December 7, 2021

To the Members of the General Assembly

Ladies and Gentlemen:

Pursuant to the provisions of Article II, Section 17 of the Maryland Constitution, the Senate of Maryland and the House of Delegates have overridden the gubernatorial vetoes of the following bills:

SB 9
Chapter 1

Senator Kramer

STATE EMPLOYEES – COLLECTIVE BARGAINING – APPLICABILITY, BARGAINING PROCESSES, AND MEMORANDUMS OF UNDERSTANDING

Requiring the Chancellor of the University System of Maryland to act on behalf of the University System of Maryland and certain system institutions for the purpose of collective bargaining; requiring the Chancellor and the exclusive representative to negotiate the terms of one consolidated memorandum of understanding to apply to all bargaining units for employees of all system institutions represented by the exclusive representative; requiring a certain consolidated memorandum of understanding to include certain terms; etc.
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SB 30
Chapter 2
Senators Elfreth and Guzzone
STATE FINANCE AND PROCUREMENT – APPROPRIATION REDUCTIONS (BOARD OF PUBLIC WORKS BUDGET REDUCTION CLARIFICATION ACT)

Limiting the authorization for the Governor, with the approval of the Board of Public Works, to reduce a certain appropriation to not more than a total of 25% of the legislative appropriation as approved by the General Assembly for any eight-digit program in the State operating budget in any fiscal year; and increasing to 7 the number of calendar days the Board must wait before approving a proposed reduction of an appropriation after the Secretary of Budget and Management publishes and provides notice of the proposed reduction.
EFFECTIVE JULY 1, 2021

SB 780
Chapter 3
Senator Pinsky
STATES OF EMERGENCY – EMERGENCY PROCUREMENT AND BUDGET AMENDMENTS – NOTICE AND AUTHORIZATION

Requiring the Governor or the head of a certain unit to provide certain notice to the Legislative Policy Committee within 72 hours after the earlier of the execution of the contract or the expenditure of the funds when authorizing a certain emergency procurement during a state of emergency under certain circumstances; requiring the Governor or the head of a certain unit to provide a copy of a certain procurement contract to the Committee under certain circumstances; authorizing the Committee to request a certain audit; etc.
EFFECTIVE JULY 1, 2021

SB 829
Chapter 4
Senator Lam
STATE PROCUREMENT – EMERGENCY ANDEXPEDITED PROCUREMENTS – REVISIONS AND REPORTING

Requiring the Special Secretary of the Office of Small, Minority, and Women Business Affairs, in consultation with the Secretary of Transportation and the Attorney General, to establish guidelines for each unit to consider when determining the appropriate minority business enterprise participation percentage goal and outreach for an emergency procurement contract; requiring a unit’s procurement officer to obtain a certain approval before making an emergency procurement; specifying when a unit is required to publish a certain notice; etc.
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HB 133  
Delegate Korman  
Chapter 5

STATE FINANCE AND PROCUREMENT – APPROPRIATION REDUCTIONS (BOARD OF PUBLIC WORKS BUDGET REDUCTION CLARIFICATION ACT)

Limiting the authorization for the Governor, with the approval of the Board of Public Works, to reduce a certain appropriation by not more than 25% of the legislative appropriation as approved by the General Assembly for any eight-digit program in the State operating budget in any fiscal year; and increasing to 7 the number of calendar days the Board must wait before approving a proposed reduction of an appropriation after the Secretary of Budget and Management publishes and provides certain notice of the proposed reduction.  
EFFECTIVE JULY 1, 2021

HB 464  
Montgomery County Delegation and Prince George’s County Delegation  
Chapter 6

MARYLAND–NATIONAL CAPITAL PARK AND PLANNING COMMISSION – MANDATORY REFERRAL REVIEW MC/PG 101–21

Establishing that a referral to the Maryland–National Capital Park and Planning Commission is deemed approved under certain circumstances only if there is a complete submission or an explanatory narrative accompanied by architectural drawings that can be adequately reviewed by the Commission; requiring the Commission to notify a certain submitting entity within 3 business days regarding whether a certain submission or amendment to a submission is complete and accepted or rejected as incomplete; etc.  
EFFECTIVE OCTOBER 1, 2021

