

SENATE BILL 406

P5

EMERGENCY BILL

2lr1556

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

Introduced and read first time: January 24, 2022

Assigned to: Rules

Committee Report: Favorable

Senate action: Adopted

Read second time: February 21, 2022

CHAPTER _____

1 AN ACT concerning

2 **Annual Corrective Bill**

3 FOR the purpose of correcting certain errors or omissions in certain articles of the
4 Annotated Code; clarifying language; correcting certain obsolete references;
5 reorganizing certain sections of the Annotated Code; providing that this Act is not
6 intended to affect any law other than to correct technical errors; and providing for
7 the correction of certain errors and obsolete provisions by the publishers of the
8 Annotated Code.

9 BY repealing and reenacting, with amendments,
10 Article – Alcoholic Beverages
11 Section 9–2004(d)(1)(i) and (e)(1), 25–1604(b)(18) and (19), and 26–1614(a)(8)
12 Annotated Code of Maryland
13 (2016 Volume and 2021 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Business Occupations and Professions
16 Section 6–103(a)(5) and (b)
17 Annotated Code of Maryland
18 (2018 Replacement Volume and 2021 Supplement)

19 BY repealing and reenacting, with amendments,
20 Article – Corporations and Associations

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 Section 1–202(3), 2–105(c), 2–604(f), 4A–207(c)(3), 4A–1001(a), 4A–1003(3),
2 4A–1009(a)(8), 9A–1002(d)(3), 9A–1102(3), 10–206(b)(3), 10–209(a)(2), and
3 10–903(3)

4 Annotated Code of Maryland
5 (2014 Replacement Volume and 2021 Supplement)

6 BY repealing and reenacting, with amendments,
7 Article – Courts and Judicial Proceedings
8 Section 3–1503(b) and 7–204(a)(2)(ii)1. and (4)(ii)1.
9 Annotated Code of Maryland
10 (2020 Replacement Volume and 2021 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article – Criminal Procedure
13 Section 17–101(l), 17–102(b)(3), (e), (f)(1)(i) and (2), and (k), 17–103(a)(2),
14 17–104(a)(1), (b)(1), (c)(1), and (e), and 17–105(a)(1)
15 Annotated Code of Maryland
16 (2018 Replacement Volume and 2021 Supplement)

17 BY repealing and reenacting, without amendments,
18 Article – Education
19 Section 3–901(a)(1) and 7–1A–01(a)
20 Annotated Code of Maryland
21 (2018 Replacement Volume and 2021 Supplement)

22 BY repealing and reenacting, with amendments,
23 Article – Education
24 Section 3–901(a)(2), 7–1A–01(e), and 7–447.1(d)(14)(i)
25 Annotated Code of Maryland
26 (2018 Replacement Volume and 2021 Supplement)

27 BY repealing
28 Article – Education
29 Section 7–1A–01(d)
30 Annotated Code of Maryland
31 (2018 Replacement Volume and 2021 Supplement)

32 BY adding to
33 Article – Education
34 Section 7–1A–01(e)
35 Annotated Code of Maryland
36 (2018 Replacement Volume and 2021 Supplement)

37 BY repealing and reenacting, with amendments,
38 Article – Environment
39 Section 9–1605.2(i)(2)(i)
40 Annotated Code of Maryland

- 1 (2014 Replacement Volume and 2021 Supplement)
- 2 BY repealing and reenacting, with amendments,
3 Article – Family Law
4 Section 5–704(a)
5 Annotated Code of Maryland
6 (2019 Replacement Volume and 2021 Supplement)
- 7 BY repealing and reenacting, with amendments,
8 Article – Financial Institutions
9 Section 12–410(e)(3)
10 Annotated Code of Maryland
11 (2020 Replacement Volume and 2021 Supplement)
- 12 BY repealing and reenacting, with amendments,
13 Article – General Provisions
14 Section 4–101(k)(3)(ii)
15 Annotated Code of Maryland
16 (2019 Replacement Volume and 2021 Supplement)
17 (As enacted by Chapter 658 of the Acts of the General Assembly of 2021)
- 18 BY repealing and reenacting, with amendments,
19 Article – Health – General
20 Section 4–211(d), 19–214.1(c)(2)(ii) and (f)(2)(ii), 19–214.2(i)(2)(iv), 20–1408(a)(2),
21 24–1202(a)(3), and 24–1203(a)
22 Annotated Code of Maryland
23 (2019 Replacement Volume and 2021 Supplement)
- 24 BY repealing and reenacting, with amendments,
25 Article – Health – General
26 Section 20–2002(b)
27 Annotated Code of Maryland
28 (2019 Replacement Volume and 2021 Supplement)
29 (As enacted by Chapters 466 and 467 of the Acts of the General Assembly of 2021)
- 30 BY repealing and reenacting, with amendments,
31 Article – Health Occupations
32 Section 8–508(a)(2)(ii), 12–6D–05(a)(2)(iii), 13–313(a), 14–5B–16(a), 14–5C–19(a),
33 14–5D–16(a), and 15–103(d), (e), and (g)
34 Annotated Code of Maryland
35 (2021 Replacement Volume)
- 36 BY repealing and reenacting, with amendments,
37 Article – Human Services
38 Section 5–5A–08(c)(1)
39 Annotated Code of Maryland
40 (2019 Replacement Volume and 2021 Supplement)

- 1 BY repealing and reenacting, with amendments,
2 Article – Insurance
3 Section 2–208(a)(3)
4 Annotated Code of Maryland
5 (2017 Replacement Volume and 2021 Supplement)
- 6 BY repealing and reenacting, with amendments,
7 Article – Labor and Employment
8 Section 3–1708(a) and (b)(1) and 8–311.2(c)(2)(ii)
9 Annotated Code of Maryland
10 (2016 Replacement Volume and 2021 Supplement)
- 11 BY repealing and reenacting, with amendments,
12 Article – Natural Resources
13 Section 3–126(d)(1)(i)5.B.
14 Annotated Code of Maryland
15 (2018 Replacement Volume and 2021 Supplement)
- 16 BY repealing and reenacting, with amendments,
17 Article – Public Safety
18 Section 2–315(c)(7), 3–522(b)(1) and (3) and (c)(2)(ii) and (iv) and (3), and
19 12–203(f)(6)(iii)4.
20 Annotated Code of Maryland
21 (2018 Replacement Volume and 2021 Supplement)
- 22 BY repealing and reenacting, with amendments,
23 Article – Public Utilities
24 Section 7–705(b–1), 12–101(e), 12–107(b)(4), 12–121(c)(1)(i) and (2), 12–122(c)(1),
25 12–125(b), and 12–131(d)(1)
26 Annotated Code of Maryland
27 (2020 Replacement Volume and 2021 Supplement)
- 28 BY repealing and reenacting, with amendments,
29 Article – Real Property
30 Section 12–102(1) and 12–106(c)
31 Annotated Code of Maryland
32 (2015 Replacement Volume and 2021 Supplement)
- 33 BY repealing and reenacting, with amendments,
34 Article – State Finance and Procurement
35 Section 2–209(c)(1)(i) through (viii) and (xiii) and 13–102.1(c)(4)
36 Annotated Code of Maryland
37 (2021 Replacement Volume)
- 38 BY repealing and reenacting, with amendments,
39 Article – State Government

1 Section 2–1247(a)(6)(iv), 9–1A–24(b)(4), 9–1A–36(g), 9–914.3(a) and (b)(1),
2 9–940(c)(2), 9–1005(a)(2), 9–1007(a)(1)(iv) and (3) and (b), and
3 20–1036(c)(1)(i)

4 Annotated Code of Maryland
5 (2021 Replacement Volume)

6 BY repealing and reenacting, with amendments,
7 Article – Transportation
8 Section 25–113(f)(2)(iv)
9 Annotated Code of Maryland
10 (2020 Replacement Volume and 2021 Supplement)

11 BY repealing and reenacting, with amendments,
12 Chapter 645 of the Acts of the General Assembly of 2021
13 Section 8

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

16 **Article – Alcoholic Beverages**

17 9–2004.

