



SYNOPSIS

Senate Bills and Joint Resolutions
2017 Maryland General Assembly Session

January 19, 2017
Schedule 7

PLEASE NOTE: January 24 – Bill request deadline.
February 3 – Bill introduction deadline.
All bills should be given to the Secretary of the Senate's office by 5:00 P.M. on Monday, February 6.
As required by Senate Rule 32(b), bills introduced after this date will be referred to the Senate Rules Committee.

SENATE BILLS INTRODUCED January 19, 2017

SB 198 Senators Young and Hough

FREDERICK COUNTY – ALCOHOLIC BEVERAGES – SUNDAY HOURS OF SALE

Altering from 11 a.m. to 10 a.m. the starting time on Sunday for the sale of alcoholic beverages for specified license holders in Frederick County for specified purposes.

EFFECTIVE JULY 1, 2017

AB, §§ 20-2002, 20-2004, and 20-2005 - amended

Assigned to: Education, Health, and Environmental Affairs

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 199 **Senators Young and Hough****CREATION OF A STATE DEBT – FREDERICK COUNTY – YMCA OF FREDERICK COUNTY**

Authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of The Young Men’s Christian Association of Frederick County, Maryland, Incorporated for the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Downtown YMCA facility, located in Frederick 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, 2017

Assigned to: Budget and Taxation

SB 200 **Senator King, et al****INCOME TAX CREDIT – QUALIFIED RESEARCH AND DEVELOPMENT EXPENSES – CREDIT AMOUNTS**

Increasing the maximum total amount of research and development tax credits that the Department of Commerce may approve in specified calendar years; and applying the Act to all research and development tax credits certified after December 15, 2016.

EFFECTIVE JULY 1, 2017

TG, § 10-721(c) - amended

Assigned to: Budget and Taxation

SB 201 **Senator King, et al****EDUCATION – FIRE DRILL REQUIREMENTS – STATE FIRE PREVENTION CODE**

Requiring the State Superintendent of Schools to require each county superintendent of schools to hold fire drills in each public school in accordance with the State Fire Prevention Code.

EFFECTIVE OCTOBER 1, 2017

ED, § 7-408 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 202 **Senator King, et al****HIGHER EDUCATION – UNIVERSITY SYSTEM OF MARYLAND – QUASI-ENDOWMENT FUNDS**

Authorizing the Board of Regents of the University System of Maryland to make a one-time transfer of no more than \$50,000,000 from the State-supported fund balance to a quasi-endowment fund; and limiting the use of specified proceeds for facility renewal projects relating only to capital facilities used for State-supported activities.

EFFECTIVE JULY 1, 2017

ED, § 12-104(e)(2) - amended

Assigned to: Budget and Taxation

SB 203 **Senator Serafini****CREDIT REGULATION – MORTGAGE BROKERS – FINDER’S FEE**

Repealing a specified provision of law limiting the amount of a finder’s fee that may be charged by a mortgage broker obtaining a mortgage loan with respect to the same property more than once within a 24-month period.

EFFECTIVE OCTOBER 1, 2017

CL, § 12-804 - amended

Assigned to: Finance

SB 204 **Washington County Senators****PENMAR DEVELOPMENT CORPORATION – DISSOLUTION – AUTHORITY OF WASHINGTON COUNTY OVER FORT RITCHIE**

Repealing specified provisions of law relating to the PenMar Development Corporation, its board of directors, and its powers to develop, manage, and control Fort Ritchie; transferring specified remaining real and personal property interests, along with specified contracts, leases, and liabilities from the Corporation to the Board of County Commissioners for Washington County; requiring any party that has an issue with the transfer from the Corporation to the Board to refer to the specified memorandum of understanding; etc.

EMERGENCY BILL

EC, § 11-301(b) - amended and §§ 11-501 through 11-520 - repealed

Assigned to: Finance

SB 205 **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, 2016; etc.

EFFECTIVE JULY 1, 2017

TG, § 10-307(e) - added

Assigned to: Budget and Taxation

SB 206 **Senator Feldman**

FINANCIAL INSTITUTIONS – QUALIFICATIONS OF DIRECTORS OF COMMERCIAL BANKS – RESIDENCY

Decreasing from a majority to at least 30%, the percentage of the directors of a commercial bank who are required to be residents of the State.

