUNTY AND ST. MARY'S COUNTY – DEER MANAGEMENT PERMIT – FIREARMS**

Authorizing an individual who holds a Deer Management Permit in Charles County and St. Mary's County to use a shotgun or breech loading center fired rifle approved by the Department of Natural Resources to hunt deer throughout the year, including all deer hunting seasons, in the locations and under the conditions set forth in the permit.

EFFECTIVE JULY 1, 2016

NR, § 10-415(d)(2) - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 402 Senator Waugh****CRIMINAL LAW – FIRST DEGREE MURDER – SENTENCING (GERALDINE'S LAW)**

Requiring the court to impose lifetime supervision for a person sentenced to imprisonment for life for first degree murder; requiring the lifetime supervision to include at least 5 years of supervised probation, electronic monitoring for life following release, and specified conditions as determined by the court; authorizing a person to file a petition for discharge from lifetime supervision and requiring a court to hear and adjudicate the petition; prohibiting more than one petition for discharge in 1 year; etc.

EFFECTIVE OCTOBER 1, 2016

CR, § 2-201 - amended and § 2-202 - added

Assigned to: Judicial Proceedings

**SB 403**     **Senator Waugh, et al**

## HANDGUN PERMITS – UNIVERSAL RECOGNITION

Specifying that a permit to carry a handgun issued to an individual in Delaware, Pennsylvania, Virginia, Washington, D.C., or West Virginia is valid in Maryland.

EFFECTIVE JULY 1, 2016

PS, § 5-303.1 - added

Assigned to: Judicial Proceedings

**SB 404**     **Senator Pinsky, et al**

## STATE BOARD OF EDUCATION – STATE SUPERINTENDENT OF SCHOOLS – APPOINTMENT

Requiring the State Board of Education to appoint or reappoint the State Superintendent of Schools with the advice and consent of the Senate by April 1; requiring the State Board to appoint an interim State Superintendent if the State Board does not appoint or reappoint a State Superintendent by April 1, the Senate does not confirm the appointment or reappointment, or a vacancy occurs in the office of State Superintendent; etc.

EMERGENCY BILL

ED, § 2-302 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 405**     **Senator Guzzone**

## STATE HIGHWAY ADMINISTRATION – SERVICE SIGNS – BUSINESS OR ATTRACTION LOCATED IN SHOPPING CENTER

Requiring the State Highway Administration, when taking a specified measurement to determine whether a business or an attraction that is located in a shopping center may be advertised on a service sign, to take the measurement in a specified manner; etc.

EFFECTIVE OCTOBER 1, 2016

TR, § 8-605(d) - amended

Assigned to: Judicial Proceedings

**SB 406**     **Senator Guzzone****PUBLIC SAFETY – MARYLAND FREESTATE CHALLENGE ACADEMY  
– FUNDING**

Requiring the Governor to appropriate general funds to the Maryland Freestate Challenge Academy in an amount equal to 25% of a specified target per pupil foundation amount for specified cadets beginning in fiscal year 2018; requiring a county board of education to reimburse a specified fund a specified amount for specified cadets; requiring the Comptroller, in consultation with the Military Department and the State Department of Education, to establish a specified process; etc.

Preliminary analysis: local government mandate

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

EFFECTIVE JULY 1, 2016

PS, § 13-410 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 407**     **Senator Manno, et al****EDUCATION – EDUCATION ACCOUNTABILITY PROGRAM – LIMITS  
ON TESTING**

Requiring the State Board of Education to adopt regulations limiting the amount of time in the aggregate that may be devoted to federal, State, and locally mandated tests for each grade to 2% of the specified minimum required annual instructional hours; and prohibiting time devoted to teacher-selected classroom quizzes and exams, portfolio reviews, or performance assessments from being counted toward the specified testing time limits.

EFFECTIVE JULY 1, 2016

ED, § 7-203(h) - added

Assigned to: Budget and Taxation

**SB 408**     **Senator Manno****ELECTION LAW – STATE ELECTED OFFICIALS – CAMPAIGN FUND–RAISING DURING GENERAL ASSEMBLY SESSION – CIVIL PENALTY**

Authorizing the State Board of Elections to impose a civil penalty for a violation by a campaign finance entity of the prohibition on fund–raising during the General Assembly session; authorizing the State Board to impose a lesser civil penalty than prescribed by law for a violation, as specified; repealing provisions of law authorizing the State Board, represented by the State Prosecutor, to institute a civil action in a circuit court against a campaign finance entity for violating the prohibition on fund–raising during the session; etc.