18 (d) (1) Except as provided in § 9–2005 of this subtitle for December 31 and
19 January 1, a holder of a Class C beer, wine, and liquor license may sell beer, wine, and
20 liquor:

21 (i) on Monday through Saturday, for on–premises and off–premises
22 consumption, from 7 a.m. to 2 a.m. the following day; **AND**

23 (e) (1) Except as provided in § 9–2005 of this subtitle for December 31 and
24 January 1, a holder of a Class D beer, wine, and liquor license may sell beer, wine, and
25 liquor:

26 (i) on Monday through Saturday, for on–premises and off–premises
27 consumption, from 7 a.m. to 2 a.m. the following day; **AND**

28 (ii) on Sunday[,]:

29 **1.** from 11 a.m. to 2 a.m. the following day if the holder pays
30 an additional fee of \$250; or

31 [(iii)] **2.** in accordance with a 2–day Sunday sales permit issued
32 under paragraph (2) of this subsection.

33 DRAFTER’S NOTE:

1 Error: Omitted conjunctions in § 9–2004(d)(1)(i) and (e)(1)(i) of the Alcoholic
2 Beverages Article. Tabulation error in § 9–2004(e)(1)(ii) of the Alcoholic Beverages Article.

3 Occurred: Ch. 41, § 2, Acts of 2016.

4 25–1604.

5 (b) Except as otherwise provided in this section, the Board may issue, renew,
6 approve the transfer of, and otherwise provide for:

7 (18) in accordance with § 25–1103 of this title, a refillable container permit
8 for draft beer for A Class D–K license; and

9 (19) in accordance with § 25–1104 of this title, a refillable container permit
10 for wine for A Class D–K license.

11 DRAFTER'S NOTE:

12 Error: Omitted article in § 25–1604(b)(18) and (19) of the Alcoholic Beverages Article.

13 Occurred: Ch. 349, Acts of 2020.

14 26–1614.

15 (a) The Board may issue:

16 (8) up to five Class B–DD (Development District) licenses to restaurants
17 located within the Karington [mixed–used] **MIXED–USE** development, located in the
18 southwest quadrant of the intersection of MD–214/Central Avenue and US–301/Crain
19 Highway;

20 DRAFTER'S NOTE:

21 Error: Spelling error in § 26–1614(a)(8) of the Alcoholic Beverages Article.

22 Occurred: Ch. 730, Acts of 2016.

23 **Article – Business Occupations and Professions**

24 6–103.

25 (a) This title does not affect the right of any local jurisdiction of the State:

26 (5) to collect, from a person who is [licensed] **REGISTERED** with a local
27 board, fees for:

- 1 (i) an examination for a registration to provide electrical services;
- 2 (ii) issuance and renewal of the registration; or
- 3 (iii) an inspection.

4 (b) If a local jurisdiction [licenses] **REGISTERS** any class of electricians other
5 than master electricians, journeyman electricians, or apprentice electricians, that class
6 is also under the control and supervision of the local board.

7 DRAFTER'S NOTE:

8 Error: Incorrect word usage in § 6–103(a)(5) and (b) of the Business Occupations and
9 Professions Article.

10 Occurred: Ch. 708, Acts of 2021. Correction suggested by the Attorney General in the
11 Bill Review Letter for S.B. 762 (Ch. 708) of 2021 (footnote 5), dated May 6, 2021.

12 Article – Corporations and Associations

13 1–202.

14 When the Department accepts for record any charter document or any document
15 designating or changing the name or address of a resident agent or principal office of a
16 Maryland corporation, the Department shall:

17 (3) **[(i)]** Send an acknowledgment to the corporation, its attorney, or its
18 agent stating the date and time that the document was accepted for record[; and

19 (ii) Unless the corporation, its attorney, or its agent at the time of
20 filing declines the return, return the document on payment of the fee provided in §
21 1–203(b)(10) of this subtitle].

22 DRAFTER'S NOTE:

23 Error: Obsolete cross–reference in § 1–202(3)(ii) of the Corporations and Associations
24 Article.

25 Occurred: As a result of Ch. 44, Acts of 2018, which repealed the fee.

26 2–105.

27 (c) Notwithstanding subsection **[(a)(12)] (A)(13)** of this section, the board of
28 directors of a corporation that is registered or intends to register as an open–end company
29 under the Investment Company Act of 1940, after the registration as an open–end company
30 takes effect, may increase or decrease the aggregate number of shares of stock or the
31 number of shares of stock of any class that the corporation has authority to issue, unless a

1 provision has been included in the charter of the corporation after July 1, 1987 prohibiting
2 an action by the board of directors to increase or decrease the aggregate number of shares
3 of stock or the number of shares of stock of any class that the corporation has authority to
4 issue.

5 DRAFTER'S NOTE:

6 Error: Erroneous internal reference in § 2–105(c) of the Corporations and
7 Associations Article.

8 Occurred: As a result of Chs. 95 and 96, Acts of 2010.

9 2–604.

10 (f) Except as provided in subsection (b) of this section, the proposed amendment
11 shall be approved by the stockholders of the corporation by the affirmative vote of [two
12 thirds] ~~TWO–THIRDS~~ of all the votes entitled to be cast on the matter.

13 DRAFTER'S NOTE:

14 Error: Stylistic error in § 2–604(f) of the Corporations and Associations Article.

15 Occurred: Ch. 311, Acts of 1975.

16 4A–207.

17 (c) When the Department accepts for record any articles, certificate, or other
18 document, the Department shall:

19 (3) [(i)] Send an acknowledgment to the limited liability company, its
20 attorney, or its agent stating the date and time that the document was accepted for record[;
21 and

22 (ii) Unless the limited liability company, its attorney, or its agent at
23 the time of filing declines the return, return the document on payment of the fee provided
24 in § 1–203(b)(10) of this article].

25 DRAFTER'S NOTE:

26 Error: Obsolete cross–reference in § 4A–207(c)(3)(ii) of the Corporations and
27 Associations Article.

28 Occurred: As a result of Ch. 44, Acts of 2018, which repealed the fee.

29 4A–1001.

1 (a) Subject to the [Constitution of this State] **MARYLAND CONSTITUTION:**

2 (1) The laws of the state under which a foreign limited liability company is
3 organized govern its organization, internal affairs, and the liability of its members; and

4 (2) A foreign limited liability company may not be denied registration by
5 reason of any difference between those laws and the laws of this State.

6 DRAFTER'S NOTE:

7 Error: Stylistic error in § 4A–1001(a) of the Corporations and Associations Article.

8 Occurred: Ch. 536, Acts of 1992.

9 4A–1003.

10 If the Department finds that an application for registration meets the requirements
11 of this title and all required fees have been paid, it shall:

12 (3) [(i)] Send an acknowledgment to the person who filed the application
13 or a representative of the person who filed the application stating the date and time that
14 the document was accepted for record[; and

15 (ii) Unless the person who filed the application or the person's
16 representative at the time of filing declines the return, return the document on payment of
17 the fee provided in § 1–203(b)(10) of this article].

18 DRAFTER'S NOTE:

19 Error: Obsolete cross–reference in § 4A–1003(3)(ii) of the Corporations and
20 Associations Article.

21 Occurred: As a result of Ch. 44, Acts of 2018, which repealed the fee.

22 4A–1009.

23 (a) In addition to any other activities which may not constitute doing business in
24 this State, for the purposes of this title, the following activities of a foreign limited liability
25 company do not constitute doing business in this State:

26 (8) Selling or transferring title to property in this State so acquired to any
27 person, including the Federal Housing Administration or the [Veterans Administration]
28 **U.S. DEPARTMENT OF VETERANS AFFAIRS.**

29 DRAFTER'S NOTE:

1 Error: Misnomer in § 4A–1009(a)(8) of the Corporations and Associations Article.

2 Occurred: As a result of the federal Department of Veterans Affairs Act of 1988,
3 which renamed the Veterans Administration to the U.S. Department of Veterans Affairs.

4 9A–1002.

