

# HOUSE BILL 117

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CF 7lr1616

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By: **The Speaker (By Request – Department of Legislative Services)**

Introduced and read first time: January 16, 2017

Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Elevator Safety Review Board – Sunset Extension, Program Evaluation, and**  
3 **Reporting Requirement**

4 FOR the purpose of continuing the Elevator Safety Review Board in accordance with the  
5 provisions of the Maryland Program Evaluation Act (sunset law) by extending to a  
6 certain date the termination provisions relating to the statutory and regulatory  
7 authority of the Board; requiring that an evaluation of the Board and the statutes  
8 and regulations that govern the Board be performed on or before a certain date;  
9 requiring the Board to study and make recommendations regarding certain matters;  
10 requiring the Board to report its findings and recommendations to the Department  
11 of Legislative Services, the Senate Finance Committee, and the House Economic  
12 Matters Committee on or before a certain date; and generally relating to the Elevator  
13 Safety Review Board.

14 BY repealing and reenacting, with amendments,  
15 Article – Public Safety  
16 Section 12–842  
17 Annotated Code of Maryland  
18 (2011 Replacement Volume and 2016 Supplement)

19 BY repealing and reenacting, without amendments,  
20 Article – State Government  
21 Section 8–403(a)  
22 Annotated Code of Maryland  
23 (2014 Replacement Volume and 2016 Supplement)

24 BY repealing and reenacting, with amendments,  
25 Article – State Government  
26 Section 8–403(b)(17)  
27 Annotated Code of Maryland  
28 (2014 Replacement Volume and 2016 Supplement)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
2 That the Laws of Maryland read as follows:

3 **Article – Public Safety**

4 12–842.

5 Subject to the evaluation and reestablishment provisions of the Maryland Program  
6 Evaluation Act, the provisions of this title that create or relate to the Board and any  
7 regulations adopted by the Board shall terminate and be of no effect after July 1, [2019]  
8 **2029**.

9 **Article – State Government**

10 8–403.

11 (a) On or before December 15 of the evaluation year specified, the Department  
12 shall:

13 (1) conduct a preliminary evaluation of each governmental activity or unit  
14 to be evaluated under this section; and

15 (2) prepare a report on each preliminary evaluation conducted.

16 (b) Each of the following governmental activities or units and the statutes and  
17 regulations that relate to the governmental activities or units are subject to preliminary  
18 evaluation in the evaluation year specified:

19 (17) Elevator Safety Review Board (§§ 12–819 through 12–841 of the Public  
20 Safety Article: [2016] **2026**);

21 SECTION 2. AND BE IT FURTHER ENACTED, That:

22 (a) On or before October 1, 2018, the Elevator Safety Review Board shall submit  
23 a report to the Department of Legislative Services and, in accordance with § 2–1246 of the  
24 State Government Article, to the Senate Finance Committee and the House Economic  
25 Matters Committee on:

26 (1) the results of the Board’s assessment of licensing activity and its  
27 projected revenues and expenditures; and

28 (2) how the Board plans to ensure that it has sufficient funding to continue  
29 operating.

30 (b) The report shall include discussion on options related to:

1           (1)    reducing spending;

2           (2)    increasing the license fees charged by the Board to the maximum  
3 allowed under § 12–824(b) of the Public Safety Article;

4           (3)    increasing the maximum license fees authorized under § 12–824(b) of  
5 the Public Safety Article;

6           (4)    the feasibility of increasing the inspection and registration fees  
7 collected under § 12–809(c) and (d) of the Public Safety Article that support the Elevator  
8 Safety Review Board Fund; and

9           (5)    modifying the reversion requirement in § 12–824.1(j) of the Public  
10 Safety Article to allow the Board to retain a greater percentage of the Elevator Safety  
11 Review Board Fund balance annually.

12           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
13 October 1, 2017.