

Journal *of* Proceedings

of the

House of Delegates

of

Maryland

2021 Regular Session

Volume II

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Annapolis, Maryland
Monday, February 8, 2021
3:00 P.M. Session

The House met at 3:03 P.M. and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 135 Members present.

(See Roll Call No. 8)

EXCUSED:

Delegate Anderton – personal
Delegate Cardin – left early – personal
Delegate M. Fisher – illness
Delegate Metzgar – medical
Delegate Rose – medical
Delegate Walker – personal

The Journal of February 5, 2021 was read and approved.

CONSENT CALENDAR OF INTRODUCTORY HOUSE BILLS NO. 29

House Bill 1141 – Delegate Boteler

AN ACT concerning

Baltimore County – Public Schools – Air Quality Testing

FOR the purpose of requiring the Baltimore County Board of Education to retain the services of an independent air quality inspector to conduct any air quality testing the county board chooses to have conducted in a public school in the county; requiring the county board, on receipt of the results of an air quality test, to make the information available to the public on its website and submit the information to the State Department of Education; requiring the Department, on receipt of the results of an air quality test, to make the information available to the public on its website; providing for the application of this Act; and generally relating to air quality testing in Baltimore County public schools.

BY adding to
Article – Education
Section 7-447

Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

House Bill 1142 – Howard County Delegation

AN ACT concerning

Howard County – School Redistricting – Public Testimony

Ho. Co. 07–21

FOR the purpose of requiring, during a school redistricting process in which the redistricting plan proposed by the Howard County Board of Education differs from the redistricting plan proposed by the Howard County Superintendent of Schools, that the county board allow a certain number of members of a household whose school assignment is changed only in the county board’s plan to provide public testimony before the final vote on either school redistricting plan; and generally relating to the Howard County Board of Education and school redistricting.

BY adding to

Article – Education

Section 4–109.1

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1143 – Delegate Carey

EMERGENCY BILL

AN ACT concerning

**Unemployment Insurance – Work Sharing
(Work Share Expansion Act of 2021)**

FOR the purpose of altering the definition of “affected employee” for purposes of certain provisions of unemployment insurance law governing work sharing to include certain interns and apprentices and certain individuals who were rehired; requiring the Maryland Department of Labor to take certain actions to achieve a certain goal relating to participation in the work sharing unemployment insurance program; requiring the Department to ensure that the work sharing unemployment insurance program has sufficient staff and resources to complete the processing of applications within a certain time period; repealing the requirement that the reduction of normal weekly work hours of affected employees in an affected unit be applied equally to all

employees in the unit; altering the percentage of normal weekly work hours of each employee that a work sharing plan may include; requiring the Department to provide certain notice to employers regarding their eligibility to participate in the work sharing program; requiring the Department to contract with a professional marketing firm to develop and implement a work sharing unemployment insurance program marketing campaign; providing that the contract may have a value of up to a certain amount; establishing requirements that a firm must meet to be eligible for the contract; requiring that the campaign include certain components; requiring a certain firm to work with a certain person for certain purposes; making this Act an emergency measure; and generally relating to the work sharing unemployment insurance program.

BY repealing and reenacting, without amendments,
Article – Labor and Employment
Section 8–1201(a) and 8–1202
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 8–1201(b) and 8–1204(a)(1)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY adding to
Article – Labor and Employment
Section 8–1202.1
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1144 – Delegate Buckel

AN ACT concerning

Economic Development – Western Maryland Economic Future Investment Board and Fund – Establishment

FOR the purpose of establishing the Western Maryland Economic Future Investment Board; providing for the composition, chair, and staffing of the Board; prohibiting a member of the Board from receiving certain compensation, but authorizing the reimbursement of certain expenses; establishing the Western Maryland Economic Future Investment Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Tri–County Council for Western Maryland to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which

the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; authorizing certain member counties and certain other entities to submit proposals for certain grant funding; establishing the qualifications necessary to receive certain grant funding; requiring the Board to develop certain criteria to review, evaluate, and rate certain proposals for grant funding; requiring the Board to distribute certain grant funding based on certain criteria; requiring the Board to monitor and track the progress of certain projects that have received certain grant funding; authorizing the Board to reclaim certain grant funds under certain circumstances; providing that certain grant funding is supplementary and may not supplant certain other funds; requiring the Board to make a certain report on or before a certain date each year; requiring the Board to adopt certain regulations; defining certain terms; providing for the termination of this Act; and generally relating to the establishment of the Western Maryland Economic Future Investment Board and Fund.

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 13–701 and 13–702(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to
Article – Economic Development
Section 13–736 through 13–741 to be under the new part “Part IV. Western
Maryland Economic Future Investment Program”
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(i)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)122. and 123.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)124.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1145 – Delegate Cox

AN ACT concerning

Election Law – Absentee Ballots – Requests and Signature Verification

FOR the purpose of requiring that certain guidelines for absentee voting provide for the verification of signatures on absentee ballot envelopes; requiring a voter to include certain documentation with an absentee ballot application; prohibiting an absentee ballot from being removed from a certain envelope or counted except under certain circumstances; requiring each local board of elections to verify the signature of a voter on an absentee ballot envelope in a certain manner; requiring a local board to allow a candidate or a representative of a political party central committee to inspect signatures on absentee ballot envelopes in a certain manner before the beginning of the absentee ballot canvass; authorizing a candidate or a political party central committee to challenge the validity of the signature on an absentee ballot envelope; requiring that a challenge to the validity of a signature be adjudicated by the governing body of the county where the absentee ballot was cast, rather than by the courts; providing that a fee is not required for a certain identification card issued by the Motor Vehicle Administration if the card is obtained by the applicant for the purpose of requesting an absentee ballot; and generally relating to absentee ballots.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 9–303 and 9–305

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

BY adding to

Article – Election Law

Section 9–310.1

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation

Section 12–301(a) and (h)

Annotated Code of Maryland

(2020 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 12–301(b)

Annotated Code of Maryland

(2020 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1146 – Delegate Hill

AN ACT concerning

Environment – Office of Recycling – Mattresses and Box Springs

FOR the purpose of requiring a county to include, in a certain recycling plan by a certain date, a certain plan for decreasing the number of mattresses and box springs disposed of in landfills; requiring the Office of Recycling within the Department of the Environment to provide to local communities certain encouragement, information, and examples relating to certain programs that divert mattresses and box springs from disposal in landfills and incinerators; requiring the Office, in coordination with the Maryland Environmental Service, to include in a certain report certain information relating to the progress made in the State on diverting mattresses and box springs from disposal in landfills and incinerators; requiring the number of mattresses and box springs disposed of in landfills in the State to be reduced by a certain percentage by certain years; prohibiting a person from burning or incinerating a mattress or box spring for certain purposes; requiring the Department, in coordination with certain entities, to report to the General Assembly on or before a certain date; requiring the Department to report a certain update to the General Assembly on or before a certain date each year; and generally relating to the disposal of mattresses and box springs in the State.

BY repealing and reenacting, with amendments,
Article – Environment
Section 9–505(a)(18) and (19) and 9–1702(d) and (e)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY adding to
Article – Environment
Section 9–505(a)(20) and 9–1715
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Environment
Section 9–1702(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1147 – Delegate Parrott

AN ACT concerning

Traffic Control Signal Modernization Fund – Establishment

FOR the purpose of requiring the District Court to impose certain additional court costs on a defendant convicted of or found liable for certain violations of the Maryland Vehicle Law; requiring certain money collected under this Act to be paid to the State Comptroller; requiring the Comptroller to deposit certain money into a certain fund; exempting political subdivisions from liability for certain court costs; establishing the Traffic Control Signal Modernization Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the State Highway Administration to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; requiring the Administration to develop and implement a certain plan for modernizing traffic control signals in the State on or before a certain date; establishing certain requirements for the plan; defining certain terms; and generally relating to the Traffic Control Signal Modernization Fund.

BY adding to

Article – Courts and Judicial Proceedings
Section 7–410
Annotated Code of Maryland
(2020 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement
Section 6–226(a)(2)(i)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement
Section 6–226(a)(2)(ii)122. and 123.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY adding to

Article – State Finance and Procurement
Section 6–226(a)(2)(ii)124.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY adding to

Article – Transportation
Section 8–663
Annotated Code of Maryland
(2020 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Transportation
Section 21–202(a) and (h) and 21–202.1(c) and (d)(1)
Annotated Code of Maryland
(2020 Replacement Volume)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1148 – Delegate Cullison

AN ACT concerning

**Secretary of Health – School–Based Health Centers – Guidelines and
Administration of Grants**

FOR the purpose of requiring the Secretary of Health, in consultation with the State Department of Education and other stakeholders, to develop guidelines to support the expansion of school–based health centers; requiring the Maryland Department of Health, in conjunction with the State Department of Education, to report to the General Assembly on or before a certain date on a plan to transfer the administration of school–based health center grants from the State Department of Education to the Bureau of Maternal and Child Health within the Maryland Department of Health; requiring the Governor to transfer the administration of school–based health center grants from the State Department of Education to the Bureau of Maternal and Child Health within the Maryland Department of Health on or before a certain date; and generally relating to school–based health centers.

BY adding to

Article – Health – General
Section 19–22A–01 to be under the amended subtitle “Subtitle 22A. School–Based Health Centers” and the new part “Part I. Guidelines”
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General
Section 19–22A–01 through 19–22A–05 to be under the new part “Part II. Maryland Council on Advancement of School–Based Health Centers”
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations and the Committee on Ways and Means.

House Bill 1149 – Delegate Cox

AN ACT concerning

Small Business Tax Relief – State of Emergency Orders

FOR the purpose of allowing a subtraction modification under the Maryland income tax or earned income of certain small businesses for a certain period of time under certain emergency circumstances; providing an exemption from the sales and use tax for certain small businesses for a certain period of time under certain emergency circumstances; exempting real and personal property of a small business from State and county property taxes for a certain period of time under certain emergency circumstances; requiring the State Treasurer and the governing body of a county or municipal corporation to issue certain refunds under certain circumstances; equiring the Comptroller to issue a certain refund of the sales and use tax paid by a certain small business during a certain period under certain emergency circumstances; defining a certain term; providing for the application and termination of certain provisions of this Act; providing for the effective dates of this Act; and generally relating to tax relief under the sales and use tax, Maryland income tax, and State and county property tax for small businesses under state of emergency orders.

BY repealing and reenacting, without amendments,

Article – Tax – General

Section 10–207(a) and 10–307(a)

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

BY adding to

Article – Tax – General

Section 10–207(jj) and 11–241

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–307(g)

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

BY adding to

Article – Tax – Property

Section 7–249

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1150 – Delegate Cox

AN ACT concerning

Health – Authority of the Secretary of Health and Medical Information

FOR the purpose of altering a provision of law that prohibits a parent or guardian from being required to present a certain certificate of immunization under certain circumstances to be admitted to school to apply only to public schools; requiring the Secretary of Health to include an exclusion for certain individuals when exercising certain authority; prohibiting an individual from being required to provide certain proof to obtain employment or to travel; and generally relating to the authority of the Secretary of Health and medical information.

BY repealing and reenacting, with amendments,

Article – Education

Section 7–403

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – Health – General

Section 18–901.1; and 20–2001 to be under the new subtitle “Subtitle 20. Medical Information for Employment or Travel”

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Health – General

Section 18–902 through 18–905 and 18–906(a)

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1151 – Howard County Delegation

AN ACT concerning

Howard County – Class A Alcoholic Beverages Licenses – Quota by Election District

FOR the purpose of altering the quota system for Class A licenses in Howard County so as to limit the issuance of the licenses to not more than one for a certain number of residents in each election district, rather than in the county; and generally relating to Class A alcoholic beverages licenses in Howard County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 23–102
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 23–1601
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1152 – Howard County Delegation

AN ACT concerning

Howard County – Alcoholic Beverages – Class B Beer, Wine, and Liquor License – Off–Premises Consumption

Ho. Co. 04–21

FOR the purpose of authorizing the holder of a certain Class B beer, wine, and liquor license in Howard County to sell beer, wine, and liquor for off–premises consumption, subject to certain requirements; repealing certain provisions that authorize the Board of License Commissioners for Howard County to issue a certain permit to a certain holder of a certain Class B beer, wine, and liquor license; and generally relating to alcoholic beverages in Howard County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 23–102
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 23–902
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1153 – Delegate Adams

AN ACT concerning

**Names of Entities With Physician Membership – Approval Requirement –
Exemption**

FOR the purpose of exempting a certain type of entity from a requirement that the name of the entity be approved by a certain licensing unit; requiring that the State Department of Assessments and Taxation, after receiving a certain application, notify the State Board of Physicians and MedChi, the Maryland State Medical Society; authorizing the State Board of Physicians and MedChi, the Maryland State Medical Society, after receiving a certain notice, to take certain actions and make certain referrals; and generally relating to the names of professional entities.

BY repealing and reenacting, with amendments,
Article – Corporations and Associations
Section 5–107 and 5–108
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1154 – Delegate C. Jackson

AN ACT concerning

Labor and Employment – Economic Stabilization Act – Alterations

FOR the purpose of prohibiting an employee from counting in the determination of a reduction in operations, under certain circumstances, for the purposes of certain provisions of law; altering the persons to whom an employer is required to provide certain notice of a reduction in operations; altering the information required to be included in a certain notice of a reduction in operations; exempting an employer from a certain notice requirement under certain circumstances; requiring an employer that relies on a certain provision of this Act to provide certain notice as soon as practicable; requiring that certain notice of a reduction in operations be provided by a seller on or before a certain date of sale and a purchaser after a certain date of sale under certain circumstances; requiring a certain individual to be considered an employee of a purchaser immediately after a certain date; making certain stylistic changes; defining a certain term; altering certain definitions; and generally relating to the Economic Stabilization Act.

BY repealing and reenacting, with amendments,

Article – Labor and Employment
Section 11–301, 11–302, and 11–305
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Labor and Employment
Section 11–303
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1155 – Howard County Delegation

AN ACT concerning

Howard County – Alcoholic Beverages – Delivery

Ho. Co. 01–21

FOR the purpose of authorizing a holder of a Class A alcoholic beverages license in Howard County to deliver alcoholic beverages in the county; authorizing certain employees of a license holder to deliver alcoholic beverages; requiring that an employee making certain deliveries be of a certain age; requiring an individual receiving a certain alcoholic beverages delivery to provide certain proof of age; providing for the manner in which an individual receiving a delivery of alcoholic beverages provides proof of age; requiring the Board of License Commissioners for Howard County to approve a certain certification; requiring the purchaser of certain alcoholic beverages or a certain designated individual of a certain age to be present to receive a delivery of alcoholic beverages; and generally relating to alcoholic beverages in Howard County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 4–507, 23–102, and 23–1901(b)
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 23–1904
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1156 – Delegate Metzgar

EMERGENCY BILL

AN ACT concerning

**Commission on Men and Fatherhood
(Fatherhood Protection Act)**

FOR the purpose of establishing the Commission on Men and Fatherhood in the Department of Human Services; providing for the composition of the Commission; authorizing the secretaries of certain departments to serve as ex officio nonvoting members; providing for the terms of members of the Commission; providing that a majority of the members serving on the Commission is a quorum; requiring the Commission to elect annually a chair and vice chair; requiring the Commission to meet a certain amount of times per year; providing that a member who fails to attend a certain percentage of regularly scheduled meetings in a certain time period shall be considered to have resigned; prohibiting a member of the Commission from receiving certain compensation, but authorizing reimbursement of certain expenses; requiring the Secretary of Human Services to appoint an Executive Director of the Commission; providing that the Executive Director is entitled to compensation in accordance with the State budget and reimbursement of certain expenses; establishing the duties of the Commission; authorizing the Commission to take certain actions; prohibiting the Commission from adopting regulations; requiring the Commission to report its findings and recommendations to the Governor and the General Assembly on or before a certain date each year; defining a certain term; making this Act an emergency measure; and generally relating to the Commission on Men and Fatherhood.

BY adding to

Article – Human Services

Section 2–601 through 2–606 to be under the new subtitle “Subtitle 6. Commission on Men and Fatherhood”

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1157 – Delegate Thiam

AN ACT concerning

Education – Maryland High School Diploma – Civics Test Requirement

FOR the purpose of requiring a student to take and achieve a passing score on a certain civics test to graduate from a public high school on or after a certain date; requiring the State Board of Education, on or before the first day of a certain school year, to determine the means of providing each high school student an opportunity to take a

certain civics test; requiring a student to correctly answer at least a certain percentage of the questions on a certain civics test to achieve a passing score; authorizing a student to repeat taking a certain civics test until the student achieves a passing score; requiring certain county boards of education to indicate on the official educational record of each high school student whether the student has complied with certain requirements; requiring, on or after a certain date, certain alternative requirements provided by the Maryland Department of Labor for obtaining a Maryland high school diploma to include taking and achieving a certain passing score on a certain civics test; requiring, on or after a certain date, an individual to take and receive a passing score on a certain civics test to qualify for a Maryland high school diploma by examination; and generally relating to the implementation of a civics test requirement for a Maryland high school diploma.

BY adding to

Article – Education

Section 7–205.5

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Labor and Employment

Section 11–807(a)

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 11–807(b) and 11–808

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1158 – Delegate M. Fisher

AN ACT concerning

Calvert County – Training on The 1776 Report – Referendum

FOR the purpose of requiring the Calvert County Superintendent of Schools, the members of the Calvert County Board of Education, and public school teachers and administrators to receive annual training that reflects the findings of The 1776 Report beginning in a certain year; requiring the County Commissioners of Calvert County to identify entities that can provide the training and select the entity that will provide the training by a majority vote; defining a certain term; providing for the application of this Act; submitting this Act to a referendum of the qualified voters

of Calvert County; and generally relating to training Calvert County public school officials, teachers, and administrators on the findings of The 1776 Report.

BY adding to

Article – Education

Section 4–138

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1159 – Delegate Thiam

AN ACT concerning

Higher Education – Community College Credits – General Education Courses

FOR the purpose of requiring the Maryland Higher Education Commission, in collaboration with the public institutions of higher education in the State, to develop and implement a statewide transfer agreement whereby all general education credits that a student earns at any community college in the State toward an associate of arts or associate of science degree shall be transferable to any public senior higher education institution in the State for credit toward a bachelor's degree without further review or a testing requirement; and generally relating to transferring general education credits between public institutions of higher education in the State.

BY repealing and reenacting, with amendments,

Article – Education

Section 11–207

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

House Bill 1160 – Calvert County Delegation

AN ACT concerning

Calvert County – Long-Term Contracts for Cellular Tower Leases

FOR the purpose of authorizing Calvert County to enter into a contract for a cellular tower lease under certain circumstances; and generally relating to contracting for cellular tower leases in Calvert County.

BY repealing and reenacting, with amendments,

The Public Local Laws of Calvert County

Section 6–103
Article 5 – Public Local Laws of Maryland
(2002 Edition and December 2019 Supplement and Zoning Ordinances through
August 2019)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1161 – Delegate Thiam

AN ACT concerning

Income Tax – Subtraction Modification – School Supplies

FOR the purpose of allowing a subtraction modification under the Maryland income tax for up to a certain amount of expenses paid or incurred by certain individuals during certain taxable years for certain school supplies used by certain students; defining a certain term; providing for the termination of this Act; and generally relating to a subtraction modification under the Maryland income tax for certain school supplies.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–208(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY adding to
Article – Tax – General
Section 10–208(y)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1162 – Delegate Thiam

AN ACT concerning

Economic Development – Maryland Stadium Authority – Hagerstown Multi–Use Sports and Events Facility

FOR the purpose of authorizing the Maryland Stadium Authority to review certain matters and make certain recommendations relating to the Hagerstown Multi–Use Sports and Events Facility; authorizing the Authority to acquire by certain means a Hagerstown Multi–Use Sports and Events Facility site or an interest in the site; requiring the Authority to transfer certain lease payments to the Hagerstown Multi–Use Sports and Events Facility Fund under certain circumstances; requiring the Authority to submit a certain annual report, prepared in cooperation with the

Office of the Comptroller and the Department of Budget and Management, to the Governor and the General Assembly; prohibiting the Board of Public Works from approving an issuance by the Authority of certain bonds under certain circumstances; requiring the Authority, with certain exceptions, to comply with certain requirements to finance certain site acquisition and construction activities; requiring the Authority to obtain the approval of the Board of Public Works for certain matters; requiring the Comptroller to pay a certain amount from the State Lottery Fund each year until certain bonds are no longer outstanding and unpaid; requiring the Authority or an affiliate of the Authority to carry out certain tasks and secure certain agreements with certain parties containing certain terms to carry out the Authority's duties under this Act; establishing the Hagerstown Multi-Use Sports and Events Facility Fund as a continuing, nonlapsing fund; specifying the purpose of the Fund; requiring the Authority to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; defining certain terms; and generally relating to the financing and construction of the Hagerstown Multi-Use Sports and Events Facility.

BY renumbering

Article – Economic Development
Section 10–601(s) through (tt), respectively
to be Section 10–601(v) through (ww), respectively
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Economic Development
Section 10–601(a) and (b), 10–620(a)(1), and 10–628(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development
Section 10–601(q), 10–613(a)(14) and (b), 10–618, 10–620(d) and (e), 10–625, and
10–628(c)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – Economic Development
Section 10–601(s), (t), and (u), 10–646.2, and 10–657.4
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement
Section 6–226(a)(2)(i)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)122. and 123.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)124.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–120
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

House Bill 1163 – Caroline County Delegation

AN ACT concerning

Caroline County – Sunday Hunting – Deer Hunting Seasons

FOR the purpose of authorizing the Department of Natural Resources to allow a person to hunt deer on certain Sundays of the deer hunting seasons in Caroline County; making conforming changes; and generally relating to Sunday deer hunting in Caroline County.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–410(a)(2), (4), and (5)
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1164 – Delegate Ghrist

AN ACT concerning

Criminal Law – Homicide by Vehicle or Vessel – Penalties

FOR the purpose of increasing the maximum incarceration penalties for the offenses of manslaughter by vehicle or vessel and homicide by motor vehicle or vessel while under the influence of alcohol or alcohol per se; and generally relating to maximum incarceration penalties for certain offenses of homicide by vehicle or vessel.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 2–209 and 2–503
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

House Bill 1165 – Delegate Cox

AN ACT concerning

Election Law – Manual Postelection Tabulation Audit – Timing and Effect

FOR the purpose of requiring that the manual postelection tabulation audit be completed before the certification of statewide general election results, rather than a certain number of days after the general election; requiring that, if the manual audit finds that the vote totals produced by the electronic voting system are incorrect, the official result of the election be altered to match the result found by the manual audit; making conforming changes; and generally relating to postelection tabulation audits.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 11–309
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1166 – Delegate Ebersole

AN ACT concerning

Education – Physical Restraint and Seclusion – Requirements, Reporting, and Training

FOR the purpose of prohibiting a public agency or nonpublic school from using a physical restraint on a student as a behavioral health intervention, except under certain circumstances; prohibiting a public agency or nonpublic school from using seclusion

as a behavioral health intervention for a student, except under certain circumstances; requiring a certain risk assessment to be completed at certain points for a student who has an individualized education plan and experiences a seclusion; requiring a public agency, nonpublic school, or individualized education plan team to hold certain meetings at the earliest opportunity, under certain circumstances; requiring a certain report on the use of physical restraint or seclusion incidents to include certain information; requiring the State Department of Education to seek certain verification from a public agency or nonpublic school under certain circumstances; requiring the Department to make certain recommendations to a public agency or nonpublic school if the public agency or nonpublic school is unable to verify certain data; altering the contents of a certain report that public agencies and nonpublic schools are required to submit to the Department; requiring the Department to develop an accountability system to measure compliance with regulations adopted on physical restraint and seclusion; requiring the Department to analyze certain data for trends and patterns; requiring that certain data be reported by school for nonpublic schools in a certain report; requiring the Department to publish a certain report on its website within a certain time period; altering the content and recipients of certain training on positive behavioral health interventions; requiring the State Superintendent of Schools to identify certain gaps in behavioral interventions and issue certain guidance on positive behavioral health implementation plans; defining a certain term; making stylistic changes; and generally relating to physical restraints and seclusions by public agencies and nonpublic schools.

BY renumbering

Article – Education

Section 7–1102 through 7–1104, respectively

to be Section 7–1103 through 7–1105, respectively

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 7–1101

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – Education

Section 7–1102

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 7–1103 and 7–1105

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)
(As enacted by Section 1 of this Act)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1167 – Delegate Cox

AN ACT concerning

Maryland Nondiscrimination in Health Care Coverage Act

FOR the purpose of requiring a health care provider or health care institution to ensure the provision or continuation of certain care under certain circumstances; authorizing a certain health care provider or health care institution to transfer a patient to a certain health care provider or health care institution under certain circumstances and in a certain manner; prohibiting an agency from developing or using certain measures as a threshold for certain determinations and decisions; requiring each agency proposing certain measures to post for public comment certain information; requiring each agency making certain decisions to consult with certain organizations and representatives; requiring each agency making certain decisions to ensure that a certain process is in place; stating certain findings of the General Assembly; declaring the intent of the General Assembly; establishing a certain short title; defining certain terms; making the provisions of this Act severable; authorizing the General Assembly to appoint certain members to intervene in certain cases; and generally relating to the provision of health care and health care coverage decisions.

BY adding to

Article – Health – General

Section 5–6A–01 through 5–6A–06 to be under the new subtitle “Subtitle 6A.
Nondiscrimination in Health Care Coverage Act”

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1168 – Delegate M. Fisher

AN ACT concerning

Calvert County – Personal Property Tax – Exemption

FOR the purpose of exempting certain personal property from the Calvert County property tax; providing that certain personal property remains subject to the Calvert County property tax; providing that certain personal property that is subject to a payment–in–lieu–of–taxes agreement is subject to the Calvert County property tax on the termination of the agreement; exempting, for a certain taxable year, certain personal property of certain nonessential businesses from the Calvert County

property tax; providing for the application of this Act; and generally relating to the Calvert County personal property tax.

BY adding to

Article – Tax – Property

Section 7–402

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1169 – Delegate Buckel

AN ACT concerning

Economic Development – Maryland Innovation Initiative University Expansion Pilot Program – Establishment

FOR the purpose of establishing the Maryland Innovation Initiative University Expansion Pilot Program within the Maryland Technology Development Corporation; providing for the purpose of the Pilot Program; requiring the Maryland Innovation Initiative within the Corporation to implement and administer the Pilot Program; authorizing Frostburg State University to participate in the Pilot Program; requiring Frostburg State University to pay a certain annual contribution to participate in the Pilot Program; establishing eligibility criteria for project proposals to receive funding under the Pilot Program; requiring the Initiative to develop certain criteria to review, evaluate, and rate certain project proposals; requiring the Executive Director of the Initiative to distribute certain grants in a certain manner; requiring the Governor to include a certain amount in the State budget for certain fiscal years for the Pilot Program; requiring the Corporation to make a certain report on or before a certain date; altering the purpose and contents of the Maryland Innovation Initiative Fund; defining a certain term; providing for the termination of this Act; and generally relating to the establishment of the Maryland Innovation Initiative University Expansion Pilot Program.

BY repealing and reenacting, without amendments,

Article – Economic Development

Section 10–454(a), (b), and (d), 10–455(a), and 10–457(a)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development

Section 10–457(b) and (d)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – Economic Development

Section 10–461

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1170 – Delegate Szeliga

AN ACT concerning

Primary and Secondary Education – Virtual Schools – Alterations

FOR the purpose of stating that certain provisions of law relating to establishing a public school in the State do not apply to certain virtual schools; authorizing the State Department of Education, a county board of education, or a public institution of higher education to establish a statewide virtual school in the State subject to a certain condition; repealing a provision of law requiring the Department to approve the establishment of a virtual school; establishing certain exemptions from State policies and regulations for virtual schools; authorizing students to enroll in a virtual school in the State regardless of where the virtual school’s principal place of business is located; limiting the number of students a virtual school may enroll; prohibiting a virtual school from charging fees or tuition; requiring the Department, a county board, or a public institution of higher education to establish a certain policy and procedure under a certain circumstance; providing that a virtual school is part of the State program of public education; repealing a provision of law requiring a virtual school’s curriculum to be approved by the State Board of Education; repealing a provision of law requiring a virtual school to meet certain standards relating to offering a certain duration of learning opportunities; repealing a provision of law requiring a virtual school to provide certain information relating to printers to the parent or guardian of an enrolled student; repealing a provision of law requiring a virtual school to be evaluated on certain criteria; repealing a requirement that virtual schools provide a certain assessment in a certain way; repealing a provision of law authorizing the State Board to adopt certain regulations; requiring the State to distribute certain funds to virtual schools in a certain manner; authorizing a public institution of higher education to contract with other entities to perform the duties of a virtual school; authorizing a public institution of higher education to retain a certain amount of funding for administrative costs; defining a certain term; altering a certain definition; making conforming changes; and generally relating to virtual schools of primary and secondary education in the State.

BY repealing and reenacting, with amendments,

Article – Education

Section 4–109, 7–1401 through 7–1404, 7–1407, and 7–1408

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 7–1405 and 7–1406
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means and the Committee on Appropriations.

House Bill 1171 – Delegate Charles

EMERGENCY BILL

AN ACT concerning

Labor and Employment – Maryland Employee Protection Plan for Vaccine Refusal

FOR the purpose of prohibiting an employer from terminating an employee solely on the basis of the employee’s refusal to receive a vaccination against COVID–19; providing that an employee waives the right to file a civil action against the employer if the employee has refused to receive a certain vaccination and the employee contracts COVID–19 in the course of employment; defining certain terms; making this Act an emergency measure; providing for the termination of this Act; and generally relating to vaccination refusal by employees.

BY adding to
Article – Labor and Employment
Section 3–718
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1172 – Delegate Hill

AN ACT concerning

Higher Education – Pay It Forward Program and Pay It Forward Fund – Established

FOR the purpose of requiring the Maryland Higher Education Commission to establish and implement the Pay It Forward Program; providing for the purpose of the Program; requiring the Commission to administer the Program, establish certain criteria, procedures, and parameters for the Program, and encourage foundations and other organizations to participate in the Program; prohibiting a foundation that

participates in the Program from being considered as an affiliated foundation under a certain provision of law; establishing the Pay It Forward Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Commission to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purposes for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; requiring the Commission to report to certain committees of the General Assembly on the implementation of the Program on or before a certain date each year; defining certain terms; and generally relating to the Pay It Forward Program and Pay It Forward Fund.

BY adding to

Article – Education
Section 18–116
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement
Section 6–226(a)(2)(i)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement
Section 6–226(a)(2)(ii)122. and 123.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY adding to

Article – State Finance and Procurement
Section 6–226(a)(2)(ii)124.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

House Bill 1173 – Calvert County Delegation

AN ACT concerning

Calvert County – Public Facilities Bond

FOR the purpose of authorizing and empowering the County Commissioners of Calvert County, from time to time, to borrow not more than \$26,453,345 to finance the construction, improvement, or development of certain public buildings, roads, and facilities in Calvert County, as herein defined, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, county, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and generally relating to the issuance and sale of such bonds.

Read the first time and referred to the Committee on Appropriations.

House Bill 1174 – Calvert County Delegation

AN ACT concerning

State Boat Act – Removal of Vessels From Marinas – Calvert County Board of County Commissioners Facilities

FOR the purpose of defining the term “marina” as it relates to the authority to remove a vessel under the State Boat Act to include certain facilities owned and operated by the Calvert County Board of County Commissioners; and generally relating to the removal of a vessel from a marina.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section – 8–721.1
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1175 – Delegate Brooks

AN ACT concerning

Property Tax Credit for Disabled Veterans – Established

FOR the purpose of requiring the governing body of a county or of a municipal corporation to grant, by law, a tax credit against the property tax imposed on the dwelling house of certain disabled veterans; establishing a tax credit against the State property tax on the dwelling house of certain disabled veterans; providing for the calculation of the credit; requiring certain disabled veterans to provide certain documents when applying for the credits under this Act; defining certain terms; providing for the application of this Act; and generally relating to a property tax credit for the dwelling house of a disabled veteran.

BY adding to

Article – Tax – Property

Section 9–112

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1176 – Delegate Hartman

AN ACT concerning

Income Tax – Credit for Travel, Hospitality, and Entertainment Expenses

FOR the purpose of allowing an individual to claim a credit against the State income tax for certain travel, hospitality, and entertainment expenses paid or incurred by the individual during certain taxable years under certain circumstances; providing that the credit may not exceed a certain amount and that a credit may not be allowed for certain expenses for which the individual claimed a certain federal deduction; providing that any unused amount of the credit may not be carried over to any other taxable year; requiring the Department of Commerce, on application by an individual, to issue a tax credit certificate in a certain amount; providing for the form and content of the application; requiring the Department to approve applications for the credit on a first–come, first–served basis and to provide certain notice to the applicant; providing that the total amount of tax credit certificates issued in a taxable year may not exceed a certain amount; requiring the Department to report certain information to the Comptroller on or before a certain date each year; requiring the Department and the Comptroller to jointly adopt certain regulations; defining certain terms; providing for the termination of this Act; and generally relating to a credit against the State income tax for travel, hospitality, and entertainment expenses.

BY adding to

Article – Tax – General

Section 10–751

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1177 – Delegate Hartman

EMERGENCY BILL

AN ACT concerning

Income Tax – Subtraction Modification – COVID–19–Related Distribution of Retirement Income

FOR the purpose of allowing a subtraction modification under the Maryland income tax in certain taxable years for income that is the result of certain distributions of retirement income during certain taxable years; prohibiting the subtraction from exceeding a certain amount; defining a certain term; making this Act an emergency measure; providing for the termination of this Act; and generally relating to a Maryland income tax subtraction modification for distributions of retirement income.

BY repealing and reenacting, without amendments,

Article – Tax – General

Section 10–207(a)

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

BY adding to

Article – Tax – General

Section 10–207(jj)

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1178 – Delegate Brooks

AN ACT concerning

Income Tax – Subtraction Modification – First–Time Homebuyer Savings Accounts

FOR the purpose of allowing a subtraction modification under the Maryland income tax for a certain amount contributed to a certain first–time homebuyer savings account and certain earnings on the account; providing that the account holder may claim the subtraction modification under certain circumstances; providing that certain transfers of money to or from the account are subject to certain requirements and limitations; providing that a certain person who transfers money to the account is not entitled to the subtraction modification; authorizing the account holder to

withdraw and deposit certain money in certain accounts under certain circumstances; requiring the account holder to use the funds in the account for certain eligible costs within a certain time period; providing that certain funds remaining in the account on a certain date shall be subject to taxation as ordinary income; providing that a certain financial institution may not be held responsible for certain actions; authorizing a certain financial institution to use certain funds for a certain purpose; providing that, except under certain circumstances, certain funds withdrawn from the account for certain purposes shall be taxed as ordinary income and subject to a certain penalty; requiring a certain account holder claiming the subtraction modification to submit certain documentation under certain circumstances; requiring the Comptroller to adopt certain regulations; defining certain terms; providing for the application of this Act; and generally relating to a Maryland income tax subtraction modification for certain amounts paid into and earned on certain first-time homebuyer savings accounts.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–208(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY adding to
Article – Tax – General
Section 10–208(y)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1179 – Wicomico County Delegation

AN ACT concerning

Wicomico County – Property Tax Credit – Hotel or Residential Development

FOR the purpose of authorizing the governing body of Wicomico County or the governing body of a municipal corporation in Wicomico County to grant a property tax credit against the county or municipal corporation property tax imposed on real property that is used for certain hotel or residential development projects; authorizing the governing body of Wicomico County or the governing body of a municipal corporation in Wicomico County to provide for certain matters relating to the property tax credit; providing for the application of this Act; and generally relating to a property tax credit for hotel or residential development in Wicomico County.

BY adding to
Article – Tax – Property
Section 9–324(d)

Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1180 – Delegate Hill

AN ACT concerning

Property Tax Credit – Airport Noise Zones – Eligibility

FOR the purpose of altering eligibility for a certain property tax credit against the county or municipal corporation property tax imposed on certain residential real property located within a certain airport noise zone; clarifying that the governing body of a county or municipal corporation may provide, by law, for a tiered system that varies the amount and duration of the credit based on where the property is situated within the airport noise zone; providing for the application of this Act; and generally relating to a property tax credit for residential property situated within an airport noise zone.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–216
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1181 – Delegate Guyton

AN ACT concerning

County Boards of Education – Accessibility Standards – Digital Tools (Nonvisual Access Accountability Act for Grades K–12 Education)

FOR the purpose of requiring certain digital tools developed or purchased by a county board of education to include specifications for access by students with disabilities, including nonvisual access, that meet certain standards; requiring a county board to provide a student with disabilities access to digital tools that meet certain standards; beginning on a certain date, requiring each invitation for bids or request for proposals for a digital tool issued by a county board to require a vendor to submit an accessibility conformance report as part of the bid; prohibiting a county board from approving a certain procurement contract if certain conditions are not met; requiring a county board to establish a certain evaluation process that includes a certain evaluation by a certain specialist; requiring a county board to send a certain notice to a certain vendor under certain circumstances; requiring a certain vendor to modify information technology at the vendor's own expense to meet certain accessibility standards within a certain number of months after receiving a certain notification;

establishing a civil penalty for a violation of certain provisions of law; requiring a vendor who violates certain provisions of law to indemnify the State for a liability resulting from the use of information technology that does not meet certain accessibility standards; requiring a county board, on or before a certain date each year, to submit a certain report to the State Department of Education; requiring the Department to make certain information available on its website and to update the information each year; defining certain terms; and generally relating to accessibility standards for digital tools developed or purchased by county boards of education.

BY adding to

Article – Education

Section 8–317

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1182 – Delegate Kipke

AN ACT concerning

Tax – Property – Tax Sales

FOR the purpose of requiring a tax sale of certain property if the tax has been in arrears for at least a certain period of time, subject to certain exceptions; and generally relating to tax sales of property.

BY repealing and reenacting, without amendments,

Article – Tax – Property

Section 14–808(a)

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 14–811

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1183 – Delegate Kipke

AN ACT concerning

Income Tax – Standard Deduction – Charitable Contributions

FOR the purpose of altering the calculation of a certain standard deduction allowed under the Maryland income tax to include, under certain circumstances, a certain adjustment for certain charitable contributions; providing for the application of this Act; and generally relating to the standard deduction allowed under the Maryland income tax.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–217
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1184 – Delegate Cardin

AN ACT concerning

Maryland Judiciary – Personal Identifying Information – Protection

FOR the purpose of authorizing a judge, recalled judge, or retired judge of a State court to file a certain notice with a data broker, person, business, or other entity and specifying the contents of the notice; prohibiting a data broker, person, business, or other entity that receives a certain notice from publicly displaying certain information or from selling, licensing, trading, purchasing, or otherwise providing or making available certain information; requiring a data broker, person, business, or other entity that receives a certain notice to remove certain information from public view within a certain period of time of receiving the notice; providing that an individual who is aggrieved by the failure of a data broker, person, business, or other entity to comply with a certain notice may bring a civil action against the data broker, person, business, or other entity; authorizing the court to impose an injunction and award certain damages; requiring the Secretary of State to establish and administer a Maryland Judiciary Personal Identification Information Program for an at-risk individual and an immediate family member of an at-risk individual; authorizing certain individuals to apply to participate in the Program; requiring an application to the Program to contain certain information; requiring the Secretary to review a certain application and designate a certain applicant as a Program participant; authorizing a Program participant to withdraw from the Program; requiring the Secretary to notify State and local agencies of the names of the Program participants; prohibiting a State or local agency that receives a certain notification from displaying certain information about a Program participant and requiring the State or local agency to remove certain information from public availability within a certain period of time; authorizing the Secretary to adopt regulations to implement the Program; defining certain terms; providing for the application of this Act; and generally relating to the Maryland Judiciary Personal Identifying Information Act and Program.

BY adding to

Article – Commercial Law

Section 14–4301 through 14–4303 to be under the new subtitle “Subtitle 43.
Maryland Judiciary Personal Identifying Information Act”

Annotated Code of Maryland

(2013 Replacement Volume and 2020 Supplement)

BY adding to

Article – State Government

Section 7–401 through 7–406 to be under the new subtitle “Subtitle 4. Maryland
Judiciary Personal Identifying Information Program”

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

House Bill 1185 – Delegate Kipke

AN ACT concerning

Public and Nonpublic Schools – Interscholastic Athletics Eligibility – Reclassification of Student Athletes

FOR the purpose of requiring the State Department of Education to allow certain student athletes who are public high school seniors to be reclassified as high school juniors to provide an opportunity for participation in interscholastic athletics for the purpose of recruitment by a certain collegiate athletic association during a certain school year; authorizing a certain reclassified student athlete to participate in interscholastic athletics at the public high school in which the student is enrolled; requiring a certain reclassified student athlete to meet certain eligibility requirements; authorizing certain nonpublic high schools to allow certain student athletes who are high school seniors to be reclassified as high school juniors to provide an opportunity for participation in interscholastic athletics for the purpose of recruitment by a certain collegiate athletic association during a certain school year; defining certain terms; providing for the termination of this Act; and generally relating to the reclassification of student athletes and interscholastic athletics eligibility.

Read the first time and referred to the Committee on Ways and Means.

House Bill 1186 – Delegate Clippinger

AN ACT concerning

Office of the Attorney General – Firearm Crime, Injuries, Fatalities, and Crime Firearms – Study Extension

FOR the purpose of altering certain dates by which the Office of the Attorney General is required to provide certain reports to the Governor and the General Assembly relating to firearm crimes, firearm injuries and fatalities, and crime firearms; requiring an additional report to be submitted by the Office of the Attorney General under a certain Act; extending the termination date of a certain Act; and generally relating to crimes involving firearms, injuries and fatalities caused by firearms, and crime firearms.

BY repealing and reenacting, with amendments,
Chapter 491 of the Acts of the General Assembly of 2020
Section 1 and 2

Read the first time and referred to the Committee on Judiciary.

House Bill 1187 – Delegate Clippinger

AN ACT concerning

Juvenile Law – Juvenile Justice Reform

FOR the purpose of altering provisions of law relating to the jurisdiction of the juvenile court; providing that a child who is under a certain age is not subject to the jurisdiction of the juvenile court and may not be charged with a crime; establishing an exception to the requirement that a certain intake officer forward a certain complaint and copy of a certain intake case file to the State's Attorney under certain circumstances; altering provisions of law relating to the referral by an intake officer of a complaint alleging the commission of a certain act by a juvenile under certain circumstances; establishing a certain exception to the requirement that a certain intake officer provide certain information to a victim; repealing the requirement that a victim consent before a certain intake officer is authorized to proceed with an informal adjustment of a certain matter; authorizing a court to hold a certain proceeding in abeyance to allow for informal adjustment under certain circumstances; requiring a court to dismiss a delinquency petition under certain circumstances; requiring a court to resume certain proceedings against a child under certain circumstances; requiring the juvenile court or an intake officer to consider the results of a risk scoring instrument under certain circumstances; prohibiting a certain child from being placed in detention before a hearing under certain circumstances; altering a requirement that the Department of Juvenile Services appear at a certain hearing before the juvenile court with a certain child to explain the reasons for the child's continued detention under certain circumstances; requiring the Department of Juvenile Services to submit a certain plan to the juvenile court within a certain number of days after a decision to detain a certain child; altering a provision of law prohibiting a certain child from being committed to the Department of Juvenile Services for out-of-home placement under certain circumstances; providing for certain maximum periods of time that the juvenile court is authorized to place a child on probation; authorizing the court to extend a certain period of probation by certain periods of time under certain circumstances;

prohibiting a certain child from being placed in a facility used for detention for a certain technical violation of probation; authorizing a certain law enforcement officer to issue a citation to a child for an offense that would be a misdemeanor if committed by an adult under certain circumstances and subject to a certain exception; requiring the State Department of Education to develop and implement certain educational programming; requiring the Governor's Office of Crime Prevention, Youth, and Victim Services to request and analyze certain data; requiring the Governor's Office of Crime Prevention, Youth, and Victim Services to annually report certain findings to the Governor and the General Assembly; establishing the Commission on Juvenile Justice Reform and Emerging and Best Practices; providing for the composition, chair, and staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation but authorizing the reimbursement of certain expenses; requiring the Commission to research and evaluate certain matters; requiring the Commission to annually report its findings to the Governor and the General Assembly; requiring the Juvenile Justice Reform Council to submit a supplemental report on its findings and recommendations to the Governor and the General Assembly on or before a certain date; altering the termination date for the Council; requiring the Department of Juvenile Services to report on certain matters to the General Assembly on or before a certain date; requiring the Governor's Office of Crime Prevention, Youth, and Victim Services to develop a certain model policy, study certain matters, and report its findings to the General Assembly on or before a certain date; altering certain definitions; defining certain terms; correcting an obsolete cross-reference; repealing an obsolete term; making conforming changes; and generally relating to juvenile justice.

BY repealing and reenacting, without amendments,

Article – Courts and Judicial Proceedings

Section 3–8A–01(a)

Annotated Code of Maryland

(2020 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 3–8A–01(l) and (dd), 3–8A–03, 3–8A–10(c)(4) and (e), 3–8A–15(b) and (l),
3–8A–19(d)(1)(i) and (3)(i), and 3–8A–33(a)

Annotated Code of Maryland

(2020 Replacement Volume)

BY adding to

Article – Courts and Judicial Proceedings

Section 3–8A–10(n), 3–8A–15(m), 3–8A–19.6, and 3–8A–19.7

Annotated Code of Maryland

(2020 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Education

Section 22–303

Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – Public Safety
Section 3–523
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – State Government
Section 9–3301 and 9–3302 to be under the new subtitle “Subtitle 33. Commission
on Juvenile Justice Reform and Emerging and Best Practices”
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Chapter 253 of the Acts of the General Assembly of 2019
Section 1(g)(2) and 2

BY adding to

Chapter 253 of the Acts of the General Assembly of 2019
Section 1(g)(3)

Read the first time and referred to the Committee on Judiciary.

House Bill 1188 – Delegate Barron

AN ACT concerning

Office of the Attorney General – Correctional Ombudsman

FOR the purpose of establishing the Correctional Ombudsman in the Office of the Attorney General; providing for the appointment, qualifications, term, salary, and removal of the Ombudsman; establishing the powers and duties of the Ombudsman; requiring the Ombudsman to conduct certain investigations, conduct certain reviews and assessments, cooperate with a certain agency for a certain purpose, inspect certain facilities, seek to resolve certain complaints through certain methods, maintain a certain website, and adopt certain regulations; requiring the Ombudsman to provide certain information to a certain complainant; requiring the Ombudsman to refer certain matters for criminal charges or disciplinary proceedings; prohibiting a certain agency from restricting the Ombudsman’s ability to conduct certain interviews or access certain records or certain facilities; prohibiting a certain agency from opening certain correspondence or interfering with certain communications; requiring the Ombudsman to treat certain communications as confidential under certain circumstances, subject to certain exceptions; authorizing the Ombudsman to subpoena individuals for a certain purpose under certain circumstances and bring

certain actions; requiring the Ombudsman to submit certain reports to certain persons within certain periods of time under certain circumstances; requiring an agency to provide a certain written response to a certain report within a certain time period under certain circumstances; establishing the Correctional Ombudsman Advisory Board; establishing the purpose, membership, and staffing of the Board; prohibiting a person from obstructing the lawful exercise of the Ombudsman's powers; establishing a certain penalty for a certain violation; requiring certain materials to be provided to the Ombudsman; requiring the Ombudsman to conduct a certain inspection; stating the intent of the General Assembly that the Governor include in the State budget an appropriation to carry out this Act; requiring the Ombudsman and the Commission on Correctional Standards to submit a certain report on or before a certain date; requiring the Mediation and Conflict Resolution Office to submit a certain report on or before a certain date; stating the intent of the General Assembly that, in its first year, the Office of the Correctional Ombudsman focus its activities on a certain area; defining certain terms; and generally relating to the Correctional Ombudsman.

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 8–114 and 8–117
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY adding to
Article – State Government
Section 6–601 through 6–608 to be under the new subtitle “Subtitle 6. Correctional Ombudsman”
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary and the Committee on Health and Government Operations.

House Bill 1189 – Howard County Delegation

AN ACT concerning

Howard County Board of Education – School Safety Personnel

Ho. Co. 10–21

FOR the purpose of requiring the Howard County Board of Education to develop a plan to implement certain school safety guidelines that does not assign school resource officers to public schools in Howard County and uses adequate local law enforcement coverage to implement the guidelines; and generally relating to school safety personnel in Howard County.

BY repealing and reenacting, without amendments,
Article – Education
Section 7–1501(a), (d), and (j) and 7–1508(c), (e), and (h)(2)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 7–1508(d)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

CONSENT CALENDAR OF INTRODUCTORY HOUSE BILLS NO. 30

House Bill 1190 – Howard County Delegation

AN ACT concerning

Howard County – Board of Education – Redetermination of Geographic Attendance Area

Ho. Co. 05–21

FOR the purpose of requiring the Howard County Board of Education to submit a certain annual report on the program capacity of each permanent school facility, beginning in a certain school year; requiring the county board to submit a certain report to the General Assembly and the Howard County Delegation to the General Assembly under certain circumstances; requiring the county board to implement certain processes set out in a certain policy to make a certain assessment; requiring the county board to submit a certain report to the General Assembly and the Howard County Delegation regarding the outcome of a certain assessment under certain circumstances; defining certain terms; and generally relating to the target utilization of permanent school facilities in Howard County.

BY adding to
Article – Education
Section 4–138
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1191 – Howard County Delegation

AN ACT concerning

Howard County – Alcoholic Beverages – Alcoholic Beverages Inspectors

Ho. Co. 03–21

FOR the purpose of authorizing an alcoholic beverages inspector to issue a citation in Howard County; requiring an inspector to complete a training program in the use of arrest authority and pertinent police procedures; prohibiting an inspector from carrying a firearm in the performance of the inspector’s duties; requiring the Howard County Police Department to employ certain inspectors, rather than requiring the Chief of the County Police Department to provide a sworn member of the County Police Department as an inspector; requiring the Chief of the County Police Department to have certain authority over the hiring of inspectors; and generally relating to alcoholic beverages in Howard County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 23–102
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 23–207(d)
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 10–119(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 10–119(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1192 – Delegate Parrott

AN ACT concerning

Election Law – Signature Verification of Absentee Ballots and Absentee Ballot

Applications and Ballot Canvassing

FOR the purpose of requiring that certain guidelines for absentee voting provide for the verification of signatures on absentee ballot applications and absentee ballots; requiring that certain absentee ballot applications and requests require a voter to indicate certain information; requiring an election director to verify the signature on an absentee ballot application, a certain form, or a certain written request in a certain manner; requiring the State Board of Elections to provide to each local board of elections certain machines for certain purposes; requiring a local board to notify a voter in a certain manner if the voter's signature cannot be verified and direct the voter to provide certain identification; requiring a voter to provide a copy of certain identification to the local board on notification by the local board; requiring that an absentee ballot be counted only under certain circumstances; requiring a voter to identify the reason why the voter's signature on an absentee ballot is inconsistent with certain records under certain circumstances; requiring each local board to verify the signature of an absentee ballot in a certain manner; requiring the State Board to adopt certain regulations; requiring a local board to reject an absentee ballot if the local board determines that the voter voted in person in the same election; providing that a voter's provisional ballot may not be rejected for a certain reason if the voter's absentee ballot is rejected for a certain reason; providing for a delayed effective date; and generally relating to signature verification and the canvassing of absentee ballots.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 9–303, 9–305(a), 9–306, 11–302(d), and 11–303(d)(2)

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

BY adding to

Article – Election Law

Section 9–310.1

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Election Law

Section 10–312(a)(2)

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1193 – Delegate Adams

AN ACT concerning

**Certified Nursing Assistants – Certificate Renewal – Training Program
Requirements**

FOR the purpose of altering the circumstances under which a certified nursing assistant may renew the certificate to allow the nursing assistant to provide, under certain circumstances, certain evidence of completion of a certain nursing assistant training program or a certain refresher training program as required in certain regulations adopted by the State Board of Nursing; requiring the Board to adopt certain regulations; and generally relating to certificate renewal for certified nursing assistants.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 8–6A–08(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 8–6A–08(g) and (l)(3)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY adding to
Article – Health Occupations
Section 8–6A–08(m)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1194 – Dorchester County Delegation

AN ACT concerning

**Charter and Code Home Rule Counties – County Property Leases – Notice
Exemptions**

FOR the purpose of authorizing a charter or code home rule county to enter into a certain property lease without giving certain notice under certain circumstances; and generally relating to charter or code home rule county property leases.

BY repealing and reenacting, without amendments,
Article – Local Government
Section 10–301
Annotated Code of Maryland
(2013 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Local Government
Section 10–312
Annotated Code of Maryland
(2013 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1195 – Delegate Adams

AN ACT concerning

Income Tax – Credits for Preceptors in Areas With Health Care Workforce Shortages – Eligibility and Sunset Repeal

FOR the purpose of altering the number of training hours that a licensed physician is required to perform in a preceptor program rotation in order to qualify for a certain credit against the State income tax; repealing the termination date for certain credits against the State income tax for certain individuals who serve as preceptors in certain preceptorship programs and work in areas of the State with health care workforce shortages; providing for the application of certain provisions of this Act; and generally relating to credits against the State income tax for certain preceptors in areas of the State with health care workforce shortages.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–738
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–739
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Chapter 385 of the Acts of the General Assembly of 2016
Section 2

BY repealing and reenacting, with amendments,
Chapter 386 of the Acts of the General Assembly of 2016
Section 2

Read the first time and referred to the Committee on Ways and Means.

House Bill 1196 – Delegate Adams

AN ACT concerning

Commercial Law – Credit Regulation – Reverse Mortgage Loans Act – Revisions

FOR the purpose of requiring that a borrower of a reverse mortgage loan meet a certain age requirement and occupy the dwelling that secures the reverse mortgage loan as a principal residence; requiring a certain lender or arranger of financing to provide a prospective borrower certain documents at certain times; requiring a certain lender to provide to the borrower a certain statement on or before a certain date each year and a certain disclosure at certain times; requiring a prospective borrower to meet with a certain counseling agency before signing a reverse mortgage loan application; establishing certain requirements for the meeting between a prospective borrower and the counseling agency; authorizing a certain lender to require a borrower to purchase certain insurance to protect the property securing a reverse mortgage loan; providing that certain provisions of law do not prohibit a lender or an arranger of financing from offering to a borrower a certain account or referring a borrower to a person to open a certain account; authorizing a certain lender to collect certain charges and fees with the origination of a reverse mortgage loan; requiring a certain lender to conduct a certain assessment of the financial capacity of a borrower to comply with the terms of the reverse mortgage; prohibiting a lender from binding a borrower to a reverse mortgage earlier than a certain number of days following the written acceptance of the terms of the reverse mortgage; prohibiting a lender from requiring the borrower to close or proceed with the reverse mortgage loan during a certain waiting period; prohibiting a borrower from waiving certain waiting periods; requiring a lender who fails to make certain loan advances to forfeit to the borrower certain money and interest under certain circumstances; requiring that a certain page of a deed of trust or mortgage securing a reverse mortgage loan contain a certain statement; requiring a person to send the borrower certain notice by a certain method before initiating foreclosure proceedings on a reverse mortgage loan; requiring a person to allow a borrower to cure a default within a certain number of days before initiating foreclosure proceedings on a reverse mortgage loan; requiring that a reverse mortgage loan payment made to a borrower be treated as proceeds from a loan and requiring undisbursed funds under a reverse mortgage loan be treated as equity for purposes of determining a borrower's eligibility and benefits for certain means-tested programs; specifying that a lender that makes a reverse mortgage loan that is insured under certain federal requirements satisfies the requirements of this Act if the lender complies with certain federal requirements; establishing that a reverse mortgage constitutes a lien against the subject property and that the lien has priority over any other lien filed or recorded after the reverse mortgage under certain circumstances; requiring that certain arrangements, transfers, and liens subject to this Act may not be invalidated due to the failure of a lender to comply with certain requirements; repealing a certain provision of law establishing that a certain lender is not required to offer a reverse mortgage loan with certain payment plans or to a certain prospective borrower; repealing the requirement that a certain lender or arranger of financing conform to certain federal

requirements except under certain circumstances; repealing the exemption for certain reverse mortgage loans from certain federal requirements; repealing the exemption for certain lenders and arrangers of financing from certain federal regulatory approval requirements; defining certain terms and altering certain definitions; providing for the application of this Act; and generally relating to reverse mortgage loans.

BY renumbering

Article – Commercial Law
Section 12–1208
to be Section 12–1216
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Commercial Law
Section 12–1201, 12–1202, and 12–1206
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)

BY repealing

Article – Commercial Law
Section 12–1203 through 12–1205 and 12–1207
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)

BY adding to

Article – Commercial Law
Section 12–1203 through 12–1205, 12–1207 through 12–1215, and 12–1217
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Commercial Law
Section 12–1216
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)
(As enacted by Section 1 of this Act)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1197 – Delegate Boteler

AN ACT concerning

Baltimore County Board of Education – Legal Counsel and Chief Budget Analyst

FOR the purpose of authorizing the Baltimore County Board of Education to retain counsel in certain legal matters; requiring the County Board to employ legal counsel and a Chief Budget Analyst; providing for the terms of employment of the legal counsel and Chief Budget Analyst; requiring the legal counsel to serve as the legal advisor to the County Board; requiring the Chief Budget Analyst to review the County Board's budget and approve or return the budget with suggested changes; requiring the Chief Budget Analyst to ensure that education spending is in accordance with the County Board's budget; providing for the salary of the Chief Budget Analyst; prohibiting the County Board from submitting its budget to the Baltimore County Council until it has been approved by the Chief Budget Analyst; and generally relating to staff for the Baltimore County Board of Education.

BY repealing and reenacting, with amendments,
Article – Education
Section 4–104
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to
Article – Education
Section 4–104.1
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1198 – Delegate Cox

AN ACT concerning

Public Health – Abortion – Drug-Induced Abortions

FOR the purpose of providing that an abortion-inducing drug may be prescribed only by a qualified physician; requiring a qualified physician to meet certain requirements to be authorized to prescribe an abortion-inducing drug; requiring a physician to take certain actions before prescribing an abortion-inducing drug; prohibiting certain consent from being considered completed except under certain circumstances; requiring a physician to schedule a certain follow-up appointment within a certain time period for a woman who has been prescribed or administered an abortion-inducing drug; requiring the qualified physician to make certain efforts and document certain information in the woman's medical record related to a certain follow-up visit; requiring a qualified physician to provide certain contact information to the patient under certain circumstances; prohibiting a person from prescribing, distributing, or otherwise providing abortion-inducing drugs through certain methods, in certain facilities, or on State property; requiring a qualified physician to report certain adverse events to certain entities in a certain manner and within a

certain time period; providing that a physician who violates certain provisions of this Act in a certain manner is guilty of a felony; providing that certain penalties and liability may not be assessed against certain individuals; providing that failure to comply with certain requirements provides a basis for certain actions and recovery; requiring a court to allow a certain individual to proceed in a certain manner and take certain action to preserve the privacy of a certain individual; providing for the application of certain provisions of this Act; authorizing the court to award attorney's fees under certain circumstances; requiring the Maryland Department of Health, on or before certain dates, to develop certain forms and materials; requiring the Department, on or before a certain date, to make certain materials available and accessible to the public in a certain manner; requiring the Department to review and update certain materials each year; requiring, on or before a certain date each year, certain facilities and certain health care providers to submit certain reports to the Department; requiring the Department to compile certain information, provide a certain report to the General Assembly and make it available in a certain manner, and summarize and submit certain data to a certain entity; providing that certain reports are public records; requiring the Department to make certain reports available to certain entities for a certain purpose; prohibiting certain entities and individuals from comparing certain data in a certain manner except under certain circumstances; prohibiting certain entities or individuals from maintaining certain information; requiring the Department to provide information on certain requirements to certain entities and individuals; defining certain terms; providing that the provisions of this Act are not severable; and generally relating to drug-induced abortions.

BY adding to

Article – Health – General

Section 20–201 through 20–203 to be under the new part “Part I. Drug-Induced Abortions”

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1199 – Delegate Valderrama

EMERGENCY BILL

AN ACT concerning

Workers' Compensation – Occupational Disease Presumptions – COVID-19

FOR the purpose of providing that certain covered employees who are suffering from the effects of severe acute respiratory syndrome coronavirus 2 are presumed, under certain circumstances, to have an occupational disease that was suffered in the line of duty or course of employment and is compensable in a certain manner; requiring that an individual who is eligible for benefits under certain provisions of this Act

provide a copy of a certain test or certain written documentation to the employer or insurer; establishing the date of injury; specifying that a certain individual not entitled to a certain presumption is not precluded from claiming an occupational disease or personal injury under State law; providing that a certain presumption may be rebutted only under certain circumstances; requiring that certain covered employees receive certain benefits in addition to certain other benefits; requiring that certain benefits be adjusted in a certain manner; defining certain terms; making this Act an emergency measure; providing for the application of this Act; and generally relating to occupational disease presumptions under the workers' compensation law.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 9–503
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

CONSENT CALENDAR OF INTRODUCTORY HOUSE BILLS NO. 31

House Bill 1200 – Delegate Luedtke

AN ACT concerning

Digital Advertising Gross Revenues Tax – Exemption and Restriction

FOR the purpose of exempting, from a certain tax on certain annual gross revenues derived from certain digital advertising services in the State, certain advertisement services on certain digital interfaces; prohibiting a person who derives gross revenues from digital advertising services in the State from passing on the cost of the tax to a certain customer in a certain manner; defining certain terms; providing for the application of this Act; making this Act subject to a certain contingency; and generally relating to a tax on digital advertising gross revenues.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 7.5–101
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)
(As enacted by Chapter ____ (H.B. 732 of the 2020 Regular Session) of the Acts of the General Assembly of 2021)

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 7.5–102(a)

Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)
(As enacted by Chapter ____ (H.B. 732 of the 2020 Regular Session) of the Acts of the
General Assembly of 2021)

BY adding to

Article – Tax – General

Section 7.5–102(c)

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

(As enacted by Chapter ____ (H.B. 732 of the 2020 Regular Session) of the Acts of the
General Assembly of 2021)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1201 – Delegate Conaway

AN ACT concerning

Real Property – Residential Lease Provisions – Responsibility of Tenant for Maintenance and Repair

FOR the purpose of requiring, under certain circumstances, that a residential lease include certain provisions regarding the obligation of a tenant to maintain and repair a heating unit or an air conditioning unit on the premises as well as a space for the tenant to acknowledge the obligations in a certain manner; and generally relating to required provisions of residential leases.

BY repealing and reenacting, without amendments,

Article – Real Property

Section 8–208(a) and (b)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Real Property

Section 8–208(c)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1202 – Delegate Wilkins

EMERGENCY BILL

AN ACT concerning

Hospitals and Birth Centers – COVID-19 Visitation Policies – Doulas

FOR the purpose of requiring that a doula be authorized to be present with a woman during labor, delivery, and postpartum recovery under certain circumstances; prohibiting a doula from being considered a support person or visitor under certain circumstances; defining a certain term; making this Act an emergency measure; providing for the termination of this Act; and generally relating to doulas and hospitals and birthing centers.

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1203 – Delegate Belcastro

AN ACT concerning

**Certificates of Birth and Marriage Certificates – Issuance of New Certificates
– Sex Designation**

FOR the purpose of requiring the Secretary of Health to make a new certificate of birth for an individual under certain circumstances for the purpose of changing a certain designation relating to a parent of the individual; providing that the Secretary, when issuing a new certificate of birth under a certain provision of law, is not limited to designating the sex of an individual in a certain manner and is required, under certain circumstances, to designate the sex of the individual in a certain manner; establishing certain requirements and a certain prohibition related to information about a certain parent that is included in a new certificate of birth made under a certain provision of this Act; requiring a certain clerk who has issued a marriage license to issue a new marriage certificate that includes a different sex designation and, if appropriate, name for a party to the marriage under certain circumstances; prohibiting a marriage certificate from reflecting certain changes under certain circumstances; requiring a clerk to update certain records and files; requiring a clerk to transmit a copy of a new marriage certificate to the Secretary in a certain manner; requiring a clerk to place certain documents under seal; providing for the circumstances under which the seal may be broken; prohibiting the issuance of an original marriage certificate except by court order under certain circumstances; altering certain terminology; making conforming changes; and generally relating to the issuance of new certificates of birth and marriage certificates.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 4-211
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to
Article – Family Law

Section 2-411
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1204 – Delegate Ruth

AN ACT concerning

**Equity in Transportation Sector – Guidelines and Analyses
(Transportation Equity Analyses and Assurances Act of 2021)**

FOR the purpose of requiring the Maryland Transportation Plan to include achieving equity in the transportation sector in the State transportation goals; requiring the State Report on Transportation to include certain measurable transportation indicators; requiring the State Department of Transportation to evaluate the transportation indicators to identify any racial disparities; requiring the Department to evaluate certain indicators to identify any impact on persons with disabilities; requiring the Department, as the Secretary of Transportation deems necessary, to disaggregate transportation indicators by race; altering the membership of the advisory committee on State transportation goals, benchmarks, and indicators; requiring the Department and the advisory committee to consider racial equity and persons with disabilities in developing State transportation goals, benchmarks, and indicators; establishing the Commission on Transportation Equity; providing for the composition of the Commission; requiring officials tasked with appointing members of the Commission to consider the expertise of other members to reflect a diversity of expertise; requiring the Commission to reflect the cultural, ethnic, and geographic diversity of the State; requiring the Commission to elect a chair and vice-chair from among its members; requiring the Commission to determine the time, place, and frequency of its meetings; providing that a certain number of members of the Commission constitutes a quorum; requiring all actions of the Commission to receive the affirmative vote of at least a certain number of members; prohibiting a member of the Commission from receiving compensation but entitling a member to a certain per diem rate for attending scheduled Commission meetings and reimbursement for expenses; requiring the Department to provide staff for the Commission; requiring the Commission to develop policies and performance measures to ensure that the State transportation system is equitable; requiring the Commission to advise the Department on how the State transportation system can address certain racial disparities; requiring the Commission to advise the Maryland Transit Administration on a certain federal implementation program; requiring the Commission to develop certain policies and guidelines; requiring the Commission to advise and assist the Department with outreach to certain communities; requiring the Commission to hold a certain number of town hall meetings annually to solicit public input; requiring the Commission to allow the public to testify at town hall meetings through certain media; requiring the Commission to hold town hall meetings in various regions of the State; requiring the Commission to produce an

annual report that includes certain information; requiring the report to be posted to the Department's website and made available to the public on request; requiring the Commission to submit the annual report to certain governmental entities and government agencies on or before a certain date each year; requiring the Department, in collaboration with the Maryland Transit Administration, to conduct certain analyses and consult with certain communities before announcing or proposing any change exceeding certain thresholds set by the Commission; requiring the Administration to develop and analyze alternatives if a transit equity analysis reveals disparate impacts; requiring the Administration to proceed with an alternative that avoids disparate impacts under certain circumstances; prohibiting the Administration from proceeding with a certain proposed service change unless a substantial justification exists; requiring the Administration to implement, subject to Commission approval, the alternative that causes the least disparate impact; providing that reducing costs is not a substantial justification for a service change that causes a disparate impact; requiring the Department to compile a report on the impacts of a proposed service change before holding a public hearing on the proposed service change; requiring the report to include certain components; requiring the report to be made available on the Department's website and distributed to certain agencies, officials, and individuals; defining a certain term; and generally relating to equity in transportation.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 2–103.1(d), (h), and (j)
Annotated Code of Maryland
(2020 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 2–103.1(g) and (i)
Annotated Code of Maryland
(2020 Replacement Volume)

BY adding to
Article – Transportation
Section 7–713 and 7–714
Annotated Code of Maryland
(2020 Replacement Volume)

Read the first time and referred to the Committee on Environment and Transportation and the Committee on Appropriations.

House Bill 1205 – Delegate Mautz

AN ACT concerning

Elections – 2020 Presidential General Election – Report on Use of Mail-in Ballots

FOR the purpose of requiring the State Board of Elections to submit a certain report to the General Assembly regarding the use of mail-in ballots in the 2020 presidential general election on or before a certain date; requiring the report to include certain information; and generally relating to the 2020 presidential general election.

Read the first time and referred to the Committee on Ways and Means.

House Bill 1206 – Delegate Mautz

AN ACT concerning

Public Health – COVID-19-Related Order Violations – Notice

FOR the purpose of requiring a local health officer, within a certain time period after receiving an anonymous tip alleging that a business is in violation of a COVID-19-related order, to provide notice to the business; requiring the local health officer to provide the business with certain information; prohibiting the local health officer from providing the business with certain information; defining certain terms; providing for the termination of this Act; and generally relating to the enforcement of COVID-19-related orders.

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1207 – Delegate Bridges

AN ACT concerning

Environment – Commission on Environmental Justice and Sustainable Communities – Reform

FOR the purpose of altering the membership of the Commission on Environmental Justice and Sustainable Communities; requiring the membership of the Commission to reflect the diversity of the State to the extent practicable; specifying the term of certain members; requiring the Department of the Environment to provide a new member with a certain orientation; altering the manner in which a chair is chosen for the Commission; requiring the Commission to meet a minimum number of times per calendar year; requiring the Commission to hold a certain number of meetings in certain locations of the State; requiring the Commission to use data sets and mapping tools to review and analyze the current impact of State laws and policies on certain issues; requiring the Commission to coordinate with the Commission on Climate Change on certain recommendations; repealing the requirement that the Commission develop certain criteria; requiring the Commission, after seeking input from and hosting meetings in certain communities, to create a list of potential supplemental environmental projects to address environmental justice issues;

requiring the Commission to recommend certain options to the General Assembly; defining certain terms; and generally relating to the Commission on Environmental Justice and Sustainable Communities.

BY repealing and reenacting, with amendments,
Article – Environment
Section 1–701
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1208 – Delegate Solomon

AN ACT concerning

Task Force to Study Academic Credit for Prior Learning in Higher Education

FOR the purpose of establishing the Task Force to Study Academic Credit for Prior Learning in Higher Education; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the General Assembly on or before a certain date; defining a certain term; providing for the termination of this Act; and generally relating to the Task Force to Study Academic Credit for Prior Learning in Higher Education.

Read the first time and referred to the Committee on Appropriations.

House Bill 1209 – Delegate Luedtke

AN ACT concerning

Sales and Use Tax – Peer-to-Peer Car Sharing – Alterations

FOR the purpose of 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; providing for the distribution of sales and use tax collected on peer-to-peer car sharing; altering the definition of “marketplace facilitator” to include certain peer-to-peer car sharing programs for purposes of a requirement to collect 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; repealing a certain obsolete provision; providing for the effective dates of this Act; and generally relating to the sales and use tax on peer-to-peer car sharing.

BY repealing and reenacting, with amendments,

Chapter 852 of the Acts of the General Assembly of 2018, as amended by Chapter 567 of the Acts of the General Assembly of 2020
Section 7

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 2–1302.1, 11–101(c–2), and 11–104(c–1)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 11–101(l)(4)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1210 – The Speaker

AN ACT concerning

Corporate Diversity – Board, Executive Leadership, and Mission

FOR the purpose of prohibiting an entity from qualifying for certain State benefits unless certain criteria relating to underrepresented communities are met; requiring the Department of Commerce and the Office of Small, Minority, and Women Business Affairs to develop, maintain, and publicly post a certain Scorecard; requiring the Department and the Office to promulgate regulations to carry out this Act; requiring a certain entity to include certain diversity data in a certain annual report; providing for a delayed effective date; providing for the application of this Act; making the provisions of this Act severable; defining certain terms; and generally relating to corporate boards and underrepresented communities.

BY adding to
Article – Business Regulation
Section 19–106
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 11–101
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1211 – Delegate D. Barnes

AN ACT concerning

**Economic Development – Maryland Technology Development Corporation –
Pre-Seed Builder Fund**

FOR the purpose of establishing the Pre-Seed Builder Fund in the Maryland Technology Development Corporation as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Corporation to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; requiring the Governor to include in the annual budget bill a certain appropriation to the Fund; providing for the investment of money in the Fund; exempting the Fund from a certain provision of law requiring interest on State money in special funds to accrue to the General Fund of the State; providing that the Fund is the successor to a certain fund; defining a certain term; and generally relating to the Maryland Technology Development Corporation and the Pre-Seed Builder Fund.