5 (d) When the Department accepts for record any certificate or other document,
6 the Department shall:

7 (3) [(i)] Send an acknowledgment to the limited liability partnership, its
8 attorney, or its agent stating the date and time that the document was accepted for record[;
9 and

10 (ii) Unless the limited liability partnership, its attorney, or its agent
11 at the time of filing declines the return, return the document on payment of the fee provided
12 in § 1–203(b)(10) of this article].

13 DRAFTER’S NOTE:

14 Error: Obsolete cross–reference in § 9A–1002(d)(3)(ii) of the Corporations and
15 Associations Article.

16 Occurred: As a result of Ch. 44, Acts of 2018, which repealed the fee.

17 9A–1102.

18 If the Department finds that an application for registration meets the requirements
19 of this subtitle and all required fees have been paid, it shall:

20 (3) [(i)] Send an acknowledgment to the person who filed the application
21 or a representative of the person who filed the application stating the date and time that
22 the document was accepted for record[; and

23 (ii) Unless the person who filed the application or the person’s
24 representative at the time of filing declines the return, return the document on payment of
25 the fee provided in § 1–203(b)(10) of this article].

26 DRAFTER’S NOTE:

27 Error: Obsolete cross–reference in § 9A–1102(3)(ii) of the Corporations and
28 Associations Article.

29 Occurred: As a result of Ch. 44, Acts of 2018, which repealed the fee.

30 10–206.

1 (b) When the Department accepts for record any certificate, the Department
2 shall:

3 (3) [(i)] Send an acknowledgment to the partnership, its attorney, or its
4 agent stating the date and time that the document was accepted for record[; and

5 (ii) Unless the partnership, its attorney, or its agent at the time of
6 filing declines the return, return the document on payment of the fee provided in §
7 1-203(b)(10) of this article].

8 DRAFTER'S NOTE:

9 Error: Obsolete cross-reference in § 10-206(b)(3)(ii) of the Corporations and
10 Associations Article.

11 Occurred: As a result of Ch. 44, Acts of 2018, which repealed the fee.

12 10-209.

13 (a) (2) When the Comptroller certifies the list [of] **TO** the Department, the
14 Comptroller shall mail to each listed limited partnership, at its address as it appears on
15 the Comptroller's records, a notice that its right to do business in Maryland and the right
16 to the use of its name will be forfeited unless all taxes, interest, and penalties due by it are
17 paid.

18 DRAFTER'S NOTE:

19 Error: Incorrect word usage in § 10-209(a)(2) of the Corporations and Associations
20 Article.

21 Occurred: Ch. 295, Acts of 1995.

22 10-903.

23 If the Department finds that an application for registration meets the requirements
24 of this title and all required fees have been paid, it shall:

25 (3) [(i)] Send an acknowledgment to the person who filed the application
26 or his representative stating the date and time that the document was accepted for record[;
27 and

28 (ii) Unless the person who filed the application or the person's
29 representative at the time of filing declines the return, return the document on payment of
30 the fee provided in § 1-203(b)(10) of this article].

1 DRAFTER'S NOTE:

2 Error: Obsolete cross-reference in § 10-903(3)(ii) of the Corporations and
3 Associations Article.

4 Occurred: As a result of Ch. 44, Acts of 2018, which repealed the fee.

5 **Article – Courts and Judicial Proceedings**

6 3-1503.

7 (b) [(1)] The petition shall:

8 [(i)] (1) Be under oath and provide notice to the petitioner that an
9 individual who knowingly provides false information in the petition is guilty of a
10 misdemeanor and on conviction is subject to the penalties specified in subsection (d) of this
11 section;

12 [(ii)] (2) Subject to the provisions of subsection (c) of this section,
13 contain the address of the petitioner or the petitioner's employee; and

14 [(iii)] (3) Include all information known to the petitioner of:

15 [1.] (I) The nature and extent of the act specified in
16 subsection (a) of this section for which the relief is being sought, including information
17 known to the petitioner concerning previous harm or injury resulting from an act specified
18 in subsection (a) of this section by the respondent;

19 [2.] (II) Each previous and pending action between the
20 parties in any court; and

21 [3.] (III) The whereabouts of the respondent.

22 DRAFTER'S NOTE:

23 Error: Tabulation error in § 3-1503(b) of the Courts Article.

24 Occurred: Ch. 404, Acts of 1999.

25 7-204.

26 (a) (2) The Clerk of the Circuit Court for Baltimore County shall:

27 (ii) Charge as costs the following fee for docketing the appearance of
28 counsel when bringing or defending a criminal action:

1 1. If the punishment for the offense charged is [death or]
2 confinement in the State penitentiary, a \$20 fee; and

3 (4) The Clerk of the Circuit Court for Baltimore City shall:

4 (ii) Charge as costs the following fee for docketing the appearance of
5 counsel when bringing or defending a criminal action:

6 1. If the punishment for the offense charged is [death or]
7 confinement in the State penitentiary, a \$20 fee; and

8 DRAFTER'S NOTE:

9 Error: Obsolete term in § 7–204(a)(2)(ii)1 and (4)(ii)1 of the Courts Article.

10 Occurred: As a result of Ch. 156, Acts of 2013, which repealed the death penalty.

11 Article – Criminal Procedure

12 17–101.

13 (l) “STR DNA profile” means a genetic profile that examines genetic locations on
14 the non–sex chromosomes that are used for the statewide DNA [data base] **DATABASE**
15 system or the national DNA [data base] **DATABASE** system.

16 DRAFTER'S NOTE:

17 Error: Stylistic error in § 17–101(l) of the Criminal Procedure Article.

18 Occurred: Chs. 681 and 682, Acts of 2021.

19 17–102.

20 (b) A sworn affidavit shall be submitted by a law enforcement agent with approval
21 of a prosecutor from the relevant jurisdiction asserting that:

22 (3) an STR DNA profile has already been developed from the forensic
23 sample, was entered into the statewide DNA [data base] **DATABASE** system and the
24 national DNA [data base] **DATABASE** system, and failed to identify a known individual;
25 and

26 (e) The laboratory conducting SNP or other sequencing–based testing and the
27 genetic genealogist participating in FGGS shall be licensed by the Office of Health Care
28 Quality in accordance with § 17–104 of this [subtitle] **TITLE**.

1 (f) (1) (i) Subject to subparagraph (ii) of this paragraph, informed consent
2 in writing shall be obtained from any third party whose DNA sample is sought for the
3 purpose of assisting [a] AN FGGS and all statements made in obtaining the informed
4 consent shall be documented from beginning to end by video or audio recording.

5 (2) The person obtaining the informed consent shall have training from a
6 genetic counselor approved by the Office of Health Care Quality under § 17–104 of this
7 [subtitle] TITLE within 1 year after the Office of Health Care Quality has identified and
8 approved a genetic counselor or within 1 year after the person joins the investigative unit
9 conducting the investigation, whichever is later.

10 (k) A person whose genetic genealogy information, FGG profile, or DNA sample
11 is wrongfully disclosed, collected, or maintained in violation of this [subtitle] TITLE has a
12 private right of action under relevant State law guiding tort claims, and is entitled to
13 minimum liquidated damages of \$5,000 for a violation.

14 DRAFTER'S NOTE:

15 Error: Stylistic errors in § 17–102(b)(3), (e), and (f)(2) of the Criminal Procedure
16 Article. Incorrect word usage in § 17–102(f)(1)(i) of the Criminal Procedure Article.
17 Erroneous internal reference in § 17–102(k) of the Criminal Procedure Article.

18 Occurred: Chs. 681 and 682, Acts of 2021.

19 17–103.

20 (a) A defendant in a criminal case charged with a crime of violence under §
21 14–101 of the Criminal Law Article or a defendant convicted of a crime of violence under §
22 14–101 of the Criminal Law Article and seeking postconviction DNA testing is entitled to
23 seek judicial authorization for an FGGS by filing an affidavit with a trial court or
24 postconviction court certifying that:

25 (2) an STR DNA profile has already been developed from the forensic
26 sample, was entered into the State DNA [data base] DATABASE system and the [National]
27 NATIONAL DNA [data base] DATABASE system, and failed to identify a known individual;

28 DRAFTER'S NOTE:

29 Error: Stylistic errors in § 17–103(a)(2) of the Criminal Procedure Article.

30 Occurred: Chs. 681 and 682, Acts of 2021.

31 17–104.