HB 1003  
Delegate Lierman  
Chapter 7

STATES OF EMERGENCY – EMERGENCY PROCUREMENT AND BUDGET AMENDMENTS – NOTICE AND AUTHORIZATION

Requiring the Governor or the head of a certain unit to provide written notice to the Legislative Policy Committee within 72 hours after the earlier of the execution of the contract or the expenditure of funds when authorizing an emergency procurement during a state of emergency under certain circumstances; requiring the Governor or the head of a certain unit to provide a copy of a certain procurement contract to the Legislative Policy Committee; authorizing the Legislative Policy Committee to request a certain audit; etc.  
EFFECTIVE JULY 1, 2021
HB 1091
Delegate Reznik
Chapter 8
STATE PROCUREMENT – EMERGENCY AND EXPEDITED PROCUREMENTS – REVISIONS AND REPORTING

Requiring the Special Secretary of the Office of Small, Minority, and Women Business Affairs, in consultation with the Secretary of Transportation and the Attorney General, to establish guidelines for each unit to consider when determining the appropriate minority business enterprise participation percentage goal and outreach for an emergency procurement contract; requiring a unit’s procurement officer to obtain a certain approval before making an emergency procurement; specifying when a unit is required to publish a certain notice; etc.

VARIOUS EFFECTIVE DATES

HB 1209
Delegate Luedtke
Chapter 9
SALES AND USE TAX – PEER-TO-PEER CAR SHARING – ALTERATIONS

Repealing the termination of certain provisions of law making sales and charges related to peer-to-peer car sharing subject to a certain sales and use tax rate; altering the definition of “marketplace facilitator” to include certain peer-to-peer car sharing programs for purposes of a requirement to collect certain sales and use taxes; altering, under certain circumstances, the sales and use tax rate imposed on shared motor vehicles used for peer-to-peer car sharing; etc.

VARIOUS EFFECTIVE DATES

HB 933
Delegate Bartlett
Chapter 10
ANNE ARUNDEL COUNTY – TRANSFER TAX – HOUSING TRUST SPECIAL REVENUE FUND

Authorizing the governing body of Anne Arundel County to increase the rate of the transfer tax imposed on certain written instruments conveying title to property or a leasehold interest in real property, subject to a certain exception; requiring any revenue derived from a higher transfer tax rate to be distributed to a certain special fund; establishing a Housing Trust Special Revenue Fund and requiring that certain revenue attributable to certain transfer and recordation tax rates be paid into the fund; etc.

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**SB 199**
**Senators McCray and Zucker**

TRANSPORTATION – MARYLAND TRANSIT ADMINISTRATION FUNDING AND MARC RAIL EXTENSION STUDY (TRANSIT SAFETY AND INVESTMENT ACT)

Establishing the Purple Line Construction Zone Grant Program to provide funds to qualified small businesses to assist in offsetting business revenue lost due to the construction of the Purple Line light rail project; requiring in each of fiscal years 2023 and 2024 the Department of Commerce to provide $1,000,000 in general funds to the Program; requiring the Department and the Maryland Transportation Administration to consult with small businesses in developing certain regulations; limiting grants awarded to $50,000 or less; etc.
EFFECTIVE JUNE 1, 2021

**SB 95**
**Senator Kramer**

PUBLIC UTILITIES – INVESTOR-OWNED UTILITIES – PREVAILING WAGE

Requiring certain investor–owned gas, electric, or combination gas and electric companies to require certain contractors and subcontractors to pay their employees not less than the prevailing wage rate for certain projects involving the construction, reconstruction, installation, demolition, restoration, or alteration of any underground gas or electric infrastructure of the company, and any related traffic control activities.
EFFECTIVE OCTOBER 1, 2021

**SB 460**
**Senator Feldman**

ECONOMIC DEVELOPMENT – ADVANCED CLEAN ENERGY AND CLEAN ENERGY INNOVATION INVESTMENTS AND INITIATIVES

Altering references to the term “clean energy” to be “advanced clean energy” for purposes of certain provisions of law concerning the Maryland Clean Energy Center and the Maryland Energy Innovation Institute; altering certain findings of the General Assembly, the purposes of certain provisions of law concerning the development of clean energy industries in the State, and the purposes, powers, and duties of the Center and Institute to include certain actions supporting clean energy innovation; etc.
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SB 417  
Chapter 14  
**Senator Pinsky**

POWER PLANT RESEARCH PROGRAM – REVIEW OF APPLICATION FOR CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY – ALTERATIONS

Altering the circumstances under which the Public Service Commission must notify the Department of Natural Resources and the Department of the Environment about an application for a certificate of public convenience and necessity associated with power plant construction; requiring the Department of Natural Resources to complete an independent environmental and socioeconomic project assessment report within 6 months after the Commission determines the application to be complete; etc.

