

SENATE BILL 112

P1, P5

9lr0434
CF HB 58

By: **The President**

Introduced and read first time: January 16, 2019

Assigned to: Rules

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 21, 2019

CHAPTER _____

1 AN ACT concerning

2 **Mandated Reports and Statutory Commissions, Councils, and Committees –**
3 **Revisions**

4 FOR the purpose of repealing certain reporting requirements that are obsolete,
5 unnecessary, or duplicative; consolidating certain reporting requirements for
6 efficiency; codifying certain reporting requirements for transparency; modifying
7 certain reporting requirements for practicality; repealing the requirement that the
8 Council for the Procurement of Health, Education, and Social Services establish a
9 certain workgroup; repealing the Maryland Advisory Council for Virtual Learning;
10 repealing the Joint Committee on Base Realignment and Closure; repealing the
11 Commission on the Capital City; repealing the Commission to Coordinate the Study,
12 Commemoration, and Impact of Slavery’s History and Legacy in Maryland; repealing
13 the Maryland Business Tax Reform Commission; making stylistic and conforming
14 changes; and generally relating to mandated reports and statutory commissions,
15 councils, and committees.

16 BY repealing and reenacting, with amendments,
17 Article – Agriculture
18 Section 8–804(a) and 8–807
19 Annotated Code of Maryland
20 (2016 Replacement Volume and 2018 Supplement)

21 BY repealing and reenacting, with amendments,
22 Article – Business Occupations and Professions
23 Section 12–205(c)

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 Annotated Code of Maryland
2 (2018 Replacement Volume)
- 3 BY repealing and reenacting, with amendments,
4 Article – Business Regulation
5 Section 8–204(c)
6 Annotated Code of Maryland
7 (2015 Replacement Volume and 2018 Supplement)
- 8 BY adding to
9 Article – Economic Development
10 Section 4–107 and 14–302
11 Annotated Code of Maryland
12 (2018 Replacement Volume)
- 13 BY repealing and reenacting, with amendments,
14 Article – Economic Development
15 Section 14–102
16 Annotated Code of Maryland
17 (2018 Replacement Volume)
- 18 BY repealing
19 Article – Education
20 Section 2–107, 5–402, 6–118(f), and 7–1002(e); and 7–10B–01 through 7–10B–06 and
21 the subtitle “Subtitle 10B. Maryland Advisory Council for Virtual Learning”
22 Annotated Code of Maryland
23 (2018 Replacement Volume and 2018 Supplement)
- 24 BY repealing and reenacting, with amendments,
25 Article – Education
26 Section 5–217(k), 7–119(d), 7–203(f), 7–204(c), 12–105(a)(1)(iii), 22–303, 23–105(e),
27 and 23–106(b)(4)
28 Annotated Code of Maryland
29 (2018 Replacement Volume and 2018 Supplement)
- 30 BY adding to
31 Article – Education
32 Section 8–311(f) and 9.5–112
33 Annotated Code of Maryland
34 (2018 Replacement Volume and 2018 Supplement)
- 35 BY repealing and reenacting, with amendments,
36 Article – Election Law
37 Section 3–204(c)(3) and (4)
38 Annotated Code of Maryland
39 (2017 Replacement Volume and 2018 Supplement)

- 1 BY repealing and reenacting, with amendments,
2 Article – Environment
3 Section 2–107(c)(3)
4 Annotated Code of Maryland
5 (2013 Replacement Volume and 2018 Supplement)
- 6 BY repealing
7 Article – Environment
8 Section 2–1209
9 Annotated Code of Maryland
10 (2013 Replacement Volume and 2018 Supplement)
- 11 BY repealing
12 Article – General Provisions
13 Section 4–501(c)(6)
14 Annotated Code of Maryland
15 (2014 Volume and 2018 Supplement)
- 16 BY repealing and reenacting, with amendments,
17 Article – General Provisions
18 Section 8–110
19 Annotated Code of Maryland
20 (2014 Volume and 2018 Supplement)
- 21 BY repealing
22 Article – Health – General
23 Section 13–1003(f), 13–1103(g), 19–108.2(h), 19–143(b), (c), and (g), 19–214(e),
24 19–310.3(d), and 19–14B–01(f)
25 Annotated Code of Maryland
26 (2015 Replacement Volume and 2018 Supplement)
- 27 BY repealing and reenacting, with amendments,
28 Article – Health – General
29 Section 13–1004(d), 15–407, 19–108.2(i), 19–134(e)(4)(ii), 19–143(d) through (f), (h),
30 and (i), and 19–207(b)(6)(iii) and (iv) and (9)
31 Annotated Code of Maryland
32 (2015 Replacement Volume and 2018 Supplement)
- 33 BY adding to
34 Article – Health – General
35 Section 19–207(b)(6)(iv)
36 Annotated Code of Maryland
37 (2015 Replacement Volume and 2018 Supplement)
- 38 BY adding to
39 Article – Human Services
40 Section 8–605

- 1 Annotated Code of Maryland
2 (2007 Volume and 2018 Supplement)
- 3 BY repealing and reenacting, with amendments,
4 Article – Human Services
5 Section 10–206
6 Annotated Code of Maryland
7 (2007 Volume and 2018 Supplement)
- 8 BY adding to
9 Article – Insurance
10 Section 15–10B–20(e)
11 Annotated Code of Maryland
12 (2017 Replacement Volume and 2018 Supplement)
- 13 BY repealing and reenacting, with amendments,
14 Article – Insurance
15 Section 15–1205(d)(3)
16 Annotated Code of Maryland
17 (2017 Replacement Volume and 2018 Supplement)
- 18 BY repealing
19 Article – Insurance
20 Section 15–1705
21 Annotated Code of Maryland
22 (2017 Replacement Volume and 2018 Supplement)
- 23 BY repealing and reenacting, with amendments,
24 Article – Labor and Employment
25 Section 11–401(6) and (7)
26 Annotated Code of Maryland
27 (2016 Replacement Volume and 2018 Supplement)
- 28 BY repealing
29 Article – Labor and Employment
30 Section 11–401(8)
31 Annotated Code of Maryland
32 (2016 Replacement Volume and 2018 Supplement)
- 33 BY repealing and reenacting, with amendments,
34 Article – Natural Resources
35 Section 4–11A–03.2(c)(1)(i)
36 Annotated Code of Maryland
37 (2018 Replacement Volume)
- 38 BY repealing and reenacting, with amendments,
39 Article – Public Safety

- 1 Section 2–307(b) and 8–105
2 Annotated Code of Maryland
3 (2018 Replacement Volume)
- 4 BY repealing
5 Article – Public Safety
6 Section 12–824.1(l)
7 Annotated Code of Maryland
8 (2018 Replacement Volume)
- 9 BY adding to
10 Article – Public Safety
11 Section 13–410
12 Annotated Code of Maryland
13 (2018 Replacement Volume)
- 14 BY repealing
15 Article – Public Utilities
16 Section 7–211(m)(5), 7–505(e), and 7–510(a)(3)
17 Annotated Code of Maryland
18 (2010 Replacement Volume and 2018 Supplement)
- 19 BY repealing and reenacting, with amendments,
20 Article – Public Utilities
21 Section 7–510(a)(4)
22 Annotated Code of Maryland
23 (2010 Replacement Volume and 2018 Supplement)
- 24 BY repealing and reenacting, with amendments,
25 Article – State Finance and Procurement
26 Section 2–206(f)(2), 14–409(c), and 15–111(d) and (e)
27 Annotated Code of Maryland
28 (2015 Replacement Volume and 2018 Supplement)
- 29 BY repealing
30 Article – State Finance and Procurement
31 Section 14–208, 14–303(a)(1)(iii), 14–409(b), and 15–111(c)
32 Annotated Code of Maryland
33 (2015 Replacement Volume and 2018 Supplement)
- 34 BY repealing
35 Article – State Government
36 Section 2–10A–01(j) and 2–10A–12; 9–401 through 9–407 and the subtitle “Subtitle
37 4. Commission on the Capital City”; and 9–701 and the subtitle “Subtitle 7.
38 Commission to Coordinate the Study, Commemoration, and Impact of
39 Slavery’s History and Legacy in Maryland”
40 Annotated Code of Maryland

- 1 (2014 Replacement Volume and 2018 Supplement)
- 2 BY repealing and reenacting, with amendments,
3 Article – State Government
4 Section 2–10A–11(h)
5 Annotated Code of Maryland
6 (2014 Replacement Volume and 2018 Supplement)
- 7 ~~BY repealing and reenacting, with amendments,
8 Article – Tax – General
9 Section 10–730(e)(2)
10 Annotated Code of Maryland
11 (2016 Replacement Volume and 2018 Supplement)~~
- 12 BY repealing
13 Article – Transportation
14 Section 8–508(d)
15 Annotated Code of Maryland
16 (2015 Replacement Volume and 2018 Supplement)
- 17 BY repealing
18 Chapter 358 of the Acts of the General Assembly of 1993
19 Section 3
- 20 BY repealing
21 Chapter 555 of the Acts of the General Assembly of 1993
22 Section 2
- 23 BY repealing
24 Chapter 628 of the Acts of the General Assembly of 1993
25 Section 2
- 26 BY repealing
27 Chapter 324 of the Acts of the General Assembly of 1998
28 Section 13
- 29 BY repealing
30 Chapter 325 of the Acts of the General Assembly of 1998
31 Section 13
- 32 BY repealing
33 Chapter 617 of the Acts of the General Assembly of 1998
34 Section 4
- 35 BY repealing
36 Chapter 140 of the Acts of the General Assembly of 2002
37 Section 2

- 1 BY repealing
2 Chapter 5 of the Acts of the General Assembly of 2003
3 Section 12(7)
- 4 BY repealing
5 Chapter 207 of the Acts of the General Assembly of 2003
6 Section 4
- 7 BY repealing
8 Chapter 295 of the Acts of the General Assembly of 2003
9 Section 2
- 10 BY repealing
11 Chapter 403 of the Acts of the General Assembly of 2003
12 Section 3
- 13 BY repealing
14 Chapter 302 of the Acts of the General Assembly of 2004
15 Section 2
- 16 BY repealing
17 Chapter 445 of the Acts of the General Assembly of 2006
18 Section 3
- 19 BY repealing
20 Chapter 485 of the Acts of the General Assembly of 2007
21 Section 2
- 22 BY repealing
23 Chapter 592 of the Acts of the General Assembly of 2007
24 Section 4
- 25 BY repealing
26 Chapter 583 of the Acts of the General Assembly of 2008
27 Section 3 and 4
- 28 BY repealing
29 Chapter 350 of the Acts of the General Assembly of 2012
30 Section 2
- 31 BY repealing
32 Chapter 250 of the Acts of the General Assembly of 2013
33 Section 1
- 34 BY repealing
35 Chapter 164 of the Acts of the General Assembly of 2015

1 Section 4

2 BY repealing

3 Article – Tax – General

4 Section 10–110

5 Annotated Code of Maryland

6 (2016 Replacement Volume and 2018 Supplement)

7 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

8 That the Laws of Maryland read as follows:

9 **Article – Agriculture**

10 8–804.

11 (a) [(1)] The Department shall establish a Nutrient Management Advisory
12 Committee. The Secretary shall appoint to the Committee representatives of the
13 agricultural community, the environmental community, the commercial lawn care,
14 biosolids, and agricultural fertilizer industries, academia, and appropriate government
15 units. The Secretary also shall appoint to the Committee a representative of county
16 government from a list submitted by the Maryland Association of Counties. The President
17 of the Senate of Maryland shall appoint to the Committee one Senator and the Speaker of
18 the House of Delegates shall appoint to the Committee one Delegate.

19 [(2) (i)] The Nutrient Management Advisory Committee shall report to
20 the Governor and the General Assembly, in accordance with § 2–1246 of the State
21 Government Article, by July 1 of each year on the implementation of the requirements of
22 the Water Quality Improvement Act of 1998.