32 (a) The Office of Health Care Quality shall establish:

1 (1) a licensing program for laboratories performing SNP or other
2 [sequencing based] **SEQUENCING–BASED** testing on evidence in support of FGGS on or
3 before October 1, 2022; and

4 (b) The Office of Health Care Quality shall:

5 (1) develop a training program on obtaining informed consent under §§
6 17–102 and 17–103 of this [subtitle] **TITLE**; and

7 (c) The Maryland Forensic Laboratory Advisory Committee shall:

8 (1) establish best practices for laboratories performing SNP or other
9 [sequencing based] **SEQUENCING–BASED** methods; and

10 (e) Neither the laboratory conducting SNP or other [sequencing based]
11 **SEQUENCING–BASED** testing, nor a law enforcement official, may disclose genetic
12 genealogy information without authorization.

13 **DRAFTER’S NOTE:**

14 Error: Omitted hyphens in § 17–104(a)(1), (c)(1), and (e) of the Criminal Procedure
15 Article. Stylistic error in § 17–104(b)(1) of the Criminal Procedure Article.

16 Occurred: Chs. 681 and 682, Acts of 2021.

17 17–105.

18 (a) On or before June 1 annually, the Governor’s Office of Crime Prevention,
19 Youth, and Victim Services shall submit a publicly available report to the Governor and, in
20 accordance with § 2–1257 of the State Government Article, the General Assembly, that
21 shall include, for the preceding calendar year:

22 (1) the number of requests for FGGS made, broken down by number of
23 requests made by prosecutors, [pre–trial] **PRETRIAL** defendants, and postconviction
24 defendants;

25 **DRAFTER’S NOTE:**

26 Error: Extraneous hyphen in § 17–105(a)(1) of the Criminal Procedure Article.

27 Occurred: Chs. 681 and 682, Acts of 2021.

28 **Article – Education**

29 3–901.

1 (a) (1) In this subtitle the following words have the meanings indicated.

2 (2) “Board of [Education District] **EDUCATION DISTRICT**” means a
3 geographic area of Montgomery County in which an elected member of the Montgomery
4 County Board of Education must be a legal resident. The geographic area of each district is
5 described in subsection (f) of this section. Each district shall be substantially equal in
6 population, and the districts shall be reapportioned on the basis of each decennial census
7 of the United States.

8 **DRAFTER’S NOTE:**

9 Error: Stylistic error in § 3–901(a)(2) of the Education Article.

10 Occurred: Ch. 660, Acts of 1985.

11 7–1A–01.

12 (a) In this subtitle the following words have the meanings indicated.

13 [(d) “Eligible public provider” means an early learning program that:

14 (1) Is provided by a county board at a public school; and

15 (2) Meets the requirements under § 7–1A–04 of this subtitle.]

16 [(e)] **(D)** (1) “Eligible private provider” means a [community based]
17 **COMMUNITY–BASED** early learning program that:

18 (i) Is licensed in the State;

19 (ii) Does not charge more tuition for full–day prekindergarten than
20 the cost of quality; and

21 (iii) Meets the requirements under § 7–1A–04 of this subtitle.

22 (2) “Eligible private provider” includes the Ulysses Currie Head Start
23 Program under § 5–231 of this article.

24 **(E) “ELIGIBLE PUBLIC PROVIDER” MEANS AN EARLY LEARNING PROGRAM**
25 **THAT:**

26 **(1) IS PROVIDED BY A COUNTY BOARD AT A PUBLIC SCHOOL; AND**

27 **(2) MEETS THE REQUIREMENTS UNDER § 7–1A–04 OF THIS**
28 **SUBTITLE.**

1 DRAFTER'S NOTE:

2 Error: Stylistic error (failure to codify definitions in alphabetical order) and omitted
3 hyphen in § 7–1A–01(d) and (e) of the Education Article.

4 Occurred: Ch. 36, § 3, Acts of 2021.

5 7–447.1.

6 (d) The Consortium consists of the following members:

7 (14) The following members appointed by the Governor:

8 (i) One representative of the [community] behavioral health
9 community with expertise in telehealth;

10 DRAFTER'S NOTE:

11 Error: Extraneous word in § 7–447.1(d)(14)(i) of the Education Article.

12 Occurred: Ch. 36, § 3, Acts of 2021.

13 **Article – Environment**

14 9–1605.2.

15 (i) (2) Funds in the Bay Restoration Fund shall be used only:

16 (i) 1. To award grants for up to 100% of eligible costs of projects
17 relating to planning, design, construction, and upgrade of a publicly owned wastewater
18 facility for flows up to the design capacity of the wastewater facility, as approved by the
19 Department, to achieve enhanced nutrient removal in accordance with [paragraph (3)]
20 **PARAGRAPH (4)** of this subsection; and

21 2. To award grants for up to 50% of eligible costs of projects
22 relating to planning, design, construction, and upgrade of a privately owned wastewater
23 facility for flows up to the design capacity of the wastewater facility, as approved by the
24 Department, to achieve enhanced nutrient removal in accordance with [paragraph (3)]
25 **PARAGRAPH (4)** of this subsection;

26 DRAFTER'S NOTE:

27 Error: Erroneous internal reference in § 9–1605.2(i)(2)(i) of the Environment Article.

28 Occurred: As a result of Chs. 366 and 367, Acts of 2017, which added a new
29 paragraph (3).

Article – Family Law

1
2 5–704.

3 (a) Notwithstanding any other provision of law, including any law on privileged
4 communications, each health practitioner, police officer, educator, or human service
5 worker, acting in a professional capacity in this State[:

6 (1) who has reason to believe that a child has been subjected to abuse or
7 neglect[,]:

8 (1) shall notify the local department or the appropriate law enforcement
9 agency; and

10 (2) if acting as a staff member of a hospital, public health agency, child care
11 institution, juvenile detention center, school, or similar institution, shall immediately
12 notify and give all information required by this section to the head of the institution or the
13 designee of the head.

14 DRAFTER'S NOTE:

15 Error: Erroneous tabulation in § 5–704(a) of the Family Law Article.

16 Occurred: As a result of Chs. 398 and 399, Acts of 2011.

Article – Financial Institutions

17
18 12–410.

19 (e) (3) Each licensee shall conspicuously display the following information on
20 the licensee's website, [a] ANY mobile application through which the services are offered,
21 [on] the outside of the self-service financial kiosk, any software application accessible to
22 the public and used for money transmission services, and THE profile page within each
23 social media platform the licensee uses:

24 (i) The licensee's unique identifier;

25 (ii) A link to the NMLS Consumer Access website; and

26 (iii) A notice stating, "The Commissioner of Financial Regulation for
27 the State of Maryland will accept all questions or complaints from Maryland residents
28 regarding (name of licensee and unique identifier) at (address of Commissioner), phone
29 (toll-free phone number of the Commissioner)".

30 DRAFTER'S NOTE:

1 Error: Incorrect word usage, extraneous word, and omitted article in § 12–410(e)(3)
2 of the Financial Institutions Article.

3 Occurred: As a result of Chs. 100 and 101, Acts of 2021, each of which amended §
4 12–410(e)(3) of the Financial Institutions Article. Correction suggested by the Attorney
5 General in the Bill Review Letter for S.B. 219 and 251 (Chs. 100 and 101) of 2021 (footnote
6 1), dated April 12, 2021.

7 Article – General Provisions

8 4–101.

9 (k) (3) “Public record” does not include:

10 (ii) a record or any information submitted to the Public Access
11 Ombudsman or the Board under Subtitle [1A] 1B of this title.

12 DRAFTER’S NOTE:

13 Error: Erroneous cross–reference in § 4–101(k)(3)(ii) of the General Provisions
14 Article.

15 Occurred: Ch. 658, Acts of 2021. Correction suggested by the Attorney General in the
16 Bill Review Letter for H.B. 183 (Ch. 658) of 2021 (footnote 1), dated May 6, 2021.