EFFECTIVE OCTOBER 1, 2017

FI, § 3-403 - amended

Assigned to: Finance

SB 207 **Senator Feldman**

CRIMINAL PROCEDURE – CHARGES AGAINST CORRECTIONAL OFFICER – REVIEW BY STATE’S ATTORNEY

Altering a definition to make specified provisions of law requiring State’s Attorney review of an application for a statement of charges against a law enforcement officer applicable to an application for a statement of charges against a correctional officer.

EFFECTIVE OCTOBER 1, 2017

CJ, § 2-608 - amended

Assigned to: Judicial Proceedings

SB 208 **Senators Young and Hough****CREATION OF A STATE DEBT – FREDERICK COUNTY – HERITAGE FREDERICK CAPITAL IMPROVEMENTS**

Authorizing the creation of a State Debt not to exceed \$37,500, the proceeds to be used as a grant to the Board of Directors of the Historical Society of Frederick County, Inc. for the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the headquarters building for Heritage Frederick, located in Frederick 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, 2017

Assigned to: Budget and Taxation

SB 209 **Senators Young and Hough****FREDERICK COUNTY – BEER AND WINE LICENSES – BARBERSHOPS**

Establishing in Frederick County a barbershop beer and wine license; requiring a recipient of the license to be a holder of a barbershop permit; authorizing a holder of the license to provide no more than 5 ounces of beer or wine by the glass for on-premises consumption by a customer when a barbering service is provided or a specified fund-raising event is held; prohibiting the license from being transferred to another location; specifying the hours that the license privilege may be exercised; specifying an annual license fee of \$100; etc.

EFFECTIVE JULY 1, 2017

AB, § 20-1001.2 - added

Assigned to: Education, Health, and Environmental Affairs

SB 210 **Senator Zucker****ALCOHOLIC BEVERAGES – CLASS 8 FARM BREWERY LICENSE HOLDERS – FOOD SERVICE**

Repealing the restriction on a holder of a Class 8 farm brewery license to sell or serve only specified types of food; and allowing the holder to sell and serve food if the holder is licensed to operate a food establishment.

EFFECTIVE JULY 1, 2017

AB, § 2-210 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 211 Cecil County Senators**CECIL COUNTY – ORPHANS’ COURT JUDGES – TRAVEL EXPENSE ALLOWANCE**

Increasing the allowance for traveling expenses for the judges of the Orphans’ Court for Cecil County from \$780 to \$1,500; and specifying that the allowance is to be paid by the county.

EFFECTIVE JULY 1, 2017

ET, § 2-108(a) and (i) - amended

Assigned to: Judicial Proceedings

SB 212 Senator Hershey**BALTIMORE METROPOLITAN COUNCIL – QUEEN ANNE’S COUNTY – MEMBERSHIP**

Adding to the Baltimore Metropolitan Council a member who is appointed by the Board of County Commissioners of Queen Anne’s County; providing that the new member serves at the pleasure of the Board; and providing that a Delegate or Senator who represents a district located in Queen Anne’s County may be appointed as a member of the Council.

EFFECTIVE OCTOBER 1, 2017

EC, § 13-303 - amended

Assigned to: Finance

SB 213 Senator Brochin**MARYLAND COLLEGE INVESTMENT PLAN – STATE CONTRIBUTION TO ACCOUNT HOLDERS – ALTERATIONS**

Altering the amount the State is required to contribute to account holders who make specified annual contributions to specified investment accounts in the Maryland College Investment Plan; and increasing from \$7,000,000 to \$14,000,000 in fiscal year 2019 and from \$10,000,000 to \$20,000,000 in fiscal year 2020 the amount of the appropriation the Governor is required to provide to fund specified State contributions.

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

EFFECTIVE JULY 1, 2017

ED, § 18-19A-04.1 - amended

Assigned to: Budget and Taxation

SB 214 **Senator Brochin, et al**

LOCAL GOVERNMENT – PUBLIC NUISANCES – RESTRICTION ON LOCAL “PADLOCK” LAWS

Prohibiting a county from enacting or enforcing a local law that authorizes the chief law enforcement officer to order the discontinuance of a public nuisance on any premises or the closing of the premises to the extent necessary to abate the nuisance, unless the local law provides for a hearing before a circuit court judge before the issuance of the order.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2017

LG, § 13-411 - added

Assigned to: Judicial Proceedings

SB 215 **Senator Kelley, et al**

JUVENILE COURT – JURISDICTION

Repealing provisions of law that exclude from the jurisdiction of the juvenile court a child of a specified age alleged to have committed specified offenses; repealing provisions of law governing the transfer of specified criminal cases to the juvenile court; etc.

