

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL NO. 309

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and V. Turner” and substitute “V. Turner, Hurson, Hammen, Boutin, Bromwell, Elliott, Kach, McDonough, Pendergrass, Rosenberg, Rudolph, Smigiel, and Weldon”; in line 5, strike “terms,”; in line 7, after “dates;” insert “requiring the Advisory Council to conduct a certain study and to report to certain committees of the General Assembly on or before a certain date; providing for the termination of this Act;”; and in line 11, strike “13-2107” and substitute “13-2108”.

AMENDMENT NO. 2

On page 3, in lines 9 and 10, in each instance, strike “28” and substitute “15”; in line 20, after “DESIGNEE;” insert “AND”; strike in their entirety lines 21 through 24, inclusive; and in lines 25 and 26, in each instance, strike “21” and substitute “10”.

On pages 3 and 4, strike in their entirety the lines beginning with line 27 on page 3 through line 29 on page 4, inclusive, and substitute:

“(I) TWO SHALL BE REPRESENTATIVES FROM TWO OF THE FOLLOWING BUSINESSES AND INDUSTRIES:

1. FOOD PROCESSORS;
2. FOOD MANUFACTURERS;
3. THE RETAIL INDUSTRY;
4. THE SOFT DRINK INDUSTRY; OR

(Over)

5. A MEMBER OF THE RESTAURANT ASSOCIATION OR A RESTAURANT OWNER;

(II) TWO SHALL BE REPRESENTATIVES FROM TWO DIFFERENT NONPROFIT ORGANIZATIONS THAT WORK WITH OBESITY-RELATED ISSUES;

(III) ONE SHALL BE A PUBLIC SAFETY OFFICIAL;

(IV) ONE SHALL BE A PHYSICAL FITNESS EXPERT OR MEMBER OF THE STATE PHYSICAL FITNESS COUNCIL;

(V) ONE SHALL BE A REPRESENTATIVE FROM A SCHOOL OF PUBLIC HEALTH OR A PUBLIC HEALTH OFFICIAL;

(VI) ONE SHALL BE A PEDIATRICIAN OR A PEDIATRIC NURSE;

(VII) ONE SHALL BE AN ACTIVE MEMBER OF A PARENT TEACHER ASSOCIATION; AND

(VIII) ONE SHALL BE A REPRESENTATIVE OF THE OFFICE FOR CHILDREN, YOUTH, AND FAMILIES.”.

On pages 4 and 5, strike in their entirety the lines beginning with line 30 on page 4 through line 2 on page 5, inclusive, and substitute:

“(B) THE GOVERNOR SHALL APPOINT MEMBERS OF THE ADVISORY COUNCIL SO THAT ITS MEMBERSHIP REFLECTS THE GEOGRAPHIC, RACIAL, ETHNIC, AND GENDER MAKEUP OF THE POPULATION OF THE STATE.”.

On page 5, in line 5, strike “FOR A 3-YEAR TERM”.

AMENDMENT NO. 3

On page 5, after line 15, insert “THE COUNCIL MAY CONSULT WITH EXPERTS, CREATE SUBCOMMITTEES, AND HOLD PUBLIC HEARINGS TO CARRY OUT THE PROVISIONS OF THIS SUBTITLE.

13-2107.”.

AMENDMENT NO. 4

On page 6, in line 18, strike “EVERY 2 YEARS THEREAFTER” and substitute “ON OR BEFORE JUNE 1, 2008,”; in line 17, strike “13-2107.” and substitute “13-2108.”; and after line 21, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Advisory Council shall:

(a) in consultation with the Maryland Health Care Commission, the Maryland Insurance Administration, health insurance carriers, and representatives from the business community, study the evaluation conducted by the Maryland Health Care Commission in January 2004 on the proposed mandate to expand child wellness coverage to include treatment, counseling, and prevention of obesity for children and youth; and

(b) on or before January 1, 2005, report to the Senate Finance Committee and the House Health and Government Operations Committee, in accordance with § 2-1246 of the State Government Article, on the Advisory Council’s recommendations for expanding a child wellness coverage mandate.”.

AMENDMENT NO. 5

On page 6, in line 22, strike “2.” and substitute “3.”; in line 23, after “2004.” insert “It shall remain effective for a period of 4 years and 1 month and, at the end of June 30, 2008, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.