17 Article – Health – General

18 4–211.

19 (d) The Secretary may not make a new certificate of birth in connection with an
20 order of a court of competent jurisdiction relating to the adoption of an individual, if one of
21 the following so directs the Secretary:

22 (1) The court that decrees the adoption[.];

23 (2) The adoptive parents[.]; OR

24 (3) The adopted individual, if an adult.

25 DRAFTER’S NOTE:

26 Error: Incorrect punctuation and omitted conjunction in § 4–211(d) of the Health –
27 General Article.

28 Occurred: Ch. 21, Acts of 1982.

29 19–214.1.

1 (c) (2) The notice required under paragraph (1) of this subsection shall:

2 (ii) Be provided in the patient's preferred language or, if no preferred
3 language is specified, each language spoken by a limited English proficient population that
4 constitutes **AT LEAST 5%** of the overall population within the city or county in which the
5 hospital is located as measured by the most recent census.

6 (f) (2) The information sheet shall:

7 (ii) Be in the patient's preferred language or, if no preferred
8 language is specified, each language spoken by a limited English proficient population that
9 constitutes **AT LEAST 5%** of the overall population within the city or county in which the
10 hospital is located as measured by the most recent census.

11 DRAFTER'S NOTE:

12 Error: Omitted words in § 19–214.1(c)(2)(ii) and (f)(2)(ii) of the Health – General
13 Article.

14 Occurred: Ch. 470, Acts of 2020.

15 19–214.2.

16 (i) (2) The notice required under paragraph (1) of this subsection shall:

17 (iv) Be provided in the patient's preferred language or, if no preferred
18 language is specified, each language spoken by a limited English proficient population that
19 constitutes **AT LEAST 5%** of the population within the jurisdiction in which the hospital is
20 located as measured by the most recent federal census.

21 DRAFTER'S NOTE:

22 Error: Omitted words in § 19–214.2(i)(2)(iv) of the Health – General Article.

23 Occurred: Chs. 769 and 770, Acts of 2021.

24 20–1408.

25 (a) (2) The reporting required under paragraph (1) of this subsection shall be
26 **SUBMITTED** periodically in accordance with a schedule determined by the Commission.

27 DRAFTER'S NOTE:

28 Error: Omitted word in § 20–1408(a)(2) of the Health – General Article.

29 Occurred: Ch. 742, Acts of 2021.

1 20–2002.

2 (b) A person who violates [§ 20–2001] **SUBSECTION (A)** of this [subtitle]
3 **SECTION** is subject to a civil penalty imposed by the Department not exceeding \$5,000 for
4 each violation.

5 **DRAFTER’S NOTE:**

6 Error: Erroneous cross–reference in § 20–2002(b) of the Health – General Article.

7 Occurred: Chs. 466 and 467, Acts of 2021.

8 24–1202.

9 (a) The General Assembly:

10 (3) Acknowledges that the three–digit number, 2–1–1, is a nationally
11 recognized and applied telephone number which may be used for information and referral
12 and eliminates delays caused by lack of familiarity with health and human [service]
13 **SERVICES** numbers and by understandable confusion in circumstances of crisis; and

14 **DRAFTER’S NOTE:**

15 Error: Grammatical error in § 24–1202(a)(3) of the Health – General Article.

16 Occurred: Ch. 390, Acts of 2004.

17 24–1203.

18 (a) Except as provided in subsection [(d)] **(C)** of this section, an agency or
19 organization shall be approved by 2–1–1 Maryland as a 2–1–1 Maryland call center in order
20 to provide 2–1–1 services in the State.

21 **DRAFTER’S NOTE:**

22 Error: Erroneous internal reference in § 24–1203(a) of the Health – General Article.

23 Occurred: Ch. 295, Acts of 2020.

24 **Article – Health Occupations**

25 8–508.

26 (a) (2) “Nurse practitioner” means a registered nurse who is:

1 (ii) Authorized to prescribe drugs under regulations adopted by the
2 [State] Board [of Nursing].

3 DRAFTER'S NOTE:

4 Error: Extraneous language in § 8–508(a)(2)(ii) of the Health Occupations Article.

5 Occurred: Ch. 454, Acts of 1993.

6 12–6D–05.

7 (a) An applicant for registration shall:

8 (2) Provide documentation of:

9 (iii) For an applicant who satisfies the requirements under [§
10 12–6D–02(a)(4)] **§ 12–6D–03(A)(4)** of this subtitle, proof of:

11 1. Educational equivalency; and

12 2. Oral English competency;

13 DRAFTER'S NOTE:

14 Error: Erroneous cross–reference in § 12–6D–05(a)(2)(iii) of the Health Occupations
15 Article.

16 Occurred: Chs. 564 and 565, Acts of 2014.

17 13–313.

18 (a) The Board may issue a temporary license to an applicant who, except for
19 passing an examination otherwise required under this subtitle, has met the appropriate
20 education and experience requirements of this subtitle for a physical therapist license or a
21 physical therapy assistant license under [§ 10–305 of this article] **§ 13–302 OF THIS**
22 **SUBTITLE.**

23 DRAFTER'S NOTE:

24 Error: Erroneous cross–reference in § 13–313(a) of the Health Occupations Article.

25 Occurred: Chs. 473 and 474, Acts of 2021.

26 14–5B–16.

1 (a) Subject to subsection [(c)] (B) of this section, on the application of an
2 individual whose license has been revoked, a disciplinary panel may reinstate a revoked
3 license.

4 DRAFTER'S NOTE:

5 Error: Erroneous internal reference in § 14-5B-16(a) of the Health Occupations
6 Article.

7 Occurred: As a result of Chs. 612 and 613, Acts of 2020.

8 14-5C-19.

9 (a) Subject to subsection [(c)] (B) of this section, on the application of an
10 individual whose license has been revoked, a disciplinary panel, on the affirmative vote of
11 a majority of its full authorized membership, may reinstate a revoked license.

12 DRAFTER'S NOTE:

13 Error: Erroneous internal reference in § 14-5C-19(a) of the Health Occupations
14 Article.

15 Occurred: As a result of Chs. 612 and 613, Acts of 2020.

16 14-5D-16.

17 (a) Subject to subsection [(c)] (B) of this section, on the application of an
18 individual whose license has been revoked, a disciplinary panel may reinstate a revoked
19 license.

20 DRAFTER'S NOTE:

21 Error: Erroneous internal reference in § 14-5D-16(a) of the Health Occupations
22 Article.

23 Occurred: As a result of Chs. 612 and 613, Acts of 2020.

24 15-103.

25 (d) A hospital, related institution, alternative health CARE system, or employer
26 that has reason to know that a physician assistant has committed an action or has a
27 condition that might be grounds for reprimand or probation of the physician assistant or
28 suspension or revocation of the license of the physician assistant under § 15-314 of this
29 title because the physician assistant is alcohol- or drug-impaired is not required to report
30 to the Board if:

1 (1) The hospital, related institution, alternative health CARE system, or
2 employer knows that the physician assistant is:

3 (i) In an alcohol or drug treatment program that is accredited by the
4 Joint Commission on the Accreditation of Healthcare Organizations or is certified by the
5 Department; or

6 (ii) Under the care of a health care practitioner who is competent
7 and capable of dealing with alcoholism and drug abuse;

8 (2) The hospital, related institution, alternative health CARE system, or
9 employer is able to verify that the physician assistant remains in the treatment program
10 until discharge; and

11 (3) The action or condition of the physician assistant has not caused injury
12 to any person while the physician assistant is practicing as a licensed physician assistant.

13 (e) (1) If the physician assistant enters, or is considering entering, an alcohol
14 or drug treatment program that is accredited by the Joint Commission on Accreditation of
15 Healthcare Organizations or that is certified by the Department, the physician assistant
16 shall notify the hospital, related institution, alternative health CARE system, or employer
17 of the physician assistant's decision to enter the treatment program.