BY adding to

Article – Economic Development

Section 10-473 to be under the new part “Part VIII. Pre-Seed Builder Fund”

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 6-226(a)(2)(i)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6-226(a)(2)(ii)122. and 123.

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY adding to

Article – State Finance and Procurement

Section 6-226(a)(2)(ii)124.

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1212 – Delegate Washington

AN ACT concerning

Procurement – Socially and Economically Disadvantaged Workers’ Protection Preference

FOR the purpose of requiring each unit of State government to apply a certain percentage preference for bidders and offerors on a procurement contract who agree to the inclusion in the contract of a certain clause requiring that at least a certain percentage of workers on the contract shall be socially and economically disadvantaged individuals under certain circumstances and the inclusion of a similar clause into certain subcontracts under certain circumstances; providing that the inclusion and compliance with a certain clause may not be considered to be a violation of or willful failure to comply with a certain nondiscrimination clause; requiring the Board of Public Works to adopt certain regulations; defining certain terms; and generally relating to State procurement preferences.

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 14–301(e), (k), and (l)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY adding to
Article – State Finance and Procurement
Section 14–701 to be under the new subtitle “Subtitle 7. Socially and Economically Disadvantaged Workers’ Protection Preference”
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1213 – Delegate Queen

AN ACT concerning

Financial Institutions – Determination of Creditworthiness – Alternative Methods

FOR the purpose of requiring certain credit grantors to consider alternative methods of evaluating an applicant’s creditworthiness when determining whether to accept an application for a primary residential mortgage loan or an extension of credit; providing for the application of this Act; defining certain terms; and generally relating to the determination of creditworthiness by credit grantors in the State.

BY repealing and reenacting, without amendments,
Article – Financial Institutions

Section 1–101(a) and (d)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY adding to
Article – Financial Institutions
Section 1–212
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1214 – Delegate Wilson

AN ACT concerning

Procurement – Transparency and Application to County Contracts

FOR the purpose of altering the definition of “unit” for the purposes of applying certain provisions of law governing procurement to certain county procurement contracts using State funds or for the benefit of the State; requiring certain invitations for bids and requests for proposals to include certain instructions; altering the period of time within which a unit is required to publish a certain notice of award in a competitive sealed bid or sole source procurement in eMaryland Marketplace; requiring a unit to publish a certain notice of award in a competitive sealed proposal within a certain period of time; requiring a unit to deliver certain notices to certain unsuccessful bidders and unsuccessful offerors in a certain manner within a certain period of time; authorizing an unsuccessful bidder or unsuccessful offeror to request a certain debrief within a certain period of time after receiving a certain notice; requiring a unit to provide a certain debrief within a certain period of time after receiving a certain request; requiring certain minutes and certain documents to be published in eMaryland Marketplace at certain times; requiring a certain protest to be filed within a certain period of time; requiring the Special Secretary for the Office of Small, Minority, and Women Business Affairs to assign certain staff as required under certain provisions of this Act; requiring a member of the Office staff to be assigned to certain procurement units; requiring each member of the Office staff assigned to a unit under a certain provision of this Act to observe certain procurement processes and ensure that certain goals are met in a certain manner; and generally relating to procurement.

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 11–101(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement
Section 11–101(y), 13–103, 13–104, 13–107(c), 13–210, and 15–217
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–304
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1215 – Delegate Rosenberg

AN ACT concerning

Internship Programs – Alteration, Creation, and Income Tax Credit

FOR the purpose of authorizing certain uses of certain scholarship awards; increasing the maximum annual reimbursement for stipends paid to each intern under the Maryland Technology Internship Program; establishing the Maryland Internship Opportunities Program; stating the purposes of the Program; requiring the University of Maryland Baltimore County (UMBC) to administer the Program and undertake certain activities to carry out the purposes of the Program; establishing certain eligibility requirements for participation in the Program; requiring UMBC to develop a process for tracking and assessing certain outcomes; requiring UMBC to obtain feedback from Program participants at certain times; authorizing the use of certain awards to reimburse certain businesses for up to a certain percentage of the amount paid to an intern up to a certain amount; requiring UMBC to prepare a certain annual report; requiring the Governor to include in the annual budget bill an appropriation to be used for certain purposes; allowing certain employers a credit, up to a certain amount, against the State income tax for certain eligible interns subject to certain limitations; requiring a certain eligible employer to submit a certain application to the Maryland Department of Labor at a certain time; requiring the Department to approve certain applications on a first–come, first–served basis and within a certain time period; limiting the amount of tax credit certificates that may be issued in any taxable year to a certain amount; authorizing the carryforward of the credit; requiring the Department to adopt certain regulations; defining certain terms; providing for the application of this Act; and generally relating to internship programs.

BY repealing and reenacting, with amendments,
Article – Education
Section 18–405(b) and (c), 18–501(b), 18–506(b)(2), and 18–3008(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 18–501(a), 18–506(a), and 18–3002
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to
Article – Education
Section 18–3701 through 18–3710 to be under the new subtitle “Subtitle 37.
Maryland Internship Opportunities Program”
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to
Article – Tax – General
Section 10–751
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations and the Committee on Ways and Means.

House Bill 1216 – Delegate Rosenberg

AN ACT concerning

Human Relations – Public Accommodation Discrimination – Enforcement and Remedies

FOR the purpose of authorizing complainants, respondents, and the Commission on Civil Rights to elect to have claims of public accommodation discrimination determined in a civil action brought by the Commission under certain circumstances and subject to certain requirements; requiring the remedy for public accommodation discrimination to include the greater of certain damages; authorizing the remedy for public accommodation discrimination to include certain remedies; repealing a provision of law prohibiting an administrative law judge from issuing a certain order that substantially affects the cost, level, or type of any transportation services; authorizing a complainant alleging public accommodation discrimination to bring a civil action under certain circumstances; providing for the venue of and remedies in a certain civil action; defining a certain term; making conforming changes; and generally relating to the enforcement of and remedies for public accommodation discrimination.

BY repealing and reenacting, with amendments,
Article – State Government
Section 20–1001, 20–1006(b), 20–1007(a) and (b), 20–1009, 20–1012, and 20–1013

Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1217 – Delegate Conaway

AN ACT concerning

Baltimore City – Tax Sales – Owner–Occupied Residential Property

FOR the purpose of prohibiting the tax collector in Baltimore City from selling owner–occupied residential property for unpaid taxes that are less than a certain amount; and generally relating to tax sales of property.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 14–811(a)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 14–811(b)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1218 – Delegate Conaway

AN ACT concerning

Landlord and Tenant – Estoppel Certificates – Notice of Receipt by Landlord

FOR the purpose of requiring that a landlord, not later than a certain number of days after receiving an estoppel certificate from a tenant, provide the tenant with a certain written statement containing certain information; requiring delivery of the statement in a certain manner; defining a certain term; and generally relating to estoppel certificates.

BY adding to
Article – Real Property
Section 8–119
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1219 – Delegate Conaway

AN ACT concerning

Baltimore City – Tax Sales – Notice

FOR the purpose of requiring a certain notice of tax sale of property in Baltimore City to be sent by first-class certified mail; and generally relating to tax sales of property.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 14–812(a)(1)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to
Article – Tax – Property
Section 14–812(e)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1220 – Delegate Conaway

AN ACT concerning

Landlord and Tenant – Cancellation or Renewal of Lease – Notification Requirement

FOR the purpose of requiring a landlord to provide certain notification regarding the cancellation or renewal of a lease to a tenant within a certain number of days under certain circumstances; and generally relating to notifications about the cancellation or renewal of leases.

BY adding to
Article – Real Property
Section 8–119
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1221 – Delegate Conaway

AN ACT concerning

Baltimore City – Tax Sales – Water and Sewer Liens

FOR the purpose of prohibiting the amount of any lien for unpaid charges for water and sewer service from being considered in determining the amount of total taxes on a property for purposes of a certain requirement that certain owner-occupied property in Baltimore City be withheld from tax sale; and generally relating to tax sales in Baltimore City.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 14–811(b)(2)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 14–811(b)(3) and 14–849.1
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1222 – Delegate Conaway

AN ACT concerning

Baltimore City – Tax Sales – Notice Requirements

FOR the purpose of requiring that, in Baltimore City, a certain notice of tax sale contain certain itemized information regarding the taxes that the collector seeks to recover by means of the tax sale; and generally relating to tax sales in Baltimore City.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 14–812
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1223 – Delegate Lehman

AN ACT concerning

Landlord and Tenant – Screening of Tenants and Renewal of Tenancy –

Standards

FOR the purpose of expanding the application of a certain requirement regarding the return of certain fees by a landlord; limiting the number of times that a certain landlord may require a prospective tenant to pay a certain fee within a certain period of time, subject to certain exceptions; prohibiting a landlord from denying a certain lease application based on certain information, or a lack of certain information, that is discovered as the result of a certain background check, credit history check, or rental history check; authorizing a landlord, on written notice to the prospective tenant delivered by certain means, request that the prospective tenant complete and return an addendum to the lease application that provides certain additional information about the tenant; requiring a prospective tenant to respond to a certain notice in a certain manner within a certain number of days; authorizing the lease application of a prospective tenant that fails to return a certain addendum in accordance with certain provisions of this Act to be denied; requiring a landlord that requires a prospective tenant to have a certain income ratio as a condition to establishing a tenancy to make an exception if the prospective tenant provides certain evidence and meets a certain minimum income ratio; requiring a landlord to establish a written rental admissions policy that is available to the public by certain means; prohibiting a landlord from using a written rental admission policy that includes certain criteria; requiring a landlord to provide a prospective tenant with a copy of the written rental admissions policy or a link to a certain digital version of the written rental admissions policy; requiring that, if a digital link to the written rental admissions policy is included in the lease, the link be set apart from all other sections of the lease; requiring a landlord who denies the lease application of a prospective tenant to provide the tenant with a written or electronic document stating with particularity each reason for the denial of the application; prohibiting a landlord from denying the lease application of a prospective tenant based on a reason not included in the written rental admission policy; authorizing a prospective tenant that does not receive a document stating the reason that their application was denied or whose application was denied for a reason not included in the written rental admissions policy to bring a civil action and, if successful, to be awarded certain damages and fees; prohibiting a landlord from electing not to renew a lease based on information reasonably related to a tenant's status as a victim of crime or a victim of domestic violence; authorizing a tenant injured by a certain decision not to renew a lease to bring a certain civil action and, if successful, to be awarded certain damages and fees; authorizing a court that finds that a tenant's assertion was made in bad faith or without substantial justification, to enter a judgment against the tenant for certain damages and fees; establishing certain conditions for relief in the event a landlord elects not to renew a tenancy based on certain information; providing that certain provisions of this Act supersede certain county ordinances under certain circumstances; providing for the interpretation of a certain provision of this Act; defining certain terms; and generally relating to the relationship between a landlord and tenants or prospective tenants.

BY repealing and reenacting, without amendments,
Article – Real Property

Section 8–201
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 8–213
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY adding to
Article – Real Property
Section 8–213.1 through 8–213.3 and 8–402.5
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1224 – Delegate Pippy

AN ACT concerning

Gaming – Sports and Event Wagering License – Long Shot’s

FOR the purpose of requiring the State Lottery and Gaming Control Commission, under certain circumstances, to issue a sports and event wagering license to a certain entity; and generally relating to a license to offer sports and event wagering in the State.

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–109(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY adding to
Article – State Government
Section 9–109(d)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1225 – Delegate Conaway

AN ACT concerning

Business Regulation – Cash Transactions During National Coin Shortage

FOR the purpose of requiring businesses required to file a State sales and use tax return with the Comptroller to account for and pay, with the return, money not returned to customers during a certain period due to a certain coin shortage, subject to certain exceptions; requiring the Comptroller to pay the money collected under this Act to the General Fund of the State; defining a certain term; and generally relating to business transactions during a national coin shortage.

BY adding to

Article – Business Regulation
Section 19–106
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1226 – Delegate Lisanti

AN ACT concerning

**Municipal Incorporation – County Commissioners or County Council –
Required Approval of Referendum Request**

FOR the purpose of requiring the county commissioners or county council to approve a certain referendum request if a valid petition to incorporate an area as a municipality is presented by a certain percentage of the registered voters who are residents of the area proposed to be incorporated; and generally relating to the incorporation of municipalities.

BY repealing and reenacting, without amendments,

Article – Local Government
Section 4–202
Annotated Code of Maryland
(2013 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Local Government
Section 4–207
Annotated Code of Maryland
(2013 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1227 – Delegate Rosenberg

AN ACT concerning

Public Safety – Task Force on Preventing and Countering Domestic Terrorism

FOR the purpose of establishing the Task Force on Preventing and Countering Domestic Terrorism; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force on Preventing and Countering Domestic Terrorism.

Read the first time and referred to the Committee on Judiciary.

House Bill 1228 – Delegate Lisanti

AN ACT concerning

Election Law – Ballot Drop Boxes – Prohibited Acts

FOR the purpose of prohibiting a person from removing, defacing, damaging, destroying, or preventing the correct operation of a ballot drop box; prohibiting a person from unlocking a ballot drop box except under certain circumstances; providing that a person who violates this Act is guilty of a felony and on conviction is subject to certain penalties; defining a certain term; and generally relating to ballot drop boxes.

BY adding to

Article – Election Law

Section 16–805

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1229 – Delegate Lisanti

AN ACT concerning

Public Ethics – Local Officials – Electronic Filing of Financial Disclosure Statements

FOR the purpose of requiring certain provisions concerning financial disclosure enacted by a county or a municipal corporation to require that a local official file a financial disclosure statement in an electronic format; requiring certain regulations concerning financial disclosure adopted by a school board to require that school board members and certain school system officials and employees file a financial disclosure

statement in an electronic format; and generally relating to electronic filing of financial disclosure statements by local officials.

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 5–809(c) and 5–817(c)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1230 – Delegate Lisanti

EMERGENCY BILL

AN ACT concerning

Income Tax – Subtraction Modification – Computer Equipment

FOR the purpose of allowing a subtraction modification under the Maryland income tax for up to a certain amount of sales and use tax paid for the purchase of certain computer equipment during a certain period of time that is used by certain individuals; defining a certain term; making this Act an emergency measure; providing for the termination of this Act; and generally relating to a Maryland income tax subtraction modification for the sales and use tax paid for the purchase of certain computer equipment.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–208(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY adding to
Article – Tax – General
Section 10–208(y)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1231 – Delegate Brooks

AN ACT concerning

Public Service Commission – Damaged, Obsolete, or Excessive Lines – Fines

FOR the purpose of requiring the Public Service Commission to notify a certain owner of a utility pole about damaged, dangling, obsolete, or redundant lines or blight or public nuisance caused by an excessive number of lines on a utility pole under certain circumstances; requiring the owner of a utility pole to require the person that controls the line or lines to investigate and repair or remove offending lines within a certain period of time under certain circumstances; requiring the Commission to impose a certain fine on the owner of a certain utility pole if the offending line or lines are not addressed within a certain period; requiring the Commission to adopt regulations to implement this section; and generally relating to damaged, dangling, obsolete, or redundant lines or blight or public nuisance caused by an excessive number of lines on utility poles.

BY adding to

Article – Public Utilities

Section 5–107

Annotated Code of Maryland

(2020 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1232 – Delegate Brooks

EMERGENCY BILL

AN ACT concerning

Alcoholic Beverages – Manufacturer’s Licenses and Off-Site Permits

FOR the purpose of repealing certain provisions relating to brewing company, winery, and distillery off-site permits; establishing a manufacturer’s off-site permit with certain privileges; authorizing the Alcohol and Tobacco Commission to issue a permit to the holder of certain manufacturer’s licenses; authorizing a permit holder to sell and provide certain products at certain events; requiring a permit holder to have an employee trained in alcohol awareness present at certain events; specifying certain events at which a permit may be used; providing for a certain number of events at which a permit may be used annually; specifying the primary purpose of certain events; prohibiting use of the permit at more than a certain number of events annually; requiring an applicant for a permit to complete a certain form; requiring a permit holder to provide certain notification to the Commission; authorizing the Commission to adopt certain regulations; establishing a certain fee; authorizing the Commission to issue a brewery special event permit; requiring a certain license holder to file a certain notice for a certain permit; authorizing a permit holder to host a certain event; providing for the limitations of a certain permit; altering the volumes of certain products that the holders of a certain license may sell under certain circumstances; altering the volumes of beer that the holders of certain licenses may produce and distribute annually; altering the method by which certain annual license fees are determined; authorizing holders of a certain manufacturer’s license

to sell and deliver products produced under the holder's license to an individual located in the State under certain circumstances; authorizing certain holders of a manufacturer's license to directly ship alcohol to a consumer under certain circumstances; correcting certain obsolete references; making this Act an emergency measure; and generally relating to alcoholic beverages, manufacturer's licenses, and off-site permits.

BY repealing

Article – Alcoholic Beverages
Section 2–130, 2–132.2, 2–133, and 2–210(j)
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages
Section 1–101(a), (f), and (j), 2–202(a), 2–203(a), 2–204(a), 2–205(a), 2–206(a),
2–207(b), 2–209(a), and 2–210(a)
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY adding to

Article – Alcoholic Beverages
Section 2–130, 2–140, 2–202(c)(7), 2–203(c)(8), and 2–219
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages
Section 2–201, 2–202(c)(5) and (6) and (k), 2–203(c)(6) and (7) and (g), 2–204(i),
2–205(d), 2–206(b)(1) and (h), 2–207(c)(4), (d), (e), and (g) through (k),
2–209(c)(4), (f)(2), and (i), 2–210(b)(1), (c)(1)(i), (f), (k), and (l), and 2–212(b)(3)
and (4)
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1233 – Delegate Feldmark

AN ACT concerning

**Correctional Services – Inmates – Intake and Release Requirements
(Reentry Success Act of 2021)**

FOR the purpose of requiring the Division of Correction to provide screening for and access to certain medication for an inmate; requiring the Division of Correction at certain times to work with an inmate to ensure that an inmate has access to medication,

social service programs, and public transportation at the time of the inmate's release; requiring the Commissioner of Correction to adopt certain regulations; and generally relating to inmates.

BY repealing and reenacting, without amendments,
Article – Correctional Services
Section 1–101(a), (d), and (i) and 3–101
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY adding to
Article – Correctional Services
Section 3–610
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

House Bill 1234 – Delegate Feldmark

AN ACT concerning

Homeowners' Property Tax Credit – Eligibility and Automatic Renewal

FOR the purpose of altering the definition of “gross income” for purposes of eligibility for and calculation of a certain homeowners' property tax credit; requiring that a certain homeowner be presumed to be eligible for and granted the homeowners' property tax credit under certain circumstances; providing that, under certain circumstances, a homeowner remains eligible for the tax credit and may not be required to submit an application for renewal of the credit; requiring the State Department of Assessments and Taxation to mail a certain notice to certain homeowners regarding renewal of the tax credit; providing for the application of this Act; and generally relating to the homeowners' property tax credit.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 9–104(a)(1) and (3), (f), (g), (h), and (j)(1)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–104(a)(8) and (l)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to

Article – Tax – Property
Section 9–104(v)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1235 – Delegate Brooks

AN ACT concerning

Commercial Law – Consumer Protection – Entertainment Events and Ticketing Practices

FOR the purpose of requiring an entertainment event ticketing system to allow a purchaser to buy and transfer a ticket without additional fees or the consent of a certain person; authorizing a person to operate a certain paperless entertainment event ticketing system under certain circumstances; requiring an entertainment event ticketing system to give a purchaser the option to remove any personal information from the purchaser’s ticket; prohibiting a certain entertainment event or venue from denying a certain person admission to an event on a certain basis; requiring an entertainment event ticket website to provide a certain purchaser with certain information; prohibiting certain persons from setting a minimum price at which a ticket may be sold or resold; prohibiting certain persons from prohibiting a ticket from being resold under certain circumstances; prohibiting a certain owner or operator of an entertainment event or venue to enter into certain contracts with primary ticket sellers; providing for the application of a certain provision of this Act; defining certain terms; and generally related to entertainment event ticketing systems.

BY repealing and reenacting, with amendments,

Article – Commercial Law
Section 13–301(14)(xxxiv) and (xxxv); and 14–4001 and 14–4004 to be under the amended subtitle “Subtitle 40. Internet Event Ticket Sales”
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)

BY adding to

Article – Commercial Law
Section 13–301(14)(xxxvi), 14–4004, and 14–4005
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1236 – Delegate Kipke

AN ACT concerning

**Office of the Attorney General – Violent Crimes Special Prosecution Unit for
Baltimore City**

FOR the purpose of establishing the Violent Crimes Special Prosecution Unit for Baltimore City in the Office of the Attorney General; providing for the purpose and composition of the Unit; providing for the appointment of the Chief Special Prosecutor of the Unit; establishing the salaries of the members of the Unit; authorizing the nomination and appointment to the Unit of certain Assistant State’s Attorneys; authorizing the Chief Special Prosecutor to appoint certain attorneys to the Unit; prohibiting certain attorneys appointed to the Unit from otherwise practicing law during the period of the appointment; requiring certain law enforcement agencies to assign certain police officers to the Unit; requiring the Chief Special Prosecutor to engage with certain federal law enforcement agencies for a certain purpose; requiring the Governor to make certain efforts to enter into an agreement with the United States Attorney for the District of Maryland for a certain purpose; authorizing the Unit to allocate certain funds for a certain purpose; requiring the Governor to make a certain appropriation in the annual budget; authorizing the Attorney General to adopt certain regulations; defining certain terms; providing for the termination of this Act; and generally relating to the Violent Crimes Special Prosecution Unit for Baltimore City.

BY adding to

Article – State Government

Section 6–601 through 6–607 to be under the new subtitle “Subtitle 6. Violent Crimes
Special Prosecution Unit for Baltimore City”

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

House Bill 1237 – Delegate Korman

CONSTITUTIONAL AMENDMENT

AN ACT concerning

**Budget Bill – Appropriations Statement – Memorandum of Understanding for
State Personnel**

FOR the purpose of proposing an amendment to the Maryland Constitution to require the Governor to include with the budget bill a statement showing the appropriations necessary to implement and fund for the next ensuing fiscal year each memorandum of understanding that incorporates wages and terms and conditions of employment for certain State personnel; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing an amendment to the Maryland Constitution
Article III – Legislative Department
Section 52

Read the first time and referred to the Committee on Appropriations.

House Bill 1238 – Delegate Forbes

AN ACT concerning

Maryland 529 Program – Board Authority and State Contribution – Alterations

FOR the purpose of authorizing the Maryland 529 Board to distribute certain fees in a certain manner; requiring an account holder of the Maryland Senator Edward J. Kasemeyer College Investment Plan to be a State resident and file taxes before a certain date to qualify for a State contribution; requiring a qualified beneficiary to be under a certain age to receive a State contribution under certain circumstances; altering the income calculation used to determine eligibility for and the amount of a State contribution; requiring the Maryland 529 Board to give priority to certain account holders for a State contribution; prohibiting an account holder from qualifying for more than a certain amount of State contributions through a certain time period; altering certain definitions; and generally relating to the Maryland 529 Program.

BY repealing and reenacting, without amendments,

Article – Education

Section 18–1901(a), (d), (e), (i), (j), (l), and (p), 18–19A–01(a) through (c) and (e),
18–19A–02(a)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 18–1901(n), 18–1905(f)(8), 18–19A–01(g) and (h), and 18–19A–04.1

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

House Bill 1239 – Delegate Lierman

AN ACT concerning

**Department of Housing and Community Development – Appraisal Gap From
Historic Redlining Financial Assistance Program – Establishment**

FOR the purpose of establishing the Appraisal Gap From Historic Redlining Financial Assistance Program in the Department of Housing and Community Development; providing for the purpose of the Program; authorizing a certain person to request certain financial assistance to cover the appraisal gap for certain property in a certain area if certain construction expenses exceed the sales price of the property; providing for the calculation of the financial assistance; authorizing the financial assistance to be used in conjunction with certain State, federal, or local funding sources; requiring the Department, on application by a certain individual or business entity, to provide financial assistance on a first-come, first-served basis, subject to certain limitations; establishing the Appraisal Gap From Historic Redlining Financial Assistance Fund as a special, nonlapsing fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; providing for the investment of money in and expenditures from the Fund; requiring the Governor to include a certain appropriation to the Fund in the annual budget bill; requiring the Comptroller to transfer certain amounts from the Fund to the General Fund of the State under certain circumstances; prohibiting the Governor from reducing a certain appropriation to the Fund; providing for the uses of the Fund; requiring a certain county to make a certain report to the Department on or before a certain date each year; requiring the Department to adopt certain regulations; defining certain terms; providing for the application of this Act; and generally relating to the Appraisal Gap From Historic Redlining Financial Assistance Program in the Department of Housing and Community Development.

BY adding to

Article – Housing and Community Development

Section 4–2801 through 4–2806 to be under the new subtitle “Subtitle 28. Appraisal Gap From Historic Redlining Financial Assistance Program”

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1240 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Stadium License

FOR the purpose of altering the authorization of the holder of a stadium license in Frederick County to sell beer and wine in styrofoam containers on the licensed premises; and generally relating to stadium licenses in Frederick County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 20–102

Annotated Code of Maryland

(2016 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 20–1013
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1241 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Class B Licenses – Off–Premises Consumption

FOR the purpose of authorizing the holders of certain Class B licenses that authorize the sale of alcoholic beverages at a restaurant in Frederick County to sell certain alcoholic beverages for off–premises consumption or delivery under certain circumstances; altering the application of a certain provision on delivery of alcoholic beverages in the county; establishing certain requirements for the sale and delivery of alcoholic beverages for off–premises consumption in the county; requiring the license holder to register with the Board of License Commissioners for Frederick County in a certain manner; requiring certain alcoholic beverages sold or delivered for off–premises consumption to be packaged in a certain manner; requiring delivery of certain alcoholic beverages to be made by the license holder or an employee of the license holder; prohibiting delivery of certain alcoholic beverages to certain premises or addresses; and generally relating to alcoholic beverages in Frederick County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 20–102, 20–602, and 20–803
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 20–902, 20–904, and 20–1901
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY adding to
Article – Alcoholic Beverages
Section 20–1904
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1242 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Consumption Permits

FOR the purpose of establishing a beer and wine consumption permit and a beer, wine, and liquor consumption permit in Frederick County; authorizing the Board of License Commissioners for Frederick County to issue the permits to certain holders of Class A alcoholic beverages licenses; authorizing the holders to allow certain on–premises consumption of alcohol; requiring an applicant for certain permits to submit a certain application to the Board; authorizing the Board to issue certain permits under certain circumstances; providing for the renewal of certain permits; providing for the amount of a certain alcoholic beverage an individual may consume under certain circumstances; establishing the scope of the permits; prohibiting a permit holder from allowing an individual to carry an open container from the licensed premises; prohibiting a permit holder from serving a certain alcoholic beverage from a drive–through window; establishing fees for the permits; and generally relating to alcoholic beverages in Frederick County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 20–102 and 20–207
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY adding to
Article – Alcoholic Beverages
Section 20–1102.1 and 20–1102.2
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1243 – Delegate Sample–Hughes

AN ACT concerning

Behavioral Health Services and Voluntary Placement Agreements – Children and Young Adults – Report Modifications

FOR the purpose of requiring that the Director of the Behavioral Health Administration’s annual report on behavioral health services for children and young adults in the State include certain information relating to outpatient and substance–related disorders program services by children and young adults and behavioral health

services provided through telehealth; altering the scope of certain data required to be included in the report; requiring that certain data in the report be grouped by race and ethnicity; requiring that the Social Services Administration's annual report on voluntary placement agreements for children and young adults include certain information relating to agreements requested for certain children with a developmental disability and the type of placement recommended for agreements that were approved; making a technical correction; and generally relating to behavioral health services and voluntary placement agreements for children and young adults.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 7.5–209
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 5–505.1
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1244 – Delegate Sample–Hughes

AN ACT concerning

State Procurement – Concrete – Preference

FOR the purpose of requiring each unit of State government responsible for the procurement of concrete to give consideration and preference to the procurement of certain concrete mix designs that consist of Type 1L or blended cement and that meet certain other standards and specifications; requiring the Board of Public Works to adopt certain regulations; requiring the Board to publish certain guidelines on the Board's website; defining certain terms; providing for a delayed effective date; and generally relating to the procurement of concrete by the State.

BY adding to
Article – State Finance and Procurement
Section 14–417
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1245 – Delegate Washington

AN ACT concerning

**Guaranteed Access Grant and Next Generation Scholars of Maryland –
Alterations**

FOR the purpose of altering the eligibility criteria for certain students to prequalify for a Guaranteed Access Grant; requiring the Next Generation Scholars of Maryland Program to provide certain assistance to certain students; altering the fiscal years in which the Governor is required to include a certain appropriation in the annual budget bill for the Program; requiring that a certain report be made to the Governor and the General Assembly on or before a certain date each year; and generally relating to the Guaranteed Access Grant and the Next Generation Scholars of Maryland Program.

BY repealing and reenacting, without amendments,
Article – Education
Section 18–303(a) and 18–303.1(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 18–303(e) and 18–303.1(e), (g), and (j)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

House Bill 1246 – Delegate Attar

AN ACT concerning

Vehicle Excise Tax – Leased Vehicles – Alteration

FOR the purpose of altering the calculation of the vehicle excise tax imposed for the issuance of a certificate of title for certain leased vehicles to be a certain percentage of the capitalized cost reduction and each monthly lease payment; repealing certain provisions of law that define the “total purchase price” used to calculate the vehicle excise tax for certain leased vehicles to mean a certain retail value of the vehicle less an allowance for the trade-in of a vehicle; defining a certain term; making a stylistic change; and generally relating to the vehicle excise tax imposed on leased vehicles.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 13–809
Annotated Code of Maryland

(2020 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1247 – Delegate Washington

EMERGENCY BILL

AN ACT concerning

Workers' Compensation – Occupational Disease Presumptions – COVID-19

FOR the purpose of providing that certain covered employees who are suffering from the effects of severe acute respiratory syndrome coronavirus 2 are presumed, under certain circumstances, to have an occupational disease that was suffered in the line of duty or course of employment and is compensable in a certain manner; making this Act an emergency measure; providing for the application of this Act; and generally relating to occupational disease presumptions under the workers' compensation law.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 9-503
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1248 – Delegate Washington

AN ACT concerning

Public Safety – Law Enforcement Officer – Data Collection and Reporting

FOR the purpose of requiring certain law enforcement agencies to report by certain dates certain information to the Governor's Office of Crime Prevention, Youth, and Victim Services regarding certain law enforcement officer-involved incidents; requiring the Governor's Office of Crime Prevention, Youth, and Victim Services to adopt certain procedures and compile and report certain information to the General Assembly by a certain date; requiring the Governor's Office of Crime Prevention, Youth, and Victim Services to post a certain report on its public website; defining certain terms; and generally relating to police-involved incidents.

BY adding to
Article – Public Safety
Section 3-523
Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

House Bill 1249 – Delegate Washington

AN ACT concerning

State Board of Elections and Local Boards of Elections – Membership and Staff

FOR the purpose of requiring each member of the State Board of Elections to have a certain number of years of experience in administering elections and have certain knowledge of certain election laws; requiring the Maryland Association of Election Officials to submit to the Governor the name of at least one individual for a certain purpose; altering the number of consecutive terms a member of the State Board may serve; establishing the position of Racial Equity Coordinator within the State Board; providing that the Racial Equity Coordinator is to be appointed by the State Board and is to receive a certain salary; requiring a certain individual to take a certain oath; providing for the duties of the Racial Equity Coordinator; requiring the Racial Equity Coordinator to submit a certain report to the General Assembly on or before a certain date each year; requiring the State Board to publish certain reports on its website; repealing the authority of the Governor to appoint and remove members of a local board of elections; requiring members and substitute members of a local board to be appointed by the county executive or the governing body of the county; authorizing a county executive or the governing body of a county to remove a member or a substitute member of a local board under certain circumstances; making conforming changes; and generally relating to members and staff of the State Board of Elections and local boards of elections.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 2–101 and 2–201
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY adding to
Article – Election Law
Section 2–103.1
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

CONSENT CALENDAR OF INTRODUCTORY HOUSE BILLS NO. 32

House Bill 1250 – Delegate Malone

AN ACT concerning

Task Force to Study the Laws of Intestacy in Maryland

FOR the purpose of establishing the Task Force to Study the Laws of Intestacy in Maryland; providing for the composition, chair, and staffing of the Task Force; authorizing the chair of the Task Force to appoint a certain number of additional members to the Task Force as deemed necessary by the chair; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study the Laws of Intestacy in Maryland.

Read the first time and referred to the Committee on Judiciary.

House Bill 1251 – Delegate Washington

AN ACT concerning

Motor Vehicle Insurance – Rate Filings – Discrimination, Trade Secrets, and States of Emergency

FOR the purpose of authorizing the Maryland Insurance Commissioner to require an insurer to reduce certain rates for certain private passenger motor vehicle insurance policies and file certain changes and amendments or rates under certain circumstances; repealing certain confidentiality protections for certain proprietary rate-related information; exempting private passenger motor vehicle insurance policies from certain provisions of law governing the use of territory as a factor in establishing certain motor vehicle insurance rates; prohibiting an insurer, with respect to private passenger motor vehicle insurance, from refusing to underwrite, canceling, refusing to renew, rating a risk, or increasing a renewal premium based wholly or partly on the territory of the insured or applicant; requiring the Commissioner to require all insurers to reduce the rates of all private passenger motor vehicle insurance policies in accordance with a certain provision of this Act under certain circumstances; making a conforming change; providing for the application of certain provisions of this Act; providing for the effective dates of this Act; and generally relating to motor vehicle insurance.

BY adding to

Article – Insurance

Section 11–320

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 11–216, 11–307, 11–319, and 27–501(e–2)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1252 – Delegate Sample–Hughes

AN ACT concerning

Income Tax – Credits for Preceptors in Areas With Health Care Workforce Shortages

FOR the purpose of authorizing a credit against the State income tax for certain health care practitioners who serve as certain preceptors for a certain preceptorship program approved by the Maryland Department of Health for physician assistant students; providing that any unused credit may not be carried forward to another taxable year; providing for the calculation of the credit; requiring the Department, on application of a taxpayer, to issue a tax credit certificate under certain circumstances; requiring the application to contain certain information; providing for the maximum amount of a tax credit certificate that may be issued; requiring the Department to approve applications on a first–come, first–served basis and notify applicants of approval or denial of an application within a certain number of days after receipt of the application; providing that the total number of tax credit certificates issued by the Department may not exceed a certain amount for each taxable year; providing that tax credit certificate amounts not issued during a taxable year may be carried over and issued during the next taxable year; establishing the Physician Assistant Preceptorship Tax Credit Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring the State Board of Physicians to assess a certain fee for the renewal of a certain license; requiring the Board to pay the fee collected into the Fund; requiring the Department to report certain information to the Comptroller and the General Assembly on or before a certain date each year; requiring the Department, in consultation with the Governor’s Workforce Development Board, to adopt certain regulations; repealing the termination date for certain tax credits for certain preceptors in areas with health care workforce shortages; providing for the application of certain provisions of this Act; defining certain terms; and generally relating to credits against the State income tax for health care practitioners serving as preceptors in areas with health care workforce shortages.

BY repealing and reenacting, without amendments,

Article – Health Occupations
Section 15–101(a) and (d)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 15–206(a) and (b)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY adding to
Article – Tax – General
Section 10–751
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Chapter 385 of the Acts of the General Assembly of 2016
Section 2

BY repealing and reenacting, with amendments,
Chapter 386 of the Acts of the General Assembly of 2016
Section 2

Read the first time and referred to the Committee on Ways and Means.

House Bill 1253 – Delegate Washington

AN ACT concerning

National Capital Strategic Economic Development Program – Eligibility

FOR the purpose of altering the definition of “national capital region” for the purposes of the National Capital Strategic Economic Development Program; requiring a certain percentage of the National Capital Strategic Economic Development Fund to be used for community enhancement projects in sustainable communities located in certain areas in certain fiscal years; and generally relating to the National Capital Strategic Economic Development Program.

BY repealing and reenacting, with amendments,
Article – Housing and Community Development
Section 6–701 and 6–710
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

House Bill 1254 – Delegate Ivey

AN ACT concerning

Public School Employees – Whistleblower Protection – Civil Actions

FOR the purpose of repealing a prerequisite that a certain public school employee who is subject to a certain prohibited personnel action shall exhaust any administrative remedies before instituting a certain civil action; authorizing any public school employee who is subject to a certain personnel action to file an administrative complaint with a public school employer; requiring a public school employer to provide an administrative remedial process for a public school employee who files a certain administrative complaint; requiring a public school employer to complete a certain administrative remedial process within a certain number of days after a public school employee files an initial administrative complaint; requiring a public school employee who is subject to a certain personnel action, before instituting a civil action, to notify the local superintendent of schools in writing of the employee's intention to institute a civil action; altering the amount of time within which a public school employee is required to bring a certain action; and generally relating to whistleblower protection for public school employees.

BY repealing and reenacting, without amendments,

Article – Education

Section 6–901 through 6–903

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 6–904

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1255 – Delegate Ivey

AN ACT concerning

Homestead and Homeowners' Property Tax Credits – Access and Eligibility

FOR the purpose of requiring a contract for the sale of residential property to an individual who intends to occupy the property as the individual's principal residence to include a certain addendum concerning the homestead property tax credit; altering the individuals to whom the State Department of Assessments and Taxation is required

to mail a certain notice concerning the homestead property tax credit; requiring the Department to design a certain document concerning the homestead property tax credit for inclusion in certain contracts for sale of residential property; requiring the document to include certain information; requiring the Department to make the document available on its website in a certain manner; altering a certain statement required to be included in a certain insert accompanying a certain notice sent to property owners with unpaid property taxes; altering the definition of “gross income” for purposes of determining eligibility for and the computation of the homeowners’ property tax credit; altering the minimum age at which a homeowner becomes eligible to receive the homeowners’ property tax credit for certain previous taxable years; requiring the Department to contract with a usability consultant on or before a certain date to review all the public informational materials and forms produced by the Department concerning the homestead and homeowners tax credits; requiring the consultant to make certain recommendations to the Department on or before a certain date regarding ways the Department’s public informational materials and forms concerning the homestead and homeowners’ property tax credits could be made more usable; requiring the Department to submit a certain report to certain committees of the General Assembly on or before a certain date; providing for the application of certain provisions of this Act; and generally relating to the homestead and homeowners’ property tax credits.

BY adding to

Article – Real Property

Section 14–117(n)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Tax – Property

Section 9–104(a)(1) and (3), (f), (g), and (j)(1)

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 9–104(a)(8) and (u), 9–105(f), and 14–812(b)(6)

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1256 – Delegate K. Young

AN ACT concerning

**Maryland Department of Health – Gene Synthesis Providers and Manufacturers
of Gene Synthesis Equipment – Certification**

FOR the purpose of requiring the Maryland Department of Health to develop certain guidelines that include certain requirements for gene synthesis providers and manufacturers of gene synthesis equipment on or before a certain date; requiring the Department to develop a process to certify that gene synthesis providers and manufacturers of gene synthesis equipment are in compliance with certain guidelines; requiring the Department to certify certain gene synthesis providers and manufacturers of gene synthesis equipment on or after a certain date; requiring certain gene synthesis providers or manufacturers of gene synthesis equipment to be certified on or after a certain date before performing certain functions; providing that gene synthesis providers and manufacturers of gene synthesis equipment that are not certified or fail to maintain certification while performing certain functions are subject to a certain penalty; authorizing, on or after a certain date, certain recipients of certain State resources to purchase gene synthesis products only from gene synthesis providers and gene synthesis equipment from manufacturers of gene synthesis equipment that are certified; providing for the revocation of certain State resources under certain circumstances and for a certain period of time; requiring the Department to develop a certain appeals process; requiring that a certain appeals process ensure certain due process; defining certain terms; and generally relating to gene synthesis providers and manufacturers of gene synthesis equipment.

BY adding to

Article – Health – General

Section 17–801 through 17–806 to be under the new subtitle “Subtitle 8. Certification of Gene Synthesis Providers and Manufacturers of Gene Synthesis Equipment”

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1257 – Delegate Hornberger

EMERGENCY BILL

AN ACT concerning

**Business Personal Property Tax – Businesses Affected by COVID–19
Restrictions – Reimbursement**

FOR the purpose of requiring the State Department of Assessments and Taxation to reimburse businesses affected in a certain manner by certain COVID–19 restrictions that file a business personal property tax return during a certain period for the full amount of business personal property tax paid by the businesses in a certain year; requiring the Department to make the reimbursements to businesses exclusively out of certain State funds and in a certain order; prohibiting the Department from making further reimbursements to businesses after certain State funds are

exhausted; providing that a business must file a business personal property tax return during a certain period to receive a reimbursement regardless of whether the business is required by law to file a return; making this Act an emergency measure; providing for the termination of this Act; defining a certain term; and generally relating to reimbursement of business personal property tax by the State.

Read the first time and referred to the Committee on Ways and Means.

House Bill 1258 – Delegate Kipke

AN ACT concerning

Health Enterprise Zones – Established (Restoring the Promise Act of 2021)

FOR the purpose of requiring the Governor to include a certain amount of funding in the annual budget bill for a certain fiscal year for certain purposes; requiring the Secretary of Health to designate certain areas as Health Enterprise Zones in a certain manner; specifying the purpose of establishing Health Enterprise Zones; authorizing the Secretary to adopt certain regulations; requiring the Secretary to consult with the Office of Minority Health and Health Disparities in implementing certain provisions of this Act; requiring the Secretary to allocate staff and resources to carry out certain provisions of this Act; authorizing the Secretary to form formal or informal working or advisory groups to facilitate the implementation of this Act; authorizing nonprofit community-based organizations, nonprofit hospitals, institutions of higher education, and local government agencies to apply to the Secretary on behalf of certain areas for designation as Health Enterprise Zones; establishing certain procedures and requirements in connection with the application process; authorizing an application to include certain elements; requiring the application to allocate certain funding to cover certain costs for a certain employee; requiring the Secretary to consider certain factors and prioritize certain applications when designating areas as Health Enterprise Zones; authorizing the Secretary to conduct certain outreach for a certain purpose; establishing certain requirements for an employee to be designated as an evaluator; establishing that the Secretary's decision to designate an area as a Health Enterprise Zone is final; authorizing certain health care providers who practice in Health Enterprise Zones to receive certain tax credits, assistance, and grants; authorizing certain nonprofit community-based organizations, nonprofit hospitals, institutions of higher education, and local government agencies to receive certain grants; establishing a Health Enterprise Zone Reserve Fund; establishing the purpose and contents of the Fund; requiring the Secretary to administer the Fund; requiring the Fund to provide certain money to the Maryland Department of Health to supplement and not supplant existing funding for certain programs; requiring the State Treasurer to invest the money of the Fund in a certain manner; requiring the interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; requiring certain nonprofit community-based organizations, nonprofit

hospitals, institutions of higher education, and local government agencies to submit certain reports; authorizing the Secretary to revoke a designation of an area as a Health Enterprise Zone under certain circumstances; requiring the Secretary to submit certain reports; establishing that a designation of an area as a Health Enterprise Zone has a term of a certain length and may be renewed in a certain manner; requiring the Governor to appropriate a certain amount of funding in the annual budget bill to the Fund; authorizing certain credits against the State income tax for certain health care providers and organizations under certain circumstances; authorizing certain nonprofit community-based organizations, nonprofit hospitals, institutions of higher education, and local government agencies to apply for certain tax credits under certain circumstances for certain health care providers; authorizing a health care practitioner or community-based organization to claim a certain refundable tax credit under certain circumstances; establishing certain procedures and requirements for certifying certain tax credits; establishing a certain limit on the amount of certain tax credits allowed for a fiscal year; requiring the Secretary, in consultation with the Comptroller, to adopt certain regulations; defining certain terms; providing for the application and construction of certain provisions of this Act; and generally relating to health improvement, developmental disabilities services, and the reduction of health disparities.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 7–205
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to
Article – Health – General
Section 20–1401 through 20–1407 to be under the new subtitle “Subtitle 14. Health Enterprise Zones”
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(i)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)122. and 123.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY adding to
Article – State Finance and Procurement

Section 6–226(a)(2)(ii)124.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 2–1303
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY adding to
Article – Tax – General
Section 10–731
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 11–104(g)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1259 – Cecil County Delegation

AN ACT concerning

Horse Racing – Fair Hill Natural Resources Management Area

FOR the purpose of repealing certain requirements relating to racing at the Fair Hill Natural Resources Management Area; altering the amount of money that is to be credited to the Fair Hill Improvement Fund; requiring the Governor to include certain appropriations in the annual budget bill for certain fiscal years; requiring the money appropriated to the Fund to be spent in a certain manner; and generally relating to racing at the Fair Hill Natural Resources Management Area.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 11–702 and 11–704
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 5–908
Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1260 – Delegate Malone

CONSTITUTIONAL AMENDMENT

AN ACT concerning

**Congressional Districts – Standards
(Anti-Gerrymandering of Maryland’s Congressional Districts)**

FOR the purpose of proposing an amendment to the Maryland Constitution to require congressional districts to conform to certain standards and that due regard be given to certain boundaries; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing an addition to the Maryland Constitution
New Article XX – Congressional Districts
Section 1

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1261 – Delegate W. Fisher

AN ACT concerning

Wills, Powers of Attorney, and Advance Directives – Electronic Execution

FOR the purpose of altering certain provisions of law related to the execution of wills to authorize a person to electronically execute a will under certain circumstances; requiring a certain testator, witnesses, and supervising attorney to be in certain physical or electronic presence of one another at a certain time under certain circumstances; authorizing a supervising attorney to be a certain witness to the execution of certain instruments under certain circumstances; establishing certain residency, presence, and signature requirements for a certain testator and certain witnesses under certain circumstances; requiring a supervising attorney to create a certain certified will under certain circumstances; requiring a testator to create a certain certified will under certain circumstances; providing that a certain certified will shall be deemed the original will of the testator under certain circumstances; establishing a certain date of execution for a certain certified will; altering certain provisions of law related to the proper execution of a will outside of the State; altering certain provisions of law related to the execution of a power of attorney to authorize a person to electronically execute a power of attorney if certain requirements are satisfied; requiring a certain principal, witnesses, and supervising attorney to be in certain physical or electronic presence of one another at a certain time under certain

circumstances; establishing certain residency, presence, and signature requirements for a certain principal and certain witnesses under certain circumstances; requiring a supervising attorney to create a certain certified power of attorney under certain circumstances; providing that a certain certified power of attorney shall be deemed the original power of attorney of a certain principal under certain circumstances; establishing a certain date of execution for a certain certified power of attorney; altering certain provisions of law related to the execution of advance directives to authorize certain witnesses to sign an advance directive in either certain physical or electronic presence of the declarant; providing that a will, a power of attorney, a notarization of a power of attorney, or an advance directive executed in conformance with the provisions of certain executive orders shall be deemed to satisfy certain requirements under this Act; altering certain definitions; defining certain terms; making certain clarifying changes; providing for the retroactive application of this Act; and generally relating to the execution of wills, powers of attorney, and advance directives.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 1–101(w), 4–102, 4–104, 17–101, and 17–110
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY repealing
Article – Estates and Trusts
Section 4–101
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY adding to
Article – Estates and Trusts
Section 4–101
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 5–601 and 5–602(c)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Health – General
Section 5–602(a)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

House Bill 1262 – Delegate Hornberger

AN ACT concerning

Maryland Electricians Act – Revisions

FOR the purpose of altering the powers and duties of the State Board of Master Electricians; changing the name of the State Board of Master Electricians to the State Board of Electricians; requiring the Department, on or before a certain date, to adopt regulations necessary for the regulation and licensing of low-voltage electricians if certain legislation is not enacted on or before a certain date; prohibiting, beginning on a certain date, local jurisdictions from issuing certain licenses; replacing local electrician licenses with local electrician registrations; authorizing local jurisdictions that issued certain licenses before a certain date to issue registrations under certain circumstances; prohibiting a certain local jurisdiction, beginning on a certain date, from registering a master-level, journeyman-level, or apprentice-level electrician unless it administers certain examinations and registers certain information with the State Board; requiring certain local jurisdictions to report certain information to the Department on or before a certain date each year; allowing a local jurisdiction to take certain actions against certain licensees under certain circumstances; requiring certain local jurisdictions to administer a certain examination in a certain manner; requiring each county and each municipal corporation to enforce certain provisions of law and adopt certain regulations or require certain State licenses under certain circumstances; altering certain licensing and examination requirements; repealing a certain provision of law stating that certain provisions of law do not require certain individuals to hold a State license; altering certain reciprocity requirements for certain individuals authorized to provide electrical services in other states; establishing certain continuing education requirements; authorizing the State Board to waive certain examination requirements and certain experience requirements for certain licensees in certain circumstances; altering the circumstances under which the State Board may deny a license to an applicant, reprimand a licensee, or suspend or revoke a license; authorizing the State Board to set certain fees; providing for the construction of a certain provision of law; requiring a master electrician to display certain information in a certain manner; requiring a licensee to give the State Board certain notice of a change in certain information; prohibiting a person from taking certain actions without a license; establishing certain penalties for certain violations; requiring the State Board to provide a certain notice to each local board in the State; altering certain definitions; defining certain terms; making stylistic and conforming changes; and generally relating to the State Board of Electricians and the licensing and regulation of electricians.

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions

Section 6-101 through 6-103; 6-201, 6-202(h)(2), and 6-205 to be under the

amended subtitle “Subtitle 2. State Board of Electricians”; 6–301, 6–302 through 6–306, 6–307, 6–308, 6–310(c)(4) and (e), 6–311(b)(2) and (3), (c), and (d)(1), 6–312, 6–315, 6–316, 6–319(c) and (d)(1), 6–321(a)(2) and (b), 6–401 through 6–603, 6–604(b), and 6–701

Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – Business Occupations and Professions
Section 6–104, 6–307.1, and 6–605 through 6–608
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing

Article – Business Occupations and Professions
Section 6–605
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1263 – Delegate Rosenberg

EMERGENCY BILL

AN ACT concerning

Maryland Department of Health – COVID–19 Vaccination Plan

FOR the purpose of requiring the Maryland Department of Health, on or before a certain date and with input from certain persons, to develop and submit to the General Assembly a certain plan for vaccinating residents of the State against COVID–19; requiring that the plan include certain information, a dedication of time and resources for certain purposes, and a certain education campaign; requiring the Department to provide to the General Assembly, for the duration of a certain calendar year, certain weekly progress reports on implementation of the plan; requiring the reports to be submitted to the General Assembly in a certain manner; defining a certain term; making this Act an emergency measure; providing for the termination of this Act; and generally relating to vaccination for COVID–19.

BY adding to

Article – Health – General
Section 18–9A–01 and 18–9A–02 to be under the new subtitle “Subtitle 9A.
COVID–19 Vaccination Plan”
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1264 – Delegate W. Fisher

AN ACT concerning

Estates and Trusts – Administration of Estates – Payment of Commissions and Attorney’s Fees

FOR the purpose of requiring, rather than authorizing, the payment of certain commissions to personal representatives and attorney’s fees to be made without court approval under certain circumstances; and generally relating to the payment of commissions and attorney’s fees in the administration of estates.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 7–604
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

House Bill 1265 – Delegate W. Fisher

AN ACT concerning

State Government – Notarial Acts – Remote Notarizations

FOR the purpose of expanding the availability of remote notarial acts to include certain will and trust documents; clarifying the application of certain provisions of law regarding identity proofing and credential analysis; affirming the validity of the notarization of certain documents in conformance with certain executive orders; and generally relating to remote notarial acts.

BY repealing and reenacting, with amendments,
Article – State Government
Section 18–214(a) and (h) and 18–223
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1266 – Delegate W. Fisher

AN ACT concerning

Estates and Trusts – Wills – Custodianship

FOR the purpose of requiring a person having custody of a will to maintain custody of the will except under certain circumstances; prohibiting the custodian of a will from taking certain actions related to the will except under certain circumstances; authorizing the custodian of a will to deposit the will for safekeeping with a certain register of wills under certain circumstances; requiring the custodian of a will to deliver the will to certain persons under certain circumstances; establishing the liability of certain custodians of a will for failure or refusal to deliver a will under certain circumstances; authorizing a certain attorney to dispose of a will in a certain manner under certain circumstances; requiring a register of wills to maintain an electronic copy of a will if the register destroys the will under certain circumstances; authorizing an attorney to destroy a will under certain circumstances; providing that the disposal or destruction of a will by an attorney in accordance with this Act may not be construed as a revocation of the will and authorizing the contents of the will to be proven by other types of evidence; establishing the liability of certain persons for certain violations under this Act; providing that certain persons who dispose of a will in accordance with this Act are not liable for certain damages under certain circumstances; altering a certain statutory form for a power of attorney relating to authority of an agent to demand delivery of the principal's will; making stylistic changes; and generally relating to the custodianship of wills.

BY adding to

Article – Estates and Trusts

Section 4–201, 4–204, and 4–205 to be under the amended subtitle “Subtitle 2. Custodianship, Deposit, and Disposal of Wills”

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Estates and Trusts

Section 4–201 through 4–203 and 17–203

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

House Bill 1267 – Delegate Henson

AN ACT concerning

Workgroup on Public Water Access

FOR the purpose of establishing the Workgroup on Public Water Access; specifying the purpose of the Workgroup; providing for the composition, chair, and staffing of the Workgroup; prohibiting a member of the Workgroup from receiving certain compensation, but authorizing the reimbursement of certain expenses; establishing certain subcommittees of the Workgroup; requiring the Workgroup to meet at least

a certain number of times each year and on a regular basis; requiring the Workgroup to study and make recommendations regarding certain matters; requiring the Workgroup to submit an interim report and a final report to certain committees of the General Assembly on or before certain dates; requiring the final report to include certain information and recommendations; requiring the Governor to include in the annual budget bill for a certain year an appropriation of the Chesapeake Bay Trust to be used for a certain purpose; providing for the termination of this Act; and generally relating to the Workgroup on Public Water Access.

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1268 – Delegate Henson

AN ACT concerning

Legal Education Success Collaborative – Established

FOR the purpose of establishing a Legal Education Success Collaborative; establishing the purpose of the Collaborative; requiring certain institutions to develop and administer certain programs and cooperatives; requiring certain appropriations to be made to certain institutions and programs in certain fiscal years for certain purposes; requiring a certain appropriation to be used to supplement certain existing funding; defining certain terms; and generally relating to success in legal education.

BY adding to

Article – Education

Section 15–126

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

House Bill 1269 – Delegate W. Fisher

AN ACT concerning

Criminal Procedure – Expungement of Records – Waiting Period

FOR the purpose of altering the amount of time that a person must wait before seeking expungement of certain records under certain circumstances; and generally relating to expungement of records.

BY repealing and reenacting, without amendments,

Article – Criminal Procedure

Section 10–105(a)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 10–105(c)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

House Bill 1270 – Frederick County Delegation

AN ACT concerning

Frederick County – Barbershop and Beauty Salon Beer and Wine Licenses – Alterations

FOR the purpose of altering a certain limitation on the amount of beer that a holder of a barbershop or beauty salon beer and wine license in Frederick County may provide to a certain customer for on–premises consumption; and generally relating to alcoholic beverages licenses in Frederick County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 20–102
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 20–1001.3 and 20–1002
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1271 – Delegate Turner

AN ACT concerning

Special Education – Student Evaluation – Identification of Traumatic Brain Injury

FOR the purpose of requiring the initial evaluation of a certain child to determine whether the child is in need of special education services to include certain questions regarding the history of traumatic brain injury; requiring certain questions to be developed by the State Department of Education in consultation with the State

Traumatic Brain Injury Advisory Board; and generally relating to student traumatic brain injury and special education services.

BY repealing and reenacting, with amendments,
Article – Education
Section 8–404
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1272 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Alcohol by Volume – Wine

FOR the purpose of altering the percentage of alcohol by volume that establishments holding certain alcoholic beverages licenses may serve in Frederick County; and generally relating to alcoholic beverages in Frederick County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 20–102, 20–801, and 20–904(a)
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 20–701 and 20–904(d)
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1273 – Delegate Conaway

AN ACT concerning

Real Property – Commercial Lease Addendum – Liquidated Damages

FOR the purpose of requiring a landlord to pay certain liquidated damages to a tenant if the landlord violates a provision of an addendum to a commercial lease under certain circumstances; and generally relating to liquidated damages for violations of commercial lease addendums.

BY adding to

Article – Real Property
Section 8–119
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1274 – Delegate Conaway

AN ACT concerning

Retail Pricing – Required Disclosure and Manner of Disclosure

FOR the purpose of requiring a seller to disclose the price of a consumer commodity if the total or unit price is raised; providing for the manner of the required disclosure; making stylistic changes; and generally relating to retail pricing.

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 14–103 and 14–104
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1275 – Delegate Lisanti

AN ACT concerning

**Maryland Automobile Insurance Fund – Liability Insurance – School Bus
Contractors**

FOR the purpose of requiring the Maryland Automobile Insurance Fund to offer certain forms of coverage to certain applicants that provide school bus services to a county board of education; requiring the coverage to include certain minimum coverages and to equal or exceed the coverage provided to certain contractors; exempting coverage under this Act from a certain limitation; and generally relating to the Maryland Automobile Insurance Fund and coverage for school buses.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 20–501 and 20–502
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance

Section 20–503
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1276 – Delegate Henson

AN ACT concerning

**Maryland Emergency Management Agency – Emergency Planning and
Management Cultural Competency – Study**

FOR the purpose of requiring the Maryland Emergency Management Agency (MEMA) to study and make recommendations on best practices and model policies, including those addressing emergency responder training, for the culturally sensitive inclusion of minority communities in State and local emergency plans and management; requiring MEMA to conduct a certain survey of certain organizations; requiring MEMA to review certain emergency management plans; requiring MEMA to report its findings and recommendations to the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to emergency planning and management.

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1277 – Delegate Henson

AN ACT concerning

**State Personnel Management System – Office of the Public Defender –
Placement**

FOR the purpose of establishing that the deputy public defender of the Office of the Public Defender is in the executive service in the State Personnel Management System; establishing that each district public defender of the Office is in the management service in the State Personnel Management System; authorizing the Public Defender to employ, rather than appoint, assistant public defenders; establishing that assistant public defenders employed by the Office are in the professional service in the State Personnel Management System; authorizing that assistant public defenders employed by the Office be terminated or disciplined only for cause in accordance with certain provisions of law; repealing a provision of law that required assistant public defenders to serve at the pleasure of the Public Defender; requiring the Public Defender to employ, rather than appoint, certain employees of the Office; establishing that employees of the Office are in the executive, management, professional, or skilled service in the State Personnel Management System; authorizing that employees employed by the Office be terminated or disciplined only for cause in accordance with certain provisions of law; requiring that the Public

Defender assign each appointee or employee of the Office to the appropriate employment category within the State Personnel Management System on or before a certain date; and generally relating to the personnel of the Office of the Public Defender in the State Personnel Management System.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 16–203
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

House Bill 1278 – Delegate Ebersole

AN ACT concerning

Department of Legislative Services – Study – Capacity and Accountability of State Department of Education

FOR the purpose of requiring the Department of Legislative Services to contract with a certain consultant to conduct a certain study and make certain recommendations regarding certain responsibilities and duties of the State Department of Education; requiring the consultant to collect certain data, account for the spending of certain funding by certain entities, take certain actions for a certain purpose in a certain manner, and report to the Accountability and Implementation Board; requiring the consultant to have certain qualifications; requiring the State Department of Education to provide certain information to certain entities within a certain period of time; requiring the State Department of Education to submit a certain report regarding the allocation of certain funds to the General Assembly on or before a certain date and quarterly thereafter; requiring the Department of Legislative Services to report to the Legislative Policy Committee and certain committees of the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to a study of the capacity and accountability of the State Department of Education.

Read the first time and referred to the Committee on Ways and Means.

House Bill 1279 – Delegate Luedtke

AN ACT concerning

Regional Institution Strategic Enterprise Zone Program – Alterations

FOR the purpose of expanding the purposes of the Regional Institution Strategic Enterprise Zone Program; establishing the Regional Institution Strategic Enterprise Zone Fund in the Department of Commerce to be used for certain purposes; providing for the

investment of money in and expenditures from the Fund; prohibiting the Secretary of Commerce from approving a Regional Institution Strategic Enterprise (RISE) zone the geographic area of which exceeds a certain amount; providing for the termination of the Program; altering eligibility for tax incentives that a business entity that locates in a RISE zone may receive under certain circumstances; authorizing a certain qualified institution, a county, a municipal corporation, or a certain entity of a county or a municipal corporation to establish a certain program to provide rental assistance to a business entity that moves into or locates in a RISE zone; authorizing a qualified institution, a county, a municipal corporation, or a certain entity of a county or a municipal corporation that establishes a rental assistance program in accordance with this Act to submit a certain request to receive a distribution of certain funds from the Fund; requiring the Department to make available a certain amount of funds to match certain rental assistance funds; requiring the Department to review certain requests and distribute certain funds under certain circumstances; requiring a certain applicant to deposit certain rental assistance funds into a certain fund within a certain period of time; providing for the reallocation of certain funds under certain circumstances; requiring the Department to submit an annual report to the Governor and certain committees of the General Assembly on certain matters; authorizing certain companies to claim an enhanced State income tax credit under certain circumstances; defining certain terms; making conforming changes; providing for the application of certain provisions of this Act; providing for the effective dates of this Act; and generally relating to the Regional Institution Strategic Enterprise Zone Program.

BY repealing and reenacting, with amendments,

Article – Economic Development

Section 5–1401, 5–1402, 5–1404(b) and (f), 5–1406, and 5–1407

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Economic Development

Section 5–1404(a)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – Economic Development

Section 5–1407, 5–1408, and 5–1410

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(i)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)122. and 123.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)124.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–725(b)(1) and 10–733(b)(1)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–725(d)(1) and 10–733(d)(1)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 9–103.1(a)(1) and (b)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–103.1(a)(4) and (6) and (d)(2)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to
Article – Tax – Property
Section 9–103.1(a)(7)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1280 – Delegate Pena–Melnyk

AN ACT concerning

Health – Maryland Community Health and Public Safety Center of Excellence – Establishment

FOR the purpose of establishing the Maryland Community Health and Public Safety Center of Excellence within the Governor’s Office of Crime Prevention, Youth, and Victim Services; establishing the purposes of the Center; authorizing the Center to enter into contracts with certain entities or organizations for certain purposes; requiring that the activities of the Center include certain planning, assistance, and coordination; requiring the Center to provide technical assistance to local governments for certain purposes; requiring the Center to host a certain summit at certain intervals for certain purposes; requiring the Center to support certain workshops and summarize certain rules in certain reports, implement certain systems and policies, and produce and update a certain plan on or before a certain date each year; establishing requirements for the plan; requiring each local jurisdiction to develop a certain plan in collaboration with certain persons; requiring the plan to include certain elements; authorizing a local jurisdiction to use an existing local planning and coordinating committee or local management board to satisfy certain requirements; requiring the Center to prioritize the disbursement of certain federal funds received by the Center for certain purposes; defining certain terms; and generally relating to health and safety in the State.

BY adding to

Article – Health – General

Section 13–4201 through 13–4206 to be under the new subtitle “Subtitle 42. Maryland Community Health and Public Safety Center of Excellence”

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1281 – Delegate W. Fisher

AN ACT concerning

Adult Protective Services – Vulnerable Adults Registry – Investigations and Records of Abuse and Neglect and Workgroup Study

FOR the purpose of requiring local departments of social services to report to a certain individual certain information pertaining to the alleged abuse or neglect of a vulnerable adult within a certain time after a certain investigation; establishing certain appeal procedures if, after a local department’s investigation, there is a finding of abuse or neglect of a vulnerable adult; requiring the Office of Administrative Hearings to dismiss a certain administrative appeal under certain circumstances; authorizing a certain individual to request a conference with the supervisor of a local department under certain circumstances; requiring the

supervisor of a local department to schedule a conference under certain circumstances; authorizing a certain individual to request a contested case hearing under certain circumstances; requiring the Social Services Administration of the Department of Human Services to adopt regulations that develop procedures relating to confidentiality of certain reports and records, release of information, determination of investigatory findings, and appeal procedures; requiring a local department to expunge a report of suspected abuse or neglect and all assessments and investigative findings under certain circumstances; authorizing the Administration to establish and maintain a certain centralized confidential database for abused and neglected vulnerable adults; requiring that each local department have access to the centralized database to view and input certain information; authorizing the Department of Human Services or a local department to identify an individual as responsible for abuse or neglect in the centralized database under certain circumstances; prohibiting the centralized database from containing certain information; providing certain exceptions for which an individual may not be identified in the centralized database; requiring and authorizing the Secretary of Human Services to adopt certain regulations; prohibiting a person from disclosing certain reports or records concerning vulnerable adult abuse or neglect except under certain circumstances; providing for certain circumstances for which a person may disclose a certain report or record; requiring the Secretary to disclose certain information concerning vulnerable adult abuse or neglect under certain circumstances; establishing certain penalties; requiring, under certain circumstances, that the State's Attorney provide certain information to the Secretary or a local director of a local department within a certain time after the conclusion of a certain investigation; establishing a Workgroup to Study Best Practices for a Vulnerable Adult Registry in Maryland; providing for the composition, chair, and staffing of the Workgroup; prohibiting a member of the Workgroup from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Workgroup to study and make recommendations regarding implementing a vulnerable adult registry in the State; requiring the Workgroup to report its findings and recommendations to the Governor, the General Assembly, and the Department of Legislative Services on or before a certain date; making certain provisions of this Act subject to a certain contingency; defining certain terms; and generally relating to investigations and records of alleged abuse and neglect of vulnerable adults.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 14–101

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY adding to

Article – Family Law

Section 14–305.1, 14–306, and 14–306.1

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY adding to

Article – Human Services
Section 1–202.1 and 1–203.1
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

House Bill 1282 – Delegate Grammer

AN ACT concerning

Real Property – Nuisance Actions – Rodent Harborage

FOR the purpose of authorizing an individual to bring a nuisance action for damages caused by rodent harborage on real property against an owner of the property; authorizing the court to award certain damages to a prevailing plaintiff; providing that certain rights and remedies are in addition to other rights and remedies; defining a certain term; and generally relating to nuisance actions and rodent harborage.

BY adding to

Article – Real Property
Section 14–133
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1283 – Delegate Wells

AN ACT concerning

Real Property – Residential Leases – Rent Restrictions

FOR the purpose of prohibiting a landlord from increasing rent on a certain restricted rental unit by more than a certain percentage each year, subject to certain exceptions; providing that rent restrictions for restricted rental units do not apply once rent is at least a certain amount each month; defining certain terms; and generally relating to rent restrictions for residential leases.

BY adding to

Article – Real Property
Section 8–209
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1284 – Delegate Acevero

AN ACT concerning

Johns Hopkins University – Police Department – Repeal

FOR the purpose of repealing provisions relating to the establishment and maintenance of a Johns Hopkins University police department, including all applicable authorizations, powers, requirements, and prohibitions on the University, University police officers, the Baltimore Police Department, and the Department of Legislative Services; repealing provisions declaring the intent of the General Assembly regarding the University police department; making conforming changes; and generally relating to the repeal of a Johns Hopkins University police department.

BY repealing

Article – Education

Section 24–1201 through 24–1213 and the subtitle “Subtitle 12. Police Department of the Johns Hopkins University”

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Procedure

Section 2–101(a)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 2–101(c)(25) and (26)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing

Article – Criminal Procedure

Section 2–101(c)(27) and 10–205

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Public Safety

Section 3–101(a) and (e)(1)(i), 3–107(c)(1) and (2), and 3–201(a) and (f)(1)(i)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 3–101(e)(1)(ii)25. and 26. and (2)(ix) and (x), 3–107(c)(3), and
3–201(f)(1)(ii)20. and 21.

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing

Article – Public Safety

Section 3–101(e)(1)(ii)27. and (2)(xi) and 3–201(f)(1)(ii)22.

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

The Public Local Laws of Baltimore City

Section 16–41(a)

Article 4 – Public Local Laws of Maryland

(1979 Edition and 1997 Supplement, and 2000 Supplement, as amended)

(As enacted by Chapter 499 of the Acts of the General Assembly of 2006, as amended
by Chapter 130 of the Acts of the General Assembly of 2015 and Chapter 25
of the Acts of the General Assembly of 2019)

BY repealing and reenacting, with amendments,

The Public Local Laws of Baltimore City

Section 16–41(g)

Article 4 – Public Local Laws of Maryland

(1979 Edition and 1997 Supplement, and 2000 Supplement, as amended)

(As enacted by Chapter 499 of the Acts of the General Assembly of 2006, as amended
by Chapter 130 of the Acts of the General Assembly of 2015 and Chapter 25
of the Acts of the General Assembly of 2019)

BY repealing

Chapter 25 of the Acts of the General Assembly of 2019

Section 3

Read the first time and referred to the Committee on Judiciary.

House Bill 1285 – Howard County Delegation

AN ACT concerning

Howard County – Fee for Rental Housing Services – Established

Ho. Co. 15–21

FOR the purpose of establishing a fee on rental housing licenses issued in Howard County for a certain purpose; requiring that the fee be a certain amount in a certain fiscal year and paid at a certain time; specifying that the fee is in addition to any other fees required for the issuance or renewal of a rental housing license; authorizing a governing body to set by resolution the amount of the fee in certain fiscal years; providing that the fee shall remain in effect until altered by resolution; providing that certain units shall pay a reduced fee; providing that the fee does not apply to a rental housing license issued to an owner of certain types of housing; authorizing the County Executive to designate a county department or other entity, including a nonprofit corporation, to provide certain services; requiring the County to provide educational services to certain tenants and landlords; requiring the County to provide legal services to certain tenants; requiring the County to begin providing certain services on or before a certain date; defining certain terms; requiring the County Executive to submit a certain report to the Howard County Delegation on or before a certain date each year; providing for the application of this Act; and generally relating to rental housing license fees in Howard County.

BY adding to

The Public Local Laws of Howard County
Section 14.906
Article 14 – Public Local Laws of Maryland
(1977 Edition and August 2008 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1286 – Delegate Grammer

AN ACT concerning

Law Enforcement Performance Measurements – Required Reporting

FOR the purpose of requiring certain law enforcement agencies to submit certain information relating to law enforcement officer performance evaluation measures to the Maryland Police Training and Standards Commission on or before a certain date annually; requiring the Commission to aggregate and report certain information to the General Assembly on or before a certain date annually; and generally relating to performance measures for law enforcement.

BY adding to

Article – Public Safety
Section 3–523
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

House Bill 1287 – Delegate R. Lewis

AN ACT concerning

Alcohol and Drug Counseling – Alcohol and Drug Trainees – Practice Through Telehealth

FOR the purpose of authorizing certain individuals to practice clinical alcohol and drug counseling without a license and alcohol and drug counseling without a certification through telehealth under certain circumstances; and generally relating to alcohol and drug counseling and telehealth.

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 1–1001(a) and (e)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 17–406
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1288 – Delegate Amprey

AN ACT concerning

Baltimore City – 40th District Alcoholic Beverages

FOR the purpose of authorizing the Board of License Commissioners for Baltimore City to issue a certain license in a certain area of the 40th alcoholic beverages district in Baltimore City; prohibiting certain license holders in the 40th alcoholic beverages district in Baltimore City from selling alcoholic beverages at certain times of day, with certain exceptions; making technical correction; and generally relating to alcoholic beverages in Baltimore City.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 12–102 and 12–2004(b) and (c)
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 12–1603 and 12–2005

Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1289 – Delegate Amprey

AN ACT concerning

**Homestead Property Tax Credit – Notice Requirements and Application Waiver
for First-Time Homebuyers**

FOR the purpose of requiring a contract for the sale of residential property to a certain first-time homebuyer in the State to include a certain statement relating to the homestead property tax credit; requiring the statement to be signed and dated by the homebuyer; requiring the State Department of Assessments and Taxation to develop a certain form including a certain statement; requiring a certain vendor, at the initial sale of the first lot in a certain development to a certain individual, to deliver in a certain manner a certain statement to homeowners within a certain distance of the development; providing that the application requirement for the homestead property tax credit does not apply to a first-time homebuyer in the State; requiring the Department to provide certain information in a certain notice; requiring the Department to develop and make available certain statements for certain purposes; and generally relating to the homestead property tax credit.