23 (ii) The report required under subparagraph (i) of this paragraph
24 shall include information regarding:

25 1. The level of participation in the nutrient management
26 plan program;

27 2. Additional resources that may be needed to meet the
28 requirements of § 8–803.1 of this subtitle;

29 3. The effectiveness of nutrient application education
30 programs; and

31 4. The effectiveness of the Manure Transportation Project
32 set forth in § 8–704.2 of this title.]

33 DRAFTER'S NOTE:

1 Subsection (a)(2) of this section is repealed to reflect the new consolidated reporting
2 requirement established in this bill under § 8–807 of the Agriculture Article.

3 8–807.

4 (A) On or before December 31 of each year, the Department of Agriculture shall
5 report to the Governor, and, in accordance with § 2–1246 of the State Government Article,
6 the General Assembly, on [the]:

7 (1) THE farm acreage covered by nutrient management plans and the
8 implementation and evaluation of those plans; AND

9 (2) IN CONSULTATION WITH THE NUTRIENT MANAGEMENT
10 ADVISORY COMMITTEE, THE IMPLEMENTATION OF THE REQUIREMENTS OF THE
11 WATER QUALITY IMPROVEMENT ACT OF 1998.

12 (B) THE REPORT REQUIRED UNDER SUBSECTION (A)(2) OF THIS SECTION
13 SHALL INCLUDE INFORMATION REGARDING:

14 (1) THE LEVEL OF PARTICIPATION IN THE NUTRIENT MANAGEMENT
15 PLAN PROGRAM;

16 (2) ADDITIONAL RESOURCES THAT MAY BE NEEDED TO MEET THE
17 REQUIREMENTS OF § 8–803.1 OF THIS SUBTITLE;

18 (3) THE EFFECTIVENESS OF NUTRIENT APPLICATION EDUCATION
19 PROGRAMS; AND

20 (4) THE EFFECTIVENESS OF THE MANURE TRANSPORTATION
21 PROJECT SET FORTH IN § 8–704.2 OF THIS TITLE.

22 DRAFTER'S NOTE:

23 This section is revised, at the request of the Department of Agriculture, to
24 consolidate the report currently required under this section and the report required under
25 § 8–804(a)(2) of the Agriculture Article.

26 Article – Business Occupations and Professions

27 12–205.

28 (c) (1) At least once a year, the Board shall review:

29 (i) new and existing standards of the American National Standards
30 Institute and any other organization listed in the State Plumbing Code or the Model

1 Performance Building Code for water conserving appliances, devices, fittings, and fixtures;
2 and

3 (ii) the availability and cost of water conserving appliances, devices,
4 fittings, and fixtures that conform to the standards.

5 (2) If the Board finds that a water conserving appliance, device, fitting, or
6 fixture that conforms to the standards of the American National Standards Institute or any
7 other organization listed in the State Plumbing Code or the Model Performance Building
8 Code is readily available at reasonable cost, the Board shall amend the State Plumbing
9 Code to:

10 (i) incorporate the standards for and require use of the water
11 conserving appliance, device, fitting, or fixture; and

12 (ii) require the use of a water supply system and a drainage and
13 venting system that are designed based on the hydraulic requirements of the required
14 water conserving appliances, devices, fittings, and fixtures.

15 (3) Notwithstanding the availability and cost of the appliance, device,
16 fitting, or fixture, the Board may allow, under the State Plumbing Code, the installation of
17 a water conserving appliance, device, fitting, or fixture that meets the standards of the
18 American National Standards Institute or any other organization listed in the State
19 Plumbing Code or the Model Performance Building Code, subject to the use of a water
20 supply system and a venting and drainage system design based on the hydraulic
21 requirements of the appliance, device, fitting, or fixture.

22 [(4) On or before July 1 of each year and subject to § 2–1246 of the State
23 Government Article, the Board shall submit to the General Assembly a written report on
24 the implementation of this subsection, including the results of the review conducted under
25 this subsection.]

26 DRAFTER'S NOTE:

27 Subsection (c)(4) of this section is repealed as unnecessary. Often information
28 regarding water conserving appliances, devices, fittings, and fixtures does not change from
29 year to year and any actions taken by the State Board of Plumbing regarding the results of
30 the review are reflected in Board minutes or in the State Plumbing Code.

31 **Article – Business Regulation**

32 8–204.

33 (c) On or before December 1 of each year, the Commission shall report to the
34 Senate Education, Health, and Environmental Affairs Committee and the House Economic
35 Matters Committee, in accordance with § 2–1246 of the State Government Article,
36 regarding:

1 (1) the attendance record of each Commission meeting, disaggregated by
2 the constituency that the attendee represents pursuant to the attendee's appointment
3 under § 8-202(a)(2) of this subtitle; **AND**

4 (2) how many claims were [closed at] **PENDING AS OF THE DATE OF** each
5 meeting[; and

6 (3) how many claims remain open at the conclusion of each meeting].

7 **DRAFTER'S NOTE:**

8 Subsection (c) of this section is modified to retain legislative intent, but to reflect
9 that the Maryland Home Improvement Commission does not close claims at meetings.

10 **Article – Economic Development**

11 **4-107.**

12 **(A) THE DEPARTMENT SHALL SUBMIT AN ANNUAL REPORT TO THE**
13 **GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT**
14 **ARTICLE, THAT SUMMARIZES THE DETAILS OF ITS ACTIVITIES REGARDING PRIVATE**
15 **SECTOR COOPERATIVE MARKETING PROJECTS THAT DIRECTLY ENHANCE**
16 **PROMOTION OF THE STATE AND THE TOURISM INDUSTRY AND THAT ARE EXEMPT**
17 **FROM STATE PROCUREMENT LAW UNDER § 11-203(A)(1)(XI) OF THE STATE**
18 **FINANCE AND PROCUREMENT ARTICLE.**

19 **(B) THE REPORT REQUIRED UNDER SUBSECTION (A) OF THIS SECTION**
20 **SHALL INCLUDE THE NONPROPRIETARY DETAILS OF THE ACTIVITIES OF THE**
21 **PRIVATE SECTOR PARTICIPANTS.**

22 **DRAFTER'S NOTE:**

23 Chapter 555, § 2 of the Acts of 1993 is repealed and its requirements codified under
24 this section for transparency.

25 **14-102.**

26 The [Maryland State Office of Minority Business Enterprise, the] Division of Labor
27 and Industry of the Department of Labor, Licensing, and Regulation[,] and the Public
28 Service Commission shall summarize their efforts to promote the policies related to
29 broadening the ownership of capital in their respective annual reports as required by law.

30 **DRAFTER'S NOTE:**

1 In this section, the reference to the Maryland State Office of Minority Business
2 Enterprise, currently named the Governor's Office of Small, Minority, and Women Business
3 Affairs, is repealed as obsolete. As a matter of course, the Office does not participate in
4 negotiations pertaining to the broadening of ownership capital.

5 **14-302.**

6 **(A) THE DEPARTMENT AND THE DEPARTMENT OF TRANSPORTATION,**
7 **INCLUDING THE MARYLAND AVIATION ADMINISTRATION, SHALL:**

8 **(1) MONITOR THE FEDERAL AVIATION ADMINISTRATION FOR ANY**
9 **PROPOSED REGULATIONS OR RULEMAKING THAT RELATE TO THE REGULATION OF**
10 **THE OPERATION OF SMALL COMMERCIAL UNMANNED AIRCRAFT SYSTEMS;**

11 **(2) DETERMINE THE IMPACT OF ANY PROPOSED REGULATIONS OR**
12 **RULEMAKING ON THE STATE; AND**

13 **(3) DETERMINE WHETHER IT IS IN THE PUBLIC INTEREST FOR THE**
14 **STATE TO CONSIDER STATEWIDE LEGISLATION RELATING TO THE REGULATION OF**
15 **THE OPERATION OF UNMANNED AIRCRAFT SYSTEMS.**

16 **(B) IN DETERMINING THE FINDINGS UNDER SUBSECTION (A) OF THIS**
17 **SECTION, THE DEPARTMENT AND THE DEPARTMENT OF TRANSPORTATION,**
18 **INCLUDING THE MARYLAND AVIATION ADMINISTRATION, SHALL CONSULT WITH:**

19 **(1) THE UNIVERSITY OF MARYLAND, IN ITS ROLE AS A MEMBER OF**
20 **THE MID-ATLANTIC AVIATION PARTNERSHIP;**

21 **(2) COUNTY AND MUNICIPAL GOVERNMENTS; AND**

22 **(3) OTHER INTERESTED PARTIES THAT THE DEPARTMENT OR THE**
23 **DEPARTMENT OF TRANSPORTATION, INCLUDING THE MARYLAND AVIATION**
24 **ADMINISTRATION, DETERMINE APPROPRIATE.**

25 **(C) IF THE DEPARTMENT AND THE DEPARTMENT OF TRANSPORTATION,**
26 **INCLUDING THE MARYLAND AVIATION ADMINISTRATION, DETERMINE THAT ANY**
27 **PROPOSED REGULATIONS OR RULEMAKING THAT RELATE TO THE REGULATION OF**
28 **THE OPERATION OF SMALL COMMERCIAL UNMANNED AIRCRAFT HAVE BEEN OR ARE**
29 **LIKELY TO BE ADOPTED BY THE FEDERAL AVIATION ADMINISTRATION, AS SOON AS**
30 **PRACTICABLY POSSIBLE, THE DEPARTMENT AND THE DEPARTMENT OF**
31 **TRANSPORTATION, INCLUDING THE MARYLAND AVIATION ADMINISTRATION,**
32 **SHALL REPORT ANY FINDINGS AND RECOMMENDATIONS TO THE GOVERNOR AND, IN**
33 **ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL**
34 **ASSEMBLY.**

1 DRAFTER'S NOTE:

2 Chapter 164, § 4 of the Acts of 2015 is repealed and its requirements codified under
3 this section for transparency.

4 **Article – Education**

5 [2–107.

6 (a) If the Department intends to request a waiver from the United States
7 Department of Education from specific provisions of the federal Elementary and Secondary
8 Education Act, before submitting the request to the United States Department of
9 Education, the Department shall:

10 (1) Submit the proposed waiver request to the Legislative Policy
11 Committee; and

12 (2) Allow the Legislative Policy Committee at least 30 days after the
13 committee receives the proposed waiver request to review and comment on the proposed
14 waiver request.

15 (b) The Department shall provide any additional information regarding the
16 proposed waiver request if requested by the Legislative Policy Committee.]

17 DRAFTER'S NOTE:

18 This section is repealed as obsolete as a result of the passage of the federal Every
19 Student Succeeds Act.

20 5–217.

21 (k) **[The] ON OR BEFORE NOVEMBER 1 EACH YEAR, THE** Department shall
22 submit to the Governor and, **[subject to] IN ACCORDANCE WITH § 2–1246** of the State
23 Government Article, the General Assembly[:

24 (1) **On or before November 1 of each year,]** a report on the implementation
25 of the Program and the participating agencies and programs, including a description of the
26 Program's and the participating agencies' and programs' expenditures, enrollment, and
27 statewide performance data, including school readiness data disaggregated by program and
28 by jurisdiction[: and

29 (2) **On or before January 1, 2016,** a separate report that includes an
30 evaluation, based on objective performance criteria established by the Department, of the
31 effectiveness of:

1 (i) The Judy Centers; and

2 (ii) Early childhood education services and family support services
3 that are purchased with funds from Preschool Services Grants and Early Childhood
4 Education Enhancement Grants].

5 DRAFTER'S NOTE:

6 Subsection (k)(2) of this section is repealed as obsolete; the one-time report was
7 submitted as required.

8 [5-402.

9 (a) (1) Subject to paragraph (2) of this subsection, the Department shall
10 evaluate the effect of increased State aid for education on student and school performance
11 in each local school system.

12 (2) The Department may contract with a public or private entity to conduct
13 or assist in conducting the evaluation required by this subsection.

