

SB0083/734439/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 83

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 5, 9, and 11, in each instance, after “means” insert “instead of by first-class mail”; and in line 14, after the semicolon insert “requiring a unit to establish a certain process and provide notice of the process on the unit’s website; providing for the interpretation of this Act;”.

AMENDMENT NO. 2

On page 2, in line 4, strike “**DELIVERED**” and substitute “**DELIVERY**”; after line 7, insert:

**“(3) “DISABLED PERSON” HAS THE MEANING STATED IN § 13-101 OF THE ESTATES AND TRUSTS ARTICLE.**

**“(4) “GUARDIAN OF THE PERSON” MEANS A GUARDIAN OF THE PERSON OF A DISABLED PERSON APPOINTED UNDER TITLE 13, SUBTITLE 7, PART II OF THE ESTATES AND TRUSTS ARTICLE.”;**

in line 8, strike “**(3)**” and substitute “**(5)**”; in line 10, after “**(B)**” insert “**(1) THIS SECTION APPLIES ONLY TO A NOTICE OR COMMUNICATION THAT IS REQUIRED TO BE DELIVERED BY FIRST-CLASS MAIL.**

**(2)**”;

in line 11, strike “**FROM A UNIT**” and substitute “:

(Over)

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**(I) FROM A UNIT IN THE JUDICIAL BRANCH OF STATE GOVERNMENT;**

**(II) REGARDING ELIGIBILITY, BENEFITS, OR SERVICES FOR A MEDICAL ASSISTANCE PROGRAM ESTABLISHED UNDER TITLES 7, 10, 14, OR 15 OF THE HEALTH – GENERAL ARTICLE; OR**

**(III)”;**

and in line 15, after the first “OF” insert “:

**(1) THE FEDERAL 21ST CENTURY COMMUNICATIONS AND VIDEO ACCESSIBILITY ACT; AND**

**(2)”.**

On page 2 in lines 14, 23, and 32, and on page 3 in line 25, in each instance, after “MEANS” insert “INSTEAD OF BY FIRST-CLASS MAIL”.

**AMENDMENT NO. 3**

On page 4, after line 19, insert:

**“(H) A UNIT THAT PROVIDES DELIVERY OF NOTICES OR COMMUNICATIONS BY ELECTRONIC MEANS UNDER THIS SECTION SHALL:**

**(1) ESTABLISH A PROCESS FOR A GUARDIAN OF THE PERSON OF A DISABLED PERSON TO:**

**(I) WITHDRAW THE DISABLED PERSON’S CONSENT TO HAVE NOTICES OR COMMUNICATIONS FROM THE UNIT DELIVERED BY ELECTRONIC MEANS; AND**

**(II) REQUEST THAT NOTICES AND COMMUNICATIONS REGARDING THE DISABLED PERSON BE DELIVERED TO THE GUARDIAN OF THE PERSON; AND**

**(2) PROVIDE NOTICE OF THE PROCESS ON THE UNIT’S WEBSITE.**

**(I) NOTHING IN THIS SECTION MAY BE INTERPRETED TO:**

**(1) REQUIRE A UNIT TO DELIVER NOTICES OR COMMUNICATIONS BY ELECTRONIC MEANS INSTEAD OF BY FIRST-CLASS MAIL; OR**

**(2) AFFECT POLICIES, PROCEDURES, SYSTEMS, OR PROTOCOLS FOR THE DELIVERY OF NOTICES OR COMMUNICATIONS BY ELECTRONIC MEANS IMPLEMENTED BY A UNIT UNDER ANY OTHER PROVISION OF LAW.”.**