

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 1007

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “licensing;” insert “exempting a certain county from this Act; defining a certain term;”; after line 21, insert:

“BY repealing and reenacting, with amendments,

Article 38A - Fires and Investigations

Section 14A(a)

Annotated Code of Maryland

(1997 Replacement Volume)”;

and in lines 16 and 21, in each instance, strike “(1993 Replacement Volume and 1996 Supplement)” and substitute “(1997 Replacement Volume)”.

AMENDMENT NO. 2

On page 2, in line 7, after “(1)” insert “IN THIS SECTION, “PERSON” MEANS AN INDIVIDUAL, RECEIVER, TRUSTEE, GUARDIAN, PERSONAL REPRESENTATIVE, FIDUCIARY, REPRESENTATIVE OF ANY KIND, PARTNERSHIP, FIRM, ASSOCIATION, CORPORATION, OR OTHER ENTITY.

(2)”;

and in lines 13 and 23, strike “(2)” and “(3)”, respectively, and substitute “(3)” and “(4)”, respectively.

AMENDMENT NO. 3

On page 2, after line 13, insert:

(Over)

“(I) LICENSE FIRE SPRINKLER CONTRACTORS;”;

and in lines 14, 15, 16, 17, 18, 19, and 20, strike “(I)”, “(II)”, “(III)”, “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively, and substitute “(II)”, “(III)”, “(IV)”, “(V)”, “(VI)”, “(VII)”, and “(IX)”, respectively.

AMENDMENT NO. 4

On page 2, in line 19, strike the semicolon and substitute “, PROVIDED THAT THERE IS NO CONFLICT WITH § 12-101(J) OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE;”

(VIII) DEFINE SPRINKLER CONTRACTOR;”;

in line 20, before “DENY”, insert “ESTABLISH PROCEDURES FOR THE STATE FIRE MARSHAL TO”; in line 27, strike “AN INDIVIDUAL” and substitute “A PERSON”; in line 29, strike “AN ORGANIZATION” and substitute “A PERSON”; and in line 31, strike “ORGANIZATION” and substitute “PERSON”.

AMENDMENT NO. 5

On page 3, strike beginning with the third “OR” in line 8 through “(IV)” in line 9 and substitute:

“(IV) INSTALLATION OF A LIMITED AREA FIRE SPRINKLER SYSTEM OR EMERGENCY TEMPORARY REPAIRS PERFORMED BY A LICENSED PLUMBER IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE STATE FIRE PREVENTION COMMISSION; OR

(V)”.

AMENDMENT NO. 6

On page 3, after line 12, insert:

“(4) SUBSECTIONS (F) AND (G) OF THIS SECTION DO NOT APPLY TO MONTGOMERY COUNTY.”.

AMENDMENT NO. 7

On page 3, in line 18, strike “AND”; strike beginning with “PAY” in line 19 down through

“STATE.” in line 20, and substitute “ESTABLISH A SCHEDULE OF FEES FOR LICENSES ISSUED UNDER THIS SECTION USING DOLLAR AMOUNTS THAT WILL RECOVER BUT NOT EXCEED THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH THE ISSUANCE OF THE LICENSES; AND”.

AMENDMENT NO. 8

On page 3, after line 20, insert:

“(4) INVESTIGATE COMPLAINTS RELATED TO VIOLATIONS OF THIS LICENSING SUBTITLE.

14A.

(a) Notwithstanding any provisions in §§ 1 through 14 of this article, the powers, duties and jurisdiction conferred by these sections upon the State Fire Prevention Commission and the State Fire Marshal and any code, regulation or practice promulgated by them under the authority thereof shall not apply to or within Baltimore City except THOSE PROVISIONS OF §§ 3 AND 8 OF THIS ARTICLE THAT PERTAIN TO THE LICENSING OF FIRE SPRINKLER CONTRACTORS AND on properties owned or operated by the State of Maryland. The State Fire Code shall apply in Baltimore City to hospitals, nursing homes and similar institutions which require State licensure.”.