14 (b) (1) The Department shall submit an initial report on the results of the
15 evaluation required by this section to the Governor and, subject to § 2-1246 of the State
16 Government Article, the General Assembly on or before December 31, 2006.

17 (2) The Department shall submit an interim report on the results of the
18 evaluation required by this section to the Governor and, subject to § 2-1246 of the State
19 Government Article, the General Assembly on or before December 31, 2007.

20 (3) The Department shall submit a final report on the results of the
21 evaluation required by this section to the Governor and, subject to § 2-1246 of the State
22 Government Article, the General Assembly on or before December 31, 2008.

23 (c) The reports required by this section shall include:

24 (1) A detailed description of how local school systems are using State
25 education aid;

26 (2) A comparison of school systems that show significant improvements in
27 student and school performance to school systems that do not show significant
28 improvements in student and school performance;

29 (3) An assessment of the extent to which county boards are successful in
30 implementing the comprehensive master plans required by § 5-401 of this subtitle;

31 (4) An analysis of the amount of funding that local governments provide
32 for education each year;

1 (5) A list of programs or factors that consistently produce positive results
2 for students, schools, and school systems; and

3 (6) Any other information that the State Superintendent determines to be
4 relevant to the evaluation of student and school performance in each local school system.

5 (d) The Governor shall include an appropriation for the Department in the State
6 budget for each fiscal year sufficient to cover the costs associated with implementing this
7 section.]

8 DRAFTER'S NOTE:

9 The section is repealed as obsolete; the evaluation was completed and all reports
10 were submitted as required.

11 6–118.

12 [(f) On or before October 1 of the years 2008 through 2010, the Department shall
13 submit a report to the General Assembly, in accordance with § 2–1246 of the State
14 Government Article, on the effectiveness of the Program.]

15 DRAFTER'S NOTE:

16 Subsection (f) of this section is repealed as obsolete; the reports were submitted as
17 required.

18 7–119.

19 (d) On or before [January 31 of] **MARCH 1** each year, the Department shall report
20 to the General Assembly, in accordance with § 2–1246 of the State Government Article, on
21 the data obtained under subsection (c)(2) of this section.

22 DRAFTER'S NOTE:

23 The reporting date is modified to reflect the significant work required to ensure that
24 data for the class size analysis is complete and accurate.

25 7–203.

26 (f) **[The] ON OR BEFORE MARCH 1 EACH YEAR, THE** State Superintendent
27 shall send the Governor and, subject to § 2–1246 of the State Government Article, the
28 General Assembly a report **[each January]** that includes:

29 (1) Documentation of the progress of the Department, the county boards,
30 and each public school in this State towards their respective goals and objectives; and

1 (2) Recommendations for legislation that the State Board and the State
2 Superintendent consider necessary to improve the quality of education in this State.

3 DRAFTER'S NOTE:

4 The reporting date is modified to reflect that the cohort graduation rates included in
5 the report are not available to be released until the end of January.

6 7-204.

7 (c) [(1)] For any test instrument authorized for use in a State mandated testing
8 and measurement program, the Board shall recommend procedures and standards for
9 determining test validity, test reliability, and test objectivity.

10 [(2)] On or before December 1, 1992, the Board shall make a report of its
11 findings and recommendations to the Governor, and in accordance with § 2-1246 of the
12 State Government Article, to the General Assembly.]

13 DRAFTER'S NOTE:

14 Subsection (c)(2) of this section is repealed as obsolete; the one-time report was
15 submitted as required.

16 7-1002.

17 [(e)] The Department shall submit to the Governor and, subject to § 2-1246 of the
18 State Government Article, the General Assembly, on or before September 1, 2004, a report
19 on the progress of the Maryland Virtual Learning Opportunities Program, including a
20 description of the available online courses and services.]

21 DRAFTER'S NOTE:

22 Subsection (e) of this section is repealed as obsolete; the one-time report was
23 submitted as required.

24 8-311.

25 **(F) ON OR BEFORE SEPTEMBER 1 EACH YEAR, THE DEPARTMENT SHALL**
26 **REPORT TO THE SENATE BUDGET AND TAXATION COMMITTEE, THE SENATE**
27 **FINANCE COMMITTEE, THE HOUSE APPROPRIATIONS COMMITTEE, AND THE**
28 **HOUSE COMMITTEE ON WAYS AND MEANS, IN ACCORDANCE WITH § 2-1246 OF THE**
29 **STATE GOVERNMENT ARTICLE, ON:**

30 **(1) THE NUMBER OF STUDENTS ENROLLED IN THE PROGRAM**
31 **ESTABLISHED UNDER SUBSECTION (A) OF THIS SECTION;**

1 **(2) THE ANNUAL COSTS OF THE PROGRAM ESTABLISHED UNDER**
2 **SUBSECTION (A) OF THIS SECTION; AND**

3 **(3) ANY ANTICIPATED ENROLLMENT GROWTH AND FUTURE COSTS**
4 **RELATED TO THE PROGRAM ESTABLISHED UNDER SUBSECTION (A) OF THIS**
5 **SECTION.**

6 DRAFTER'S NOTE:

7 Chapter 617, § 4 of the Acts of 1998 is repealed and its requirements codified under
8 this subsection for transparency.

9 **9.5–112.**

10 **BEGINNING OCTOBER 1, 2016, THE DEPARTMENT SHALL SUBMIT TO THE**
11 **SENATE BUDGET AND TAXATION COMMITTEE AND THE HOUSE APPROPRIATIONS**
12 **COMMITTEE, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT**
13 **ARTICLE, THE MONTHLY REPORTS RECEIVED BY THE DEPARTMENT REGARDING**
14 **CHILD CARE SUBSIDY PROGRAM EXPENDITURES AND PARTICIPATION.**

15 DRAFTER'S NOTE:

16 This reporting requirement from the Report on the Fiscal 2017 State Operating
17 Budget (SB 190) and the State Capital Budget (SB 191) and Related Recommendations is
18 codified under this section for transparency.

19 **12–105.**

20 (a) (1) In consultation with the institutions and the Chancellor, the Board
21 shall:

22 (iii) Submit these requests for appropriations organized by
23 constituent institutions [to the Commission, Governor, and General Assembly] **AS PART**
24 **OF THE REQUESTS AND PROPOSALS SUBMITTED TO THE COMMISSION UNDER §**
25 **11–105(I)(1) OF THIS ARTICLE.**

26 DRAFTER'S NOTE:

27 This reporting requirement by the Board of Regents of the University System of
28 Maryland regarding requests for appropriations for the University System of Maryland is
29 combined, at the request of the System, with the requirement in § 11–105(i)(1) of the
30 Education Article for efficiency.

31 **22–303.**

1 (a) [(1)] The Department shall develop and implement juvenile services
2 educational programs at all residential facilities of the Department of Juvenile Services by
3 July 1, 2014.

4 [(2)] (B) This [subsection] SECTION does not prohibit the Department
5 from contracting with a private party to provide educational services for students with
6 special needs under the control and general management of the Department.

7 [(b) On or before February 1, 2006, and every other year thereafter until 2014, the
8 Department shall report to the Governor and, in accordance with § 2–1246 of the State
9 Government Article, to the General Assembly on the Department’s implementation of this
10 subtitle, including:

11 (1) The identification of all residential facilities for which the Department
12 has assumed responsibility for the educational services; and

13 (2) All facilities for which the Department plans to assume responsibility
14 during the next calendar year.]

15 DRAFTER’S NOTE:

16 Subsection (b) of this section is repealed as obsolete; the reports were submitted as
17 required.

18 23–105.

19 (e) (1) Each year the State Library Board shall report to the Governor and the
20 people of this State on the support, condition, progress, and needs of libraries.

21 (2) THE REPORT REQUIRED UNDER PARAGRAPH (1) OF THIS
22 SUBSECTION SHALL INCLUDE ANY FINDINGS OF THE STATE LIBRARY AGENCY
23 RELATED TO ITS DUTIES UNDER § 23–106(B)(4) OF THIS SUBTITLE.

24 23–106.

25 (b) The State Library Agency shall:

26 (4) (i) Collect library statistics and other data;

27 (ii) Identify library needs and provide for needed research and
28 studies of them; AND

29 (iii) [Publish and distribute findings in these areas; and

30 (iv)] Coordinate library services with other information and education
31 services and agencies;

1 DRAFTER'S NOTE:

2 The State Department of Education advises the report required to be published by
3 the State Library Agency under § 23–106(b)(4)(iii) of the Education Article is included in
4 the annual report the State Library Board submits under § 23–105(e) of the Education
5 Article. Therefore, the reports are consolidated for efficiency.

6 **Article – Election Law**

7 3–204.

8 (c) (3) [A] ON OR BEFORE JANUARY 1, 2019, AND EACH YEAR
9 THEREAFTER, A public institution of higher education shall[:

10 (i) on or before January 1, 2018, submit a report to the Commission
11 that includes:

12 1. the efforts of the public institution of higher education to
13 register voters in the preceding calendar year;

14 2. a screen shot of the home page of the online portal used by
15 students to register for course work that includes the link required under paragraph (2) of
16 this subsection;

17 3. the number of students who are residents of the State and
18 registered for course work in the preceding 18 months at the public institution of higher
19 education and the number of those students who clicked on the link required under
20 paragraph (2) of this subsection; and

21 4. any other efforts the public institution of higher education
22 plans to make to improve access to voter registration for students at the institution; and

23 (ii) on or before January 1, 2019, and January 1 each subsequent
24 year,] submit a report to the Commission that describes:

25 [1.] (I) the number of students who are residents of the
26 State and registered for course work in the preceding calendar year at the public institution
27 of higher education and the number of those students who clicked on the link required
28 under paragraph (2) of this subsection; and

29 [2.] (II) any efforts the public institution of higher education
30 plans to make to improve access to voter registration for students at the institution.

1 (4) [The] **ON OR BEFORE JANUARY 15, 2019, AND EACH YEAR**
2 **THEREAFTER, THE** Commission shall compile and summarize the information reported by
3 public institutions of higher education[:

4 (i) under paragraph (3)(i) of this subsection, in a single report that
5 the Commission shall submit on or before January 15, 2018, to the Senate Education,
6 Health, and Environmental Affairs Committee and the House Committee on Ways and
7 Means, in accordance with § 2–1246 of the State Government Article; and

8 (ii) under paragraph [(3)(ii)] **(3)** of this subsection, in a single report
9 [that the Commission shall] **AND** submit [on or before January 15, 2019, and January 15
10 each subsequent year] **THE REPORT** to the Senate Education, Health, and Environmental
11 Affairs Committee and the House Committee on Ways and Means, in accordance with §
12 2–1246 of the State Government Article.

13 **DRAFTER'S NOTE:**

14 Subsection (c)(3)(i) and (4)(i) of this section are repealed as obsolete; the one-time
15 reports were submitted as required.

16 **Article – Environment**

17 2–107.

18 (c) (3) At the end of the fiscal year, the Department shall [prepare]:

19 **(I) PREPARE** an annual report on [the]:

20 **1. THE** Maryland Clean Air Fund that includes an
21 accounting of all financial receipts and expenditures to and from the Fund [and shall:];
22 **AND**

23 **2. ANY RELEVANT INFORMATION REGARDING THE**
24 **FEDERAL APPROVAL PROCESS, THE EFFECTIVENESS OF THE PERMITTING**
25 **PROGRAM, AND ANY OTHER ISSUES RELATED TO THE OPERATION OF THE**
26 **PERMITTING PROGRAM ESTABLISHED UNDER § 2–401 OF THIS TITLE;**

27 [(i)] **(II)** Provide a copy of the report to the General Assembly, as
28 provided under § 2–1246 of the State Government Article; and

29 [(ii)] **(III)** Upon request, make the report available to permit holders
30 under this title.

31 **DRAFTER'S NOTE:**

1 Chapter 358, § 3 of the Acts of 1993 is repealed and its requirements codified under
2 this subsection for transparency and efficiency.

