

HB1295/303426/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1295
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “a landlord or”; and in line 4, strike “rented by the landlord or”.

AMENDMENT NO. 2

On page 1, in line 19, strike “AS DEFINED IN § 11-101 OF THIS ARTICLE”; strike beginning with “AS” in line 21 down through “ARTICLE” in line 22; and after line 22, insert:

“(3) “CONDOMINIUM” HAS THE MEANING STATED IN § 11-101 OF THIS ARTICLE.

“(4) “COOPERATIVE HOUSING CORPORATION” HAS THE MEANING STATED IN § 5-6B-01 OF THE CORPORATIONS AND ASSOCIATIONS ARTICLE.”.

On page 2, in lines 1, 4, and 9, strike “(3)”, “(4)”, and “(5)”, respectively, and substitute “(5)”, “(6)”, and “(7)”, respectively; in line 1, after “BUILDING” insert “THAT IS PART OF A COMMON OWNERSHIP COMMUNITY”; strike beginning with “AS” in line 5 down through “ARTICLE” in line 6; strike beginning with “AS” in line 7 down through “ARTICLE” in line 8; strike beginning with “THAT” in line 11 down through “PRODUCTS” in line 14; strike beginning with “RENTED” in line 20 down through “(2)” in line 21; in line 22, after “COMMUNITY” insert “; OR”

“(2) RENTED BY THE RESIDENTIAL OWNER OF THE DWELLING UNIT TO A TENANT UNDER A LEASE”;

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in line 23, strike “A LANDLORD OR THE” and substitute “THE”; in line 24, after “POLICY” insert “CONSISTENT WITH § 13-3314 OF THE HEALTH – GENERAL ARTICLE”; and strike beginning with “RENTED” in line 24 down through “OR” in line 25.

On page 3, after line 8, insert:

“(E) NOTHING IN THIS SECTION MAY BE CONSTRUED TO:

(1) LIMIT THE RIGHTS OF A GOVERNING BODY OF A COMMON OWNERSHIP COMMUNITY, TENANT, OR RESIDENTIAL OWNER TO INITIATE OR DEFEND AGAINST A CIVIL ACTION; OR

(2) PREEMPT A COUNTY OR MUNICIPAL GOVERNMENT FROM ENACTING AND ENFORCING MEASURES REGARDING SMOKING POLICIES IN MULTIFAMILY DWELLINGS THAT ARE MORE STRINGENT THAN A POLICY ADOPTED UNDER THIS SECTION.”.