

SB0937/973928/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 937
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 19, strike “Attorney General” and substitute “Office of Tenant and Landlord Affairs”; and in line 21, strike “Attorney General’s website” and substitute “website of the Office of Tenant and Landlord Affairs”.

On page 2, in line 23, strike “8-2A-11” and substitute “8-2A-13”.

AMENDMENT NO. 2

On page 3, after line 31, insert:

“8-2A-02.

(A) THIS SUBTITLE APPLIES ONLY TO A LANDLORD THAT MANAGES OR OWNS FIVE OR MORE RESIDENTIAL RENTAL UNITS IN THE STATE, INCLUDING ANY RESIDENTIAL RENTAL UNITS THAT THE LANDLORD OWNS OR CONTROLS:

- (1) IN WHOLE OR IN PART;**
- (2) DIRECTLY OR INDIRECTLY; OR**
- (3) THROUGH ONE OR MORE LEGAL ENTITIES.**

(B) THIS SUBTITLE DOES NOT APPLY TO OWNER-OCCUPIED RESIDENTIAL RENTAL UNITS.”.

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On page 4, in line 1, strike “~~8-2A-02.~~” and substitute “8-2A-03.”; in line 4, strike “~~8-2A-03.~~” and substitute “8-2A-04.”; in line 15, strike “~~§ 8-2A-05~~” and substitute “§§ 8-2A-05 and 8-2A-06”; and in line 27, strike “~~8-2A-04.~~” and substitute “8-2A-05.”.

On page 5, in line 9, strike “~~A~~” and substitute “BEFORE EXTENDING A CONDITIONAL OFFER, A”; in lines 9 and 10, strike “~~REGARDING WHETHER A~~” and substitute “ON, AND MAY REJECT A PROSPECTIVE TENANT’S APPLICATION ON THE GROUNDS OF, WHETHER THE”; in line 13, after “~~MANUFACTURING~~” insert “, DISTRIBUTING, DISPENSING, OR PRODUCING”; in line 26, strike “~~OR~~”; in line 28, strike the period and substitute “; OR”; and after line 28, insert:

“(III) HAS EVER BEEN SUBJECT TO A REGISTRATION REQUIREMENT UNDER A STATE OR FEDERAL SEX OFFENDER REGISTRATION PROGRAM.”.

On page 6, in line 8, strike “~~8-2A-05.~~” and substitute “8-2A-06.”; in line 10, after “~~MAY~~” insert “CONDUCT A CRIMINAL HISTORY RECORDS CHECK AND”; in the same line, strike “~~ONLY~~”; strike beginning with “~~MURDER~~” in line 12 down through “~~ARTICLE;~~” in line 13 and substitute “ANY FELONY CONVICTION UNDER THE CRIMINAL LAW ARTICLE IF THE CONVICTION OCCURRED WITHIN 5 YEARS IMMEDIATELY PRECEDING THE RENTAL APPLICATION; OR”; and strike beginning with “~~HUMAN~~” in line 14 down through “~~ARTICLE;~~” in line 15 and substitute “ANY CONVICTIONS LISTED IN § 8-2A-05 OF THIS SUBTITLE THAT THE PROSPECTIVE TENANT HAS NOT PREVIOUSLY DISCLOSED.”.

On pages 6 and 7, strike in their entirety the lines beginning with line 16 on page 6 through line 5 on page 7, inclusive.

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On page 7, in line 16, strike “EVIDENCE” and substitute “WRITTEN EVIDENCE, SIGNED UNDER THE PENALTY OF PERJURY.”.

On page 8, in line 17, strike “~~8-2A-06.~~” and substitute “8-2A-07.”; in line 18, strike “A” and substitute “UNLESS REQUIRED BY FEDERAL LAW, A”; and in line 22, strike “A” and substitute “UNLESS REQUIRED BY FEDERAL LAW, A”.

On page 9, in line 3, strike “~~8-2A-07.~~” and substitute “8-2A-08.”; in line 8, strike “~~8-2A-08.~~” and substitute “8-2A-09.”; in line 25, strike “~~8-2A-09.~~” and substitute “8-2A-10.”; and in line 26, strike “THE ATTORNEY GENERAL” and substitute “TENANT AND LANDLORD AFFAIRS”.

On page 10, in line 7, strike “ATTORNEY GENERAL” and substitute “OFFICE OF TENANT AND LANDLORD AFFAIRS”; in line 8, strike “ATTORNEY GENERAL’S WEBSITE” and substitute “WEBSITE OF THE OFFICE OF TENANT AND LANDLORD AFFAIRS”; in line 10, strike “~~8-2A-10~~” and substitute “8-2A-11”; in line 11, strike “ATTORNEY GENERAL” and substitute “OFFICE OF TENANT AND LANDLORD AFFAIRS”; and after line 14, insert:

“(3) THE INFORMATION PUBLISHED UNDER SUBSECTION (B)(1) OF THIS SECTION MAY REMAIN ON THE WEBSITE OF THE OFFICE OF TENANT AND LANDLORD AFFAIRS FOR UP TO 5 YEARS.”;

in line 15, strike “~~8-2A-10.~~” and substitute “8-2A-11.”; after line 15, insert:

“A PERSON WHO VIOLATES THIS SUBTITLE IS SUBJECT TO A CIVIL PENALTY NOT EXCEEDING \$500 FOR EACH VIOLATION.”;

strike in their entirety lines 16 through 23, inclusive; in line 24, strike “~~8-2A-11.~~” and substitute “8-2A-12.”.

(Over)

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THIS SUBTITLE SHALL PREEMPT AND SUPERSEDE ANY LOCAL LAW OR ORDINANCE COMPARABLE IN SUBJECT MATTER TO THIS SUBTITLE.

8-2A-13.”;

and in line 25, strike “**ATTORNEY GENERAL**” and substitute “**DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**”.