3 [2–1209.

4 (a) On or before October 1, 2015, the Department shall submit a report to the
5 Governor and, in accordance with § 2–1246 of the State Government Article, the General
6 Assembly that includes:

7 (1) A summary of the State’s progress toward achieving the 2020 emissions
8 reduction required by the plan under § 2–1205 of this subtitle;

9 (2) An update on emerging technologies to reduce greenhouse gas
10 emissions;

11 (3) A review of the best available science, including updates by the
12 Intergovernmental Panel on Climate Change, regarding the level and pace of greenhouse
13 gas emissions reductions and sequestration needed to avoid dangerous anthropogenic
14 changes to the Earth’s climate system;

15 (4) Recommendations on the need for science–based adjustments to the
16 requirement to reduce statewide greenhouse gas emissions by 25% by 2020;

17 (5) A summary of additional or revised regulations, control programs, or
18 incentives that are necessary to achieve the 25% reduction in statewide greenhouse gas
19 emissions required under this subtitle, or a revised reduction recommended in accordance
20 with item (4) of this subsection;

21 (6) The status of any federal program to reduce greenhouse gas emissions
22 and any transition by the State from its participation in the Regional Greenhouse Gas
23 Initiative to a comparable federal cap and trade program; and

24 (7) An analysis of the overall economic costs and benefits to the State’s
25 economy, environment, and public health of a continuation or modification of the
26 requirement to achieve a reduction of 25% in statewide greenhouse gas emissions by 2020,
27 including reductions in other air pollutants, diversification of energy sources, the impact
28 on existing jobs, the creation of new jobs, and expansion of the State’s low carbon economy.

29 (b) The report required under subsection (a) of this section shall be subject to a
30 public comment and hearing process conducted by the Department.]

31 DRAFTER’S NOTE:

32 This section is repealed as obsolete; the one–time report was submitted as required.

33 **Article – General Provisions**

1 4–501.

2 (c) [(6) If the Secretary of Budget and Management adopts regulations under
3 paragraph (5)(v) of this subsection, the Secretary shall report, in accordance with § 2–1246
4 of the State Government Article, to the General Assembly on the personal records exempted
5 from the requirements of this subsection.]

6 DRAFTER’S NOTE:

7 Subsection (c)(6) of this section is repealed as unnecessary. Proposed regulations are
8 submitted to the Joint Committee on Administrative, Executive, and Legislative Review.
9 Additionally, proposed regulations and notices of final action regarding proposed
10 regulations are published in the Maryland Register.

11 8–110.

12 (a) Beginning October 1, 2016, the Office of the Attorney General[, the attorney
13 for each county, and the attorney for each municipal corporation] shall report annually to
14 the General Assembly, in accordance with § 2–1246 of the State Government Article, the
15 following information for the previous fiscal year:

16 (1) the number of civil actions filed under this title;

17 (2) the number of civil actions under this title in which a judgment was
18 entered, whether by settlement or adjudication; and

19 (3) the number of claims made by the governmental entity based on alleged
20 violations of § 8–102 of this title that are settled without the filing of a civil action under
21 this title.

22 (b) Unless the action is under seal in accordance with § 8–104 of this title, for
23 each civil action reported under subsection (a)(1) or (2) of this section, the report shall state:

24 (1) whether the action was filed by the governmental entity or by a person
25 on behalf of the governmental entity and, if filed by a person, whether the governmental
26 entity intervened and proceeded with the action;

27 (2) the name of the defendant;

28 (3) a description of the violation or alleged violation of § 8–102 of this title;
29 and

30 (4) the amount sought in the action and, if applicable, the amount for which
31 the defendant is liable under a settlement agreement or court order.

32 (c) For each claim reported under subsection (a)(3) of this section, the report shall
33 state:

- 1 (1) a description of the violation or alleged violation of § 8–102 of this title;
- 2 (2) the resolution of the claim;
- 3 (3) the amount, if any, the person against whom the claim was made
4 agreed to pay in settlement of the claim; and
- 5 (4) the amount, if any, collected by the governmental entity.

6 **(D) THE ATTORNEY FOR EACH COUNTY AND THE ATTORNEY FOR EACH**
7 **MUNICIPAL CORPORATION SHALL SUBMIT TO THE OFFICE OF THE ATTORNEY**
8 **GENERAL ANY INFORMATION THE OFFICE DETERMINES IS NECESSARY TO**
9 **COMPLETE THE REPORT REQUIRED UNDER THIS SECTION.**

10 DRAFTER'S NOTE:

11 The reporting requirement in this section is modified for efficiency to require that
12 one report be submitted by the Office of the Attorney General, rather than one from the
13 Office and one from each county and municipal corporation, and to require each county and
14 municipal corporation to submit any information to the Office that it needs to complete the
15 report.

16 **Article – Health – General**

17 13–1003.

18 **[(f) On or before January 1, 2001, the Department shall submit a report to the**
19 **Governor and, subject to § 2–1246 of the State Government Article, the General Assembly**
20 **on the results of the Baseline Tobacco Study.]**

21 DRAFTER'S NOTE:

22 Subsection (f) of this section is repealed as obsolete; the one-time report was
23 submitted as required.

24 13–1004.

25 (d) On or before **[December] MAY** 31 of each even-numbered fiscal year,
26 beginning in fiscal year 2008, the Department shall submit a report to the Governor and,
27 subject to § 2–1246 of the State Government Article, the General Assembly on the results
28 of the Biennial Tobacco Study.

29 DRAFTER'S NOTE:

1 The reporting date is modified to reflect the timing of the receipt of relevant data
2 and analysis from the Centers for Disease Control and Prevention.

3 13–1103.

4 [(g) On or before September 1, 2000, the Department shall submit a report to the
5 Governor and, subject to § 2–1246 of the State Government Article, the General Assembly,
6 on the results of the Baseline Cancer Study.]

7 DRAFTER'S NOTE:

8 Subsection (g) of this section is repealed as obsolete; the one-time report was
9 submitted as required.

10 15–407.

11 The Department and the Commissioner shall jointly:

12 (1) Adopt regulations necessary to carry out the provisions of this subtitle
13 consistent with § 1917(b) of the Social Security Act and any applicable federal guidelines;
14 AND

15 [(2) On or before January 1, 2008, report to the General Assembly, in
16 accordance with § 2–1246 of the State Government Article, on the implementation of the
17 Program, including:

18 (i) The number of long-term care policies approved by the
19 Department for inclusion in the Program;

20 (ii) The measures undertaken to educate the public as required
21 under § 15–406 of this subtitle; and

22 (iii) Any other information related to the implementation of the
23 Program that the Department determines necessary; and]

24 [(3)] (2) Beginning January 1, 2009, and on or before January 1 of each
25 year thereafter, report to the General Assembly, in accordance with § 2–1246 of the State
26 Government Article on:

27 (i) The effectiveness of the Program;

28 (ii) The impact of the Program on State expenditures for medical
29 assistance;

30 (iii) The number of enrollees in the Program; and

1 (iv) The number of long-term care policies offered in the State under
2 the Program.

3 DRAFTER'S NOTE:

4 Item (2) of this section is repealed as obsolete; the one-time report was submitted as
5 required.

6 19-108.2.

7 [(h) On or before December 31, 2013, and on or before December 31 in each
8 succeeding year through 2016, the Commission shall report to the Governor and, in
9 accordance with § 2-1246 of the State Government Article, the General Assembly on the
10 attainment of the benchmarks for standardizing and automating the process required by
11 payors for preauthorizing health care services.]

12 [(i) (H) If necessary to attain the benchmarks, the Commission may adopt
13 regulations to:

14 (1) Adjust the Phase 2 or Phase 3 benchmark dates;

15 (2) Require payors and providers to comply with the benchmarks; and

16 (3) Establish penalties for noncompliance.

17 DRAFTER'S NOTE:

18 Subsection (h) of this section is repealed as obsolete; the reports were submitted as
19 required.

20 19-134.

21 (e) (4) (ii) Before adopting regulations to implement an evaluation system
22 under this subsection, the Commission shall:

23 1. Consider the performance measurements of appropriate
24 accreditation organizations, State licensure regulations, Medicare certification regulations,
25 the quality indicator project of the Association of Maryland Hospitals and Health Systems,
26 and any other relevant performance measurements; **AND**

27 2. Evaluate the desirability and feasibility of developing a
28 consumer clearinghouse on health care information using existing available data; and

29 3. On or before January 1, 2001, report to the General
30 Assembly, subject to § 2-1246 of the State Government Article, on any performance
31 evaluation developed under this subsection].

1 DRAFTER'S NOTE:

2 Subsection (e)(4)(ii)3 of this section is repealed as obsolete; the one-time report was
3 submitted as required.

4 19-143.

5 [(b) On or before January 1, 2010, the Commission shall:

6 (1) Report, in accordance with § 2-1246 of the State Government Article,
7 to the Senate Finance Committee and the House Health and Government Operations
8 Committee on progress in implementing the requirements of subsections (a) and (d) of this
9 section; and

10 (2) Include in the report recommendations for legislation specifying how
11 incentives required for State-regulated payors that are national carriers shall take into
12 account existing carrier activities that promote the adoption and meaningful use of
13 electronic health records.]

14 [(c) (1) On or before January 1, 2011, following consultations with appropriate
15 stakeholders, the Commission shall post on its Web site for public comment and submit to
16 the Governor and, in accordance with § 2-1246 of the State Government Article, the Senate
17 Finance Committee and the House Health and Government Operations Committee a report
18 on:

19 (i) The development of a coordinated public-private approach to
20 improve the State's health information infrastructure;

21 (ii) Any changes in State laws that are necessary to protect the
22 privacy and security of health information stored in electronic health records or exchanged
23 through a health information exchange in the State;

24 (iii) Any changes in State laws that are necessary to provide for the
25 effective operation of a health information exchange;

26 (iv) Any actions that are necessary to align funding opportunities
27 under the federal American Recovery and Reinvestment Act of 2009 with other State and
28 private sector initiatives related to health information technology, including:

29 1. The patient-centered medical home;

30 2. The electronic health record demonstration project
31 supported by the federal Centers for Medicare and Medicaid Services;

32 3. The health information exchange; and

1 6. Other items or services to which a specific monetary value
2 can be assigned; and

3 (vi) Shall be paid in cash, unless the State–regulated payor and the
4 health care provider agree on an incentive of equivalent value.

5 (3) The regulations need not require incentives for the adoption and
6 meaningful use of electronic health records for each type of health care provider listed in §
7 19–142(e) of this subtitle.

8 (4) If federal law is amended to allow the State to regulate payments made
9 by entities that self–insure their health benefit plans, regulations adopted under this
10 section shall apply to those entities to the same extent to which they apply to
11 State–regulated payors.

12 (5) Regulations adopted under this subsection:

13 (i) May not require a group model health maintenance organization,
14 as defined in § 19–713.6 of this title, to provide an incentive to a health care provider who
15 is employed by the multispecialty group of physicians under contract with the group model
16 health maintenance organization; and

17 (ii) Shall allow a State–regulated payor to:

18 1. Request information from a health care provider to
19 validate the health care provider’s incentive claim; and

20 2. If the State–regulated payor determines that a duplicate
21 incentive payment or an overpayment has been made, reduce the incentive amount.

22 (6) The Commission may:

23 (i) Audit the State–regulated payor or the health care provider for
24 compliance with the regulations adopted under this subsection; and

25 (ii) If it finds noncompliance, request corrective action.

26 (7) It is the intent of the General Assembly that the State Employee and
27 Retiree Health and Welfare Benefits Program support the incentives provided under this
28 subsection through contracts between the Program and the third party administrators
29 arranging for the delivery of health care services to members covered under the Program.