BY adding to

Article – Real Property
Section 10–711 and 11B–105.1
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Tax – Property
Section 9–105(a)(1), (5), and (7) and (b)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – Property
Section 9–105(d) and (f)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1290 – Delegate Amprey

AN ACT concerning

**State Department of Assessments and Taxation – Real Property Assessments
and Appeals**

FOR the purpose of requiring the State Department of Assessments and Taxation to publish on the Department's website certain information in a certain manner relating to the assessment process and methodology used by the Department in determining the value of real property; requiring the Department and certain assessors employed by the Department, when determining the value of real property, to conform to certain federal guidelines, consider certain matters, and provide certain information; altering the minimum value of property improvements required for a certain revaluation of the property by the Department during a certain 3-year cycle; allowing certain authorities authorized to hear property tax appeals to consider certain criteria when hearing an appeal that relates to the valuation of real property; and generally relating to the State Department of Assessments and Taxation, property assessments, and appeals.

BY adding to

Article – Tax – Property
Section 2–218.1
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – Property
Section 8–104(a) and (c)(1) and 14–516
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1291 – Delegate Amprey

AN ACT concerning

Public Safety – Untraceable Firearms

FOR the purpose of prohibiting a person from manufacturing, assembling, possessing, selling, offering to sell, transferring, purchasing, or receiving a certain firearm or unfinished frame or receiver not marked in a certain manner by a federally licensed firearms manufacturer or federally licensed firearms importer; prohibiting a person from possessing, selling, offering to sell, transferring, purchasing, or receiving a certain object marketed or advertised to be, or that a reasonable person would understand to be, designed for a certain purpose; establishing penalties for a violation of this Act; providing that a certain violation is a separate crime; providing

for the application of this Act; altering a certain definition; defining certain terms; and generally relating to firearms.

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 5–101(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 5–101(h)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to
Article – Public Safety
Section 5–701 through 5–703 to be under the new subtitle “Subtitle 7. Untraceable
Firearms”
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

House Bill 1292 – Delegate Amprey

AN ACT concerning

Baltimore City – Nursing Homes and Assisted Living Programs – Social Workers

FOR the purpose of requiring each nursing home and assisted living program in Baltimore City to designate a licensed social worker for each resident to serve as the resident’s case manager; authorizing a certain social worker to provide certain services to nursing home or assisted living program residents; and generally relating to nursing homes, assisted living programs, and social workers in Baltimore City.

BY adding to
Article – Health – General
Section 19–1410.3 and 19–1807.1
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1293 – Delegate Amprey

AN ACT concerning

Baltimore City – West North Avenue Development Authority

FOR the purpose of establishing the West North Avenue Development Authority in Baltimore City; providing for the composition, chair, and staffing of the Authority; prohibiting a member of the Authority from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Authority to support and develop a certain neighborhood revitalization plan in coordination with certain residents; requiring the Authority to report its findings and recommendations to the Governor and to certain committees of the General Assembly on or before a certain date; defining certain terms; providing for the termination of this Act; and generally relating to the West North Avenue Development Authority.

BY adding to

Article – Economic Development

Section 12–701 through 12–706 to be under the new subtitle “Subtitle 7. Baltimore City – West North Avenue Development Authority”

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1294 – Delegate Charles

AN ACT concerning

Public Health – Businesses and Retail Establishments – Hand Sanitizer

FOR the purpose of requiring certain business and retail establishments to provide hand sanitizer at each touch screen that is used by customers; authorizing the Maryland Department of Health to adopt certain regulations; defining certain terms; and generally relating to the provision of hand sanitizer at business and retail establishments.

BY adding to

Article – Health – General

Section 24–213

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1295 – Delegate Ivey

AN ACT concerning

University System of Maryland – Student Fees – Review and Retention

FOR the purpose of requiring the presidents of University System of Maryland institutions to ensure that a student committee is presented with any proposed fees for their review; requiring certain information to be provided to the student committee; requiring certain revenues to be retained by a certain campus unit or department unless the student committee approves the transfer of revenues to another campus unit or department; and generally relating to fees at University System of Maryland institutions.

BY repealing and reenacting, without amendments,
Article – Education
Section 12–109(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 12–109(e)(7)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to
Article – Education
Section 12–109(h)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

House Bill 1296 – Delegate Walker

AN ACT concerning

**Public School Students – Daily Physical Activity
(Student Health and Fitness Act)**

FOR the purpose of requiring physical education to be given in a certain manner to prekindergarten students; adding a certain representative to the Advisory Council on Health and Physical Education; providing as a goal of the State that each student in a public elementary school be provided a certain minimum level of a program of physical activity each week; requiring the State Department of Education annually to collect certain data from certain public elementary schools; requiring the Department annually to publish certain information on its website; requiring that the program of physical activity for a certain category of student be consistent with a certain program for the student; prohibiting a certain student from being removed from recess as part of a certain disciplinary procedure; providing an exception to the

prohibition in certain circumstances; requiring each school administrator to collaborate with certain teachers to identify certain alternative behavioral interventions; requiring each public school to develop a certain alternative plan to be used under certain circumstances; requiring the Department to develop and disseminate certain professional development resources; requiring the State Board of Education to adopt certain regulations; requiring the Interagency Commission on School Construction to complete a certain needs assessment on certain school infrastructure; requiring the Commission to report the findings of the needs assessment to the Governor and the General Assembly on or before a certain date; requiring the Department to conduct a certain survey of certain elementary schools on the availability of certain programming; requiring the Department to submit a report with the results of the survey to the Governor and the General Assembly on or before a certain date; making stylistic changes; and generally relating to student health and fitness.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–409
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to
Article – Education
Section 7–409.1
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1297 – Delegate Walker

AN ACT concerning

State Highways – Designations – Thurgood Marshall Highway

FOR the purpose of requiring the State Highway Administration to designate Maryland Route 210 as the Thurgood Marshall Highway; and generally relating to State highway designations.

BY adding to
Article – Transportation
Section 8–663
Annotated Code of Maryland
(2020 Replacement Volume)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1298 – Delegate Walker

AN ACT concerning

Gaming – Distribution of Video Lottery Terminal Proceeds – Local Impact Grants

FOR the purpose of requiring the Comptroller to pay a certain amount of video lottery terminal proceeds as local impact grants to Anne Arundel County or Baltimore City under certain circumstances; requiring that certain local impact grants received by Anne Arundel County or Baltimore City be used in a certain manner; making conforming changes; and generally relating to the distribution of video lottery terminal proceeds and local impact grants.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1A–26, 9–1A–27(a), and 9–1A–31(a)(7)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–1A–31(a)(1) through (3)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1299 – Delegate Walker

AN ACT concerning

Education – Public High Schools – Financial Literacy Curriculum and Graduation Requirement

FOR the purpose of requiring the State Board of Education to develop curriculum content for a certain course in financial literacy; requiring each county board of education to implement the financial literacy curriculum content in every public high school in the county; requiring students to complete a certain course in order to graduate from a public high school; and generally relating to the development and implementation of a financial literacy curriculum that is required for graduation from a public high school in the State.

BY adding to
Article – Education
Section 7–205.5
Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

CONSENT CALENDAR OF INTRODUCTORY HOUSE BILLS NO. 33

House Bill 1300 – Delegate Smith

AN ACT concerning

**Income Tax – 529 College Investment Plans – Elementary and Secondary
Education Expenses**

FOR the purpose of requiring an addition modification for certain distributions made under certain accounts that are used for certain elementary and secondary education expenses; requiring certain account holders to report certain information to the Comptroller in a certain manner; excluding from a subtraction modification certain contributions to and distributions from certain investment plans that are used for certain elementary and secondary education expenses; requiring certain entities to prepare and submit a certain statement to an account holder and the Comptroller on or before a certain date; requiring the Comptroller to establish a certain form and submission process; authorizing the Comptroller to adopt certain regulations; providing for the application of this Act; and generally relating to income tax modifications for elementary and secondary education expenses.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–205(a), 10–207(a), and 10–208(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–205(h), 10–207(s), and 10–208(o)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY adding to
Article – Tax – General
Section 10–205(m) and 10–914
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

House Bill 1301 – Delegate Smith

AN ACT concerning

Baltimore City – Visit Baltimore – Appropriation Calculation

FOR the purpose of altering the method by which a certain annual appropriation in the Baltimore City budget to Visit Baltimore is calculated; altering the termination date of the Visit Baltimore appropriation; and generally relating to hotel room taxes and convention center marketing and tourism promotion in Baltimore City.

BY repealing and reenacting, with amendments,

The Charter of Baltimore City

Article II – General Powers

Section (40)(e)

(2007 Replacement Volume, as amended)

(As enacted by Chapter 151 of the Acts of the General Assembly of 2007, as amended by Chapter 197 of the Acts of the General Assembly of 2012 and Chapter 597 of the Acts of the General Assembly of 2017)

Read the first time and referred to the Committee on Appropriations.

House Bill 1302 – Delegate Smith

AN ACT concerning

Minority Business Enterprises – Calculation of Participation Rates – Exemption for Procurements From Maryland Correctional Enterprises – Repeal

FOR the purpose of repealing an exemption for certain procurements from Maryland Correctional Enterprises from the calculation of total procurement spending for the purpose of calculating a unit's Minority Business Enterprise Program participation rate; and generally relating to participation in the Maryland Minority Business Enterprise Program.

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 14–103(a)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 14–302(a)(1)(i)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1303 – Delegate Henson

AN ACT concerning

Small, Minority, and Women–Owned Business Financial Assistance – Use of Funds

FOR the purpose of requiring an agency or unit of State government administering a certain financial assistance program authorized in response to certain disasters to authorize, notwithstanding certain provisions of law, small, minority, and women–owned businesses that are not in good standing with the State Department of Assessments and Taxation to apply to the agency or unit to conditionally participate in the program; requiring a certain applicant to reasonably demonstrate certain business operations in a certain manner to conditionally participate in a program; authorizing a small, minority, or women–owned business that is authorized to conditionally participate in the program to receive certain financial assistance; authorizing the business, notwithstanding certain provisions of law, to utilize certain financial assistance during a certain period of time for certain purposes; requiring certain financial assistance utilized for certain purposes to be forgiven under certain circumstances; authorizing the business, under certain circumstances, to fully participate in the program and requiring the business to be provided certain financial assistance; defining certain terms; and generally relating to financial assistance provided to small, minority, and women–owned businesses.

BY adding to

Article – State Finance and Procurement

Section 2–901 through 2–903 to be under the new subtitle “Subtitle 9. Utilization of Small, Minority, and Women–Owned Business Financial Assistance”

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1304 – Delegate Fraser–Hidalgo

AN ACT concerning

State Airports – Commercial Activity – Rental Vehicles and Peer–to–Peer Car Sharing

FOR the purpose of establishing certain standards and requirements governing the provision of services and the granting of privileges by the Maryland Aviation Administration with respect to commercial activity undertaken by rental vehicle companies and peer–to–peer car sharing programs at State airports; altering the defined term “commercial activity” as it relates to State airports to include certain

activities performed by rental vehicle companies and peer-to-peer car sharing programs; making a certain stylistic change; and generally relating to commercial activity by rental vehicle companies and peer-to-peer car sharing programs at State airports.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 19–520(a)(1), (8), and (9)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 5–408
Annotated Code of Maryland
(2020 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 18–108(a) and 18.5–106
Annotated Code of Maryland
(2020 Replacement Volume)

Read the first time and referred to the Committee on Economic Matters and the Committee on Environment and Transportation.

House Bill 1305 – Delegate Arentz

AN ACT concerning

Condominiums – Mandatory Insurance Coverage – Alterations

FOR the purpose of providing that certain property insurance requirements are applicable to certain elements and units under certain circumstances; providing that for a certain type of unit, the requirement that each unit owner is an insured person under a certain insurance policy with respect to certain liability applies only to common elements; requiring that a loss for certain types of units covered by a certain policy be adjusted with the council of unit owners in a certain manner; providing that a requirement that the council of unit owners repair or replace certain elements or units under certain circumstances applies to certain elements under certain circumstances; making stylistic changes; and generally relating to mandatory insurance coverage for condominiums.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 11–114
Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1306 – Delegate Lisanti

AN ACT concerning

Maryland Cybersecurity Council – Election Security and High-Speed Internet Access

FOR the purpose of altering the duties of the Maryland Cybersecurity Council to include monitoring and evaluating certain election security measures and high-speed Internet access in the State; requiring the Council to make certain recommendations concerning election security and high-speed Internet access; and generally relating to the Maryland Cybersecurity Council.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–2901
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1307 – Delegate Smith

EMERGENCY BILL

AN ACT concerning

**Education – Child Care Centers and Youth Development Organizations and Programs
(Support Youth Development for School-Age Children Act)**

FOR the purpose of exempting certain youth development organizations and programs from the definition of a child care center; requiring certain youth development organizations and programs to submit annually to the State Department of Education certain information; requiring certain youth development organizations and programs to maintain liability insurance and certain criminal background check records; requiring certain background checks to be completed at regular intervals as determined by certain entities; requiring youth development organizations and programs to allow the Department or an entity contracted by the Department to inspect the organization's or program's facility to ensure compliance with certain requirements; authorizing the Department to prohibit certain youth development organizations or programs from participating in Maryland EXCELS and receiving certain Child Care Scholarship benefits; authorizing the Department to create a

public registry for certain youth development organizations and programs for a certain purpose; authorizing the Department to assess a certain maximum fee to be certified as a certain youth development organization or program; altering a certain definition; defining a certain term; making this Act an emergency measure; and generally relating to child care centers and youth development organizations and programs.

BY repealing and reenacting, with amendments,
Article – Education
Section 9.5–401
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to
Article – Education
Section 9.5–401.1
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1308 – Delegate Brooks

AN ACT concerning

Vehicle Laws – Delinquent Traffic Citations – Enforcement

FOR the purpose of repealing the requirement that the Motor Vehicle Administration suspend the driving privileges of a person for delinquent unpaid traffic fines; requiring the District Court or a circuit court to refer delinquent unpaid traffic fines to the Central Collection Unit in the Department of Budget and Management for collection; making certain conforming changes governing the contents of a traffic citation; requiring the District Court or a circuit court to provide certain notice that a delinquent unpaid fine will be referred to the Central Collection Unit; requiring the District Court or a circuit court to recall a delinquent unpaid fine from or re-refer a delinquent unpaid fine to the Central Collection Unit under certain circumstances; repealing a requirement that the Administration adopt certain procedures; and generally relating to the enforcement of delinquent unpaid traffic fines.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 26–201(a) and (b)
Annotated Code of Maryland
(2020 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Transportation
Section 26–201(c) and 26–204
Annotated Code of Maryland
(2020 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

House Bill 1309 – Delegate Mangione

AN ACT concerning

**Economic Development – Maryland Small Business Innovation Research
Technical Assistance Program – Alterations**

FOR the purpose of altering the purpose of the Maryland Small Business Innovation Research Technical Assistance Program to include providing technical assistance to assist small businesses with attracting and accessing private capital; and generally relating to the Maryland Small Business Innovation Research Technical Assistance Program.

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 10–4B–01
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1310 – Delegate Rosenberg

AN ACT concerning

Clean Energy and Energy Efficiency – Investment in Low–Income Communities

FOR the purpose of requiring the Commission on Environmental Justice and Sustainable Communities to develop certain policies and recommendations to place certain priorities in certain years for directing certain spending on clean energy and energy efficiency programs, projects, or investments to benefit certain low–income communities; providing for the application of certain priorities to certain programs, projects, and investments; requiring the Commission on Environmental Justice and Sustainable Communities to consult with the Department of the Environment, the Public Service Commission, certain other units of State and local government, and certain other communities and interests to achieve certain priorities; requiring the Commission on Environmental Justice and Sustainable Communities to work with certain units to coordinate and develop certain specific recommendations for identification of, and providing assistance to, certain communities; requiring the Commission on Environmental Justice and Sustainable Communities to review

certain guidelines and recommendations each year; requiring the Commission on Environmental Justice and Sustainable Communities to submit a certain report each year to the Governor and the General Assembly; requiring certain State and local governmental units to invest or direct certain resources in a certain manner, in consultation with certain agencies; defining certain terms; requiring certain federal funding appropriated in certain manners to be prioritized in a certain manner, with a certain exception; requiring the Department of Budget and Management to report to certain committees of the General Assembly each year on certain federal funding and the share of the funding directed to certain low-income communities; and generally relating to investment in clean energy and energy efficiency in low-income communities.

BY repealing and reenacting, with amendments,
Article – Environment
Section 1–701
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)

BY adding to
Article – Environment
Section 1–703
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations and the Committee on Economic Matters.

House Bill 1311 – Delegate Mangione

AN ACT concerning

Property Tax Exemption – Disabled Active Duty Service Members, Disabled Veterans, and Surviving Spouses – Refund

FOR the purpose of requiring the State, a county, or a municipal corporation to pay a certain refund to a disabled active duty service member, disabled veteran, or surviving spouse under certain circumstances; requiring the State, a county, or a municipal corporation to pay interest on the refund under certain circumstances; providing for the application of this Act; and generally relating to refunds for property taxes paid for dwelling houses owned by disabled active duty service members, disabled veterans, or surviving spouses.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 7–208(a)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 7–208(g) and (h)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1312 – Delegate Wilkins

EMERGENCY BILL

AN ACT concerning

COVID–19 Eviction and Housing Relief Act of 2021

FOR the purpose of requiring the Department of Housing and Community Development, in consultation with the Maryland Judiciary and local sheriffs and constables, to collect, maintain, and provide certain access to certain information on eviction actions; requiring certain local sheriffs and constables to compile certain information in a certain manner designated by the Department and to report the information to the Department monthly; requiring a sheriff or constable to provide notice of a residential eviction and a rescheduled residential eviction in a certain manner; requiring a certain notice of eviction to contain certain information and to conform to a certain format; establishing the Maryland Rent Relief Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring the Department, in consultation with the Judiciary and appropriate stakeholders, to collect and compile information on the legal rights of certain tenants and landlords in certain eviction proceedings; requiring the Department to update and post certain information on residential evictions on the Department’s website in a certain manner, and to distribute the information to certain individuals; requiring the Department to create a certain document; requiring the Judiciary to post certain information on its website in a certain manner on the legal rights of certain tenants and landlords in an eviction proceeding; requiring a residential landlord to provide a current or prospective tenant with a certain document when the landlord executes or renews a residential lease and to submit an affidavit attesting that the tenant was provided with the document when filing a complaint with the District Court; creating a moratorium on all residential evictions; authorizing a court to order the immediate restoration of a tenant’s quiet enjoyment of a residential property under certain circumstances; prohibiting a landlord from evicting a tenant from leased premises in the absence of just cause under certain circumstances; specifying the circumstances under which just cause exists in certain actions to evict; authorizing a landlord to evict a tenant

only after providing certain notice under certain circumstances; requiring a landlord to plead and prove certain facts concerning just cause under certain circumstances; authorizing a certain tenant to raise substantial loss of income as an affirmative defense in an eviction proceeding during a certain period of time; prohibiting a court from giving any judgment for possession or repossession, or warrant for restitution of possession or repossession of residential property if the tenant can demonstrate to the court, through documentation or other objectively verifiable means, certain showings; specifying that a certain affirmative defense does not relieve an individual of an obligation to make payments or to comply with other obligations that the individual may have under a residential lease; prohibiting a landlord from filing a complaint with the District Court to initiate an eviction proceeding if the tenant owes less than a certain amount of unpaid rent; requiring a landlord to comply with a certain provision before the landlord may file a complaint for failure to pay rent; requiring that a landlord plead certain facts in a complaint for failure to pay rent in the District Court under certain circumstances; requiring a landlord to deliver to a tenant a certain written notice in a certain manner before the landlord may file a complaint for failure to pay rent; specifying the content and the format of a certain notice; requiring a landlord to make certain affirmative, good faith efforts during a certain period of time following delivery of a certain notice by the landlord to a tenant; requiring a landlord to conclude certain efforts before the landlord may file a certain complaint; specifying the contents of a certain form that a landlord is required to submit to the District Court when the landlord files a certain complaint; authorizing a tenant to challenge the contents of a certain statement made by a landlord and authorizing the court to dismiss the landlord's complaint under certain circumstances; prohibiting a judgment of possession issued against a tenant during the pendency of a certain proclamation from being applied to the number of judgments necessary to foreclose a tenant's right to redemption; requiring a certain document containing certain information collected by the Department, in consultation with the Judiciary and appropriate stakeholders, to contain references to certain orders that offer COVID-19 specific eviction prevention protections; defining certain terms; providing for the construction of this Act; providing for the effective dates of certain provisions of this Act; providing for the termination of certain provisions of this Act; making this Act an emergency measure; and generally relating to residential evictions.

BY adding to

Article – Housing and Community Development
Section 2–302; and 12–801 through 12–805 to be under the new subtitle “Subtitle 8.
Maryland Rent Relief Fund”
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to

Article – Real Property
Section 7–114, 8–401(b–2), 8–406, 8–407, and 8A–1101(c)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 8–401(a), (b)(1), and (e)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary and the Committee on Environment and Transportation.

House Bill 1313 – Delegate Mangione

EMERGENCY BILL

AN ACT concerning

Emergency Medical Services – Paramedics – Vaccination Administration

FOR the purpose of authorizing a paramedic to administer a vaccination included on a certain recommended immunization schedule or authorized for emergency use by the U.S. Food and Drug Administration under a certain provision of federal law if the services are under the direction of a certain physician and authorized by the Maryland Institute for Emergency Medical Services Systems, part of a certain program or outreach effort, and provided in accordance with a certain written agreement that includes certain provisions; making this Act an emergency measure; providing for the termination of this Act; and generally relating to vaccination administration by paramedics.

BY repealing
Article – Education
Section 13–516(g)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to
Article – Education
Section 13–516(g)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1314 – Delegate Adams

AN ACT concerning

Business Regulation – Social Media Websites – Censored Speech

FOR the purpose of prohibiting a social media website from taking certain actions to censor the religious speech or political speech of a certain user; providing that the owner or operator of a social media website is subject to a certain cause of action for taking certain actions to censor the religious speech or political speech of a certain user; authorizing the Attorney General to bring a certain civil cause of action under certain circumstances; authorizing a certain user that brings a certain cause of action to be awarded certain damages; authorizing a court to award certain court costs and attorney's fees to the prevailing party of a certain action; providing that a social media website may mitigate damages by taking certain actions; prohibiting a social media website from using a certain user's alleged hate speech for a certain purpose; providing for the venue of a civil action under this Act; providing that a violation of this Act is an unfair, abusive, or deceptive trade practice that is subject to certain penalties; providing for the application of this Act; defining certain terms; and generally relating to social media websites and censored speech.

BY adding to

Article – Business Regulation

Section 19–1001 through 19–1006 to be under the new subtitle “Subtitle 10. Speech Censored by Social Media Websites – Cause of Action”

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 11–203(a)(1) and (5) and (b)

Annotated Code of Maryland

(2012 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1315 – Delegate Fraser–Hidalgo

AN ACT concerning

Motor Vehicles – Inspection Certificates – Exception

FOR the purpose of exempting the transfer of a used vehicle from a business entity to an individual who wholly or partly owns the business entity from the requirement to obtain a motor vehicle safety inspection certificate; and generally relating to the inspection and transfer of used vehicles.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 23–106(a)(8) and (9)

Annotated Code of Maryland

(2020 Replacement Volume)

BY adding to

Article – Transportation
Section 23–106(a)(10)
Annotated Code of Maryland
(2020 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Transportation
Section 23–106(b) and 23–107(a)(1)
Annotated Code of Maryland
(2020 Replacement Volume)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1316 – Delegate Smith

AN ACT concerning

Baltimore City – Police Officers – Promotional Appointments

FOR the purpose of altering the procedures used by the Police Commissioner of Baltimore City to award promotional appointments; authorizing the Commissioner to remove certain applicants from the list of eligible appointees if the Civilian Review Board has sustained a certain complaint against the applicant during a certain time period; and generally relating to promotional appointments for police officers in Baltimore City.

BY repealing and reenacting, with amendments,

The Public Local Laws of Baltimore City
Section 16–10(c)
Article 4 – Public Local Laws of Maryland
(1979 Edition and 1997 Supplement and 2000 Supplement, as amended)

Read the first time and referred to the Committee on Judiciary.

House Bill 1317 – Delegate Smith

AN ACT concerning

Barbers – Employment of Apprentice Barbers – Alterations

FOR the purpose of increasing the maximum number of apprentice barbers per master barber that a barber shop may employ at the same time; repealing a limit on the total number of apprentice barbers that a barbershop may employ at the same time; and generally relating to the employment and supervision of apprentice barbers.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 4–507(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Business Occupations and Professions
Section 4–507(d)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1318 – Delegate Howard

EMERGENCY BILL

AN ACT concerning

Maryland Business Tax Relief Act

FOR the purpose of authorizing, for purposes of unemployment insurance law, a certain employing unit to elect to delay submitting a certain contribution and employment report for certain calendar quarters under certain circumstances; prohibiting an employing unit that elects to delay the submission of a contribution and employment report in accordance with this Act from being required by the Secretary of Labor to file for an extension or be assessed certain interest under certain circumstances; altering the calculation and maximum amount of a certain credit relating to collecting and paying the sales and use tax; altering the application of a certain sales and use tax exemption for the sale of certain clothing or footwear during a certain annual sales tax-free period; exempting from the sales and use tax the sale of electricity, oil, liquefied petroleum gas, or artificial or natural gas used to operate a certain restaurant; exempting from the sales and use tax certain sales of food and nonalcoholic beverages by certain restaurants during a certain annual sales tax-free period; exempting from the sales and use tax certain sales of personal protective equipment and cleaning products under certain circumstances; allowing an individual or a corporation to claim a credit against the State income tax for the purchase of certain credit card processing equipment during the taxable year; prohibiting the credit from exceeding a certain amount; authorizing the Mayor and City Council of Baltimore City or the governing body of a county or of a municipal corporation to grant, by law, a tax credit against the county or municipal property tax imposed on certain real property owned by a certain nonessential business; providing for the duration of the credit; prohibiting the credit from exceeding a certain amount; authorizing the county or municipal corporation to provide, by law, for the amount of the credit, eligibility criteria for the credit, certain regulations and procedures, and any other provision necessary to carry out the credit; defining

certain terms; making a conforming change; providing for the effective dates and application of certain provisions of this Act; making certain provisions of this Act an emergency measure; and generally relating to tax relief for businesses.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 8–626 and 8–628
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 11–105 and 11–228
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY adding to
Article – Tax – General
Section 10–751 and 11–241 through 11–243
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY adding to
Article – Tax – Property
Section 9–266
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1319 – Delegate Howard

AN ACT concerning

Health Insurance – Lyme Disease and Related Tick–Borne Illnesses – Long–Term Antibiotic Treatment

FOR the purpose of requiring certain insurers, nonprofit health service plans, and health maintenance organizations to provide certain coverage for certain long–term antibiotic treatment of Lyme disease and related tick–borne illnesses under certain circumstances; prohibiting an entity subject to this Act from imposing a certain limitation on certain treatment under certain circumstances; prohibiting an entity subject to this Act from denying coverage for certain treatment under certain circumstances; defining certain terms; providing for the application of this Act; providing for a delayed effective date; and generally relating to health insurance coverage for long–term antibiotic treatment for Lyme disease and related tick–borne illnesses.

BY adding to

Article – Insurance

Section 15–856

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1320 – Delegate Boyce

AN ACT concerning

Baltimore City – Property Taxes – Authority to Set Special Rates

FOR the purpose of exempting Baltimore City from certain requirements relating to county property tax rates; authorizing the Mayor and City Council of Baltimore City to set special property tax rates, under certain circumstances, for any class or subclass of real property that is subject to the county property tax; repealing certain obsolete provisions and obsolete references; providing for the application of this Act; and generally relating to special property tax rates for classes and subclasses of real property that are subject to the county property tax.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 6–302

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

House Bill 1321 – Delegate Novotny

AN ACT concerning

Labor and Employment – Right to Work

FOR the purpose of prohibiting certain employers from requiring, as a condition of employment or continued employment, an employee or a prospective employee, under certain circumstances, to join or remain a member of a labor organization, pay charges to a labor organization, or pay a certain amount to a third party; prohibiting certain employers from threatening an employee or a prospective employee with certain action; specifying that certain agreements, understandings, or practices between employers and labor organizations are null and void and without legal effect; authorizing an employee or a prospective employee to file an action in a certain circuit court for a certain violation of law; specifying that an employee or a prospective employee is entitled to injunctive relief and to recover certain damages

and costs under certain circumstances; providing that a certain violation of law is a misdemeanor and is subject to certain penalties; requiring the Attorney General to take certain action to ensure effective enforcement of certain laws, investigate certain complaints, and try certain prosecutions; specifying that the Attorney General has certain powers and duties relating to criminal prosecutions under certain circumstances; specifying that certain provisions of law are unenforceable under certain circumstances; repealing a certain provision of law that prohibits a court from granting relief under certain circumstances; repealing certain provisions of law relating to fees paid by employees to certain labor organizations; defining certain terms; providing for the application of this Act; and generally relating to the rights of individuals, employee organizations, and employers.

BY repealing and reenacting, without amendments,

Article – Courts and Judicial Proceedings

Section 2–322(a) and (e)(1) and (2)

Annotated Code of Maryland

(2020 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 2–322(e)(3)(v)

Annotated Code of Maryland

(2020 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Education

Section 6–407, 6–504, 9.5–704, and 16–414.1(e)(3) and (f)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 15–904(e)

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 4–304

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

BY adding to

Article – Labor and Employment

Section 4–701 through 4–707 to be under the new subtitle “Subtitle 7. Right to Work”

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Land Use
Section 16–309
Annotated Code of Maryland
(2012 Volume and 2020 Supplement)

BY repealing
Article – Land Use
Section 16–316
Annotated Code of Maryland
(2012 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 3–502
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1322 – Delegate Washington

EMERGENCY BILL

AN ACT concerning

**Primary and Secondary Education – School Personnel – Prohibition on
Retaliation for Not Returning to In–Person Instruction and Work**

FOR the purpose of prohibiting the Governor, the State Superintendent of Schools, the State Board of Education, a county superintendent, and a county board of education, during a certain school year, from disciplining, suspending, terminating, or otherwise retaliating against certain school personnel under certain circumstances; prohibiting the Governor, the State Superintendent, and the State Board, during a certain school year, from revoking a certain certification under certain circumstances; requiring the State Board and county boards to allow certain school personnel to instruct and work in a certain manner under certain circumstances; requiring a county board to make certain accommodations for certain school personnel under certain circumstances; making this Act an emergency measure; and generally relating to the prohibition on retaliation against school personnel for not returning to a school building for in–person instruction and work.

Read the first time and referred to the Committee on Ways and Means.

House Bill 1323 – Delegate Hill

AN ACT concerning

Algorithmic Decision Systems – Procurement and Discriminatory Acts

FOR the purpose of requiring a State unit to purchase a product or service that is or contains an algorithmic decision system that adheres to responsible artificial intelligence standards; specifying content included in responsible artificial intelligence standards; requiring the Board of Public Works to adopt certain regulations; altering the definition of “discriminatory act” used in certain provisions of human relations law to include acts performed through algorithmic decision systems; defining a certain term; and generally relating to the use of algorithmic decision systems.

BY adding to

Article – State Finance and Procurement
Section 14–417
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government
Section 20–101
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

House Bill 1324 – Delegate P. Young

AN ACT concerning

Tobacco Tax – Out-of-State Sales of Premium Cigars and Pipe Tobacco

FOR the purpose of requiring a person located outside the State to have an appropriate license whenever the person sells premium cigars or pipe tobacco to a consumer in the State; authorizing the Executive Director of the Alcohol and Tobacco Commission to delegate certain duties; authorizing the holder of a remote tobacco seller license to sell premium cigars and pipe tobacco to consumers in the State; establishing the requirements for an applicant for a remote tobacco seller license; providing for license application procedures and fees; prohibiting a person from applying for a license within a certain period of time after the person’s license was revoked; requiring the Executive Director to issue remote tobacco seller licenses under certain circumstances; providing for the renewal of a license; prohibiting the assignment of a remote tobacco seller license; authorizing the Executive Director to deny an application for a license for certain reasons; requiring the Executive Director to give certain notice of certain final actions; providing for a certain hearing process regarding a final decision; authorizing the Executive Director to revoke a license for

certain reasons; requiring the Executive Director to give certain notice of a revocation; authorizing a licensee to make a certain offer of compromise in lieu of revocation of a license; authorizing the Executive Director to accept certain offers of compromise; providing for judicial review of a final decision of the Executive Director; prohibiting a person from acting, or attempting to act, as a licensed remote tobacco seller without a license; requiring the Executive Director to remit certain license fees to the General Fund of the State; stating the intent of the General Assembly; requiring the Executive Director to adopt certain regulations; providing for certain penalties; specifying that certain premium cigars and pipe tobacco are contraband; altering the price used to calculate the tobacco tax for certain premium cigars and pipe tobacco sold by an out-of-state seller; requiring an out-of-state seller to pay the tobacco tax in a certain manner; requiring an out-of-state seller to file certain tax returns and provide certain information; requiring an out-of-state seller to maintain certain records; requiring the Comptroller to adopt certain regulations; authorizing the Comptroller to require a certain bond from an out-of-state seller; authorizing the Comptroller to waive the requirement for the bond under certain circumstances; defining certain terms; altering a certain definition; providing for a delayed effective date; and generally relating to out-of-state sales of premium cigars and pipe tobacco.

BY adding to

Article – Business Regulation

Section 16.9–101 through 16.9–214 to be under the new title “Title 16.9.
Out-of-State Sales of Premium Cigars and Pipe Tobacco”

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 12–101(f), 12–103, 12–105(b), 12–201, 12–302(e), and 13–825(h)

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Tax – General

Section 12–101(g) and (h)

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

BY adding to

Article – Tax – General

Section 12–105(c) and 12–204

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means and the Committee on Economic Matters.

House Bill 1325 – Delegate Amprey

AN ACT concerning

Food Insecurity Zones – State Legislative Districts – Reports

FOR the purpose of requiring the Department of Housing and Community Development and the Department of Planning to jointly produce a report for each State legislative district on the food environment in the district on or before a certain date and at a certain frequency thereafter; requiring the reports to include certain information; requiring the reports to follow a certain format and be of a certain level of detail; authorizing the departments to collaborate with certain universities and nonprofit organizations in producing the reports required under this Act; requiring the departments to submit the reports to the General Assembly; and generally relating to food environments in State legislative districts.

BY adding to

Article – Housing and Community Development
Section 6–308.5
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1326 – Delegate Dumais

EMERGENCY BILL

AN ACT concerning

Maryland Healthy Working Families Act – Revisions and Public Health Emergency Leave

FOR the purpose of repealing the exemption from the Maryland Healthy Working Families Act for certain on-call employees; requiring employers to allow employees to use earned sick and safe leave during a public health emergency; requiring certain employers to provide employees certain earned sick and safe leave on the date that a public health emergency is declared or proclaimed for a jurisdiction; requiring employers to determine certain hours in a certain manner for certain employees; prohibiting certain employers from being required to provide additional paid earned sick and safe leave on the renewal of a certain declaration or proclamation or on the issuance of a certain declaration or proclamation; requiring an employer to provide certain earned sick and safe leave regardless of the employee's length of employment with the employer; requiring an employer to allow an employee to use certain earned

sick and safe leave during certain weeks; requiring an employer to allow an employee to use certain earned sick and safe leave for certain purposes; authorizing an employee to use certain earned sick and safe leave before using certain other earned sick and safe leave; authorizing an employer to require an employee to provide certain notice only under certain circumstances; prohibiting an employer from requiring an employee to provide certain documentation; requiring an employer to provide a certain notice to employees at certain times and, under certain circumstances, in certain languages; requiring the Commissioner of Labor and Industry to develop a certain model poster and notice; requiring an employer to provide certain earned sick and safe leave to employees on a certain date and apply it retroactively for certain employees under certain circumstances; defining certain terms; altering certain definitions; making conforming changes; making this Act an emergency measure; and generally relating to the Maryland Healthy Working Families Act.

BY renumbering

Article – Labor and Employment

Section 3–1307 through 3–1308 and 3–1311, respectively

to be Section 3–1308 through 3–1309 and 3–1312, respectively

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 3–1301, 3–1303, 3–1304(c), 3–1305(a), 3–1306, 3–1309, and 3–1310

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

BY adding to

Article – Labor and Employment

Section 3–1306

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1327 – Delegate Dumais

AN ACT concerning

Public Utilities – Transitional and Default Electric Service – Implementation

FOR the purpose of requiring the Public Service Commission, by regulation or order, to require that customers are provided access to certain charges for electricity service; requiring the Commission to determine the terms and conditions of transitional electric service and default service; requiring the Commission, by regulation or order, to require a licensee to post a bond or other similar instrument with the Commission

at a level equal to a certain percentage of the electricity supplier's reported Maryland gross receipts if necessary to ensure an electricity supplier's financial integrity; authorizing the Commission to adopt regulations or issue orders to require periodic electricity supplier license renewal, adopt a consumer bill of rights with certain minimum requirements, and publish an annual electricity supplier report card; prohibiting an electricity supplier from engaging in door-to-door sales; requiring an electric company, on and after a certain date, to provide standard offer service to residential and small commercial customers at a market price that permits recovery of certain costs plus a reasonable return; requiring an electric company to cease providing standard offer service on a certain date; authorizing an electric cooperative to provide standard offer service on and after a certain date with Commission approval; requiring the Commission to report to the Governor and the General Assembly on the status of default service on and after a certain date and every certain number of years thereafter; requiring the Commission to determine the terms and conditions of transitional electric service and default service; requiring the customer choice education section of the Commission's website to include a description of the current price of transitional electric service; requiring the customer choice shopping website to include a certain list; requiring the Commission to administer the transition to default service through a competitive assignment process beginning with electric service rendered on a certain date and thereafter; requiring the Commission, on or before a certain date, to adopt rules or regulations to develop standards for the competitive assignment process; requiring the Commission to conduct a competitive assignment process by a certain date; requiring the Commission to establish an application process and collect an application fee for applicants seeking to be qualified participants in the competitive assignment process; authorizing the Commission to retain an independent entity to assist in the assignment process; requiring the Commission to ensure that an electricity supplier applying to be a qualified participant in the competitive assignment process meets certain qualifications and performs certain actions; requiring a certain fee to be deposited into the Clean Energy Fund; requiring a qualified participant to meet certain requirements as part of its proposal to participate in the competitive assignment process; requiring each electric company, beginning on a certain date, to provide certain notices to its existing standard offer service customers containing certain information; requiring the Commission to divide classes of customers from each electric company into competitive assignment groups; providing for the structure of the competitive assignment process; providing for certain limitations on the number of competitive assignment groups that a qualified participant can receive in each electric company service territory; authorizing the Commission to waive the limitations under certain circumstances; requiring the Commission to select the qualified participants from each electric company service territory on the basis of a single-day auction; providing for the clearing price in the single-day auction; requiring certain similar customers to receive a single clearing process following the competitive assignment process; authorizing the Commission to waive or modify the limitations in the competitive assignment process if necessary; requiring the Commission to conduct the competitive assignment process in time to allow customers to be assigned to qualified participants beginning on a certain date; requiring electricity suppliers who are selected to furnish transitional electric service

to customers through the competitive assignment process to be responsible for certain duties beginning on a certain date; providing that certain customers establishing service at a new location may authorize a supplier to act on the customer's behalf to establish an account and utility service; requiring the Commission to conduct a process to select electricity suppliers to serve as default service suppliers following the competitive assignment process; requiring certain residential and commercial customers to elect an electricity supplier; requiring an electricity supplier furnishing certain services to issue customers a monthly supplier consolidated bill; requiring electricity suppliers providing transitional or default electric service to offer at least one low-income customer assistance program; requiring electric generation suppliers providing default service, on or before a certain date each year beginning in a certain year, to submit an annual report to the Commission on the supplier's low-income customer assistance program; requiring electric companies to recover reasonable and prudent costs, including administrative costs, from distribution customers through a reconcilable adjustment clause; prohibiting the Commission from approving a wholesale procurement contract for standard offer service that extends service beyond a certain date; providing that an electric company that the Commission determines has successfully implemented default service has the right to an enhanced rate of return on common equity; requiring the Commission to establish a consumer education program related to implementing transitional and default electric service; requiring the Commission to adopt regulations to implement this Act; requiring the Commission, in consultation with the Maryland Energy Administration, to alter the qualifying clean energy generation percentages under certain circumstances; establishing the Customer Choice Clean Energy Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Commission to administer the Fund; requiring the Commission to make certain determinations related to the Fund; authorizing the Commission to assign responsibilities associated with administering the Fund to the Maryland Energy Administration under certain circumstances; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; prohibiting an electricity supplier from engaging in consolidated billing unless the supplier is licensed by the Commission; authorizing an electricity supplier using supplier consolidated billing to direct an electric company to disconnect service to a retail customer for nonpayment under certain circumstances; making conforming changes; defining certain terms; making the provisions of this Act severable; and generally relating to implementing transitional and default electric service.

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 7-501, 7-505, 7-507, 7-510, 7-510.1, 7-510.2, and 7-511

Annotated Code of Maryland

(2020 Replacement Volume and 2020 Supplement)

BY adding to

Article – Public Utilities
Section 7–510.3, 7–510.4, and 7–510.5
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement
Section 6–226(a)(2)(i)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement
Section 6–226(a)(2)(ii)122. and 123.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY adding to

Article – State Finance and Procurement
Section 6–226(a)(2)(ii)124.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1328 – Delegate Feldmark

AN ACT concerning

Economic Development – Broadband Providers – Joint Trenching and Fee (Building Out Broadband Act of 2021)

FOR the purpose of declaring certain findings and the intent of the General Assembly; renaming the Rural Broadband Assistance Fund to be the Maryland Digital Connectivity Fund; altering the purpose of the Fund; providing that the Fund consists of certain fees; altering the use of the Fund to include providing certain financial assistance to authorities to expand high–speed Internet access in certain areas of the State; requiring the Department of Commerce to submit a certain report on or before a certain date; authorizing a county or municipal corporation to adopt certain policies to advance progress of infrastructure, equipment, and systems needed to extend certain broadband access; altering the duties of the Maryland Rural Broadband Coordination Board; requiring the Department of Transportation and units of local government to allow joint trenching by broadband providers in a certain manner under certain circumstances; authorizing the Department of Transportation, and units of local government under certain circumstances, to

charge a fee to certain broadband providers for joint trenching; requiring the Department of Transportation and units of local government to maintain a certain list of broadband providers that request to receive notice of certain trenching projects; requiring the State or a unit of local government, except under certain circumstances, to provide certain notice to broadband providers of certain trenching projects in a certain manner; requiring the Department of Commerce and the Department of Transportation to adopt certain regulations; defining certain terms; and generally relating to broadband expansion.

BY repealing

Article – Economic Development

Section 5–1101

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – Economic Development

Section 5–1101 and 5–1103 to be under the amended subtitle “Subtitle 11. Maryland Digital Connectivity”

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development

Section 5–1102 and 13–504

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 8–654

Annotated Code of Maryland

(2020 Replacement Volume)

Read the first time and referred to the Committee on Economic Matters.

House Bill 1329 – Cecil County Delegation

AN ACT concerning

Maryland Transportation Authority – John F. Kennedy Memorial Highway – Toll Plazas

FOR the purpose of prohibiting the Maryland Transportation Authority from making any capital investment in the John F. Kennedy Memorial Highway toll plaza; requiring the Authority to remove the John F. Kennedy Memorial Highway toll plaza when it becomes functionally obsolete and establish a new toll plaza for the John F. Kennedy

Memorial Highway at a certain location; defining certain terms; and generally relating to toll plazas on the John F. Kennedy Memorial Highway.

BY adding to

Article – Transportation

Section 4–408

Annotated Code of Maryland

(2020 Replacement Volume)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1330 – Delegate Amprey

AN ACT concerning

Vehicle Laws – Towing Charges and Abandoned Vehicles

FOR the purpose of applying certain provisions regulating the towing or removal of vehicles from parking lots to the towing and removal of vehicles from public rights of way; altering the total amount that a person who tows or removes a vehicle may charge; authorizing certain persons to sell at public auction an abandoned vehicle that is not reclaimed in a certain manner and for which a certain certificate is issued; requiring the seller of certain abandoned vehicles to reimburse themselves for certain costs and dispose of the proceeds of the sale in a certain manner; authorizing certain persons to apply to a certain law enforcement agency for authority to sell certain abandoned vehicles at public auction; requiring, under certain circumstances, certain law enforcement agencies to give certain applicants a certificate of authority to sell certain abandoned vehicles at public auction; and generally related to towing services and the sale of certain abandoned vehicles.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 21–10A–04, 25–207, and 25–209

Annotated Code of Maryland

(2020 Replacement Volume)

Read the first time and referred to the Committee on Environment and Transportation.

House Bill 1331 – Delegate D.M. Davis

AN ACT concerning

Maryland Criminal Justice Debt Elimination and Prevention Act of 2021

FOR the purpose of altering who may be charged by certain licensed businesses for providing home monitoring services under certain circumstances; repealing certain fees and costs to certain inmates in certain counties; prohibiting the assessment of

fees against a defendant for home monitoring under certain circumstances; prohibiting the court from imposing a monthly fee on a person under the supervision of the Division of Parole and Probation; prohibiting the court from charging a filing fee for a certain petition for expungement; repealing authorization for the court to order that restitution be paid to certain governmental units; repealing authorization for the Department of Public Safety and Correctional Services or the Department of Juvenile Services to require certain restitution obligors to pay certain additional fees; repealing the requirement for a certain court to order certain reimbursement for certain services of the Office of the Public Defender; establishing that the Central Collection Unit is not responsible for and may not collect certain fees or charges; repealing the authorization for the Motor Vehicle Administration to suspend a certain person's license under certain circumstances; repealing certain fees for an ignition interlock device under certain circumstances; altering certain penalties; and generally relating to debt elimination and prevention for criminal justice–related matters.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 20–308
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Correctional Services
Section 11–702(a), 11–703(b), 11–704(b), 11–705(b), (c)(1), and (h)(1), 11–709(b) and (c)(1), 11–711(b) and (c), 11–712(a) and (c)(1), 11–713(a) and (d)(1), 11–714(a) and (b), 11–715(b) and (c)(1), 11–716(b) and (c), 11–717(b), (c), and (e)(1), 11–718(b) and (d), 11–720(a), (b)(1), and (d)(1), 11–723(a) and (b)(1), and 11–724(b), (c), and (g)(1)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 11–702(d), 11–703(d) and (e)(4), 11–704(d), 11–705(h)(2), (j), and (q), 11–706 through 11–708, 11–709(f), 11–710, 11–711(g), 11–712(c)(5), 11–713(c)(5) and (d)(7) and (8), 11–714(c), 11–715(e), 11–716(g), (i), and (k), 11–717(e)(2), 11–718(e), 11–719, 11–720(d)(2), 11–722, 11–723(b)(5), (7), and (8), 11–724(g)(2), and 11–725
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY repealing
Article – Correctional Services
Section 11–709(e), 11–713(d)(6), 11–716(j), and 11–723(b)(6)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 7–503
Annotated Code of Maryland
(2020 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 5–201, 6–226, 11–606(a)(2), 11–607(b), and 16–211
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to
Article – Criminal Procedure
Section 10–101.1
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 10–119(b)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 3–302
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–203, 16–303, 16–404.1(k), and 17–107
Annotated Code of Maryland
(2020 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

INTRODUCTORY HOUSE JOINT RESOLUTIONS NO. 34

House Joint Resolution 6 – Delegate M. Fisher

A House Joint Resolution concerning

United States Constitution – Amendments Convention – Limitations on Federal

Power

FOR the purpose of applying to the U.S. Congress for an amendments convention called under Article V of the U.S. Constitution, on the application of the legislatures of two-thirds of the several states, to propose amendments to the U.S. Constitution that impose fiscal restraints on the federal government, limit the power and jurisdiction of the federal government, and limit the terms of office for officials of the federal government and for the members of the U.S. Congress; and generally relating to an application to Congress for a convention to propose amendments to the U.S. Constitution.

Read the first time and referred to the Committee on Rules and Executive Nominations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 6

February 8, 2021

1.	Del. Bridges	Social Settlement House	APP
2.	Del. Bridges	Ambassador Theater	APP
3.	Del. Bridges	Ivy Family Support Center	APP
4.	Del. Bridges	Roland Water Tower Stabilization	APP
5.	Del. Solomon	Randolph Hills Local Park	APP
6.	Del. Solomon	Interfaith Works Vocational Services Center	APP
7.	Del. Solomon	A Wider Circle Community Service Center	APP
8.	Del. Solomon	Montgomery County Homeless Youth Drop-In Center	APP
9.	Del. Henson	Peerless Rens Club	APP
10.	Del. Henson	Stanton Community Center	APP
11.	Del. Korman	Willet Branch Greenway	APP
12.	Del. Lehman	Attick Towers Apartments	APP
13.	Del. Love	Gibson Grove	APP

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14.	Del. Luedtke	Sandy Spring Museum	APP
15.	Del. Luedtke	Dolores R. Miller Park	APP
16.	Del. Luedtke	Burtonsville Commuter Parking	APP
17.	Del. Metzgar	Kenwood High School Turf Field	APP
18.	Del. Sample–Hughes	Maces Lane Community Center	APP
19.	Del. Sample–Hughes	Chesapeake Grove Intergenerational Center	APP
20.	Del. Washington	Hyattsville Teen Activity and Mentoring Center	APP
21.	Del. Washington	Hyattsville Police and Public Safety Headquarters	APP
22.	Del. Thiam	Hagerstown Aviation Museum	APP
23.	Del. Ruth	Maryland Council for Special Equestrians	APP
24.	Del. Valderrama	Alice Ferguson Foundation – Hard Bargain Farm Environmental Center	APP
25.	Del. Clippinger	Baltimore Museum of Industry	APP
26.	Del. Clippinger	Clinton Street Community Center	APP
27.	Del. Clippinger	South Baltimore Community Land Trust	APP
28.	Del. Ghrist	Greensboro Elementary School – Judy Hoyer Early Learning Center	APP
29.	Del. Adams	Federalsburg Activity Center	APP
30.	Del. Jackson	Overlea High School Electronic Sign	APP
31.	Del. Cardin	Pikesville Armory	APP

The preceding bond initiatives were read and referred to the Committee on Appropriations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 7

February 8, 2021

1.	Del. Amprey	North Avenue Zero Energy Housing	APP
2.	Del. Charles	Morningside Volunteer Fire Department and Job Training Center	APP
3.	Del. Charles	Bishop McNamara High School	APP
4.	Del. Wells	The Urban Oasis	APP
5.	Del. D.E. Davis	Blue Line Corridor Public Art Projects	APP
6.	Del. Forbes	Towson Armory Building	APP
7.	Del. Wells	Coppin Heights West North Avenue Revitalization Project	APP
8.	Del. Williams	Delta Cultural Center	APP
9.	Del. Ebersole	Friends of the Patapsco Valley State Park – Trail Center	APP
10.	Del. Fraser–Hidalgo	South Germantown Recreation Park	APP
11.	Del. Mangione	First Fruits Farm Packaging and Distribution Facility	APP
12.	Del. Charkoudian	Progress Place Gazebo	APP
13.	Del. Charkoudian	Silver Spring Artspace	APP
14.	Del. Charkoudian	Long Branch Stream Valley Signature Bridge	APP
15.	Del. Charkoudian	YMCA of Metropolitan Washington	APP
16.	Del. Lisanti	Aberdeen Activity Center	APP
17.	Del. Lisanti	IWLA Conservation and Education Center	APP
18.	Del. Conaway	Arch Social Club Historic Site Restoration	APP
19.	Del. Hornberger	Elkton Colored School Museum and Cultural Center	APP
20.	Del. Adams	Fraternal Order of Police Lodge 27	APP

21. Del. Belcastro Community Therapy Clinic APP

The preceding bond initiatives were read and referred to the Committee on Appropriations.

**MESSAGE FROM THE SENATE
INTRODUCTORY SENATE BILLS NO. 3**

Senate Bill 1 – Senators Sydnor, Beidle, Feldman, Griffith, Hayes, Hettleman, Kelley, Lam, Patterson, Waldstreicher, Washington, ~~and Young Young~~, Augustine, Benson, Carozza, Carter, Eckardt, Edwards, Elfreth, Ellis, Ferguson, Guzzone, Hester, Jackson, Kagan, King, Klausmeier, Kramer, Lee, McCray, Peters, Pinsky, Reilly, Rosapepe, Salling, Simonaire, Smith, West, and Zucker

EMERGENCY BILL

AN ACT concerning

Historically Black Colleges and Universities – Funding

FOR the purpose of requiring the Maryland Higher Education Commission to establish a certain new unit to assist in evaluating and reviewing certain proposals for new programs and substantial modifications of existing programs by an institution of postsecondary education; requiring the Governor, beginning in a certain fiscal year, to include in the annual budget bill an amount sufficient to employ certain staff; requiring the Governor, in certain fiscal years, to include in the annual budget bill certain funds for certain historically black colleges and universities in the State; specifying how certain funds shall be allocated; providing for the allowable uses of certain funds; providing that certain funds be in addition to certain base funds appropriated to certain institutions; prohibiting certain funds from being included in certain calculations of State funding for certain institutions of higher education under certain provisions of law; requiring certain historically black colleges and universities to report annually, for a certain duration, certain information to the Governor, the President of the Senate, the Speaker of the House, the House Appropriations Committee, and the Senate Budget and Taxation Committee; establishing the Historically Black Colleges and Universities Reserve Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Commission to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; requiring the Cigarette Restitution Fund to include a separate account consisting of payments received by the State as a result of certain litigation; requiring distributions from a certain separate account to supplant a certain general

fund appropriation; stating certain findings of the General Assembly; defining a certain term; requiring the University System of Maryland William E. Kirwan Center for Academic Innovation, in collaboration with UMUC Ventures, to assist certain historically black colleges and universities with developing and offering online academic programs; providing that certain procurements and contracts are not subject to the approval of the Board of Public Works under a certain provision of law; authorizing the Board of Regents of the University System of Maryland to use the fund balance to support the development and offering of certain online programs; requiring the Commission, in consultation with certain institutions, to study its own policies and practices and report the results on or before a certain date; encouraging certain historically black colleges and universities to hire a certain consultant and report the results and any findings on or before a certain date; encouraging certain historically black colleges and universities to use certain funds to implement and support the Blueprint for Maryland's Future; requiring the Governor to provide a certain allocation in a certain fiscal year for certain fees and expenses under certain circumstances; authorizing the Attorney General to execute a certain final settlement agreement; making conforming changes; making certain provisions of this Act subject to a certain contingency; making this Act an emergency measure; and generally relating to historically black colleges and universities in the State.

BY adding to

Article – Education

Section 10–214, 11–206.3, 15–126, and 15–127

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(i) and 7–317(a)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)122. and 123. and 7–317(b), (e), and (h)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)124. and 7–317(h)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 12 – Senator Hettleman

AN ACT concerning

Maryland Office of the Inspector General for Health

FOR the purpose of renaming the Office of the Inspector General in the Maryland Department of Health to be the Maryland Office of the Inspector General for Health and providing that the Office is an independent unit of the State, rather than a unit in the Department; requiring the Office to have access to certain services; requiring the Office, in consultation with the Department, to develop certain policies and adopt certain regulations; requiring the Office to maintain a certain physical location; requiring the Office to develop certain policies and adopt certain regulations; providing that there is an Inspector General in the Office; providing that an individual is eligible to be the Inspector General only if the individual executes a certain affidavit; requiring the Inspector General to renew the affidavit on a certain basis; requiring that the failure to renew the affidavit subject the Inspector General to removal from office; providing for the appointment, terms, removal from office, and qualifications of the Inspector General; providing that the Inspector General is entitled to a certain salary and that funding for the Office shall be as provided in the State budget; requiring the Office, on or before a certain date each year, to submit a certain report to the Governor and certain committees of the General Assembly; defining a certain term; requiring the Governor to transfer to the Office one position and certain funds from the Department; providing for a delayed effective date; and generally relating to the Maryland Office of the Inspector General for Health.

BY adding to

Article – Health – General
Section 2–501(e–1), 2–502.1, and 2–506
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General
Section 2–502
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 111 – Senator Kramer

AN ACT concerning

**Health Care Facilities – Dialysis Treatment Services – Training
(David Selby Dialysis Parity Act)**

FOR the purpose of prohibiting a health care facility from providing peritoneal dialysis or hemodialysis treatment services unless the individual performing the dialysis procedure has received training in a certain technique; establishing certain penalties for certain violations of this Act; requiring the Maryland Department of Health to adopt certain regulations; defining a certain term; providing for a delayed effective date; and generally relating to health care facilities that provide dialysis treatment services.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 19–114(a) and (d)(1)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to
Article – Health – General
Section ~~19–150~~ 20–2001 and 20–2002 to be under the new ~~part~~ subtitle “~~Part VI~~
Subtitle 20. Facilities Providing Dialysis Treatment”
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 120 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Insurance – Credit for Reinsurance Model Law – Revisions

FOR the purpose of authorizing the Maryland Insurance Commissioner to adopt certain rules and regulations applicable to certain reinsurance arrangements; limiting the application of the rules and regulations to certain reinsurance; providing that the rules and regulations may require a certain insurer to use a certain manual for a certain purpose; prohibiting the regulations from applying to certain cessions to certain assuming insurers; and generally relating to insurance and reinsurance.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 5–916
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 164 – Senator Simonaire

AN ACT concerning

Veterans – Behavioral Health Services – Mental Health First Aid

FOR the purpose of requiring that the behavioral health services for which the Maryland Department of Health provides service coordination for veterans under certain provisions of law include mental health first aid; requiring that mental health first aid consist of training for veterans and the immediate family members of veterans on how to identify and respond to signs of mental illness and substance use disorders; requiring certain entities to report certain information to the Department; requiring the Department, annually beginning on a certain date and under certain circumstances, to report certain information to the Governor and the General Assembly; making conforming changes; and generally relating to mental health first aid for veterans.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–2702
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to
Article – Health – General
Section 13–2703
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 200 – Senators Young, Waldstreicher, and Washington

AN ACT concerning

Natural Resources – Organized Killing Contests – Restriction

FOR the purpose of prohibiting a person from sponsoring, conducting, or participating in certain organized contests that have the objective of killing certain wildlife for prizes or monetary awards; providing for the construction of this Act; establishing a certain penalty for a violation of this Act; and generally relating to restrictions on organized killing contests.

BY adding to
Article – Natural Resources
Section 10–427
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 219 – Chair, Finance Committee (By Request – Departmental – Labor)

AN ACT concerning

**Financial Institutions – Commissioner of Financial Regulation – Money
Transmissions**

FOR the purpose of establishing licensing requirements for certain money transmission locations; altering certain net worth requirements for certain applicants for a license to engage in the business of money transmission; requiring an applicant for a license to engage in the business of money transmission to provide the address of each self-service financial kiosk in a certain application; specifying the licensing fee that an applicant for a branch location license is required to pay; requiring an applicant for a self-service financial kiosk license to submit a certain application and pay certain fees; requiring certain licensees to include a notice in certain mobile applications and on certain kiosks; altering the application of a provision of law requiring a certain licensee to apply for a new license; repealing certain provisions of law requiring certain licensees to file certain reports with the Commissioner of Financial Regulation; requiring certain licensees to submit to the Nationwide Mortgage Licensing System and Registry (NMLS) certain reports required by NMLS; altering the period in which authorized delegates must remit funds under certain circumstances; providing that licensees submit reporting required by and through NMLS; repealing certain obsolete provisions of law; defining certain terms; altering and repealing certain definitions; making stylistic and conforming changes; and generally relating to money transmission.

BY repealing

Article – Financial Institutions
Section 12-401(o) and (r)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY renumbering

Article – Financial Institutions
Section 12-401(h) through (m), (n), (p), (q), (s), and (t), respectively
to be Section 12-401(i) through (n), (p), (q), (r), (u), and (v), respectively
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Financial Institutions
Section 12-401(a)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY adding to

Article – Financial Institutions
Section 12–401(h), (o), (s), and (t)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Financial Institutions
Section 12–401(n), (p), and (v)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)
(As enacted by Section 2 of this Act)

BY repealing and reenacting, with amendments,

Article – Financial Institutions
Section 12–404, 12–405, 12–406(a)(3), 12–407(b)(2), (f), and (h), 12–408.1,
12–410(e)(3), 12–411(a) and (c), 12–412(d), 12–413(a), 12–414(d), 12–415(c),
12–416, 12–418(a) and (b), 12–422(a), 12–425(a), 12–427, and 12–430.1
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 256 – Chair, Finance Committee (By Request – Departmental – Commerce) and Senators Augustine, Beidle, Hayes, and Kelley

AN ACT concerning

Arts and Entertainment Districts – Artistic Work and Arts and Entertainment Enterprise – Definitions

FOR the purpose of altering the definitions of artistic work and arts and entertainment enterprise for purposes of provisions of law governing the State arts and entertainment district program; altering the eligibility for certain persons to claim certain tax incentives; providing for the application of this Act; and generally relating to the State arts and entertainment district program.

BY repealing and reenacting, without amendments,

Article – Economic Development
Section 4–701(a), (c), and (f) and 4–706(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development
Section 4–701(b) and (d)
Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 282 – Senator Lam

AN ACT concerning

Public Health – Prohibition on Testing Cosmetics on Animals

FOR the purpose of prohibiting a person from conducting or contracting for animal testing in the development of a cosmetic; prohibiting a manufacturer from selling or offering for sale in the State a cosmetic under certain circumstances beginning on a certain date; providing that certain provisions of this Act do not apply to certain animal testing; prohibiting a political subdivision from adopting or enforcing certain provisions of local law; establishing certain penalties for certain violations of this Act; requiring a certain person to provide certain evidence under certain circumstances; authorizing a local law enforcement agency to enforce certain provisions of this Act; authorizing a State’s Attorney to seek certain relief and review certain testing data under certain circumstances; providing that certain testing data are entitled to certain protection; providing that certain penalty provisions are not applicable to violations of certain provisions of this Act; providing for the construction of certain provisions of this Act; defining certain terms; requiring a manufacturer with a certain inventory to sell or otherwise dispose of the inventory on or before a certain date; providing for a delayed effective date; and generally relating to a prohibition on testing cosmetics on animals.

BY adding to

Article – Health – General

Section 21–259.2

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 21–1215

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 496 – The President (By Request – Administration) and Senators Augustine, Beidle, Benson, Carozza, Carter, Corderman, Eckardt, Edwards, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Hester, Hettleman, Jackson, Kagan, Kelley, King, Klausmeier, Kramer, Lam, Lee, McCray, Patterson, Peters, Pinsky, Rosapepe, Salling, Simonaire, Smith, Sydnor, Waldstreicher, Washington, West, Young, and Zucker

EMERGENCY BILL

SECOND PRINTING

AN ACT concerning

Recovery for the Economy, Livelihoods, Industries, Entrepreneurs, and Families (RELIEF) Act

FOR the purpose of authorizing the Maryland Small Business Development Financing Authority to convert up to a certain amount of certain financing provided to certain businesses to grants under certain circumstances; allowing, beginning with a certain taxable year, a subtraction under the Maryland income tax for certain unemployment insurance benefits paid to an individual; allowing, for certain taxable years, a subtraction under the Maryland income tax for certain coronavirus relief payments received by a certain person during the taxable year; requiring the Comptroller to publish certain guidance regarding the subtraction; requiring certain governmental entities, on certain request, to provide certain information to the Comptroller; allowing a subtraction modification under the Maryland income tax for certain State economic impact payments; altering the definition of “rating year” for purposes of excluding certain fiscal years from the calculation of the earned rates of contribution for certain employing units under unemployment insurance law; authorizing certain vendors, under certain circumstances, to take a certain credit against the sales and use tax; requiring the Comptroller to provide certain payments, in a certain manner, to certain individuals eligible to claim the Maryland earned income tax credit for certain taxable years; requiring the Comptroller to report to the Governor and the General Assembly on certain matters on or before certain dates; authorizing the Governor on or before a certain date to transfer certain amounts from certain accounts to a certain fund; establishing the Recovery Now Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department of Budget and Management to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; increasing the monthly benefit under a certain program; requiring that the recipients of payments under a certain program may not be removed from the program before a certain date, except under certain circumstances; requiring certain recipients of payments under a certain program who were denied benefits of the program to be reenrolled in the program until a certain date; requiring certain entities to submit certain reports on or before a certain date and at certain intervals thereafter; authorizing the Governor to process certain budget amendments for certain purposes; stating the intent of the General Assembly; requiring the Comptroller to perform a cash flow analysis and report the results on or before a certain date; defining certain terms; providing for the termination of certain provisions of this Act; making this Act an emergency measure; and generally relating to economic development and tax relief.

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 5–501(a) and (b) and 5–549(a), (f), and (h)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to
Article – Economic Development
Section 5–559
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Labor and Employment
Section 8–606(a) and 8–610(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 8–606(e)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–207(a), 10–307(a), and 11–105
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY adding to
Article – Tax – General
Section 10–207(jj) through (ll) and 10–307(g)(6)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–307(g)(4) and (5)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means and the Committee on Economic Matters.

SPECIAL ORDERS

House Rule 116

Read and adopted.

SPECIAL ORDERS

CALENDAR OF VETOED HOUSE BILLS NO. 1

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 4 – Delegate Atterbeary

AN ACT concerning

Public Safety – Rifles and Shotguns – ~~Secondary Transactions~~ Sales, Rentals, and Transfers

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for February 11, 2021.

The motion was adopted.

House Bill 83 – Delegates Moon, Bartlett, Charkoudian, Crutchfield, Korman, Lehman, J. Lewis, Palakovich Carr, Cardin, Conaway, D.M. Davis, and Shetty

AN ACT concerning

Criminal Procedure – Charge of Possession of Marijuana – Removal From Case Search

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 86 – Delegate Korman

AN ACT concerning

Transportation – Maryland Metro/Transit Funding Act – Alterations

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 125 – Delegate Healey

AN ACT concerning

Board of Public Works – Land Acquisition – Requirements

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 310 – Delegates Hill, Cain, Bagnall, Boyce, Bridges, Chang, Ebersole, Feldmark, R. Lewis, Lisanti, Smith, Terrasa, and Wells

AN ACT concerning

University of Maryland, Baltimore – Study on the Health Effects of Air Traffic Noise

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for February 11, 2021.

The motion was adopted.

House Bill 498 – Delegates Hill, Korman, Lierman, Ebersole, and Feldmark

AN ACT concerning

Department of Aging – Grants for Aging-in-Place Programs – Funding

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 514 – Delegates Qi, Acevero, Boyce, Buckel, Crutchfield, Dumais, Fraser–Hidalgo, Hettleman, R. Lewis, Lierman, McComas, Palakovich Carr, Smith, Solomon, Valderrama, Walker, B. Barnes, Boteler, C. Branch, Cain, Ebersole, Feldmark, Guyton, Hartman, Hornberger, Ivey, Kaiser, Lisanti, Long, Luedtke, Mosby, Patterson, Rose, Shoemaker, Washington, and Wilkins

AN ACT concerning

**Maryland Small Business Innovation Research and Technology Transfer
Incentive Program**

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 645 – Carroll County Delegation

AN ACT concerning

Carroll County – Public Facilities Bond

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for February 11, 2021.

The motion was adopted.

House Bill 732 – Delegates Luedtke and Pena–Melnyk

AN ACT concerning

**Taxation – Tobacco Tax, Sales and Use Tax, and Digital Advertising Gross
Revenues Tax**

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for February 11, 2021.

The motion was adopted.

House Bill 737 – Delegates Anderton, B. Barnes, and Sample–Hughes

AN ACT concerning

Local Governments – Income Tax Disparity Grants – Amounts

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR’S VETO.

Delegate Luedtke moved to make the Bill a Special Order for February 11, 2021.

The motion was adopted.

House Bill 783 – Calvert County Delegation

AN ACT concerning

Calvert County – Public Facilities Bond

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR’S VETO.

Delegate Luedtke moved to make the Bill a Special Order for February 11, 2021.

The motion was adopted.

House Bill 932 – Delegate Korman

AN ACT concerning

21st–Century Economy ~~Sales Tax~~ Fairness Act

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR’S VETO.

Delegate Luedtke moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

House Bill 1000 – Delegates Ebersole, Barron, Cardin, Chang, Crutchfield, D.M. Davis, Hettleman, Kaiser, Kelly, McComas, McIntosh, Mosby, Palakovich Carr, Shetty, Stein, and Terrasa

AN ACT concerning

Building Lifelong Library Learners Act

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 1095 – The Speaker (By Request – Prescription Drug Affordability Board) and Delegates Cullison, Kelly, Pena-Melnyk, Pendergrass, and Rosenberg

AN ACT concerning

Public Health – Prescription Drug Affordability Board and Fund

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for February 11, 2021.

The motion was adopted.

House Bill 1121 – Delegates Pena-Melnyk, Bagnall, K. Young, Bartlett, Carey, Cullison, Fraser-Hidalgo, Howard, Kelly, Lehman, Pendergrass, Proctor, Shetty, Valderrama, Barron, Belcastro, Bhandari, Carr, Charles, Chisholm, Hill, Johnson, Kerr, Kipke, Krebs, R. Lewis, Morgan, Reilly, Rosenberg, Saab, Sample-Hughes, and Szeliga

AN ACT concerning

Maryland Mental Health and Substance Use Disorder Registry and Referral System

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 1236 – Delegates Solomon, Lopez, Acevero, B. Barnes, Barron, Boyce, Bridges, Carr, Charkoudian, Conaway, Corderman, Crutchfield, D.M. Davis, Ebersole, W. Fisher, Fraser-Hidalgo, Hornberger, Kelly, Korman,

Krimm, Lehman, R. Lewis, Lierman, Love, Moon, Palakovich Carr, Qi, Shetty, Stewart, Terrasa, Wells, Wilkins, K. Young, and P. Young

AN ACT concerning

Transit – Maryland Area Regional Commuter Train – Expansion of Service

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 1260 – The Speaker and Delegates Sample–Hughes, D. Barnes, Haynes, Anderson, Boyce, Conaway, Holmes, McIntosh, Mosby, Valentino–Smith, Wells, and Fennell

AN ACT concerning

Historically Black Colleges and Universities – Funding

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for February 11, 2021.

The motion was adopted.

House Bill 1300 – The Speaker (By Request – Commission on Innovation and Excellence in Education) and Delegates McIntosh, Kaiser, B. Barnes, Ebersole, M. Jackson, Luedtke, and Washington

AN ACT concerning

Blueprint for Maryland's Future – Implementation

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 1336 – Delegates Barron, Acevero, Anderson, D. Barnes, Carr, Crutchfield, D.M. Davis, W. Fisher, Harrison, Haynes, J. Lewis, Lierman, Moon, Smith, Turner, Washington, ~~and Wilkins~~ Wilkins, and Conaway

AN ACT concerning

**Criminal Procedure – Partial Expungement, *Maryland Judiciary Case Search*,
and Expungement of Misdemeanor Conviction**

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for February 11, 2021.

The motion was adopted.

