

BY: Conference Committee

AMENDMENTS TO SENATE BILL NO. 636

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 3 down through “party;” in line 4; strike beginning with “file” in line 12 down through “require” in line 13 and substitute “request”; in line 24, after “occupations,” insert “and”; and in the same line, strike “, and recreational activities”.

On page 2, in line 1, after “support” insert “under certain circumstances”; in line 5, strike “creating certain liens” and substitute “establishing that unpaid child support constitutes a lien”; in line 6, strike “for unpaid child support”; in line 14, strike “or to perform certain services”; in line 18, after “grounds” insert “with a certain exception”; strike beginning with “authorizing” in line 19 down through “proceedings;” in line 20; and strike beginning with “providing” in line 28 down through “circumstances;” in line 29; in line 36, strike “, public service companies, and energy providers”; after line 43, insert:

“BY repealing and reenacting, without amendments,

Article - Family Law

Section 2-402 and 5-1039

Annotated Code of Maryland

(1991 Replacement Volume and 1996 Supplement)”;

in line 46, strike “2-402,”; and in line 47, strike “5-1039,”.

On page 3, in line 6, after “12-101,” insert “and”; and in the same line, strike “, and 12-202”.

AMENDMENT NO. 2

On page 4, in lines 16, 21, 23, and 24, in each instance, strike the brackets; and strike line 19 in its entirety.

(Over)

AMENDMENT NO. 3

On page 5, in line 15, strike “IS INTENDED” and substitute “MAY BE CONSTRUED”.

AMENDMENT NO. 4

On page 8, in line 32, after “AFFIDAVIT” insert “AND OF THE BENEFIT OF SEEKING LEGAL COUNSEL”.

AMENDMENT NO. 5

On page 9, strike beginning with “IN” in line 36 down through “TESTS” in line 38 and substitute “THE ADMINISTRATION MAY REQUEST THE MOTHER, CHILD, AND ALLEGED FATHER TO SUBMIT TO BLOOD OR GENETIC TESTS”.

On page 10, in line 1, strike “A PERSON” and substitute “THE MOTHER, CHILD, OR ALLEGED FATHER”; in the same line, strike “OBEY A DIRECTIVE FROM” and substitute “COMPLY WITH THE REQUEST OF”.

AMENDMENT NO. 6

On page 11, in line 21, after “PROCEEDING” insert “AND DUE CONSIDERATION BY THE COURT”.

On page 12, in line 16, strike “ALL”; in line 22, strike “confinement” and substitute “CHILDBIRTH”; and in line 28, strike “CONFINEMENT” and substitute “CHILDBIRTH”.

On page 14, in line 29, strike “AND” and substitute “OR”.

AMENDMENT NO. 7

On page 16, in line 26, strike “TO CARRY OUT ITS RESPONSIBILITIES UNDER STATE AND FEDERAL LAW” and substitute “IN ORDER TO ESTABLISH, MODIFY, OR ENFORCE A DUTY OF SUPPORT”; in line 35, after “DELIVERY;” insert “OR”; and in line 36, strike “; OR” and substitute a period.

On page 17, strike in its entirety line 1.

AMENDMENT NO. 8

On page 17, in line 25, after “(A)” insert “(1)”; in line 27, strike “(1)” and substitute “(2)”; in lines 32 and 33, strike “: 1.”; and in line 34, strike “; OR” and substitute a period.

On page 18, strike in their entirety lines 1 through 3, inclusive; in line 20, after the semicolon,

insert "AND"; strike line 21 in its entirety; and in line 22, strike "15." and substitute "14.".

On page 19, in lines 17 and 18, strike "A REPORT" and substitute "THE FOLLOWING INFORMATION"; in the same line, strike the period; in line 19, strike "(2) THE REPORT,"; in lines 20 and 21, strike ", SHALL CONTAIN"; in lines 27 and 29, strike "(3)" and "(4)", respectively, and substitute "(2)" and "(3)", respectively; in line 27, strike "REPORT" and substitute "INFORMATION"; in line 30, strike "COMPLIED" and substitute "COMPILED" in line 33, strike "DIRECT" and substitute "REQUEST"; and in line 36, strike "2 MONTHS PAYMENTS" and substitute "120 DAYS".

On page 20, in line 13, after "(1)" insert "AT LEAST 30 DAYS"; in the same line, strike "DIRECTING" and substitute "REQUESTING"; and in line 31 strike "20" and substitute "30".

On page 21, in line 25, strike "IF" and substitute "WITHIN 10 DAYS AFTER THE OCCURRENCE OF ANY OF THE FOLLOWING EVENTS"; in line 32, strike "6" and substitute "4"; and in line 37, after "SHALL" insert "IMMEDIATELY".

AMENDMENT NO. 9

On page 22, in line 23, strike "REGULAR MAIL" and substitute "CERTIFIED MAIL, RETURN RECEIPT REQUESTED, AND FIRST-CLASS MAIL".

On page 23, in line 1, strike "IN ANY AMOUNT"; after line 1, insert:

"(2) THE AMOUNT OF THE ARREARAGE;"

and in lines 2 and 3, strike "(2)" and "(3)", respectively, and substitute "(3)" and "(4)", respectively.