30 [(e)] (C) The Health Services Cost Review Commission, in consultation with
31 hospitals, payors, and the federal Centers for Medicare and Medicaid Services, shall take
32 the actions necessary to:

1 (1) Assure that hospitals in the State receive the payments provided under
2 § 4102 of the federal American Recovery and Reinvestment Act of 2009 and any subsequent
3 federal rules and regulations; and

4 (2) Implement any changes in hospital rates required by the federal
5 Centers for Medicare and Medicaid Services to ensure compliance with § 4102 of the federal
6 American Recovery and Reinvestment Act of 2009 and any subsequent federal rules and
7 regulations.

8 **[(f)] (D)** The Department, in consultation with the Commission, shall develop a
9 mechanism to assure that health care providers that participate in the Maryland Medical
10 Assistance Program receive the payments provided for adoption and use of electronic health
11 records technology under § 4201 of the federal American Recovery and Reinvestment Act
12 of 2009 and any subsequent federal rules and regulations.

13 **[(g)]** On or before October 1, 2012, the Commission shall report to the Governor
14 and, in accordance with § 2–1246 of the State Government Article, the General Assembly
15 on progress achieved toward adoption and meaningful use of electronic health records by
16 health care providers in the State and recommendations for any changes in State laws that
17 may be necessary to achieve optimal adoption and use.]

18 **[(h)] (E)** (1) On or before October 1, 2012, the Commission shall designate one
19 or more management service organizations to offer services throughout the State.

20 (2) The Commission may use federal grants and loans to help subsidize the
21 use of the designated management service organizations by health care providers.

22 **[(i)] (F)** On and after the later of January 1, 2015, or the date established for
23 the imposition of penalties under § 4102 of the federal American Recovery and
24 Reinvestment Act of 2009:

25 (1) Each health care provider using an electronic health record that seeks
26 payment from a State–regulated payor shall use electronic health records that are:

27 (i) Certified by a national certification organization designated by
28 the Commission; and

29 (ii) Capable of connecting to and exchanging data with the health
30 information exchange designated by the Commission under subsection (a) of this section;
31 and

32 (2) The incentives required under subsection **[(d)] (B)** of this section may
33 include reductions in payments to a health care provider that does not use electronic health
34 records that meet the requirements of paragraph (1) of this subsection.

35 DRAFTER'S NOTE:

1 Subsections (b), (c), and (g) of this section are repealed as obsolete; the reports were
2 submitted as required.

3 19–207.

4 (b) In addition to the duties set forth elsewhere in this subtitle, the Commission
5 shall:

6 (6) On or before October 1 of each year, submit to the Governor, to the
7 Secretary, and, subject to § 2–1246 of the State Government Article, to the General
8 Assembly an annual report on the operations and activities of the Commission during the
9 preceding fiscal year, including:

10 (iii) A summary of the Commission’s role in hospital quality of care
11 activities, including information about the status of any pay for performance initiatives;
12 [and]

13 **(IV) AN UPDATE ON THE STATUS OF THE STATE’S COMPLIANCE**
14 **WITH THE PROVISIONS OF MARYLAND’S ALL-PAYER MODEL CONTRACT THAT**
15 **INCLUDES THE INFORMATION SPECIFIED IN ITEM (9) OF THIS SUBSECTION; AND**

16 [(iv)] **(V)** Any other fact, suggestion, or policy recommendation that
17 the Commission considers necessary;

18 (9) [Beginning October] **SUBJECT TO ITEM (10)(II) OF THIS**
19 **SUBSECTION, ON OR BEFORE MAY 1[, 2014] EACH YEAR, [and, subject to item (10)(ii) of**
20 **this subsection, every 6 months thereafter,]** submit to the Governor, the Secretary, and,
21 subject to § 2–1246 of the State Government Article, the General Assembly an update on
22 the status of the State’s compliance with the provisions of Maryland’s all–payer model
23 contract, including:

24 (i) The State’s:

25 1. Performance in limiting inpatient and outpatient hospital
26 per capita cost growth for all payers to a trend based on the State’s 10–year compound
27 annual gross State product;

28 2. Progress toward achieving aggregate savings in Medicare
29 spending in the State equal to or greater than \$330,000,000 over the 5 years of the contract,
30 based on lower increases in the cost per Medicare beneficiary;

31 3. Performance in shifting from a per–case rate system to a
32 population–based revenue system, with at least 80% of hospital revenue shifted to global
33 budgeting;

1 4. Performance in reducing the hospital readmission rate
2 among Medicare beneficiaries to the national average; and

3 5. Progress toward achieving a cumulative reduction in the
4 State hospital–acquired conditions of 30% over the 5 years of the contract;

5 (ii) A summary of the work conducted, recommendations made, and
6 Commission action on recommendations made by [the following groups] ANY
7 **WORKGROUP** created to provide technical input and advice on implementation of
8 Maryland’s all–payer model contract[:

9 1. Payment Models Workgroup;

10 2. Physician Alignment and Engagement Workgroup;

11 3. Performance Measurement Workgroup;

12 4. Data and Infrastructure Workgroup;

13 5. HSCRC Advisory Council; and

14 6. Any other workgroups created for this purpose];

15 (iii) Actions approved and considered by the Commission to promote
16 alternative methods of rate determination and payment of an experimental nature, as
17 authorized under § 19–219(c)(2) of this subtitle;

18 (iv) Reports submitted to the federal Center for Medicare and
19 Medicaid Innovation relating to the all–payer model contract; and

20 (v) Any known adverse consequences that implementing the
21 all–payer model contract has had on the State, including changes or indications of changes
22 to quality or access to care, and the actions the Commission has taken to address and
23 mitigate the consequences; and

24 DRAFTER’S NOTE:

25 The report required under subsection (b)(9) of this section and due on October 1 of
26 each year is combined with the report required under subsection (b)(6) of this section for
27 efficiency. Additionally, the reporting date for the mid–year status update is modified to
28 reflect when the data is available. Finally, the specific workgroups listed in subsection
29 (b)(9)(ii) of this section are removed as the workgroups established by the Health Services
30 Cost Review Commission change to meet current needs.

31 19–214.

1 [(e) On or before January 1 each year, the Commission shall report to the
2 Governor and, in accordance with § 2–1246 of the State Government Article, the General
3 Assembly the following information:

4 (1) The aggregate reduction in hospital uncompensated care realized from
5 the expansion of health care coverage under Chapter 7 of the Acts of the General Assembly
6 of the 2007 Special Session and Public Law No. 111–148 (The Patient Protection and
7 Affordable Care Act); and

8 (2) The number of individuals who enrolled in Medicaid as a result of the
9 change in eligibility standards under § 15–103(a)(2)(ix) and (x) of this article and the
10 expenses associated with the utilization of hospital inpatient care by these individuals.]

11 DRAFTER’S NOTE:

12 Subsection (e) of this section is repealed as obsolete. According to the Maryland
13 Department of Health, this report was intended to provide information when the Health
14 Services Cost Review Commission was still manually reconciling Medicaid expansion with
15 corresponding hospital uncompensated care, which is no longer done.

16 19–310.3.

17 [(d) (1) The Maryland Hospital Association shall conduct a study that:

18 (i) Identifies opportunities to support a comprehensive treatment
19 continuum for individuals with substance use disorders in hospitals in the State, including
20 withdrawal management; and

21 (ii) Includes an assessment of the barriers to providing an effective
22 and efficient continuum of care.

23 (2) On or before December 1, 2017, the Maryland Hospital Association
24 shall submit a report to the Department and, in accordance with § 2–1246 of the State
25 Government Article, to the Senate Finance Committee, the House Health and Government
26 Operations Committee, and the Joint Committee on Behavioral Health and Substance Use
27 Disorders on the findings and recommendations from the study required under paragraph
28 (1) of this subsection.]

29 DRAFTER’S NOTE:

30 Subsection (d) of this section is repealed as obsolete; the study was completed and
31 the report was submitted as required.

32 19–14B–01.

33 [(f) (1) (i) The Department shall consult with representatives of nursing
34 facilities and other stakeholders to assess the State’s long-term care reimbursement

1 methodology and whether it is prospective and predictable, promotes quality and efficiency,
2 and considers severity.

3 (ii) In evaluating the State's reimbursement methodology, the
4 Department shall consider alternative reimbursement mechanisms, the
5 pay-for-performance program, and quality and outcome-based measures.

6 (2) On or before October 1, 2010, the Department shall report to the
7 General Assembly, in accordance with § 2-1246 of the State Government Article, on the
8 evaluation required under subsection (f)(1) of this section.]

9 DRAFTER'S NOTE:

10 Subsection (f) of this section is repealed as obsolete; the evaluation was completed
11 and the report submitted as required.

12 Article – Human Services

13 **8-605.**

14 **ON OR BEFORE DECEMBER 31 EACH YEAR, THE OFFICE SHALL REPORT TO**
15 **THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE**
16 **GOVERNMENT ARTICLE, ON THE IMPLEMENTATION AND EFFECTIVENESS OF**
17 **AT-RISK YOUTH PREVENTION AND DIVERSION PROGRAMS.**

18 DRAFTER'S NOTE:

19 Chapter 445, § 3 of the Acts of 2006 is repealed and its requirements codified under
20 this section for transparency.

21 10-206.

22 (a) [(1) With the advice and recommendation of the Commission on Aging,] **ON**
23 **OR BEFORE JANUARY 1 EACH YEAR,** the Secretary shall report to the Governor and,
24 subject to § 2-1246 of the State Government Article, to the General Assembly [on or before
25 January 1 of each year].

26 [(2)] **(B)** The report **REQUIRED UNDER SUBSECTION (A) OF THIS**
27 **SECTION** shall include:

28 **(1) WITH THE ADVICE AND RECOMMENDATION OF THE COMMISSION**
29 **ON AGING:**

30 (i) a description of the senior citizen activities centers in each
31 county;

1 (ii) the allocation and use of funds made available for senior citizen
2 activities centers;

3 (iii) the results of any studies; and

4 (iv) any recommendations for legislation; AND

5 **(2) INFORMATION REGARDING THE OPERATION AND PERFORMANCE**
6 **OF ACCESSIBLE HOUSING SERVICES COUNSELING PROVIDED BY THE AGING AND**
7 **DISABILITY RESOURCE CENTER PROGRAM.**

8 [(b) On or before January 1 of each year, the Secretary shall report to the Governor
9 and, in accordance with § 2–1246 of the State Government Article, the General Assembly
10 on the operation and performance of accessible housing services counseling provided by the
11 Aging and Disability Resource Center Program.]

12 **DRAFTER'S NOTE:**

13 The reports in this section are being consolidated for efficiency.

14 **Article – Insurance**

15 15–10B–20.

16 **(E) WITHIN 30 DAYS AFTER THE COMPLETION OF A FINAL REPORT OF AN**
17 **EXAMINATION UNDER THIS SECTION, THE ~~COMMISSION~~ COMMISSIONER SHALL**
18 **SUBMIT A COPY OF THE REPORT TO THE SENATE FINANCE COMMITTEE AND THE**
19 **HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE IN ACCORDANCE**
20 **WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE.**

21 **DRAFTER'S NOTE:**

22 Chapter 295, § 2 of the Acts of 2003 is repealed and its requirements codified under
23 this subsection for transparency.

24 15–1205.

25 (d) (3) [(i)] On or before October 1, 2007, the Commission shall adopt
26 regulations that require carriers to collect and report to the Commission data on
27 participation, by rate band, in health benefit plans issued, delivered, or renewed under this
28 subtitle.

29 [(ii) On or before January 1, 2013, the Commission shall report to the
30 Governor and, in accordance with § 2–1246 of the State Government Article, the Senate
31 Finance Committee and the House Health and Government Operations Committee
32 regarding the effect of the 50% rate adjustments authorized under paragraph (1) of this

1 subsection and the effect of the adjustment to the community rate for health status
2 authorized under subsection (g) of this section on participation in health benefit plans
3 issued, delivered, or renewed under this subtitle.]