House Bill 1488 – Delegates Charkoudian, Arian, Bagnall, Beitzel, Carr, Crosby, Cullison, Fraser–Hidalgo, Guyton, M. Jackson, Jacobs, Kerr, Kittleman, Korman, Krimm, McKay, Otto, Pippy, Shetty, Solomon, Stewart, Szeliga, Terrasa, Barron, Belcastro, Bhandari, Charles, Chisholm, Hill, Johnson, Kelly, Kipke, Krebs, R. Lewis, Morgan, Pena–Melnyk, Pendergrass, Reilly, Rosenberg, Saab, Sample–Hughes, and K. Young

AN ACT concerning

**Certified Local Farm Enterprise Program and Certified Local Farm Enterprise
Food Aggregation Grant Fund – Establishment**

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 1658 – Delegates McIntosh, Acevero, B. Barnes, Bridges, Chang, Forbes, Haynes, Henson, Krimm, M. Jackson, Korman, Metzgar, Reznik, Solomon, Valentino–Smith, and P. Young

AN ACT concerning

**Economic Development – Baltimore Symphony Orchestra – Funding and
Reporting**

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 1659 – Delegate McIntosh

AN ACT concerning

**Maryland Stadium Authority – Youth and Amateur Sports Grants Program and
Michael Erin Busch Sports Fund**

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Luedtke moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

SPECIAL ORDERS

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

**House Bill 1300 – The Speaker (By Request – Commission on Innovation and
Excellence in Education) and Delegates McIntosh, Kaiser, B. Barnes,
Ebersole, M. Jackson, Luedtke, and Washington**

AN ACT concerning

Blueprint for Maryland's Future – Implementation

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 97 Negative – 38 (See Roll Call No. 9)

Said bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 8, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of House Bill 1300 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

SPECIAL ORDERS

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 1659 – Delegate McIntosh

AN ACT concerning

Maryland Stadium Authority – Youth and Amateur Sports Grants Program and Michael Erin Busch Sports Fund

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 105 Negative – 27 (See Roll Call No. 10)

Said Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 8, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of House Bill 1659 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

SPECIAL ORDERS

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 1000 – Delegates Ebersole, Barron, Cardin, Chang, Crutchfield, D.M. Davis, Hettleman, Kaiser, Kelly, McComas, McIntosh, Mosby, Palakovich Carr, Shetty, Stein, and Terrasa

AN ACT concerning

Building Lifelong Library Learners Act

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 99 Negative – 34 (See Roll Call No. 11)

Said Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 8, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of House Bill 1000 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

SPECIAL ORDERS

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 1488 – Delegates Charkoudian, Arikan, Bagnall, Beitzel, Carr, Crosby, Cullison, Fraser–Hidalgo, Guyton, M. Jackson, Jacobs, Kerr, Kittleman, Korman, Krimm, McKay, Otto, Pippy, Shetty, Solomon, Stewart, Szeliga, Terrasa, Barron, Belcastro, Bhandari, Charles, Chisholm, Hill, Johnson, Kelly, Kipke, Krebs, R. Lewis, Morgan, Pena–Melnik, Pendergrass, Reilly, Rosenberg, Saab, Sample–Hughes, and K. Young

AN ACT concerning

**Certified Local Farm Enterprise Program and Certified Local Farm Enterprise
Food Aggregation Grant Fund – Establishment**

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 113 Negative – 19 (See Roll Call No. 12)

Said Bill was then sent to the Senate.**MESSAGE TO THE SENATE**

February 8, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of House Bill 1488 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief ClerkRead and adopted.

SPECIAL ORDERS

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 125 – Delegate Healey

AN ACT concerning

Board of Public Works – Land Acquisition – Requirements

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 97 Negative – 35 (See Roll Call No. 13)

Said Bill was then sent to the Senate.**MESSAGE TO THE SENATE**

February 8, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of House Bill 125 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief ClerkRead and adopted.**SPECIAL ORDERS**

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 498 – Delegates Hill, Korman, Lierman, Ebersole, and Feldmark

AN ACT concerning

Department of Aging – Grants for Aging-in-Place Programs – Funding

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 111 Negative – 21 (See Roll Call No. 14)

Said Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 8, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of House Bill 498 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

SPECIAL ORDERS

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 514 – Delegates Qi, Acevero, Boyce, Buckel, Crutchfield, Dumais, Fraser-Hidalgo, Hettleman, R. Lewis, Lierman, McComas, Palakovich Carr, Smith, Solomon, Valderrama, Walker, B. Barnes, Boteler, C. Branch, Cain, Ebersole, Feldmark, Guyton, Hartman, Hornberger, Ivey, Kaiser, Lisanti, Long, Luedtke, Mosby, Patterson, Rose, Shoemaker, Washington, and Wilkins

AN ACT concerning

**Maryland Small Business Innovation Research and Technology Transfer
Incentive Program**

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 109 Negative – 25 (See Roll Call No. 15)

Said Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 8, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of House Bill 514 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

SPECIAL ORDERS

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 1121 – Delegates Pena–Melnyk, Bagnall, K. Young, Bartlett, Carey, Cullison, Fraser–Hidalgo, Howard, Kelly, Lehman, Pendergrass, Proctor, Shetty, Valderrama, Barron, Belcastro, Bhandari, Carr, Charles, Chisholm, Hill, Johnson, Kerr, Kipke, Krebs, R. Lewis, Morgan, Reilly, Rosenberg, Saab, Sample–Hughes, and Szeliga

AN ACT concerning

Maryland Mental Health and Substance Use Disorder Registry and Referral System

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 108 Negative – 25 (See Roll Call No. 16)

Said Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 8, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of House Bill 1121 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

SPECIAL ORDERS

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 1236 – Delegates Solomon, Lopez, Acevero, B. Barnes, Barron, Boyce, Bridges, Carr, Charkoudian, Conaway, Corderman, Crutchfield, D.M. Davis, Ebersole, W. Fisher, Fraser-Hidalgo, Hornberger, Kelly, Korman, Krimm, Lehman, R. Lewis, Lierman, Love, Moon, Palakovich Carr, Qi, Shetty, Stewart, Terrasa, Wells, Wilkins, K. Young, and P. Young

AN ACT concerning

Transit – Maryland Area Regional Commuter Train – Expansion of Service

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 101 Negative – 32 (See Roll Call No. 17)

Said Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 8, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of House Bill 1236 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

SPECIAL ORDERS

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 932 – Delegate Korman

AN ACT concerning

21st-Century Economy ~~Sales Tax~~ Fairness Act

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 90 Negative – 44 (See Roll Call No. 18)

Said Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 8, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of House Bill 932 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

SPECIAL ORDERS

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 83 – Delegates Moon, Bartlett, Charkoudian, Crutchfield, Korman, Lehman, J. Lewis, Palakovich Carr, Cardin, Conaway, D.M. Davis, and Shetty

AN ACT concerning

Criminal Procedure – Charge of Possession of Marijuana – Removal From Case Search

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 96 Negative – 38 (See Roll Call No. 19)

Said Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 8, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of House Bill 83 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 1 CONSENT NO. 7

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 61	FAV	Del. Shetty	Environment – Statewide Green Business Certification Program – Establishment
HB 70	FAV	Del. Rogers	Energy Efficiency – Net–Zero Homes – Contract Preferences
HB 87	FAV	Del. D. Jones	Vehicle Laws – School Bus Safety – Occupant Capacity
HB 118	FAV	Del. Stein	Vehicle Laws – Injury or Death of Vulnerable Individual – Penalties

BILL NO.	REPORT	SPONSOR	CONTENT
HB 164	FAV	Del. Stein	Department of the Environment – Office of Recycling – Recycling Market Development
HB 232	FAV	Del. Fraser–Hidalgo	Maryland Agricultural Commission – Hemp Industry Member
HB 250	FAV	Del. Fraser–Hidalgo	Commercial Motor Vehicles – Inspections
HB 296	FAV	Del. Stein	Driver’s Licenses – Older Licensees – In–Person Renewal
HB 346	FAV	Del. Carr	Vehicle Laws – Failure to Pay Video Toll – Penalties
HB 384	FAV	Del. Sample–Hughes	Real Property – Sale of Mobile Home Parks – Notice Requirements
HB 399	FAV	Del. Krimm	Real Property – Required Notices for Contracts of Sale – Zones of Dewatering Influence

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

**HEALTH AND GOVERNMENT OPERATIONS COMMITTEE REPORT NO. 1
CONSENT NO. 2**

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			

BILL NO.	REPORT	SPONSOR	CONTENT
HB 119	FAV	Del. Sample–Hughes	Maryland Department of Health – Public Health Outreach Programs – Cognitive Impairment, Alzheimer’s Disease, and Other Types of Dementia
HB 224	FAV	Del. Krebs	Department of Information Technology – Study of a Common Information Technology Platform for Health Occupations Boards
HB 290	FAV	Del. Hill	Employment Discrimination – Time for Filing Complaints
HB 321	FAV	Del. Ebersole	Public Buildings – Changing Facilities – Requirements
HB 393	FAV	Del. Barron	Maryland Office of the Inspector General for Health

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 1 CONSENT NO. 1

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 171	FAV	Del. Washington	State Department of Education – School Discipline – Data Collection
HB 358	FAV	Del. Wilson	Income Tax Checkoff – Maryland Veterans Trust Fund

BILL NO.	REPORT	SPONSOR	CONTENT
HB 394	FAV	Del. Smith	Public Schools – Fees for Summer School Courses – Prohibition

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

JUDICIARY COMMITTEE REPORT NO. 2 CONSENT NO. 10

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 9	FAV	Del. Shetty	Family Law – Mandatory Reporter Training
HB 39	FAV	Del. Shetty	Action for Change of Name – Waiver of Publication Requirement
HB 100	FAV	Del. D.M. Davis	Correctional Services – Inmate Cost-of-Living Report – Maryland Correctional Enterprises Diversity Report
HB 289	FAV	Del. Atterbeary	Peace Orders – Workplace Violence
HB 347	FAV	Del. Shetty	Criminal Law – Exploitation of Vulnerable Adult or Elderly Individual – Undue Influence

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 20)

ADJOURNMENT

At 4:59 P.M. on motion of Delegate Luedtke the House adjourned until 10:00 A.M. on Thursday, February 11, 2021.

Annapolis, Maryland
Thursday, February 11, 2021
10:00 A.M. Session

The House met at 10:05 A.M. and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 130 Members present.

(See Roll Call No. 23)

The Journal of February 8, 2021 was read and approved.

EXCUSED:

Delegate Barron – late – business
Delegate Charles – funeral
Delegate M. Fisher – illness
Delegate Rose – medical

CONSENT CALENDAR OF INTRODUCTORY HOUSE BILLS NO. 35

House Bill 1332 – Delegate Attar

AN ACT concerning

Baltimore City – Sheriff's Office – Personnel

FOR the purpose of altering the number of assistant sheriffs and deputy sheriff majors to be appointed by the Sheriff of Baltimore City; and generally relating to the Baltimore City Sheriff's Office.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–316
Annotated Code of Maryland
(2020 Replacement Volume)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1333 – Delegate Brooks

EMERGENCY BILL

AN ACT concerning

Income Tax – Subtraction Modification – Essential Health Care Workers

FOR the purpose of allowing a subtraction modification under the Maryland income tax for a certain amount for certain taxable years if an individual is a certain essential health care worker; defining certain terms; making this Act an emergency measure; providing for the termination of this Act; and generally relating to a Maryland income tax subtraction modification for essential health care workers.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–208(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY adding to
Article – Tax – General
Section 10–208(y)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1334 – Delegate Amprey

AN ACT concerning

Rehabilitation and Education for All Prisons (REAP) Act

FOR the purpose of requiring the Department of Public Safety and Correctional Services to set certain goals relating to rehabilitation programs, establish a tracking system for the number of inmates in rehabilitation programs, and establish a tracking system of inmates' progress in rehabilitation programs; requiring the State Department of Education and the Department of Human Services to assist the Department of Public Safety and Correctional Services in establishing certain tracking systems; requiring the Governor to annually appropriate funds to the Department of Public Safety and Correctional Services for certain uses relating to rehabilitation programs; requiring the Department of Public Safety and Correctional Service to assist inmates into accessing certain federal education grants; requiring the Department of Public Safety and Correctional Services to consult with institutions of higher education to assist inmates to access certain federal education grants; requiring the Department of Public Safety and Correctional Services to adopt certain regulations; and generally relating to rehabilitation and education for inmates.

BY adding to

Article – Correctional Services

Section 2–601 through 2–603 to be under the new subtitle “Subtitle 6. Rehabilitation and Education for All Prisons Act”

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 8

February 11, 2021

1.	Del. Patterson	Melwood Horticultural Training Facilities	APP
2.	Charles County Delegation	Historic Willing Helpers Society	APP
3.	Charles County Delegation	Addie E. Thomas Community Center	APP
4.	Charles County Delegation	American Legion, Randolph Furey, Post 170	APP
5.	Del. Pena–Melnyk	Helpers To Good Inc	APP
6.	Del. Malone	Elks Camp Barrett	APP
7.	Del. Malone	Pascal Crisis Stabilization Center	APP
8.	Del. Malone	Anne Arundel County Fair	APP

The preceding bond initiatives were read and referred to the Committee on Appropriations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 9

February 11, 2021

1.	Del. A. Jones	St. Luke’s Affordable House Project	APP
2.	Del. A. Jones	National Center on Institutions and Alternative Expansion	APP

The preceding bond initiatives were read and referred to the Committee on Appropriations.

**MESSAGE FROM THE SENATE
INTRODUCTORY SENATE BILLS NO. 4**

Senate Bill 13 – Senator Eckardt

AN ACT concerning

**Certified Nursing Assistants – Certificate Renewal – Training Program
Requirements**

FOR the purpose of altering the circumstances under which a certified nursing assistant may renew the certificate to allow the nursing assistant to provide, under certain circumstances, certain evidence of completion of a certain nursing assistant training program or a certain refresher training program as required in certain regulations adopted by the State Board of Nursing; requiring the Board to adopt certain regulations; and generally relating to certificate renewal for certified nursing assistants.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 8–6A–08(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 8–6A–08(g) and (l)(3)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY adding to
Article – Health Occupations
Section 8–6A–08(m)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 40 – Senator Peters

AN ACT concerning

**Higher Education – Richard W. Collins III Leadership With Honor Scholarship –
Bowie State**

FOR the purpose of requiring the Office of Student Financial Assistance within the Maryland Higher Education Commission to award at least a certain percentage of annual grant money from the Richard W. Collins III Leadership With Honor Scholarship to students at Bowie State University; and generally relating to the Richard W. Collins III Leadership With Honor Scholarship.

BY repealing and reenacting, with amendments,
Article – Education
Section 18–605
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 56 – Senator Eckardt

AN ACT concerning

**Maryland Medical Assistance Program – Psychiatrist and Psychiatric Nurse
Practitioner Telemedicine Reimbursement – Sunset Termination**

FOR the purpose of repealing the termination provisions for certain provisions of law relating to the eligibility of psychiatrists and psychiatric nurse practitioners who provide Assertive Community Treatment or mobile treatment services to Maryland Medical Assistance Program recipients in a home or community–based setting through telemedicine to receive reimbursement for the health care services from the Program; and generally relating to reimbursement under the Maryland Medical Assistance Program for telemedicine provided by psychiatrists and psychiatric nurse practitioners.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 15–105.2
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Chapter 691 of the Acts of the General Assembly of 2018, as amended by Chapters
479 and 480 of the Acts of the General Assembly of 2019
Section 3

BY repealing and reenacting, with amendments,
Chapter 479 of the Acts of the General Assembly of 2019
Section 3

BY repealing and reenacting, with amendments,

Chapter 480 of the Acts of the General Assembly of 2019
Section 3

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 65 – Senator Kelley

AN ACT concerning

Electricity – Renewable Energy Portfolio Standard – Qualifying Biomass

FOR the purpose of altering the definition of “qualifying biomass” for purposes of excluding energy derived from certain material from being eligible for meeting certain Tier 1 obligations under the renewable energy portfolio standard; providing that existing obligations or contract rights may not be impaired by this Act; providing for the application of this Act; making technical corrections; and generally relating to electricity and the renewable energy portfolio standard.

BY repealing and reenacting, without amendments,

Article – Public Utilities

Section 7–701(a) and (s)

Annotated Code of Maryland

(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 7–701(l) and 7–704(a)

Annotated Code of Maryland

(2020 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 96 – Senator McCray

AN ACT concerning

Public Health – Behavioral Health Programs and Health Care Facilities – Safety and Community Relations Plans

FOR the purpose of requiring that the regulations adopted by the Behavioral Health Administration under certain provisions of law governing requirements for the licensure of behavioral health programs include a requirement that a behavioral health program establish and implement a certain safety plan before being issued a license; requiring a behavioral health program to submit a certain community relations plan to the Administration under certain circumstances; providing that the Administration or the Maryland Department of Health may authorize a behavioral health program or a certain facility to satisfy a certain requirement in a certain

manner; requiring the Department to require that a certain facility establish and implement a certain safety plan and, under certain circumstances, a certain community relations plan before the Department approves the facility; and generally relating to safety and community relations plans for behavioral health programs and health care facilities.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 7.5–402
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to
Article – Health – General
Section 19–1C–01 to be under the new subtitle “Subtitle 1C. Safety and Community
Relations Plans”
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Health – General
Section 19–2301(a) and (b)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 104 – Senator Bailey

AN ACT concerning

Public and Nonpublic Schools – Electric Retractable Room Partitions – Operation Requirements

FOR the purpose of prohibiting public and nonpublic school employees from operating an electric retractable room partition in a school except under certain circumstances; requiring any annual safety review, evaluation, or exercise for school employees in a certain school building to include certain information and demonstrations; requiring the State Department of Education to develop and disseminate model safety guidelines on the safe operation of electric retractable room partitions; requiring the Department to publish model safety guidelines on its public website; defining certain terms; and generally relating to electric retractable room partitions and schools.

BY adding to
Article – Education
Section 7–447
Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 167 – Senator West

AN ACT concerning

State Board of Social Work Examiners – Temporary License to Practice Social Work

FOR the purpose of authorizing the State Board of Social Work Examiners to issue a temporary license to practice social work to certain applicants who meet certain requirements; providing that a temporary license issued ~~to a bachelor social worker or master social worker~~ under certain provisions of this Act authorizes the holder to practice social work only under certain supervision while the license is effective; ~~providing that a temporary license issued to a certified social worker or certified social worker – clinical authorizes the holder to practice social work while the license is effective;~~ providing that a temporary license is valid ~~until certain notification for a certain period;~~ altering the definition of a certain term; defining a certain term; making conforming changes; and generally relating to a temporary license to practice social work.

BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 19–101(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 19–101(e) and 19–310(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

BY adding to

Article – Health Occupations

Section 19–101(w) and 19–309.1

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 170 – Chair, Finance Committee (By Request – Departmental – Transportation)

AN ACT concerning

**Transportation-Related Property ~~and Copper or Aluminum Items~~ – Duties,
Prohibited Acts, and Enforcement**

FOR the purpose of ~~requiring a junk dealer or scrap metal processor to hold certain copper or aluminum items, and prohibiting the junk dealer or scrap metal processor from bartering, selling, or exchanging the items, during a certain time period; establishing an exception to the requirement to hold, and the prohibition against bartering, selling, or exchanging, certain copper or aluminum items during a certain time period;~~ prohibiting certain persons from willfully altering, disconnecting, tampering with, removing, or otherwise interfering with certain transportation-related property or an intelligent transportation system; establishing certain penalties for the violations against certain transportation-related property or an intelligent transportation system; defining certain terms; and generally relating to ~~duties, prohibited acts, and enforcement related to transportation-related property and copper or aluminum items.~~

~~BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 17-1001(e) and (f) and 17-1011(b)(1) and (4)(i), (e), and (g) through (i)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)~~

~~BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 17-1011(d) and (f)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)~~

BY adding to
Article – Transportation
Section 21-206.1
Annotated Code of Maryland
(2020 Replacement Volume)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 215 – Senator Kelley

AN ACT concerning

Maryland Department of Health – Birth Registration – Gestational Carriers

FOR the purpose of requiring a certain person to attach a copy of an order of the court establishing parentage to a certificate of birth under certain circumstances; requiring, for a birth involving a gestational carrier in which parentage is determined by a certain court, that a certain person enter certain information on the

forms provided by the Secretary of Health and attach a certain order to the forms; requiring the Division of Vital Records to immediately take certain actions on receipt of certain documents; defining a certain term; and generally relating to birth registration and gestational carriers.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 4–208 and 4–226(b)(2)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 226 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Maryland Insurance Administration – Delivery of Notices and Other Communications by Electronic Means

FOR the purpose of authorizing the Maryland Insurance Commissioner to send certain notices and communications by electronic means under certain circumstances; authorizing, under certain circumstances, a certain person to send to the Commissioner certain notices and communications by electronic means approved by the Commissioner; prohibiting, under certain circumstances, the Commissioner from requiring a certain person to send to the Commissioner certain notices and communications by electronic means; authorizing the Commissioner to require certain persons to send certain notices and communications by electronic means; providing, subject to certain provisions of law, that certain notices and communications are to be presumed to have been received in the ordinary course; making conforming and stylistic changes; and generally relating to the Maryland Insurance Administration and the delivery of notices and other communications.

BY adding to
Article – Insurance
Section 2–116
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 2–204(c), 4–112(b) and (e)(1), 6–109(b)(1) and (c)(2) and (3), 6–113, 8–423(b), 8–509(b), 9–225(e)(1) and (2), 10–121(m), 10–213, 13–116(b)(2), and 27–704(a)(1)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 235 – Chair, Finance Committee (By Request – Departmental – Information Technology)

AN ACT concerning

Major Information Technology Development Project Fund – Use of Funds

FOR the purpose of requiring that certain money paid into the Major Information Technology Development Fund shall be used to support a certain State telecommunication and computer network and the Statewide Public Safety Interoperability Radio System; authorizing the Secretary of Information Technology to determine the portion of certain funds that may be allocated to certain programs; and generally relating to the Major Information Technology Development Project Fund.

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 3A–309(a) and (b)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 3A–309(l)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 298 – Senator Reilly

AN ACT concerning

**State Board of Pharmacy – Pharmacy Closure – Notice to Customers
(The Dennis Robin Act)**

FOR the purpose of requiring an owner of a pharmacy to ~~post or mail a~~ provide certain notice of a closing of the pharmacy within a certain period of time; requiring the notice to include certain information; requiring the State Board of Pharmacy to adopt certain regulations; and generally relating to the closing of a pharmacy.

BY adding to
Article – Health Occupations
Section 12–513

Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 313 – Senator Washington

AN ACT concerning

Maryland Department of Health – Public Health Outreach Programs – Cognitive Impairment, Alzheimer’s Disease, and Other Types of Dementia

FOR the purpose of requiring the Maryland Department of Health, in partnership with the Department of Aging, the Virginia I. Jones Alzheimer’s Disease and Related Disorders Council, and the Greater Maryland Chapter of the Alzheimer’s Association, to incorporate certain information regarding cognitive impairment, Alzheimer’s disease, and other types of dementia into relevant public health outreach programs administered by the Maryland Department of Health; and generally relating to public health outreach programs administered by the Maryland Department of Health.

BY adding to

Article – Health – General

Section 18–110

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**MESSAGE FROM THE SENATE
INTRODUCTORY SENATE BILLS NO. 5**

Senate Bill 7 – ~~Senator Simonaire~~ Senators Simonaire, Bailey, Cassilly, Hettleman, Jackson, Smith, and Waldstreicher

AN ACT concerning

Courts – ~~Court Dog Therapy~~ Program – Veterans Treatment Courts

FOR the purpose of renaming the Court Dog and Child Witness Program to be the Court Dog ~~Therapy~~ Program; expanding the application of the Program to veterans participating in a certain veterans treatment court; establishing that the Program shall be in the circuit court of each county that participates in the Program and in the District Court of each county that participates in the Program under certain circumstances; altering the purpose of the Program; defining certain terms; making

clarifying and conforming changes; and generally relating to the Court Dog ~~Therapy~~ Program.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 9–501 to be under the amended subtitle “Subtitle 5. Court Dog ~~Therapy~~ Program”
Annotated Code of Maryland
(2020 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 14 – Senators Kelley, Smith, and Waldstreicher Carter, Cassilly, Hettleman, Jackson, Lee, Smith, Sydnor, Waldstreicher, and West

AN ACT concerning

**Compensation to Individual Erroneously Convicted, Sentenced, and Confined
(The Walter Lomax Act)**

FOR the purpose of altering a provision of law to require, rather than authorize, the Board of Public Works to pay certain compensation in a certain manner to a certain individual who has been erroneously convicted, sentenced, and subsequently confined for a felony on receipt of a certain order; authorizing an administrative law judge to issue a certain order of eligibility under certain circumstances; requiring certain compensation made by the Board to be equal to a certain amount; authorizing the administrative law judge issuing a certain order to direct certain State agencies and service providers to provide certain benefits free of charge; requiring certain compensation to be reduced by certain amounts under certain circumstances; authorizing the State to obtain a certain lien under certain circumstances; prohibiting an individual from receiving certain compensation for certain periods of confinement; requiring an individual to file a petition for a certain order within a certain period of time after certain events; authorizing a certain individual who has previously received compensation to request an order for supplemental compensation in certain circumstances; authorizing a certain person to request an order of eligibility on behalf of a certain deceased individual; requiring a certain petition to be served on a certain State’s Attorney, or the State’s Attorney’s designee, and the Attorney General, or the Attorney General’s designee; authorizing a certain decision to be appealed by certain parties; requiring a certain order to contain certain information; requiring a copy of a certain order to be delivered to the Board and certain State agencies or service providers; repealing a provision of law providing for eligibility for a certain grant in situations in which a State’s Attorney has certified that a conviction was in error under a certain provision of law; repealing certain provisions of law prohibiting the payment of certain money to certain individuals; providing that certain provisions do not prohibit an individual from contracting for services to obtain certain compensation; establishing certain reporting requirements; requiring the Office of Administrative Hearings, in consultation with

the Board, to adopt certain regulations; prohibiting a person who provides certain services to obtain certain compensation from charging, demanding, receiving, or collecting payment except under certain circumstances; providing that a certain obligation incurred is void under certain circumstances; requiring the Chief Administrative Law Judge to assign administrative law judges to conduct hearings on certain cases; authorizing the Chief Administrative Law Judge to serve as an administrative law judge in a certain case; making conforming changes; providing for the application of this Act; and generally relating to compensation to individuals erroneously convicted, sentenced, and confined erroneously.

BY repealing and reenacting, with amendments,
 Article – State Finance and Procurement
 Section 10–501
 Annotated Code of Maryland
 (2015 Replacement Volume and 2020 Supplement)

BY adding to
 Article – State Finance and Procurement
 Section 10–502
 Annotated Code of Maryland
 (2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
 Article – State Government
 Section 9–1604(a)(4) and (b)(1)(i)
 Annotated Code of Maryland
 (2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 82 – Senator Augustine

AN ACT concerning

State Board of ~~Professional Counselors and Therapists~~ Examiners for Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists – Maryland Music Therapists Act

FOR the purpose of establishing the Music Therapist Advisory Committee within the State Board of ~~Professional Counselors and Therapists~~ renaming the State Board of Examiners for Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists to be the State Board of Examiners for Audiologists, Hearing Aid Dispensers, Speech–Language Pathologists, and Music Therapists; adding music therapist members to the Board and providing for the appointment of the members; requiring the Board to adopt certain regulations and a certain code of ethics; authorizing the Board to facilitate the dissemination of certain information to certain persons; requiring the Board to set certain fees for services provided by the Board to

music therapists; requiring the Board to pay the fees to the Comptroller; requiring the Comptroller to distribute the fees to the Board; requiring the fees to be used to cover certain costs; ~~providing for the composition, appointment, terms, compensation, and removal of the Committee members; requiring the Committee to elect a chair and a vice chair and to determine the manner of election of officers and the duties of each officer; providing that a majority of the members then serving on the Committee is a quorum; providing for meetings of the Committee; establishing certain powers and duties of the Committee;~~ requiring individuals, beginning on a certain date, to be licensed by the Board as music therapists before performing certain work in the State except under certain circumstances; establishing certain certification, education, training, and other requirements to qualify for a license; establishing certain application fees and requirements for obtaining a license; establishing certain license terms and procedures for the renewal of a license; requiring the Board to issue a license to certain applicants; providing that a music therapist license authorizes the licensee to engage in the practice of music therapy; specifying the contents of a license; prohibiting the Board from issuing a license if certain information has not been received; requiring the Board to place a licensee on inactive status under certain circumstances; providing that a license may not lapse under certain circumstances; requiring a licensee to notify the Board of a change of name or address in a certain manner and within a certain time period; authorizing the Board to deny a license to an applicant, reprimand a licensee, place a licensee on probation, or suspend or revoke a license under certain circumstances; establishing certain requirements for reinstatement of a license; providing for certain criminal, civil, and administrative penalties; establishing certain hearing and appeal procedures for certain persons; authorizing the Board to issue a cease and desist order under certain circumstances; authorizing a certain action to be maintained to enjoin the unauthorized practice of music therapy or certain conduct; providing for a certain music therapist rehabilitation subcommittee; specifying the manner in which the music therapist rehabilitation subcommittee may function; providing that the proceedings, records, and files of the music therapist rehabilitation subcommittee are not discoverable or admissible in evidence in certain actions under certain circumstances; providing that a certain individual is not civilly liable for certain action as a member of the music therapist rehabilitation subcommittee; prohibiting a person from practicing, attempting to practice, or offering to practice music therapy in the State unless licensed by the Board except under certain circumstances; prohibiting an individual from representing to the public that the individual is a licensed music therapist or using certain titles, abbreviations, signs, cards, or other representations except under certain circumstances; establishing and altering certain short title titles; providing that the Committee is subject to the provisions of the Maryland Program Evaluation Act; providing for the application of certain provisions of law; defining certain terms; specifying the terms of the initial members of the Committee; providing for the termination of certain provisions of this Act; requiring the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, to correct any cross-references or terminology rendered incorrect by this Act and to describe any corrections made in an editor's note following the section affected; and generally

relating to the licensing and regulation of music therapists ~~and the Music Therapist Advisory Committee.~~

BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 2–101(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 2–101(c) and 2–102(a) to be under the amended title “Title 2. Audiologists, Hearing Aid Dispensers, Speech–Language Pathologists, and Music Therapists”; 2–201, 2–202(a), and 2–206(a) and (d)(2) to be under the amended subtitle “Subtitle 2. State Board of Examiners for Audiologists, Hearing Aid Dispensers, Speech–Language Pathologists, and Music Therapists”; and 2–501

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

BY adding to

Article – Health Occupations

Section ~~17–6B–01~~ 2–4A–01 through ~~17–6B–31~~ 2–4A–25 to be under the new subtitle “~~Subtitle 6B, 4A.~~ Music Therapists”

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

~~BY repealing and reenacting, with amendments,~~

~~Article – State Government~~

~~Section 8–403(14)~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2020 Supplement)~~

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 155 – ~~Senator Washington~~ Senators Washington and Ellis

AN ACT concerning

Higher Education – Tuition Exemption for Foster Care Recipients and Homeless Youth – Alterations and Reports

FOR the purpose of repealing a certain provision of law requiring a financial aid administrator to verify certain information under certain circumstances; altering the method by which a certain financial administrator is required to verify that a certain youth is a homeless youth; providing that a foster care recipient or a homeless youth who receives a certain tuition waiver is entitled to priority consideration for

on-campus housing under certain circumstances; requiring a public institution of higher education to notify a certain public institution of higher education of a certain student designation under certain circumstances; requiring a public institution of higher education to make a certain student designation under certain circumstances; requiring a public institution of higher education to designate a certain homeless and foster student liaison, ensure the liaison has certain expertise, include certain activities as part of the liaison's duties, and inform certain students of the liaison and the services the liaison provides; requiring a public institution of higher education to make the application for a certain tuition waiver available to certain students and provide notice of the availability of the application; requiring a public institution of higher education to establish a certain appeal process; altering certain reports a public institution of higher education and the Maryland Higher Education Commission are required to complete; requiring a public institution of higher education to submit certain documents to the Commission on or before a certain date each year; requiring the Commission to publish a certain compilation of documents to a certain website within a certain period of time; altering certain definitions; and generally relating to tuition exemptions for foster care recipients and homeless youth.

BY repealing and reenacting, with amendments,
 Article – Education
 Section 15–106.1
 Annotated Code of Maryland
 (2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 227 – Senators Elfreth, Hester, and Pinsky

AN ACT concerning

**Water Pollution – Stormwater Management Regulations and Watershed
 Implementation Plans – Review and Update**

FOR the purpose of requiring certain regulations to incorporate certain precipitation data; requiring the Department of the Environment to review and update certain regulations with a certain frequency; ~~requiring the Department to propose the first update to certain regulations on or before a certain date;~~ requiring the Department to review and update certain regulations in a certain manner; requiring the Department to report to the General Assembly on certain precipitation data and plans for updating certain regulations on or before a certain date; requiring the Department to report to the General Assembly on certain revisions to certain regulations after a certain date; requiring the Department to take certain actions a certain amount of time before the proposal of regulations under this Act; altering the time by which the Department must hold a certain public hearing; ~~requiring the Department to incorporate certain requirements and standards into certain permits~~ prohibiting the Department from delaying the implementation of certain

requirements or standards; requiring the Department to submit a certain addendum and certain milestones to the U.S. Environmental Protection Agency; requiring the Department to fully implement the addendum and milestones on or before a certain date; defining a certain term; making stylistic changes and a technical correction; and generally relating to water pollution in the State.

BY repealing and reenacting, without amendments,

Article – Environment

Section 4–201.1(a)

Annotated Code of Maryland

(2013 Replacement Volume and 2020 Supplement)

BY adding to

Article – Environment

Section 4–201.1(e); and 4–901 to be under the new subtitle “Subtitle 9. Miscellaneous”

Annotated Code of Maryland

(2013 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 4–203

Annotated Code of Maryland

(2013 Replacement Volume and 2020 Supplement)

~~BY adding to~~

~~Article – Environment~~

~~Section 4–901 to be under the new subtitle “Subtitle 9. Miscellaneous”~~

~~Annotated Code of Maryland~~

~~(2013 Replacement Volume and 2020 Supplement)~~

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 236 – Senator Hettleman

AN ACT concerning

Maryland Commission on Civil Rights – Employment Discrimination – Reporting

FOR the purpose of requiring the Maryland Commission on Civil Rights to include certain information in its annual report; requiring certain county offices of civil rights, or other appropriate agencies, to report certain information relating to complaints of employment discrimination to the Commission; making a certain requirement applicable in certain counties; defining “county office of civil rights”; and generally relating to employment discrimination and reporting.

BY repealing and reenacting, with amendments,
Article – State Government
Section 20–207(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY adding to
Article – State Government
Section 20–208
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 249 – Senator Bailey

EMERGENCY BILL

AN ACT concerning

Higher Education – Senatorial Scholarships – Program Accreditation

FOR the purpose of authorizing each Senator to award not more than a certain percentage of funds available under the Senatorial Scholarship Program to applicants planning to attend certain accredited institutions outside the State, provided that the applicant will be studying in an academic area that is not offered in a program that is accredited by a national accrediting association approved by the United States Department of Education in any institution in the State; making this Act an emergency measure; and generally relating to the Senatorial Scholarship Program.

BY repealing and reenacting, with amendments,
Article – Education
Section 18–405
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 308 – Senator Ellis

AN ACT concerning

**Higher Education – Maryland Community College Promise Scholarship –
~~Revisions~~ Eligibility**

FOR the purpose of ~~expanding eligibility for a Maryland Community College Promise Scholarship to an applicant who enrolls in a certain continuing education course and~~

~~an individual who is unemployed or laid off under certain circumstances; providing that a certain applicant is not required to meet a certain grade point average requirement to be eligible for the Maryland Community College Promise Scholarship under certain circumstances; requiring the Governor to include a certain amount in the State budget for a certain fiscal year in addition to the amount that is required for Maryland Community College Promise Scholarships; and generally relating to the Maryland Community College Promise Scholarship.~~

BY repealing and reenacting, with amendments,
 Article – Education
 Section 18–3603
 Annotated Code of Maryland
 (2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

APPROPRIATIONS COMMITTEE REPORT NO. 1

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 1 – The Speaker

EMERGENCY BILL

AN ACT concerning

Historically Black Colleges and Universities – Funding

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 65 – Delegate Bhandari

AN ACT concerning

State Board of Environmental Health Specialists – Fees – General Fund

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 98 – Delegate Washington

AN ACT concerning

**Maryland Higher Education Outreach and College Access Pilot Program –
Alterations
(Maryland College Access Act)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 6

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 737 – Delegates Anderton, B. Barnes, and Sample–Hughes

AN ACT concerning

Local Governments – Income Tax Disparity Grants – Amounts

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR’S VETO.

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 114 Negative – 18 (See Roll Call No. 24)

Said Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of House Bill 737 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

SPECIAL ORDER CALENDAR NO. 11

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 1658 – Delegates McIntosh, Acevero, B. Barnes, Bridges, Chang, Forbes, Haynes, Henson, Krimm, M. Jackson, Korman, Metzgar, Reznik, Solomon, Valentino-Smith, and P. Young

AN ACT concerning

Economic Development – Baltimore Symphony Orchestra – Funding and Reporting

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 98 Negative – 36 (See Roll Call No. 25)

Said Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of House Bill 1658 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

VETOED SENATE BILLS – 2020

VETOED SENATE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

The Messages from the Governor were journalized.

MESSAGE FROM THE SENATE

February 9, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 1065. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 1065 – Senator King

AN ACT concerning

Economic Development – Baltimore Symphony Orchestra – Funding and Reporting

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 95 Negative – 39 (See Roll Call No. 26)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of Senate Bill 1065. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

SPECIAL ORDER CALENDAR NO. 2

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 86 – Delegate Korman

AN ACT concerning

Transportation – Maryland Metro/Transit Funding Act – Alterations

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 94 Negative – 39 (See Roll Call No. 27)

Said Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of House Bill 86 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

SPECIAL ORDER CALENDAR NO. 8

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 1095 – The Speaker (By Request – Prescription Drug Affordability Board) and Delegates Cullison, Kelly, Pena-Melnyk, Pendergrass, and Rosenberg

AN ACT concerning

Public Health – Prescription Drug Affordability Board and Fund

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 95 Negative – 38 (See Roll Call No. 28)

Said Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of House Bill 1095 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

SPECIAL ORDER CALENDAR NO. 3

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 310 – Delegates Hill, Cain, Bagnall, Boyce, Bridges, Chang, Ebersole, Feldmark, R. Lewis, Lisanti, Smith, Terrasa, and Wells

AN ACT concerning

University of Maryland, Baltimore – Study on the Health Effects of Air Traffic Noise

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was sustained by roll call vote as follows:

Affirmative – 0 Negative – 133 (See Roll Call No. 29)

SPECIAL ORDER CALENDAR NO. 4

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 645 – Carroll County Delegation

AN ACT concerning

Carroll County – Public Facilities Bond

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was sustained by roll call vote as follows:

Affirmative – 0 Negative – 133 (See Roll Call No. 30)

SPECIAL ORDER CALENDAR NO. 7

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 783 – Calvert County Delegation

AN ACT concerning

Calvert County – Public Facilities Bond

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR’S VETO.

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was sustained by roll call vote as follows:

Affirmative – 0 Negative – 134 (See Roll Call No. 31)

VETOED SENATE BILLS – 2020

VETOED SENATE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 985. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 985 – Senators Hester, Feldman, Gallion, Guzzone, and Rosapepe

AN ACT concerning

**Certified Local Farm Enterprise Program and Certified Local Farm Enterprise
Food Aggregation Grant Fund – Establishment**

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 109 Negative – 24 (See Roll Call No. 32)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of Senate Bill 985. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 407. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 407 – Senators Kramer, Carter, Feldman, Hayes, Klausmeier, Rosapepe, and Young

AN ACT concerning

Office of the Attorney General – Senior and Vulnerable Adult Asset Recovery Unit

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 105 Negative – 28 (See Roll Call No. 33)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of Senate Bill 407. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 669. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 669 – The President (By Request – Prescription Drug Affordability Board)

AN ACT concerning

Public Health – Prescription Drug Affordability Board and Fund

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 97 Negative – 38 (See Roll Call No. 34)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of Senate Bill 669. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 148. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 148 – Senator Young

AN ACT concerning

Board of Public Works – Land Acquisition – Requirements

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 96 Negative – 39 (See Roll Call No. 35)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of Senate Bill 148. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 524. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 524 – Senators Elfreth, Augustine, Bailey, Beidle, Benson, Carter, Ellis, Feldman, Griffith, Guzzone, Hayes, Hester, Kagan, Klausmeier, Kramer, Lam, Lee, Patterson, Peters, Pinsky, Rosapepe, Serafini, Smith, Sydnor, Waldstreicher, Washington, West, Young, and Zucker

AN ACT concerning

Building Lifelong Library Learners Act

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 98 Negative – 37 (See Roll Call No. 36)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of Senate Bill 524. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

SPECIAL ORDER CALENDAR NO. 10

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 1336 – Delegates Barron, Acevero, Anderson, D. Barnes, Carr, Crutchfield, D.M. Davis, W. Fisher, Harrison, Haynes, J. Lewis, Lierman, Moon, Smith, Turner, Washington, ~~and Wilkins~~ Wilkins, and Conaway

AN ACT concerning

Criminal Procedure – Partial Expungement, *Maryland Judiciary Case Search*, and Expungement of Misdemeanor Conviction

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 99 Negative – 37 (See Roll Call No. 37)

Said Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of House Bill 1336 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

VETOED SENATE BILLS – 2020

VETOED SENATE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 796. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 796 - Senator Guzzone

AN ACT concerning

Developmental Disabilities Administration – Program Changes and Required Reports

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 103 Negative – 30 (See Roll Call No. 38)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of Senate Bill 796. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 398. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

**Senate Bill 398 – Senators Feldman, Hester, Kelley, Klausmeier, Patterson,
Rosapepe, West, and Young**

AN ACT concerning

**Maryland Small Business Innovation Research and Technology Transfer
Incentive Program**

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 107 Negative – 26 (See Roll Call No. 39)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of Senate Bill 398. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 845. Said bill is sent to you for your consideration.

By Order,
Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 845 – Senators Ferguson and Hettleman

AN ACT concerning

Higher Education – Maryland Corps Program Fund – Alterations

The Speaker put the following question: "Shall the Bill pass, notwithstanding the objections of the Governor?"

The veto was overridden by roll call vote as follows:

Affirmative – 97 Negative – 37 (See Roll Call No. 40)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of Senate Bill 845. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 226. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 226 – Senator Waldstreicher

AN ACT concerning

**Highways – Prohibition on Outdoor Signs Along Expressways – ~~Exception~~
Modification**

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 96 Negative – 38 (See Roll Call No. 41)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of Senate Bill 226. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

SPECIAL ORDER CALENDAR NO. 1

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 4 – Delegate Atterbeary

AN ACT concerning

**Public Safety – Rifles and Shotguns – ~~Secondary Transactions~~ Sales, Rentals,
and Transfers**

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR’S VETO.

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 88 Negative – 46 (See Roll Call No. 42)

Said Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of House Bill 4 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

VETOED SENATE BILLS – 2020

VETOED SENATE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 208. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 208 – Senators Lee, Beidle, Benson, Carter, Elfreth, Feldman, Griffith, Guzzone, Kagan, Kelley, King, Kramer, Lam, Patterson, Pinsky, Rosapepe, Smith, Sydnor, Waldstreicher, Washington, Young, and Zucker

AN ACT concerning

Public Safety – Rifles and Shotguns – Secondary Transactions Sales, Rentals, and Transfers

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 88 Negative – 46 (See Roll Call No. 43)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of Senate Bill 208. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 135 Members present.

(See Roll Call No. 44)

CALENDAR OF THIRD READING HOUSE BILLS NO. 1 CONSENT NO. 1

NUMBER	SPONSOR	CONTENT	COMMITTEE
HB 61	Del. Shetty	Environment – Statewide Green Business Certification Program – Establishment	ENT
HB 70	Del. Rogers	Energy Efficiency – Net–Zero Homes – Contract Preferences	ENT
HB 87	Del. D. Jones	Vehicle Laws – School Bus Safety – Occupant Capacity	ENT
HB 118	Del. Stein	Vehicle Laws – Injury or Death of Vulnerable Individual – Penalties	ENT
HB 164	Del. Stein	Department of the Environment – Office of Recycling – Recycling Market Development	ENT
HB 232	Del. Fraser–Hidalgo	Maryland Agricultural Commission – Hemp Industry Member	ENT
HB 250	Del. Fraser–Hidalgo	Commercial Motor Vehicles – Inspections	ENT
HB 296	Del. Stein	Driver’s Licenses – Older Licensees – In–Person Renewal	ENT
HB 346	Del. Carr	Vehicle Laws – Failure to Pay Video Toll – Penalties	ENT
HB 384	Del. Sample–Hughes	Real Property – Sale of Mobile Home Parks – Notice Requirements	ENT
HB 399	Del. Krimm	Real Property – Required Notices for Contracts of Sale – Zones of Dewatering Influence	ENT

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 2 (See Roll Call No. 45)

The Bills were then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 2 CONSENT NO. 2

NUMBER	SPONSOR	CONTENT	COMMITTEE
HB 119	Del. Sample–Hughes	Maryland Department of Health – Public Health Outreach Programs – Cognitive Impairment, Alzheimer’s Disease, and Other Types of Dementia	HGO
HB 171	Del. Washington	State Department of Education – School Discipline – Data Collection	W&M
HB 224	Del. Krebs	Department of Information Technology – Study of a Common Information Technology Platform for Health Occupations Boards	HGO
HB 290	Del. Hill	Employment Discrimination – Time for Filing Complaints	HGO
HB 321	Del. Ebersole	Public Buildings – Changing Facilities – Requirements	HGO
HB 358	Del. Wilson	Income Tax Checkoff – Maryland Veterans Trust Fund	W&M
HB 393	Del. Barron	Maryland Office of the Inspector General for Health	HGO
HB 394	Del. Smith	Public Schools – Fees for Summer School Courses – Prohibition	W&M

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 6 (See Roll Call No. 46)

The Bills were then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 3 CONSENT NO. 3

NUMBER	SPONSOR	CONTENT	COMMITTEE
HB 9	Del. Shetty	Family Law – Mandatory Reporter Training	JUD
HB 39	Del. Shetty	Action for Change of Name – Waiver of Publication Requirement	JUD
HB 100	Del. D.M. Davis	Correctional Services – Inmate Cost-of-Living Report – Maryland Correctional Enterprises Diversity Report	JUD
HB 289	Del. Atterbeary	Peace Orders – Workplace Violence	JUD
HB 347	Del. Shetty	Criminal Law – Exploitation of Vulnerable Adult or Elderly Individual – Undue Influence	JUD

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 4 (See Roll Call No. 47)

The Bills were then sent to the Senate.

VETOED SENATE BILLS – 2020

VETOED SENATE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

MESSAGE FROM THE SENATE

February 9, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 314. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 314 – Senators Sydnor and Carter

AN ACT concerning

Juveniles Charged as Adults – Confidentiality of Records

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 96 Negative – 39 (See Roll Call No. 48)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of Senate Bill 314. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 452. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 452 – Senators McCray, Elfreth, Guzzone, King, Peters, Rosapepe, and Zucker

AN ACT concerning

Family Investment Program – Temporary Cash Assistance – Funding

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 96 Negative – 40 (See Roll Call No. 49)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of Senate Bill 452. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 465. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 465 – Senators Guzzone, Beidle, Carter, Elfreth, Griffith, Hayes, Pinsky, Washington, West, Young, ~~and Zucker~~ Zucker, Miller, Feldman, King, Klausmeier, Peters, Rosapepe, Edwards, Serafini, Salling, and Eckardt

AN ACT concerning

~~**Admissions and Amusement Tax – Electronic Bingo and Tip Jars – Distribution to Maryland State Arts Council**~~
Maryland E-Innovation Initiative Program and Admissions and Amusement Tax Distributions – Extensions and Alterations

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 104 Negative – 30 (See Roll Call No. 50)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of Senate Bill 465. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 493. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 493 – Senators Elfreth, Kramer, Edwards, ~~Elfreth~~, Feldman, Hester, Peters, Rosapepe, and Serafini Serafini, Eckardt, Griffith, Guzzone, King, Salling, and Zucker

AN ACT concerning

Small Business Development Center Network Fund – Minimum Appropriation

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 100 Negative – 33 (See Roll Call No. 51)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of Senate Bill 493. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 684. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 684 – Senators Washington, Waldstreicher, Beidle, Benson, Carter, Ellis, Feldman, Griffith, Guzzone, Hayes, Jennings, King, Kramer, Lee, Patterson, Reilly, Rosapepe, Smith, and Young

AN ACT concerning

**Correctional Services – Prerelease Unit for Women – Facilities and Services
(Gender-Responsive Prerelease Act)**

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 96 Negative – 40 (See Roll Call No. 52)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of Senate Bill 684. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 708. Said bill is sent to you for your consideration.

By Order,
Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 708 – Senator Carter

AN ACT concerning

Maryland Violence Intervention and Prevention Program Fund and Advisory Council – Alterations

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 96 Negative – 39 (See Roll Call No. 53)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of Senate Bill 708. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 877. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 877 – Senators Feldman and Hershey

AN ACT concerning

Underground Facilities Damage Prevention – Revision

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 98 Negative – 37 (See Roll Call No. 54)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of Senate Bill 877. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 907. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 907 – Senators Smith, Hayes, and Waldstreicher

EMERGENCY BILL

AN ACT concerning

**Public Safety – Crime Plan and Law Enforcement Councils
(Maryland State Crime Plan)**

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 99 Negative – 37 (See Roll Call No. 55)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of Senate Bill 907. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

January 15, 2021

By The Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate today, notwithstanding the objections of the Governor, voted to override the Veto on Senate Bill 929. Said bill is sent to you for your consideration.

By Order,

Nicole M. Xander
Secretary of the Senate

Read and ordered journalized.

Senate Bill 929 – Senators Hayes ~~and Smith~~, Smith, Washington, and Carter

AN ACT concerning

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 100 Negative – 36 (See Roll Call No. 56)

Said Bill was then returned to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of Senate Bill 929. Said Bill is returned to the Senate herewith, having been enacted under Article II, Section 17, of the Maryland Constitution.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

ECONOMIC MATTERS COMMITTEE REPORT NO. 2

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 294 – Delegate Williams

AN ACT concerning

Business Occupations and Professions – Architects – Scope of Licensure

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ECONOMIC MATTERS COMMITTEE REPORT NO. 4

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 356 – Delegate Qi

AN ACT concerning

Corporations and Associations – Filing Fee Study

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 376 – Delegate Mautz

AN ACT concerning

Renewable Energy Portfolio Standard – Municipal Electric Utilities

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 556 – Delegate D.E. Davis

EMERGENCY BILL

AN ACT concerning

Public Service Commission – Virtual Public Hearings

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 578 – Delegate D.E. Davis

AN ACT concerning

Public Utilities – Annual Reports

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIARY COMMITTEE REPORT NO. 1

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably:

House Bill 147 – Delegates Crutchfield, Arikan, Bartlett, Charkoudian, Dumais, Feldmark, Forbes, R. Lewis, Love, Smith, and Terrasa

AN ACT concerning

**Criminal Law – Sexual Crimes – Repeal of Spousal Defense
(Love Is No Defense to Sexual Crimes)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably:

House Bill 243 – Delegate Atterbeary

AN ACT concerning

Family Law – Grounds for Divorce

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably:

House Bill 324 – Delegate Moon

AN ACT concerning

Criminal Law – Marijuana – Possession and Possession With Intent to Distribute

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 5

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably:

House Bill 262 – Delegate Palakovich Carr

AN ACT concerning

Opportunity Zone Tax Deduction Reform Act of 2021

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably:

House Bill 497 – Delegate Boyce

AN ACT concerning

Property Tax Credit – Urban Agricultural Property – Repeal of Repayment Requirement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 3 CONSENT NO. 11

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
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FAVORABLE

BILL NO.	REPORT	SPONSOR	CONTENT
HB 206	FAV	Del. Washington	Election Law – Early Voting Centers – Hours of Operation
HB 369	FAV	Del. Rosenberg	Election Law – Foreign Manufacture of Election Systems – Notification and Termination of Contract

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

APPROPRIATIONS COMMITTEE REPORT NO. 2

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 133 – Delegate Korman

AN ACT concerning

State Finance and Procurement – Appropriation Reductions (Board of Public Works Budget Reduction Clarification Act)

HB0133/854264/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 133

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “line item” and substitute “eight-digit program”.

AMENDMENT NO. 2

On page 1, in line 23, strike “**LINE ITEM**” and substitute “**EIGHT-DIGIT PROGRAM**”.

On page 2, in line 4, strike “**10**” and substitute “**7**”; and in the same line, strike “business” and substitute “**CALENDAR**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 173 – Delegates Feldmark, Ebersole, Kerr, Hill, and Hornberger

AN ACT concerning

Community Colleges – State Funding – Revision

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 189 – Delegate Qi

AN ACT concerning

Mobile Laundry for the Homeless Pilot Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 251 – Delegate Carr

AN ACT concerning

Maryland Funding Accountability and Transparency Act – Nonbudgeted State Agencies

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 258 – Delegate Guyton

AN ACT concerning

State Child Welfare System – Reporting

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 307 – Delegate Rosenberg

AN ACT concerning

**Maryland Technology Internship Program – Qualifications for Participation –
Alterations**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 487 – Delegate Solomon

AN ACT concerning

**Education – School Construction – Pedestrian Safety Plans
(School Pedestrian Safety Act)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ECONOMIC MATTERS COMMITTEE REPORT NO. 1

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 239 – Delegate Rogers

AN ACT concerning

State Real Estate Commission – Property Managers – Registration

HB0239/683099/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 239

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “requiring the Commission to determine certain qualifications” and substitute “authorizing the Commission to deny a registration to a certain applicant under certain circumstances”.

AMENDMENT NO. 2

On page 2, in line 11, strike “ADVERTISING,”; after line 15, insert:

“(II) SERVICES PROVIDED BY A BUSINESS IMPROVEMENT DISTRICT;”;

in lines 16, 17, 25, and 28, strike “(II)”, “(III)”, “(IV)”, and “(V)” respectively, and substitute “(III)”, “(IV)”, “(V)”, and “(VI)” respectively; in line 17, strike “ADVERTISING,”; in line 19, strike “TRUST MONEY OF AN APARTMENT COMPLEX WITH”; in line 20, after “MORE” insert “RESIDENTIAL DWELLING”; in line 21, strike “TRUST MONEY OF”; and in line 22, strike “PROPERTIES” and substitute “REAL PROPERTY”.

On page 3, in lines 1 and 4, strike “(VI)” and “(VII)”, respectively, and substitute “(VII)” and “(VIII)”, respectively; strike beginning with “THREE” in line 1 down through “PROPERTIES” in line 3 and substitute “A RESIDENTIAL DWELLING UNIT PERSONALLY PROVIDES TO THE PROPERTY”; in line 3, strike “OR”; in line 5, after “INSTITUTION” insert “;OR”

(IX) SERVICES RELATED TO THE PHYSICAL MAINTENANCE, MARKETING, OPERATIONS, AND FINANCIAL MANAGEMENT OF A PROPERTY PROCURED BY A COMPANY PROVIDING PROPERTY MANAGEMENT SERVICES;

in lines 8 and 9, strike “PARTNERSHIP OR A CORPORATION” and substitute “PARTNERSHIP, CORPORATION, OR OTHER BUSINESS ENTITY”; in line 11, after “(A)” insert “(1)”; after line 14, insert:

“(2) EMPLOYEES OF A PARTNERSHIP, CORPORATION, OR OTHER BUSINESS ENTITY THAT PROVIDES PROPERTY MANAGEMENT SERVICES MAY OPERATE COLLECTIVELY UNDER A SINGLE PROPERTY MANAGER REGISTRATION.

“(3) A PARTNERSHIP, CORPORATION, OR OTHER BUSINESS ENTITY THAT PROVIDES PROPERTY MANAGEMENT SERVICES THROUGH RELATED BUSINESS ENTITIES MAY OPERATE COLLECTIVELY UNDER A SINGLE PROPERTY MANAGER REGISTRATION.”;

and strike in their entirety lines 18 and 19 and substitute:

“THE COMMISSION MAY DENY A REGISTRATION TO AN APPLICANT WHOSE LICENSE UNDER THIS TITLE IS CURRENTLY SUSPENDED OR WAS REVOKED DUE TO VIOLATIONS RELATED TO PROVIDING PROPERTY MANAGEMENT SERVICES.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

ECONOMIC MATTERS COMMITTEE REPORT NO. 3

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 457 – Delegate Dumais

AN ACT concerning

Insurance – Application of Premium Tax – Continued Exclusion of Maryland Automobile Insurance Fund

HB0457/573691/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 457

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “tax;” insert “making conforming changes;”; and after line 12, insert:

“BY repealing and reenacting, with amendments,
Article – Insurance
Section 6–101(b)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 6, insert:

“(b) The following persons are not subject to taxation under this subtitle:

(1) a nonprofit health service plan corporation that meets the requirements established under §§ 14–106 and 14–107 of this article;

(2) a fraternal benefit society;

(3) a surplus lines broker, who is subject to taxation in accordance with Title 3, Subtitle 3 of this article;

(4) an unauthorized insurer, who is subject to taxation in accordance with Title 4, Subtitle 2 of this article; [and]

(5) a nonprofit health maintenance organization authorized by Title 19, Subtitle 7 of the Health – General Article that is exempt from taxation under § 501(c)(3) of the Internal Revenue Code; AND

(6) THE MARYLAND AUTOMOBILE INSURANCE FUND.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 473 – Delegate Dumais

AN ACT concerning

Electricity – Change of Address – Maintenance of Subscriptions and Contracts**HB0473/843495/1**

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 473

(First Reading File Bill)

On page 1, in line 15, after “Act;” insert “providing for a delayed effective date;”.

On page 4, in line 7, strike “October 1, 2021” and substitute “July 1, 2022”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

ECONOMIC MATTERS COMMITTEE REPORT NO. 5

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 345 – Delegate Charkoudian

AN ACT concerning

**Public Utilities – Gas Service Regulator Safety
(Flower Branch Act)****HB0345/443991/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 345

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, strike “approve, disapprove, or approve with modifications” and substitute “issue a final order approving or disapproving”; and in line 12, after “factors;” insert “requiring an order approving a gas company’s plan to relocate any gas service regulator to include certain conditions under certain circumstances; requiring a gas”

company to submit a new plan to the Commission within a certain number of days under certain circumstances;”.

AMENDMENT NO. 2

On page 3, in line 11, after “(4)” insert “(I)”; in line 12, strike “APPROVE, DISAPPROVE, OR APPROVE WITH MODIFICATIONS” and substitute “ISSUE A FINAL ORDER APPROVING OR DISAPPROVING”; in lines 15, 17, 19, 21, 23, and 26, strike “(I)”, “(II)”, “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively, and substitute “1.”, “2.”, “3.”, “4.”, “5.”, and “6.”, respectively; in line 25, strike “AND”; in line 26, strike “COMMISSION” and substitute “COMMISSION; AND”

7. WHETHER THE GAS COMPANY HAS:

A. MADE EVERY REASONABLE EFFORT TO EXPEDITIOUSLY ADDRESS ANY FACTORS THAT MAY CONTRIBUTE TO A DELAY IN RELOCATING GAS SERVICE REGULATORS; AND

B. COMMITTED TO A REASONABLE IMPLEMENTATION TIMELINE THAT DOES NOT UNDULY DELAY REGULATOR RELOCATION”;

and after line 26, insert:

“(II) 1. IF THE COMMISSION ISSUES AN ORDER APPROVING A GAS COMPANY’S PLAN, THE ORDER SHALL INCLUDE ANY CONDITIONS OF APPROVAL THAT THE COMMISSION REQUIRES.

2. IF THE COMMISSION ISSUES AN ORDER DISAPPROVING A GAS COMPANY’S PLAN, THE GAS COMPANY SHALL SUBMIT A NEW PLAN TO THE COMMISSION WITHIN 60 DAYS AFTER THE COMMISSION ISSUES THE DISAPPROVAL.”.

On page 4, in line 2, strike “AND”; and in line 3, strike the period and substitute “;
AND”

(V) WHETHER THE GAS COMPANY HAS:

1. MADE EVERY REASONABLE EFFORT TO EXPEDITIOUSLY ADDRESS ANY FACTOR THAT MAY CONTRIBUTE TO A DELAY IN RELOCATING GAS SERVICE REGULATORS; AND

2. COMMITTED TO A REASONABLE IMPLEMENTATION TIMELINE THAT DOES NOT UNDULY DELAY REGULATOR RELOCATION.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 136 Members present.

(See Roll Call No. 57)

RECESS

At 12:02 P.M. on motion of Delegate Luedtke the House recessed until 2:00 P.M. on Thursday, February 11, 2021.

AFTER RECESS
Annapolis, Maryland
Thursday, February 11, 2021

At 2:28 P.M. the House resumed its session and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 60)

EXCUSED:

Delegate Anderson – left early – illness
Delegate D.E. Davis – left early – personal
Delegate M. Fisher – illness
Delegate Jalisi – medical
Delegate Rose – medical

CONSENT CALENDAR OF INTRODUCTORY HOUSE BILLS NO. 36

House Bill 1335 – Delegate Jackson

AN ACT concerning

State Prescription Drug Benefits – Retirees

FOR the purpose of authorizing certain retirees who began State service before a certain date to be eligible for prescription drug benefits in the State Employee and Retiree Health and Welfare Benefits Program; specifying that prescription drug benefits shall be discontinued for certain Medicare–eligible retirees who began State service on or after a certain date and their Medicare–eligible spouses and dependent children; repealing the Maryland State Retiree Prescription Drug Coverage Program; repealing the Maryland State Retiree Catastrophic Prescription Drug Assistance Program; repealing the Maryland State Retiree Life–Sustaining Prescription Drug Assistance Program; repealing a requirement that the Secretary of Budget and Management provide a certain notice; repealing a requirement that the Department of Budget and Management ensure Medicare–eligible retirees have access to certain services; repealing a requirement that the Department submit certain reports; repealing a requirement that the Department adopt certain regulations; making conforming changes; repealing provisions of law made obsolete by this Act; and generally relating to State prescription drug benefits for retirees from State employment.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 2–509.1
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing
Chapter 767 of the Acts of the General Assembly of 2019
Section 2, 4, and 5

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1336 – Delegate Proctor

AN ACT concerning

Alcohol and Tobacco Commission – Executive Director – Clarification

FOR the purpose of requiring the Executive Director of the Alcohol and Tobacco Commission to be a sworn police officer with certain powers; specifying that the Executive Director is a member of the Law Enforcement Officers' Pension System as a condition of employment; requiring the Board of Trustees for the State Retirement and Pension System to transfer certain service earned under certain circumstances; requiring the Board of Trustees to transfer certain employer and member contributions from the Employees' Pension System to the Law Enforcement Officers' Pension System; and generally relating to the Executive Director of the Alcohol and Tobacco Commission.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 1–302 and 1–313(b)(2)
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 1–309(c)
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 26–101 and 26–202(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 26–201(a)(20) and (21)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY adding to
Article – State Personnel and Pensions
Section 26–201(a)(22)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1337 – Delegate Proctor

AN ACT concerning

Inmate Training and Job Act of 2021

FOR the purpose of establishing the Inmate Training and Job Pilot Program at certain institutions of postsecondary education; providing for the purpose of the Pilot Program; providing for the administration of the Pilot Program; requiring the Commissioner of Correction to adopt certain regulations to implement the Pilot Program; requiring the Pilot Program to have certain individualized plans that specify a certain staff member to serve as a primary contact; requiring the primary contact to select at least a certain number of students who meet certain qualifications to serve as Pilot Program mentors; requiring certain student mentors to receive course credit and a stipend; requiring the primary contact to meet with an inmate regularly to ensure that the inmate receives certain support; requiring the primary contact to work with the Division of Correction for a certain purpose; requiring certain governing entities to ensure that Pilot Program courses meet certain standards; requiring Pilot Program courses to be provided through a virtual format and subject to certain regulations; requiring each inmate who participates in the Pilot Program to provide the Maryland Higher Education Commission with certain updates for a certain period of time; requiring the Commission to establish a certain hotline; requiring the Commission to connect a Pilot Program participant with certain nonprofit organizations under certain circumstances in a certain manner; requiring the Commission to encourage former Pilot Program participants to serve as contacts for future participants; requiring the Governor, in certain fiscal years, to include in the annual budget bill certain appropriations for the Pilot Program and specifying the uses of the appropriated funds; requiring certain governing entities to report on or before a certain date in certain years to the Commission on the number of inmates enrolled in the Pilot Program; requiring that, subject to a certain minimum participant limit, funds be allocated to certain institutions of postsecondary education on a pro rata basis; requiring the Commission on or before certain dates to submit certain reports to the Governor and General Assembly;

defining certain terms; providing for the termination of this Act; and generally relating to the Inmate Training and Job Pilot Program.

BY adding to

Article – Correctional Services
Section 3–611
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY adding to

Article – Education
Section 24–1301 through 24–1306 to be under the new subtitle “Subtitle 13. Inmate Training and Job Pilot Program”
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1338 – Delegate Dumais

AN ACT concerning

Juvenile Court – Jurisdiction – Adults

FOR the purpose of repealing the jurisdiction of the juvenile court over an adult alleged to have willfully contributed to, encouraged, caused, or tended to cause any act, omission, or condition that results in a certain violation or renders a child a delinquent child or a child in need of supervision; repealing the jurisdiction of the juvenile court over an adult alleged to have willfully contributed to, encouraged, caused, or tended to cause any act, omission, or condition that renders a child in need of assistance; making conforming changes; and generally relating to the jurisdiction of the juvenile court.

BY transferring

Article – Courts and Judicial Proceedings
Section 3–828 and 3–8A–30, respectively
Annotated Code of Maryland
(2020 Replacement Volume)

to be

Article – Criminal Law
Section 3–610 and 3–611, respectively
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)

BY renumbering

Article – Courts and Judicial Proceedings
Section 3–829, 3–830, and 3–8A–32 through 3–8A–34, respectively

to be Section 3–828, 3–829, and 3–8A–30 through 3–8A–32, respectively
Annotated Code of Maryland
(2020 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 3–801(a) and (d) through (g) and 3–8A–01(a), (c) through (e), (l), and (m)
Annotated Code of Maryland
(2020 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 3–801(u), 3–8A–01(v) and (y), 3–8A–03, and 3–8A–08
Annotated Code of Maryland
(2020 Replacement Volume)

BY repealing
Article – Courts and Judicial Proceedings
Section 3–803(c)
Annotated Code of Maryland
(2020 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 3–610 and 3–611
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)
(As enacted by Section 1 of this Act)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1339 – Chair, Judiciary Committee (By Request – Departmental – Human Services)

AN ACT concerning

Child Support – Guidelines

FOR the purpose of extending the effective date for certain provisions of law that would revise the schedule of basic child support obligations used to calculate the amount of a child support award and make other changes relating to the application of the Maryland Child Support Guidelines; and generally relating to child support.

BY repealing and reenacting, with amendments,
Chapter 383 of the Acts of the General Assembly of 2020
Section 3

BY repealing and reenacting, with amendments,
Chapter 384 of the Acts of the General Assembly of 2020
Section 3

Read the first time and referred to the Committee on Rules and Executive Nominations.

**House Bill 1340 – Chair, Appropriations Committee (By Request – Departmental
– Transportation)**

AN ACT concerning

**Washington Metropolitan Area Transit Authority – Governance, Funding, and
Reporting**

FOR the purpose of repealing the authority of the Secretary of Transportation’s designee to the Washington Metropolitan Area Transit Authority Board of Directors to attend certain meetings on behalf of the Secretary if certain conflicts arise; excluding certain increases to transit services from a certain calculation of the increase in total operating assistance in the Washington Metropolitan Area Transit Authority’s budget; altering certain information that the Authority is required to submit to the Department of Transportation before the Governor is required to include a certain appropriation in the annual budget; and generally relating to the Washington Metropolitan Area Transit Authority.

BY repealing and reenacting, with amendments,
The Public Local Laws of Montgomery County
Section 87–5(a)(14)
Article 16 – Public Local Laws of Maryland
(2004 Edition and February–March 2020 Supplement, as amended)
(As enacted by Chapters 353 and 354 of the Acts of the General Assembly of 2018)

BY repealing and reenacting, with amendments,
The Public Local Laws of Prince George’s County
Part III, Section 5(a)(14)
Article 17 – Public Local Laws of Maryland
(2015 Edition and 2017 Supplement, as amended)
(As enacted by Chapters 353 and 354 of the Acts of the General Assembly of 2018)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 10–205
Annotated Code of Maryland
(2020 Replacement Volume)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1341 – Chair, Appropriations Committee (By Request – Departmental – University System of Maryland)

AN ACT concerning

University System of Maryland – Academic Facilities Bonding Authority

FOR the purpose of approving certain projects for the acquisition, development, and improvement of certain academic facilities for the University System of Maryland; approving the issuance of bonds by the University System of Maryland in a certain total principal amount for financing the projects; providing that the bonds issued under the authority of this Act are not a debt or obligation of the State or any of its subdivisions; and generally relating to academic facilities bonding authority of the University System of Maryland and certain projects.

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1342 – Chair, Ways and Means Committee (By Request – Departmental – Commerce)

AN ACT concerning

Economic Development – Partnership for Workforce Quality Program – Alterations

FOR the purpose of expanding the purpose of the Partnership for Workforce Quality Program and the eligible uses of the grant under the Program to include training for new employees; and generally relating to the Partnership for Workforce Quality Program.

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 3–401 and 3–402
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 3–403 and 3–405(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1343 – Delegate Kipke

AN ACT concerning

Anne Arundel County – Party Central Committees – Republican Requirements

FOR the purpose of altering the districts from which the members of the Anne Arundel County Republican Party Central Committee are elected to councilmanic districts instead of legislative districts; and generally relating to the Anne Arundel County Republican Party Central Committee.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 4–203(a)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1344 – Delegate Kipke

AN ACT concerning

Mental Health Law – Reform of Laws and Delivery of Service

FOR the purpose of modifying certain standards for involuntary admission of individuals with mental disorders to a certain facility or Veterans' Administration hospital under certain circumstances; modifying certain standards or emergency evaluations of individuals with mental disorders under certain circumstances; defining a certain term; requiring the Maryland Police Training and Standards Commission to provide certain information to certain schools that conduct police entrance–level and in–service training courses; and generally relating to the reform of mental health laws and delivery of services to individuals with mental illness.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 10–601, 10–617(a), 10–622(a) and (c), 10–623, 10–626(a), and 10–632(e)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Health – General
Section 10–632(a)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 10

February 11, 2021

- | | | | |
|----|--------------|--|-----|
| 1. | Del. Jackson | Parkville High School Turf Field and Athletic Facilities | APP |
| 2. | Del. Lierman | Solo Gibbs Playground | APP |
| 3. | Del. Lierman | Pride of Baltimore II | APP |
| 4. | Del. Lierman | USS Constellation | APP |
| 5. | Del. Lierman | Heart of America | APP |
| 6. | Del. Kaiser | Damascus Recreational Park | APP |
| 7. | Del. Kaiser | Town of Brookeville Road Improvements | APP |

The preceding bond initiatives were read and referred to the Committee on Appropriations.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 2

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 81 – Delegates Lehman, Bagnall, Bartlett, Belcastro, Chang, Crutchfield, Henson, Johnson, Krimm, McComas, Ruth, Solomon, Thiam, and K. Young

AN ACT concerning

Crimes – Unattended Dogs in Extreme Weather Conditions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 269 – Delegate Wells

AN ACT concerning

Department of Agriculture – Urban Agriculture Grant Program

HB0269/970612/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 269

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “circumstances;” insert “authorizing the Governor to include in the annual State budget an appropriation to the Fund;”; in line 12, after “Fund;” insert “requiring the Department to seek and prioritize input from certain entities in adopting certain regulations;”; and strike beginning with “authorizing” in line 17 down through “Fund;” in line 18.

On pages 1 and 2, strike beginning with line 27 on page 1 through line 3 on page 2, inclusive.

AMENDMENT NO. 2

On page 3, after line 20, insert:

“(G) THE GOVERNOR MAY INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION TO THE FUND.”;

in line 21, strike “(G)” and substitute “(H)”; in line 27, after “PLAN” insert “**AND HISTORICALLY DISADVANTAGED URBAN FARMERS**”.

AMENDMENT NO. 3

On page 5, after line 5, insert:

“(3) IN ADOPTING REGULATIONS IN ACCORDANCE WITH THIS SUBSECTION, THE DEPARTMENT SHALL SEEK AND PRIORITIZE INPUT FROM URBAN AGRICULTURE FARMS AND FARMER ADVOCATES.”; and

in line 6, strike “(H)” and substitute “(I)”.