18 (2) If the physician assistant fails to provide the notice required under
19 paragraph (1) of this subsection, and the hospital, related institution, alternative health
20 CARE system, or employer learns that the physician assistant has entered a treatment
21 program, the hospital, related institution, alternative health system, or employer shall
22 report to the Board that the physician assistant has entered a treatment program and has
23 failed to provide the required notice.

24 (3) If the physician assistant is found to be noncompliant with the
25 treatment program's policies and procedures while in the treatment program, the
26 treatment program shall notify the hospital, related institution, alternative health CARE
27 system, or employer of the physician assistant's noncompliance.

28 (4) On receipt of the notification required under paragraph (3) of this
29 subsection, the hospital, related institution, alternative health CARE system, or employer
30 of the physician assistant shall report the physician assistant's noncompliance to the
31 Board.

32 (g) The hospital, related institution, alternative health CARE system, or employer
33 shall submit the report within 10 days of any action described in this section.

34 DRAFTER'S NOTE:

35 Error: Omitted word in § 15–103(d), (e), and (g) of the Health Occupations Article.

1 Occurred: Chs. 273 and 274, Acts of 2010.

2 Article – Human Services

3 5–5A–08.

4 (c) (1) The CMN Program shall facilitate assistance to critical medically
5 vulnerable individuals and their households in obtaining State and federal financial
6 assistance for their electric, gas, or other [source energy] **ENERGY SOURCE** bills through
7 navigators.

8 DRAFTER’S NOTE:

9 Error: Incorrect word usage in § 5–5A–08(c)(1) of the Human Services Article.

10 Occurred: Chs. 282 and 283, Acts of 2019.

11 Article – Insurance

12 2–208.

13 (a) Subject to subsection (b) of this section, the expense incurred in an
14 examination made under § 2–205 of this subtitle, § 2–206 of this subtitle for surplus lines
15 brokers and insurance holding corporations, § 23–207 of this article for premium finance
16 companies, § 15–10B–19 of this article for private review agents, § 15–10B–20 of this
17 article, or § 14–610 of this article for discount medical plan organizations and discount drug
18 plan organizations shall be paid by the person examined in the following manner:

19 (3) a person may not pay and an examiner may not accept any
20 compensation for an examination in addition to the compensation under [paragraph (1) of
21 this section] **ITEM (1) OF THIS SUBSECTION**.

22 DRAFTER’S NOTE:

23 Error: Stylistic error in § 2–208(a)(3) of the Insurance Article.

24 Occurred: Ch. 36, Acts of 1995, and as a result of Chs. 151 and 152, Acts of 2021.

25 Article – Labor and Employment

26 3–1708.

27 (a) If an essential worker believes that an essential employer has violated [§
28 3–1604] **§ 3–1704** of this subtitle:

1 (1) the essential worker may seek enforcement of rights under § 5–604 of
2 this article; and

3 (2) the Commissioner shall respond in accordance with the enforcement
4 provisions under Title 5 of this article.

5 (b) (1) If an essential worker believes that an essential employer has violated
6 **[§ 3–1606] § 3–1706** of this subtitle, the essential worker may file a written complaint with
7 the Commissioner.

8 DRAFTER'S NOTE:

9 Error: Erroneous cross–references in § 3–1708(a) and (b)(1) of the Labor and
10 Employment Article.

11 Occurred: As a result of Chs. 671 and 672, Acts of 2021, and Ch. 736, Acts of 2021,
12 which each added a new Subtitle 16 in Title 3 of the Labor and Employment Article.

13 8–311.2.

14 (c) (2) The report shall include:

15 (ii) the current balance of the Unemployment Insurance Fund; **AND**

16 DRAFTER'S NOTE:

17 Error: Omitted conjunction in § 8–311.2(c)(2)(ii) of the Labor and Employment
18 Article.

19 Occurred: Chs. 50 and 51, Acts of 2021.

20 Article – Natural Resources

21 3–126.

22 (d) (1) (i) 5. B. If the accountants are unable to express an
23 unqualified [opinion] **OPINION**, they shall state and explain in detail the reasons for their
24 qualifications, disclaimer, or opinion including recommendations necessary to make
25 possible future unqualified opinions.

26 DRAFTER'S NOTE:

27 Error: Omitted comma in § 3–126(d)(1)(i)5B of the Natural Resources Article.

28 Occurred: Ch. 4, Acts of the First Special Session of 1973.

29 Article – Public Safety

1 2–315.

2 (c) The Council consists of the following members:

3 (7) the Director of the Governor’s Office of Crime [Control and] Prevention,
4 **YOUTH, AND VICTIM SERVICES**, or the Director’s designee;

5 DRAFTER’S NOTE:

6 Error: Misnomer in § 2–315(c)(7) of the Public Safety Article.

7 Occurred: As a result of Ch. 11, Acts of 2020, which renamed the Governor’s Office
8 of Crime Control and Prevention to be the Governor’s Office of Crime Prevention, Youth,
9 and Victim Services.

10 3–522.

11 (b) (1) There is a Crisis Intervention Team Center of Excellence in the
12 Governor’s Office of Crime [Control and] Prevention, **YOUTH, AND VICTIM SERVICES**.

13 (3) The Governor’s Office of Crime [Control and] Prevention, **YOUTH, AND**
14 **VICTIM SERVICES** shall appoint the following individuals to oversee the Center:

15 (i) a crisis intervention law enforcement coordinator;

16 (ii) a mental health coordinator;

17 (iii) an advocacy coordinator; and

18 (iv) additional coordinators necessary as determined by the
19 Governor’s Office of Crime [Control and] Prevention, **YOUTH, AND VICTIM SERVICES**.

20 (c) (2) The Collaborative Committee shall include the following members:

21 (ii) the Executive Director of the Governor’s Office of Crime [Control
22 and] Prevention, **YOUTH, AND VICTIM SERVICES**, or the Executive Director’s designee;

23 (iv) the following individuals, appointed by the Executive Director of
24 the Governor’s Office of Crime [Control and] Prevention, **YOUTH, AND VICTIM**
25 **SERVICES**:

26 1. at least one representative of a local behavioral health
27 authority;

- 1 2. at least one representative from family and consumer
2 mental health organizations;
- 3 3. a representative from the Maryland Municipal League;
- 4 4. a representative from the Maryland Chiefs of Police
5 Association;
- 6 5. a representative from the Maryland Association of
7 Counties;
- 8 6. a representative of a local crisis intervention team;
- 9 7. other members determined to be necessary to carry out the
10 work of the Collaborative Committee; and
- 11 8. a representative from the Maryland Sheriffs' Association.

12 (3) A member appointed by the Executive Director of the Governor's Office
13 of Crime [Control and] Prevention, **YOUTH, AND VICTIM SERVICES:**

14 (i) serves for a term of 3 years and until a successor is appointed
15 and qualifies; and

16 (ii) may be reappointed.

17 **DRAFTER'S NOTE:**

18 Error: Misnomer in § 3-522(b)(1) and (3) and (c)(2)(ii) and (iv) and (3) of the Public
19 Safety Article.

20 Occurred: As a result of Ch. 11, Acts of 2020, which renamed the Governor's Office
21 of Crime Control and Prevention to be the Governor's Office of Crime Prevention, Youth,
22 and Victim Services.

23 12-203.

24 (f) (6) (iii) A code home rule county of the Southern Maryland class may:

25 4. impose a fine on a property owner under this paragraph
26 that[:

27 A.] leases a unit in a multifamily dwelling or a dwelling unit
28 that:

29 A. is not registered with the county; or

1 B. is in violation of the inspection criteria established by the
2 county.

3 DRAFTER'S NOTE:

4 Error: Tabulation error in § 12–203(f)(6)(iii)4 of the Public Safety Article.

5 Occurred: Chs. 759 and 760, Acts of 2021.

6 **Article – Public Utilities**

7 7–705.