4 DRAFTER'S NOTE:

5 Subsection (d)(3)(ii) of this section is repealed as obsolete; the one-time report was
6 submitted as required.

7 [15-1705.

8 On or before December 1 of each year, the Commissioner and the Commission shall
9 report to the Governor and, in accordance with § 2-1246 of the State Government Article,
10 the General Assembly, on:

11 (1) the number and types of appeals that have been filed by physicians
12 under this subtitle and the outcome of the appeals; and

13 (2) the number of entities that have been approved by the Commission as
14 ratings examiners under Title 19, Subtitle 1, Part V of the Health – General Article.]

15 DRAFTER'S NOTE:

16 This section requires the Maryland Insurance Administration and the Maryland
17 Health Care Commission to submit annual reports regarding physician rating systems. The
18 Administration and Commission advise that ratings systems for physicians are
19 well-established and very few complaints are ever received. Therefore, this reporting
20 requirement is repealed as unnecessary.

21 Article – Labor and Employment

22 11-401.

23 The intent, purposes and objectives of this subtitle are to:

24 (6) set up a program of planned apprenticeship under registered
25 agreements, meeting standards established by the Office of Apprenticeship, U.S.
26 Department of Labor; AND

27 (7) promote employment opportunities for young people under conditions
28 providing adequate training and reasonable earnings[; and].

29 [(8) subject to § 2-1246 of the State Government Article, provide for periodic
30 reports to the Governor, the General Assembly, and the public regarding the status of
31 apprenticeship training in this State.]

1 DRAFTER'S NOTE:

2 The Apprenticeship and Training Council uses the annual report required under §
3 ~~11-405(e)~~ 11-405(d) of the Labor and Employment Article to comply with this reporting
4 requirement. Therefore, this less specific reporting requirement is repealed as duplicative.

5 **Article – Natural Resources**

6 4-11A-03.2.

7 (c) (1) The Coordinating Council shall:

8 (i) Formulate and make proposals to the Governor and, in
9 accordance with § 2-1246 of the State Government Article, the Senate Education, Health,
10 and Environmental Affairs Committee and the House Environment and Transportation
11 Committee on or before [June 30 of] **SEPTEMBER 1** each year for advancing Maryland
12 aquaculture, including recommendations for a fee structure on aquaculture operations in
13 order to reduce State expenditures on aquaculture programs;

14 DRAFTER'S NOTE:

15 The reporting date is modified to provide the Aquaculture Coordinating Council
16 sufficient time after the end of the fiscal year but before the beginning of the legislative
17 session to meet the requirement.

18 **Article – Public Safety**

19 2-307.

20 (b) (1) The Department shall collect and analyze information about incidents
21 apparently directed against an individual or group because of race, religion, ethnicity, or
22 sexual orientation.

23 (2) Each local law enforcement agency and the State Fire Marshal shall
24 provide the Department with the information described in paragraph (1) of this subsection.

25 (3) The Department shall adopt procedures for the collection and analysis
26 of the information described in paragraph (1) of this subsection.

27 (4) The Department shall make [monthly] **QUARTERLY** reports to the
28 Commission on Civil Rights about the information described in paragraph (1) of this
29 subsection.

30 DRAFTER'S NOTE:

31 According to the Department of State Police, it is difficult for the local law
32 enforcement agencies to provide information as required under subsection (b)(2) of this

1 section on a monthly basis. Accordingly, at the Department's request and with the
2 concurrence of the Commission on Civil Rights, the reporting required is being made
3 quarterly.

4 8-105.

5 (a) (1) On or before December 31 of each year, each county shall submit to the
6 Director a report for the preceding fiscal year in the format provided by the Director.

7 (2) The report required under paragraph (1) of this subsection shall
8 include:

9 (i) the amount of money distributed to each recipient and the
10 purpose of expenditure of this money categorized as provided in § 8-102(f)(1) of this
11 subtitle;

12 (ii) the amount and disposition of any unencumbered or unexpended
13 money;

14 (iii) the amount of expenditures for fire protection by the county,
15 including the amount of money distributed to volunteer fire, rescue, and ambulance
16 companies from sources other than the Fund; and

17 (iv) the nature and estimated dollar amount of any in-kind
18 contributions made by the county to volunteer fire, rescue, and ambulance companies.

19 [(3) Each county shall provide a copy of the report required under
20 paragraph (1) of this subsection, subject to § 2-1246 of the State Government Article, to the
21 Department of Legislative Services.]

22 (b) (1) Each year the Director shall report to the Governor and, subject to §
23 2-1246 of the State Government Article, to the General Assembly on the information
24 provided by the counties on the distribution of money provided under this subtitle,
25 including an assessment of the extent to which the purposes of this subtitle are being
26 achieved.

27 (2) The report under paragraph (1) of this subsection shall state the
28 amount of money distributed by each county under § 8-103(b) of this subtitle to volunteer
29 fire, rescue, and ambulance companies.

30 DRAFTER'S NOTE:

31 The Department of Legislative Services advises that it is the report under subsection
32 (b) of this section that is generally used, rather than the reports required to be submitted
33 by the counties to the Department under subsection (a) of this section. Accordingly, the
34 requirement in subsection (a)(3) of this section is being repealed as unnecessary.

1 12-824.1.

2 [(l) On or before October 1, 2009, and each year thereafter, subject to § 2-1246 of
3 the State Government Article, the Board shall report to the Senate Budget and Taxation
4 Committee, the Senate Finance Committee, the House Appropriations Committee, and the
5 House Economic Matters Committee on the implementation of the Fund.]

6 DRAFTER'S NOTE:

7 Under subsection (l) of this section, the Elevator Safety Review Board is required to
8 report to certain committees of the General Assembly on the implementation of the
9 Elevator Safety Review Board Fund. It was determined that this report is unnecessary as
10 this is the smallest special fund that is overseen by the Department of Labor, Licensing,
11 and Regulation.

12 13-410.

13 (A) ON A QUARTERLY BASIS, THE ADJUTANT GENERAL, IN CONSULTATION
14 WITH THE ASSISTANT ADJUTANTS GENERAL, SHALL REPORT TO THE GENERAL
15 ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE,
16 ON THE NUMBER OF MARYLAND NATIONAL GUARD MEMBERS KILLED OR INJURED
17 WHILE ON ACTIVE DUTY AND THE CIRCUMSTANCES OF THE DEATHS OR INJURIES.

18 (B) THIS SECTION APPLIES ONLY IF MEMBERS OF THE MARYLAND
19 NATIONAL GUARD ARE KILLED OR INJURED WHILE ON ACTIVE DUTY DURING THE
20 PERIOD FOR WHICH THE REPORT WOULD BE SUBMITTED.

21 DRAFTER'S NOTE:

22 Chapter 485, § 2 of the Acts of 2007 is repealed and its requirements codified under
23 this section for transparency. Additionally, the language in subsection (b) of this section is
24 added for efficiency.

25 **Article – Public Utilities**

26 7-211.

27 (m) [(5) On or before February 1, 2015, the Commission shall report to the
28 Governor and, in accordance with § 2-1246 of the State Government Article, to the General
29 Assembly on the experience of the pilot program and the Commission's findings.]

30 DRAFTER'S NOTE:

31 Subsection (m)(5) of this section is repealed as obsolete; the one-time report was
32 submitted as required.

1 7-505.

2 [(e) (1) The Commission shall assess the amount of electricity generated in
3 Maryland as well as the amount of electricity imported from other states in order to
4 determine whether a sufficient supply of electricity is available to customers in the State.

5 (2) On or before January 1 in 2001, 2003, 2005, and 2007, the Commission
6 shall report to the General Assembly in accordance with § 2-1246 of the State Government
7 Article on its assessment under this subsection, and any recommendations for legislation
8 which may be needed to ensure an adequate supply of electricity for customers in the State.]

9 DRAFTER'S NOTE:

10 Subsection (e) of this section is repealed as obsolete; the determination was
11 completed and all reports were submitted as required.

12 7-510.

13 (a) [(3) On or before October 1, 2003, each municipal electric utility shall
14 report, subject to § 2-1246 of the State Government Article, to the General Assembly on
15 the status of the opportunity for customer choice in its service territory, including:

16 (i) if the service territory of the municipal electric utility is available
17 for customer choice, its experience, through July 1, 2003, with the transition to customer
18 choice; or

19 (ii) if the service territory of the municipal electric utility is not
20 available for customer choice as of July 1, 2003, its proposed intention to make customer
21 choice available in the future.]

22 [(4) (3) If a municipal electric utility serves customers outside its
23 distribution territory, electricity suppliers licensed under § 7-507 of this subtitle may serve
24 the customers in the distribution territory of the municipal electric utility.

25 DRAFTER'S NOTE:

26 Subsection (a)(3) of this section is repealed as obsolete; the reports were submitted
27 as required.

28 Article – State Finance and Procurement

29 2-206.

30 (f) (2) On or before [June 30 of] **OCTOBER 1** each year, the Council shall
31 submit to the Governor and, in accordance with § 2-1246 of the State Government Article,
32 the General Assembly, a written report that includes:

- 1 (i) the number of grants made during the fiscal year;
- 2 (ii) the names of the recipients of the grants;
- 3 (iii) the specific purpose of each grant awarded; and
- 4 (iv) documentation of how the grant recipient spent or otherwise
5 used the grant.

6 DRAFTER'S NOTE:

7 The reporting date is modified to provide more time between the end of the fiscal
8 year and when the report is due.

9 [14–208.

10 (a) Within 90 days after the end of each fiscal year, the Secretary of General
11 Services, the Secretary of Transportation, and the Chancellor of the University System of
12 Maryland each shall submit a report on the operation and effectiveness of the Small
13 Business Preference Program to the Board.

14 (b) Within 60 days after receipt of all reports required under subsection (a) of this
15 section, the Board shall compile the information and report on the entire Small Business
16 Preference Program to the Legislative Policy Committee, subject to § 2–1246 of the State
17 Government Article.]

18 DRAFTER'S NOTE:

19 The reporting requirement regarding the Small Business Preference Program is
20 repealed as inefficient as the Program is rarely used.

21 14–303.

22 (a) (1) [(iii) The Board shall keep a record of the aggregate number and the
23 identity of minority business enterprises that receive certification under the process
24 established by the Board under subsection (b)(1) of this section and submit a copy of the
25 record to the General Assembly on or before October 1 of each year, in accordance with §
26 2–1246 of the State Government Article.]

27 DRAFTER'S NOTE:

28 This provision is repealed as duplicative and unnecessary in light of § 14–304(a)(1)
29 of the State Finance and Procurement Article, which requires the certification agency,
30 currently the Maryland Department of Transportation, to develop and maintain a directory
31 of all certified minority business enterprises.

1 14-409.

2 [(b) (1) The Department of General Services shall study the use of compost as
3 a fertilizer on State property that is under the operation of the Department of General
4 Services to develop a baseline estimate of the share of landscaped area fertilized by
5 compost.

6 (2) The Department of General Services shall report the findings of the
7 study required under paragraph (1) of this subsection to the General Assembly, in
8 accordance with § 2-1246 of the State Government Article, on or before December 1, 2010,
9 and shall make the report available to the public.]

10 [(c) (B) It is the goal of the Department of General Services to:

11 (1) compost, to the extent practicable, all landscape waste on State
12 property that is under its operation for use as fertilizer in landscaping activities; and

13 (2) increase the percentage of landscaped area fertilized by compost each
14 year.

15 DRAFTER'S NOTE:

16 Subsection (b) of this section is repealed as obsolete; the study was completed and
17 the report submitted as required.

18 15-111.

19 [(c) Within 90 days after the end of each fiscal year, the Governor shall submit to
20 the General Assembly a report on each expedited procurement approved under § 13-108(c)
21 of this article.]

22 [(d) (C) Within 90 days after the end of each fiscal year, the Department of
23 Budget and Management shall submit to the Board and the General Assembly a report on
24 each class of procurement for which the procedure for noncompetitive negotiated
25 procurement has been approved under § 13-106 of this article.