AMENDMENT NO. 4

On page 6, strike in their entirety lines 1 through 31, inclusive.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 293 – Delegate Stein

AN ACT concerning

Natural Resources – Organized Killing Contests – Restriction

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 302 – Delegate Stein

AN ACT concerning

Environment – On-Site Wastewater Services – Regulation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 311 – Delegate Carr

AN ACT concerning

Vehicle Laws – Intersections – Prohibited Acts

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 363 – Delegate Lierman

AN ACT concerning

Maryland Public Ethics Law – Retaliation for Reporting or Participating in Investigation – Prohibition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 391 – Delegates Hartman, Boyce, Arentz, Feldmark, Kerr, Lisanti, and Love

AN ACT concerning

Solid Waste Management – Prohibition on Releasing a Balloon Into the Atmosphere

HB0391/930110/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 391

(First Reading File Bill)

On page 2, after line 7, insert:

“(4) “RADIO TRACKING DEVICE” MEANS AN INSTRUMENT THAT EMANATES A SIGNAL THAT ALLOWS AN OPERATOR TO DETERMINE THE POSITION OF A RELEASED BALLOON.”;

in line 17, after “(2)” insert **“A BALLOON THAT IS:**

(I) ATTACHED TO A RADIO TRACKING DEVICE; AND

(II) RELEASED BY A PERSON WHO HOLDS AN AMATEUR OPERATOR LICENSE ISSUED BY THE FEDERAL COMMUNICATIONS COMMISSION;

(3)”;

and in line 18, strike “**(3)**” and substitute “**(4)**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 5

VETOED HOUSE BILLS AND MESSAGES – 2020 REGULAR SESSION

(See Exhibit A of Appendix II)

House Bill 732 – Delegates Luedtke and Pena–Melnyk

AN ACT concerning

~~Electronic Smoking Devices, Other Tobacco Products, and Cigarettes~~
~~Taxation and Regulation – Tobacco Tax, Sales and Use Tax, and Digital~~
~~Advertising Gross Revenues Tax~~

STATUS OF BILL: 2020 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR’S VETO.

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 88 Negative – 48 (See Roll Call No. 61)

Said Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 11, 2021

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor’s veto of House Bill 732 (2020). Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 3

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 19 – Delegate Holmes

AN ACT concerning

Residential Real Estate Transactions – Escrow Agents and Trust Money

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 110 – Delegate Korman

AN ACT concerning

Electric Vehicle Recharging Equipment for Multifamily Units Act

HB0110/440919/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 110

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “authorizing” in line 15 down through “Fund;” in line 22; and in line 27, strike “11–111.4, 11B–111.8, and 14–129” and substitute “11–111.4 and 11B–111.8”.

On page 2, strike in their entirety lines 1 through 15, inclusive.

AMENDMENT NO. 2

On page 4, strike in their entirety lines 29 through 34, inclusive.

On pages 7 through 9, strike in their entirety the lines beginning with line 11 on page 7 through line 6 on page 9, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 146 – Delegates Lehman, Attar, Bagnall, Bartlett, Crutchfield, Forbes, Johnson, D. Jones, Krimm, McComas, Ruth, Solomon, Terrasa, and K. Young

AN ACT concerning

Department of Agriculture – Spay/Neuter Fund – Extension and Fee on Commercial Feed

HB0146/120016/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 146

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike “**Fee on Commercial Feed**” and substitute “**Report**”; strike beginning with “altering” in line 4 down through “manner” in line 5 and substitute “requiring the Department of Agriculture to report, on or before a certain date, to the General Assembly on the Spay/Neuter Fund”; in line 7, strike the first “Spay/Neuter”; in line 10, after “2–1602” insert “and 2–1603”; and strike in their entirety lines 13 through 17, inclusive.

AMENDMENT NO. 2

On page 4 in lines 23 and 24, in each instance, strike the brackets; strike beginning with “**FROM**” in line 24 down through “**INCLUSIVE**” in line 25; and strike beginning with the semicolon in line 25 down through “**\$150**” in line 28.

On page 5, after line 11, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before October 1, 2021, the Department of Agriculture shall report to the General Assembly, in accordance with § 2–1257 of the State Government Article, on the Spay/Neuter Fund, including:

(1) spay and neuter programs that are not receiving funding from the Spay/Neuter Fund;

(2) the market capacity for increasing the fees assessed on each brand name or product name of commercial feed under § 2–1603 of the Agriculture Article; and

(3) a proposed fee structure that can be implemented over the next 5 to 10 years to enhance the revenue generated from the fees assessed under § 2–1603 of the Agriculture Article.”;

in line 12, strike “2.” and substitute “3.”; and in line 13, strike “October” and substitute “June”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 208 – Delegates Healey and Stein

AN ACT concerning

Agriculture – Neonicotinoid Pesticides – Sale and Storage

HB0208/690413/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 208
(First Reading File Bill)

On page 3, in lines 10 and 11, strike “**BEHIND THE COUNTER AND**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 322 – Delegates Hill and Feldmark

AN ACT concerning

Real Property – Restrictions on Use – Low-Impact Landscaping

HB0322/170518/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 322
(First Reading File Bill)

On page 2, in line 25, strike “OWNS” and substitute “:

(I) OWNS”;

and in line 26, after “PROPERTY” insert “;AND

(II) MAINTAINS AND REGULARLY TENDS TO THE LOW-IMPACT LANDSCAPING”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 367 – Delegate Holmes

AN ACT concerning

Real Property – Regulation of Common Ownership Community Managers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 4

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 77 – Delegate Stewart

AN ACT concerning

**Environment – Application of Coal Tar Pavement Products – Prohibitions
(Safer Sealant Act of 2021)**

HB0077/980713/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 77

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Application of Coal Tar Pavement Products**” and substitute “**Driveway Sealers**”; strike beginning with “applying” in line 4 down through “products” in line 5 and substitute “supplying, selling, offering for sale, or manufacturing a high-PAH driveway sealer for use in the State; prohibiting, on or after a certain date, a person from applying or soliciting the application of a high-PAH driveway sealer”; in line 5, strike “or a similar surface” and substitute “in the State”; strike beginning with “establishing” in line 5 down through “Act” in line 6 and substitute “prohibiting, on or after a certain date, a person from supplying, selling, offering for sale, or manufacturing a driveway sealer for use in the State unless the driveway sealer has a certain label; requiring the Department of the Environment to develop labeling standards for a person supplying,”

selling, offering for sale, or manufacturing a driveway sealer for use in the State; requiring the Department to adopt regulations to allow a sealant manufacturer to label a certain product in a certain manner; authorizing the Department to adopt regulations to implement this Act; applying certain provisions of law to enforce violations of this Act; requiring certain penalties to be paid into the Maryland Clean Water Fund; altering the contents and use of the Fund"; strike beginning with "application" in line 7 down through "products" in line 8 and substitute "sale and use of driveway sealers in the State"; after line 8, insert:

"BY repealing and reenacting, without amendments,

Article – Environment

Section 9–320(a) and (c)(7)

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 9–320(b)(3) and (4) and (c)(6)

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)";

in line 11, after "Section" insert "9–320(b)(5); and"; and in lines 11 and 12, strike "Coal Tar Pavement Products" and substitute "Driveway Sealers".

AMENDMENT NO. 2

On page 1, after line 17, insert:

"9–320.

(a) There is a Maryland Clean Water Fund.

(b) The following payments shall be made into the Maryland Clean Water Fund:

(3) Any civil or administrative penalty or any fine imposed by a court under the provisions of Title 4, Subtitle 1 of this article; [and]

(4) Any fees or funds that the Department collects under Subtitle 2, Part III of this title and §§ 9–269 and 9–270 of this title and any civil or administrative penalty or fine imposed by a court under the provisions of Subtitle 2 of this title; AND

(5) ANY FEES OR FUNDS THAT THE DEPARTMENT COLLECTS UNDER SUBTITLE 23 OF THIS TITLE AND ANY CIVIL OR ADMINISTRATIVE PENALTY OR FINE IMPOSED BY A COURT UNDER THE PROVISIONS OF SUBTITLE 23 OF THIS TITLE.

(c) The Department shall use the Maryland Clean Water Fund for activities that are related to:

(6) Activities that are:

(i) Conducted by the Department, by a local health official, or by the local health official's designee under § 9–243(e) of this title; [and]

(ii) Related to identifying, monitoring, or regulating the utilization of sewage sludge, including program development; and

(III) CONDUCTED BY THE DEPARTMENT UNDER SUBTITLE 23 OF THIS TITLE; AND

(7) Providing supplemental inspections and monitoring of sewage sludge utilization sites by:

(i) Contracting with a county on request of that county to provide supplemental inspections and monitoring; and

(ii) Limiting the value of services provided under the contract to no more than 45% of the generator fees for sludge utilized in that county that is generated outside of that county or service area.”.

AMENDMENT NO. 3

On page 1, in line 18, strike “**COAL TAR PAVEMENT PRODUCTS**” and substitute “**DRIVEWAY SEALERS**”; and strike line 22 in its entirety.

On page 2, strike in their entirety lines 1 through 10, inclusive; after line 10, insert:

“(B) “DRIVEWAY SEALER” MEANS A COATING LABELED AND FORMULATED FOR APPLICATION TO WORN ASPHALT DRIVEWAY AND PARKING LOT SURFACES TO:

(1) FILL CRACKS;

(2) SEAL THE SURFACE TO PROVIDE PROTECTION; OR

(3) RESTORE OR PRESERVE APPEARANCE.

(C) “HIGH-PAH DRIVEWAY SEALER” MEANS A DRIVEWAY SEALER CONTAINING MORE THAN 0.100% POLYCYCLIC AROMATIC HYDROCARBONS BY WEIGHT.”;

strike in their entirety lines 11 through 13, inclusive; in line 14, strike “**9-2303**” and substitute “**9-2302**”; strike beginning with “**APPLY**” in line 16 down through “**SURFACE**” in line 18 and substitute “**SUPPLY, SELL, OFFER FOR SALE, OR MANUFACTURE A HIGH-PAH DRIVEWAY SEALER FOR USE IN THE STATE**”; in the same line, strike “**OR**”; strike beginning with “**MORE**” in line 19 down through “**LESS**” in line 21 and substitute “**OR SOLICIT THE APPLICATION OF A HIGH-PAH DRIVEWAY SEALER**”; in line 21, strike “**OR A SIMILAR SURFACE**” and substitute “**IN THE STATE; OR**”

(3) SUPPLY, SELL, OFFER FOR SALE, OR MANUFACTURE A DRIVEWAY SEALER FOR USE IN THE STATE UNLESS THE DRIVEWAY SEALER IS LABELED IN ACCORDANCE WITH § 9-2303 OF THIS SUBTITLE;

after line 21, insert:

9-2303.

(A) THE DEPARTMENT SHALL DEVELOP LABELING STANDARDS FOR A PERSON SUPPLYING, SELLING, OFFERING FOR SALE, OR MANUFACTURING A DRIVEWAY SEALER FOR USE IN THE STATE, INCLUDING THE PLACEMENT OF THE COMPOSITION OF THE DRIVEWAY SEALER AS A PERCENTAGE OF POLYCYCLIC AROMATIC HYDROCARBONS BY WEIGHT ON THE LABEL.

(B) (1) THE DEPARTMENT SHALL ADOPT REGULATIONS TO ALLOW A SEALANT MANUFACTURER TO LABEL A PRODUCT CONTAINING LESS THAN 50 PPM POLYCYCLIC AROMATIC HYDROCARBONS BY WEIGHT AS “LOW PAH”.

(2) THE DEPARTMENT MAY ADOPT REGULATIONS TO IMPLEMENT THIS SUBTITLE.”;

and after line 22, insert:

(A) THE PROVISIONS OF §§ 9-334 THROUGH 9-344 OF THIS TITLE APPLY TO ENFORCE VIOLATIONS OF:

(1) THIS SUBTITLE;

(2) ANY REGULATION ADOPTED UNDER THIS SUBTITLE; OR

(3) ANY ORDER ISSUED UNDER THIS SUBTITLE.

(B) ANY PENALTY COLLECTED BY THE DEPARTMENT UNDER THIS SECTION SHALL BE PAID INTO THE MARYLAND CLEAN WATER FUND ESTABLISHED UNDER § 9-320 OF THIS TITLE.”

On pages 2 and 3, strike in their entirety the lines beginning with line 23 on page 2 through line 2 on page 3, inclusive.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Barve moved to make the Bill a Special Order for February 12, 2021.

The motion was adopted.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 94 – Delegate Stein

AN ACT concerning

Environment – Water Quality Revolving Loan Fund – Use of Fund

HB0094/720010/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 94

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Use” and substitute “Uses”; in line 6, before “and” insert “expanding the uses of the Fund”; in line 14, after “9-1605(d)(3)” insert “, (8), and (9)”; and after line 16, insert:

“BY adding to
Article – Environment

Section 9–1605(d)(10) and (11)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 6, insert:

“(8) For any other purpose authorized by Title VI of the Federal Water Pollution Control Act or § 302 of the federal Safe Drinking Water Act; [and]

(9) To provide financial assistance in the form of grants, negative interest loans, forgiveness of principal, subsidized interest rates, and any other form of financial assistance as authorized or required by:

(i) The American Recovery and Reinvestment Act of 2009, as may be amended and supplemented;

(ii) Title VI of the Federal Water Pollution Control Act;

(iii) § 302 of the federal Safe Drinking Water Act; or

(iv) Federal appropriations or authorization acts;

(10) TO PROVIDE LOAN GUARANTEES FOR SIMILAR REVOLVING FUNDS ESTABLISHED BY MUNICIPALITIES OR INTERMUNICIPAL AGENCIES; AND

(11) TO SERVE AS GUARANTEE FOR LONG-TERM PAY FOR SUCCESS CONTRACTS, GREEN BONDS, OR ENVIRONMENTAL IMPACT BONDS BY ANY PUBLIC, PRIVATE, OR NONPROFIT ENTITY FOR THE PURCHASE OF OUTCOMES THAT PROVIDE A WATER QUALITY BENEFIT.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 178 – Delegate Stewart

AN ACT concerning

Vehicle Laws – Reckless Driving, Speed Contests, Registration Plates, and Noise Abatement – Penalties**HB0178/960012/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 178

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Reckless Driving**,” and substitute “**Race and**”; strike beginning with “**, Registration**” in line 2 down through “**Abatement**” in line 3; strike beginning with “prohibiting” in line 4 down through “penalty;” in line 6; in line 6, after “altering” insert “a certain penalty and”; in line 7, strike “reckless driving or”; strike beginning with “establishing” in line 7 down through “abatement;” in line 11; in line 13, after “for” insert “motor vehicle”; in the same line, strike “of the Maryland Vehicle Law” and substitute “related to participation in a race or speed contest”; after line 13, insert:

“BY repealingArticle – TransportationSection 16–402(a)(22)Annotated Code of Maryland(2020 Replacement Volume)”;

in line 16, strike “16–402(a)(30) through (43)” and substitute “16–402(a)(23) through (33)”; in line 17, strike “16–402(a)(29) through (42)” and substitute “16–402(a)(22) through (32)”; and strike in their entirety lines 20 through 24, inclusive.

AMENDMENT NO. 2

On page 2, in line 1, strike “16–402(a)(43)” and substitute “16–402(a)(33)”; after line 3, insert:

“BY repealing and reenacting, with amendments,Article – TransportationSection 21–1116Annotated Code of Maryland(2020 Replacement Volume)”;

in line 5, strike “16–402(a)(30) through (43)” and substitute “16–402(a)(23) through (33)”;
 in line 6, strike “16–402(a)(29) through (42)” and substitute “16–402(a)(22) through (32)”;
 and strike in their entirety lines 11 through 28, inclusive.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 3 through 9, inclusive, and substitute:

“[(22) Participating in a race or speed contest on a highway 5 points]

(33) EXCEPT AS PROVIDED IN ITEM (44) OF THIS SUBSECTION,
 PARTICIPATING IN A RACE OR SPEED CONTEST ON A HIGHWAY 8 POINTS”;

and strike in their entirety lines 13 through 24, inclusive.

AMENDMENT NO. 4

On page 4, strike beginning with “A” in line 4 down through “(D)” in line 7; and
 strike in their entirety lines 13 through 22, inclusive.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported
 favorably with amendments:

House Bill 267 – Delegate Grammer

AN ACT concerning

Sewage Treatment Plants – Effluent Discharges – Impacts on Midge Populations

HB0267/210317/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 267

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “submit a semiannual”; and in line 6, strike “certain dates” and substitute “a certain date”.

AMENDMENT NO. 2

On page 2, in line 3, strike “**APRIL 1 AND**”; and in line 4, strike “**SUBMIT A SEMIANNUAL**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 492 – Delegate Stein

AN ACT concerning

Railroad Company – Movement of Freight – Required Crew

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

HEALTH AND GOVERNMENT OPERATIONS COMMITTEE REPORT NO. 2

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 14 – Delegate Kerr

AN ACT concerning

Pharmacists – Prescription Drug and Device Labels – Expiration Dates

HB0014/676080/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 14

(First Reading File Bill)

On page 1, at the top of the page, insert “EMERGENCY BILL”; and in line 5, after “pharmacist;” insert “making this Act an emergency measure;”.

On page 3, strike in their entirety lines 17 and 18 and substitute:

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

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 130 – Delegate Qi

AN ACT concerning

Commission on LGBTQ Affairs – Established

Favorable report adopted.

FLOOR AMENDMENT

HB0130/373425/1

BY: Delegate Parrott

AMENDMENT TO HOUSE BILL 130

(First Reading File Bill)

On page 5, after line 4, insert:

“(4) STUDY AND ESTABLISH BEST PRACTICES FOR PRIMARY AND SECONDARY SCHOOLS, YOUTH LEAGUES, AND SCHOLARSHIP BOARDS TO PREVENT ATHLETES WHO WERE ASSIGNED FEMALE AT BIRTH FROM BEING DISPLACED BY

TRANSGENDER FEMALE ATHLETES IN CONSIDERATION FOR ATHLETIC SCHOLARSHIPS AND PARTICIPATION IN SPORTS;

and in lines 5 and 7, strike “(4)” and “(5)”, respectively, and substitute “(5)” and “(6)”, respectively.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 42 Negative – 91 (See Roll Call No. 62)

Read the second time and ordered prepared for Third Reading.

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 191 – Delegate Kelly

AN ACT concerning

Maryland Medical Assistance Program – Psychiatrist and Psychiatric Nurse Practitioner Telemedicine Reimbursement – Sunset Termination

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 233 – Delegate Sample–Hughes

AN ACT concerning

State Board of Professional Counselors and Therapists – Maryland Music Therapists Act

HB0233/916584/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 233

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Professional Counselors and Therapists” and substitute “Examiners for Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists”; strike beginning with “establishing” in line 4 down through “Therapists” in line 5 and substitute “renaming the State Board of Examiners for Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists to be the State Board of Examiners for Audiologists, Hearing Aid Dispensers, Speech–Language Pathologists, and Music Therapists; adding music therapist members to the Board and providing for the appointment of the members”; in line 6, after “ethics;” insert “authorizing the Board to facilitate the dissemination of certain information to certain persons;”; and strike beginning with “providing” in line 9 down through the second “Committee;” in line 14.

On page 2, in line 15, strike “a” and substitute “and altering”; in the same line, strike “title” and substitute “titles”; strike beginning with “providing” in line 15 down through “Act;” in line 16 and substitute “providing for the application of certain provisions of law;”; in line 17, strike “specifying the terms of the initial members of the Committee;”; in line 18, strike “providing for the termination of certain provisions of this Act;” and substitute “requiring the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, to correct any cross–references or terminology rendered incorrect by this Act and to describe any corrections made in an editor’s note following the section affected;”; in lines 19 and 20, strike “and the Music Therapist Advisory Committee”; after line 20, insert:

“BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 2–101(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 2–101(c) and 2–102(a) to be under the amended title “Title 2. Audiologists, Hearing Aid Dispensers, Speech–Language Pathologists, and Music Therapists”; 2–201, 2–202(a), and 2–206(a) and (d)(2) to be under the amended subtitle “Subtitle 2. State Board of Examiners for Audiologists, Hearing Aid Dispensers, Speech–Language Pathologists, and Music Therapists”; and 2–501

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)”;

in line 23, strike “17-6B-01” and substitute “2-4A-01”; in the same line, strike “17-6B-31” and substitute “2-4A-25”; in the same line, strike “6B.” and substitute “4A.”; and strike in their entirety lines 27 through 31, inclusive.

AMENDMENT NO. 2

On page 2, after line 34, insert:

“Title 2. Audiologists, Hearing Aid Dispensers, [and] Speech–Language Pathologists,
AND MUSIC THERAPISTS.

2-101.

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

(c) “Board” means the State Board of Examiners for Audiologists, Hearing Aid Dispensers, [and] Speech–Language Pathologists, AND MUSIC THERAPISTS.

2-102.

(a) This title applies to an individual who practices audiology, hearing aid dispensing, [or] speech–language pathology, OR MUSIC THERAPY, or assists in the practice of speech–language pathology in the State.

Subtitle 2. State Board of Examiners for Audiologists, Hearing Aid Dispensers, [and]
Speech–Language Pathologists, AND MUSIC THERAPISTS.

2-201.

There is a State Board of Examiners for Audiologists, Hearing Aid Dispensers, [and] Speech–Language Pathologists, AND MUSIC THERAPISTS in the Department.

2-202.

(a) (1) The Board consists of [13] 15 members.

(2) Of the [13] 15 Board members:

(i) 3 shall be licensed audiologists who have at least 5 years’ paid work experience in audiology and are currently practicing audiology in the State;

(ii) 3 shall be licensed speech–language pathologists who have at least 5 years’ paid work experience in speech–language pathology and are currently practicing speech–language pathology in the State;

(iii) 2 shall be physicians who shall be voting members of the Board, except on proposals that expand or restrict the practice of audiology as defined in § 2–101(q) of this title or that expand or restrict the practice of speech–language pathology as defined in § 2–101(r) of this title, and who:

1. Are licensed to practice medicine in the State;
2. Hold a certificate of qualification from the American Board of Otolaryngology; and
3. Are currently practicing in the State;

(iv) 2 shall be consumer members, 1 of whom shall be a consumer of services provided by an individual licensed by the Board; [and]

(v) 3 shall be licensed hearing aid dispensers who have at least 5 years’ paid work experience in dispensing hearing aids and are currently practicing hearing aid dispensing in the State; AND

(VI) 2 SHALL BE LICENSED MUSIC THERAPISTS WHO HAVE AT LEAST 5 YEARS’ PAID WORK EXPERIENCE IN MUSIC THERAPY AND ARE CURRENTLY PRACTICING MUSIC THERAPY IN THE STATE.

(3) The Governor shall appoint the physician members, with the advice of the Secretary, from a list submitted to the Secretary and the Governor by the Maryland Society of Otolaryngology. There shall be at least 3 names on the list.

(4) The Governor shall appoint the speech–language pathologist members, with the advice of the Secretary, from a list submitted to the Secretary and the Governor by the Maryland Speech–Language and Hearing Association. The number of names on the list shall be at least 3 times the number of vacancies.

(5) (i) Subject to subparagraph (ii) of this paragraph, the Governor shall appoint the audiologist members, with the advice of the Secretary, from a list

submitted to the Secretary and the Governor, jointly by the Maryland Academy of Audiology and the Maryland Speech–Language and Hearing Association. The number of names on the list shall be at least 3 times the number of vacancies.

(ii) For each audiologist vacancy, the Maryland Academy of Audiology and the Maryland Speech–Language and Hearing Association shall:

1. Notify all licensed audiologists in the State of the vacancy to solicit nominations to fill the vacancy; and

2. Conduct a balloting process by which every licensed audiologist in the State is eligible to vote on the names of the licensed audiologists to be submitted to the Secretary and the Governor.

(6) (i) The Governor shall appoint the hearing aid dispenser members, with the advice of the Secretary, from a list submitted to the Secretary and the Governor by the Maryland members of the Hearing Society of Maryland, Washington, D.C., and Delaware.

(ii) The number of names on the list shall be at least 3 times the number of vacancies.

(7) (i) The Governor shall appoint the consumer members with the advice of the Secretary and the advice and consent of the Senate.

(ii) 1. The Governor shall appoint the consumer member who is a consumer of services provided by an individual licensed by the Board from a list submitted to the Secretary and the Governor by the Department of Disabilities.

2. The Department of Disabilities shall solicit nominees from associations representing hearing or communication impaired individuals in the State.

(8) (I) THE GOVERNOR SHALL APPOINT THE MUSIC THERAPIST MEMBERS, WITH THE ADVICE OF THE SECRETARY, FROM A LIST SUBMITTED TO THE SECRETARY AND THE GOVERNOR BY THE MARYLAND ASSOCIATION FOR MUSIC THERAPY.

(II) THE NUMBER OF NAMES ON THE LIST SHALL BE AT LEAST 3 TIMES THE NUMBER OF VACANCIES.

(III) ON OR BEFORE DECEMBER 31, 2021, THE MUSIC THERAPIST MEMBERS SHALL BE BOARD CERTIFIED MUSIC THERAPISTS, AS DEFINED IN § 2-4A-01 OF THIS TITLE.

(IV) ON OR AFTER JANUARY 1, 2022, THE MUSIC THERAPIST MEMBERS SHALL BE LICENSED PROFESSIONAL MUSIC THERAPISTS, AS DEFINED IN § 2-4A-01 OF THIS TITLE.

2-206.

(a) There is a State Board of Examiners for Audiologists, Hearing Aid Dispensers, [and] Speech–Language Pathologists, AND MUSIC THERAPISTS Fund.

(d) (2) The Comptroller shall distribute the fees to the State Board of Examiners for Audiologists, Hearing Aid Dispensers, [and] Speech–Language Pathologists, AND MUSIC THERAPISTS Fund.”;

in line 35, strike “6B.” and substitute “4A.”; and in line 36, strike “17-6B-01.” and substitute “2-4A-01.”.

On page 3, strike in their entirety lines 7 and 8; and in lines 9, 22, 24, and 27, strike “(D)”, “(E)”, “(F)”, and “(G)”, respectively, and substitute “(C)”, “(D)”, “(E)”, and “(F)”, respectively.

On page 5, in line 28, strike “17-6B-02.” and substitute “2-4A-02.”.

On page 6, in lines 18 and 23, strike “17-6B-03.” and “17-6B-04.”, respectively, and substitute “2-4A-03.” and “2-4A-04.”, respectively; in line 19, strike “SHALL ADOPT”; in line 20, strike “REGULATIONS” and substitute “SHALL ADOPT REGULATIONS”; in line 21, strike “AND”; in line 22, strike “A” and substitute “SHALL ADOPT A”; and in the same line, after “THERAPY” insert “; AND

(3) MAY FACILITATE THE STATEWIDE DISSEMINATION OF MUSIC THERAPY INFORMATION TO MUSIC THERAPISTS, THE AMERICAN MUSIC THERAPY ASSOCIATION OR ANY SUCCESSOR ORGANIZATION, AND THE CERTIFICATION BOARD FOR MUSIC THERAPISTS OR ANY SUCCESSOR ORGANIZATION”.

On pages 7 through 10, strike in their entirety the lines beginning with line 6 on page 7 through line 4 on page 10, inclusive.

On page 10, in lines 5 and 9, strike “~~17-6B-10.~~” and “~~17-6B-11.~~”, respectively, and substitute “2-4A-05.” and “2-4A-06.”, respectively; and in line 26, after “EQUIVALENT,” insert “INCLUDING CLINICAL TRAINING.”.

On page 11, strike in their entirety lines 3 through 11, inclusive; in lines 12 and 16, strike “~~(4)~~” and “~~(5)~~”, respectively, and substitute “~~(3)~~” and “~~(4)~~”, respectively; and in lines 17 and 25, strike “~~17-6B-12.~~” and “~~17-6B-13.~~”, respectively, and substitute “2-4A-07.” and “2-4A-08.”, respectively.

On page 11 in line 24, on page 12 in lines 17 and 27, and on page 17 in line 11, in each instance, strike “~~§ 17-501.1~~” and substitute “§ 2-303.1”.

On page 12, in line 1, strike “~~§ 17-6B-12~~” and substitute “§ 2-4A-07”.

On page 13, in lines 2 and 5, strike “~~17-6B-14.~~” and “~~17-6B-15.~~”, respectively, and substitute “2-4A-09.” and “2-4A-10.”, respectively.

On page 14, in line 10, strike “~~17-6B-16.~~” and substitute “2-4A-11.”; and in lines 18 and 19 and 27, in each instance, strike “~~§ 17-6B-15~~” and substitute “§ 2-4A-10”.

On page 15, in lines 7 and 8, strike “~~§ 17-6B-11~~” and substitute “§ 2-4A-06”; and in lines 9, 16, and 20, strike “~~17-6B-17.~~”, “~~17-6B-18.~~”, and “~~17-6B-19.~~”, respectively, and substitute “2-4A-12.”, “2-4A-13.”, and “2-4A-14.”, respectively.

On page 15 in line 21, and on page 17 in line 21, in each instance, strike “~~§ 17-6B-21~~” and substitute “§ 2-4A-16”.

On page 16, in line 8, strike “~~§ 17-6B-03(2)~~” and substitute “§ 2-4A-03(2)”.

On page 17, in line 20, strike “~~17-6B-20.~~” and substitute “2-4A-15.”.

On page 17 in line 22, on page 18 in lines 3 and 29 and 30, on page 19 in lines 4 and 5 and 26, and on page 20 in lines 12 and 13, in each instance, strike “§ 17-6B-19” and substitute “§ 2-4A-14”.

On page 18, in lines 1 and 28, strike “17-6B-21.” and “17-6B-22.”, respectively, and substitute “2-4A-16.” and “2-4A-17.”, respectively.

On page 19, in lines 11, 18, and 21, strike “17-6B-23.”, “17-6B-24.”, and “17-6B-25.”, respectively, and substitute “2-4A-18.”, “2-4A-19.”, and “2-4A-20.”, respectively.

On page 20 in line 12, and on page 22 in line 4, in each instance, strike “§ 17-6B-27” and substitute “§ 2-4A-22”.

On page 20, in line 14, strike “17-6B-26.” and substitute “2-4A-21.”; and in lines 16 and 25, in each instance, strike “COMMITTEE” and substitute “BOARD”.

On page 21, in lines 20, 25, and 32, strike “17-6B-27.”, “17-6B-28.”, and “17-6B-29.”, respectively, and substitute “2-4A-22.”, “2-4A-23.”, and “2-4A-24.”, respectively.

On page 22, in line 7, strike “17-6B-30.” and substitute “2-4A-25.”; strike in their entirety lines 9 through 13, inclusive, and substitute:

“2-501.

This title may be cited as the “Maryland Audiology, Hearing Aid Dispensing, [and] Speech–Language Pathology, AND MUSIC THERAPY Act”.”;

and strike in their entirety lines 14 through 25, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, shall correct, with no further action required by the General Assembly, cross–references and terminology rendered incorrect by this Act or by any other Act of the General Assembly of 2021 that affects provisions enacted by the Act. The publisher shall adequately describe any correction that is made in an editor’s note following the section affected.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 2

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 6 – Delegate Feldmark

AN ACT concerning

**Economic Development – Maryland Technology Development Corporation –
Alterations**

HB0006/905861/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 6

(First Reading File Bill)

On page 3, in line 8, after “universities” insert “, AT LEAST ONE OF WHOM SHALL REPRESENT AN HISTORICALLY BLACK COLLEGE OR UNIVERSITY”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably:

House Bill 320 – Delegate Smith

AN ACT concerning

Maryland Longitudinal Data System – Transfer of Student Data – Modifications

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 4

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 7 – Delegate Luedtke

AN ACT concerning

Income Tax Credit – Venison Donation Expenses – Montgomery County Deer Donation Program

HB0007/755068/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 7

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Income Tax Credit –**”; strike beginning with “**Montgomery**” in line 2 down through “**Donation**” in line 3 and substitute “**Income Tax Credit and Grant**”; in line 6, after “carcass” insert “or processed deer meat”; in line 9, strike “certain organizations;” and substitute “a certain organization; establishing a Venison Donation Grant Program in the Department of Natural Resources; establishing the purpose of the Program; authorizing a county, municipal corporation, or certain organization, subject to availability of certain funds, to apply for a grant from the Program for the costs of butchering and processing certain deer; requiring the Department to approve applications for grants in a certain manner; defining a certain term;”; in line 10, after “termination” insert “of certain provisions”; in the same line, after “Act;” insert “providing for the effective dates of this Act;”; strike beginning with “to” in line 11 down through “Program” in line 12 and substitute “and the Venison Donation Grant Program”; and after line 17, insert:

“BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 10–101(a) and (d)

Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)

BY adding to

Article – Natural Resources
Section 10–213
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

On page 1, in line 22, strike “expenses incurred to”.

On pages 1 and 2, strike beginning with line 23 on page 1 through line 2 on page 2, inclusive.

On page 2, in line 3, strike “(3)” and substitute “(1) EXPENSES INCURRED TO”; in the same line, after “consumption” insert “; OR

(2) FOR A TAXABLE YEAR BEGINNING AFTER DECEMBER 31, 2020, BUT BEFORE JANUARY 1, 2023, EXPENSES INCURRED TO:

(I) HUNT AND HARVEST AN ANTLERLESS DEER IN MONTGOMERY COUNTY; AND

(II) TRANSPORT A DEER CARCASS OR PROCESSED DEER MEAT TO THE MONTGOMERY COUNTY DEER DONATION PROGRAM”;

in line 5, strike “IN COMPLIANCE WITH STATE HUNTING LAWS AND REGULATIONS”; in line 7, strike “THE INDIVIDUAL”; in lines 8 and 9, in each instance, strike the brackets; in the same lines, in each instance, strike “BUTCHERS AND PROCESSES”; in line 10, strike the third bracket; in the same line, strike the fourth bracket; in line 13, strike “(I) HUNTS AND HARVESTS” and substitute “THE INDIVIDUAL:

(I) RESIDES IN MONTGOMERY COUNTY;

(II) SIGNS AN AFFIDAVIT AFFIRMING THAT THE INDIVIDUAL HUNTED AND HARVESTED”;

in line 14, after “COUNTY” insert “IN COMPLIANCE WITH STATE HUNTING LAWS AND REGULATIONS”; in line 15, strike “(II)” and substitute “(III)”; in the same line, after “CARCASS” insert “OR PROCESSED DEER MEAT”; after line 24, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Natural Resources

10-101.

- (a) In this title the following words have the meanings indicated.
- (d) “Department” means Department of Natural Resources.

10-213.

(A) IN THIS SECTION, “PROGRAM” MEANS THE VENISON DONATION GRANT PROGRAM ESTABLISHED UNDER THIS SECTION.

(B) THERE IS A VENISON DONATION GRANT PROGRAM IN THE DEPARTMENT.

(C) THE PURPOSE OF THE PROGRAM IS TO PROVIDE GRANTS TO DEFRAY THE COSTS OF BUTCHERING AND PROCESSING DEER THAT ARE DONATED TO VENISON DONATION PROGRAMS IN THE STATE.

(D) SUBJECT TO AVAILABILITY OF FUNDS APPROPRIATED TO THE PROGRAM, A COUNTY, A MUNICIPAL CORPORATION, OR AN ORGANIZATION THAT IS EXEMPT FROM TAXATION UNDER § 501(C)(3) OF THE INTERNAL REVENUE CODE MAY APPLY FOR A GRANT FROM THE PROGRAM FOR THE COSTS OF BUTCHERING AND PROCESSING DEER THAT:

(1) ARE HUNTED IN COMPLIANCE WITH STATE HUNTING LAWS AND REGULATIONS;

(2) ARE DONATED TO A PROGRAM ADMINISTERED BY THE APPLICANT THAT PROVIDES NUTRITIONAL SUPPORT OR FOOD FOR LOW INCOME INDIVIDUALS OR THE HOMELESS; AND

(3) HAVE A DRESSED WEIGHT OF AT LEAST 50 POUNDS.

(E) THE DEPARTMENT SHALL APPROVE APPLICATIONS FOR GRANTS FROM THE PROGRAM ON A FIRST-COME, FIRST-SERVED BASIS.”;

in line 25, strike “2.” and substitute “3.”; in the same line, after “That” insert “Section 1 of”; in line 29, after “effect,” insert “Section 1 of”; in line 30, strike “This” and substitute “Section 1 of this”; and after line 31, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That, except as provided in Section 3 of this Act, this Act shall take effect July 1, 2022.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 237 – Delegate Ebersole

AN ACT concerning

**State Department of Education – Early Literacy and Dyslexia Practices –
Guidance and Assistance**

HB0237/175067/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 237

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, strike “develop” and substitute “identify”.

AMENDMENT NO. 2

On page 5, in line 13, strike “DEVELOP” and substitute “IDENTIFY”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 335 – Delegate Boyce

AN ACT concerning

Election Law – Party and Elected Public Offices – Prohibitions**HB0335/105961/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 335

(First Reading File Bill)

On page 1, in line 19, after “AND” insert “:

(1)”;

and in line 20, after “CONVENTION” insert “**;** OR

(2) HOLDS THE OFFICE OF DELEGATE TO THE NATIONAL PRESIDENTIAL NOMINATING CONVENTION”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 392 – Delegate Guyton

AN ACT concerning

Child Care Centers – Early Childhood Screening and Assistance**HB0392/985961/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 392

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “**Child**” insert “**Family Child Care Homes, Large Family Child Care Homes, and**”; in line 5, after “date,” insert “family child care homes, large family child care homes, and”; in lines 6, 7, and 8, in each instance, after the first “the” insert “home or”; in line 10, after the first “a” insert “home or”; in line 12, after “of” insert “certain provisions of”; and in line 16, after “Section” insert “9.5–310.1 and”.

AMENDMENT NO. 2

On page 2, in line 9, strike “**EVALUATE**” and substitute “**SCREEN**”; and in line 12, strike “**EVALUATED**” and substitute “**SCREENED**”; and in lines 13, 28, and 32, in each instance, strike “**EVALUATION**” and substitute “**SCREENING**”.

On pages 2 and 3, strike beginning with “**IN**” in line 33 on page 2 down through “**SEE**” in line 1 on page 3 and substitute “**THROUGH A PERSONAL MESSAGE TO A PARENT OR GUARDIAN, INCLUDING THROUGH AN E-MAIL, A TEXT, OR A TELEPHONE CALL**”.

On page 3, in line 3, strike “**AN EVALUATION**” and substitute “**A SCREENING**”; in line 4, after “**FROM**” insert “**ANY**”; and in line 5, after “**LIABILITY**” insert “**THAT MAY ARISE OUT OF THE SCREENING**”.

AMENDMENT NO. 3

On page 1, after line 21, insert:

9.5–310.1.**(A) ON OR BEFORE JANUARY 1, 2022, THE DEPARTMENT SHALL ESTABLISH**

GUIDELINES FOR EARLY CHILDHOOD DEVELOPMENTAL SCREENINGS FOR CHILDREN UNDER THE AGE OF 3 YEARS TO BE USED BY A FAMILY CHILD CARE HOME AND A LARGE FAMILY CHILD CARE HOME TO:

(1) ASSESS A CHILD’S PROGRESS THROUGH FOUNDATIONAL EARLY CHILDHOOD DEVELOPMENT MILESTONES; AND

(2) SCREEN FOR POTENTIAL DISABILITIES.

(B) (1) BEGINNING JULY 1, 2022, EACH FAMILY CHILD CARE HOME AND LARGE FAMILY CHILD CARE HOME SHALL OFFER THE PARENT OR GUARDIAN OF EACH CHILD UNDER THE AGE OF 3 YEARS WHO ENTERS CARE AT THE HOME TO SCREEN THE CHILD USING THE GUIDELINES DEVELOPED UNDER SUBSECTION (A) OF THIS SECTION.

(2) IF A PARENT OR GUARDIAN ACCEPTS THE OFFER FOR THE CHILD TO BE SCREENED, AN EMPLOYEE OF THE FAMILY CHILD CARE HOME OR THE LARGE FAMILY CHILD CARE HOME SHALL SHARE THE RESULTS OF THE SCREENING WITH THE PARENT OR GUARDIAN.

(3) AN EMPLOYEE OF THE FAMILY CHILD CARE HOME OR LARGE FAMILY CHILD CARE HOME SHALL MAKE THE FOLLOWING INFORMATION AVAILABLE TO THE PARENT OR GUARDIAN OF EACH CHILD UNDER THE AGE OF 3 YEARS AT THE HOME:

(I) INFORMATION ABOUT THE MARYLAND INFANTS AND TODDLERS PROGRAM; AND

(II) CONTACT INFORMATION FOR THE LOCAL LEAD AGENCY RESPONSIBLE FOR THE ADMINISTRATION OF THE MARYLAND INFANTS AND TODDLERS PROGRAM.

(4) IF A PARENT OR GUARDIAN EXPRESSES INTEREST IN CONTACTING THE LOCAL LEAD AGENCY FOR THE ADMINISTRATION OF THE MARYLAND INFANTS AND TODDLERS PROGRAM, AN EMPLOYEE OF THE FAMILY CHILD CARE HOME OR LARGE FAMILY CHILD CARE HOME SHALL OFFER ASSISTANCE IN CONTACTING THE AGENCY, INCLUDING ARRANGING FOR A REPRESENTATIVE OF THE AGENCY TO COME TO THE HOME TO PROVIDE ASSISTANCE TO THE CHILD.

(C) (1) EACH FAMILY CHILD CARE HOME AND LARGE FAMILY CHILD CARE HOME SHALL OFFER THE SCREENING AND ASSISTANCE DESCRIBED IN SUBSECTION (B) OF THIS SECTION TO PARENTS AND GUARDIANS AT LEAST TWO TIMES EACH YEAR.

(2) A FAMILY CHILD CARE HOME OR A LARGE FAMILY CHILD CARE HOME MAY MEET THE REQUIREMENTS OF THIS SUBSECTION BY COMMUNICATING THE EXISTENCE OF THE SCREENING AND ASSISTANCE DESCRIBED UNDER SUBSECTION (B) OF THIS SECTION THROUGH A PERSONAL MESSAGE TO A PARENT OR GUARDIAN, INCLUDING THROUGH AN E-MAIL, A TEXT, OR A TELEPHONE CALL.

(D) EXCEPT FOR ANY WILLFUL OR GROSSLY NEGLIGENT ACT, AN EMPLOYEE WHO OFFERS A SCREENING UNDER THIS SECTION IN GOOD FAITH TO A CHILD IN ACCORDANCE WITH THE DEPARTMENT’S GUIDELINES IS IMMUNE FROM ANY CIVIL LIABILITY THAT MAY ARISE OUT OF THE SCREENING.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 398 – Delegate Palakovich Carr

AN ACT concerning

Election Law – Time Off for Employee Voting

HB0398/655867/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 398

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 11 and 12, strike “making a stylistic change;”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 22 on page 1 through line 1 on page 2, inclusive, and substitute:

“(A) IF, ON A DAY THAT AN EMPLOYEE CHOOSES TO VOTE IN PERSON IN AN ELECTION, THE EMPLOYEE DOES NOT HAVE 2 HOURS OF CONTINUOUS OFF-DUTY TIME DURING THE TIME THE POLLS ARE OPEN, THE EMPLOYER OF THE EMPLOYEE

SHALL ALLOW THE EMPLOYEE TO BE ABSENT FROM WORK ON THAT DAY FOR A PERIOD NOT EXCEEDING 2 HOURS TO VOTE.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 441 – Delegate McKay

AN ACT concerning

**Department of Assessments and Taxation – Identification Number for Business
– Task Force**

HB0441/165160/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 441

(First Reading File Bill)

On page 1, strike line 23 in its entirety; and in line 24, strike “(iii)” and substitute “(ii)”.

On page 2, in lines 1, 2, and 3, strike “(iv)”, “(v)”, and “(vi)”, respectively, and substitute “(iii)”, “(iv)”, and “(v)”, respectively.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

LETTERS OF REASSIGNMENT

February 11, 2021

MEMORANDUM

To: Chair, Economic Matters Committee
From: Adrienne A. Jones, Speaker of the House
Re: Reassignment of Bill/Resolution

In accordance with Rule 33, you are hereby requested to return to the Office of the Chief Clerk, the following legislation for reassignment as indicated below:

<u>Bill/Resolution No.</u>	<u>Reassignment</u>
HB 1009	ECM and ENT

Read and ordered journalized.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 63)

ADJOURNMENT

At 3:55 P.M. on motion of Delegate Luedtke the House adjourned until 10:00 A.M. on Friday, February 12, 2021.

Annapolis, Maryland
Friday, February 12, 2021
10:00 A.M. Session

The House met at 10:15 A.M. and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 128 Members present.

(See Roll Call No. 64)

The Journal of February 11, 2021 was read and approved.

EXCUSED:

Delegate Anderson – illness

Delegate M. Fisher – illness

Delegate Kelly – medical

Delegate Kittleman – medical

Delegate Otto – medical

Delegate Rose – medical

Delegate Shoemaker – mother’s funeral

Delegate Wilson – personal

INTRODUCTORY HOUSE BILLS NO. 37

House Bill 1345 – Delegate Kaiser

AN ACT concerning

**Mail-In Voting – Certification of Assistance, Design of Materials, and Ballot
Curing**

FOR the purpose of requiring that a certain certification executed by an individual rendering assistance to an absentee voter be on a certain envelope instead of included in certain instructions; requiring the State Board of Elections to establish consistent designs for certain absentee voting materials that must be used by all the local boards of elections; requiring that the designs for absentee voting materials implement best practices for plain language and be updated before each election as appropriate; requiring that the designs for absentee voting materials include certain samples, a certain template, and certain options; altering the circumstances under which a local board is required to reject an absentee ballot; requiring the State Board to adopt regulations requiring a local board to notify a voter of a certain problem

with the voter's absentee ballot and provide the voter an opportunity to correct the problem and have the ballot counted; requiring that the regulations allow a voter to supply a signature if the voter failed to sign a certain oath and to choose among multiple methods of communicating with the local board to correct a problem with the voter's absentee ballot; defining a certain term; and generally relating to absentee voting.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 9–308 and 11–302
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY adding to
Article – Election Law
Section 9–310.1
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1346 – Delegate Clippinger

EMERGENCY BILL

AN ACT concerning

Landlord and Tenant – Eviction Proceedings – Catastrophic Health Emergencies

FOR the purpose of establishing that a substantial loss of income due to a declared catastrophic health emergency is an affirmative defense to certain eviction proceedings for the failure to pay rent under certain circumstances; prohibiting a court from entering a judgment for possession or repossession against a tenant if the tenant can demonstrate a substantial loss of income under certain circumstances; defining certain terms; providing for the application of this Act; making this Act an emergency measure; and generally relating to eviction proceedings during catastrophic health emergencies.

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 14–3A–01(a) through (d)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to
Article – Real Property

Section 8–901 and 8–902 to be under the new subtitle “Subtitle 9. Eviction Proceedings and Catastrophic Health Emergencies”
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

INTRODUCTORY HOUSE BILLS NO. 38

House Bill 1347 – Delegate Barve

AN ACT concerning

Real Property – Impermissible Restrictions on Use – Portable Basketball Apparatuses

FOR the purpose of prohibiting a certain restriction on use regarding land from imposing unreasonable limitations on the location and use of a portable basketball apparatus under certain circumstances; exempting a certain restriction on use regarding certain historic property from the applicability of this Act; defining certain terms; and generally relating to restrictions on use regarding land and portable basketball apparatuses.

BY adding to

Article – Real Property

Section 2–124

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 11

February 12, 2021

- | | | | |
|----|----------------|----------------------|-----|
| 1. | Del. R. Watson | Fountain Food Pantry | APP |
|----|----------------|----------------------|-----|

The preceding bond initiatives were read and referred to the Committee on Appropriations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 12

February 12, 2021

- 1. Del. McKay Springfield Barn APP
- 2. Del. McKay Allegany County Informational Historic Markers APP
- 3. Del. McKay Civil Air Patrol Squadron Building APP

The preceding bond initiatives were read and referred to the Committee on Appropriations.

QUORUM CALL

The presiding officer announced a quorum call, showing 129 Members present.

(See Roll Call No. 65)

CALENDAR OF THIRD READING HOUSE BILLS NO. 4

House Bill 1 – The Speaker

EMERGENCY BILL

AN ACT concerning

Historically Black Colleges and Universities – Funding

Read the third time and passed by yeas and nays as follows:

Affirmative – 115 Negative – 14 (See Roll Call No. 66)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 5

House Bill 65 – Delegate Bhandari

AN ACT concerning

State Board of Environmental Health Specialists – Fees – General Fund

Read the third time and passed by yeas and nays as follows:

Affirmative – 126 Negative – 0 (See Roll Call No. 67)

The Bill was then sent to the Senate.

House Bill 98 – Delegate Washington

AN ACT concerning

**Maryland Higher Education Outreach and College Access Pilot Program –
Alterations
(Maryland College Access Act)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 125 Negative – 0 (See Roll Call No. 68)

The Bill was then sent to the Senate.

House Bill 262 – Delegate Palakovich Carr

AN ACT concerning

Opportunity Zone Tax Deduction Reform Act of 2021

Read the third time and passed by yeas and nays as follows:

Affirmative – 92 Negative – 36 (See Roll Call No. 69)

The Bill was then sent to the Senate.

House Bill 294 – Delegate Williams

AN ACT concerning

Business Occupations and Professions – Architects – Scope of Licensure

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 70)

The Bill was then sent to the Senate.

House Bill 307 – Delegate Rosenberg

AN ACT concerning

Maryland Technology Internship Program – Qualifications for Participation – Alterations

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 71)

The Bill was then sent to the Senate.

House Bill 369 – Delegate Rosenberg

AN ACT concerning

Election Law – Foreign Manufacture of Election Systems – Notification and Termination of Contract

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 72)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 6

House Bill 147 – Delegates Crutchfield, Arikan, Bartlett, Charkoudian, Dumais, Feldmark, Forbes, R. Lewis, Love, Smith, and Terrasa

AN ACT concerning

**Criminal Law – Sexual Crimes – Repeal of Spousal Defense
(Love Is No Defense to Sexual Crimes)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 125 Negative – 4 (See Roll Call No. 73)

The Bill was then sent to the Senate.

House Bill 173 – Delegates Feldmark, Ebersole, Kerr, Hill, and Hornberger

AN ACT concerning

Community Colleges – State Funding – Revision

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 0 (See Roll Call No. 74)

The Bill was then sent to the Senate.

House Bill 189 – Delegate Qi

AN ACT concerning

Mobile Laundry for the Homeless Pilot Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 111 Negative – 18 (See Roll Call No. 75)

The Bill was then sent to the Senate.

House Bill 206 – Delegate Washington

AN ACT concerning

Election Law – Early Voting Centers – Hours of Operation

Read the third time and passed by yeas and nays as follows:

Affirmative – 119 Negative – 11 (See Roll Call No. 76)

The Bill was then sent to the Senate.

House Bill 243 – Delegate Atterbeary

AN ACT concerning

Family Law – Grounds for Divorce

Read the third time and passed by yeas and nays as follows:

Affirmative – 112 Negative – 20 (See Roll Call No. 77)

The Bill was then sent to the Senate.

House Bill 345 – Delegate Charkoudian

AN ACT concerning

**Public Utilities – Gas Service Regulator Safety
(Flower Branch Act)**

Delegate Kipke moved to make the Bill a Special Order for next session.

The motion was adopted.

House Bill 376 – Delegate Mautz

AN ACT concerning

Renewable Energy Portfolio Standard – Municipal Electric Utilities

Read the third time and passed by yeas and nays as follows:

Affirmative – 109 Negative – 23 (See Roll Call No. 78)

The Bill was then sent to the Senate.

WAYS AND MEANS COMMITTEE REPORT NO. 6

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 496 – The President (By Request – Administration) and Senators Augustine, Beidle, Benson, Carozza, Carter, Corderman, Eckardt, Edwards, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Hester, Hettleman, Jackson, Kagan, Kelley, King, Klausmeier, Kramer, Lam, Lee, McCray, Patterson, Peters, Pinsky, Rosapepe, Salling, Simonaire, Smith, Sydnor, Waldstreicher, Washington, West, Young, and Zucker

EMERGENCY BILL

SECOND PRINTING

AN ACT concerning

Recovery for the Economy, Livelihoods, Industries, Entrepreneurs, and Families (RELIEF) Act

SB0496/295660/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 496
(Third Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 1, strike beginning with “beginning” in line 6 down through “year” in line 7 and substitute “for certain taxable years”; in line 14, after “payments;” insert “altering, for certain taxable years, the percentage of the federal earned income tax credit used for determining the amount that an individual may claim as a refund under the Maryland earned income tax credit under certain circumstances; altering, for certain taxable years, the calculation of the Maryland earned income tax credit to increase the amount of credit that certain individuals without qualifying children may claim; allowing certain individuals to claim a refund of the credit; clarifying certain provisions of law concerning the State income tax imposed on certain pass-through entities; authorizing a pass-through entity to elect to pay the tax imposed with respect to certain shares of all members of the pass-through entity, rather than only resident members; allowing each member to claim a credit against the income tax for the member’s proportionate share of the tax paid by the pass-through entity; requiring certain taxpayers to add the amount of the credit back to federal adjusted gross income to determine Maryland adjusted gross income;”; in the same line, strike “rating year” and substitute “contribution date”; in line 16, after “law;” insert “authorizing the Secretary of Labor to use a certain computation date for purposes of determining an earned rate of contribution under certain circumstances; authorizing, for purposes of unemployment insurance law, certain nonprofit organizations, governmental entities, and employing units to elect to delay submitting certain reimbursement payments or certain contributions and employment reports for certain calendar quarters under certain circumstances; authorizing the Secretary to authorize a certain nonprofit organization, governmental entity, or employing unit to defer submitting a certain reimbursement payment or a certain contribution and employment report for certain calendar quarters under certain circumstances; prohibiting a nonprofit organization, a governmental entity, or an employing unit that defers the submission of a reimbursement payment or a contribution and employment report in accordance with this Act from being required by the Secretary to file for an extension or be assessed certain interest under certain circumstances;”; and in line 20, strike “certain taxable years;” and substitute “a certain taxable year; requiring the Comptroller to conduct, in a certain manner, a certain earned income tax credit eligibility awareness campaign; authorizing the disclosure of certain tax information for certain purposes of this Act; providing that, except under certain circumstances, certain economic impact payments are not subject to garnishment or certain liens or rights of setoff;”.

On page 2, in line 16, after “Assembly;” insert “authorizing the Governor to transfer certain funds to a certain program and requiring those funds to be used as grants to certain utilities to eliminate certain arrearages in a certain manner; authorizing the Comptroller to distribute certain grants to certain counties under certain circumstances;”; in line 18, after “terms;” insert “making conforming changes;”; in the same line, after “the” insert

“application, construction, and”; in line 33, strike “8–606(a) and 8–610(a)” and substitute “8–601(a), (b), and (d), 8–606(a), 8–610(a), and 8–620(c)”; in line 38, strike “8–606(e)” and substitute “8–606(d), 8–610(c), 8–620(a), 8–626, and 8–628”; and after line 40, insert:

“BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–102.1, 10–306(b), 10–307(g)(4) and (5), 10–701.1, and 10–704

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)”.

On page 3, in line 1, strike “10–207(a), 10–307(a), and 11–105” and substitute “10–205(a), 10–207(a), 10–208(a), 10–306(a), 10–307(a), and 11–105”; in line 6, strike “10–207(jj) through (ll) and 10–307(g)(6)” and substitute “10–205(m), 10–207(jj) and (kk), 10–208(y), and 10–307(g)(6)”; and strike in their entirety lines 9 through 13, inclusive.

AMENDMENT NO. 2

On page 4, strike in their entirety lines 6 through 9, inclusive; in lines 10 and 31, strike “**(KK)**” and “**(LL)**”, respectively, and substitute “**(JJ)**” and “**(KK)**”, respectively; in line 20, strike “A LOAN” and substitute “**ANY AMOUNT OF A CORONAVIRUS RELIEF LOAN**”; and strike in their entirety lines 26 through 30, inclusive, and substitute:

“(II) WITHIN 30 DAYS AFTER THE EFFECTIVE DATE OF CHAPTER _____ OR (S.B. 496 OR H.B. 612) OF THE ACTS OF THE GENERAL ASSEMBLY OF 2021, OR IF CREATED AFTER THE EFFECTIVE DATE OF THOSE ACTS, WITHIN 30 DAYS AFTER CREATING A CORONAVIRUS RELIEF PAYMENT PROGRAM, A UNIT OF STATE GOVERNMENT OR A LOCAL GOVERNMENT SHALL PROVIDE TO THE COMPTROLLER THE NAME OF THE CORONAVIRUS RELIEF PAYMENT PROGRAMS ADMINISTERED BY THE UNIT OR LOCAL GOVERNMENT.

“(III) ON REQUEST BY THE COMPTROLLER, A UNIT OF STATE GOVERNMENT OR A LOCAL GOVERNMENT THAT ADMINISTERS A CORONAVIRUS RELIEF PAYMENT PROGRAM SHALL PROVIDE TO THE COMPTROLLER, WITHIN 30 DAYS OF THE DATE OF THE REQUEST AND IN THE MANNER REQUESTED BY THE COMPTROLLER, THE FOLLOWING INFORMATION:

1. THE NAMES OF THE CORONAVIRUS RELIEF PAYMENT PROGRAMS ADMINISTERED BY THE UNIT OR LOCAL GOVERNMENT;

2. A LIST OF RECIPIENTS OF A CORONAVIRUS RELIEF PAYMENT, INCLUDING THE NAME, ADDRESS, AND TAX IDENTIFICATION NUMBER OF EACH RECIPIENT;

3. THE AMOUNT OF THE CORONAVIRUS RELIEF PAYMENT PROVIDED TO THE PERSON;

4. THE DATE THAT THE CORONAVIRUS RELIEF PAYMENT WAS PROVIDED TO THE PERSON; AND

5. ANY OTHER INFORMATION REQUESTED REGARDING A CORONAVIRUS RELIEF PAYMENT.”.

On pages 4 and 5, strike beginning with “(S.B.” in line 34 on page 4 down through “1LR0134)” in line 1 on page 5 and substitute “(S.B. 496 OR H.B. 612)”.

On page 5, after line 2, insert:

“10–208.

(a) In addition to the modification under § 10–207 of this subtitle, the amounts under this section are subtracted from the federal adjusted gross income of a resident to determine Maryland adjusted gross income.

(Y) FOR A TAXABLE YEAR BEGINNING AFTER DECEMBER 31, 2019, BUT BEFORE JANUARY 1, 2022, THE SUBTRACTION UNDER SUBSECTION (A) OF THIS SECTION INCLUDES THE AMOUNT OF BENEFITS PAID TO AN INDIVIDUAL IN ACCORDANCE WITH TITLE 8 OF THE LABOR AND EMPLOYMENT ARTICLE, OR IN ACCORDANCE WITH THE UNEMPLOYMENT INSURANCE PROGRAM OF A JURISDICTION WITH WHICH THE STATE HAS A RECIPROCAL TAXATION AGREEMENT, IF THE INDIVIDUAL’S FEDERAL ADJUSTED GROSS INCOME FOR THE TAXABLE YEAR DOES NOT EXCEED:

(1) \$75,000 FOR AN INDIVIDUAL; OR

(2) \$100,000 FOR A MARRIED COUPLE FILING A JOINT RETURN OR AN INDIVIDUAL DESCRIBED IN § 2 OF THE INTERNAL REVENUE CODE AS A HEAD OF HOUSEHOLD OR AS A SURVIVING SPOUSE.”;

and in line 14, strike “**§ 10-207(KK)**” and substitute “**§ 10-207(JJ)**”.

AMENDMENT NO. 3

On page 5, after line 14, insert:

“10-704.

(a) (1) A resident may claim a credit against the State income tax for a taxable year in the amount determined under subsection (b) of this section for earned income.

(2) A resident may claim a credit against the county income tax for a taxable year in the amount determined under subsection (c) of this section for earned income.

(b) (1) Except as provided in paragraphs (2) and (3) of this subsection and subject to subsection (d) of this section, the credit allowed against the State income tax under subsection (a)(1) of this section is the lesser of:

(i) 50% of the earned income credit allowable for the taxable year under § 32 of the Internal Revenue Code; or

(ii) the State income tax for the taxable year.

(2) (i) Subject to subsection (d) of this section, a resident may claim a refund in the amount, if any, by which the applicable percentage specified in subparagraph (ii) of this paragraph of the earned income credit allowable for the taxable year under § 32 of the Internal Revenue Code exceeds the State income tax for the taxable year.

(ii) The applicable percentage of the earned income credit allowable under § 32 of the Internal Revenue Code to be used for purposes of determining the refund provided under this paragraph is:

1. 25% for a taxable year beginning after December 31, 2013, but before January 1, 2015;

2. 25.5% for a taxable year beginning after December 31, 2014, but before January 1, 2016;

3. 26% for a taxable year beginning after December 31, 2015, but before January 1, 2017;

4. 27% for a taxable year beginning after December 31, 2016, but before January 1, 2018; [and]

5. 28% for a taxable year beginning after December 31, 2017, BUT BEFORE JANUARY 1, 2020;

6. 45% FOR A TAXABLE YEAR BEGINNING AFTER DECEMBER 31, 2019, BUT BEFORE JANUARY 1, 2023; AND

7. 28% FOR A TAXABLE YEAR BEGINNING AFTER DECEMBER 31, 2022.

(3) (I) For purposes of this section for an individual without a qualifying child, the credit allowable for a taxable year under § 32 of the Internal Revenue Code is calculated without regard to the minimum age requirement under § 32(c)(1)(A)(ii)(II) of the Internal Revenue Code.

(II) SUBJECT TO SUBPARAGRAPH (III) OF THIS PARAGRAPH, FOR A TAXABLE YEAR BEGINNING AFTER DECEMBER 31, 2019, BUT BEFORE JANUARY 1, 2023, THE CREDIT ALLOWED AGAINST THE STATE INCOME TAX UNDER SUBSECTION (A)(1) OF THIS SECTION FOR AN INDIVIDUAL WITHOUT A QUALIFYING CHILD IS EQUAL TO 100% OF THE EARNED INCOME CREDIT ALLOWABLE FOR A TAXABLE YEAR UNDER § 32 OF THE INTERNAL REVENUE CODE.

(III) THE TAX CREDIT ALLOWED UNDER THIS PARAGRAPH MAY NOT EXCEED \$530 FOR A TAXABLE YEAR.

(IV) IF THE TAX CREDIT ALLOWED UNDER THIS PARAGRAPH IN ANY TAXABLE YEAR EXCEEDS THE TOTAL TAX OTHERWISE PAYABLE BY THE INDIVIDUAL WITHOUT A QUALIFYING CHILD FOR THAT TAXABLE YEAR, THE INDIVIDUAL MAY CLAIM A REFUND IN AN AMOUNT OF THE EXCESS.

(c) (1) Except as provided in paragraph (2) of this subsection and subject to subsection (d) of this section, the credit allowed against the county income tax under subsection (a)(2) of this section is the lesser of:

(i) the earned income credit allowable for the taxable year under § 32 of the Internal Revenue Code multiplied by 10 times the county income tax rate for the taxable year; or

(ii) the county income tax for the taxable year.

(2) (i) A county may provide, by law, for a refundable county earned income credit as provided in this paragraph.

(ii) If a county provides for a refundable county earned income credit under this paragraph, on or before July 1 prior to the beginning of the first taxable year for which it is applicable, the county shall give the Comptroller notice of the refundable county earned income credit.

(iii) If a county provides for a refundable county earned income credit under this paragraph, a resident may claim a refund of the amount, if any, by which the product of multiplying the credit allowable for the taxable year under § 32 of the Internal Revenue Code by 5 times the county income tax rate for the taxable year exceeds the county income tax for the taxable year.

(iv) The amount of any refunds payable under a refundable county earned income credit operates to reduce the income tax revenue from individuals attributable to the county income tax for that county.

(d) For an individual who is a resident of the State for only a part of the year, the amount of the credit or refund allowed under this section shall be determined based on the part of the earned income credit allowable for the taxable year under § 32 of the Internal Revenue Code that is attributable to Maryland, determined by multiplying the federal earned income credit by a fraction:

(1) the numerator of which is the Maryland adjusted gross income of the individual; and

(2) the denominator of which is the federal adjusted gross income of the individual.”.

AMENDMENT NO. 4

On page 6, after line 2, insert:

“Article – Tax – General

10–102.1.

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

(2) “Distributable cash flow” means taxable income reportable by a pass-through entity on its federal income tax return for the taxable year:

(i) adjusted, in the case of an entity using the accrual method of accounting to report federal taxable income, to reflect the amount of taxable income that would have been reported under the cash method of accounting;

(ii) increased by the sum of:

1. cash receipts for the taxable year that are not includable in the gross income of the entity, including capital contributions and loan proceeds;

2. amounts allowable to the entity for the taxable year as deductions for depreciation, amortization, and depletion; and

3. the decrease, if any, in the entity’s liability reserve as of the end of the taxable year; and

(iii) decreased by the sum of:

1. cash expenditures for the taxable year that are not deductible in computing the taxable income of the entity, not including distributions to shareholders, partners, or members; and

2. the increase, if any, in the entity’s liability reserve as of the end of the taxable year.

(3) “Liability reserve” means accrued unpaid liabilities that are not deductible in computing taxable income.

(4) “Member” means:

(i) a shareholder of an S corporation;

(ii) a general or limited partner of a partnership, limited partnership, or limited liability partnership;

(iii) a member of a limited liability company; or

(iv) a beneficiary of a business trust or statutory trust.

(5) “Nonresident entity” means an entity that is not formed under the laws of the State and is not qualified by or registered with the Department of Assessments and Taxation to do business in the State.

(6) “Nonresident taxable income” means any income described in § 10–210(b)(1) through (4) of this title.

(7) “Pass-through entity” means:

(i) an S corporation;

(ii) a partnership;

(iii) a limited liability company that is not taxed as a corporation under this title; or

(iv) a business trust or statutory trust that is not taxed as a corporation under this title.

(8) “Pass-through entity’s taxable income” means the portion of a pass-through entity’s income under the federal Internal Revenue Code that is derived from or reasonably attributable to the trade or business of the pass-through entity in this State.

(b) (1) Subject to paragraph (2) of this subsection, in addition to any other tax imposed under this title, a tax is imposed on each pass-through entity.

(2) Each pass-through entity:

(i) shall pay the tax imposed under paragraph (1) of this subsection with respect to the distributive shares or pro rata shares of the nonresident and nonresident entity members of the pass-through entity; or

(ii) may elect to pay the tax imposed under paragraph (1) of this subsection with respect to the distributive shares or pro rata shares of [resident] ALL members of the pass-through entity.

(c) (1) With respect to a pass-through entity that pays the tax imposed under subsection (b)(1) of this section in accordance with subsection (b)(2)(i) of this section, the tax shall be treated as a tax imposed on the nonresident or nonresident entity members that is paid on behalf of the nonresidents or nonresident entities by the pass-through entity.

(2) The Comptroller shall provide by regulation for the treatment of the tax imposed under subsection (b) of this section that is paid on behalf of a nonresident entity member that is itself a pass-through entity.

(3) WITH RESPECT TO A PASS-THROUGH ENTITY THAT PAYS THE TAX IMPOSED UNDER SUBSECTION (B)(1) OF THIS SECTION IN ACCORDANCE WITH SUBSECTION (B)(2)(II) OF THIS SECTION, THE TAX SHALL BE TREATED AS A TAX IMPOSED ON THE PASS-THROUGH ENTITY ITSELF.

(d) (1) With respect to a pass-through entity that pays the tax imposed under subsection (b)(1) of this section in accordance with subsection (b)(2)(i) of this section, the tax imposed is the sum of:

(i) a rate equal to the sum of the rate of the tax imposed under § 10-106.1 of this subtitle and the top marginal State tax rate for individuals under § 10-105(a) of this subtitle applied to the sum of each nonresident individual member's distributive share or pro rata share of the pass-through entity's nonresident taxable income; and

(ii) the rate of the tax for a corporation under § 10-105(b) of this subtitle applied to the sum of each nonresident entity member's distributive share or pro rata share of the pass-through entity's nonresident taxable income.

(2) With respect to a pass-through entity that pays the tax imposed under subsection (b)(1) of this section in accordance with subsection (b)(2)(ii) of this section, the tax imposed is the sum of:

(i) a rate equal to the sum of the rate of the tax imposed under § 10-106.1 of this subtitle and the top marginal State tax rate for individuals under § 10-105(a) of this subtitle applied to the sum of each individual member's distributive share or pro rata share of the pass-through entity's taxable income; and

(ii) the rate of the tax for a corporation under § 10-105(b) of this subtitle applied to the sum of each entity member's distributive share or pro rata share of the pass-through entity's taxable income.

(3) The tax required to be paid for any taxable year by a pass-through entity may not exceed:

(i) with respect to a pass-through entity that pays the tax imposed under subsection (b)(1) of this section in accordance with subsection (b)(2)(i) of this section, the sum of all of the nonresident and nonresident entity members' shares of the pass-through entity's distributable cash flow; and

(ii) with respect to a pass-through entity that pays the tax imposed under subsection (b)(1) of this section in accordance with subsection (b)(2)(ii) of this section, the sum of all of the members' shares of the pass-through entity's distributable cash flow.

(e) In accordance with § 10-701.1 of this title, each member may claim a credit against the tax imposed on the member for the member's proportionate share of the tax paid by the pass-through entity under subsection (b) of this section.

(f) (1) (i) The tax imposed under subsection ~~[(b)]~~ **(B)(1)** of this section **THAT IS PAID IN ACCORDANCE WITH SUBSECTION (B)(2)(I) OF THIS SECTION AND FOR WHICH NO ELECTION IS MADE UNDER SUBSECTION (B)(2)(II) OF THIS SECTION** does not apply with respect to the distributive share or pro rata share of a member that is itself a pass-through entity formed under the laws of the State or qualified by or registered with the Department of Assessments and Taxation to do business in the State.

(ii) A member of a pass-through entity that is itself a pass-through entity as described in subparagraph (i) of this paragraph shall itself comply with the provisions of this section.

(2) The tax imposed under subsection [(b)] (B)(1) of this section THAT IS PAID IN ACCORDANCE WITH SUBSECTION (B)(2)(I) OF THIS SECTION AND FOR WHICH NO ELECTION IS MADE UNDER SUBSECTION (B)(2)(II) OF THIS SECTION does not apply with respect to the direct or indirect distributive share or pro rata share of a member that is:

(i) a real estate investment trust as defined by § 856 of the Internal Revenue Code; or

(ii) an entity that is exempt from taxation under § 501 of the Internal Revenue Code.

(g) The Comptroller may provide by regulation for:

(1) the filing of composite returns by a pass-through entity on behalf of its nonresident and nonresident entity members; and

(2) application of or exemption from the tax imposed under subsection (b) of this section for a pass-through entity:

(i) that files a composite return on behalf of nonresident and nonresident entity members; or

(ii) the entity members of which are tax exempt.

(h) (1) Subject to paragraph (2) of this subsection, if a partnership fails to pay the tax when due, the tax may be collected from the partners under the law applicable to debts of the partnership, with the partnership and partners having rights of contribution against any partner on whose behalf the tax is paid.

(2) Unless it is established by the Comptroller that the partner participated in a pattern of distributions to one or more partners with the intention of defeating the partnership liability for the tax imposed under subsection (b) of this section, any partner otherwise liable under paragraph (1) of this subsection shall be liable for the tax imposed on the partnership only to the extent of distributions from the partnership to that partner after the tax was due to be paid by the partnership.

(i) Except as provided in § 10–701.1 of this title, nothing in this section limits or affects in any way the liability of an individual nonresident member or a nonresident entity

member for the tax imposed on the individual nonresident or nonresident entity under § 10-102 of this subtitle.

(j) The tax imposed under subsection [(b)] (B)(1) of this section THAT IS PAID IN ACCORDANCE WITH SUBSECTION (B)(2)(I) OF THIS SECTION AND FOR WHICH NO ELECTION IS MADE UNDER SUBSECTION (B)(2)(II) OF THIS SECTION does not apply to a publicly traded pass-through entity that has agreed to file with the Comptroller an annual information return reporting the name, address, taxpayer identification number, and other information requested by the Comptroller of each nonresident or nonresident entity member whose distributive share or pro rata share of the pass-through entity's nonresident taxable income for the taxable year exceeds \$500.

10-205.

(a) In addition to the modification under § 10-204 of this subtitle, the amounts under this section are added to the federal adjusted gross income of a resident to determine Maryland adjusted gross income.