EFFECTIVE OCTOBER 1, 2017

CJ, § 3-8A-03(d) and CP, §§ 10-215(a)(20) and 10-216(d) - amended and CP, §§ 4-202, 4-202.1, and 4-202.2 - repealed

Assigned to: Judicial Proceedings

SB 216 **Senator Kelley, et al**

MARYLAND CAREGIVERS SUPPORT COORDINATING COUNCIL – RENAMING AND ALTERING MEMBERSHIP AND DUTIES

Renaming the Maryland Caregivers Support Coordinating Council to be the Maryland Commission on Caregiving; altering the membership of the Commission to include specified members of the General Assembly; requiring the Governor to consider groups representing specified individuals when appointing members to the Commission; and requiring the Commission to provide ongoing analysis of best practices in family caregiver support programs and to monitor implementation of the Commission’s recommendations.

EFFECTIVE OCTOBER 1, 2017

HU, §§ 7-301 through 7-305 and 10-705(2) - amended

Assigned to: Finance

SB 217 **Senator Kelley, et al**

CRIMINAL LAW – SEXUAL OFFENSES – PHYSICAL RESISTANCE

Establishing that evidence of physical resistance by a victim is not required to prove that a sexual crime was committed; establishing that a specified provision of the Act may not be construed to affect the admissibility of evidence of actual physical resistance by a victim of a sexual crime; etc.

EFFECTIVE OCTOBER 1, 2017

CR, § 3-301 - amended and § 3-319.1 - added

Assigned to: Judicial Proceedings

SB 218 **Senators Middleton and Hershey**

PUBLIC UTILITIES – WATER COMPANIES AND SEWAGE DISPOSAL COMPANIES – RATE CASES AND PROCEEDINGS

Authorizing the technical staff of the Public Service Commission to assist a water company or a sewage disposal company in establishing a proposed just and reasonable rate; authorizing the technical staff to seek information from specified companies under specified circumstances; requiring the Commission to restrict the availability of specified staff–assisted rate cases to companies who gross annual revenues for a specified time period are below an amount determined by the Commission, not to exceed \$1,000,000; etc.

EFFECTIVE OCTOBER 1, 2017

PU, §§ 4-203 and 4-207 - amended

Assigned to: Finance

SB 219 **Senator Lee, et al**

CRIMINAL PROCEDURE – PRETRIAL RELEASE – VICTIM PROTECTION

Requiring that a confidential supplement to an application for statement of charges and a statement of probable cause provide for a request by an alleged victim or the victim’s representative for reasonable protections and registration with the State’s Victim Information and Notification Everyday vendor; etc.

EFFECTIVE OCTOBER 1, 2017

CP, § 5-201(a) - amended

Assigned to: Judicial Proceedings

SB 220 **Senator Lee, et al****POLICE TRAINING COMMISSION – TRAINING REQUIREMENTS – HUMAN TRAFFICKING**

Requiring the Police Training Commission to require that the entrance–level and in–service police training conducted by the State and each county and municipal police training school include specified training relating to the criminal laws concerning human trafficking and the appropriate treatment of victims of human trafficking; authorizing specified training to be conducted in person or online; etc.

EFFECTIVE OCTOBER 1, 2017

PS, § 3-207(a)(6) - amended and § 3-207(h) - added

Assigned to: Judicial Proceedings

SB 221 **Senator Lee, et al****ADULT ENTERTAINMENT ESTABLISHMENTS – NATIONAL HUMAN TRAFFICKING RESOURCE CENTER HOTLINE INFORMATION – SIGN POSTING REQUIREMENTS**

Requiring the owner of an adult entertainment establishment to post the National Human Trafficking Resource Center Hotline information sign in each restroom of the adult entertainment establishment in a specified manner; requiring an agency that determines a specified violation has occurred to notify the owner of the adult entertainment establishment or the owner’s agent of the violation; providing a maximum civil penalty of \$1,000 for each restroom without the specified notification; etc.

EFFECTIVE OCTOBER 1, 2017

BR, § 19-103 - amended

Assigned to: Judicial Proceedings

SB 222 **Senator Lee, et al****HUMAN TRAFFICKING – CIVIL ACTIONS – STATUTE OF LIMITATIONS**

Extending the statute of limitations applicable to specified civil actions relating to human trafficking; and providing that the Act may not be construed to apply retroactively to revive any action that was barred by the application of the period of limitation applicable before October 1, 2017.