26 [(e) (D) A report to the General Assembly under this section is subject to §
27 2-1246 of the State Government Article.

28 DRAFTER'S NOTE:

29 This provision is repealed as inefficient as only two agencies are authorized to use
30 expedited procurement and each procurement agency is required to report on contracts
31 awarded on that basis under a different provision of law.

32 Article – State Government

1 2-10A-01.

2 (j) (1) The Committee shall report its preliminary findings and
3 recommendations to the Legislative Policy Committee on or before January 1, 1989.

4 (2) The Committee shall report its final findings and recommendations to
5 the Legislative Policy Committee on or before January 1, 1990.]

6 DRAFTER'S NOTE:

7 Subsection (j) of this section is repealed as obsolete; the reports were submitted as
8 required.

9 2-10A-11.

10 (h) The Committee shall report its findings and recommendations to the Governor
11 and, subject to § 2-1246 of this title, the General Assembly on December 31 of each year IN
12 WHICH THE COMMITTEE MEETS.

13 DRAFTER'S NOTE:

14 Staff for the Joint Committee on Unemployment Insurance Oversight advise that
15 there are years in which the Committee may not meet. As a result the reporting
16 requirement is revised to require that a report be submitted only in the years in which the
17 Committee meets.

18 ~~Article Tax General~~

19 ~~10-730.~~

20 (e) (2) ~~[On or before July 1 of each year, the] THE Department shall [report~~
21 ~~to the Governor and, subject to § 2-1246 of the State Government Article, the General~~
22 ~~Assembly on] INCLUDE THE FOLLOWING INFORMATION IN THE REPORT REQUIRED~~
23 ~~UNDER § 2-109 OF THE ECONOMIC DEVELOPMENT ARTICLE:~~

24 (i) ~~the amount of tax credits necessary to maintain the current level~~
25 ~~of film production activity in the State; and~~

26 (ii) ~~the amount of tax credits necessary to attract new film~~
27 ~~production activity to the State.~~

28 DRAFTER'S NOTE:

~~The report required under this paragraph is combined with the report required under § 2-109 of the Economic Development Article, which requires additional reporting regarding the film production activity tax credit, for efficiency.~~

Article – Transportation

8-508.

[(d) (1) By February 1 of each year, the Department and Board shall submit to the Senate Budget and Taxation Committee, Senate Finance Committee, House Appropriations Committee, and House Committee on Ways and Means, in accordance with § 2-1246 of the State Government Article, a report on the Department's and Board's compliance with subsections (b) and (c) of this section with respect to each of the 2 previous calendar years.

(2) The report shall:

(i) Describe the highway or capital transit construction training, supportive services, and skill improvement programs the Department and Board have conducted and administered in each workforce development area, including a description of:

1. Any entities, institutions, or organizations used by the Department and Board to provide the training and services; and

2. The individuals and organizations that have received training and services;

(ii) Analyze the results of the training programs in each workforce development area;

(iii) State the amount of federal funds available to the State under 23 U.S.C. § 140(b); and

(iv) Identify the amount spent in each workforce development area to conduct and administer the programs.]

DRAFTER'S NOTE:

The reporting requirement under subsection (d) of this section is repealed as unnecessary. There has not been any indication of legislative interest in the Highway or Capital Transit Construction Training and Support Services program since it was enacted in 2012 and, therefore, there is no need for an extensive annual report on this relatively small program.

1 [SECTION 3. AND BE IT FURTHER ENACTED, That each year, the Department
2 of the Environment shall prepare a report detailing the revenues raised by the fees issued
3 under the authority of Section 2 of this Act, the expenditures of those funds, and any
4 relevant information regarding the federal approval process, the effectiveness of the
5 permitting program, and any other issue of importance to the operation of this permitting
6 program. The report shall be distributed to the General Assembly, subject to § 2–1312 of
7 the State Government Article, and to the Department of Fiscal Services no later than
8 October 1 of each year, to detail the operations of the program during the preceding fiscal
9 year.]

10 DRAFTER'S NOTE:

11 Chapter 358, § 3 of the Acts of 1993 is repealed and its requirements codified under
12 § 2–107(c)(3) of the Environment Article for transparency and efficiency.

13 **Chapter 555 of the Acts of 1993**

14 [SECTION 2. AND BE IT FURTHER ENACTED, That the Department of Economic
15 and Employment Development shall submit an annual report to the General Assembly,
16 subject to § 2–1312 of the State Government Article, that summarizes the details of its
17 activities under this Act, including the nonproprietary details of the activities of the private
18 sector participants.]

19 DRAFTER'S NOTE:

20 Chapter 555, § 2 of the Acts of 1993 is repealed and its requirements codified under
21 § 4–107 of the Economic Development Article for transparency.

22 **Chapter 628 of the Acts of 1993**

23 [SECTION 2. AND BE IT FURTHER ENACTED, That the State Scholarship
24 Administration shall:

25 (1) By December 31 each year, submit an annual statement to the
26 Legislative Policy Committee of the General Assembly reporting on the utilization of the
27 money transferred from the Physician Quality Assurance Program to the Health Manpower
28 Shortage Incentive Grant Program and to the Loan Assistance Repayment Program under
29 this Act;

30 (2) By December 31, 1998 submit a full report to the Legislative Policy
31 Committee of the General Assembly on the effect of this Act regarding the recruitment and
32 retention of individuals to work in the State:

33 (a) In health occupations governed by the Health Manpower
34 Shortage Incentive Grant Program under § 18–804.1 of the Education Article of the Code;
35 and

1 (b) As primary care physicians under the Loan Assistance
2 Repayment Program under § 18–1602 of the Education Article of the Code.]

3 DRAFTER’S NOTE:

4 The report required under item (1) of this section is repealed as obsolete. Money from
5 the Board of Physicians Fund is no longer transferred to the Health Personnel Shortage
6 Incentive Grant Program or the Janet L. Hoffman Loan Assistance Repayment Program.
7 Item (2) of this section is repealed as obsolete as it is a one–time reporting requirement.

8 **Chapter 324 of the Acts of 1998**

9 [SECTION 13. AND BE IT FURTHER ENACTED, That:

10 (a) By December 1 of each year, the University System of Maryland shall report
11 to the Nutrient Management Advisory Committee, the Governor, and in accordance with §
12 2–1246 of the State Government Article, the General Assembly on:

13 (1) The latest developments in phosphorus mitigation, including the
14 effectiveness of phytase and other enzymes, genetically engineered corn, soil additives, and
15 other innovations; and

16 (2) For targeted areas determined by the Secretary of Agriculture,
17 background levels of phosphorus in the soil, current levels of phosphorus in the soil, and
18 the movement of phosphorus in and on the land.

19 (b) In preparing the report, the University System of Maryland shall coordinate
20 the activities at member institutions and consult with the agricultural industry. To the
21 extent possible, the University System shall coordinate its efforts with research projects
22 conducted by the agricultural industry.]

23 **Chapter 325 of the Acts of 1998**

24 [SECTION 13. AND BE IT FURTHER ENACTED, That:

25 (a) By December 1 of each year, the University System of Maryland shall report
26 to the Nutrient Management Advisory Committee, the Governor, and in accordance with §
27 2–1246 of the State Government Article, the General Assembly on:

28 (1) The latest developments in phosphorus mitigation, including the
29 effectiveness of phytase and other enzymes, genetically engineered corn, soil additives, and
30 other innovations; and

31 (2) For targeted areas determined by the Secretary of Agriculture,
32 background levels of phosphorus in the soil, current levels of phosphorus in the soil, and
33 the movement of phosphorus in and on the land.

1 (b) In preparing the report, the University System of Maryland shall coordinate
2 the activities at member institutions and consult with the agricultural industry. To the
3 extent possible, the University System shall coordinate its efforts with research projects
4 conducted by the agricultural industry.]

5 DRAFTER'S NOTE:

6 Chapter 324, § 13 and Chapter 325, § 13 of the Acts of 1998 are repealed as
7 duplicative and impractical. The University System of Maryland advises that system
8 personnel no longer work on phosphorous mitigation and that the Department of
9 Agriculture issues a similar report. Additionally, the Phosphorous Management Tool is now
10 used to identify the potential risk of phosphorus loss from farm fields and prevent
11 additional buildup of phosphorus in soils that are already saturated.

12 **Chapter 617 of the Acts of 1998**

13 [SECTION 4. AND BE IT FURTHER ENACTED, That the State Department of
14 Education shall report to the budget committees, the House Ways and Means Committee,
15 and the Senate Finance Committee on or before September 1 of each year on the number
16 of students enrolled in the enhanced program described in § 8–315 of the Education Article
17 and the annual costs of the program. In addition, the Department shall report on any
18 anticipated enrollment growth and future costs related to the enhanced program.]

19 DRAFTER'S NOTE:

20 Chapter 617, § 4 of the Acts of 1998 is repealed and its requirements codified under
21 § 8–311(f) of the Education Article for transparency.

22 **Chapter 140 of the Acts of 2002**

23 [SECTION 2. AND BE IT FURTHER ENACTED, That the State Board of Dental
24 Examiners shall report to the General Assembly by December 31, 2003, and by December
25 31 each year thereafter, the identity of the facilities operating under general supervision
26 under § 4–308 of the Health Occupations Article as enacted by this Act, and the identity of
27 the supervising dentist of those facilities operating under general supervision.]

28 DRAFTER'S NOTE:

29 Chapter 140, § 2 of the Acts of 2002 is repealed as obsolete. The related provisions of
30 statute enacted by Chapter 140 were repealed by Chapter 316 of the Acts of 2008.

31 **Chapter 5 of the Acts of 2003**

32 SECTION 12. AND BE IT FURTHER ENACTED, That Section(s) 31, 32, 34, 34A,
33 34B, 35, 36, 36A, and 37, inclusive, and the subtitle "Pensions" of Article 88B – Department
34 of State Police of the Annotated Code of Maryland be repealed and reenacted, with
35 amendments, and transferred to the Session Laws, to read as follows:

1 [7.

2 It shall be the duty of the Secretary of State Police biennially, to submit to the
3 Governor of the State a full report on the state and condition of the system; this report shall
4 include a full record of all persons retired under this subtitle, the rate of pay respectively
5 given them, and also an estimate of the sum required for future requirements in accordance
6 with the provisions of this subtitle until the next budget appropriation becomes effective.
7 And it is further provided that the Governor of the State may upon receipt of the report
8 from the Secretary of State Police recommend such future increases in the appropriation
9 as he may deem necessary for the proper administration of this subtitle.]

10 DRAFTER'S NOTE:

11 This section is repealed as obsolete. Information regarding the pension system as it
12 applies to State troopers who remain in the system is included in the reports submitted by
13 the State Retirement System.

14 **Chapter 207 of the Acts of 2003**

15 [SECTION 4. AND BE IT FURTHER ENACTED, That each county board of
16 education, including the Baltimore City Board of School Commissioners, shall report to the
17 Maryland State Department of Education on or before October 1 of each year regarding:

18 (1) the number of family hardship waivers that have been granted as a result of
19 this Act;

20 (2) the fiscal impact on the local education agency of this Act including both a
21 dollar amount and an assessment of future implications of this dollar amount on the local
22 education agency; and

23 (3) the amount of money that a local education agency received from other sources
24 (i.e. other states, other counties) for a child placed in that county as the result of an informal
25 kinship care relationship.

26 The Maryland State Department of Education shall compile the reports from the
27 county boards of education and the Baltimore City Board of School Commissioners and,
28 subject to § 2-1246 of the State Government Article, shall submit a report that presents all
29 of the data collected from the county boards in a comprehensive manner to the Senate
30 Education, Health, and Environmental Affairs Committee and the House Ways and Means
31 Committee on or before December 31 of each year.]