8 (b–1) If an electricity supplier fails to comply with the renewable energy portfolio
9 standard that is required to be derived from post–2022 geothermal systems for the
10 applicable year, the electricity supplier shall pay into the Maryland Strategic Energy
11 Investment Fund established under § 9–20B–05 of the State Government Article a
12 compliance fee of **THE FOLLOWING AMOUNTS FOR EACH KILOWATT–HOUR OF**
13 **SHORTFALL FROM REQUIRED POST–2022 GEOTHERMAL SYSTEMS:**

14 (1) 10 cents in 2023 through 2025;

15 (2) 9 cents in 2026;

16 (3) 8 cents in 2027; and

17 (4) 6.5 cents in 2028 and later.

18 DRAFTER'S NOTE:

19 Error: Omitted language in § 7–705(b–1) of the Public Utilities Article.

20 Occurred: Ch. 164, Acts of 2021. Correction suggested by the Attorney General in the
21 Bill Review Letter for H.B. 1007 (Ch. 164) of 2021 (footnote 4), dated May 6, 2021.

22 12–101.

23 (e) “Contract locator” means a person contracted by an owner specifically to
24 determine the approximate horizontal location of the owner’s underground facilities as
25 specified in the ticket issued by the one–call [center] **SYSTEM.**

26 DRAFTER'S NOTE:

27 Error: Incorrect word usage in § 12–101(e) of the Public Utilities Article.

28 Occurred: Ch. 18, Acts of 2021.

1 12–107.

2 (b) The nine members shall be appointed as follows:

3 (4) one member from a list submitted to the Governor by the one–call
4 [centers] **SYSTEMS** operating in the State;

5 DRAFTER’S NOTE:

6 Error: Incorrect word usage in § 12–107(b)(4) of the Public Utilities Article.

7 Occurred: Ch. 635, § 3, Acts of 2010.

8 12–121.

9 (c) (1) The owner–member or its contract locator shall:

10 (i) respond to an emergency notice as soon as possible but not later
11 than 2 hours from the transmission of the ticket from the one–call [center] **SYSTEM**; and

12 (2) The person responsible for the excavation shall be on site or in
13 communication with the owner–member, their contract locator, or their representative
14 within 3 hours after the transmission of the ticket by the one–call [center] **SYSTEM**, or a
15 mutually agreed response time.

16 DRAFTER’S NOTE:

17 Error: Incorrect word usage in § 12–121(c)(1)(i) and (2) of the Public Utilities Article.

18 Occurred: Ch. 18, Acts of 2021.

19 12–122.

20 (c) (1) The operator of a one–call system shall install and make available an
21 underground facilities information exchange system in its one–call [center] **SYSTEM** in the
22 State.

23 DRAFTER’S NOTE:

24 Error: Incorrect word usage in § 12–122(c)(1) of the Public Utilities Article.

25 Occurred: Ch. 629, Acts of 2001.

26 12–125.

1 (b) If a person discovers that a mark is obliterated, destroyed, or removed, or
2 observes a visible indication that an underground facility or structure is not marked as
3 required under § 12–126 of this subtitle, the person shall notify the [call center] **ONE–CALL**
4 **SYSTEM** to request that all or part of the current scope of work of a valid ticket be
5 re–marked.

6 **DRAFTER’S NOTE:**

7 Error: Incorrect word usage in § 12–125(b) of the Public Utilities Article.

8 Occurred: Ch. 18, Acts of 2021.

9 12–131.

10 (d) In the case of an obstruction caused by a suspected cross–bore:

11 (1) the person intending to remove the obstruction shall notify the one–call
12 [center] **SYSTEM** and request a nonexcavation ticket for a suspected cross–bore which will
13 be transmitted to all pertinent owner–members in the geographic area indicated for that
14 ticket; and

15 **DRAFTER’S NOTE:**

16 Error: Incorrect word usage in § 12–131(d)(1) of the Public Utilities Article.

17 Occurred: Ch. 18, Acts of 2021.

18 **Article – Real Property**

19 12–102.

20 In this title, property is deemed to be taken:

21 (1) If the plaintiff lawfully is authorized to take the property before trial
22 pursuant to Article III of the [Constitution of the State] **MARYLAND CONSTITUTION**, or
23 any amendment to it, and the required payment has been made to the defendant or into
24 court, any required security has been given, and the plaintiff has taken possession of the
25 property and actually and lawfully appropriated it to the public purposes of the plaintiff.

26 **DRAFTER’S NOTE:**

27 Error: Stylistic error in § 12–102(1) of the Real Property Article.

28 Occurred: Ch. 12, § 2, Acts of 1974.

29 12–106.

1 (c) In proceeding under Article III of the [Constitution of the State] **MARYLAND**
2 **CONSTITUTION**, or any amendment to it, the plaintiff shall pay interest at the rate of 6
3 percent per annum on any difference between the amount of money initially paid into court
4 for the use of the defendant and the jury award as stated in the inquisition, from the date
5 the money was paid into court to the date of the inquisition or final judgment, whichever
6 date is later.

7 DRAFTER'S NOTE:

8 Error: Stylistic error in § 12–106(c) of the Real Property Article.

9 Occurred: Ch. 12, § 2, Acts of 1974.

10 **Article – State Finance and Procurement**

11 2–209.

12 (c) (1) The Council consists of the following members:

13 (i) the Director of the Governor's Grants [Office] **OFFICE**, or the
14 Director's designee;

15 (ii) the Chief Procurement [Officer] **OFFICER**, or the Chief
16 Procurement Officer's designee;

17 (iii) the State [Treasurer] **TREASURER**, or the State Treasurer's
18 designee;

19 (iv) the Attorney [General] **GENERAL**, or the Attorney General's
20 designee;

21 (v) the Secretary of Budget and [Management] **MANAGEMENT**, or
22 the Secretary's designee;

23 (vi) the Secretary of [Health] **HEALTH**, or the Secretary's designee;

24 (vii) the Secretary of Human [Services] **SERVICES**, or the Secretary's
25 designee;

26 (viii) the Secretary of Housing and Community [Development]
27 **DEVELOPMENT**, or the Secretary's designee;

28 (xiii) the Executive Director of the Governor's Office of Crime [Control
29 and] Prevention, **YOUTH, AND VICTIM SERVICES**, or the Executive Director's designee;

30 DRAFTER'S NOTE:

1 Error: Omitted commas in § 2–209(c)(1)(i) through (viii) and (xiii) of the State
2 Finance and Procurement Article. Misnomer in § 2–209(c)(1)(xiii) of the State Finance and
3 Procurement Article.

4 Occurred: Chs. 484 and 485, Acts of 2020, and as a result of Ch. 11, Acts of 2020,
5 which renamed the Governor’s Office of Crime Control and Prevention to be the Governor’s
6 Office of Crime Prevention, Youth, and Victim Services.

7 13–102.1.

8 (c) (4) The Fund consists of any fees imposed and collected under paragraph
9 (b)(1) of this [subsection] SECTION and § 13–226(c) of this title.

10 DRAFTER’S NOTE:

11 Error: Erroneous internal reference in § 13–102.1(c)(4) of the State Finance and
12 Procurement Article.

13 Occurred: Ch. 590, Acts of 2017.

14 Article – State Government

15 2–1247.

16 (a) In addition to any duties set forth elsewhere, the Office shall:

17 (6) perform the following duties with respect to the review of expenditures:

18 (iv) evaluate each proposal of a unit of the State government for an
19 appropriation, including any [proposal,] PROPOSAL that:

- 20 1. is in the proposed State budget;
- 21 2. is considered with the proposed State budget; or
- 22 3. involves State financing of a capital improvement; and

23 DRAFTER’S NOTE:

24 Error: Extraneous comma in § 2–1247(a)(6)(iv) of the State Government Article.

25 Occurred: Ch. 598, Acts of 1992.

26 9–1A–24.

1 (b) (4) A video lottery operation licensee may provide food at no cost to
2 individuals to the same extent allowed under [§ 5–303] **§ 6–310** of the Alcoholic Beverages
3 Article for a person engaged in the sale or barter of spirituous, malt, or intoxicating liquors
4 and licensed under the laws of Maryland.

5 DRAFTER'S NOTE:

6 Error: Erroneous cross-reference in § 9–1A–24(b)(4) of the State Government
7 Article.

8 Occurred: Ch. 228, Acts of 2016.

9 9–1A–36.