**EFFECTIVE OCTOBER 1, 2021**

SB 717  
Chapter 15  
**Senator Zucker**

STATE PERSONNEL – COLLECTIVE BARGAINING – EXCLUSIVE REPRESENTATIVE ACCESS TO NEW EMPLOYEES

Altering the type of access and the circumstances under which certain access to new employees by exclusive representatives is required to be permitted by the State, a system institution, Morgan State University, St. Mary’s College of Maryland, and Baltimore City Community College; altering, from 20 minutes to 30 minutes, the period of time for which an exclusive representative is required to be permitted to address certain new employees under certain circumstances; etc.

**EFFECTIVE JULY 1, 2021**

SB 746  
Chapter 16  
**Senator Guzzone, et al**

EDUCATION – COMMUNITY COLLEGES – COLLECTIVE BARGAINING

Establishing collective bargaining rights for certain community college employees; establishing procedures for the selection and certification of an exclusive bargaining representative; establishing a cap of four on the number of bargaining units in each community college; requiring certain contracts and agreements entered into before September 1, 2022, to remain in effect until the agreement or contract expires; requiring the Governor to include certain amounts in the annual budget bill for Baltimore City Community College; etc.

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SB 133
Chapter 17
Senator Rosapepe
LOCAL TAX RELIEF FOR WORKING FAMILIES ACT OF 2021

Increasing to 2.25% the minimum rate a county shall impose on an individual’s Maryland taxable income; requiring a county that imposes the county income tax on an income basis to set, by ordinance or resolution, certain income brackets; altering the calculation of a certain grant to certain counties under certain circumstances; prohibiting a county that imposes the county income tax on an income tax bracket basis from setting a minimum income tax rate less than 2.25%; etc.
EFFECTIVE JUNE 1, 2021

HB 23
Chapter 18
Delegate Stein
PERSONAL INFORMATION – STATE AND LOCAL AGENCIES – RESTRICTIONS ON ACCESS (MARYLAND DRIVER PRIVACY ACT)

Requiring an officer, an employee, an agent, or a contractor of the State or a political subdivision to deny inspection by a federal agency seeking access for certain immigration enforcement matters of a public record that contains personal information or certain photographic images unless a valid warrant is provided; prohibiting certain persons from disclosing certain information to a federal agent or a federal agency under certain circumstances; requiring a certain annual report to the General Assembly; etc.
EFFECTIVE OCTOBER 1, 2021

HB 16
Chapter 19
Delegate Stewart
CORRECTIONAL SERVICES – IMMIGRATION DETENTION – PROHIBITION (DIGNITY NOT DETENTION ACT)

Prohibiting the State or any local jurisdiction from entering into agreements facilitating immigration-related detention by private entities; prohibiting governmental entities from entering into certain agreements to house immigration-related detainees; prohibiting a law enforcement agent from performing certain acts, subject to certain exceptions; requiring governmental entities to terminate existing contracts for the detention of immigration-related detainees by October 1, 2022; etc.
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**HB 114**  
Delegate Lierman, et al  
Chapter 20  
TRANSPORTATION – MARYLAND TRANSIT ADMINISTRATION FUNDING AND MARC RAIL EXTENSION STUDY (TRANSIT SAFETY AND INVESTMENT ACT)

Establishing the Purple Line Construction Zone Grant Program to provide funds to qualified small businesses to assist in offsetting business revenue lost as a result of the construction of the Purple Line light rail project; requiring in each of fiscal years 2023 and 2024 the Department of Commerce to provide $1,000,000 in general funds to the Program; requiring the Department of Transportation to conduct a study on extending Maryland Area Regional Commuter (MARC) rail service to western Maryland; etc.  
EFFECTIVE JUNE 1, 2021

**HB 174**  
Delegate Brooks  
Chapter 21  
PUBLIC UTILITIES – INVESTOR-OWNED UTILITIES – PREVAILING WAGE

Requiring certain investor–owned gas, electric, or combination gas and electric companies to require certain contractors and subcontractors to pay their employees not less than the prevailing wage rate for certain projects involving the construction, reconstruction, installation, demolition, restoration, or alteration of any underground gas or electric infrastructure of the company, and any related traffic control activities.  
EFFECTIVE OCTOBER 1, 2021