32 DRAFTER'S NOTE:

33 This section is repealed as unnecessary. The reporting requirement was included as
34 a way to monitor the implementation of Chapter 207 of the Acts of 2003. The programs in

1 each local school system to serve and monitor students in informal kinship care are now
2 well established.

3 **Chapter 295 of the Acts of 2003**

4 **[SECTION 2. AND BE IT FURTHER ENACTED, That the Insurance Commissioner**
5 **shall, in accordance with § 2–1246 of the State Government Article, submit a copy of the**
6 **final report of the examination required under Section 1 of this Act to the Senate Finance**
7 **Committee and the House Health and Government Operations Committee within 30 days**
8 **of the completion of the final report.]**

9 **DRAFTER’S NOTE:**

10 Chapter 295, § 2 of the Acts of 2003 is repealed and its requirements codified under
11 § 15–10B–20(e) of the Insurance Article for transparency.

12 **Chapter 403 of the Acts of 2003**

13 **[SECTION 3. AND BE IT FURTHER ENACTED, That:**

14 (a) Beginning September 1, 2004, and every 4 years thereafter, the Department
15 of Budget and Management shall conduct, or hire an independent third party not affiliated
16 with the Department of Budget and Management or the State Retirement Agency to
17 conduct, a peer benefits study of the several systems.

18 (b) The findings of either the Department of Budget and Management or the
19 independent third party shall be submitted to the Chairman of the Joint Committee on
20 Pensions on or before December 31 of that year.]

21 **DRAFTER’S NOTE:**

22 Chapter 403, § 3 of the Acts of 2003 is repealed as obsolete due to the major reform
23 of the State Retirement and Pension System that occurred in 2011.

24 **Chapter 302 of the Acts of 2004**

25 **[SECTION 2. AND BE IT FURTHER ENACTED, That, if the Secretary delegates**
26 **the Secretary’s duties under this Act to any other agency or unit of State government, the**
27 **Secretary shall notify the Senate Budget and Taxation Committee and the House**
28 **Appropriations Committee in writing within 30 calendar days.]**

29 **DRAFTER’S NOTE:**

30 Chapter 302, § 2 of the Acts of 2004 is repealed as obsolete; the Special Pay Plan was
31 repealed by Chapter 602 of the Acts of 2006.

Chapter 445 of the Acts of 2006

[SECTION 3. AND BE IT FURTHER ENACTED, That the Governor's Office for Children shall report to the General Assembly on or before December 31 of each year, in accordance with § 2-1246 of the State Government Article, on the implementation and effectiveness of at-risk youth prevention and diversion programs.]

DRAFTER'S NOTE:

Chapter 445, § 3 of the Acts of 2006 is repealed and its requirements codified under § 8-605 of the Human Services Article for transparency.

Chapter 485 of the Acts of 2007

[SECTION 2. AND BE IT FURTHER ENACTED, That the Adjutant General for the Maryland Army National Guard, in consultation with the Assistant Adjutants General, shall report to the General Assembly on a quarterly basis beginning on January 1, 2008, in accordance with § 2-1246 of the State Government Article, on the number of Maryland National Guard members killed or injured while on active duty and the circumstances of the deaths or injuries.]

DRAFTER'S NOTE:

Chapter 485, § 2 of the Acts of 2007 is repealed and its requirements codified under § 13-410 of the Public Safety Article for transparency.

Chapter 592 of the Acts of 2007

[SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) The Chancellor of the University System of Maryland and the Presidents of Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College shall identify all nonmerit and at-will positions in the personnel systems of the University System of Maryland and its constituent institutions, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College.

(b) On an annual basis, the Chancellor of the University System of Maryland and the Presidents of Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College shall report the information on nonmerit and at-will positions required under subsection (a) of this section to the Governor and, in accordance with § 2-1246 of the State Government Article, to the General Assembly.]

DRAFTER'S NOTE:

This reporting requirement is repealed as impractical as positions at the specified public institutions of higher education are not classified as nonmerit or at-will.

Chapter 583 of the Acts of 2008

[SECTION 3. AND BE IT FURTHER ENACTED, That:

(1) The Board of Morticians and Funeral Directors shall notify the Senate, Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee of the resolution in the matter of Charles Brown, et al. v. David Hovatter, et al.

(2) Within 6 months after the matter of Charles Brown et al. v. David Hovatter, et al. is resolved the Board of Morticians and Funeral Directors shall submit a report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2–1246 of the State Government Article, on:

(i) any proposals to alter the laws or regulations regarding corporate licenses;

(ii) whether a surviving spouse or executor license is still necessary; and

(iii) whether the requirement that an individual be a licensed mortician to qualify for a funeral establishment license is necessary.]

DRAFTER'S NOTE:

The matter of Charles Brown, et al. v. David Hovatter, et al. was resolved in 2009. Although the notification and report requirements were never met, Chapter 583, § 3 of the Acts of 2008 is repealed as irrelevant due to the time elapsed since the resolution of the matter.

[SECTION 4. AND BE IT FURTHER ENACTED, That, on or before December 1, 2008, and each year thereafter, the Board of Morticians and Funeral Directors shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2–1246 of the State Government Article, regarding effectiveness of pre-need regulations.]

DRAFTER'S NOTE:

Chapter 583, § 4 of the Acts of 2008 is repealed as obsolete. The State Board of Morticians and Funeral Directors has made changes to strengthen the regulation of pre-need contracts and the regulation of pre-need contracts was not included as an issue in the 2016 sunset evaluation of the board.

Chapter 350 of the Acts of 2012

1 [SECTION 2. AND BE IT FURTHER ENACTED, That:

2 (a) Beginning on or before October 1, 2013, and annually thereafter until the
3 certification of residential child and youth care practitioners has been implemented for a
4 full biennial certification cycle, the State Board for Certification of Residential Child Care
5 Program Professionals shall submit a report to the Senate Education, Health, and
6 Environmental Affairs Committee and the House Health and Government Operations
7 Committee in accordance with § 2–1246 of the State Government Article.

8 (b) Each report required under subsection (a) of this section shall update both
9 committees on the Board’s progress in implementing the certification of residential child
10 and youth care practitioners.

11 (c) The Board’s final report, to be submitted to both committees within 90 days
12 after residential child and youth care practitioners have been certified for a full biennial
13 certification cycle, shall address:

14 (1) the need, if any, for changes to Board membership based on the number
15 of residential child and youth care practitioners certified by the Board; and

16 (2) the outlook for the Board to become self–supporting (special funded) in
17 the future based on:

18 (i) the number of residential child and youth care practitioners
19 certified by the Board;

20 (ii) the number of full–time equivalent or contractual personnel
21 hired by the Board; and

22 (iii) the Board’s actual and projected revenues and expenditures.]

23 DRAFTER’S NOTE:

24 Chapter 350, § 2 of the Acts of 2012 is repealed as obsolete as the first full biennial
25 certification cycle for residential child and youth care practitioners was completed in 2017.

26 **Chapter 250 of the Acts of 2013**

27 [SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
28 That the Council for the Procurement of Health, Education, and Social Services shall:

29 (a) establish a workgroup of Council members and appropriate staff from the
30 State agencies that license health, education, or social services programs to determine a
31 process for nongovernmental entities that provide health, education, or social services in
32 the State to submit documents in an electronic form to the State agencies, by direct
33 transmission or by posting to an online system for document storage, including:

- 1 (1) naming and formatting documents;
- 2 (2) submitting, updating, and retrieving documents;
- 3 (3) security measures;
- 4 (4) standards necessary for the efficient and secure submission of
5 electronic documents; and
- 6 (5) a recommended implementation date; and

7 (b) on or before January 1, 2014, report to the Senate Education, Health, and
8 Environmental Affairs Committee and the House Health and Government Operations
9 Committee, in accordance with § 2-1246 of the State Government Article, on the process
10 determined under subsection (a) of this section.]

11 **DRAFTER'S NOTE:**

12 Chapter 250, § 1 of the Acts of 2013 is repealed as obsolete as the Council for the
13 Procurement of Health, Education, and Social Services complied with the section and the
14 workgroup that was required to be established is no longer needed.

15 **Chapter 164 of the Acts of 2015**

16 **[SECTION 4. AND BE IT FURTHER ENACTED, That:**

17 (a) The Department of Business and Economic Development and the Department
18 of Transportation, including the Maryland Aviation Administration, shall:

19 (1) monitor the Federal Aviation Administration for any proposed
20 regulations or rulemaking that relate to the regulation of the operation of small commercial
21 unmanned aircraft systems;

22 (2) determine the impact of any proposed regulations or rulemaking on the
23 State; and

24 (3) determine whether it is in the public interest for the State to consider
25 statewide legislation relating to the regulation of the operation of unmanned aircraft
26 systems.

27 (b) In determining its findings under subsection (a) of this section, the
28 Department and the Department of Transportation, including the Maryland Aviation
29 Administration, shall consult with:

30 (1) the University of Maryland, in its role as a member of the Mid-Atlantic
31 Aviation partnership;

1 (2) county and municipal governments; and

2 (3) other interested parties that the Department of Business and Economic
3 Development or the Department of Transportation, including the Maryland Aviation
4 Administration, determine appropriate.

5 (c) If the Department of Business and Economic Development and the
6 Department of Transportation, including the Maryland Aviation Administration,
7 determine that any proposed regulations or rulemaking that relate to the regulation of the
8 operation of small commercial unmanned aircraft have been or are likely to be adopted by
9 the Federal Aviation Administration, as soon as practicably possible, the Department of
10 Business and Economic Development and the Department of Transportation, including the
11 Maryland Aviation Administration, shall report any findings and recommendations to the
12 Governor and, in accordance with § 2-1246 of the State Government Article, the General
13 Assembly.]

14 DRAFTER'S NOTE:

15 Chapter 164, § 4 of the Acts of 2015 is repealed and its requirements codified under
16 § 14-302 of the Economic Development Article for transparency.

17 SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 7-10B-01 through
18 7-10B-06 and the subtitle "Subtitle 10B. Maryland Advisory Council for Virtual Learning"
19 of Article – Education of the Annotated Code of Maryland be repealed.

20 DRAFTER'S NOTE:

21 The Maryland Advisory Council for Virtual Learning was disbanded in 2015 and,
22 therefore, the Council is repealed as obsolete.

23 SECTION 3. AND BE IT FURTHER ENACTED, That Section(s) 2-10A-12 of Article
24 – State Government of the Annotated Code of Maryland be repealed.

25 DRAFTER'S NOTE:

26 The Joint Committee on Base Realignment and Closure is repealed as obsolete
27 because the Base Realignment and Closure process in the State has basically been
28 completed.

29 SECTION 4. AND BE IT FURTHER ENACTED, That Section(s) 9-401 through
30 9-407 and the subtitle "Subtitle 4. Commission on the Capital City" of Article – State
31 Government of the Annotated Code of Maryland be repealed.

32 DRAFTER'S NOTE:

33 The State Commission on the Capital City is repealed as inactive because it has not
34 met since 2007.

1 SECTION 5. AND BE IT FURTHER ENACTED, That Section(s) 9–701 and the
2 subtitle “Subtitle 7. Commission to Coordinate the Study, Commemoration, and Impact of
3 Slavery’s History and Legacy in Maryland” of Article – State Government of the Annotated
4 Code of Maryland be repealed.

5 DRAFTER’S NOTE:

6 The Commission to Coordinate the Study, Commemoration, and Impact of Slavery’s
7 History and Legacy in Maryland has not met since 2011. The work of the Commission has
8 been taken over by the State Archives and, therefore, the Commission is repealed as
9 duplicative.

10 SECTION 6. AND BE IT FURTHER ENACTED, That Section(s) 10–110 of
11 Article – Tax – General of the Annotated Code of Maryland be repealed.

12 DRAFTER’S NOTE:

13 This section is repealed as obsolete; the Maryland Business Tax Reform Commission
14 fulfilled its duties and issued its final report as required.

15 SECTION 7. AND BE IT FURTHER ENACTED, That this Act shall take effect June
16 1, 2019.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.