

SENATE BILL 149

M1, M2

8lr0821
CF HB 104

By: **Senator Astle**

Introduced and read first time: January 12, 2018

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 6, 2018

CHAPTER _____

1 AN ACT concerning

2 **Natural Resources – Electronic Licensing – Voluntary Donations**

3 FOR the purpose of requiring the Department of Natural Resources to establish a process
4 through which an individual who ~~obtains~~ purchases a license, permit, or registration
5 through the electronic licensing system may make a voluntary monetary donation to
6 the Chesapeake Bay Trust and the Chesapeake and Atlantic Coastal Bays 2010
7 Trust Fund at the time the license, permit, or registration is ~~obtained~~ purchased in
8 accordance with certain requirements; requiring the Department to collect the
9 donations made under this Act and distribute the proceeds in a certain manner;
10 establishing authorized uses of funds donated under this Act; establishing a certain
11 annual reporting requirement; and generally relating to the establishment of a
12 voluntary donation process through the electronic licensing system of the
13 Department of Natural Resources.

14 BY repealing and reenacting, with amendments,
15 Article – Natural Resources
16 Section 1–403
17 Annotated Code of Maryland
18 (2012 Replacement Volume and 2017 Supplement)

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

21 **Article – Natural Resources**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 1-403.

2 (a) Notwithstanding any other provision of this article, the Department may
3 develop and implement an electronic system for the sale and issuance of licenses, permits,
4 and registrations and the recording and releasing of security interests.

5 (b) The electronic system may include provisions for:

6 (1) Recording titling and registration data;

7 (2) Recording and releasing liens without the issuance of a security interest
8 filing; and

9 (3) Recording information relating to an application for a license, permit,
10 or registration.

11 (c) The Department shall develop the electronic system consistent with the
12 statewide information technology master plan developed under Title 3A, Subtitle 3 of the
13 State Finance and Procurement Article.

14 (d) The Department may adopt regulations to:

15 (1) Implement the electronic system authorized under this section; and

16 (2) Determine the appropriate fee levels that may be charged by a vendor
17 and by the Department for the electronic transmission service.

18 **(E) (1) (I) THE DEPARTMENT SHALL ESTABLISH A PROCESS THROUGH**
19 **WHICH AN INDIVIDUAL WHO ~~OBTAINS~~ PURCHASES A LICENSE, PERMIT, OR**
20 **REGISTRATION THROUGH THE ELECTRONIC SYSTEM MAY MAKE A VOLUNTARY**
21 **MONETARY DONATION TO THE CHESAPEAKE BAY TRUST AND THE CHESAPEAKE**
22 **AND ATLANTIC COASTAL BAYS 2010 TRUST FUND AT THE TIME THE LICENSE,**
23 **PERMIT, OR REGISTRATION IS ~~OBTAINED~~ PURCHASED.**

24 **(II) THE DONATION PROCESS ESTABLISHED IN SUBPARAGRAPH**
25 **(I) OF THIS PARAGRAPH:**

26 **1. SHALL BE MADE AVAILABLE ONLY TO AN INDIVIDUAL**
27 **PURCHASING DIRECTLY THROUGH THE ELECTRONIC SYSTEM; AND**

28 **2. MAY NOT BE MADE AVAILABLE TO AN INDIVIDUAL**
29 **PURCHASING THROUGH AN AUTHORIZED VENDOR.**

30 **(2) THE DEPARTMENT SHALL:**

1 (I) COLLECT ANY DONATIONS MADE UNDER THIS SUBSECTION;
2 AND

3 (II) DISTRIBUTE THE PROCEEDS OF THE DONATIONS AS
4 FOLLOWS:

5 1. 50% TO THE CHESAPEAKE BAY TRUST ESTABLISHED
6 UNDER § 8-1902 OF THIS ARTICLE; AND

7 2. 50% TO THE CHESAPEAKE AND ATLANTIC COASTAL
8 BAYS 2010 TRUST FUND ESTABLISHED UNDER § 8-2A-02 OF THIS ARTICLE.

9 (3) (I) THE CHESAPEAKE BAY TRUST MAY USE THE FUNDS IT
10 RECEIVES UNDER THIS SUBSECTION ONLY TO PROVIDE GRANTS AND OTHER
11 RESOURCES TO NONPROFIT ORGANIZATIONS, COMMUNITY ASSOCIATIONS, CIVIC
12 GROUPS, SCHOOLS, OR PUBLIC AGENCIES FOR PROJECTS TO ENHANCE OR
13 PROMOTE:

14 1. PUBLIC EDUCATION, INCLUDING THE PUBLICATION
15 OR PRODUCTION OF EDUCATIONAL MATERIALS, CONCERNING THE CHESAPEAKE
16 BAY, THE MARYLAND COASTAL BAYS, THE YOUGHIOGHENY WATERSHED, AND
17 OTHER NATURAL RESOURCES;

18 2. THE PRESERVATION OR ENHANCEMENT OF WATER
19 QUALITY AND FISH OR WILDLIFE HABITAT;

20 3. THE RESTORATION OF AQUATIC OR LAND
21 RESOURCES;

22 4. REFORESTATION; AND

23 5. TRAINING IN ENVIRONMENTAL STUDIES OR
24 ENHANCEMENT.

25 (II) FUNDS DISTRIBUTED TO THE CHESAPEAKE AND ATLANTIC
26 COASTAL BAYS 2010 TRUST FUND MAY BE USED TO PROVIDE FINANCIAL
27 ASSISTANCE NECESSARY TO ADVANCE MARYLAND'S PROGRESS IN MEETING THE
28 GOALS ESTABLISHED IN THE 2014 CHESAPEAKE BAY WATERSHED AGREEMENT
29 AND TO RESTORE THE HEALTH OF THE ATLANTIC COASTAL BAYS BY FOCUSING ON
30 NONPOINT SOURCE POLLUTION CONTROL PROJECTS, AS AUTHORIZED UNDER TITLE
31 8, SUBTITLE 2A OF THIS ARTICLE.

32 (4) ON OR BEFORE DECEMBER 1 EACH YEAR, THE DEPARTMENT
33 SHALL REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE

1 STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON THE COLLECTION,
2 DISTRIBUTION, AND EXPENDITURE OF ANY VOLUNTARY MONETARY DONATIONS
3 MADE UNDER THIS SUBSECTION IN THE PREVIOUS FISCAL YEAR.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2018.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.