EFFECTIVE OCTOBER 1, 2016

EL, §§ 13-235 and 13-604.1 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 409**     **Senator Manno, et al****MARYLAND AVIATION ADMINISTRATION – BALTIMORE–WASHINGTON INTERNATIONAL THURGOOD MARSHALL AIRPORT – MANAGEMENT OF FOOD SERVICE AND RETAIL CONCESSIONS**

Authorizing the Maryland Aviation Administration to enter into a specified type of lease with a concessions developer to provide food service and retail operations at the BWI Thurgood Marshall Airport; requiring the Administration to enter into specified leases if the Administration terminates a lease with a concessions developer prior to the end of the lease; requiring that on or before October 1, 2017, the Administration exercise a specified option to terminate a specified lease; etc.

EFFECTIVE OCTOBER 1, 2016

TR, § 5-413(e) - added

Assigned to: Finance

**SB 410**     **Senator Ferguson, et al****DISTILLERY LICENSE HOLDERS – SALE OF PRODUCT TO PARTICIPANTS IN GUIDED TOURS**

Repealing a specified provision of law that limits a distillery license holder selling product and related merchandise to an individual on a guided tour only if the license holder manufactures not more than 27,500 gallons of products annually.

EFFECTIVE JULY 1, 2016

AB, § 2-202 - amended

Assigned to: Education, Health, and Environmental Affairs



**SB 411**     **Senator Eckardt, et al****INCOME TAX – CREDIT FOR PHYSICIAN PRECEPTORS IN AREAS WITH HEALTH CARE WORKFORCE SHORTAGES**

Authorizing a credit against the State income tax for an individual who serves as a physician preceptor in specified preceptorship programs under specified circumstances and works in specified areas of the State with health care workforce shortages; requiring the Department of Health and Mental Hygiene to report to the Comptroller and the General Assembly on specified matters on or before January 31 of each taxable year; applying the Act to taxable years beginning after December 31, 2015; etc.

EFFECTIVE JULY 1, 2016

TG, § 10-737 and ED, § 18-803(e)(3) - added and ED, § 18-803(e)(2) - amended

Assigned to: Budget and Taxation

**SB 412**     **Senator Lee, et al****STATEWIDE INFORMATION TECHNOLOGY MASTER PLAN – INCLUSION OF CYBERSECURITY FRAMEWORK – REQUIREMENT**

Requiring that the statewide information technology master plan developed by the Secretary of Information Technology include a cybersecurity framework; and requiring that the Secretary consider materials developed by the National Institute of Standards and Technology in developing or modifying the cybersecurity framework.

EFFECTIVE OCTOBER 1, 2016

SF, § 3A-304 - amended

Assigned to: Finance

**SB 413**     **Senator Guzzone, et al**

## DEVELOPMENTAL DISABILITIES ADMINISTRATION – CRISIS RESOLUTION FUNDING

Requiring a specified report on the Waiting List Equity Fund to include specified information regarding individuals in the crisis resolution category of the waiting list for developmental disabilities services; establishing mandated appropriations for developmental disabilities community services; requiring the mandated appropriations to be used to provide services to individuals in the crisis resolution category on the waiting list for developmental disabilities services; etc.

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

EFFECTIVE JULY 1, 2016

HG, § 7-205(f) - amended and § 7-205.1 - added

Assigned to: Finance

**SB 414**     **Senator Brochin**

## VEHICLE LAWS – MECHANICAL REPAIR CONTRACTS

Altering the definition of “mechanical repair contract”; and authorizing a designated agent of an obligor under a mechanical repair contract to offer, sell, or negotiate a mechanical repair contract.

EFFECTIVE OCTOBER 1, 2016

TR, § 15-311.2(a) and (c) - amended

Assigned to: Judicial Proceedings

**SB 415**     **Senator Serafini**

## ECONOMIC DEVELOPMENT – MUNICIPAL CORPORATIONS – COMMUNITY REVITALIZATION AND IMPROVEMENT ZONES

Authorizing specified municipal corporations to establish, by local law, a specified contracting authority for the purpose of designating a community revitalization and improvement zone for construction of specified facilities; establishing an application process within the Department of Economic Competitiveness and Commerce for designating a zone; authorizing a municipal corporation to issue specified bonds for the benefit of specified zones; requiring the transfer, from the General Fund, of specified increased tax revenue; etc.

EFFECTIVE OCTOBER 1, 2016

EC, §§ 12-601 through 12-612 - added

Assigned to: Budget and Taxation

**SB 416**     **Senator Salling, et al**

TRANSPORTATION – TOLL TRANSPORTATION FACILITIES  
PROJECT – ANNUAL PASS

Requiring the Maryland Transportation Authority to establish for each toll transportation facilities project an option that offers motorists the opportunity to pay a flat fee for an annual pass to use the toll transportation facilities project; and providing that the amount of the fee for an annual pass for the toll transportation facilities project shall be determined by the Authority.

EFFECTIVE OCTOBER 1, 2016

TR, § 4-312(c) - amended

Assigned to: Finance