(M) THE ADDITION UNDER SUBSECTION (A) OF THIS SECTION INCLUDES THE AMOUNT OF CREDIT THAT IS CLAIMED UNDER § 10-701.1 OF THIS TITLE FOR THE AMOUNT OF TAX PAID BY A PASS-THROUGH ENTITY UNDER § 10-102.1 OF THIS TITLE AND IS ATTRIBUTABLE TO THE MEMBER'S SHARE OF TAX ON THE MEMBER'S SHARE OF THE PASS-THROUGH ENTITY'S TAXABLE INCOME, AS DEFINED IN § 10-102.1(A)(8) OF THIS TITLE.

10-306.

(a) In addition to the modification under § 10-305 of this subtitle, the amounts under this section are added to the federal taxable income of a corporation to determine Maryland modified income.

(b) The addition under subsection (a) of this section includes the additions required for an individual under:

(1) § 10-205(b) of this title (Enterprise zone wage credit, employment opportunity credit, disability credit, and qualified ex-felon employee credit);

(2) § 10-205(c) of this title (Reforestation and timber stand modification);

(3) § 10-205(e) of this title (Net operating loss modification);

(4) § 10–205(g) of this title (Unlicensed child care facility operating expenses); [and]

(5) § 10–205(i) of this title (Maryland research and development tax credit);
AND

(6) § 10–205(M) OF THIS TITLE (CREDIT FOR SHARE OF TAXES PAID BY PASS–THROUGH ENTITIES).

10–701.1.

[An individual or a corporation] A MEMBER OF A PASS–THROUGH ENTITY may claim a credit against the [State] income tax for a taxable year in the amount of tax paid by a pass–through entity under § 10–102.1 of this title that is attributable to the [individual’s or corporation’s] MEMBER’S share of the pass–through entity’s taxable income, as defined in § 10–102.1(a)(8) of this title.

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:”.

AMENDMENT NO. 5

On page 6, strike in their entirety lines 7 through 14, inclusive, and substitute:

“(d) (1) [“Computation] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, “COMPUTATION date” means the July 1 immediately preceding the calendar year for which a rate of contribution is assigned.

(2) FOR THE PERIOD BEGINNING MARCH 5, 2020, THROUGH THE SECOND JULY 1 AFTER THE EXPIRATION OF THE STATE OF EMERGENCY DECLARED BY THE GOVERNOR DUE TO THE COVID–19 PANDEMIC, BOTH INCLUSIVE, “COMPUTATION DATE” MEANS JULY 1, 2019, IF THAT DATE RESULTS IN A LOWER RATE OF CONTRIBUTION.”.

On page 7, after line 3, insert:

“(c) (1) If an employing unit has met each of the requirements to qualify for an earned rate but files no contribution reports for any of the 3 rating years immediately preceding the computation date as required by § 8–626 of this subtitle, the Secretary shall assign the employing unit the standard rate of contribution.

(2) NOTWITHSTANDING § 8-606(D)(2) OF THIS SUBTITLE, IF THE SECRETARY DETERMINES THAT AN EMPLOYING UNIT OR AGENCY HAS ESTABLISHED A PATTERN OF FAILING TO RESPOND TIMELY OR ADEQUATELY FOR REQUESTS FOR INFORMATION, THE SECRETARY MAY USE THE COMPUTATION DATE AS DEFINED IN § 8-606(D)(1) OF THIS SUBTITLE FOR PURPOSES OF DETERMINING AN EARNED RATE OF CONTRIBUTION.

SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Labor and Employment

8-601.

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

(b) “Election” means an election to make reimbursement payments instead of paying contributions in accordance with Part III of this subtitle.

(d) “Reimbursement payment” means a payment that an employing unit makes under an election to reimburse the Unemployment Insurance Fund for benefits paid.

8-620.

(a) (1) Reimbursement payments shall be made in accordance with this section.

(2) [Unless] EXCEPT AS PROVIDED IN PARAGRAPHS (3) AND (4) OF THIS SUBSECTION, UNLESS there is an application for review and redetermination of a bill under § 8-621 of this subtitle, a nonprofit organization or governmental entity shall pay the bill under this section within 30 days after the Secretary mailed the bill to the last known address of the nonprofit organization or governmental entity or otherwise delivered the bill to it.

(3) (I) FOR CALENDAR YEAR 2021, A NONPROFIT ORGANIZATION OR GOVERNMENTAL ENTITY THAT EMPLOYS FEWER THAN 50 INDIVIDUALS MAY ELECT TO DEFER PAYMENT OF THE BILLS UNDER THIS SECTION FOR THE CALENDAR QUARTERS ENDING ON MARCH 31, JUNE 30, AND SEPTEMBER 30.

(II) A NONPROFIT ORGANIZATION OR GOVERNMENTAL ENTITY

THAT ELECTS TO DEFER THE PAYMENT OF A BILL AS AUTHORIZED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH:

1. SHALL SUBMIT THE PAYMENT ON OR BEFORE THE DATE ON WHICH THE PAYMENT FOR THE CALENDAR QUARTER ENDING DECEMBER 31, 2021, IS DUE;

2. MAY NOT BE REQUIRED BY THE SECRETARY TO FILE FOR AN EXTENSION;

3. NOTWITHSTANDING § 8-622 OF THIS SUBTITLE, MAY NOT BE CONSIDERED DELINQUENT IN MAKING THE PAYMENT DURING THE PERIOD FOR WHICH THE PAYMENT IS DEFERRED; AND

4. MAY NOT BE ASSESSED INTEREST THAT ACCRUES UNDER § 8-628 OF THIS SUBTITLE FOR THE PERIOD FOR WHICH THE PAYMENT IS DEFERRED.

(4) (I) FOR CALENDAR YEAR 2022, THE SECRETARY MAY AUTHORIZE A NONPROFIT ORGANIZATION OR GOVERNMENTAL ENTITY THAT EMPLOYS FEWER THAN 50 INDIVIDUALS TO DEFER PAYING A BILL.

(II) IF THE SECRETARY AUTHORIZES A NONPROFIT ORGANIZATION OR GOVERNMENTAL ENTITY TO DEFER PAYING A BILL IN ACCORDANCE WITH SUBPARAGRAPH (I) OF THIS PARAGRAPH:

1. THE SECRETARY SHALL ESTABLISH THE DATE ON WHICH THE PAYMENT IS DUE;

2. THE NONPROFIT ORGANIZATION OR GOVERNMENTAL ENTITY MAY NOT BE REQUIRED BY THE SECRETARY TO FILE FOR AN EXTENSION;

3. NOTWITHSTANDING § 8-622 OF THIS SUBTITLE, THE NONPROFIT ORGANIZATION OR GOVERNMENTAL ENTITY MAY NOT BE CONSIDERED DELINQUENT IN MAKING THE PAYMENT DURING THE PERIOD FOR WHICH THE PAYMENT IS DEFERRED; AND

4. THE NONPROFIT ORGANIZATION OR GOVERNMENTAL ENTITY MAY NOT BE ASSESSED INTEREST THAT ACCRUES UNDER § 8-628 OF THIS SUBTITLE FOR THE PERIOD FOR WHICH THE PAYMENT IS DEFERRED.

(c) Except as provided in subsection (d) of this section, at the end of each calendar quarter or any other period set by the Secretary, the Secretary shall send:

(1) to each nonprofit organization that has made an election or if the Secretary has approved a group account under § 8-619 of this subtitle, to the group representative, a bill for all regular and work sharing benefits, and 50% of extended benefits paid during that period that are attributable to covered employment for that nonprofit organization; and

(2) to each governmental entity that has made an election, a bill for all regular, work sharing, and extended benefits paid during that period that are attributable to covered employment for that governmental entity.

8-626.

(a) **(1) [For] SUBJECT TO PARAGRAPHS (2) AND (3) OF THIS SUBSECTION, FOR each calendar quarter, each employing unit shall submit to the Secretary a contribution and employment report on or before the date that the Secretary sets.**

(2) (I) FOR CALENDAR YEAR 2021, AN EMPLOYING UNIT THAT EMPLOYS FEWER THAN 50 INDIVIDUALS MAY ELECT TO DEFER SUBMITTING CONTRIBUTION AND EMPLOYMENT REPORTS FOR THE CALENDAR QUARTERS ENDING ON MARCH 31, JUNE 30, AND SEPTEMBER 30.

(II) AN EMPLOYING UNIT THAT ELECTS TO DEFER THE SUBMISSION OF A CONTRIBUTION AND EMPLOYMENT REPORT AS AUTHORIZED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH:

1. SHALL SUBMIT THE REPORT ON OR BEFORE THE DATE ON WHICH THE REPORT FOR THE CALENDAR QUARTER ENDING DECEMBER 31, 2021, IS DUE;

2. MAY NOT BE REQUIRED BY THE SECRETARY TO FILE FOR AN EXTENSION; AND

3. MAY NOT BE ASSESSED INTEREST THAT ACCRUES UNDER § 8-628 OF THIS SUBTITLE FOR THE PERIOD FOR WHICH THE SUBMISSION IS DEFERRED.

(3) (I) FOR CALENDAR YEAR 2022, THE SECRETARY MAY AUTHORIZE AN EMPLOYING UNIT THAT EMPLOYS FEWER THAN 50 INDIVIDUALS TO DEFER SUBMITTING A CONTRIBUTION AND EMPLOYMENT REPORT DUE IN ACCORDANCE WITH THIS SECTION.

(II) IF THE SECRETARY AUTHORIZES AN EMPLOYING UNIT TO DEFER SUBMITTING A CONTRIBUTION AND EMPLOYMENT REPORT IN ACCORDANCE WITH SUBPARAGRAPH (I) OF THIS PARAGRAPH:

1. THE SECRETARY SHALL ESTABLISH THE DATE ON WHICH THE CONTRIBUTION AND EMPLOYMENT REPORT IS DUE;

2. THE EMPLOYING UNIT MAY NOT BE REQUIRED TO FILE FOR AN EXTENSION; AND

3. THE EMPLOYING UNIT MAY NOT BE ASSESSED INTEREST THAT ACCRUES UNDER § 8-628 OF THIS SUBTITLE FOR THE PERIOD FOR WHICH THE SUBMISSION IS DEFERRED.

(b) An employing unit shall include in a contribution and employment report information that the Secretary requires.

(c) (1) An employing unit that fails to submit a contribution and employment report under this section is subject to a penalty of \$35 unless the Secretary waives the penalty for cause.

(2) An employing unit that submits a check or other negotiable instrument in payment of any penalty under this subsection which is returned for insufficient funds is subject to an additional penalty of \$25.

8-628.

(a) Except as provided in § 8-201.1 of this title AND §§ 8-620 AND 8-626 OF THIS SUBTITLE, a contribution or reimbursement payment that is due and unpaid shall accrue interest at the rate of 1.5% per month or part of a month from the date on which it is due until the Secretary receives the contribution or payment in lieu of contributions and the interest.

(b) Notwithstanding subsection (a) of this section, except as provided in § 8-201.1 of this title, for any calendar year in which Table F is applicable under § 8-612(d)(6) of this

subtitle, a contribution or reimbursement payment that is due and unpaid shall accrue interest at the rate of 0.5% per month or part of a month from the date on which it is due until the Secretary receives the contribution or payment in lieu of contributions and the interest.”.

AMENDMENT NO. 6

On page 7, in line 4, strike “3.” and substitute “5.”; in line 8, strike “4” and substitute “3”; in line 19, strike “A” and substitute “Subject to subsection (e) of this section, a”; in the same line, strike “paragraph (1) of this subsection” and substitute “subsection (b) of this section”; and after line 25, insert:

“(e) The credit allowed under this section shall be claimed in the manner prescribed by the Comptroller.”.

AMENDMENT NO. 7

On page 7, in line 26, strike “4.” and substitute “6.”; in the same line, strike “, as” and substitute “:”

(a) As”;

in line 27, after “Act” insert “and notwithstanding § 7-222 of the State Finance and Procurement Article”; in line 29, after “Article” insert “for a taxable year beginning after December 31, 2018, but before January 1, 2020”; strike in their entirety lines 31 and 32; in line 33, strike “(i)” and substitute “(1)”; and strike beginning with “other” in line 33 down through “item;” in line 34 and substitute “; or”.

On page 8, strike line 1 in its entirety; in line 2, strike “(iii)” and substitute “(2)”; strike beginning with “; and” in line 3 down through “Code” in line 10; after line 10, insert:

“(b) The Comptroller shall establish procedures to implement this section.”;

in line 11, strike “5.” and substitute “7.”; after line 11, insert:

“(a) As soon as practicable, the Comptroller shall conduct an earned income tax credit eligibility awareness campaign to encourage eligible individuals to claim the federal and State earned income tax credits for a taxable year beginning after December 31, 2019, but before January 1, 2021.

(b) To the extent that “tax information”, as defined in § 13–201 of the Tax – General Article, is required to be disclosed by the Comptroller in order to send the State economic impact payments under Section 6 of this Act:

(1) the prohibition against the disclosure of tax information under § 13–202 of the Tax – General Article does not apply; and

(2) the tax information permitted to be disclosed is limited to the name, address, bank account number, and bank routing number provided by the taxpayer on the taxpayer’s Maryland income tax return.

(c) (1) Unless a garnishment relates to an action for or judgment awarding child support:

(i) an economic impact payment under Section 6 of this Act is exempt from and shall not be subject to garnishment; and

(ii) a financial institution may not hold an economic impact payment under Section 6 of this Act of a judgment debtor under a writ of garnishment and shall treat an economic impact payment as protected amounts under Maryland Rules 2–625.1 and 3–645.1.

(2) A banking institution or credit union incorporated under the laws of this State may not have a lien on or rights of setoff against funds in a customer’s or member’s account to the extent the funds are traceable to an economic impact payment under Section 6 of this Act.”;

in lines 12, 17, and 22, strike “(a)”, “(b)”, and “(c)”, respectively, and substitute “(d)”, “(e)”, and “(f)”, respectively; in lines 12, 23, and 24, strike “(c)”, “(b)”, and “(a)”, respectively, and substitute “(f)”, “(e)”, and “(d)”, respectively; in lines 15 and 20, in each instance, strike “4” and substitute “6”; and in line 21, strike “for” and substitute “during”.

AMENDMENT NO. 8

On page 8, in lines 25 and 32, strike “6.” and “7.”, respectively, and substitute “8.” and “9.”, respectively; in lines 27 and 28, strike “: (1) \$320,000,000” and substitute “\$306,000,000”; and strike beginning with “; and” in line 29 down through “Article” in line 31.

On page 9, in line 25, strike “\$13,000,000” and substitute “\$4,000,000”; strike line 28 in its entirety and substitute:

“C90G00.01 Public Service Commission \$30,000,000”;

in line 31, strike “\$30,000,000” and substitute “\$20,000,000”; in line 32, strike “\$10,000,000” and substitute “\$5,000,000”; in line 33, strike “\$40,000,000” and substitute “\$10,000,000”; and in line 35, strike “\$26,000,000” and substitute “\$22,000,000”.

On page 10, in line 5, strike “\$10,000,000” and substitute “\$7,000,000”; in line 8, strike “\$5,000,000” and substitute “\$2,000,000”; in line 9, strike “\$3,500,000” and substitute “\$2,000,000”; in line 12, strike “\$5,000,000” and substitute “\$2,000,000”; in line 13, strike “\$3,000,000” and substitute “\$500,000”; in line 17, strike “\$40,000,000” and substitute “\$32,000,000”; in line 21, strike “\$30,000,000” and substitute “\$10,000,000”; in line 22, strike “\$25,000,000” and substitute “\$10,000,000”; strike lines 28 and 29 in their entirety; in line 30, strike “\$25,000,000” and substitute “\$15,000,000”; in line 32, strike “\$15,000,000” and substitute “\$10,000,000”; and after line 34, insert:

“A15000.01 Disparity Grants \$5,000,000”.

On page 11, in line 2, after “be” insert “retroactively”; in line 5, after “(5)” insert “(i)”; in line 8, after “squads” insert “that have lost revenue due to COVID-19”; after line 8, insert:

“(ii) An applicant for a grant authorized under this paragraph may not have received other relief from sources such as county, federal, or other State aid.

“(iii) The Maryland Emergency Management Agency shall advertise the grants authorized under this paragraph to all volunteer stations in the State.”;

in line 13, strike “Office of Home Energy Programs (N00I00.06), the Office” and substitute “Public Service Commission (C90G00.01)”:

(i) the Commission”;

in line 14, after “grants” insert “to utility companies”; in the same line, after “arrearages” insert “by reducing those arrearages; and

(ii) the funds shall be allocated in the following priority order:

1. eliminate all arrearages for households who have qualified for Office of Home Energy Program Energy Assistance benefits in the past 4 years;

2. eliminate all arrearages for residential special needs customers; and

3. eliminate the oldest arrearages”;

in line 20, strike “\$30,000,000” and substitute “\$20,000,000”; in line 33, strike “\$40,000,000” and substitute “\$10,000,000”; and in line 35, strike “\$12,000” and substitute “\$9,000”.

On page 12, in line 7, strike “\$26,000,000” and substitute “\$22,000,000”; in line 26, strike “and”; after line 26, insert:

“2. if a part of a franchise with multiple locations of businesses, are owned by a local franchisee; and”;

in line 27, strike “2.” and substitute “3.”; and in line 33, after “to” insert “live”.

On page 13, in line 1, after “to” insert “live”; in line 7, after “the” insert “live”; in line 20, after “16–24” insert “, including through summer job programs”; and in line 34, strike “\$5,000,000” and substitute “\$2,000,000”.

On page 14, in line 1, strike “\$3,000,000” and substitute “\$500,000”; and in line 14, strike “\$40,000,000” and substitute “\$32,000,000”.

On page 15, in line 3, strike “hire additional caseworkers” and substitute “augment staffing”; strike beginning with “private” in line 13 down through “are” in line 15 and substitute “the following entities that have lost State or local funding as”; in line 15, after “pandemic” insert “;”

(i) private commuter and shuttle bus operators, including entities that provide commuter and shuttle bus services contractually to government entities; and

(ii) locally operated transit systems”;

in line 17, after “shall” insert “;”

(i) provide grants of \$5,000,000 to providers serving people directed to treatment under § 8–507 of the Health – General Article; and

(ii)”;

in line 18, after “provide” insert “grants of \$15,000,000 for”; in line 20, after “~~(26)~~” insert “(i)”; in lines 23, 24, 25, 26, and 27, strike “~~(i)~~”, “~~(ii)~~”, “~~(iii)~~”, “~~(iv)~~”, and “~~(v)~~”, respectively, and substitute “1.”, “2.”, “3.”, “4.”, and “5.”, respectively; after line 28, insert:

“(ii) The Maryland Community Health Resource Commission may retain any funds allocated under paragraph (3) of this subsection that remain unspent at the end of the fiscal year into fiscal year 2022.”;

and strike in their entirety lines 29 through 36, inclusive, and substitute:

“(27) It is the intent of the General Assembly that the Governor allocate \$1.5 million of federal vaccine funding to the University of Maryland Baltimore Campus to assist with mobile vaccine administration.”.

On page 16, in lines 1, 5, 9, and 17, strike “~~(29)~~”, “~~(30)~~”, “~~(31)~~”, and “~~(32)~~”, respectively, and substitute “(28)”, “(29)”, “(30)”, and “(31)”, respectively; in line 3, strike “housing debt or”; and after line 20, insert:

“(32) For purposes of the amount authorized under paragraph (3) of this subsection for Disparity Grants (A15000.01), the funds shall be distributed as follows:

(i) \$3,498,738 to Prince George’s County;

(ii) \$360,034 to Dorchester County; and

(iii) \$1,141,228 to Wicomico County.”.

On pages 17 through 19, strike in their entirety the lines beginning with line 33 on page 17 through line 15 on page 19, inclusive, and substitute:

“SECTION 10. AND BE IT FURTHER ENACTED, That:

(a) (1) Notwithstanding any other provision of law, \$23,000,000 from the money derived from the AltaGas Ltd. and WGL Holdings, Inc. merger approved by the Public Service Commission in Case No. 9449 Order No. 88631 on April 4, 2018, for the Maryland Gas Expansion Fund and deposited into the Maryland Strategic Energy Investment Fund established under § 9–20B–05 of the State Government Article may be expended only for utility arrearage assistance in fiscal 2021.

(2) The Governor is authorized to submit a budget amendment to appropriate the funds described under paragraph (1) of this subsection to the Public Service Commission.

(b) (1) Notwithstanding any other provision of law, \$30,000,000 of funds in the Maryland Strategic Energy Investment Fund from among all the allocations of the Regional Greenhouse Gas Initiative revenue established under § 9–20B–05 of the State Government Article that are not already appropriated in fiscal 2021 may be expended only for utility arrears in fiscal 2021.

(2) The Governor is authorized to submit a budget amendment to appropriate the funds described under paragraph (1) of this subsection to the Public Service Commission.

(c) (1) Subject to paragraph (2) of this subsection, funds directed to utility arrearages programs under subsections (a) and (b) of this section shall be used for grants to electric and natural gas utilities, including cooperatives and municipal utilities.

(2) The fund shall be used in the following priority order:

(i) eliminate all arrearages for households that have qualified for Office of Home Energy Assistance benefits in the past 4 years;

(ii) eliminate all arrearages for residential special needs customers;
and

(iii) eliminate the oldest arrearages.

SECTION 11. AND BE IT FURTHER ENACTED, That:

(a) In this section, “unrestricted fund balance” means all committed, unassigned, and “rainy day” funds, including rainy day funds reported by a county as restricted funds.

(b) Subject to subsection (c) of this section, the Comptroller may distribute to a county a grant from the Local Reserve Account established under § 2-606 of the Tax – General Article in an amount equal to the difference between a county’s audited fiscal year 2021 unrestricted fund balance and the amount necessary to bring the unrestricted fund balance to 5% of the county’s general fund revenues in fiscal year 2021.

(c) A county may not receive a grant under this section if federal legislation enacted after February 15, 2021, directs revenue in excess of 5% of general fund revenues to the county in federal fiscal 2021.”.

On page 19, in lines 16, 21, and 27, strike “9.”, “7”, and “10.”, respectively, and substitute “12.”, “9”, and “13.”, respectively; in line 18, strike “7 and 8” and substitute “9 and 10”; and in lines 25 and 26, in each instance, strike “7 or 8” and substitute “9 or 10”.

AMENDMENT NO. 9

On page 20, after line 4, insert:

“SECTION 14. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall be applicable to all taxable years beginning after December 31, 2019.

SECTION 15. AND BE IT FURTHER ENACTED, That Section 3 of this Act shall apply prospectively only to computations of earned rates of contribution occurring on or after July 1, 2021.

SECTION 16. AND BE IT FURTHER ENACTED, That Section 4 of this Act shall be construed to apply only prospectively to bills for reimbursement or contributions and employment reports due on or after the effective date of this Act.”;

in lines 5, 6, and 8, strike “11.”, “2”, and “12.”, respectively, and substitute “17.”, “3”, and “19.”, respectively; and after line 7, insert:

“SECTION 18. AND BE IT FURTHER ENACTED, That, at the end of June 30, 2023, Section 4 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”.

The preceding 9 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0496/173722/1

BY: Delegate Szeliga

AMENDMENTS TO SENATE BILL 496, AS AMENDEDAMENDMENT NO. 1

In the Committee on Ways and Means Amendments (SB0496/973228/1), strike Amendment No. 1 in its entirety.

AMENDMENT NO. 2

In the Committee on Ways and Means Amendments, in Amendment No. 2, strike beginning with “, for” in line 1 down through “who” in line 5.

The preceding 2 amendments were withdrawn.

FLOOR COMMITTEE AMENDMENT

SB0496/973228/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 496
(Third Reading File Bill – Second Printing)AMENDMENT NO. 1

On page 1, in line 19, after “individuals” insert “who file a certain tax return using a certain identification number and would have been eligible for the Maryland earned income tax credit under certain circumstances or who are”.

AMENDMENT NO. 2

On page 7, in line 28, after “who” insert “, for a taxable year beginning after December 31, 2018, but before January 1, 2020, filed a federal tax return using an Individual Taxpayer Identification Number issued by the federal government and would have been eligible for the State earned income tax credit but for the limitation under § 32(m) of the Internal Revenue Code or who resides in or is a permanent resident of the State on the effective date of this Act and”.

The preceding 2 amendments were read only.

Delegate Kipke moved to make the Bill and Amendment a Special Order for next session.

The motion was adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 130 Members present.

(See Roll Call No. 79)

CALENDAR OF THIRD READING HOUSE BILLS NO. 7

House Bill 251 – Delegate Carr

AN ACT concerning

Maryland Funding Accountability and Transparency Act – Nonbudgeted State Agencies

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 80)

The Bill was then sent to the Senate.

House Bill 258 – Delegate Guyton

AN ACT concerning

State Child Welfare System – Reporting

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 81)

The Bill was then sent to the Senate.

House Bill 356 – Delegate Qi

AN ACT concerning

Corporations and Associations – Filing Fee Study

Read the third time and passed by yeas and nays as follows:

Affirmative – 125 Negative – 7 (See Roll Call No. 82)

The Bill was then sent to the Senate.

House Bill 457 – Delegate Dumais

AN ACT concerning

**Insurance – Application of Premium Tax – Continued Exclusion of Maryland
Automobile Insurance Fund**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 83)

The Bill was then sent to the Senate.

House Bill 473 – Delegate Dumais

AN ACT concerning

Electricity – Change of Address – Maintenance of Subscriptions and Contracts

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 84)

The Bill was then sent to the Senate.

House Bill 487 – Delegate Solomon

AN ACT concerning

**Education – School Construction – Pedestrian Safety Plans
(School Pedestrian Safety Act)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 106 Negative – 25 (See Roll Call No. 85)

The Bill was then sent to the Senate.

House Bill 239 – Delegate Rogers

AN ACT concerning

State Real Estate Commission – Property Managers – Registration

Read the third time and passed by yeas and nays as follows:

Affirmative – 100 Negative – 32 (See Roll Call No. 86)

The Bill was then sent to the Senate.

House Bill 269 – Delegate Wells

AN ACT concerning

Department of Agriculture – Urban Agriculture Grant Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 123 Negative – 8 (See Roll Call No. 87)

The Bill was then sent to the Senate.

House Bill 302 – Delegate Stein

AN ACT concerning

Environment – On-Site Wastewater Services – Regulation

Read the third time and passed by yeas and nays as follows:

Affirmative – 95 Negative – 37 (See Roll Call No. 88)

The Bill was then sent to the Senate.

House Bill 311 – Delegate Carr

AN ACT concerning

Vehicle Laws – Intersections – Prohibited Acts

Read the third time and passed by yeas and nays as follows:

Affirmative – 100 Negative – 30 (See Roll Call No. 89)

The Bill was then sent to the Senate.

House Bill 363 – Delegate Lierman

AN ACT concerning

**Maryland Public Ethics Law – Retaliation for Reporting or Participating in
Investigation – Prohibition**

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 1 (See Roll Call No. 90)

The Bill was then sent to the Senate.

**CLERK’S OFFICE RECEIPTS AND MESSAGES TO THE SECRETARY OF
STATE FOR 2020 OVERRIDDEN VETOED BILLS**

(See Exhibit C of Appendix II)

QUORUM CALL

The presiding officer announced a quorum call, showing 130 Members present.

(See Roll Call No. 91)

RECESS

At 11:08 A.M. on motion of Delegate Luedtke the House recessed until 3:00 P.M. on Friday, February 12, 2021.

AFTER RECESS
Annapolis, Maryland
Friday, February 12, 2021

At 4:07 P.M. the House resumed its session and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 131 Members present.

(See Roll Call No. 92)

EXCUSED:

Delegate Anderson – illness
Delegate Attar – personal
Delegate M. Fisher – illness
Delegate Otto – medical
Delegate Rose – medical
Delegate Shoemaker – mother’s funeral
Delegate Wilson – personal

INTRODUCTORY HOUSE BILLS NO. 39

House Bill 1348 – Delegate Sample–Hughes

AN ACT concerning

**Procurement – Department of General Services – MBE Program Compliance
Officer**

FOR the purpose of requiring the Secretary of General Services, in consultation with the Chief Procurement Officer in the Department of General Services, to appoint an MBE Program Compliance Officer in the Office of State Procurement to ensure compliance by certain procurement units with the participation goals of the State Minority Business Enterprise Program; requiring the Officer to report on certain matters to the Board of Public Works and the Legislative Policy Committee of the General Assembly on or before a certain date each year; requiring certain procurement units to submit certain periodic and annual reports to the Officer; and generally relating to the MBE Program Compliance Officer in the Department of General Services.

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement

Section 11–101(a) and (d) and 14–302(a)(1)(i)1.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 14–302(a)(9)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY adding to
Article – State Finance and Procurement
Section 14–306
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1349 – Delegate Sample–Hughes

AN ACT concerning

Public Health – Maryland Prenatal and Infant Care Grant Program Fund

FOR the purpose of renaming the Maryland Prenatal and Infant Care Coordination Services Grant Program Fund to be the Maryland Prenatal and Infant Care Grant Program Fund; altering the purpose of the Fund to include making grants to federally qualified health centers, hospitals, and certain providers to increase access to prenatal care; requiring the Governor to include in the annual budget bill certain appropriations for the Fund; altering the types of grants for which the Fund may be used to include grants to federally qualified health centers, hospitals, and certain providers to provide and promote certain care; requiring the Secretary of Health to consult with the Maternal and Child Health Bureau in the Maryland Department of Health to establish certain procedures; requiring that priority for awarding grants under certain provisions of this Act be given to certain proposals; requiring the Secretary to award certain grants to federally qualified health centers, hospitals, and providers of prenatal care that propose a certain program; authorizing a federally qualified health center, hospital, or provider of prenatal care that receives a certain grant to use the funding to promote and market the proposed program; prohibiting the amount of a certain grant from exceeding a certain percentage of a certain cost; requiring the Secretary to distribute at least a certain amount in total grants for certain fiscal years; requiring the Secretary to submit to the Governor and the General Assembly a certain report on or before a certain date each year; repealing an obsolete provision of law; altering a certain definition; defining certain terms; making conforming and technical changes; and generally relating to the Maryland Prenatal and Infant Care Grant Program Fund.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 19–301(a) and (f), 24–1503, and 24–1505
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 24–1501, 24–1502, and 24–1504 to be under the amended subtitle “Subtitle
15. Maryland Prenatal and Infant Care Grant Program Fund”
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to
Article – Health – General
Section 24–1506
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)106.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1350 – Delegate Wilkins

AN ACT concerning

Campaign Finance – Revisions

FOR the purpose of requiring a treasurer of a campaign finance entity to approve, rather than make, all disbursements for the entity; prohibiting the treasurer of a party central committee from approving, rather than making, a disbursement except under certain circumstances; authorizing the chairman of a campaign finance entity to approve, rather than make, disbursements for the entity under certain circumstances; requiring a campaign finance entity that is liable for a certain civil penalty to submit certain bank statements with the campaign finance entity’s campaign finance reports during a certain period; authorizing the State Board of Elections to waive the requirement that a campaign finance entity submit bank statements with its campaign finance reports for the remainder of a certain period under certain circumstances; making conforming changes; and generally relating to campaign finance.

BY repealing and reenacting, with amendments,

Article – Election Law
Section 13–218, 13–240(b), and 13–304
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Election Law
Section 13–604.1(b)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1351 – Delegate Wilkins

AN ACT concerning

Campaign Finance – Contribution Through Third–Party Payment Processor – Transfer to Campaign Account

FOR the purpose of requiring a campaign finance entity to initiate the transfer of a contribution made through a third–party payment processor from the account of the third–party payment processor to the designated campaign account of the campaign finance entity within a certain period of time after the contribution is deposited in the account of the third–party payment processor; defining a certain term; and generally relating to contributions to campaign finance entities made through third–party payment processors.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 13–220(a)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Election Law
Section 13–220(b)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1352 – Delegate Smith

AN ACT concerning

Campaign Finance Reports – Business Contributors – Registration Status

FOR the purpose of requiring the State Department of Assessments and Taxation to electronically transmit certain lists of businesses to the State Board of Elections in a certain manner and format on or before a certain date each year; requiring the Department to electronically transmit to the State Board the name of a business in a certain manner and format within a certain period of time after processing a filing for revival or reinstatement of the registration of the business; requiring the State Board to use certain information transmitted by the Department to identify and compile contributions made by certain businesses; requiring the State Board to use certain data to audit and investigate business contributions reported on campaign finance reports; providing that certain data is not subject to inspection under the Public Information Act; defining a certain term; and generally relating to the registration status of business contributors.

BY repealing and reenacting, with amendments,
 Article – Election Law
 Section 13–304
 Annotated Code of Maryland
 (2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 13

February 12, 2021

1.	Del. McKay	Youth Robotics and Engineering Center	APP
2.	Del. Smith	Artistic Laborers in Visual Exaltation	APP
3.	Del. Smith	Eager Park Infrastructure Project	APP
4.	Del. Haynes	Community Empowerment and Wellness Center	APP
5.	Del. Haynes	Smallwood Summit Senior Housing	APP
6.	Del. Haynes	Upton Planning Committee Project	APP
7.	Del. Haynes	Parren Mitchell House	APP

The preceding bond initiatives were read and referred to the Committee on Appropriations.

BOND INITIATIVES**Introductory House Bond Initiatives No. 14****February 12, 2021**

1. Del. Queen Friends House Retirement Community APP
2. Del. Queen Olney Satellite Police Station and Community Facility APP

The preceding bond initiatives were read and referred to the Committee on Appropriations.

SPECIAL ORDER CALENDAR NO. 13

Senate Bill 496 – The President (By Request – Administration) and Senators Augustine, Beidle, Benson, Carozza, Carter, Corderman, Eckardt, Edwards, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Hester, Hettleman, Jackson, Kagan, Kelley, King, Klausmeier, Kramer, Lam, Lee, McCray, Patterson, Peters, Pinsky, Rosapepe, Salling, Simonaire, Smith, Sydnor, Waldstreicher, Washington, West, Young, and Zucker

EMERGENCY BILL**SECOND PRINTING**

AN ACT concerning

Recovery for the Economy, Livelihoods, Industries, Entrepreneurs, and Families (RELIEF) Act

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED. FLOOR COMMITTEE AMENDMENT #973228/1 PENDING.

FLOOR COMMITTEE AMENDMENT

SB0496/973228/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 496
(Third Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 1, in line 19, after “individuals” insert “who file a certain tax return using a certain identification number and would have been eligible for the Maryland earned income tax credit under certain circumstances or who are”.

AMENDMENT NO. 2

On page 7, in line 28, after “who” insert “, for a taxable year beginning after December 31, 2018, but before January 1, 2020, filed a federal tax return using an Individual Taxpayer Identification Number issued by the federal government and would have been eligible for the State earned income tax credit but for the limitation under § 32(m) of the Internal Revenue Code or who resides in or is a permanent resident of the State on the effective date of this Act and”.

The preceding 2 amendments were withdrawn.

FLOOR AMENDMENT

SB0496/925969/1

BY: Delegate Luedtke

AMENDMENTS TO SENATE BILL 496
(Third Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 7, in line 28, after “taxpayer” insert “whose residency in Maryland as of the date of enactment of this Act can be verified by the Comptroller using commercially available third-party address validation services and”.

AMENDMENT NO. 2

On page 9, in line 18, after “and” insert “the limitations of”; and in line 20, after “2021” insert “, on the Governor’s approval of a budget amendment,”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Luedtke moved to put **Senate Bill 496** on Third Reading on the same day in compliance with the Constitution.

The motion was adopted by a roll call vote as follows:

Affirmative – 130 Negative – 1 (See Roll Call No. 93)

Two-thirds of the Delegates elected having voted in the affirmative, Senate Bill 496 was placed on Third Reading.

Senate Bill 496 – The President (By Request – Administration) and Senators Augustine, Beidle, Benson, Carozza, Carter, Corderman, Eckardt, Edwards, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Hester, Hettleman, Jackson, Kagan, Kelley, King, Klausmeier, Kramer, Lam, Lee, McCray, Patterson, Peters, Pinsky, Rosapepe, Salling, Simonaire, Smith, Sydnor, Waldstreicher, Washington, West, Young, and Zucker

EMERGENCY BILL

SECOND PRINTING

AN ACT concerning

Recovery for the Economy, Livelihoods, Industries, Entrepreneurs, and Families (RELIEF) Act

STATUS OF BILL: BILL ON 3RD READING. (RULES SUSPENDED).

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 1 (See Roll Call No. 94)

The Bill was then returned to the Senate.

SPECIAL ORDER CALENDAR NO. 12

House Bill 77 – Delegate Stewart

AN ACT concerning

**Environment – Application of Coal Tar Pavement Products – Prohibitions
(Safer Sealant Act of 2021)**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 14

House Bill 345 – Delegate Charkoudian

AN ACT concerning

**Public Utilities – Gas Service Regulator Safety
(Flower Branch Act)**

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 99 Negative – 33 (See Roll Call No. 95)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 96)

CALENDAR OF THIRD READING HOUSE BILLS NO. 9

House Bill 133 – Delegate Korman

AN ACT concerning

**State Finance and Procurement – Appropriation Reductions
(Board of Public Works Budget Reduction Clarification Act)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 100 Negative – 31 (See Roll Call No. 97)

The Bill was then sent to the Senate.

House Bill 324 – Delegate Moon

AN ACT concerning

**Criminal Law – Marijuana – Possession and Possession With Intent to
Distribute**

Read the third time and passed by yeas and nays as follows:

Affirmative – 94 Negative – 36 (See Roll Call No. 98)

The Bill was then sent to the Senate.

House Bill 497 – Delegate Boyce

AN ACT concerning

Property Tax Credit – Urban Agricultural Property – Repeal of Repayment Requirement

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 99)

The Bill was then sent to the Senate.

House Bill 556 – Delegate D.E. Davis

EMERGENCY BILL

AN ACT concerning

Public Service Commission – Virtual Public Hearings

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 100)

The Bill was then sent to the Senate.

House Bill 578 – Delegate D.E. Davis

AN ACT concerning

Public Utilities – Annual Reports

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 101)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 102)

ADJOURNMENT

At 4:25 P.M. on motion of Delegate Luedtke the House adjourned until 10:00 A.M. on Tuesday, February 16, 2021.

Annapolis, Maryland
Tuesday, February 16, 2021
10:00 A.M. Session

The House met at 10:02 A.M. and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 120 Members present.

(See Roll Call No. 107)

The Journal of February 12, 2021 was read and approved.

EXCUSED:

Delegate Anderson – illness
Delegate Anderton – personal
Delegate Barron – personal
Delegate Ciliberti – family emergency
Delegate Grammer – illness
Delegate R. Lewis – personal
Delegate Mautz – late – doctor’s appointment
Delegate Rose – medical
Delegate Walker – illness
Delegate R. Watson – medical

APPOINTMENTS

February 16, 2021

RESOLVED, that the Speaker makes the following Committee Appointments:

Rules & Executive Nominations

Hon. Mark S. Chang
Hon. Teresa E. Reilly
Hon. Kriselda Valderrama

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

MESSAGE FROM THE CHIEF EXECUTIVE**SUPPLEMENTAL BUDGET NO. 1 – FISCAL YEAR 2022**

(See Exhibit D of Appendix II)

Read and Referred to the Committee on Appropriations.**BOND INITIATIVES****Introductory House Bond Initiatives No. 15****February 16, 2021**

1.	Del. Chang	VFW Post 160	APP
2.	Del. Lisanti	Stancil Park	APP
3.	Del. Stewart	Islamic Community Center	APP
4.	Del. Bagnall	American Legion Post 276	APP
5.	Del. Bagnall	Langton Green Community Farm	APP

The preceding bond initiatives were read and referred to the Committee on Appropriations.**ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 5**

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 105 – Delegate Henson

AN ACT concerning

Department of Housing and Community Development – Community Development Administration – Compliance Monitoring ReportingFavorable report adopted.Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 225 – Delegate Arentz

AN ACT concerning

Queen Anne’s County – Natural Resources – Sunday Hunting

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 6

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 76 – Delegate Love

AN ACT concerning

Water Pollution Control – Intervention in Civil Actions – Rights and Authority

HB0076/400515/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 76

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “brings” and substitute “initiates”; and in line 6, after the semicolon insert “requiring a person exercising a certain right of intervention to intervene in accordance with the applicable practices, procedures, and laws in the State.”.

AMENDMENT NO. 2

On page 1, in line 19, strike “A” and substitute “SUBJECT TO SUBSECTION (B) OF THIS SECTION, A”; and in line 21, strike “BRINGS” and substitute “INITIATES”.

On page 2, in line 5, after “(B)” insert “A PERSON SHALL EXERCISE THE RIGHT TO INTERVENE UNDER SUBSECTION (A) OF THIS SECTION IN ACCORDANCE WITH THE APPLICABLE PRACTICES, PROCEDURES, AND LAWS IN THE STATE.

(C)”;

and in line 8, strike “REVIEW AND”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Buckel moved to make the Bill a Special Order for next session.

The motion was adopted.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 115 – Delegate Moon

AN ACT concerning

Vehicle Laws – Canceled, Revoked, and Suspended Driver’s Licenses – Penalties

HB0115/660419/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 115

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 17 through 21, inclusive.

AMENDMENT NO. 2

On page 2, in line 11, strike “(I)” ; in the same line, after “(C),” insert “(D), (E),” ; and strike in their entirety lines 13 through 21, inclusive.

AMENDMENT NO. 3

On page 3, in line 25, after “16-301(C),” insert “(D), (E),” ; in the same line, after “[or]” insert “OR” ; strike beginning with “, OR” in line 25 down through “(E)” in line 26; in line 27, after “(G),” insert “OR” ; and in line 28, strike beginning with “OR,” through “(E),” .

AMENDMENT NO. 4

On page 4, strike in their entirety lines 1 through 13, inclusive.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 281 – Delegate Chang

AN ACT concerning

Criminal Law – Humane Society and Animal Control Officers – Education and Training Requirements

HB0281/880112/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 281

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Criminal Law**” and substitute “**Local Government**”; in line 7, after “time;” insert “requiring certain training and continuing education to include certain instruction;”; and strike in their entirety lines 9 through 13, inclusive, and substitute:

“BY adding to

Article – Local Government

Section 13–110

Annotated Code of Maryland

(2013 Volume and 2020 Supplement)”.

AMENDMENT NO. 2

On page 1, in line 16, strike “**Criminal Law**” and substitute “**Local Government**”.

On pages 1 and 2, strike in their entirety the lines beginning with line 17 on page 1 through line 3 on page 2, inclusive.

On page 2, in line 4, strike “**(D)**” and substitute:

“13-110.

(A)”.

AMENDMENT NO. 3

On page 2, after line 8, insert:

“(2) THE TRAINING SHALL INCLUDE INSTRUCTION ON:

(I) ANIMAL CRUELTY INVESTIGATIONS;

(II) THE ASSOCIATION BETWEEN ANIMAL ABUSE AND THE ABUSE OF THE ELDERLY OR DOMESTIC VIOLENCE, AS DEFINED IN § 4-701 OF THE FAMILY LAW ARTICLE;

(III) THE USE OF LEGAL RESOURCES, INCLUDING CONSTITUTIONAL LAW, THE ANNOTATED CODE OF MARYLAND, AND COUNTY CODES;

(IV) LAWFUL SEARCHES AND SEIZURES;

(V) PROFESSIONALISM AND ETHICAL STANDARDS;

(VI) EVIDENCE COLLECTION AND THE CHAIN OF CUSTODY;

(VII) PREPARATION FOR CIVIL AND CRIMINAL PROCEEDINGS, INCLUDING BASIC TRIAL PRINCIPLES AND DUE PROCESS PROTECTIONS;

(VIII) CONFLICT RESOLUTION AND OFFICER SAFETY, INCLUDING PHYSICAL AND MENTAL HEALTH; AND

(IX) ANIMAL DISEASES AND ZOOZONOSIS.

(3) THE UNIT OF THE COUNTY OR MUNICIPAL CORPORATION MAY REQUIRE OTHER TRAINING IN ADDITION TO THE TRAINING SPECIFIED IN PARAGRAPH (2) OF THIS SUBSECTION.”;

in line 9, strike “(2)” and substitute “**(B) (1)**”; and after line 12, insert:

“(2) THE CONTINUING EDUCATION SHALL INCLUDE INSTRUCTION ON THE CURRENT LAWS APPLICABLE TO OFFICERS.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 313 – Delegate Holmes

AN ACT concerning

Cooperative Housing Corporations, Condominiums, and Homeowners Associations – Reserve Studies – Statewide

HB0313/230014/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 313

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 6, 18, and 27, in each instance, after “and” insert “updated”.

On page 2, in line 4, after “Act;” insert “making stylistic changes;”.

AMENDMENT NO. 2

On page 3 in line 9, on page 6 in lines 8 and 14, and on page 8 in lines 24 and 30, in each instance, strike “a” and substitute “AN UPDATED”.

On page 3, in line 16, strike the second “a” and substitute “AN UPDATED”.

On page 3 in line 21, on page 6 in line 19, and on page 9 in line 3, in each instance, after “and” insert “AN UPDATED RESERVE STUDY”.

On page 3 in line 28, on page 6 in line 25, and on page 9 in line 9, in each instance, strike “A” and substitute “AN UPDATED”.

On page 3 in line 34, on page 6 in line 30, and on page 9 in line 15, in each instance, after “AND” insert “AN UPDATED RESERVE STUDY”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Krebs moved to make the Bill a Special Order for next session.

The motion was adopted.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 352 – Delegate Holmes

AN ACT concerning

Real Property – Condominiums and Homeowners Associations – Governing Bodies and Annual Meetings

HB0352/800917/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 352

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “circumstances” insert “and to appoint a certain person to the board of directors”; and in line 22, after “circumstances” insert “and to appoint a certain person to the governing body”.

AMENDMENT NO. 2

On page 5, strike beginning with “AFTER” in line 17 down through “COMPLETE” in line 19 and substitute “AFTER THE DATE ON WHICH UNITS REPRESENTING 25% OF THE VOTES IN THE CONDOMINIUM”; strike beginning with “WHEN” in line 26 down through “COMPLETE” in line 28 and substitute “WITHIN 30 DAYS AFTER THE DATE ON WHICH UNITS REPRESENTING 25% OF THE VOTES IN THE CONDOMINIUM”; and in line 31, after “OWNERS” insert “AND SHALL APPOINT AT LEAST ONE MEMBER TO THAT BOARD OF DIRECTORS WHO IS:”

(I) A UNIT OWNER; AND

(II) NOT OTHERWISE AFFILIATED WITH THE DEVELOPER .

AMENDMENT NO. 3

On page 11, in line 6, after “DIRECTORS” insert “AND SHALL APPOINT AT LEAST ONE MEMBER TO THAT BOARD OF DIRECTORS WHO IS:”

(1) A LOT OWNER; AND

(2) NOT OTHERWISE AFFILIATED WITH THE DECLARANT OR A VENDOR OF LOTS IN THE DEVELOPMENT .

AMENDMENT NO. 4

On page 6, in line 14, strike “OF THE OFFICERS OR MEMBERS” and substitute “MEMBER”; in lines 15 and 23, after “OWNERS” insert “WHO IS A UNIT OWNER AND WHO IS NOT AFFILIATED WITH THE DEVELOPER”; strike beginning with “OF” in line 22 down through “MEMBERS” in line 23 and substitute “MEMBER”; and strike in their entirety lines 19 and 28 and substitute “GOVERNMENTAL UNIT THAT SERVES AS THE BOND HOLDER.”

AMENDMENT NO. 5

On page 13, in lines 12 and 20, in each instance, after “DIRECTORS” insert “WHO IS A LOT OWNER AND WHO IS NOT AFFILIATED WITH THE DECLARANT”; strike beginning with “PERSON” in line 15 down through “ASSERTED” in line 16 and substitute “GOVERNMENTAL UNIT THAT SERVES AS THE BOND HOLDER”; and strike beginning with “PERSON” in line 22 down through “ASSERTED” in line 23 and substitute “GOVERNMENTAL UNIT THAT SERVES AS THE BOND HOLDER” .

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 407 – Delegate Stein

AN ACT concerning

On-Site Sewage Disposal Systems – Inspection – Licensing

HB0407/610718/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 407

(First Reading File Bill)

On page 3, in line 5, strike “DAY THAT AN INDIVIDUAL INSPECTS AN”; and in line 6, after “SYSTEM” insert “THAT AN INDIVIDUAL INSPECTS”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 451 – Delegate Henson

AN ACT concerning

Real Property – Residential Rental Property Inspection – Remote Video Inspection

HB0451/470018/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 451
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Video**” and substitute “**Visual**”; in lines 5, 7, and 11, in each instance, strike “video” and substitute “visual”; in line 9, strike “and”; and in the same line, after “remotely” insert “, and require that, before a certain enforcement action may be imposed on a property owner, an on-site inspection occur within a reasonable time after a remote visual inspection; authorizing a local jurisdiction to request certain technical assistance from the Maryland Department of Labor”.

AMENDMENT NO. 2

On page 2, in lines 1 and 4, in each instance, strike “video” and substitute “visual”; and in lines 16, 21, and 26, in each instance, strike “**VIDEO**” and substitute “**VISUAL**”.

On page 3, in lines 3 and 5, in each instance, strike “**VIDEO**” and substitute “**VISUAL**”.

AMENDMENT NO. 3

On page 3, in line 9, strike “**AND**”; and in line 11, after “**REMOTELY**” insert “; **AND**”

(5) REQUIRE THAT, BEFORE A FINE, PENALTY, OR OTHER ENFORCEMENT ACTION MAY BE IMPOSED ON A PROPERTY OWNER, AN ON-SITE INSPECTION OCCUR WITHIN A REASONABLE TIME AFTER A REMOTE VISUAL INSPECTION”.

AMENDMENT NO. 4

On page 2, after line 12, insert:

“(2) “DEPARTMENT” MEANS THE MARYLAND DEPARTMENT OF LABOR.”;

and in lines 13 and 16, strike “**(2)**” and “**(3)**”, respectively, and substitute “**(3)**” and “**(4)**”, respectively.

On page 3, in line 12, after “**(D)**” insert “**A LOCAL JURISDICTION MAY REQUEST TECHNICAL ASSISTANCE FROM THE DEPARTMENT TO IMPLEMENT THE PROVISIONS OF THIS SECTION.**”

(E)”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 7

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 156 – Delegates Luedtke and Griffith

AN ACT concerning

Student and Military Voter Empowerment Act

HB0156/313821/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 156

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “application;” insert “providing that a certain process may allow the use of a common access card only for certain purposes; prohibiting a certain process from allowing an individual to apply to register to vote solely using the card;”.

AMENDMENT NO. 2

On page 4, after line 28, insert:

“(C) THE PROCESS REQUIRED TO BE ESTABLISHED UNDER SUBSECTION (B) OF THIS SECTION:

(1) MAY ALLOW THE USE OF A COMMON ACCESS CARD ONLY FOR THE PURPOSE OF VERIFYING IDENTITY AND ALLOWING AN INDIVIDUAL TO FULFILL THE SIGNATURE REQUIREMENT ON THE FEDERAL POST CARD APPLICATION; AND

(2) MAY NOT ALLOW AN INDIVIDUAL TO APPLY TO REGISTER TO VOTE SOLELY USING THE COMMON ACCESS CARD.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Szeliga moved to make the Bill a Special Order for next session.

The motion was adopted.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 247 – Delegate Guyton

AN ACT concerning

Election Law – Voting Order Priority – Individuals Who Need Extra Assistance

HB0247/613929/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 247

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Voting Order Priority – Individuals Who Need Extra Assistance**” and substitute “**Accommodations for Voters in Need of Assistance**”; in line 3, after the first “of” insert “requiring that certain training materials used by the program of instruction for election judges include oral and written instruction in certain methods an election judge may use to accommodate voters in need of assistance; requiring the State Board of Elections to develop a certain sign; requiring that a certain sign be a certain size and posted in a certain location;”; in line 6, strike “of Elections”; strike beginning with “and” in line 6 down through “disability” in line 8 and substitute “making conforming and stylistic changes; and generally relating to accommodations for voters in need of assistance”; and after line 8, insert:

“BY repealing and reenacting, with amendments,
Article – Election Law

Section 10–206 and 10–306
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 16, insert:

“10–206.

(a) In consultation with the local boards, the State Board shall:

(1) develop a program of instruction of election judges; and

(2) oversee the implementation of the program of instruction.

(b) (1) The training materials [utilized] USED by the program may include:

[(1)] (I) an instruction manual and other written directives;

[(2)] (II) curriculum for training sessions; and

[(3)] (III) audiovisuals.

(2) THE TRAINING MATERIALS USED BY THE PROGRAM SHALL INCLUDE ORAL AND WRITTEN INSTRUCTION IN THE VARIOUS METHODS AN ELECTION JUDGE MAY USE TO ACCOMMODATE VOTERS IN NEED OF ASSISTANCE AT A POLLING SITE, INCLUDING THE ABILITY TO PROVIDE:

(I) INDIVIDUALIZED ACCOMMODATIONS AT THE REQUEST OF AN ELDERLY OR DISABLED VOTER OR AN INDIVIDUAL WHO ACCOMPANIES AN ELDERLY OR DISABLED VOTER; AND

(II) VOTING ORDER PRIORITY IN ACCORDANCE WITH § 10–309.1 OF THIS TITLE.

(c) The State Board shall develop a process for the evaluation of the training program and the performance of the polling place staff in each county.

(d) To the extent appropriate, the training program shall be specific to each of the voting systems used in polling places in the State.

(e) The State Board shall provide election judges with uniform statewide training on the voting system, including:

(1) all features of the voting system that provide access to voters with disabilities; and

(2) the rights of voters with disabilities, including those rights guaranteed by State and federal law.

(f) Each local board shall conduct election judge training based on the program developed by the State Board.

(g) (1) Except as provided in paragraph (2) of this subsection, each election judge shall participate in the training program provided for in subsection (a) of this section.

(2) An election judge who is appointed under emergency circumstances is not required to attend the course of instruction.

10–306.

(a) (1) The State Board, in consultation with the election directors of the local boards, shall specify and produce the following informational materials to be posted in each polling place:

(i) a specimen ballot for that precinct;

(ii) instructions relating to the availability of [assistance to elderly and disabled] **ACCOMMODATIONS FOR voters IN NEED OF ASSISTANCE IN ACCORDANCE WITH THE REQUIREMENTS OF SUBSECTION (B) OF THIS SECTION;**

(iii) information regarding the date of the election and the hours during which the polling places will be open;

(iv) instructions on how to vote, including how to cast a vote;

(v) instructions for mail–in registrants and first–time voters;

(vi) general information on voting rights under applicable federal and State laws and instructions on how to contact the appropriate local board if these rights are alleged to have been violated;

(vii) information regarding provisional voting, including:

1. information on the right of an individual to cast a provisional ballot;

2. how to fill out the provisional ballot application and cast the provisional ballot; and

3. the standards that will be applied in determining whether a provisional ballot will be counted; and

(viii) general information on federal and State laws regarding prohibitions on acts of fraud and misrepresentation.

(2) A local board may produce other materials appropriate for the polling places in the county.

(B) (1) THE STATE BOARD SHALL DEVELOP A SIGN THAT STATES THE VARIOUS METHODS ELECTION JUDGES MAY USE TO ACCOMMODATE VOTERS IN NEED OF ASSISTANCE IN VOTING, INCLUDING THE ABILITY TO PROVIDE:

(I) INDIVIDUALIZED ACCOMMODATIONS AT THE REQUEST OF AN ELDERLY OR DISABLED VOTER OR AN INDIVIDUAL WHO ACCOMPANIES AN ELDERLY OR DISABLED VOTER; AND

(II) VOTING ORDER PRIORITY IN ACCORDANCE WITH § 10-309.1 OF THIS SUBTITLE.

(2) THE SIGN REQUIRED TO BE DEVELOPED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE:

(I) AT A MINIMUM, 24 INCHES BY 36 INCHES IN SIZE; AND

(II) POSTED PROMINENTLY AT THE ENTRANCE OF EACH POLLING SITE.

[(b)] (C) Before the polls open, the election judges for each precinct shall post all information specified under [subsection] SUBSECTIONS (a) AND (B) of this section.

AMENDMENT NO. 3

On page 2, in lines 8 and 9, strike “: (1)”; and strike beginning with the comma in line 10 down through “JUDGES” in line 13.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 373 – Delegate Wilson

AN ACT concerning

Education – Child Abuse and Sexual Misconduct Prevention – Hiring Emergent Employees

HB0373/215365/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 373
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “schools;” insert “authorizing a contracting agency to share a certain employment history review with other contracting agencies;”; in line 11, strike “or” and substitute a comma; and in the same line, after “school” insert “, or contracting agency”.

AMENDMENT NO. 2

On page 3, in line 21, strike “Before” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (G) OF THIS SECTION, BEFORE”.

On page 5, in line 20, after “(F)” insert “(1)”; after line 22, insert:

“(2) A CONTRACTING AGENCY IS AUTHORIZED TO SHARE AN EMPLOYMENT HISTORY REVIEW REQUIRED UNDER SUBSECTION (C) OF THIS SECTION WITH OTHER CONTRACTING AGENCIES.”;

in line 23, after “(G)” insert “(1)”; in line 24, strike “REQUIRED UNDER SUBSECTION (C) OF THIS SECTION”; in line 25, after the first “EMPLOYER” insert “IN THE MANNER REQUIRED UNDER SUBSECTION (C) OF THIS SECTION”; in lines 27 and 30, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; in line 32, after “BOARD” insert “OR NONPUBLIC SCHOOL”; and after line 32, insert:

“(2) A CONTRACTING AGENCY MAY USE AN EMPLOYMENT HISTORY REVIEW COMPLETED BY A CURRENT OR FORMER EMPLOYER IN THE MANNER REQUIRED UNDER SUBSECTION (C) OF THIS SECTION IF THE EMPLOYER IS A CONTRACTING AGENCY AND THE APPLICANT;

(I) SWEARS OR AFFIRMS THAT THE COMPLETED EMPLOYMENT HISTORY REVIEW INCLUDES ALL PRIOR EMPLOYMENT REQUIRED TO BE REPORTED UNDER THIS SECTION; AND

(II) PROVIDES INFORMATION ABOUT ANY EMPLOYMENT SUBSEQUENT TO THE PREVIOUS EMPLOYMENT HISTORY REVIEW BY THE CONTRACTING AGENCY.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably:

House Bill 400 – Delegate Boyce

AN ACT concerning

Public Schools – Enrollment Location – Continuity

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 129 Members present.

(See Roll Call No. 108)

CALENDAR OF THIRD READING HOUSE BILLS NO. 10

House Bill 6 – Delegate Feldmark

AN ACT concerning

Economic Development – Maryland Technology Development Corporation – Alterations

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 109)

The Bill was then sent to the Senate.

House Bill 7 – Delegate Luedtke

AN ACT concerning

~~Income Tax Credit – Venison Donation Expenses – Montgomery County Deer Donation~~
Income Tax Credit and Grant Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 110)

The Bill was then sent to the Senate.

House Bill 19 – Delegate Holmes

AN ACT concerning

Residential Real Estate Transactions – Escrow Agents and Trust Money

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 111)

The Bill was then sent to the Senate.

House Bill 81 – Delegates Lehman, Bagnall, Bartlett, Belcastro, Chang, Crutchfield, Henson, Johnson, Krimm, McComas, Ruth, Solomon, Thiam, and K. Young

AN ACT concerning

Crimes – Unattended Dogs in Extreme Weather Conditions

Read the third time and passed by yeas and nays as follows:

Affirmative – 121 Negative – 9 (See Roll Call No. 112)

The Bill was then sent to the Senate.

House Bill 191 – Delegate Kelly

AN ACT concerning

**Maryland Medical Assistance Program – Psychiatrist and Psychiatric Nurse
Practitioner Telemedicine Reimbursement – Sunset Termination**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 113)

The Bill was then sent to the Senate.

House Bill 233 – Delegate Sample–Hughes

AN ACT concerning

**State Board of ~~Professional Counselors and Therapists~~ Examiners for
Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists –
Maryland Music Therapists Act**

Read the third time and passed by yeas and nays as follows:

Affirmative – 126 Negative – 4 (See Roll Call No. 114)

The Bill was then sent to the Senate.

House Bill 237 – Delegate Ebersole

AN ACT concerning

**State Department of Education – Early Literacy and Dyslexia Practices –
Guidance and Assistance**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 115)

The Bill was then sent to the Senate.

House Bill 267 – Delegate Grammer

AN ACT concerning

Sewage Treatment Plants – Effluent Discharges – Impacts on Midge Populations

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 116)

The Bill was then sent to the Senate.

House Bill 367 – Delegate Holmes

AN ACT concerning

Real Property – Regulation of Common Ownership Community Managers

Read the third time and passed by yeas and nays as follows:

Affirmative – 101 Negative – 27 (See Roll Call No. 117)

The Bill was then sent to the Senate.

House Bill 391 – Delegates Hartman, Boyce, Arentz, Feldmark, Kerr, Lisanti, and Love

AN ACT concerning

Solid Waste Management – Prohibition on Releasing a Balloon Into the Atmosphere

Read the third time and passed by yeas and nays as follows:

Affirmative – 94 Negative – 34 (See Roll Call No. 118)

The Bill was then sent to the Senate.

House Bill 392 – Delegate Guyton

AN ACT concerning

Family Child Care Homes, Large Family Child Care Homes, and Child Care Centers – Early Childhood Screening and Assistance

Read the third time and passed by yeas and nays as follows:

Affirmative – 115 Negative – 15 (See Roll Call No. 119)

The Bill was then sent to the Senate.

House Bill 441 – Delegate McKay

AN ACT concerning

Department of Assessments and Taxation – Identification Number for Business – Task Force

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 120)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 11

House Bill 77 – Delegate Stewart

AN ACT concerning

**Environment – ~~Application of Coal Tar Pavement Products~~ Driveway Sealers –
Prohibitions
(Safer Sealant Act of 2021)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 93 Negative – 36 (See Roll Call No. 121)

The Bill was then sent to the Senate.

House Bill 94 – Delegate Stein

AN ACT concerning

Environment – Water Quality Revolving Loan Fund – ~~Use~~ Uses of Fund

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 122)

The Bill was then sent to the Senate.

**House Bill 146 – Delegates Lehman, Attar, Bagnall, Bartlett, Crutchfield, Forbes,
Johnson, D. Jones, Krimm, McComas, Ruth, Solomon, Terrasa, and K.
Young**

AN ACT concerning

**Department of Agriculture – Spay/Neuter Fund – Extension and ~~Fee on~~
Commercial Feed Report**

Read the third time and passed by yeas and nays as follows:

Affirmative – 120 Negative – 9 (See Roll Call No. 123)

The Bill was then sent to the Senate.

House Bill 178 – Delegate Stewart

AN ACT concerning

**Vehicle Laws – ~~Reckless Driving, Race and Speed Contests, Registration Plates,~~
~~and Noise Abatement~~ – Penalties**

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 0 (See Roll Call No. 124)

The Bill was then sent to the Senate.

House Bill 322 – Delegates Hill and Feldmark

AN ACT concerning

Real Property – Restrictions on Use – Low-Impact Landscaping

Read the third time and passed by yeas and nays as follows:

Affirmative – 126 Negative – 4 (See Roll Call No. 125)

The Bill was then sent to the Senate.

House Bill 335 – Delegate Boyce

AN ACT concerning

Election Law – Party and Elected Public Offices – Prohibitions

Read the third time and passed by yeas and nays as follows:

Affirmative – 92 Negative – 38 (See Roll Call No. 126)

The Bill was then sent to the Senate.

House Bill 398 – Delegate Palakovich Carr

AN ACT concerning

Election Law – Time Off for Employee Voting

Read the third time and passed by yeas and nays as follows:

Affirmative – 91 Negative – 38 (See Roll Call No. 127)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 12

House Bill 14 – Delegate Kerr

EMERGENCY BILL

AN ACT concerning

Pharmacists – Prescription Drug and Device Labels – Expiration Dates

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 128)

The Bill was then sent to the Senate.

House Bill 110 – Delegate Korman

AN ACT concerning

Electric Vehicle Recharging Equipment for Multifamily Units Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 112 Negative – 18 (See Roll Call No. 129)

The Bill was then sent to the Senate.

House Bill 130 – Delegate Qi

AN ACT concerning

Commission on LGBTQ Affairs – Established

Read the third time and passed by yeas and nays as follows:

Affirmative – 102 Negative – 27 (See Roll Call No. 130)

The Bill was then sent to the Senate.

House Bill 208 – Delegates Healey and Stein

AN ACT concerning

Agriculture – Neonicotinoid Pesticides – Sale and Storage

Read the third time and passed by yeas and nays as follows:

Affirmative – 108 Negative – 22 (See Roll Call No. 131)

The Bill was then sent to the Senate.

House Bill 293 – Delegate Stein

AN ACT concerning

Natural Resources – Organized Killing Contests – Restriction

Read the third time and passed by yeas and nays as follows:

Affirmative – 105 Negative – 24 (See Roll Call No. 132)

The Bill was then sent to the Senate.

House Bill 320 – Delegate Smith

AN ACT concerning

Maryland Longitudinal Data System – Transfer of Student Data – Modifications

Delegate Arikan moved to make the Bill a Special Order for next session.

The motion was adopted.

House Bill 492 – Delegate Stein

AN ACT concerning

Railroad Company – Movement of Freight – Required Crew

Read the third time and passed by yeas and nays as follows:

Affirmative – 97 Negative – 32 (See Roll Call No. 133)

The Bill was then sent to the Senate.

**CLERK'S OFFICE RECEIPTS AND MESSAGES TO THE SECRETARY OF
STATE FOR 2020 OVERRIDDEN VETOED BILLS**

(See Exhibit C of Appendix II)

QUORUM CALL

The presiding officer announced a quorum call, showing 129 Members present.

(See Roll Call No. 134)

ADJOURNMENT

At 11:35 A.M. on motion of Delegate Luedtke the House adjourned until 10:00 A.M. on Thursday, February 18, 2021.

Annapolis, Maryland
Thursday, February 18, 2021
10:00 A.M. Session

The House met at 10:04 A.M. and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 124 Members present.

(See Roll Call No. 137)

The Journal of February 16, 2021 was read and approved.

EXCUSED:

Delegate B. Barnes – inclement weather
Delegate Cardin – inclement weather
Delegate Carr – personal
Delegate Charles – inclement weather
Delegate D.E. Davis – late – inclement weather
Delegate Fraser-Hidalgo – inclement weather
Delegate Grammer – illness
Delegate R. Lewis – inclement weather
Delegate Rose – medical
Delegate Walker – late – inclement weather

APPOINTMENTS

February 18, 2021

RESOLVED, that the Speaker makes the following Committee Appointment:

Hon. Rachel Jones to Judiciary Committee

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

INTRODUCTORY HOUSE BILLS NO. 40

House Bill 1353 – Delegate Cox

AN ACT concerning

Frederick County – Small Business Property Tax Credit – Municipal Corporations

FOR the purpose of authorizing the governing body of a municipal corporation in Frederick County to grant, by law, a property tax credit against the municipal corporation property tax imposed on certain real property located in the municipal corporation that is owned or leased by certain business entities that meet certain requirements relating to capital investment or job creation; authorizing the governing body of a municipal corporation in the county to provide, by law, for certain matters relating to the tax credit; providing for the application of this Act; and generally relating to a municipal corporation property tax credit for small businesses in Frederick County.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–312(i)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1354 – Delegate Dumais

EMERGENCY BILL

AN ACT concerning

Courts – COVID–19 – Statutory Deadlines

FOR the purpose of tolling or suspending, as applicable, all statutory deadlines related to the initiation of matters required to be filed in a State trial or appellate court, including statutes of limitations, for a certain number of days due to the COVID–19 emergency; specifying that a party is not required to prove an inability to comply with an applicable statutory deadline if the expiration of the deadline occurred during the COVID–19 emergency; providing for the application of this Act; making this Act an emergency measure; and generally relating to tolling or suspending statutory deadlines due to the COVID–19 emergency.

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1355 – Delegate Griffith

AN ACT concerning

Primary and Secondary Education – Repeating Previous Grade Level –

**Authorization
(Education Recovery Act of 2021)**

FOR the purpose of authorizing certain students to repeat a certain grade level during a certain school year under certain circumstances; and generally relating to authorizing students to repeat their previous grade level.

Read the first time and referred to the Committee on Rules and Executive Nominations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 16

February 18, 2021

- | | | | |
|----|---------------|----------------------------------|-----|
| 1. | Del. Anderton | Fruitland Volunteer Fire Company | APP |
|----|---------------|----------------------------------|-----|

The preceding bond initiatives were read and referred to the Committee on Appropriations.

**MESSAGE FROM THE SENATE
INTRODUCTORY SENATE BILLS NO. 6**

**Senate Bill 19 – Chair, Budget and Taxation Committee (By Request –
Departmental – Commerce)**

AN ACT concerning

**Economic Development – Biotechnology Investment Incentive Tax Credit
Program – Alterations**

FOR the purpose of altering eligibility for the Biotechnology Investment Incentive Tax Credit Program by altering the definition of “qualified Maryland biotechnology company”; stating the purpose of the program; altering the calculation of the tax credit under the program; altering the maximum percentage of the Maryland Biotechnology Investment Tax Credit Reserve Fund that a single qualified Maryland biotechnology company may receive in a fiscal year; providing for the application of this Act; and generally relating to the Biotechnology Investment Incentive Tax Credit Program.

BY repealing and reenacting, without amendments,
 Article – Tax – General
 Section 10–725(a)(1)
 Annotated Code of Maryland
 (2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–725(a)(7), (b), (d)(1) and (2), and (j)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**Senate Bill 48 – Senators Young, Benson, Corderman, Elfreth, Feldman,
Klausmeier, Patterson, Salling, and Waldstreicher**

AN ACT concerning

Income Tax – Subtraction Modification – Living Organ Donors

FOR the purpose of increasing the amount of a subtraction modification under the Maryland income tax for certain expenses paid or incurred by an individual that are attributable to the individual's donation of an organ; altering the definition of "qualified expenses" for purposes of the subtraction modification to include unreimbursed expenses for child care, elder care, and medication; providing for the application of this Act; and generally relating to a Maryland income tax subtraction modification for organ donation expenses.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–208(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–208(w)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 79 – Senator Kramer

AN ACT concerning

Electricity – Change of Address – Maintenance of Subscriptions and Contracts

FOR the purpose of authorizing a subscriber to a community solar energy generating system who has a change in the service address associated with the subscription to maintain the subscription under certain circumstances; prohibiting an electric company or a subscription organization from terminating a subscriber's subscription

due to a change of a certain address under certain circumstances; requiring an electric company to make certain changes to accommodate a subscriber's change of address under certain circumstances; authorizing a residential electric customer who has a change in the service address associated with the customer's electricity account to maintain a certain contract under certain circumstances; prohibiting an electric company from terminating a customer's contract due to a change of a certain address under certain circumstances; requiring an electric company to make certain changes to accommodate a customer's change of address under certain circumstances; providing for the application of this Act; providing for a delayed effective date; and generally relating to electricity supply.

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 7–306.2(a)(1) and (4) through (7)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–306.2(f) and (g)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY adding to
Article – Public Utilities
Section 7–312
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 100 – ~~Senator Kelley~~ Senators Kelley, Augustine, Beidle, Benson, Feldman, Hayes, Hershey, Jennings, Klausmeier, Kramer, and Ready

AN ACT concerning

Task Force on Oral Health in Maryland

FOR the purpose of establishing the Task Force on Oral Health in Maryland; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to submit interim and final reports to the Governor and certain committees of the General Assembly on or before certain dates; providing for the termination of this Act; and generally relating to the Task Force on Oral Health in Maryland.

Read the first time and referred to the Committee on Health and Government Operations.

**Senate Bill 146 – Chair, Budget and Taxation Committee (By Request –
Departmental – Juvenile Services)**

AN ACT concerning

Department of Juvenile Services – Deputy Secretaries

FOR the purpose of authorizing the Secretary of Juvenile Services to appoint an additional deputy secretary as necessary under certain circumstances; and generally relating to the Department of Juvenile Services.