**HB 278**  
Delegate Feldmark, et al  
Chapter 22  
ECONOMIC DEVELOPMENT – JOB CREATION TAX CREDIT – QUALIFIED POSITION AND REVITALIZATION AREA

Altering the definition of “qualified position” for purposes of eligibility under the job creation tax credit program; altering the definition of “revitalization area” to include a certain Tier I county for purposes of the program; applying the Act to job creation tax credits certified after December 31, 2020; etc.  
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HB 319
Chapter 23
Delegate Palakovich Carr
LOCAL TAX RELIEF FOR WORKING FAMILIES ACT OF 2021
Altering the calculation of a certain grant to certain counties under certain circumstances; increasing to 2.25% the minimum rate a county shall impose on an individual’s Maryland taxable income; requiring a county, with regard to any increase to its county income tax rate that is effective on or after January 1, 2022, to impose the increase on an income bracket basis; authorizing a county to request information from the Comptroller to assist in determining income brackets and income tax rates that are revenue–neutral; etc.
EFFECTIVE JUNE 1, 2021

HB 419
Chapter 24
Delegate Qi
ECONOMIC DEVELOPMENT – ADVANCED CLEAN ENERGY AND CLEAN ENERGY INNOVATION INVESTMENTS AND INITIATIVES
Altering references to the term “clean energy” to be “advanced clean energy” for purposes of certain provisions of law concerning the Maryland Clean Energy Center and the Maryland Energy Innovation Institute; altering certain findings of the General Assembly, the purposes of certain provisions of law concerning the development of clean energy industries in the State, and the purposes, powers, and duties of the Center and Institute to include certain actions supporting clean energy innovation; etc.
EFFECTIVE JULY 1, 2021

HB 719
Chapter 25
Delegate Moon
COMMERCIAL TENANTS – PERSONAL LIABILITY CLAUSES – ENFORCEABILITY
Providing that a personal liability clause in a commercial lease or associated document is unenforceable if, as the result of certain proclamations relating to the outbreak of COVID–19, a commercial tenant was required to cease operations or close to the public and the commercial tenant’s default occurred between March 23, 2020, and September 30, 2020; providing that the period of the declared state of emergency and catastrophic health emergency may not be used to calculate the time limitation on filing a certain action; etc.
EMERGENCY BILL
HB 777  Delegate Brooks  
Chapter 26

POWER PLANT RESEARCH PROGRAM – REVIEW OF APPLICATION FOR CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY – ALTERATIONS

Altering the circumstances under which the Public Service Commission must notify the Department of Natural Resources and the Department of the Environment about an application for a certificate of public convenience and necessity associated with power plant construction; requiring the Department of Natural Resources to complete an independent environmental and socioeconomic project assessment report within 6 months after the Commission determines the application to be complete; etc.  
EFFECTIVE OCTOBER 1, 2021

HB 894  Delegate Haynes  
Chapter 27

EDUCATION – COMMUNITY COLLEGES – COLLECTIVE BARGAINING

Establishing collective bargaining rights for certain community college employees; establishing procedures for the selection and certification of an exclusive bargaining representative; establishing a cap of four on the number of bargaining units in each community college; requiring certain contracts and agreements entered into before September 1, 2022, to remain in effect until the agreement or contract expires; requiring the Governor to include certain amounts in the annual budget bill for Baltimore City Community College; etc.  
EFFECTIVE SEPTEMBER 1, 2022
Delegate Bridges

STATE PERSONNEL – COLLECTIVE BARGAINING – EXCLUSIVE REPRESENTATIVE ACCESS TO NEW EMPLOYEES

Altering the type of access and the circumstances under which certain access to new employees by exclusive representatives is required to be permitted by the State, a system institution, Morgan State University, St. Mary’s College of Maryland, and Baltimore City Community College; requiring that an exclusive representative have at least 30 minutes to meet with a new employee; authorizing an exclusive representative to meet with a new employee by video or similar technology if public health concerns necessitate the meeting be held remotely; etc.

EFFECTIVE JULY 1, 2021

Sincerely,

Victoria L. Gruber
Executive Director