

SB0883/383927/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 883
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “Post-Towing” and substitute “Towing”; strike beginning with “identify” in line 9 down through “on” in line 10 and substitute “analyze predatory towing practices in the State and consider whether it is necessary, appropriate, and in the public interest to establish post-towing procedures relating to”; in lines 8 and 11, in each instance, strike “Post-Towing” and substitute “Towing”; and in line 11, strike “under certain circumstances”.

AMENDMENT NO. 2

On page 2, in line 22, strike “Post-Towing” and substitute “Towing”; in line 23, strike “Task Force” and substitute “Workgroup”; and in lines 24 and 26, in each instance, strike “one member” and substitute “two members”.

AMENDMENT NO. 3

On page 3, in lines 1 and 2, strike beginning with “one” in line 1 down through the second “the” in line 2 and substitute “the Maryland”; in line 3, after “(4)” insert “four representatives of consumer protection entities who work at the State or local level, two of whom shall be attorneys licensed in the State, appointed by the Attorney General:

(5)”;

in lines 5, 7, 9, and 11, strike “(5)”, “(6)”, “(7)”, and “(8)”, respectively, and substitute “(6)”, “(7)”, “(8)”, and “(9)”, respectively; in line 14, strike “The Department of Commerce shall provide staff for” and substitute “The Maryland Attorney General shall staff”; in line 16, strike “Task Force” and substitute “Workgroup”; in lines 19 and 20, strike “identify and examine” and substitute “:

SB0883/383927/01 Environment and Transportation Committee
Amendments to SB 883
Page 2 of 2

(i) analyze predatory towing practices within the towing industry in the State; and

(ii) consider whether it is necessary, appropriate, and in the public interest to establish"; in lines 21 and 22, strike beginning with "in" in line 21 down through "Article" in line 22; in line 24, strike "shall also" and substitute ":

(i) shall";

in line 23, strike "conducting the examination" and substitute "its considerations"; in the same line, strike "(1)" and substitute "(1)(ii)"; and in line 27, after "requirements" insert ":

(ii) shall assess the costs and resources necessary to comply with due process requirements under State and federal law if a legally enforceable possessory or statutory lien is established;

(iii) shall assess the fiscal impact on counties and municipalities of establishing a legally enforceable possessory or statutory lien; and

(iv) may not presume that a possessory or statutory lien is necessary, appropriate, or in the public interest".