BY repealing and reenacting, with amendments,
Article – Human Services
Section 9–206
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

**Senate Bill 160 – Chair, Budget and Taxation Committee (By Request –
Departmental – Commerce)**

AN ACT concerning

**Economic Development – Cybersecurity Investment Incentive Tax Credit
Program – Expansion and Extension**

FOR the purpose of altering the Cybersecurity Investment Incentive Tax Credit program administered by the Department of Commerce to be the Innovation Investment Incentive Tax Credit program; expanding the applicability of the tax credit to include investments in certain technology companies; requiring the Maryland Economic Development Committee, after consultation with certain State agencies, to evaluate and recommend certain technology sectors to the Department; requiring the Department to consider the recommendation of the Committee and establish a list of certain eligible technology sectors; prohibiting the Department from certifying eligibility for tax credits for investments in a single technology sector in excess of a certain amount during any fiscal year; repealing provisions of law concerning a certain panel of cybersecurity experts; extending the termination date of the program; repealing and altering certain definitions; defining a certain term; making conforming changes; providing for the application of this Act; and generally relating to the Cybersecurity Investment Incentive Tax Credit program and tax credits for innovative technology in the State.

BY repealing and reenacting, with amendments,
Article – Economic Development

Section 2.5–109(a)(4)(vii)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)80.
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 1–303(i) and 10–733
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Chapter 390 of the Acts of the General Assembly of 2013, as amended by Chapter
578 of the Acts of the General Assembly of 2018
Section 2

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 180 – Senator Simonaire

AN ACT concerning

Funeral Establishments and Crematories – Unclaimed Cremains of Veterans – Notification, Disposition, and Reporting

FOR the purpose of specifying that the purpose for which licensed funeral establishments and holders of a permit for the business of operating a crematory are authorized to transfer certain cremains to a veterans service organization under certain circumstances is for the appropriate disposition of the cremains; requiring a licensed funeral establishment and the holder of a permit for the business of operating a crematory in possession of unclaimed cremated remains of a certain veteran or a certain eligible dependent to make a certain notification to the Department of Veterans Affairs within a certain period of time for the purpose of the appropriate disposition of the cremains; requiring a funeral establishment or crematory to transfer certain cremains to the Department for a certain purpose; and generally relating to the appropriate disposition of unclaimed cremains of veterans.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 7–406
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 220 – Senator Hettleman

AN ACT concerning

Criminal Law – Hate Crimes – Protected Groups and Penalties

FOR the purpose of altering a certain definition in the context of hate crimes; including ~~age and gender-related identity or expression~~ gender identity in the list of characteristics on the basis of which a person may not commit certain acts; authorizing a court to require an offender convicted of hate crimes to complete a certain program; ~~requiring a court to provide certain offenders with certain information;~~ requiring the ~~Board of Regents of the University System of Maryland to develop and offer a curriculum for~~ University System of Maryland to manage the development of a certain program; ~~authorizing the Board to charge a reasonable fee to participate in the program, subject to a certain exception;~~ ~~requiring the Board to develop certain material on the program and share that material with the Maryland Commission on Civil Rights;~~ ~~requiring the Commission to ensure that certain offenders have access to the material~~ defining a certain term; and generally relating to hate crimes.

~~BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 10-301(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)~~

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section ~~10-301(e)~~ 10-301, 10-304, 10-305, and 10-306
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)

BY adding to
Article – Education
Section 12-120
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

~~BY adding to
Article – State Government
Section 20-208
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)~~

Read the first time and referred to the Committee on Judiciary.

Senate Bill 251 – Chair, Finance Committee (By Request – Departmental – Labor)

AN ACT concerning

**Commissioner of Financial Regulation – Licensing of
Nondepository Institutions – Elimination of Paper License Requirements**

FOR the purpose of providing for the elimination of certain paper licenses for collection agencies, credit services, lenders, installment lenders, mortgage lenders, mortgage loan originators, sales finance companies, check cashing services, money transmission businesses, and debt management services; providing for the licensing of certain persons for certain activities through the Nationwide Mortgage Licensing System and Registry (NMLS); requiring that certain licenses provided for through NMLS include certain information; providing that a certain unique identifier of a certain licensee constitutes the licensee's license number; requiring certain licensees to post certain information in a certain manner at certain locations except under certain circumstances and on certain websites; authorizing certain licensees to surrender licenses through NMLS; providing for notification to the Commissioner of Financial Regulation of certain actions by licensees; providing for the surrender of certain licenses in certain manners; defining certain terms and altering certain definitions; repealing certain provisions of law rendered obsolete by this Act; making conforming and stylistic changes; and generally relating to the licensing of financial services providers.

BY renumbering

Article – Financial Institutions

Section 11–301 through 11–304, respectively

to be Section 11–302 through 11–305, respectively

Annotated Code of Maryland

(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Business Regulation

Section 7–101(a)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Business Regulation

Section 7–101(h) and (i) and 7–307(a)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY adding to

Article – Business Regulation

Section 7–101(h–1), 7–305(c), and 7–306.1
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Commercial Law
Section 14–1901(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)

BY adding to
Article – Commercial Law
Section 14–1901(f–1) and (f–2)
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 14–1903(c)
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Financial Institutions
Section 11–201(a), 11–401(a), 11–501(a), 11–601(a), 12–101(a), 12–401(a), and
12–901(a)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Financial Institutions
Section 11–201(d), 11–208(a), 11–209.1(a), 11–210(b), 11–211, 11–401(i), 11–408(a),
11–410(b), 11–411, 11–412(a), 11–501(f) and (g), 11–505(d)(1), 11–512(a)(1)
and (b)(1), 11–514(a), 11–601(k) and (l), 11–603(c)(1), (2), (3), and (5) and
(d)(1), 11–603.1(l)(1), (2), and (4) and (m)(1), 11–609(e), 12–101(e) and (f),
12–110(a), 12–110.1(a), 12–112(b), 12–113, 12–401(j), 12–410(a) and (e),
12–415(a)(1) and (b)(1), 12–422(a)(1), 12–911(a), (d), and (e), 12–913(a),
12–915(a), (b), and (c)(1), and 12–925
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY adding to
Article – Financial Institutions
Section 11–201(d–1), 11–210(c), 11–301, 11–401(i–1), 11–410(c), 11–512.1,
12–112(c), 12–401(j–1), 12–410(f), 12–901(k–1), and 12–911(g)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Financial Institutions
Section 11–303
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)
(As enacted by Section 1 of this Act)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 257 – Senator Guzzone

AN ACT concerning

Sales and Use Tax – Vendor Collection Credit – Job Training

FOR the purpose of increasing, for certain qualified job training organizations, the credit allowed for the expense of collecting and paying the sales and use tax; prohibiting, under certain circumstances, certain qualified job training organizations from claiming certain vendor collection credits; prohibiting, for any calendar year, the total amount of credits a vendor may claim from exceeding a certain amount; providing for the certification of qualified job training organizations by the Secretary of Labor; authorizing a vendor to submit to the Secretary an application to be certified as a qualified job training organization; requiring the Secretary to review the application and make a certain determination within a certain number of days; requiring the Secretary to provide notice of certain determinations; requiring, on or before a certain date each year, a vendor who claims a certain credit to submit a certain report; requiring the Comptroller to adopt certain regulations; defining certain terms; and generally relating to the sales and use tax vendor collection credit.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 11–105
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 294 – Senators Gallion, Hershey, and Peters

AN ACT concerning

**Cecil County – Sales and Use Tax Exemption – Federal Facilities
Redevelopment Areas**

FOR the purpose of providing an exemption from the sales and use tax for certain construction material or warehousing equipment purchased for use in a certain

federal facilities redevelopment area in Cecil County under certain circumstances; requiring a buyer claiming the exemption to provide certain evidence to a vendor; defining certain terms; providing for the termination of this Act; and generally relating to the sales and use tax.

BY adding to

Article – Tax – General

Section 11–241

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 319 – Senators Hester and Elfreth

AN ACT concerning

Clean Energy Loan Program – Remediation and Resiliency

FOR the purpose of expanding the purpose of a certain clean energy loan program to include providing loans to certain property owners to finance or refinance certain environmental remediation projects and resiliency projects; adding certain environmental remediation projects, resiliency projects, ~~and~~ water efficiency projects, and grid resiliency projects to the list of items that require eligibility requirements under a certain ordinance; clarifying that certain loan terms and conditions required under a certain ordinance include a certain provision; altering the circumstances under which, with the express consent of any holder of a mortgage or deed of trust on a certain property, a county or municipality may collect certain loan payments in a certain manner, a certain unpaid surcharge constitutes a lien, and certain provisions of law apply to a tax lien under certain circumstances; making stylistic changes; defining certain terms; and generally relating to a clean energy loan program.

BY repealing and reenacting, with amendments,

Article – Local Government

Section 1–1101 and 1–1103 through 1–1105

Annotated Code of Maryland

(2013 Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Local Government

Section 1–1102

Annotated Code of Maryland

(2013 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

**Senate Bill 325 – Chair, Budget and Taxation Committee (By Request –
Departmental – Assessments and Taxation)**

AN ACT concerning

Tax Sales – Redemption – Nondelinquent Taxes

FOR the purpose of altering the amount which a person is required to pay the tax collector to redeem property sold at tax sale by limiting the requirement to pay certain taxes accruing after the sale to include only delinquent taxes; requiring that certain notices include certain information; making conforming changes; and generally relating to tax sale redemption.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 14–828 and 14–833
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 366 – Senator McCray

AN ACT concerning

**Department of Assessments and Taxation – Identification Number for Business
– Task Force**

FOR the purpose of requiring the Department of Assessments and Taxation to convene a task force to study and make recommendations on the adoption of a unique Maryland Identification Number for each registered or licensed business in the State to be used by certain State agencies; requiring the task force to include representatives of certain State agencies; authorizing the task force to include representatives of certain State agencies; providing for the duties of the task force; requiring the Department of Assessments and Taxation to submit a certain report to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to a task force to study the adoption of a unique Maryland Identification Number for businesses registered or licensed in the State.

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 480 – Senator Zucker

AN ACT concerning

Income Tax Distribution – Tax Clinics for Low–Income Marylanders

FOR the purpose of requiring that each fiscal year the Comptroller distribute a certain amount of income tax revenue from individuals to the Tax Clinics for Low–Income Marylanders Fund; establishing the Tax Clinics for Low–Income Marylanders Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Secretary of Higher Education to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; making a conforming change; defining a certain term; and generally relating to the distribution of income tax revenue from individuals.

BY adding to

Article – Education

Section 11–409

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – Tax – General

Section 2–608.2

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 2–609

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 510 – Senator Simonaire

AN ACT concerning

Sales and Use Tax – Tax–Free Period for Back–to–School Shopping – Sale of Sewing Items

FOR the purpose of altering a certain sales and use tax exemption to include certain sewing items with a taxable price that is less than a certain amount; defining a certain term; and generally relating to the annual sales and use tax exemption period for back–to–school shopping in the State.

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 11–228

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 534 – Senator Guzzone

AN ACT concerning

Income Tax Credit – Wineries and Vineyards – Sunset Extension

FOR the purpose of extending the termination date for a credit against the State income tax for certain expenses related to certain wineries and vineyards in the State; and generally relating to an income tax credit for winery and vineyard expenses.

BY repealing and reenacting, with amendments,

Chapter 659 of the Acts of the General Assembly of 2013, as amended by Chapter 613 of the Acts of the General Assembly of 2018
Section 2

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 539 – Senator Guzzone

AN ACT concerning

Income Tax Credit – Food Donation Pilot Program – Extension

FOR the purpose of altering the taxable years for which a qualified farm may claim a certain credit against the State income tax for certain food donations; extending the period of time during which the State Department of Agriculture may issue certain tax credit certificates; extending the period of time for which the Secretary of Agriculture, in consultation with the Comptroller, shall submit a certain report; declaring the intent of the General Assembly with regard to the expenditure of certain funds by the Department for certain purposes; and generally relating to a tax credit for food donations.

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–745

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**HEALTH AND GOVERNMENT OPERATIONS COMMITTEE REPORT NO. 3
CONSENT NO. 14**

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 38	FAV	Del. Carey	State Government – Department of Information Technology – Cybersecurity
HB 95	FAV	Del. Krebs	Health Occupations – Nurses – Delegation of Tasks
HB 210	FAV	Del. Bhandari	State Board of Physical Therapy Examiners – Temporary Licenses to Practice Physical Therapy and Limited Physical Therapy
HB 599	FAV	Del. Kelly	Public Health – Long-Term Care Planning

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

HEALTH AND GOVERNMENT OPERATIONS COMMITTEE REPORT NO. 4

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 107 – Delegate R. Lewis

AN ACT concerning

Prohibition on Vending Machine Sales of Drugs and Medicines – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 141 – Delegate Sample–Hughes

AN ACT concerning

Maryland Department of Health – Residential Service Agencies – Training Requirements

HB0141/456889/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 141

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “dementia” insert “, subject to certain exceptions”; in line 7, strike “prohibiting” and substitute “providing that”; in the same line, strike “from requiring” and substitute “is not required to provide”; in line 8, strike “to complete”; in the same line, after the first “training” insert “under certain circumstances”; and in the same line, strike “an individual” and substitute “a person”.

AMENDMENT NO. 2

On page 3, in line 5, strike “**BEGINNING**” and substitute “**EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, BEGINNING**”; in lines 7 and 8, strike “**EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, WITHIN**” and substitute “**WITHIN**”; strike beginning with “**MAY**” in line 30 down through “**COMPLETE**” in line 31 and substitute “**IS NOT REQUIRED TO PROVIDE**”; in line 31, after “**TRAINING**” insert “**;**”

(1)”;

and in the same line, strike “**DESCRIBED**” and substitute “**DESCRIBED**”.

On page 4, in lines 1 and 4, strike “**(1)**” and “**(2)**”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; in line 4, after “**RECEIVED**” insert “**FROM A RESIDENTIAL SERVICE AGENCY OR OTHER ENTITY**”; in line 5, after “**SECTION**” insert “**; OR**”

(2) DESCRIBED UNDER SUBSECTION (C)(1)(II) OF THIS SECTION IF THE INDIVIDUAL HAS COMPLETED THE TRAINING DESCRIBED UNDER SUBSECTION (C)(1)(II) OF THIS SECTION IN THE IMMEDIATELY PRECEDING 12 MONTHS”;

and in line 6, strike “**AN INDIVIDUAL**” and substitute “**A PERSON**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 161 – Delegate Kelly

AN ACT concerning

Health Occupations – Registration of Audiology Assistants

HB0161/326983/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 161

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Registration**” and substitute “**Licensing**”; in lines 3, 22, and 25, in each instance, strike “registered” and substitute “licensed”; in line 9, strike “registration” and substitute “licensing”; in line 13, strike “or registered”; in line 15, strike “registration” and substitute “licensure”; in lines 16, 18, and 20, in each instance, strike “registration” and substitute “license”; and strike beginning with “prohibiting” in line 27 down through “registration;” in line 28.

On pages 1 and 2, strike beginning with “prohibiting” in line 30 on page 1 down through “law;” in line 4 on page 2 and substitute “altering a certain definition.”

On page 2, in line 5, strike “registration” and substitute “licensing”; in line 8, after “2–101(a)” insert “and 2–403 through 2–405”; in line 13, strike “(s), and (t)” and substitute “and (k–1)”; in line 14, strike “Registration” and substitute “Licensing”; in line 20, strike

“2–101(s), (t), and (u)” and substitute “2–101(j)”; and in lines 20 and 21, strike “2–403 through”.

AMENDMENT NO. 2

On page 3, in lines 1, 3, and 6, in each instance, strike “REGISTERED” and substitute “LICENSED”; after line 4, insert:

“(j) (1) “License” means, unless the context requires otherwise, a license issued by the Board to practice audiology, hearing aid dispensing, or speech–language pathology, or to assist in the practice of speech–language pathology OR AUDIOLOGY.

(2) “License” includes, unless the context requires otherwise, a limited license.”;

in line 5, strike “(S)” and substitute “(K–1)”; in the same line, strike “REGISTERED” and substitute “LICENSED”; and strike in their entirety lines 8 through 22, inclusive.

On page 4, in lines 7 and 8, strike “AND REGISTERED”; strike beginning with “OR” in line 9 down through “ASSISTANT” in line 10; in line 11, strike “OR REGISTERED AUDIOLOGY ASSISTANT”; in line 14, strike “REGISTRATION” and substitute “LICENSING”; in line 27, strike “REGISTRATION” and substitute “LICENSING”; and in line 30, strike “REGISTERED” and substitute “LICENSED”.

On page 5, strike beginning with “OR” in line 3 down through “REGISTERED” in line 4; in line 5, strike “REGISTRATION” and substitute “A LICENSE”; in line 6, strike “REGISTRATION” and substitute “LICENSURE”; and in lines 8 and 23, in each instance, strike “REGISTRATION” and substitute “LICENSE”.

On page 6, in lines 2, 4, and 7, in each instance, strike “REGISTRATION” and substitute “LICENSE”; in lines 3, 9, 12, 14, and 15, in each instance, strike “REGISTERED” and substitute “LICENSED”; strike beginning with “2–313” in line 16 down through “THROUGH” in line 17 and substitute “2–314.1, 2–314.2, 2–314.5, 2–314.7, 2–314.8, AND”; in line 24, strike “OR REGISTERED”; in line 27, strike the brackets; in the same line, strike the first comma; and strike beginning with “, OR” in line 27 down through “REGISTRATION” in line 28.

On page 7, in line 15, strike “OR”; in line 16, strike the period and substitute “;”

(6) “HEARING AID TECHNICIAN”; OR

(7) “COCHLEAR IMPLANT TECHNICIAN”.;

in line 19, in each instance, strike the bracket; in the same line, in each instance, strike the comma; in the same line, strike “OR REGISTRATION”; in line 20, strike “, OR REGISTRATION”; in line 22, strike the brackets; in the same line, strike the first comma; in lines 22 and 23, strike “, OR REGISTRATION”; in line 25, strike the brackets; in the same line, strike the first comma; and in lines 25 and 26, strike “, OR REGISTRATION”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 207 – Delegate Wilson

AN ACT concerning

Nursing Homes – Resident Change in Condition – Notification

HB0207/846984/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 207

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “**Notification**” insert “**and Consultation With Physician**”; in lines 5 and 6, strike “within a certain time period” and substitute “**immediately**”; and in line 6, after “manner;” insert “**altering a certain provision of law to require a nursing home to immediately consult with a certain physician regarding certain changes in condition of a resident and to alter the list of changes in condition with respect to which a nursing home is to make a certain notification; altering a certain definition;**”.

AMENDMENT NO. 2

On page 2, in line 5, strike “discontinue a medication or” and substitute “ALTER”; in line 12, after “shall” insert “IMMEDIATELY”; in line 13, strike the brackets; in the same line, strike “WITHIN 24 HOURS AFTER” and substitute “AND CONSULT WITH THE RESIDENT’S PHYSICIAN REGARDING”; in line 16, strike the second “or”; and in line 17, after “appropriate” insert “;OR”

(5) DECISION TO TRANSFER OR DISCHARGE THE RESIDENT FROM THE NURSING HOME”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 297 – Delegate Pena–Melnyk

AN ACT concerning

Maryland Lynching Truth and Reconciliation Committee – Reporting and Sunset Extension

HB0297/956083/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 297

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Committee**” and substitute “Commission”.

AMENDMENT NO. 2

On page 1, in line 19, strike “**2022**” and substitute “2023”.

On page 2, in line 1, strike “**4**” and substitute “5”; and in line 2, strike “**2023**” and substitute “2024”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 484 – Delegate Cullison

AN ACT concerning

**Health Care Facilities – Dialysis Treatment Services – Training
(David Selby Dialysis Parity Act)**

HB0484/593926/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 484

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 18, strike “19–150” and substitute “20–2001 and 20–2002”; in the same line, strike “part” and substitute “subtitle”; and in the same line, strike “Part VI.” and substitute “Subtitle 20.”.

AMENDMENT NO. 2

On page 2, in line 17, strike “**PART VI.**” and substitute “**SUBTITLE 20.**”; in line 18, strike “**19–150.**” and substitute “**20–2001.**”; in line 19, strike “**(A)**”; in the same line, strike “**SECTION**” and substitute “**SUBTITLE**”; in line 23, strike “**SUBTITLE**” and substitute “**ARTICLE**”; and after line 27, insert “**20–2002.**”.

On page 3, in lines 1, 5, and 8, strike “**(B)**”, “**(C)**”, and “**(D)**”, respectively, and substitute “**(A)**”, “**(B)**”, and “**(C)**”, respectively; and in line 5, strike “**SUBSECTION (A) OF THIS SECTION**” and substitute “**§ 20–2001 OF THIS SUBTITLE**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 554 – Delegate Pena–Melnyk

AN ACT concerning

Division of Consumer Protection – Assisted Living Programs

HB0554/986783/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 554

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, strike “under certain circumstances” and substitute “and the Office of the Inspector General within the Department”.

AMENDMENT NO. 2

On page 3, in lines 9 and 10, strike “, **WHEN REFERRING**” and substitute “**SHALL REFER**”; strike beginning with the first “**THE**” in line 11 down through “**TO**” in line 13; and in line 14, after “**GENERAL**” insert “**AND TO THE OFFICE OF THE INSPECTOR GENERAL WITHIN THE DEPARTMENT**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIARY COMMITTEE REPORT NO. 3

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 186 – Delegate Malone

AN ACT concerning

Courts – Court Dog Therapy Program – Veterans Treatment Courts

HB0186/472519/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 186

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Therapy**”; and in lines 4, 9, and 13, in each instance, strike “Therapy”.

AMENDMENT NO. 2

On page 1 in line 20, on page 2 in line 14, and on page 3 in line 6, in each instance, strike “**THERAPY**”.

AMENDMENT NO. 3

On page 3, in line 2, strike “**ARMED FORCES**” and substitute “**UNIFORMED SERVICES**”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably:

House Bill 268 – Delegate Grammer

AN ACT concerning

Criminal Trials – Spousal Privilege – Exception

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ECONOMIC MATTERS COMMITTEE REPORT NO. 7

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 56 – Delegate Boyce

AN ACT concerning

Labor and Employment – Leave With Pay – Bereavement Leave

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 148 – Delegate Carey

AN ACT concerning

Commercial Law – Personal Information Protection Act – Revisions

HB0148/103793/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 148

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 10 down through “manner;” in line 11 and substitute “requiring that certain substitute notice consist of notification to certain media in certain geographic areas, rather than notification to statewide media;”.

AMENDMENT NO. 2

On page 6, in line 7, strike the bracket; in the same line, strike the comma and substitute an opening bracket; in line 13, strike the brackets; and strike beginning with “**THE**” in line 13 down through “**BY**” in line 15.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 569 – Delegate Clippinger

AN ACT concerning

Electricity – Net Energy Metering – Limit

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIARY COMMITTEE REPORT NO. 4 CONSENT NO. 12

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 126	FAV	Del. Moon	Public Safety – Pretrial Services Program Grant Fund – Extension and Program Requirements
HB 193	FAV	Del. Guyton	Criminal Procedure – Victims of Crime – Private Room
HB 378	FAV	Del. D.M. Davis	Local Government Tort Claims Act – Definition of Local Government

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

ECONOMIC MATTERS COMMITTEE REPORT NO. 6 CONSENT NO. 15

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 261	(Removed from Calendar)		
HB 471	FAV	Del. C. Watson	Financial Institutions – Security Questions and Measures
HB 684	FAV	Del. Valderrama	Professional Land Surveyors – Surveying Practice – Definition and Licensing Exception

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 261 – Delegate T. Branch

AN ACT concerning

Business Regulation – Battery–Charged Fence Security Systems – Regulation

Favorable report adopted.

Delegate Szeliga moved to make the Bill a Special Order for next session.

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 15

House Bill 76 – Delegate Love

AN ACT concerning

Water Pollution Control – Intervention in Civil Actions – Rights and Authority

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 17

House Bill 313 – Delegate Holmes

AN ACT concerning

Cooperative Housing Corporations, Condominiums, and Homeowners Associations – Reserve Studies – Statewide

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0313/703921/1

BY: Delegate Krebs

AMENDMENT TO HOUSE BILL 313, AS AMENDED
(First Reading File Bill)

On page 8, in line 11, strike “has” and substitute “:

(I) HAS”;

and in line 12, after “areas” insert “;AND

(II) CONTAINS MORE THAN 50 LOTS”.

The preceding amendment was read only.

Delegate Barve moved to make the Bill and Amendment a Special Order for next session.

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 16

House Bill 156 – Delegates Luedtke and Griffith

AN ACT concerning

Student and Military Voter Empowerment Act

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 18**House Bill 320 – Delegate Smith**

AN ACT concerning

Maryland Longitudinal Data System – Transfer of Student Data – Modifications

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 96 Negative – 35 (See Roll Call No. 138)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 139)

CALENDAR OF THIRD READING HOUSE BILLS NO. 13**House Bill 105 – Delegate Henson**

AN ACT concerning

**Department of Housing and Community Development – Community
Development Administration – Compliance Monitoring Reporting**

Read the third time and passed by yeas and nays as follows:

Affirmative – 109 Negative – 22 (See Roll Call No. 140)

The Bill was then sent to the Senate.

House Bill 115 – Delegate Moon

AN ACT concerning

Vehicle Laws – Canceled, Revoked, and Suspended Driver’s Licenses – Penalties

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 5 (See Roll Call No. 141)

The Bill was then sent to the Senate.

House Bill 225 – Delegate Arentz

AN ACT concerning

Queen Anne’s County – Natural Resources – Sunday Hunting

Read the third time and passed by yeas and nays as follows:

Affirmative – 124 Negative – 6 (See Roll Call No. 142)

The Bill was then sent to the Senate.

House Bill 247 – Delegate Guyton

AN ACT concerning

**Election Law – ~~Voting Order Priority – Individuals Who Need Extra Assistance~~
Accommodations for Voters in Need of Assistance**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 143)

The Bill was then sent to the Senate.

House Bill 281 – Delegate Chang

AN ACT concerning

~~Criminal Law~~ **Local Government – Humane Society and Animal Control Officers
– Education and Training Requirements**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 1 (See Roll Call No. 144)

The Bill was then sent to the Senate.

House Bill 352 – Delegate Holmes

AN ACT concerning

**Real Property – Condominiums and Homeowners Associations – Governing
Bodies and Annual Meetings**

Read the third time and passed by yeas and nays as follows:

Affirmative – 101 Negative – 31 (See Roll Call No. 145)

The Bill was then sent to the Senate.

House Bill 373 – Delegate Wilson

AN ACT concerning

**Education – Child Abuse and Sexual Misconduct Prevention – Hiring Emergent
Employees**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 146)

The Bill was then sent to the Senate.

House Bill 400 – Delegate Boyce

AN ACT concerning

Public Schools – Enrollment Location – Continuity

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 147)

The Bill was then sent to the Senate.

House Bill 407 – Delegate Stein

AN ACT concerning

On-Site Sewage Disposal Systems – Inspection – Licensing

Read the third time and passed by yeas and nays as follows:

Affirmative – 103 Negative – 29 (See Roll Call No. 148)

The Bill was then sent to the Senate.

House Bill 451 – Delegate Henson

AN ACT concerning

Real Property – Residential Rental Property Inspection – Remote ~~Video~~ Visual Inspection

Read the third time and passed by yeas and nays as follows:

Affirmative – 122 Negative – 10 (See Roll Call No. 149)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 150)

ADJOURNMENT

At 11:01 A.M. on motion of Delegate Luedtke the House adjourned until 3:00 P.M. on Friday, February 19, 2021 for a ProForma Session.

Annapolis, Maryland
Friday, February 19, 2021
3:00 P.M. Session

The House met at 3:02 P.M. and pledged Allegiance to the Flag.

A quorum being present under House Rule 119, the House is operating in a Pro Forma Session.

The Journal of February 18, 2021 was read and approved.

INTRODUCTORY HOUSE BILLS NO. 41

House Bill 1356 – Delegate Barve

AN ACT concerning

Blue Ribbon Solar Land Use Commission

FOR the purpose of establishing the Blue Ribbon Solar Land Use Commission; providing for the composition, cochairs, and staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission to study and make recommendations regarding certain matters relating to the State’s solar energy goals under the Renewable Energy Portfolio Standard; requiring the Commission to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Blue Ribbon Solar Land Use Commission.

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1357 – Delegate Clark

AN ACT concerning

Calvert County Board of Education – Public Meetings – Public Comment

FOR the purpose of requiring the Calvert County Board of Education to provide an opportunity for the public to comment on certain matters at each public meeting; requiring a member of the public who wishes to provide comments to be given a certain amount of time to provide the comments, under certain circumstances; authorizing a member of the public to submit written comments; requiring the county board to include certain written comments in the minutes for a certain

meeting; and generally relating to public meetings of the Calvert County Board of Education.

BY repealing and reenacting, with amendments,
Article – Education
Section 3–304
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1358 – Delegate Rogers

AN ACT concerning

**Veterans Affairs – Office of Communications and Public Affairs – Veterans
Advocacy and Education Act**

FOR the purpose of altering the name of the Outreach and Advocacy Program in the Department of Veterans Affairs to be the Office of Communications and Public Affairs; requiring the Office, in collaboration with the Maryland Higher Education Commission, to actively help veterans and their dependents become aware of and access certain benefits; altering certain responsibilities of the director of the Office; repealing a certain requirement that the Department develop and maintain a certain database of veterans in the State; altering certain responsibilities of the Department; altering certain responsibilities of the Office; altering the content of a certain annual report; making stylistic changes; and generally relating to the Office of Communications and Public Affairs.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–940 through 9–944 to be under the amended part “Part V. Office of
Communications and Public Affairs”; and 9–946
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 17

February 19, 2021

1. Del. Boyce Venable Greenspace

APP

2.	Del. Boyce	Northwood Commons Project	APP
3.	Del. Boyce	Govans Ecumenical Development Corporation	APP
4.	Del. Boyce	BraveHeart Living	APP
5.	Del. Bhandari	Double Rock Park	APP
6.	Del. Metzgar	Family Crisis Center	APP
7.	Del. Guyton	Graham Equestrian Center	APP
8.	Del. Guyton	First Fruits Farm	APP

The preceding bond initiatives were read and referred to the Committee on Appropriations.

**MESSAGE FROM THE SENATE
INTRODUCTORY SENATE BILLS NO. 7**

Senate Bill 6 – Senators Lam and Hough

CONSTITUTIONAL AMENDMENT

AN ACT concerning

General Assembly – Special Election to Fill a Vacancy in Office

FOR the purpose of proposing an amendment to the Maryland Constitution to require an individual appointed by the Governor to fill a vacancy in the office of Delegate or Senator in the General Assembly to serve for the remainder of the term if the vacancy occurs after a certain date; requiring that a special election be held at the same time as a certain regular statewide election to fill a vacancy in the office of Delegate or Senator in the General Assembly if the vacancy occurs on or before a certain date; providing that a special election to fill a vacancy in the office of Delegate or Senator in the General Assembly is not subject to a requirement that elections for State and county officers occur on certain dates; making conforming changes; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing an amendment to the Maryland Constitution
Article III – Legislative Department
Section 13

BY proposing an amendment to the Maryland Constitution
Article XVII – Quadrennial Elections
Section 2

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 41 – Senator Augustine

AN ACT concerning

**Health – Mental and Emotional Disorders – Consent
(Mental Health Access Initiative)**

FOR the purpose of altering the minimum age at which a minor has the same capacity as an adult to consent to consultation, diagnosis, and certain treatment of a mental or emotional disorder by a health care provider or clinic; providing that a health care provider may decide to provide certain information to a certain parent, guardian, or custodian under certain provisions of law unless the health care provider believes that the disclosure will lead to harm to the minor or deter the minor from seeking care; and generally relating to the consultation, diagnosis, and treatment of mental and emotional disorders and consent by minors.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 20–104
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 95 – Senator Kramer

AN ACT concerning

Public Utilities – Investor–Owned Utilities – Prevailing Wage

FOR the purpose of 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; and generally relating to investor–owned utilities and the prevailing wage.

BY adding to
Article – Public Utilities
Section 5–305
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 17–201(h)
Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 103 – Senator Kramer

AN ACT concerning

**Business Regulation – Retail Pet Stores – Modifications
(No More Puppy- and Kitten-Mills Act of 2021)**

FOR the purpose of altering the definition of “retail pet store” to include a broker that transfers dogs or cats for resale by another person for purposes of certain provisions of law regulating retail pet stores; clarifying a certain prohibition on the sale of cats or dogs by retail pet stores; repealing a certain statement of intent of the General Assembly; altering certain definitions; repealing a certain definition; and generally relating to retail pet stores.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 19–701 and 19–703
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing
Chapter 237 of the Acts of the General Assembly of 2018
Section 2

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 149 – Senator Kelley

AN ACT concerning

**Insurance – Application of Premium Tax – Continued Exclusion of Maryland
Automobile Insurance Fund**

FOR the purpose of repealing a certain termination provision for the purpose of continuing the exclusion of the Maryland Automobile Insurance Fund from the list of insurance companies and other persons that are subject to a certain premium tax; making conforming changes; and generally relating to taxation of insurance premiums.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 6–101(a)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 6–101(b)

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Chapter 509 of the Acts of the General Assembly of 2017

Section 4

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 175 – Senator Ellis

AN ACT concerning

Procurement – Performance and Payment Security – Requirements and Limitations

FOR the purpose of prohibiting the Board of Public Works from requiring a contractor to furnish certain guarantees before a certain contract is ratified; requiring certain performance bonds, payment bonds, and other securities to be provided at the time of contract ratification; and generally relating to performance and payment security on procurement contracts.

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 12–301(b), 13–216, and 17–103

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 184 – Senator McCray

AN ACT concerning

Maryland Transit Administration – Reduced Fare Program for Opioid Treatment Program Patients – Program Requirements

FOR the purpose of altering the application of the Maryland Transit Administration's reduced fare program for opioid treatment program patients by prohibiting participation by a treatment program that was subject to any of certain enforcement actions within a certain time period; and generally relating to the reduced fare program for opioid treatment program patients under the Maryland Transit Administration.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 7–712
Annotated Code of Maryland
(2020 Replacement Volume)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 218 – Senator King

EMERGENCY BILL

AN ACT concerning

~~Maryland Child Tax Credit~~
Income Tax – Child Tax Credit and Expansion of the Earned Income Credit

FOR the purpose of altering the calculation of the Maryland earned income credit to allow certain residents to claim the credit; allowing certain taxpayers to claim a credit against the State income tax for certain dependent children under certain circumstances; establishing the credit amount for each qualified child, subject to certain limitations; allowing certain taxpayers to claim a refund in the amount of any excess credit; defining certain terms; making a technical correction; providing for the application and termination of this Act; making this Act an emergency measure; and generally relating to ~~a credit~~ credits against the State income tax for earned income and certain dependent children.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–704
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)
(As enacted by Chapter 39 of the Acts of the General Assembly of 2021)

BY adding to
Article – Tax – General
Section 10–751
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 244 – Senator Lam

AN ACT concerning

Maryland Funding Accountability and Transparency Act – Nonbudgeted State Agencies

FOR the purpose of altering the Maryland Funding Accountability and Transparency Act to require the Department of Information Technology to include in a certain searchable website payments made by certain units of State government; requiring the Department to update the payment data on the searchable website within a certain period of time; repealing an obsolete provision; making a technical correction; making stylistic changes; and generally relating to the Maryland Funding Accountability and Transparency Act.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 3A–313
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 296 – Senator Simonaire

AN ACT concerning

Election Law – Campaign Finance – Protection of Contributor Information

FOR the purpose of prohibiting a person from using contributor information from any report or statement required under provisions of law governing campaign finance for commercial solicitation purposes; prohibiting a person from publishing contributor information from any report or statement required under provisions of law governing campaign finance in certain media or on a website for the purpose of facilitating commercial solicitation; and generally relating to the protection of contributor information.

BY adding to
Article – Election Law
Section 13–106
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 307 – Senator Guzzone

AN ACT concerning

Labor and Employment – Direct Care Workforce Innovation Program

FOR the purpose of establishing the Direct Care Workforce Innovation Program in the Division of Workforce Development and Adult Learning within the Maryland Department of Labor; requiring the Division to administer the Program; authorizing the Division to adopt certain regulations; providing for the purpose and goal of the Program; requiring the Division to issue a request for certain applications from certain eligible entities for certain matching grants each year; requiring an eligible entity to submit to the Division a certain project plan with the entity's application; requiring the Division to evaluate the applications and award matching grants under the Program in a certain manner and to prioritize awarding matching grants to certain applicants; requiring an eligible entity to secure certain contributions for a certain project that are at least equal in value to the amount requested from the Program; prohibiting the Division from awarding a matching grant to an eligible entity exceeding a certain amount each year; requiring the Division to award the matching grants on a pro rata basis under certain circumstances; requiring the Division to encourage each eligible entity receiving a matching grant under the Program to consult with certain entities for certain purposes; authorizing certain eligible entities to use matching grants to continue to carry out certain activities; providing that a grant awarded under the Program is valid for at least a certain period of time; requiring eligible entities to use grant funds in a certain manner; requiring an entity receiving a matching grant under the Program to use the grant to supplement, and not supplant, certain funds; requiring the Governor to include a certain appropriation in the annual budget bill for the Program; providing that certain appropriations and expenditures are subject to audit by the Office of Legislative Audits; requiring the Division, on or before a certain date each year, to submit a certain report to certain committees of the General Assembly; defining certain terms; and generally relating to the Direct Care Workforce Innovation Program.

BY adding to

Article – Labor and Employment

Section 11–1401 through 11–1407 to be under the new subtitle “Subtitle 14. Direct Care Workforce Innovation Program”

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 326 – Senator Hayes

AN ACT concerning

Baltimore City Community College – Procurement Authority

FOR the purpose of exempting Baltimore City Community College from certain provisions of State procurement law; requiring the Board of Trustees of the College, subject to review and approval by the Board of Public Works and the Joint Committee on Administrative, Executive, and Legislative Review, to develop certain policies and

procedures governing procurement; requiring the Board of Trustees to develop an information technology plan that meets certain requirements; exempting the College from certain provisions of law relating to the purchase, lease, or rental of information technology or any changes to the purchase, lease, or rental of information technology; exempting the College from certain provisions of law governing telecommunication systems or services; exempting the College from certain provisions of law governing the oversight of public improvement projects by the Department of General Services; requiring the Department, on request of the Board of Public Works, to advise the Board of Public Works on certain contracts for the College that exceed a certain amount under certain circumstances; requiring the Board of Public Works to review and approve certain contracts that exceed a certain amount under certain circumstances; requiring certain procurements by the College to comply with certain policies and procedures; establishing the authority of the State Board of Contract Appeals over certain contract claims by the College before and after a certain date; exempting the College from a certain review of a certain contract for certain expenditures; subjecting a certain contract for certain expenditures to certain approval; altering a certain definition; making stylistic changes; and generally relating to the procurement authority of Baltimore City Community College.

BY repealing and reenacting, without amendments,
Article – Education
Section 16–505(c)(1)(x)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to
Article – Education
Section 16–505.3
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 3A–302, 3A–402, 4–401(d), 4–402(a), 4–406(a), 11–203(e), and 12–202
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 4–401(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**Senate Bill 353 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Veterans Affairs)**

AN ACT concerning

Veterans – Benefits and Benefits Appeals Services – Disclosure Requirements

FOR the purpose of requiring a person who charges a fee for certain veterans benefits services or veterans benefits appeals services to provide a written disclosure statement to and obtain written acknowledgment of the disclosure statement from certain individuals under certain circumstances; requiring a certain person who charges a fee for providing certain veterans benefits appeals services to include a certain notice in advertisements for those services; providing that a person that violates certain provisions is subject to a civil penalty of up to a certain amount; providing that certain civil fines shall be in an amount ordered by the District Court in an action brought by the Attorney General; providing that each day a certain violation occurs is a separate violation; requiring that certain civil penalties be deposited into the Maryland Veterans Trust Fund; defining certain terms; and generally relating to veterans benefits services and veterans benefits appeals services.

BY adding to

Article – State Government
Section 9–905.1
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government
Section 9–913(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government
Section 9–913(g)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

ADJOURNMENT

At 3:04 P.M. on motion of Delegate Luedtke the House adjourned until 10:00 A.M. on Tuesday, February 23, 2021.

Annapolis, Maryland
Tuesday, February 23, 2021
10:00 A.M. Session

The House met at 10:04 A.M. and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 130 Members present.

(See Roll Call No. 151)

The Journal of February 19, 2021 was read and approved.

EXCUSED:

Delegate Holmes – personal
Delegate Impallaria – personal
Delegate Reznik – personal
Delegate Rose – medical
Delegate Stein – illness
Delegate R. Watson – medical

The Journal of February 19, 2021 was read and approved.

INTRODUCTORY HOUSE BILLS NO. 42

House Bill 1359 – Wicomico County Delegation

AN ACT concerning

**Wicomico County – Alcoholic Beverages – Class A Beer, Wine, and Liquor
Licenses**

FOR the purpose of authorizing the holder of a Class A beer, wine, and liquor license in Wicomico County to elect to purchase certain wine and liquor from a licensed wholesaler rather than from the Liquor Control Board for the county under certain circumstances; excepting certain purchases from the monopoly on the sale and distribution of certain wine and liquor held by the Liquor Control Board; requiring the license holder to provide notice to the Liquor Control Board of the holder's intention to purchase from a licensed wholesaler in a certain manner; requiring the Liquor Control Board to issue a certain letter of confirmation to the license holder; requiring the license holder to display the letter of confirmation in a certain manner;

limiting the purchase price of certain alcoholic beverages that the license holder purchases from a county dispensary; authorizing the license holder to sell alcoholic beverages during certain hours on Sundays; and generally relating to alcoholic beverages in Wicomico County.

BY repealing and reenacting, without amendments,
 Article – Alcoholic Beverages
 Section 32–102
 Annotated Code of Maryland
 (2016 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
 Article – Alcoholic Beverages
 Section 32–306, 32–901, and 32–2004
 Annotated Code of Maryland
 (2016 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 18

February 23, 2021

- | | | | |
|-----|--------------------------|---|-----|
| 1. | Howard County Delegation | Patuxent Commons | APP |
| 2. | Howard County Delegation | The Community Ecology Institute | APP |
| 3. | Howard County Delegation | Days End Farm Horse Rescue Firehouse | APP |
| 4. | Howard County Delegation | Ellicott City Quaker Second School Building | APP |
| 5. | Howard County Delegation | Harriet Tubman Cultural Center | APP |
| 6. | Howard County Delegation | East Columbia 50+ Center | APP |
| 7. | Howard County Delegation | Barnard Fort House | APP |
| 8. | Howard County Delegation | Patapsco Female Institute Chapel | APP |
| 9. | Howard County Delegation | Robinson Nature Center | APP |
| 10. | Howard County Delegation | Tiber Park | APP |

- | | | | |
|-----|--------------------------|---|-----|
| 11. | Howard County Delegation | Harriet Tubman Cultural Center Playground | APP |
| 12. | Howard County Delegation | Centennial Park | APP |
| 13. | Howard County Delegation | Caplan's Facade Restoration | APP |
| 14. | Howard County Delegation | Humanim | APP |

The preceding bond initiatives were read and referred to the Committee on Appropriations.

QUORUM CALL

The presiding officer announced a quorum call, showing 129 Members present.

(See Roll Call No. 152)

CALENDAR OF THIRD READING HOUSE BILLS NO. 14

House Bill 76 – Delegate Love

AN ACT concerning

Water Pollution Control – Intervention in Civil Actions – Rights and Authority

Read the third time and passed by yeas and nays as follows:

Affirmative – 92 Negative – 40 (See Roll Call No. 153)

The Bill was then sent to the Senate.

House Bill 126 – Delegate Moon

AN ACT concerning

Public Safety – Pretrial Services Program Grant Fund – Extension and Program Requirements

Delegate Clippinger moved to make the Bill a Special Order for next session.

The motion was adopted.

House Bill 141 – Delegate Sample–Hughes

AN ACT concerning

Maryland Department of Health – Residential Service Agencies – Training Requirements

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 154)

The Bill was then sent to the Senate.

House Bill 156 – Delegates Luedtke and Griffith

AN ACT concerning

Student and Military Voter Empowerment Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 106 Negative – 22 (See Roll Call No. 155)

The Bill was then sent to the Senate.

House Bill 186 – Delegate Malone

AN ACT concerning

Courts – ~~Court Dog Therapy Program~~ – Veterans Treatment Courts

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 156)

The Bill was then sent to the Senate.

House Bill 193 – Delegate Guyton

AN ACT concerning

Criminal Procedure – Victims of Crime – Private Room

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 157)

The Bill was then sent to the Senate.

House Bill 268 – Delegate Grammer

AN ACT concerning

Criminal Trials – Spousal Privilege – Exception

Read the third time and passed by yeas and nays as follows:

Affirmative – 121 Negative – 11 (See Roll Call No. 158)

The Bill was then sent to the Senate.

House Bill 378 – Delegate D.M. Davis

AN ACT concerning

Local Government Tort Claims Act – Definition of Local Government

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 159)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 15

House Bill 38 – Delegate Carey

AN ACT concerning

State Government – Department of Information Technology – Cybersecurity

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 160)

The Bill was then sent to the Senate.

House Bill 56 – Delegate Boyce

AN ACT concerning

Labor and Employment – Leave With Pay – Bereavement Leave

Read the third time and passed by yeas and nays as follows:

Affirmative – 95 Negative – 37 (See Roll Call No. 161)

The Bill was then sent to the Senate.

House Bill 95 – Delegate Krebs

AN ACT concerning

Health Occupations – Nurses – Delegation of Tasks

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 162)

The Bill was then sent to the Senate.

House Bill 107 – Delegate R. Lewis

AN ACT concerning

Prohibition on Vending Machine Sales of Drugs and Medicines – Repeal

Read the third time and passed by yeas and nays as follows:

Affirmative – 93 Negative – 39 (See Roll Call No. 163)

The Bill was then sent to the Senate.

House Bill 148 – Delegate Carey

AN ACT concerning

Commercial Law – Personal Information Protection Act – Revisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 93 Negative – 39 (See Roll Call No. 164)

The Bill was then sent to the Senate.

House Bill 161 – Delegate Kelly

AN ACT concerning

Health Occupations – ~~Registration~~ Licensing of Audiology Assistants

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 1 (See Roll Call No. 165)

The Bill was then sent to the Senate.

House Bill 471 – Delegate C. Watson

AN ACT concerning

Financial Institutions – Security Questions and Measures

Read the third time and passed by yeas and nays as follows:

Affirmative – 96 Negative – 36 (See Roll Call No. 166)

The Bill was then sent to the Senate.

House Bill 569 – Delegate Clippinger

AN ACT concerning

Electricity – Net Energy Metering – Limit

Read the third time and passed by yeas and nays as follows:

Affirmative – 95 Negative – 37 (See Roll Call No. 167)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 16

House Bill 207 – Delegate Wilson

AN ACT concerning

**Nursing Homes – Resident Change in Condition – Notification and Consultation
With Physician**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 168)

The Bill was then sent to the Senate.

House Bill 210 – Delegate Bhandari

AN ACT concerning

**State Board of Physical Therapy Examiners – Temporary Licenses to Practice
Physical Therapy and Limited Physical Therapy**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 169)

The Bill was then sent to the Senate.

House Bill 297 – Delegate Pena–Melnyk

AN ACT concerning

**Maryland Lynching Truth and Reconciliation ~~Committee~~ Commission
– Reporting and Sunset Extension**

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 170)

The Bill was then sent to the Senate.

House Bill 484 – Delegate Cullison

AN ACT concerning

**Health Care Facilities – Dialysis Treatment Services – Training
(David Selby Dialysis Parity Act)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 171)

The Bill was then sent to the Senate.

House Bill 554 – Delegate Pena–Melnyk

AN ACT concerning

Division of Consumer Protection – Assisted Living Programs

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 172)

The Bill was then sent to the Senate.

House Bill 599 – Delegate Kelly

AN ACT concerning

Public Health – Long-Term Care Planning

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 173)

The Bill was then sent to the Senate.

House Bill 684 – Delegate Valderrama

AN ACT concerning

Professional Land Surveyors – Surveying Practice – Definition and Licensing Exception

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 174)

The Bill was then sent to the Senate.

RULES AND EXECUTIVE NOMINATIONS COMMITTEE REPORT NO. 1

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1336 – Delegate Proctor

AN ACT concerning

Alcohol and Tobacco Commission – Executive Director – Clarification

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1337 – Delegate Proctor

AN ACT concerning

Inmate Training and Job Act of 2021

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1338 – Delegate Dumais

AN ACT concerning

Juvenile Court – Jurisdiction – Adults

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1339 – Chair, Judiciary Committee (By Request – Departmental – Human Services)

AN ACT concerning

Child Support – Guidelines

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1341 – Chair, Appropriations Committee (By Request – Departmental – University System of Maryland)

AN ACT concerning

University System of Maryland – Academic Facilities Bonding Authority

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1342 – Chair, Ways and Means Committee (By Request – Departmental – Commerce)

AN ACT concerning

**Economic Development – Partnership for Workforce Quality Program –
Alterations**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1343 – Delegate Kipke

AN ACT concerning

Anne Arundel County – Party Central Committees – Republican Requirements

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1344 – Delegate Kipke

AN ACT concerning

Mental Health Law – Reform of Laws and Delivery of Service

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1345 – Delegate Kaiser

AN ACT concerning

**Mail-In Voting – Certification of Assistance, Design of Materials, and Ballot
Curing**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1346 – Delegate Clippinger

EMERGENCY BILL

AN ACT concerning

**Landlord and Tenant – Eviction Proceedings – Catastrophic Health
Emergencies**

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

House Bill 1347 – Delegate Barve

AN ACT concerning

**Real Property – Impermissible Restrictions on Use – Portable Basketball
Apparatuses**

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1349 – Delegate Sample-Hughes

AN ACT concerning

Public Health – Maryland Prenatal and Infant Care Grant Program Fund

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1350 – Delegate Wilkins

AN ACT concerning

Campaign Finance – Revisions

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1351 – Delegate Wilkins

AN ACT concerning

**Campaign Finance – Contribution Through Third-Party Payment Processor
– Transfer to Campaign Account**The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1352 – Delegate Smith

AN ACT concerning

Campaign Finance Reports – Business Contributors – Registration StatusThe Bill was re-referred to the Committee on Ways and Means.**ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 7
CONSENT NO. 20**

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 483	FAV	Del. Turner	Towing or Removal of Vehicles – Reclamation Hours
HB 563	FAV	Del. Long	Local Government - Animal Control Facilities – Adoption Fee Waiver for Veterans (Pets for Vets Act of 2021)
HB 663	FAV	Del. Boteler	Local Government – Regulation of Amateur Radio Station Antenna Structures

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

APPROPRIATIONS COMMITTEE REPORT NO. 3

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 101 – Delegate Charkoudian

AN ACT concerning

Human Services – Supplemental Nutrition Assistance Program – Heat and Eat Program

HB0101/964660/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 101

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “**Program**” insert “**and Study on Maryland Energy Assistance Program Eligibility**”; in line 9, after “regulations;” insert “requiring the Department to conduct a certain feasibility study for establishing automatic eligibility and approval for a household to participate in the Maryland Energy Assistance Program under certain circumstances; requiring the Department, in conducting the study, to conduct a cost–benefit analysis; requiring the Department to submit a report of its findings and recommendations to the Governor and the General Assembly on or before a certain date;”; in line 10, strike “and” and substitute a comma; and in line 11, after “Program” insert “, and the Maryland Energy Assistance Program”.

AMENDMENT NO. 2

On page 2, after line 29, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The Department of Human Services shall study and make recommendations on the feasibility of establishing automatic eligibility and approval for a household to participate in the Maryland Energy Assistance Program if the household is receiving or

eligible to receive Supplemental Nutrition Assistance Program Benefits under State and federal law.

(b) In conducting the study required under subsection (a) of this section, the Department shall conduct a cost–benefit analysis.

(c) On or before December 31, 2021, the Department shall submit a report of its findings and recommendations to the Governor and, in accordance with § 2–1257 of the State Government Article, the General Assembly.”.

On page 3, in line 1, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 125 – Delegate Lierman

AN ACT concerning

Public Institutions of Higher Education – Student Athletes (Jordan McNair Safe and Fair Play Act)

HB0125/723922/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 125

(First Reading File Bill)

AMENDMENT NO. 1

On pages 1 and 2, strike beginning with “requiring” in line 4 on page 1 down through “athletes;” in line 3 on page 2 and substitute “declaring certain findings of the General Assembly; requiring certain athletic programs to adopt certain guidelines and protocols; requiring the University System of Maryland Intercollegiate Athletics Workgroup, Morgan State University, and St. Mary’s College of Maryland each to submit a report on certain policy changes to the General Assembly on or before a certain date each year; prohibiting a

public institution of higher education from taking certain actions related to student athletes;”.

On page 2, in line 9, strike “professional”; strike beginning with “requiring” in line 9 down through “team” in line 13 and substitute “prohibiting an athletic program”; in line 14, after “actions;” insert “authorizing an athletic program contract to prohibit a student athlete from engaging in certain advertising;”; strike beginning with “requiring” in line 16 down through “representation;” in line 18 and substitute “prohibiting a student athlete from making commercial use of certain property owned or controlled by a public institution of higher education; providing for a delayed effective date for certain provisions of this Act;”; and in line 22, strike “15–126 and 15–127” and substitute “15–128 and 15–129”.

AMENDMENT NO. 2

On pages 2 through 9, strike in their entirety the lines beginning with line 28 on page 2 through line 11 on page 9, inclusive, and substitute:

“15–128.

(A) IN THIS SECTION, “ATHLETIC PROGRAM” MEANS ANY INTERCOLLEGIATE ATHLETIC PROGRAM AT A PUBLIC INSTITUTION OF HIGHER EDUCATION IN THE STATE.

(B) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT:

(1) MEETING THE EDUCATIONAL NEEDS OF STUDENT ATHLETES SHOULD BE THE PRIORITY FOR INTERCOLLEGIATE ATHLETIC PROGRAMS IN THE STATE; AND

(2) PROVIDING ADEQUATE HEALTH AND SAFETY PROTECTIONS FOR STUDENT ATHLETES CAN HELP PREVENT SERIOUS INJURY AND DEATH.

(C) AN ATHLETIC PROGRAM SHALL ADOPT AND IMPLEMENT:

(1) GUIDELINES TO PREVENT, ASSESS, AND TREAT SERIOUS SPORTS-RELATED CONDITIONS, INCLUDING:

(I) BRAIN INJURY;

(II) HEAT ILLNESS; AND

(III) RHABDOMYOLYSIS;

(2) EXERCISE AND SUPERVISION GUIDELINES FOR ANY STUDENT ATHLETE WHO PARTICIPATES IN AN ATHLETIC PROGRAM AND IS IDENTIFIED WITH POTENTIAL LIFE-THREATENING HEALTH CONDITIONS, INCLUDING:

(I) SICKLE CELL TRAIT; AND

(II) ASTHMA; AND

(3) RETURN-TO-PLAY PROTOCOLS FOR ATHLETES WHO EXPERIENCE INJURY OR ILLNESS DURING PRACTICE OR PLAY.

(D) (1) ON OR BEFORE OCTOBER 1, 2021, AND EACH OCTOBER 1 THEREAFTER, THE UNIVERSITY SYSTEM OF MARYLAND INTERCOLLEGIATE ATHLETICS WORKGROUP SHALL SUBMIT A REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, ON STUDENT ATHLETES IN THE UNIVERSITY SYSTEM OF MARYLAND, INCLUDING ANY STUDENT ATHLETE POLICY CHANGES AT EACH INSTITUTION RELATED TO THE HEALTH AND SAFETY OF STUDENT ATHLETES.

(2) ON OR BEFORE OCTOBER 1, 2021, AND EACH OCTOBER 1 THEREAFTER, MORGAN STATE UNIVERSITY AND ST. MARY'S COLLEGE OF MARYLAND SHALL SUBMIT A REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, ON STUDENT ATHLETES AT EACH INSTITUTION, INCLUDING ANY STUDENT ATHLETE POLICY CHANGES AT EACH INSTITUTION RELATED TO THE HEALTH AND SAFETY OF STUDENT ATHLETES.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Education

15–129.”.

AMENDMENT NO. 3

On page 9, in line 18, after “**(3)**” insert “**(I)**”; in the same line, after “A” insert “COLLEGE”; and after line 20, insert:

“(II) “STUDENT ATHLETE” DOES NOT INCLUDE A STUDENT WHO PARTICIPATES SOLELY IN INTRAMURAL OR CLUB ATHLETICS.”.

On page 10, in line 14, strike “**PROFESSIONAL**”; strike beginning with “**MATTERS,**” in line 15 down through “**ATTORNEYS**” in line 17 and substitute “MATTERS”; strike in their entirety lines 18 through 27, inclusive; in line 28, strike “**(E)**” and substitute “**(D) (1)**”; in the same line, strike “**A TEAM CONTRACT OF AN ATHLETIC PROGRAM**” and substitute “AN ATHLETIC PROGRAM CONTRACT”; after line 32, insert:

“(2) AN ATHLETIC PROGRAM CONTRACT MAY PROHIBIT A STUDENT ATHLETE FROM ENGAGING IN IN-PERSON ADVERTISING FOR A THIRD-PARTY SPONSOR DURING OFFICIAL AND MANDATORY TEAM ACTIVITIES WITHOUT PRIOR APPROVAL FROM THE INSTITUTION’S ATHLETIC DEPARTMENT.”;

and in line 33, strike “**(F)**” and substitute “**(E)**”.

On page 11, in line 3, strike “**TEAM**” and substitute “ATHLETIC PROGRAM”; strike in their entirety lines 9 through 12, inclusive, and substitute:

“(F) NOTHING IN THIS SECTION MAY BE CONSTRUED TO GRANT A STUDENT ATHLETE A RIGHT TO MAKE COMMERCIAL USE OF NAMES, TRADEMARKS, LOGOS, OR OTHER INTELLECTUAL PROPERTY OWNED OR CONTROLLED BY A PUBLIC INSTITUTION OF HIGHER EDUCATION.”;

in line 13, strike “2.” and substitute “3.”; in the same line, after “That” insert “Section 2 of”; in line 14, strike “2021” and substitute “2023”; and after line 14, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That, except as provided in Section 3 of this Act, this Act shall take effect July 1, 2021.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Szeliga moved to make the Bill a Special Order for next session.

The motion was adopted.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 246 – Delegates Hill and R. Lewis

AN ACT concerning

Higher Education – Returned Peace Corps Volunteers – In-State Tuition

HB0246/484665/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 246

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “circumstances;” insert “establishing that certain students shall be included as in-State residents for the computation of State aid to community colleges;”.

AMENDMENT NO. 2

On page 1, after line 23, insert:

“(C) A STUDENT WHO ATTENDS A COMMUNITY COLLEGE IN THE STATE AND PAYS TUITION AS PROVIDED IN SUBSECTION (B) OF THIS SECTION SHALL BE INCLUDED AS AN IN-STATE RESIDENT FOR COMPUTATION OF STATE AID TO COMMUNITY COLLEGES IN ACCORDANCE WITH § 16-305 OF THIS ARTICLE.”

On page 2, in line 1, strike “(C)” and substitute “(D)”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 460 – Delegate Solomon

AN ACT concerning

Transfer With Success Act

HB0460/344869/1

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 460

(First Reading File Bill)

On page 2, in line 9, strike “EARLIEST” and substitute “LATEST”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 844 – Delegate Lierman (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Fiduciary Insurance

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 8

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 545 – Delegate Hornberger

AN ACT concerning

**Natural Resources – Licenses, Permits, Registrations, and Certificates – Digital
or Electronic Format**

HB0545/330818/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 545

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike “, **Permits, Registrations, and Certificates – Digital or Electronic Format**” and substitute “**and Stamps – Revisions**”; in lines 5 and 10 and 11, in each instance, strike “, permits, registrations, and certificates” and substitute “**and stamps**”; in line 7, strike “, permit, registration, or certificate” and substitute “**or stamp**”; strike beginning with “requiring” in line 9 down through “manner” in line 10 and substitute “**prohibiting certain applicants from willfully making a certain false statement or representation; repealing certain provisions of law requiring certain licensees to sign a license in a certain manner at a certain time; making a stylistic change**”; and after line 21, insert:

“BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 4–604(e) and (h) and 4–745(a)(6)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 10–301(j)

Annotated Code of Maryland

(2012 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 19, strike “**LICENSE, PERMIT, REGISTRATION, OR CERTIFICATE**” and substitute “**LICENSE OR STAMP**”; in the same line, after “**UNDER**” insert “**§§ 4–604, 4–614, 4–745, OR 10–301(G) OF**”; in line 21, strike “**(1)**”; in lines 22 and 23, strike “**LICENSE, PERMIT, REGISTRATION, OR CERTIFICATE**” and substitute

“LICENSE OR STAMP ISSUED UNDER §§ 4-604, 4-614, 4-745, OR 10-301(G) OF THIS ARTICLE”; and strike in their entirety lines 25 through 28, inclusive, and substitute:

“4-604.

(e) (1) An applicant for a license issued under this section [shall]:

(I) SHALL provide all the information requested by the Department; AND

(II) MAY NOT WILLFULLY MAKE A FALSE STATEMENT OR REPRESENTATION TO THE DEPARTMENT ON THE APPLICATION.

(2) The Department shall require an applicant for a license under this section to provide the last four digits of the applicant’s Social Security number, if the applicant has a Social Security number.

(h) (1) Every angler’s license shall be valid for 1 year following the date of issuance.

(2) [The licensee shall electronically or physically sign the license at the time of purchase.

(3) The license may not be transferred to another person, nor used or presented by any person other than the person to whom it was issued.

4-745.

(a) (6) An applicant for a license issued under this section [shall]:

(I) SHALL provide all the information requested by the Department; AND

(II) MAY NOT WILLFULLY MAKE A FALSE STATEMENT OR REPRESENTATION TO THE DEPARTMENT ON THE APPLICATION.

10-301.

(j) [The licensee shall electronically or physically sign the hunting license at the time the licensee obtains the hunting license. It] A HUNTING LICENSE may not be transferred to any other person.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 593 – Delegate Fraser–Hidalgo

AN ACT concerning

Condominiums and Homeowners Associations – Meeting Requirements

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 9

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 127 – Delegate Boyce

AN ACT concerning

Maryland Paint Stewardship

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 20

House Bill 313 – Delegate Holmes

AN ACT concerning

**Cooperative Housing Corporations, Condominiums, and Homeowners
Associations – Reserve Studies – Statewide**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED
ADOPTED.FLOOR AMENDMENT BY DEL. KREBS PENDING.

FLOOR AMENDMENT

HB0313/703921/1

BY: Delegate Krebs

AMENDMENT TO HOUSE BILL 313, AS AMENDED
(First Reading File Bill)

On page 8, in line 11, strike “has” and substitute “:

(I) HAS”;

and in line 12, after “areas” insert “;AND

(II) CONTAINS MORE THAN 50 LOTS”.

The preceding amendment was withdrawn.

Delegate Barve moved the Bill be recommitted.

The motion was adopted.

WAYS AND MEANS COMMITTEE REPORT NO. 8

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 482 – Delegate Kaiser

AN ACT concerning

Horse Racing – Maryland–Bred Race Fund Advisory Committee – Membership

HB0482/995763/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 482
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Advisory Committee – Membership**” and substitute “– **Advisory Committee Membership and Registration of Horses**”; in line 5, after “State;” insert “altering the circumstances under which a horse may be registered with the Maryland Horse Breeders Association, Inc.;”; in line 7, strike “Advisory Committee”; and in line 15, after “(b)” insert “and 11-538”.

AMENDMENT NO. 2

On page 2, after line 27, insert:

“11-538.

A horse may be registered with the Maryland Horse Breeders Association, Inc., only if the horse was foaled in Maryland as shown by a foal certificate from the Jockey Club and:

(1) the breeder of the horse has maintained a place of abode in Maryland for more than 9 months immediately before registration;

(2) the breeder of the horse keeps breeding stock continually in Maryland;

(3) the horse was conceived in Maryland during the previous season; [or]

(4) the horse’s dam was sent to Maryland to foal and after foaling was covered **ONLY** by a Maryland stallion during the season of the horse’s birth; **OR**

(5) IF THE HORSE’S DAM DIES, IS PERMANENTLY RETIRED, OR IS CERTIFIED BY A VETERINARIAN AS UNABLE TO BE BRED, THE HORSE RESIDED IN THE STATE FOR AT LEAST 6 MONTHS AFTER THE HORSE WAS FOALED.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 610 – Delegate Hill

AN ACT concerning

Homeowners’ Property Tax Credit – Transfer of Dwelling to Surviving Family Member**HB0610/915065/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 610
(First Reading File Bill)AMENDMENT NO. 1

On page 1, in line 2, strike “**Transfer of Dwelling to**” and substitute “**Eligibility of**”; in line 5, after “who” insert “stand to”; in line 6, strike “or are granted a life estate in the dwelling”; in line 7, after “circumstances;” insert “altering a certain definition;”; in the same line, strike “making stylistic and conforming changes;”; in line 17, strike “9–104(i) and (q)(1)” and substitute “9–104(a)(11) and (13)”; and after line 19, insert:

“BY adding toArticle – Tax – PropertySection 9–104(a)(13)Annotated Code of Maryland(2019 Replacement Volume and 2020 Supplement)”.AMENDMENT NO. 2

On page 3, strike in their entirety lines 3 through 29, inclusive, and substitute:

“(11) “Legal interest” includes an interest in a dwelling:

- (i) as sole owner;
- (ii) as a joint tenant;
- (iii) as a tenant in common;
- (iv) as a tenant by the entirety;
- (v) through membership in a cooperative;

(vi) under a land installment contract, as defined in § 10–101 of the Real Property Article;

(vii) as a holder of a life estate; [or]

(viii) under a continuing care contract for an independent living unit at a continuing care facility for the aged, which means a nontransferable agreement between a continuing care facility for the aged as defined in § 7–206 of this article and an occupant of an independent living unit, which agreement provides that the occupant may reside in the unit until termination under the terms of the contract; OR

(IX) AS A SURVIVING FAMILY MEMBER WHO STANDS TO INHERIT THE DWELLING OF A DECEASED HOMEOWNER UNDER THE TERMS OF:

1. THE DECEASED HOMEOWNER’S WILL OR TRUST OR A NONPROBATE INSTRUMENT OF WRITING; OR

2. UNDER THE LAWS OF INTESTATE SUCCESSION.

(13) “SURVIVING FAMILY MEMBER” MEANS AN INDIVIDUAL RELATED TO A DECEASED HOMEOWNER BY BLOOD, ADOPTION, OR MARRIAGE.

[(13)] (14) “Total real property tax” means the product of the sum of all property tax rates on real property, including special district tax rates, for the taxable year on a dwelling, multiplied by the lesser of:

(i) \$300,000; or

(ii) the assessed value of the dwelling reduced by the amount of any assessment on which a property tax credit is granted under § 9–105 of this subtitle.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 738 – Chair, Ways and Means Committee (By Request – Departmental – State Board of Elections)

AN ACT concerning

Election Law – Certificates of Candidacy and Ballot Questions – Revisions

HB0738/765367/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 738

(First Reading File Bill)

On page 5, in line 4, strike “10” and substitute “**65**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 776 – Delegate Ebersole

AN ACT concerning

State Department of Education – Infant and Early Childhood Mental Health Consultation Project – Study and Report

HB0776/475269/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 776

(First Reading File Bill)

On page 2, in line 11, after “(vi)” insert “assess the costs and benefits associated with current Project staffing qualifications and potential alternative qualification models.”

including the capacity for the Project to continue to provide needed services under alternative models;

(vii)”;

in lines 13 and 17, strike “(vii)” and “(viii)”, respectively, and substitute “(viii)” and “(ix)”, respectively; and in line 18, strike “(vi) and (vii)” and substitute “(vii) and (viii)”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 9

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 155 – Delegate Wilkins

AN ACT concerning

County Boards and Public and Nonpublic Prekindergarten Programs and Schools – Discrimination – Prohibition

HB0155/265460/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 155

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after the second “of” insert “a prospective student”; in line 8, after “expelling” insert “a current student”; and in the same line, strike “any student or prospective student” and substitute “certain individuals”.

AMENDMENT NO. 2

On page 3, in line 19, after “OF” insert “A PROSPECTIVE STUDENT”; in the same line, after “EXPELLING” insert “A CURRENT STUDENT”; in line 20, strike “STUDENT OR

PROSPECTIVE STUDENT” and substitute “INDIVIDUAL”; and in line 21, strike “THE” and substitute “AN”.

On page 5, strike beginning with “ANY” in line 2 down through “INDIVIDUAL’S” in line 3 and substitute “A CURRENT STUDENT, A PROSPECTIVE STUDENT, OR THE PARENT OR GUARDIAN OF A CURRENT OR PROSPECTIVE STUDENT ON THE BASIS OF”; in line 5, after “OF” insert “A PROSPECTIVE STUDENT”; in the same line, after “EXPEL” insert “A CURRENT STUDENT”; in line 6, strike “ANY STUDENT OR PROSPECTIVE STUDENT” and substitute “A CURRENT STUDENT, A PROSPECTIVE STUDENT, OR THE PARENT OR GUARDIAN OF A CURRENT OR PROSPECTIVE STUDENT”; and in the same line, strike “THE” and substitute “AN”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably:

House Bill 205 – Delegate Reznik

AN ACT concerning

Public Schools – Provision of Menstrual Hygiene Products – Requirement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 319 – Delegate Palakovich Carr

AN ACT concerning

Local Tax Relief for Working Families Act of 2021

HB0319/695162/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 319
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 4 down through “income;” in line 5; and strike beginning with “or” in line 13 down through “circumstances” in line 14.

AMENDMENT NO. 2

On page 2, strike beginning with “the” in line 2 down through “(iii)” in line 8; in line 8, after “3.20%” insert “OF AN INDIVIDUAL’S MARYLAND TAXABLE INCOME”; and strike beginning with “, BUT” in line 8 down through “2021” in line 11.

On page 3, strike in their entirety lines 17 through 24, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Mautz moved to make the Bill a Special Order for next session.

The motion was adopted.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably:

House Bill 465 – Delegate Washington

EMERGENCY BILL

AN ACT concerning

State Superintendent of Schools – Qualifications and Senate Confirmation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably:

House Bill 597 – Delegate Kelly

AN ACT concerning

Child Care Centers – Teacher Qualifications

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 655 – Delegate Crosby

AN ACT concerning

Local Government – County Commissioner Elections – District Voting

HB0655/795968/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 655

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “**County**” insert “**Council and County**”; in line 3, after the first “a” insert “county council member or a”; in line 4, after “district,” insert “making conforming changes; providing for the application of this Act;”; in line 5, after “to” insert “county council and”; in line 8, strike “9–401.1” and substitute “9–114”; and after line 10, insert:

“BY repealing and reenacting, with amendments,

The Public Local Laws of Calvert County

Section 2–102

Article 5 – Public Local Laws of Maryland

(2002 Edition and December 2019 Supplement)

(As enacted by Chapter 310 of the Acts of the General Assembly of 2013)

BY repealing and reenacting, with amendments,

The Public Local Laws of Charles County

Section 27–1A.

Article 9 – Public Local Laws of Maryland

(2013 Edition and October 2018 Supplement, as amended)

BY repealing and reenacting, with amendments,

The Public Local Laws of Garrett County
Section 30.02(B) and (C)
Article 12 – Public Local Laws of Maryland
(2005 Edition and September 2018 Supplement, as amended)

BY repealing and reenacting, with amendments,
The Public Local Laws of St. Mary’s County
Section 26–1A.
Article 19 – Public Local Laws of Maryland
(2007 Edition and March 2015 Supplement, as amended)

BY repealing and reenacting, without amendments,
The Public Local Laws of St. Mary’s County
Section 26–1B. and C.
Article 19 – Public Local Laws of Maryland
(2007 Edition and March 2015 Supplement, as amended)”.

AMENDMENT NO. 2

On page 1, in line 14, strike “**9–401.1.**” and substitute “**9–114.**”

(A) THIS SECTION APPLIES TO ALL COUNTIES.

(B)”;

in line 15, after the first “A” insert “**COUNTY COUNCIL MEMBER OR**”; in the same line, after “SPECIFIC” insert “**COUNTY COUNCIL DISTRICT OR**”; after line 17, insert:

“Article 5 – Calvert County

2–102.

(a) [Beginning with the general election to be held in Calvert County in November, 1978, five County Commissioners shall be elected by countywide vote.