AMENDMENT NO. 10

On page 26, strike beginning with "OR" in line 29 down through "CONSERVATOR" in line 30; strike line 36 in its entirety; and in line 37, strike "(4)" and substitute "(3)".

On page 27, in lines 1, 3, and 6, strike "(5)", "(6)", and "(7)", respectively, and substitute "(4)", "(5)", and "(6)", respectively; strike beginning with "THE" in line 3 down through "AND" in

(Over)

line 4; and strike beginning with “BY” in line 4 down through “INTERCOURSE” in line 5, and substitute “IN THIS STATE”.

On page 30, in line 2, after “BE” insert “SO”; and in line 6, after “DETERMINATION” insert “IN ACCORDANCE WITH THE MARYLAND RULES”.

On page 31, in line 36, strike “DOCUMENTS” and substitute “DOCUMENT”.

On page 33, strike beginning with “OR” in line 34 down through “INDIVIDUAL” in line 35.

On page 35, in line 11, strike the brackets; and in the same line, strike “SHALL”.

On page 36, in line 10, after “TRANSMISSION” insert “UNLESS THE DOCUMENTARY EVIDENCE IS SHOWN TO VARY IN A SUBSTANTIAL OR RELEVANT MANNER FROM THE ORIGINAL”; strike in their entirety lines 16 through 18, inclusive; and in lines 19 and 21, strike “(H)” and “(I)”, respectively, and substitute “(G)” and “(H)”, respectively.

On page 41, in lines 13 and 15, in each instance, strike the bracket.

On page 43, in line 32, strike “aspect” and substitute “PROVISION”; and in line 36, strike “ASPECTS” and substitute “PROVISIONS”.

AMENDMENT NO. 11

On page 47, in line 7, strike “CONFINEMENT” and substitute “CHILDBIRTH”; strike in their entirety lines 12 through 20, inclusive; in lines 21 and 28, strike “(B)” and “(C)”, respectively, and substitute “(A)” and “(B)”, respectively; in lines 22, 23, and 26, in each instance, strike the brackets; in line 28, strike “To” and substitute “IN ACCORDANCE WITH SUBSECTIONS (C) AND (D) OF THIS SECTION, TO”; in line 29, strike “request IN WRITING” and substitute “RECEIVE”; and in line 31, strike “FINANCIAL INSTITUTION,”.

On page 48, in line 4, strike “(D)” and substitute “(C)”; strike beginning with “PUBLIC” in line 6 down through “INSTITUTION,”; in line 7, strike beginning with “PUBLIC” in line 22 down through “INSTITUTION,” in line 23; strike beginning with the second comma in line 26 down through “INSTITUTION,” in line 27; strike beginning with “, PUBLIC” in line 29 down through

“INSTITUTION,” in line 30; in line 31, strike “, CUSTOMER,”; strike beginning with “, PUBLIC” in line 32 down through “INSTITUTION,” in line 33.

On page 49, strike in their entirety, lines 1 through 8, inclusive, and substitute:

“(D) (1) IN ACCORDANCE WITH A SUBPOENA ISSUED BY THE ADMINISTRATION UNDER § 10-108.4 OF THIS ARTICLE, A PUBLIC SERVICE COMPANY OR ENERGY PROVIDER SHALL PROVIDE, IF AVAILABLE:

(I) A PERSON’S NAME AND ADDRESS; AND

(II) THE NAME AND ADDRESS OF THE PERSON’S EMPLOYER.

(2) IF A PUBLIC SERVICE COMPANY OR ENERGY PROVIDER FAILS TO COMPLY WITH A SUBPOENA ISSUED BY THE ADMINISTRATION, THE ADMINISTRATION SHALL HAVE AVAILABLE THE REMEDIES PROVIDED UNDER § 10-108.4 OF THIS ARTICLE.

(E) AN EMPLOYER, PUBLIC SERVICE COMPANY, ENERGY PROVIDER, OR LABOR UNION THAT COMPLIES WITH A REQUEST FROM THE ADMINISTRATION MADE UNDER THIS SECTION IS NOT LIABLE UNDER STATE LAW TO ANY PERSON FOR ANY:

(1) DISCLOSURE OF INFORMATION TO THE ADMINISTRATION UNDER THIS SECTION; OR

(2) OTHER ACTION TAKEN IN GOOD FAITH TO COMPLY WITH THE REQUIREMENTS OF THIS SECTION.”.

On pages 49 through 51, strike in their entirety the lines beginning with line 15 on page 49 through line 2 on page 51, inclusive.

AMENDMENT NO. 12

(Over)

On page 51, in line 25, after “REQUEST” insert “OR SUBPOENA”; and in line 27, after “§ 10-108.2” insert “OR §10-108.4”.

AMENDMENT NO. 13

On page 52, strike in their entirety lines 21 through 25, inclusive, and substitute:

“(2) IF AN EMPLOYING UNIT CHOOSES TO TRANSMIT DATA MAGNETICALLY OR ELECTRONICALLY AT A RATE OF TWICE PER MONTH, THEN THE REPORT MUST BE SUBMITTED NOT LESS THAN 12 DAYS OR MORE THAN 16 DAYS APART.”.