10 (g) The Video Lottery Facility Location Commission may not award more than
11 one video lottery [facility] operation license in a single county or Baltimore City.

12 DRAFTER'S NOTE:

13 Error: Extraneous word in § 9–1A–36(g) of the State Government Article.

14 Occurred: Ch. 4, Acts of the Special Session of 2007.

15 9–914.3.

16 (a) All money received by the Trust shall be deposited, as directed by the Trust,
17 in any state or national bank, or federally or [state insured] **STATE–INSURED** savings and
18 loan associations located in the State having a total paid-in capital of at least \$1,000,000.
19 The trust department of any state or national bank or savings and loan association may be
20 designated as a depository to receive any securities acquired or owned by the Trust. The
21 restriction with respect to paid-in capital may be waived for any qualifying bank or savings
22 and loan association that agrees to pledge securities of the state or of the United States to
23 protect the funds and securities of the Trust in amounts and under arrangements
24 acceptable to the Trust.

25 (b) (1) Except as provided in paragraph (2) of this subsection, any money of
26 the Trust, in its discretion and unless otherwise provided in any agreement or covenant
27 between the Trust and the holders of any of its obligations limiting or restricting classes of
28 investments, may be invested in bonds or other obligations of the United States, the State,
29 the political subdivisions or units of the State, direct or indirect federal agencies, corporate
30 bonds with a rating of BAA3/BBB, or [mortgage backed and asset backed]
31 **MORTGAGE–BACKED AND ASSET–BACKED** securities with a rating of AAA.

32 DRAFTER'S NOTE:

33 Error: Omitted hyphens in § 9–914.3(a) and (b)(1) of the State Government Article.

1 Occurred: Ch. 681, Acts of 2013.

2 9–940.

3 (c) The purpose of the Program is to ensure that:

4 (2) general issues relating to [veterans] **VETERANS'** needs are brought to
5 the attention of the Governor and the General Assembly in order for them to be addressed.

6 DRAFTER'S NOTE:

7 Error: Omitted apostrophe in § 9–940(c)(2) of the State Government Article.

8 Occurred: Ch. 290, Acts of 2006.

9 9–1005.

10 (a) (2) The **STATE** Archivist shall:

11 (i) be knowledgeable in subjects relevant to archival activities; and

12 (ii) possess experience in archival or related fields.

13 DRAFTER'S NOTE:

14 Error: Omitted word in § 9–1005(a)(2) of the State Government Article.

15 Occurred: Ch. 286, § 5, Acts of 1984.

16 9–1007.

17 (a) In addition to any powers set forth elsewhere, the State Archivist may:

18 (1) adopt regulations to:

19 (iv) define the categories of records in the report of the Records
20 Management Division under [§ 10–634] **§ 10–611** of this article;

21 (3) on request, or at the State Archivist's discretion, review, evaluate, and
22 make recommendations to the General Assembly regarding State designations under [Title
23 13 of this article] **TITLE 7 OF THE GENERAL PROVISIONS ARTICLE.**

24 (b) At the request of the President of the Senate, the Speaker of the House, the
25 Chair of the Senate Education, Health, and Environmental Affairs Committee, or the Chair
26 of the House Health and Government Operations Committee, the State Archivist shall
27 review, evaluate, and make recommendations to the General Assembly regarding State

1 designations under [Title 13 of this article] **TITLE 7 OF THE GENERAL PROVISIONS**
2 **ARTICLE.**

3 **DRAFTER'S NOTE:**

4 Error: Obsolete cross-references in § 9–1007(a)(1)(iv) and (3) and (b) of the State
5 Government Article.

6 Occurred: As a result of Ch. 104, Acts of 2014, and Ch. 94, § 2, Acts of 2014.

7 20–1036.

8 (c) (1) In a civil action under subsection (a) of this section, the court may:

9 (i) award preventive relief, including a permanent or temporary
10 injunction, restraining order, or other order against the person responsible for a violation
11 of Subtitle 7 of this title as necessary to [assure] **ENSURE** the full enjoyment of the rights
12 granted by Subtitle 7 of this title;

13 **DRAFTER'S NOTE:**

14 Error: Incorrect word usage in § 20–1036(c)(1)(i) of the State Government Article.

15 Occurred: Ch. 120, § 2, Acts of 2009.

16 **Article – Transportation**

17 25–113.

18 (f) (2) (iv) When the Maryland Statistical Analysis Center updates a
19 filterable data display under this section, the Governor's Office of Crime [Control and]
20 Prevention, **YOUTH, AND VICTIM SERVICES** shall provide electronic and written notice
21 of the update to the General Assembly in accordance with § 2–1257 of the State Government
22 Article.

23 **DRAFTER'S NOTE:**

24 Error: Misnomer in § 25–113(f)(2)(iv) of the Transportation Article.

25 Occurred: As a result of Ch. 11, Acts of 2020, which renamed the Governor's Office
26 of Crime Control and Prevention to be the Governor's Office of Crime Prevention, Youth,
27 and Victim Services.

28 **Chapter 645 of the Acts of 2021**

29 **SECTION 8. AND BE IT FURTHER ENACTED, That:**

1 (a) Subject to subsection (b) of this section, Section [1] 2 of this Act shall be
2 construed to apply retroactively and shall be applied to and interpreted to affect any
3 qualified conservation completed, and any resulting afforestation or reforestation credits
4 given, to the extent they were approved in good faith under a State or local program as a
5 forest mitigation bank before the effective date of this Act.

6 (b) Nothing in this section requires a State or local program to reevaluate or alter
7 any of its final determinations related to the granting or denial of afforestation or
8 reforestation credits for qualified conservation made before the effective date of this Act.

9 DRAFTER'S NOTE:

10 Error: Erroneous internal reference in Ch. 645, § 8(a), Acts of 2021.

11 Occurred: Ch. 645, § 8, Acts of 2021.

12 SECTION 2. AND BE IT FURTHER ENACTED, That the Drafter's Notes contained
13 in this Act are not law and may not be considered to have been enacted as part of this Act.

14 SECTION 3. AND BE IT FURTHER ENACTED, That the provisions of this Act are
15 intended solely to correct technical errors in the law and there is no intent to revive or
16 otherwise affect law that is the subject of other acts, whether those acts were signed by the
17 Governor prior to or after the signing of this Act.

18 SECTION 4. AND BE IT FURTHER ENACTED, That the publishers of the
19 Annotated Code of Maryland, subject to the approval of the Department of Legislative
20 Services, shall make any changes in the text of the Annotated Code necessary to effectuate
21 any termination provision that was enacted by the General Assembly and has taken effect
22 or will take effect prior to October 1, 2022. Any enactment of the 2022 Session of the General
23 Assembly that negates or extends the effect of a previously enacted termination provision
24 shall prevail over the provisions of this section.

25 SECTION 5. AND BE IT FURTHER ENACTED, That the publishers of the
26 Annotated Code of Maryland, in consultation with and subject to the approval of the
27 Department of Legislative Services, shall make nonsubstantive corrections to codification,
28 style, capitalization, punctuation, grammar, spelling, and any reference rendered incorrect
29 or obsolete by an Act of the General Assembly, with no further action required by the
30 General Assembly. The publishers shall adequately describe any such correction in an
31 editor's note following the section affected.

32 SECTION 6. AND BE IT FURTHER ENACTED, That the publishers of the
33 Annotated Code of Maryland, in consultation with and subject to the approval of the
34 Department of Legislative Services, shall correct all obsolete references to the Veterans
35 Administration rendered incorrect as described in the Drafter's Note for § 4A-1009(a)(8) of
36 the Corporations and Associations Article, as enacted by this Act.

1 SECTION 7. AND BE IT FURTHER ENACTED, That this Act is an emergency
2 measure, is necessary for the immediate preservation of the public health or safety, has
3 been passed by a yea and nay vote supported by three-fifths of all the members elected to
4 each of the two Houses of the General Assembly, and shall take effect from the date it is
5 enacted.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.