EFFECTIVE OCTOBER 1, 2017

CJ, § 5-120 - added

Assigned to: Judicial Proceedings

SB 223 **Senator Lee, et al****CRIMINAL LAW AND PROCEDURE – SEX OFFENDERS AND POSSESSION OF CHILD PORNOGRAPHY – PENALTIES AND REGISTRATION REQUIREMENTS**

Altering the criminal penalty for possession of child pornography; requiring specified sex offender registrants to receive and pay for specified psychological counseling services; establishing a term during which a specified sex offender registrant is required to participate in specified psychological counseling services; requiring the Department of Public Safety and Correctional Services to adopt specified regulations; etc.

EFFECTIVE OCTOBER 1, 2017

CR, § 11-208 and CP, §§ 11-706 and 11-721 - amended and CP, § 11-704.3 - added

Assigned to: Judicial Proceedings

SB 224 **Senator Lee, et al****PUBLIC SAFETY – REGULATED FIREARMS – DEFINITION OF CONVICTED OF A DISQUALIFYING CRIME**

Altering a specified definition of “convicted of a disqualifying crime” to include a case in which a person received probation before judgment for assault in the second degree, unless the crime was a specified domestically related crime.

EFFECTIVE OCTOBER 1, 2017

PS, § 5-101(b-1) - amended

Assigned to: Judicial Proceedings

SB 225 **Senator Ramirez****CIVIL ACTIONS – NONECONOMIC DAMAGES – CATASTROPHIC INJURY**

Altering the maximum amount of noneconomic damages that may be recovered in health care malpractice and other civil actions for a catastrophic injury under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2017

CJ, §§ 3-2A-09(a) and (b) and 11-108 - amended

Assigned to: Judicial Proceedings

SB 226 **Senator Manno, et al****BIOTECHNOLOGY INVESTMENT TAX CREDIT – QUALIFIED MARYLAND BIOTECHNOLOGY COMPANY – DEFINITION**

Altering the definition of “qualified Maryland biotechnology company” to extend a specified period of time from a specified date that an active business may claim the biotechnology tax credit; and applying the Act to initial tax credit certificates issued after June 30, 2017.

EFFECTIVE JUNE 1, 2017

TG, § 10-725(a)(7) - amended

Assigned to: Budget and Taxation

SB 227 **Senator Salling, et al****GAMING – VIDEO LOTTERY OPERATION LICENSEES – CONFISCATION OF FAKE IDENTIFICATION**

Authorizing a video lottery operation licensee to confiscate the identification proffered by an individual to gain admittance to a video lottery facility if the licensee determines that the identification is fictitious or fraudulently altered; providing a specified immunity from liability for a licensee under specified circumstances; and requiring a licensee to return a specified identification to a specified organization within a specified period.

EFFECTIVE OCTOBER 1, 2017

SG, § 9-1A-24(c) - amended

Assigned to: Budget and Taxation

SB 228 **Senator Salling, et al****VIDEO LOTTERY TERMINALS – DISPOSITION OF UNCLAIMED WINNINGS**

Specifying that a jackpot won at a video lottery terminal that is not claimed by the winner within 182 days after the jackpot is won shall become the property of the State and be distributed in a specified manner.

EFFECTIVE OCTOBER 1, 2017

SG, § 9-1A-26 - amended

Assigned to: Budget and Taxation

SB 229 **Senator Cassilly, et al****CRIMINAL LAW – HOMICIDE BY MOTOR VEHICLE OR VESSEL WHILE IMPAIRED BY CONTROLLED DANGEROUS SUBSTANCE – PENALTIES**

Increasing penalties from 3 years to 5 years imprisonment for the crime of homicide by motor vehicle or vessel while impaired by a controlled dangerous substance.

EFFECTIVE OCTOBER 1, 2017

CR, § 2-506 - amended

Assigned to: Judicial Proceedings

SB 230 **Senator Middleton, et al****LABOR AND EMPLOYMENT – MARYLAND HEALTHY WORKING FAMILIES ACT**

Requiring employers that employ 15 or more employees to provide employees with earned sick and safe leave that is paid at the same wage rate as the employee normally earns; requiring employers with 14 or fewer employees to provide an employee with unpaid earned sick and safe leave; providing for the manner in which earned sick and safe leave is accrued; authorizing an employee to work additional hours or trade shifts with another employee under specified circumstances; applying the Act prospectively; etc.

EFFECTIVE JANUARY 1, 2018

LE, § 2-106(b) - amended and §§ 3-103(k) and 3-1301 through 3-1311 - added

Assigned to: Finance