(b) Beginning with the general election to be held in Calvert County in November [2014] 2022:

(1) One County Commissioner shall be a resident of and shall **BE ELECTED BY THE VOTERS OF THE FIRST ELECTION DISTRICT OF THE COUNTY TO** represent [the first election district of the County] **THAT DISTRICT;**

(2) One County Commissioner shall be a resident of and shall **BE ELECTED BY THE VOTERS OF THE SECOND ELECTION DISTRICT OF THE COUNTY TO** represent [the second election district of the County] **THAT DISTRICT;**

(3) One County Commissioner shall be a resident of and shall **BE ELECTED BY THE VOTERS OF THE THIRD ELECTION DISTRICT OF THE COUNTY TO** represent [the third election district of the County] **THAT DISTRICT;** and

(4) Two County Commissioners shall be residents of the County and shall **BE ELECTED BY THE VOTERS OF THE ENTIRE COUNTY TO** represent the County at large.

[(c)] (B) Each candidate for the office of County Commissioner shall specify at the time of filing a certificate of candidacy whether the candidate is seeking to represent the district in which the candidate resides or to represent the County at large.

[(d)] (C) Commissioners who are elected and qualify shall take office the third Tuesday of December following election.

[(e)] (D) Each Commissioner shall hold office for four years or until a successor is elected and qualified.

Article 9 – Charles County

27–1.

A. There shall be five County Commissioners for Charles County[, four of whom shall be elected at large, with one residing in each of the four County Commissioner Districts of the County]. **ONE COUNTY COMMISSIONER SHALL RESIDE IN AND BE ELECTED BY THE VOTERS OF EACH OF THE FOUR COUNTY COMMISSIONER DISTRICTS OF THE COUNTY.** The fifth shall hold the position of President of the County Commissioners, may reside in any area of the County and shall be elected at large. The County Commissioners shall be elected at the General Election held in 1994 and every four years thereafter, for terms of four years. The terms of the Commissioners shall begin on

the first Tuesday of December following the General Election or as soon afterwards as certified by the Governor.

Article 12 – Garrett County

30.02.

(B) At all future elections for the office of County Commissioner, 1 Commissioner shall [be elected from among the voters residing in each County Commissioner District by the general vote of the county] RESIDE IN AND BE ELECTED BY THE VOTERS OF EACH OF THE COUNTY COMMISSIONER DISTRICTS OF THE COUNTY.

(C) At primary elections to be held in Garrett County at which candidates are selected for the position of County Commissioner, 1 candidate for each party shall be chosen from each County Commissioner District by the [county-wide] vote of the members of the respective parties WITHIN THAT DISTRICT. The Supervisors of Elections of Garrett County shall place the names of all persons who file papers for the position County Commissioner upon the ballots to be used by the respective parties in the county by Commissioner Districts so that under each Commissioner District on the ballot will appear the names in alphabetical order of all candidates residing in the district. The candidate of each party from each County Commissioner District who receives the greatest number of votes shall be certified by the Supervisors of Elections as the nominee of the political party to which he or she belongs, and the name of the nominee shall be placed on the official ballot to be used in the general election.

Article 19 – St. Mary’s County

26–1.

A. St. Mary’s County shall be divided into four (4) Commissioners’ Districts as follows: The first, second and ninth election districts shall compose the First Commissioner District; the third and sixth election districts shall compose the Second Commissioner District; the fourth, fifth and seventh election districts shall compose the Third Commissioner District; and the eighth election district shall compose the Fourth Commissioner District. Each Commissioner [shall be elected as hereinafter provided by the general vote of the County from each of said Commissioner Districts, who] shall serve for four (4) years from the date of [his] THEIR election and shall be eligible to succeed [himself] THEMSELVES, except that no County Commissioner is to be elected to serve more than

three (3) full four-year consecutive terms. A majority of said Commissioners shall constitute a quorum for the transaction of business. Five (5) County Commissioners are to be elected [by the voters of the entire County], of whom one (1) County Commissioner is to be elected [from] **BY THE VOTERS OF** the First Commissioner District, one (1) County Commissioner is to be elected [from] **BY THE VOTERS OF** the Second Commissioner District, one (1) County Commissioner is to be elected [from] **BY THE VOTERS OF** the Third Commissioner District and one (1) County Commissioner is to be elected [from] **BY THE VOTERS OF** the Fourth Commissioner District.

B. In addition, the five (5) aforementioned County Commissioners must have been residents of the districts for two (2) years or, instead, residents of the County for four (4) years. The four (4) Commissioners, in addition, must be qualified voters in the Commissioner District prior to election to office.

C. The fifth Commissioner, who will be President of the Board, shall run at large and be elected by the voters of the entire County. The President must be a registered voter, a resident of the County for at least five (5) years prior to election to office and at least twenty-five (25) years of age. The Board of Commissioners may elect a Vice President to preside in the temporary absence or disability of the President.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act:

(1) shall be applicable to the elections for county council and county commissioner held in 2022 and all subsequent elections; and

(2) may not be construed to affect the tenure of a county council member or county commissioner serving in office before the beginning of the next regular full term of office that begins after the effective date of this Act.”;

and in line 18, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0655/223724/1

BY: Delegate Wilkins

AMENDMENTS TO HOUSE BILL 655, AS AMENDEDAMENDMENT NO. 1

On page 1 of the Committee on Ways and Means Amendments (HB0655/795968/1), in line 1 of Amendment No. 1, strike "Council and County"; in line 2, strike "county council member or a"; and in line 4, strike "county council and".

AMENDMENT NO. 2

On page 2 of the Committee on Ways and Means Amendments, in line 2 of Amendment No. 2, after "APPLIES" insert "ONLY"; in the same line, strike "ALL" and substitute "CODE"; in the same line, after "COUNTIES" insert "AND COMMISSION COUNTIES"; in line 4, strike "COUNTY COUNCIL MEMBER OR"; and in line 5, strike "COUNTY COUNCIL DISTRICT OR".

On page 6 of the Committee on Ways and Means Amendments, in line 7 of Amendment No. 2, strike "county council and"; and in lines 9 and 10, strike "county council member or".

The preceding 2 amendments were read and adopted.

Delegate Morgan moved to make the Bill a Special Order for next session.

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 19**House Bill 261 – Delegate T. Branch**

AN ACT concerning

Business Regulation – Battery-Charged Fence Security Systems – Regulation

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

FLOOR AMENDMENT

HB0261/763725/1

BY: Delegate Szeliga

AMENDMENTS TO HOUSE BILL 261
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, strike “a”; and in the same line, strike “term” and substitute “terms”.

AMENDMENT NO. 2

On page 1, in line 23, strike the comma and substitute “**THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**”; in the same line, strike “**BATTERY-CHARGED**” and substitute “**BATTERY-CHARGED**”; and in the same line, after the period insert “**(2) (I)**”.

On page 2, in line 5, strike “**(2)**” and substitute “**(II)**”; in line 6, after “**INCLUDE**” insert “**;**”

- 1. DEER FENCING;**
- 2. LIVESTOCK FENCING; OR**
- 3.**”;

and after line 6, insert:

“(3) “DEER FENCING” MEANS FENCING THAT IS ENGINEERED TO EXCLUDE OR CONTAIN DEER OR ELK.”

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 175)

ADJOURNMENT

At 11:12 A.M. on motion of Delegate Luedtke the House adjourned until 10:00 A.M. on Thursday, February 25, 2021.

Annapolis, Maryland
Thursday, February 25, 2021
10:00 A.M. Session

The House met at 10:03 A.M. and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 126 Members present.

(See Roll Call No. 176)

EXCUSED:

Delegate Fraser–Hidalgo – late – personal

Delegate Haynes – personal

Delegate D. Jones – late – personal

Delegate Stein – late – illness

The Journal of February 23, 2021 was read and approved.

INTRODUCTORY HOUSE BILLS NO. 43

House Bill 1360 – Delegate Holmes

AN ACT concerning

State Government – Notarial Acts – Fees

FOR the purpose of increasing the cap on the fee established by the Secretary of State for an original notarial act; authorizing certain persons to charge a certain fee for the performance of a certain notarial act; and generally relating to notarial acts.

BY repealing and reenacting, with amendments,

Article – State Government

Section 18–107(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1361 – Delegate P. Young

AN ACT concerning

**Procurement – Information Technology – Cloud–Based Virtual Desktop
Infrastructure**

FOR the purpose of requiring the Department of Information Technology to issue a request for proposals for or make a certain determination on the implementation and ongoing maintenance of cloud–based virtual desktop infrastructure to be used by each unit of State government as desktop support and management systems; authorizing the Department to contract for cloud–based virtual desktop infrastructure services in a certain manner; requiring the Department to review certain contracts entered into by other states and consider participating in certain agreements; establishing certain factors that the Department is required to consider in evaluating a proposal for or making a determination on cloud–based virtual desktop infrastructure services; and generally relating to the procurement of cloud–based virtual desktop infrastructure services.

Read the first time and referred to the Committee on Rules and Executive Nominations.

**House Bill 1362 – Chair, Economic Matters Committee (By Request –
Departmental – Maryland Energy Administration)**

AN ACT concerning

Clean and Renewable Energy Standard (CARES)

FOR the purpose of altering the State’s renewable energy portfolio standard to be the clean and renewable energy standard; altering certain legislative findings regarding the standard; requiring certain percentages of certain energy in the State to be derived from certain clean energy resources and certain renewable energy sources in certain years; altering certain required percentages of certain energy to satisfy the standard in certain years; establishing certain qualifications for certain clean energy resources to satisfy certain percentage requirements in the standard in addition to certain renewable energy sources; requiring the Public Service Commission to reduce certain requirements in certain years by a percentage equal to a certain generation output of certain existing nuclear sources; providing for the eligibility of certain clean energy resources for inclusion in meeting the standard after certain dates; altering and removing certain sources that qualify as certain types of Tier 1 renewable sources; repealing certain obsolete references to Tier 2 renewable sources; requiring the Commission to adopt certain regulations governing the application and transfer of certain credits; repealing certain obsolete references to certain sources that incinerated solid waste; requiring certain credits for certain hydroelectric sources to be assigned to the Commission; authorizing the sale of certain credits in a certain manner; requiring the deposit of certain proceeds in the Maryland Hydroelectric Environmental Remediation Fund; requiring the Commission to report on certain matters concerning the standard, renewable energy credits, and clean energy credits; requiring the Commission to include clean energy resource credits in a certain market–based trading system; requiring the Commission to include clean energy

resources in a certain annual study; altering the scope and contents of a certain study of the standard by the Power Plant Research Program; requiring the Program to use the findings of the study for certain purposes; providing that certain funds from the Maryland Strategic Energy Investment Fund designated for a certain purpose be reallocated for the recruitment of certain individuals into certain programs; requiring the Department of the Environment to establish a Maryland Hydroelectric Environmental Impact Remediation Program for certain purposes; requiring the Department to use the Program to provide certain measures; requiring the Department to adopt certain regulations for certain purposes; authorizing the Department to develop and implement a certain pilot program; establishing the Maryland Hydroelectric Environmental Impact Remediation Fund; providing that the Maryland Hydroelectric Environmental Impact Remediation Fund is a special, nonlapsing fund; specifying the purpose of the Maryland Hydroelectric Environmental Impact Remediation Fund; requiring the Maryland Energy Administration to administer the Maryland Hydroelectric Environmental Impact Remediation Fund; requiring the State Treasurer to hold the Maryland Hydroelectric Environmental Impact Remediation Fund, and the Comptroller to account for the Maryland Hydroelectric Environmental Impact Remediation Fund; specifying the contents of the Maryland Hydroelectric Environmental Impact Remediation Fund; specifying the purpose for which the Maryland Hydroelectric Environmental Impact Remediation Fund may be used; providing for the investment of money in and expenditures from the Maryland Hydroelectric Environmental Impact Remediation Fund; requiring interest earnings of the Maryland Hydroelectric Environmental Impact Remediation Fund to be credited to the General Fund of the State; requiring the Department to monitor the impact of certain activities of the Program and to take certain measures under certain circumstances; defining certain terms and repealing and altering certain definitions; altering certain reporting requirements; making conforming and stylistic changes; providing for a delayed effective date; providing for the application of this Act; and generally relating to the clean and renewable energy standard.

BY repealing

Article – Public Utilities

Section 7–701(n) and (t)

Annotated Code of Maryland

(2020 Replacement Volume and 2020 Supplement)

BY renumbering

Article – Public Utilities

Section 7–701(c) through (m), (o), (p), and (p–1) through (s) and 7–704(g) through (i), respectively

to be Section 7–701(g) through (w) and 7–704(h) through (j), respectively

Annotated Code of Maryland

(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Public Utilities

Section 7–701(a) and (b)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY adding to
Article – Public Utilities
Section 7–701(c) through (f) and 7–704(g)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–701(p), (q), (v), and (w)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)
(As enacted by Section 2 of this Act)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–702, 7–703, 7–704(a), (b), (e), and (f), 7–704.1(d)(1)(xiii), 7–704.2(a) and (c),
7–705(a), (b)(2), (c), and (e), 7–706(a) and (b), 7–708, 7–709, 7–710, 7–712, and
7–714
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–20B–05(f)(10)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY adding to
Article – State Government
Section 9–20E–01 through 9–20E–06 to be under the new subtitle “Subtitle 20E.
Maryland Hydroelectric Environmental Impact Remediation Program”
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 19

February 25, 2021

1.	Del. Haynes	Frederick P. Blue Workforce Development Center	APP
2.	Del. McIntosh	Central Baltimore Partnership	APP
3.	Del. Johnson	Coppermine Edgewood Athletic Facility	APP
4.	Del. Johnson	Harford Community College Work Force Training	APP
5.	Del. Johnson	American Legion Post No. 47 Dock	APP
6.	Del. Fennell	Brentwood Town Center	APP
7.	Del. Fennell	United Communities Against Poverty	APP
8.	Del. Fennell	Joe's Movement Emporium	APP
9.	Del. Walker	Henson Creek Golf Course Club House	APP
10.	Del. R. Lewis	Port Discovery	APP
11.	Del. R. Lewis	Kennedy Krieger Institute – Center for the Neuroscience of Social Injustice	APP
12.	Del. R. Lewis	Vision of Hope – I'm Still Standing By Grace	APP
13.	Del. R. Lewis	Creative Alliance	APP

The preceding bond initiatives were read and referred to the Committee on Appropriations.

**MESSAGE FROM THE SENATE
INTRODUCTORY SENATE BILLS NO. 8**

Senate Bill 22 – Senator Young

AN ACT concerning

On-Site Sewage Disposal Systems – Inspection – Licensing

FOR the purpose of prohibiting an individual from engaging in the business of inspecting an on-site sewage disposal system unless the individual holds a certain license issued by the Department of the Environment on or after a certain date; requiring the Department to adopt regulations establishing certain eligibility criteria, training requirements, renewal procedures, and fees for a certain license on or before a certain date; requiring an applicant for a certain license to submit a certain application and pay a certain fee; establishing certain penalties for violations of this

Act; requiring certain penalties to be paid into a certain account in a certain fund; authorizing a local government to establish certain additional requirements for inspections of on-site sewage disposal systems; repealing certain provisions of law relating to the inspection of on-site sewage disposal systems; providing for the application of this Act; providing for a delayed effective date for certain provisions of this Act; and generally relating to the inspection of on-site sewage disposal systems.

BY adding to

Article – Environment

Section 9–217.2

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

BY repealing

Article – Environment

Section 9–217.1

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 34 – Senator Lam

AN ACT concerning

State Board of Physicians – Genetic Counselors – Licensing

FOR the purpose of requiring the State Board of Physicians to license genetic counselors; providing that provisions of this Act do not limit the right of certain individuals to practice certain occupations; requiring the Board to adopt certain regulations; requiring the Board to set certain fees for certain services; requiring the Board to pay certain fees to the Comptroller; requiring the Comptroller to distribute the fees to the Board; requiring that the fees be used to cover certain costs; establishing the Genetic Counseling Advisory Committee within the Board; providing for the composition, appointment, qualifications, and terms of the Committee members; requiring the Committee to elect a chair every certain number of years; providing for a quorum of the Committee; establishing certain powers and duties of the Committee; requiring the Board to consider certain recommendations and provide the Committee with a certain annual report; requiring individuals, on or after a certain date, to be licensed by the Board as genetic counselors before practicing genetic counseling in the State except under certain circumstances; establishing certain qualification and application requirements for certain applicants; ~~authorizing the Board to waive a certain certification requirement under certain circumstances~~; providing for the issuance, terms, renewal, and reinstatement of a certain license; authorizing the Board to establish certain continuing education and competency requirements; prohibiting the Board from issuing a license if certain criminal history records information has not been received; providing that a genetic

counseling license authorizes the licensee to practice genetic counseling in the State while the license is effective; requiring a licensed genetic counselor to refer a patient to a certain health care practitioner under certain circumstances; requiring the Board, on and after a certain date, to issue a supervised genetic counselor license to certain applicants except under certain circumstances; requiring a supervised genetic counselor to work under the supervision of a qualified supervisor as a condition of licensure; requiring the supervised genetic counselor and the qualified supervisor to enter into a certain contract; prohibiting a supervised genetic counselor from making a certain representation; establishing the term of a supervised genetic counselor license; prohibiting a certain supervised genetic counselor from continuing to practice under the license; providing that a supervised genetic counselor is subject to certain discipline; requiring a licensee to notify the Board of a change of name or address within a certain time period; prohibiting the surrender and lapse of a certain license under certain circumstances; authorizing a certain disciplinary panel to issue a cease and desist order under certain circumstances; authorizing a certain disciplinary panel, on a certain vote, to take certain actions against an applicant or a licensee under certain circumstances; establishing certain criminal, civil, and administrative penalties; establishing certain hearing and appeal procedures; requiring a disciplinary panel to order the suspension or revocation of a license under certain circumstances; requiring certain hospitals, related institutions, alternative health systems, and employers to file certain reports and report certain information concerning certain genetic counselors to the Board under certain circumstances and within a certain time period; establishing certain requirements for certain genetic counselors who enter or consider entering certain treatment programs; providing that a certain report is not subject to subpoena or discovery in any civil action other than a certain proceeding; requiring the Board to disclose certain information on the Board's website; requiring the Board to establish and maintain certain profiles that include certain information and a certain statement; requiring the Board to forward a certain copy of a profile to a certain person under certain circumstances and maintain a certain website; requiring the Board to provide a mechanism for the notification of prompt correction of certain inaccuracies; prohibiting the unauthorized practice of genetic counseling in the State unless licensed by the Board except under certain circumstances; prohibiting an individual from making certain misrepresentations to the public; prohibiting a person from providing, attempting to provide, offering to provide, or representing that the person provides certain services except under certain circumstances; prohibiting licensed genetic counselors and licensed physicians from employing or supervising certain unlicensed individuals; prohibiting certain facilities from employing certain unlicensed individuals; establishing a certain short title; providing that the Committee is subject to the provisions of the Maryland Program Evaluation Act and certain termination provisions; defining certain terms; providing for a delayed effective date; specifying the initial terms of the members of the Committee; and generally relating to the licensing of genetic counselors.

BY adding to

Article – Health Occupations

Section 14–5G–01 through ~~14–5G–28~~ 14–5G–29 to be under the new subtitle
“Subtitle 5G. Genetic Counselors”
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 83 – Senator Kramer

AN ACT concerning

Utility Regulation – Consideration of Climate and Labor

FOR the purpose of requiring the Secretary of the Environment to prepare a certain recommendation in connection with certain issues considered by the Public Service Commission; requiring the Secretary of Natural Resources to incorporate an evaluation of the impact of certain electric power plants on climate change into the Power Plant Research Program; expanding the required components of the research program; requiring the Commission to consider the maintenance of fair and stable labor standards for affected workers and the protection of the global climate in supervising and regulating certain public service companies; ~~requiring each gas company and electric company to submit certain employment information to the Commission on or before a certain date each year; requiring the Commission to submit certain information to the General Assembly on or before a certain date each year;~~ requiring the Commission to consider, before taking final action on a certain application, the effects of climate change on the operation of certain structures, the impact of certain generation stations on statewide greenhouse gas emissions, and the consistency of the application with the State’s climate commitments; making stylistic changes; and generally relating to the consideration of climate change and labor in the regulation of utilities in the State.

BY repealing and reenacting, with amendments,
Article – Environment
Section 2–405(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 3–303
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 2–113 and 7–207(e)
Annotated Code of Maryland

(2020 Replacement Volume and 2020 Supplement)

~~BY adding to~~

~~Article — Public Utilities~~

~~Section 7-108~~

~~Annotated Code of Maryland~~

~~(2020 Replacement Volume and 2020 Supplement)~~

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 84 – Senators Young and Waldstreicher

AN ACT concerning

**Pharmacists – Administration of Self-Administered Medications and
Maintenance Injectable Medications**

FOR the purpose of authorizing a pharmacist who meets the requirements of certain regulations to administer maintenance injectable medications to a patient under certain circumstances; prohibiting a pharmacist from administering an initial dose of a maintenance injectable medication under a certain provision of this Act except under certain circumstances; prohibiting a pharmacist from administering a maintenance injectable medication unless the pharmacist provides the patient with a certain notice; requiring a pharmacist who charges a certain fee to provide a certain notice to a patient separate from any other forms or notices; prohibiting a pharmacist who charges a certain fee from collecting or attempting to collect the fee except under certain circumstances; requiring a pharmacist, to the extent practicable, to provide a certain form in a certain language or format to certain patients under certain circumstances; requiring the State Board of Pharmacy, on or before a certain date and in consultation with the State Board of Physicians and the State Board of Nursing, to adopt certain regulations for pharmacists to administer a maintenance injectable medication; establishing certain requirements for the regulations; requiring the Maryland Medical Assistance Program and the Maryland Children's Health Program to provide coverage for the administering of certain self-administered medications and maintenance injectable medications rendered by a licensed pharmacist to the same extent as the services rendered by any other licensed health care practitioner; requiring certain insurers, nonprofit health service plans, and health maintenance organizations to provide coverage for the ~~administering~~ administration of certain self-administered medications and maintenance injectable medications rendered by a licensed pharmacist to the same extent as the services rendered by any other licensed health care practitioner; altering a certain definition; defining a certain term; providing for the application of certain provisions of this Act; and generally relating to the administering of self-administered medications and maintenance injectable medications by pharmacists.

BY repealing and reenacting, with amendments,

Article – Health – General
Section 15–148(c)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 12–101(a) and (c)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY adding to
Article – Health Occupations
Section 12–101(o–1)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 12–101(x)(1)(viii) and 12–509
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY adding to
Article – Insurance
Section 15–716
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 92 – Senator Eckardt

AN ACT concerning

Income Tax – Credits for Preceptors in Areas With Health Care Workforce Shortages – Eligibility and Sunset Repeal

FOR the purpose of altering the number of training hours that a licensed physician is required to perform in a preceptor program rotation in order to qualify for a certain credit against the State income tax; clarifying the issuance of a credit certificate in certain preceptorship programs; repealing the termination date for certain credits against the State income tax for certain individuals who serve as preceptors in certain preceptorship programs and work in areas of the State with health care workforce shortages; providing for the application of certain provisions of this Act; and generally relating to credits against the State income tax for certain preceptors in areas of the State with health care workforce shortages.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–738 and 10–739
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

~~BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–739
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)~~

BY repealing and reenacting, with amendments,
Chapter 385 of the Acts of the General Assembly of 2016
Section 2

BY repealing and reenacting, with amendments,
Chapter 386 of the Acts of the General Assembly of 2016
Section 2

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 102 – Senator Eckardt

AN ACT concerning

Income Tax – Credits for Preceptors in Areas With Health Care Workforce Shortages

FOR the purpose of authorizing a credit against the State income tax for certain health care practitioners who serve as certain preceptors for a certain preceptorship program approved by the Maryland Department of Health for physician assistant students; providing that any unused credit may not be carried forward to another taxable year; providing for the calculation of the credit; requiring the Department, on application of a taxpayer, to issue a tax credit certificate under certain circumstances; requiring the application to contain certain information; providing for the maximum amount of a tax credit certificate that may be issued; requiring the Department to approve applications on a first-come, first-served basis and notify applicants of approval or denial of an application within a certain number of days after receipt of the application; providing that the total number of tax credit certificates issued by the Department may not exceed a certain amount for each taxable year; providing that tax credit certificate amounts not issued during a taxable year may be carried over and issued during the next taxable year; establishing the Physician Assistant Preceptorship Tax Credit Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department to administer the Fund; requiring the State Treasurer to hold the Fund and the

Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring the State Board of Physicians to assess a certain fee for the renewal of a certain license; requiring the Board to pay the fee collected into the Fund; requiring the Department to report certain information to the Comptroller and the General Assembly on or before a certain date each year; requiring the Department, in consultation with the Governor's Workforce Development Board, to adopt certain regulations; repealing the termination date for certain tax credits for certain preceptors in areas with health care workforce shortages; providing for the application of certain provisions of this Act; defining certain terms; and generally relating to credits against the State income tax for health care practitioners serving as preceptors in areas with health care workforce shortages.

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 15–101(a) and (d)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 15–206(a) and (b)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY adding to
Article – Tax – General
Section 10–751
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Chapter 385 of the Acts of the General Assembly of 2016
Section 2

BY repealing and reenacting, with amendments,
Chapter 386 of the Acts of the General Assembly of 2016
Section 2

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 121 – Senators Patterson and Benson

AN ACT concerning

Zoning – Environmental Justice Considerations

FOR the purpose of ~~requiring~~ authorizing a local governing body, on ~~an application by a property owner~~ receipt of an application for a certain special exception to construct or operate a ~~landfill~~ certain permitted facility, to require the preparation ~~of an environmental justice analysis at the expense of the property owner; requiring an environmental justice analysis prepared under this Act to include certain descriptions and assessments,~~ at the expense of the applicant, of a detailed statement and analysis of certain environmental and public health impacts; authorizing a local governing body to deny or condition the approval of a certain application based on certain environmental or public health impacts; defining a certain term; providing for the application of this Act; requiring the Commission on Environmental Justice and Sustainable Communities to study and make recommendations regarding strategies for increasing State ~~oversight of, and involvement in, local zoning decisions that present~~ support of local governments and communities in addressing environmental justice concerns; requiring the Commission to report certain findings and recommendations to the Governor and, in accordance with a certain provision of law, the General Assembly on or before a certain date; providing for the application of certain provisions of this Act; providing that a certain catchline is not law and may not be considered to have been enacted as part of this Act; and generally relating to zoning and environmental justice considerations.

BY repealing and reenacting, with amendments,
Article – Land Use
Section 1–401 and 10–103
Annotated Code of Maryland
(2012 Volume and 2020 Supplement)

BY adding to
Article – Land Use
Section 4–215
Annotated Code of Maryland
(2012 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 131 – Senator Patterson

AN ACT concerning

Labor and Employment – Apprenticeship and Training Council – Representation

FOR the purpose of requiring that the Apprenticeship and Training Council and consultants to the Council include representation by individuals who are Black and Latino; making a technical correction; and generally relating to representation on the Apprenticeship and Training Council.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 11–403(b)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**Senate Bill 186 – Chair, Budget and Taxation Committee (By Request –
Departmental – Commerce)**

AN ACT concerning

Economic Development – Job Creation Tax Credit – Credit for Hiring Veterans

FOR the purpose of expanding eligibility under the job creation tax credit program administered by the Department of Commerce to include certain small businesses that hire at least a certain number of qualified veteran employees; providing for the calculation of the credit for qualified business entities that hire qualified veteran employees under certain circumstances; requiring the Department, upon application by a small business, to certify the small business as a qualified business entity under certain circumstances; requiring the application to contain certain information; prohibiting a small business from claiming the credit under certain circumstances; extending the termination date applicable to the program; repealing provisions of law authorizing an income tax credit for wages paid to qualified veteran employees; defining certain terms; providing for the application of this Act; and generally relating to the job creation tax credit program and the income tax credit for wages paid to qualified veteran employees in the State.

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 6–301, 6–303, 6–304(b), 6–305, and 6–309(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing
Article – Tax – General
Section 10–743
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 278 – Senator Kagan

EMERGENCY BILL

AN ACT concerning

State Department of Education and Maryland Department of Health – Maryland School–Based Health Center Standards – Telehealth

FOR the purpose of requiring the State Department of Education and the Maryland Department of Health to authorize a certain health care practitioner to provide health care services through telehealth under certain circumstances; prohibiting the State Department of Education and the Maryland Department of Health from establishing certain requirements for a certain school–based health center to provide health care services through telehealth; requiring, on or before a certain date, the State Department of Education and the Maryland Department of Health to revise the Maryland school–based health center standards to reflect certain requirements and prohibitions; making this Act an emergency measure; and generally relating to standards for school–based health centers.

Read the first time and referred to the Committee on Health and Government Operations and the Committee on Ways and Means.

Senate Bill 284 – Senator Simonaire

AN ACT concerning

Maryland Veterans Service Animal Program – Definitions

FOR the purpose of defining the terms “service dog”, “support dog”, and “therapy horse” for the purposes of the provisions of law governing the Maryland Veterans Service Animal Program in the Department of Veterans Affairs; and generally relating to the Maryland Veterans Service Animal Program in the Department of Veterans Affairs.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–957
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 338 – Senator Simonaire

AN ACT concerning

**Local Government – Animal Control Facilities – Adoption Fee Waiver for Veterans
(Pets for Vets Act of 2021)**

FOR the purpose of requiring an animal control facility operated by a county or municipality to waive the adoption fee for a dog or cat for a veteran who presents a certain valid driver's license or identification card that includes a notation of veteran status; authorizing an animal control facility to limit the number of adoption fee waivers granted under this Act in a certain manner; providing for the application of this Act; and generally relating to animal control facilities operated by a county or municipality.

BY adding to

Article – Local Government
Section 1–1314
Annotated Code of Maryland
(2013 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 384 – Senator Kelley

AN ACT concerning

Health Facilities – Residential Service Agencies – ~~Compliance With State Labor Laws~~ Guidance and Reporting

FOR the purpose of requiring the Office of the Attorney General, in consultation with the Maryland Department of Health and the Maryland Department of Labor, to produce a guidance document concerning the application of certain laws to certain personal care aides; providing for the content and structure of the guidance report; requiring a residential agency to certify certain information through the signature of a certain individual to the Maryland Department of Health as a condition of obtaining ~~or renewing a~~ an initial license to operate as a residential service agency and with certain frequency thereafter; requiring the Secretary of Health to provide a certain document to each licensed residential service agency on a certain basis; requiring a certain residential service agency to report certain information to the Maryland Department of Health; defining a certain term; and generally relating to residential service agencies and compliance with State labor laws.

BY repealing and reenacting, with amendments,

Article – Health – General
Section 19–4A–01
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to

Article – Health – General
Section 19–4A–11
Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 458 – Senator Feldman

AN ACT concerning

Insurance – Impaired Entities – Delinquency Proceedings

FOR the purpose of providing that a federal home loan bank may not be stayed or prohibited from exercising certain rights with respect to certain collateral of a certain insurer–member after a certain period; requiring a federal home loan bank to repurchase certain outstanding capital stock of a certain insurer–member under certain circumstances, to a certain extent; requiring a federal home loan bank to establish a certain timeline and process within a certain period after a certain request from a certain receiver; requiring a federal home loan bank to make certain options available with respect to a certain insurer–member and certain loans; prohibiting a receiver from voiding certain transfers of or obligations to transfer certain property except under certain circumstances; providing that certain provisions do not affect a receiver’s rights in certain proceedings; defining certain terms; altering a certain definition; clarifying certain language; and generally relating to impaired entities and delinquency proceedings.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 9–201, 9–215, and 9–221
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 473 – Senator Washington

AN ACT concerning

Labor and Employment – Leave With Pay – Bereavement Leave

FOR the purpose of authorizing employees of certain employers to use certain leave with pay for bereavement leave; making a conforming change; defining the term “bereavement leave”; defining the term “child” for purposes of certain bereavement leave; and generally relating to an employee’s use of leave with pay for bereavement leave.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 3–802

Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

ECONOMIC MATTERS COMMITTEE REPORT NO. 8 CONSENT NO. 27

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 504	FAV	Del. Dumais	Insurance – Impaired Entities – Delinquency Proceedings
HB 558	FAV	Del. D.E. Davis	For–Hire Driving and Vehicles – Requirements

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

ECONOMIC MATTERS COMMITTEE REPORT NO. 9

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 395 – Delegate Adams

AN ACT concerning

Business Regulation – Home Improvement Contracts – Deposits

HB0395/353798/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 395

(First Reading File Bill)

AMENDMENT NO. 1

In line 3, strike “increasing” and substitute “specifying”; and strike beginning with “as” in line 4 down through “contract” in line 5 and substitute “when work commences on a certain project; prohibiting a person from receiving the remaining amount of a home improvement contract price until the completion of the home improvement specified in the contract, except under certain circumstances”.

AMENDMENT NO. 2

In line 17, after “receive” insert “:

(1)”;

in the same line, strike the brackets; in the same line, strike “ONE–HALF”; and in line 19, after “contract” insert “;

(2) PAYMENT OF MORE THAN ONE–HALF OF THE TOTAL AMOUNT OF THE HOME IMPROVEMENT CONTRACT PRICE BEFORE WORK COMMENCES ON THE PROJECT; OR

(3) THE REMAINING AMOUNT OF THE HOME IMPROVEMENT CONTRACT PRICE:

(I) UNTIL THE HOME IMPROVEMENT SPECIFIED IN THE CONTRACT IS COMPLETE; OR

(II) FOR A CONTRACT VALUED AT \$10,000 OR MORE:

1. UNTIL THE HOME IMPROVEMENT SPECIFIED IN THE CONTRACT IS COMPLETE; OR

2. IF APPLICABLE, UNLESS PAYMENT IS RECEIVED IN THE MANNER SPECIFIED UNDER A DRAW SCHEDULE THAT THE PARTIES MUTUALLY AGREED TO AT THE TIME THE CONTRACT WAS SIGNED”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 397 – Delegate Lierman

AN ACT concerning

Electricity and Gas – Energy Suppliers – Supply Offers

HB0397/933296/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 397

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike “approved supply offers” and substitute “unless the Commission has approved the supply offer, a third-party retail supplier”; in line 9, after “commitment” insert “for the entirety of the term of the supply offer”; and strike beginning with “requiring” in line 15 down through the semicolon in line 16.

AMENDMENT NO. 2

On page 2, in lines 2 and 7, in each instance, strike “**2022**” and substitute “**2023**”; in line 7, strike “AN” and substitute “UNLESS THE COMMISSION HAS”; in the same line, after “APPROVED” insert “THE”; in the same line, after “OFFER” insert “IN ACCORDANCE WITH SUBSECTION (A) OF THIS SECTION, A THIRD-PARTY RETAIL SUPPLIER”; in line 13, strike “ENROLL THE HOUSEHOLD” and substitute “ARE ENROLLED”; in line 14, strike “UNLESS THE COMMISSION APPROVES THE SUPPLY OFFER”; in line 16, after “FEE” insert “TO HOUSEHOLDS IN THE STATE THAT HAVE RECEIVED ENERGY ASSISTANCE DURING THE PREVIOUS FISCAL YEAR”; and in line 18, after “COMMITMENT” insert “; FOR THE ENTIRETY OF THE TERM OF THE SUPPLY OFFER,”.

On page 3, in line 8, after “SUPPLIER” insert “, AS REPORTED BY THE SUPPLIER”; strike beginning with “OF” in line 9 down through “HOUSEHOLDS” in line 10 and substitute “OF SUBMITTED SUPPLIER ENROLLMENTS”; in line 11, after “APPROVED”

insert “TO SERVE ENERGY ASSISTANCE HOUSEHOLDS, AS REPORTED BY THE UTILITY”; in line 12, after “OF” insert “SELF-IDENTIFIED”; and strike in their entirety lines 18 through 22, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 419 – Delegate Qi

AN ACT concerning

Economic Development – Advanced Clean Energy and Clean Energy Innovation Investments and Initiatives

HB0419/563798/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 419

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 22, after “Fund;” insert “clarifying the amount of certain funding provided in a certain fiscal year;”.

AMENDMENT NO. 2

On page 7, in line 21, after “AS” insert “A GREEN BANK FOR”; in line 22, strike “GREEN BANK”; in the same line, strike “AND”; and in line 23, after “(6)” insert “ENCOURAGE THE CENTER TO WORK IN CONJUNCTION WITH OTHER LOCAL AND PRIVATE GREEN BANKS; AND

(7)”.

On page 8, strike line 22 in its entirety and substitute:

“(6) WORK AS A GREEN BANK AND IN CONJUNCTION WITH LOCAL AND PRIVATE GREEN BANKS.”

On page 13, in line 15, strike “AND”; and in the same line, after “COMPANIES” insert “**, AND PILOT PROJECTS FOCUSED ON ON-SITE CLEAN ENERGY GENERATION FOR BUILDINGS**”.

AMENDMENT NO. 3

On page 17, in line 10, after “4.” insert “**AND BE IT FURTHER ENACTED, That, for fiscal year 2022 only, the funding provided to the Maryland Energy Innovation Fund from the Maryland Strategic Energy Investment Fund under § 9–20B–05(f)(11) and (f–4) of the State Government Article, as enacted by this Act, shall be reduced proportionally by the amount of any actual transfers made to the Maryland Energy Innovation Fund from the Maryland Strategic Energy Investment Fund under Chapters 364 and 365 of the Acts of the General Assembly of 2017 for fiscal year 2022.**”

SECTION 5.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 606 – Delegate D.E. Davis

EMERGENCY BILL

AN ACT concerning

Electricity and Gas – Limited–Income Mechanisms

HB0606/633097/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 606

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “**Mechanisms**” insert “**and Assistance**”; in line 14, after “limitations;” insert “altering the eligibility criteria for certain assistance from the Electric Universal Service Program; altering the number of years within which a certain customer may not receive certain arrearage assistance from the Program; requiring the Department of Human Services to provide certain applicants notice of and an opportunity to cure certain deficiencies in documentation; prohibiting the termination of certain service during a certain period; providing that arrearage assistance received in certain years from the Program does not count toward a certain limitation; establishing a certain special fund in the Office of Home Energy Programs in the Department of Human Services for a certain purpose; transferring certain funds from the Regional Greenhouse Gas Initiative in certain fiscal years for certain purposes; providing that certain funds do not revert to the General Fund of the State; providing for the application of certain funds in certain fiscal years; establishing a Workgroup on Low–Income Utility Assistance to conduct a certain study of low–income energy assistance programs; providing for the membership, purpose, and staffing of the Workgroup; requiring the Workgroup to report to certain committees of the General Assembly on or before a certain date with certain recommendations;”; in line 15, after “terms;” insert “providing for the termination of certain provisions of this Act;”; in line 25, after “4–503” insert “and 7–512.1(a) and (f)”; and after line 27, insert:

“BY repealing and reenacting, without amendments,

Article – Public Utilities

Section 7–512.1(b), (c), and (e)

Annotated Code of Maryland

(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Human Services

Section 5–5A–01

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Human Services

Section 5–5A–07

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 9, after “(I)” insert “1.”; in the same line, after the semicolon insert “OR”; in line 10, strike “(II)” and substitute “2.”; in line 12, strike “(III)” and substitute “(II)”; in the same line, after “A” insert “BROADER”; in line 16, after “(4)” insert ““PAYMENT PLAN” MEANS AN AGREEMENT BETWEEN AN ELIGIBLE LIMITED-INCOME CUSTOMER AND A UTILITY COMPANY TO PAY AN ARREARAGE BALANCE OVER A SPECIFIC PERIOD OF TIME TO AVOID DISCONNECTION OF A UTILITY SERVICE.”

(5) (I);

strike beginning with the colon in line 16 down through “(I)” in line 17; strike beginning with the semicolon in line 18 down through “UTILITY” in line 19 and substitute “.

(II) “UTILITY COMPANY” DOES NOT INCLUDE A SMALL RURAL ELECTRIC COOPERATIVE”;

in line 25, strike “MAY” and substitute “SHALL”; in line 27, strike “THE” and substitute “NOTWITHSTANDING § 4-503(B) OF THIS TITLE, THE”; and after line 29, insert:

“(3) A MUNICIPAL ELECTRIC UTILITY MAY ADOPT A LIMITED-INCOME MECHANISM SUBJECT TO THE APPROVAL OF THE COMMISSION IN THE SAME MANNER AS A UTILITY COMPANY IN ACCORDANCE WITH THIS SECTION.”

On page 3, in line 4, after “(I)” insert “A SEPARATE APPLICATION FOR APPROVAL OF THE MECHANISM; OR

(II) ONLY WITH THE PRIOR APPROVAL OF THE COMMISSION,”;

strike beginning with the semicolon in line 7 down through “MECHANISM” in line 9; in line 10, strike “FULLY”; in line 11, after the first “THE” insert “PRUDENTLY INCURRED”; in line 19, strike “AND”; in line 20, after “(IV)” insert “A TIME FRAME AND PROCESS FOR THE COMMISSION TO REVIEW THE EFFECTIVENESS OF THE MECHANISM AFTER IMPLEMENTATION; AND

(V);

after line 21, insert:

“(E) IN EVALUATING A LIMITED-INCOME MECHANISM, THE COMMISSION SHALL CONSIDER:

(1) THE DEGREE TO WHICH THE MECHANISM PROMOTES AFFORDABILITY OF ELECTRICITY OR NATURAL GAS FOR LIMITED-INCOME CUSTOMERS;

(2) THE PUBLIC INTEREST IN ALLOCATING THE COSTS OF THE MECHANISM BETWEEN THE UTILITY COMPANY’S SHAREHOLDERS AND RATE PAYERS;

(3) THE IMPACT ON RATES, UTILITY OPERATING COSTS, CUSTOMER ARREARAGES, CUSTOMER DISCONNECTIONS, UNCOLLECTIBLE COSTS, AND SUCCESSFUL COMPLETION OF PAYMENT PLANS;

(4) THE ABILITY OF A LIMITED-INCOME CUSTOMER TO CONTINUE TO RECEIVE BENEFITS WHEN RELOCATING WITHIN THE SAME SERVICE TERRITORY;

(5) COORDINATION OF BENEFITS UNDER THE MECHANISM WITH ANY OTHER PUBLIC OR PRIVATE ASSISTANCE THAT MAY BE AVAILABLE TO THE CUSTOMER;

(6) A MINIMUM LEVEL OF SUPPORT OR ASSISTANCE STRUCTURE TO PROVIDE EQUITABLE AVAILABILITY OF LIMITED-INCOME ASSISTANCE ACROSS THE STATE; AND

(7) ANY OTHER INFORMATION THE COMMISSION CONSIDERS APPROPRIATE.”;

and in lines 22 and 28, strike “(E)” and “(F)”, respectively, and substitute “(F)” and “(G)”, respectively.

AMENDMENT NO. 3

On page 5, after line 27, insert:

“7-512.1.

(a) (1) The Commission shall establish an electric universal service program to assist electric customers with annual incomes:

(I) at or below 175% of the federal poverty level; OR

(II) FOR A CUSTOMER AT LEAST 67 YEARS OF AGE, AT OR BELOW 200% OF THE FEDERAL POVERTY LEVEL.

(2) The components of the electric universal service program shall include:

(i) bill assistance;

(ii) low-income residential weatherization; and

(iii) the retirement of arrearages for electric customers who have not received assistance in retiring arrearages under the universal service program within the preceding [7] 5 fiscal years.

(3) The Department of Housing and Community Development is responsible for administering the low-income residential weatherization component of the electric universal service program.

(4) (i) The Department of Human Services, through the Office of Home Energy Programs, is responsible for administering the bill assistance and the arrearage retirement components of the electric universal service program.

(ii) The Department of Human Services may:

1. establish minimum and maximum benefits available to an electric customer under the bill assistance and arrearage retirement components; and

2. coordinate benefits under the electric universal service program with benefits under the Maryland Energy Assistance Program and other available energy assistance programs.

(5) The Department of Human Services may, with input from a panel or roundtable of interested parties, contract to assist in administering the bill assistance and the arrearage retirement components of the electric universal service program.

(6) The Commission has oversight responsibility for the bill assistance and the arrearage retirement components of the electric universal service program and any other funds expended under this section.

(7) In a specific case, the electric universal service program may waive the income eligibility limitation under paragraph (1) of this subsection in order to provide assistance to an electric customer who would qualify for a similar waiver under the Maryland Energy Assistance Program established under Title 5, Subtitle 5A of the Human Services Article.

(8) (I) IF AN APPLICANT FOR BILL ASSISTANCE OR ARREARAGE RETIREMENT IS TO BE DENIED DUE TO DEFICIENT DOCUMENTATION, THE DEPARTMENT OF HUMAN SERVICES SHALL:

1. PROMPTLY PROVIDE NOTICE OF THE DEFICIENCY TO THE APPLICANT; AND

2. AFFORD THE APPLICANT AMPLE OPPORTUNITY OF NOT LESS THAN 3 MONTHS TO CURE THE DEFICIENCY.

(II) AN ELECTRIC COMPANY MAY NOT BEGIN THE PROCESS TO TERMINATE SERVICE TO AN APPLICANT WHILE THE APPLICANT IS CURING A DEFICIENCY UNDER THIS PARAGRAPH.

(9) NOTWITHSTANDING PARAGRAPH (2)(III) OF THIS SUBSECTION, ANY ASSISTANCE RECEIVED FOR ARREARAGE RETIREMENT BY A CUSTOMER IN CALENDAR YEARS 2020 AND 2021 MAY NOT BE COUNTED TOWARD THE LIMITATION ON THE NUMBER OF TIMES THE CUSTOMER MAY RECEIVE ASSISTANCE FOR ARREARAGE RETIREMENT.

(b) (1) All customers shall contribute to the funding of the electric universal service program through a charge collected by each electric company.

(2) The Commission shall determine a fair and equitable allocation for collecting the charges among all customer classes pursuant to subsection (e) of this section.

(3) Except as provided in paragraph (4) of this subsection, in accordance with subsection (f)(6) of this section, any unexpended bill assistance and arrearage

retirement funds returned to customers under subsection (f) of this section shall be returned to each customer class as a credit in the same proportion that the customer class contributed charges to the fund.

(4) The Department of Human Services shall expend any unexpended bill assistance and arrearage funds that were collected in fiscal years 2010 through 2017, in excess of the total amount authorized under subsection (e) of this section, for one or more of the following purposes:

(i) bill assistance and the retirement of arrearages for customers who are eligible to receive assistance at the time services are provided;

(ii) targeted and enhanced low-income residential weatherization designed to remediate households that are considered ineligible to participate in other State energy efficiency programs due to significant health and safety hazards;

(iii) an arrearage management program for low-income customers in arrears, including providing credits or matching payments for customers who make timely payments on current bills; or

(iv) an arrearage prevention program for low-income customers.

(5) An electric company shall recover electric universal service program costs in accordance with § 7-512 of this subtitle.

(6) As determined by the Office of Home Energy Programs, bill assistance payments to an electric company may be on a monthly basis for each customer.

(7) The Commission shall determine the allocation of the electric universal service charge among the generation, transmission, and distribution rate components of all classes.

(8) The Commission may not assess the electric universal service surcharge on a per kilowatt-hour basis.

(c) (1) On or before December 1 of each year, the Commission shall report, subject to § 2-1257 of the State Government Article, to the General Assembly on the electric universal service program, including:

(i) subject to subsection (e) of this section, a recommendation on the total amount of funds for the program for the following fiscal year based on:

1. the level of participation in and the amounts expended on bill assistance and arrearage retirement during the preceding fiscal year;

2. how bill assistance and arrearage retirement payments were calculated during the preceding fiscal year;

3. the projected needs for the bill assistance and the arrearage retirement components for the next fiscal year; and

4. the amount of any bill assistance or arrearage retirement surplus carried over in the electric universal service program fund under subsection (f)(6)(i) of this section;

(ii) for bill assistance, the total amount of need, as determined by the Commission, for electric customers with annual incomes at or below 175% of the federal poverty level and the basis for this determination;

(iii) the amount of funds needed, as determined by the Commission, to retire arrearages for electric customers who have not received assistance in retiring arrearages under the electric universal service program within the preceding 7 fiscal years, and the basis for this determination;

(iv) the amount of funds needed, as determined by the Commission, for bill assistance and arrearage retirement, respectively, for customers for whom income limitations may be waived under subsection (a)(7) of this section, and the basis for each determination;

(v) the impact on customers' rates, including the allocation among customer classes, from collecting the total amount recommended by the Commission under item (i) of this paragraph; and

(vi) the impact of using other federal poverty level benchmarks on costs and the effectiveness of the electric universal service program.

(2) (i) To assist the Commission in preparing its recommendations under paragraph (1) of this subsection, the Office of Home Energy Programs shall report to the Commission each year on:

1. the number of customers and the amount of distributions made to fuel customers under the Maryland Energy Assistance Program established under Title 5, Subtitle 5A of the Human Services Article, identified by funding source and fuel source;

2. the cost of outreach and education materials provided by the Office of Home Energy Programs for the electric universal service program; and

3. the amount of money that the Department of Human Services receives, and is projected to receive, for low-income energy assistance from:

A. the Maryland Strategic Energy Investment Fund under § 9-20B-05 of the State Government Article;

B. with respect to electric customers only, the Maryland Energy Assistance Program; and

C. any other federal, State, local, or private source.

(ii) The Office of Home Energy Programs may satisfy the reporting requirement of subparagraph (i)1 of this paragraph by providing the Commission with a copy of material that contains the required information and that the Office of Home Energy Programs submits to the federal government.

(iii) The Commission shall include the information provided by the Office of Home Energy Programs under subparagraph (i) of this paragraph in its report to the General Assembly under paragraph (1) of this subsection.

(3) Subject to subsection (d)(2) of this section, the Commission shall include the information provided by the Department of Housing and Community Development under subsection (d)(1) of this section in its report to the General Assembly under paragraph (1) of this subsection.

(4) The electric universal service program shall be subject to audit by the Office of Legislative Audits in accordance with §§ 2-1220 through 2-1227 of the State Government Article.

(e) The total amount of funds to be collected for the electric universal service program each year shall be \$37 million, allocated in the following manner:

(1) \$27.4 million shall be collected from the industrial and commercial classes; and

(2) \$9.6 million shall be collected from the residential class.

(f) (1) In this subsection, “fund” means the electric universal service program fund.

(2) There is an electric universal service program fund.

(3) (i) 1. The Comptroller shall collect the revenue collected by electric companies under subsection (b) of this section and place the revenue into the fund.

2. The General Assembly may appropriate funds supplemental to the funds collected under subparagraph 1 of this subparagraph.

(ii) The fund is a continuing, nonlapsing fund that is not subject to § 7-302 of the State Finance and Procurement Article.

(iii) The purpose of the fund is to assist electric customers as provided in subsection (a)(1) of this section.

(4) The Department of Human Services, with oversight by the Commission, shall disburse the bill assistance and arrearage retirement funds in accordance with the provisions of this section.

(5) The Comptroller annually shall disburse up to \$1,000,000 of low-income residential weatherization funds to the Department of Housing and Community Development, as provided in the State budget.

(6) (i) At the end of a given fiscal year, any unexpended bill assistance and arrearage retirement funds that were collected for that fiscal year shall be retained in

the fund and shall be made available for disbursement through the first 6 months of the next fiscal year to customers who:

1. qualify for assistance from the fund during the given fiscal year;
2. apply for assistance from the fund before the end of the given fiscal year; and
3. remain eligible for assistance at the time services are provided.

(ii) If the Commission determines that an extension is needed, the Commission may extend up to an additional [3] 6 months the period in which unexpended bill assistance and arrearage retirement funds may be made available for disbursement under subparagraph (i) of this paragraph.

(iii) 1. Any bill assistance and arrearage retirement funds collected for a given fiscal year that are retained under subparagraph (i) of this paragraph and that remain unexpended at the end of the period allowed under subparagraphs (i) and (ii) of this paragraph shall be returned to each customer class in the proportion that the customer class contributed charges to the fund for the given fiscal year in the form of a credit toward the charge assessed in the following fiscal year.

2. If the Commission determines that it is impractical to establish a rate credit for the amount to be returned for a given fiscal year to customers under subparagraph 1 of this subparagraph, the Commission:

A. may defer the return for not more than 2 additional fiscal years; and

B. shall combine the returned amount for that fiscal year with amounts to be returned for the following fiscal years when calculating the rate credit for the final fiscal year of the period.”.

AMENDMENT NO. 4

On page 5, in line 28, after “2.” insert “AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Human Services5-5A-01.

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

(b) “Energy emergency” means a lack of fuel or the imminent discontinuation of energy services supplied by a fuel vendor or utility vendor that will endanger health, safety, or welfare.

(c) “Fuel vendor” means a person that distributes, transports, produces, or offers for sale coal products, fuel oil, kerosene, bottled gas, propane, or wood for fuel use or consumption in the State.

(d) “Office” means the Office of Home Energy Programs.

(e) “Program” means the Energy Assistance Program.

(f) “Utility vendor” means a person that distributes, transports, or produces natural gas or electricity for use or consumption in the State.

5-5A-07.

(a) (1) The Office shall:

(i) carry out an energy emergency crisis intervention program to prevent low-income households, including the near poor, the elderly, households with children, and those on fixed incomes from experiencing danger to health or survival as a result of an energy emergency;

(ii) establish intake procedures for those experiencing an energy emergency;

(iii) establish guidelines for the income and program eligibility of applicants; and

(iv) identify local public or private agencies to administer the crisis intervention program.

(2) (i) The Office shall make payments to fuel vendors and utility vendors that have provided service to persons qualifying for the crisis intervention program.

(ii) The amount of assistance shall be based on need.

(b) (1) The Office shall carry out one or more fuel and utility assistance programs to make payments on behalf of qualified households to defray fuel and utility costs.

(2) The Office shall determine program and income eligibility guidelines.

(3) The amount of assistance shall be based on need.

(C) THE REVENUES FROM THE REGIONAL GREENHOUSE GAS INITIATIVE TRANSFERRED TO THE OFFICE BY CH. _____ (HOUSE BILL 606), § 3 OF THE ACTS OF 2021 FOR FISCAL YEARS 2021 AND 2022 SHALL BE DISTRIBUTED TO A SPECIAL FUND IN THE OFFICE, TO BE USED ONLY FOR PROVIDING BILL ASSISTANCE AND ARREARAGE RETIREMENT FOR RESIDENTIAL ELECTRIC AND NATURAL GAS CUSTOMERS UNDER THE PROGRAM AND THE ELECTRIC UNIVERSAL SERVICE PROGRAM UNDER § 7-512.1 OF THE PUBLIC UTILITIES ARTICLE, IN ORDER TO ADDRESS THE GREATEST NEED FOR RESTORING AND CONTINUING THESE UTILITY SERVICES, IN THE DISCRETION OF THE OFFICE.

SECTION 3. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for each of fiscal years 2021 and 2022, \$10,000,000 of the revenue from the Regional Greenhouse Gas Initiative that would otherwise be deposited into the Strategic Energy Investment Fund in the manner defined by § 9-20B-05(g) of the State Government Article but is not otherwise appropriated in the State budget may instead be deposited into a special fund to support additional demand for electric and heating assistance and an increase in eligibility from 175% of the federal poverty level to 200% of the federal poverty level for households with individuals at least 67 years old. The Department of Human Services is authorized to process a special fund budget amendment up to \$10,000,000 in fiscal year 2021 and up to the amount of any remaining funds in fiscal year 2022. These funds shall remain available until fully expended.

SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) There is a Workgroup on Low–Income Utility Assistance.

(b) The purpose of the Workgroup is to examine the forms of federal, State, local, and private assistance available to low–income residential electric and natural gas customers.

(c) The Workgroup consists of:

(1) the Secretary of Human Services or the Secretary’s designee;

(2) the Secretary of Housing and Community Development, or the Secretary’s designee;

(3) the Attorney General, or the Attorney General’s designee;

(4) the Chairman of the Public Service Commission, or the Chairman’s designee;

(5) the People’s Counsel, or the People’s Counsel’s designee;

(6) one member of the Senate of Maryland, appointed by the President of the Senate;

(7) one member of the House of Delegates, appointed by the Speaker of the House; and

(8) the following members appointed by the Governor:

(i) two members representing the interests of low–income residential electric and natural gas customers; and

(ii) two members representing natural gas and electric utilities.

(d) The Secretary of Human Services or the Secretary’s designee shall serve as the chair of the Workgroup.

(e) The Department of Human Services shall staff the Workgroup.

(f) The Workgroup shall study:

(1) the different systems and forms of financial assistance available to low-income electric and natural gas customers in the State from federal, State, local, and private sources, especially the Electric Universal Service Program and the Maryland Energy Assistance Program;

(2) inefficiencies and gaps in the availability, qualification, and processing of applications for and delivery of financial assistance to low-income electric and natural gas customers;

(3) the feasibility of establishing a new natural gas universal service program, or the expansion of existing programs to cover low-income natural gas customers, including the characteristics of any new or expanded program;

(4) coordination of benefits under existing financial assistance programs for low-income electric and natural gas customers and means to improve coordination so as to extend and enhance the effectiveness of these programs;

(5) anticipated short-term and long-term demand for financial assistance for low-income electric and natural gas customers in the wake of the COVID-19 pandemic and systemic economic inequities, particularly in disadvantaged communities;

(6) the feasibility of establishing one or more financial assistance programs for small businesses in low-income communities; and

(7) any other matter the Workgroup considers relevant and helpful to addressing the needs of low-income utility customers.

(g) The Workgroup shall submit a report of the study, findings, and recommendations, including recommended legislation and regulatory changes, to the Senate Finance Committee and the House Economic Matters Committee, in accordance with § 2-1257 of the State Government Article, on or before January 1, 2022.

SECTION 5. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall remain effective through June 30, 2023, and, at the end of June 30, 2023, Section 2 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.

SECTION 6.”

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 641 – Delegate Palakovich Carr

AN ACT concerning

Homeowner’s Insurance – Weather-Related Claims

HB0641/723694/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 641

(First Reading File Bill)

On page 2, in line 8, after “TO” insert “OR ON BEHALF OF”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 969 – Delegate Carey

AN ACT concerning

Home Energy Assistance – Critical Medical Needs Program – Power to the People Pilot Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 177)

CALENDAR OF THIRD READING HOUSE BILLS NO. 17**House Bill 101 – Delegate Charkoudian**

AN ACT concerning

Human Services – Supplemental Nutrition Assistance Program – Heat and Eat Program and Study on Maryland Energy Assistance Program Eligibility

Read the third time and passed by yeas and nays as follows:

Affirmative – 117 Negative – 21 (See Roll Call No. 178)

The Bill was then sent to the Senate.

House Bill 127 – Delegate Boyce

AN ACT concerning

Maryland Paint Stewardship

Read the third time and passed by yeas and nays as follows:

Affirmative – 95 Negative – 43 (See Roll Call No. 179)

The Bill was then sent to the Senate.

House Bill 155 – Delegate Wilkins

AN ACT concerning

County Boards and Public and Nonpublic Prekindergarten Programs and Schools – Discrimination – Prohibition

Read the third time and passed by yeas and nays as follows:

Affirmative – 92 Negative – 45 (See Roll Call No. 180)

The Bill was then sent to the Senate.

House Bill 205 – Delegate Reznik

AN ACT concerning

Public Schools – Provision of Menstrual Hygiene Products – Requirement

Read the third time and passed by yeas and nays as follows:

Affirmative – 93 Negative – 43 (See Roll Call No. 181)

The Bill was then sent to the Senate.

House Bill 246 – Delegates Hill and R. Lewis

AN ACT concerning

Higher Education – Returned Peace Corps Volunteers – In-State Tuition

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 182)

The Bill was then sent to the Senate.

House Bill 261 – Delegate T. Branch

AN ACT concerning

Business Regulation – Battery-Charged Fence Security Systems – Regulation

Read the third time and passed by yeas and nays as follows:

Affirmative – 122 Negative – 16 (See Roll Call No. 183)

The Bill was then sent to the Senate.

House Bill 460 – Delegate Solomon

AN ACT concerning

Transfer With Success Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 184)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 18

House Bill 465 – Delegate Washington

EMERGENCY BILL

AN ACT concerning

State Superintendent of Schools – Qualifications and Senate Confirmation

Read the third time and passed by yeas and nays as follows:

Affirmative – 98 Negative – 40 (See Roll Call No. 185)

The Bill was then sent to the Senate.

House Bill 482 – Delegate Kaiser

AN ACT concerning

~~Horse Racing – Maryland–Bred Race Fund Advisory Committee – Membership –~~ Advisory Committee Membership and Registration of Horses

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 186)

The Bill was then sent to the Senate.

House Bill 483 – Delegate Turner

AN ACT concerning

Towing or Removal of Vehicles – Reclamation Hours

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 7 (See Roll Call No. 187)

The Bill was then sent to the Senate.

House Bill 545 – Delegate Hornberger

AN ACT concerning

**Natural Resources – Licenses, ~~Permits, Registrations, and Certificates – Digital~~
~~or Electronic Format~~ and Stamps – Revisions**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 2 (See Roll Call No. 188)

The Bill was then sent to the Senate.

House Bill 563 – Delegate Long

AN ACT concerning

**Local Government – Animal Control Facilities – Adoption Fee Waiver for
Veterans
(Pets for Vets Act of 2021)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 189)

The Bill was then sent to the Senate.

House Bill 593 – Delegate Fraser-Hidalgo

AN ACT concerning

Condominiums and Homeowners Associations – Meeting Requirements

Read the third time and passed by yeas and nays as follows:

Affirmative – 117 Negative – 21 (See Roll Call No. 190)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 19

House Bill 597 – Delegate Kelly

AN ACT concerning

Child Care Centers – Teacher Qualifications

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 191)

The Bill was then sent to the Senate.

House Bill 610 – Delegate Hill

AN ACT concerning

**Homeowners' Property Tax Credit – ~~Transfer of Dwelling to~~ Eligibility of
Surviving Family Member**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 192)

The Bill was then sent to the Senate.

House Bill 663 – Delegate Boteler

AN ACT concerning

Local Government – Regulation of Amateur Radio Station Antenna Structures

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 193)

The Bill was then sent to the Senate.

**House Bill 738 – Chair, Ways and Means Committee (By Request – Departmental
– State Board of Elections)**

AN ACT concerning

Election Law – Certificates of Candidacy and Ballot Questions – Revisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 194)

The Bill was then sent to the Senate.

House Bill 776 – Delegate Ebersole

AN ACT concerning

**State Department of Education – Infant and Early Childhood Mental Health
Consultation Project – Study and Report**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 195)

The Bill was then sent to the Senate.

House Bill 844 – Delegate Lierman (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Fiduciary Insurance

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 196)

The Bill was then sent to the Senate.

**HEALTH AND GOVERNMENT OPERATIONS COMMITTEE REPORT NO. 5
CONSENT NO. 24**

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 547	FAV	Del. R. Lewis	Maryland Medical Assistance Program – Dental Prophylaxis Care and Oral Health Exams
HB 549	FAV	Del. Pena–Melnik	Maryland Department of Health -- Birth Registration – Gestational Carriers
HB 605	FAV	Del. Kipke	Veterans – Behavioral Health Services – Mental Health First Aid

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

HEALTH AND GOVERNMENT OPERATIONS COMMITTEE REPORT NO. 6

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 135 – Delegate K. Young

AN ACT concerning

Pharmacists – Administration of Self-Administered Medications and Maintenance Injectable Medications

HB0135/826889/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 135

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “EMERGENCY BILL”; after line 3, insert:

“(Christopher King Access to Treatment Act)”;

and in line 21, after “Act;” insert “making this Act an emergency measure;”.

AMENDMENT NO. 2

On page 4, in line 4, strike “**2022**” and substitute “**2021**”; after line 6, insert:

“(I) FOR NOTIFYING A PATIENT ABOUT PAYMENT FOR SERVICES BEFORE THE PHARMACIST ADMINISTERS A MAINTENANCE INJECTABLE MEDICATION;”;

and in lines 7, 10, and 13, strike “**(I)**”, “**(II)**”, and “**(III)**”, respectively, and substitute “**(II)**”, “**(III)**”, and “**(IV)**”, respectively.

AMENDMENT NO. 3

On page 5, in line 18, strike the first “**FOR**” and substitute “**THAT PROVIDE**”; in line 25, after “**PRACTITIONER,**” insert “**FOR PATIENT ASSESSMENT REGARDING AND**”; and strike in their entirety lines 31 and 32 and substitute:

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

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 257 – Delegate Qi

AN ACT concerning

**Maryland Commission on Civil Rights – Employment Discrimination –
Reporting**

HB0257/736386/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 257

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “rights” insert “, or other appropriate agencies.”.

AMENDMENT NO. 2

On page 2, in line 21, after “RIGHTS” insert “, OR OTHER APPROPRIATE AGENCY.”.

On page 3, in line 2, strike “COUNTY OFFICE OF CIVIL RIGHTS” and substitute “APPROPRIATE AGENCY”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 429 – Delegate Shetty

AN ACT concerning

Pharmacists – Required Notification and Authorized Substitution – Lower-Cost Drug or Device Product

HB0429/446882/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 429

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 18, after “notice” insert “or maintain a certain record of certain notice”; and in line 20, after “product;” insert “altering a certain provision of law to allow a pharmacist to maintain a record that a patient has been notified in a certain manner of a certain substitution;”.

AMENDMENT NO. 2

On page 3, in line 21, after “**FORMULARY**” insert “**, IF THAT INFORMATION IS READILY AVAILABLE**”; and in line 24, after “writing” insert “**, OR MAINTAIN A RECORD THAT INDICATES THE PATIENT HAS BEEN NOTIFIED IN WRITING OR ORALLY,**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 21

House Bill 125 – Delegate Lierman

AN ACT concerning

**Public Institutions of Higher Education – Student Athletes
(Jordan McNair Safe and Fair Play Act)**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate McIntosh moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

WAYS AND MEANS COMMITTEE REPORT NO. 10

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 218 – Senator King

EMERGENCY BILL

AN ACT concerning

~~Maryland Child Tax Credit~~
Income Tax – Child Tax Credit and Expansion of the Earned Income Credit

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 22

House Bill 319 – Delegate Palakovich Carr

AN ACT concerning

Local Tax Relief for Working Families Act of 2021

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0319/713120/1

BY: Delegate Mautz

AMENDMENTS TO HOUSE BILL 319, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 15, after “purpose;” insert “requiring a certain governing body of a county to submit to the voters a certain ordinance or resolution at a certain election before it becomes effective; requiring the governing body of a county to take certain actions to provide for and hold the referendum; providing that a certain ordinance or resolution becomes effective under certain circumstances and is null and void under certain circumstances;”.

AMENDMENT NO. 2

On page 3, after line 16, insert:

“(D) (1) BEFORE AN ORDINANCE OR RESOLUTION ADOPTED UNDER THIS SECTION THAT INCREASES THE COUNTY INCOME TAX RATE BECOMES EFFECTIVE, THE GOVERNING BODY OF THE COUNTY SHALL FIRST SUBMIT THE ORDINANCE OR RESOLUTION TO A REFERENDUM OF THE QUALIFIED VOTERS OF THE COUNTY AT THE GENERAL ELECTION FOLLOWING THE ADOPTION OF THE ORDINANCE OR THE RESOLUTION.

(2) THE GOVERNING BODY OF A COUNTY SHALL DO THOSE THINGS NECESSARY AND PROPER TO PROVIDE FOR AND HOLD THE REFERENDUM REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(3) (I) IF A MAJORITY OF THE VOTES CAST ON THE QUESTION ARE “FOR THE REFERRED LAW”, THE ORDINANCE OR RESOLUTION SHALL BECOME EFFECTIVE ON THE DAY OF THE OFFICIAL CANVASS OF VOTES FOR THE REFERENDUM.

(II) IF A MAJORITY OF THE VOTES CAST ON THE QUESTION ARE “AGAINST THE REFERRED LAW”, THE ORDINANCE OR RESOLUTION SHALL BE NULL AND VOID.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 42 Negative – 94 (See Roll Call No. 197)

FLOOR AMENDMENT

HB0319/753429/1

BY: Delegate Kipke

AMENDMENTS TO HOUSE BILL 319

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, before “authorizing” insert “prohibiting a county from increasing an income tax rate for a higher income tax bracket without reducing an income tax rate for a lower tax bracket in a certain manner”.

AMENDMENT NO. 2

On page 3, in line 10, strike “AND”; and in line 13, after “BRACKET” insert “; AND”

(V) MAY NOT INCREASE AN INCOME TAX RATE FOR A HIGHER INCOME BRACKET WITHOUT REDUCING AN INCOME TAX RATE FOR A LOWER INCOME BRACKET IN A MANNER THAT, TO THE EXTENT PRACTICABLE, RESULTS IN THE CHANGES BEING REVENUE-NEUTRAL”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 48 Negative – 88 (See Roll Call No. 198)

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 23

House Bill 655 – Delegate Crosby

AN ACT concerning

Local Government – County Commissioner Elections – District Voting

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED. FLOOR AMENDMENT DEL. WILKINS ADOPTED.

FLOOR AMENDMENT

HB0655/433226/1

BY: Delegate Morgan

AMENDMENTS TO HOUSE BILL 655, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

In line 2 of the bill, strike “**Government**” and substitute “**Elections**”; in the same line, strike “**Elections**” and substitute “**and County Boards of Education**”; in line 3, after “commissioner” insert “**or members of certain county boards of education**”; in line 5, after “commissioner” insert “**and county boards of education**”; and after line 5, insert:

“BY repealing and reenacting, with amendments,

Article – Education

Section 3–114(h), 3–901(f)(2), 3–10A–01(b), and 3–1101(e)(2)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Education

Section 3–901(b), 3–10A–01(a) and (c)(1), and 3–1101(e)(1)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

After line 12 of the bill, insert:

Article – Education

3–114.

(h) (1) [The] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE election of the county boards shall be held as provided in Subtitles 2 through 14 of this title and the Election Law Article.

(2) IN COUNTIES IN WHICH MEMBERS OF THE COUNTY BOARD ARE ELECTED FROM INDIVIDUAL DISTRICTS, THE ELECTION OF A MEMBER OF THE

COUNTY BOARD TO REPRESENT A SPECIFIC DISTRICT SHALL BE DECIDED BY A PLURALITY OF THE VOTES CAST WITHIN THAT DISTRICT.

3-901.

(b) The Montgomery County Board consists of:

(1) 5 elected members, each of whom resides in a different board of education district;

(2) 2 elected members who may reside anywhere in the county; and

(3) 1 student member.

(f) (2) (I) [Elected] THE ELECTED members of the county board WHO MAY RESIDE ANYWHERE IN THE COUNTY shall be elected by the voters of the entire county.

(II) THE ELECTED MEMBERS FROM EACH OF THE BOARD OF EDUCATION DISTRICTS SHALL BE ELECTED BY A PLURALITY OF THE VOTES CAST WITHIN THAT BOARD OF EDUCATION DISTRICT.

3-10A-01.

(a) The Queen Anne's County Board consists of:

(1) Five voting, nonpartisan, elected members; and

(2) One nonvoting student representative from each public high school in the county.

(b) The five voting, nonpartisan, elected members shall be elected [by the voters of the entire county] at a general election in accordance with subsection (c) of this section AS FOLLOWS:

(1) FOR THE MEMBER ELECTED FROM THE COUNTY AT LARGE, BY THE VOTERS OF THE ENTIRE COUNTY; AND

(2) FOR THE MEMBERS ELECTED FROM EACH OF THE FOUR COUNTY COMMISSIONER DISTRICTS, BY A PLURALITY OF THE VOTES CAST WITHIN THAT DISTRICT.

(c) (1) (i) One voting member shall reside in and be elected from each of the four county commissioner districts; and

(ii) One member shall reside in the county and be elected from the county at large.

3-1101.

(e) (1) The St. Mary’s County Board consists of five voting members who shall be elected as follows:

(i) One member shall be elected from the county at large; and

(ii) One member shall be elected from each of the four commissioner districts.

(2) Voting members of the county board shall be elected:

(i) At a general election as required by this section; and

(ii) 1. [On] FOR THE MEMBER ELECTED FROM THE COUNTY AT LARGE, ON a general countywide ticket; AND

2. FOR THE MEMBERS ELECTED FROM EACH OF THE FOUR COMMISSIONER DISTRICTS, BY A PLURALITY OF THE VOTES CAST WITHIN THAT DISTRICT.”.

On page 6 of the Committee on Ways and Means Amendments (HB0655/795968/1), in line 7 of Amendment No. 2, after “for” insert “county boards of education in which members are elected from individual districts and”; and in line 9, after “of” insert “an elected member of a county board of education who is elected from an individual district or”.

The preceding 2 amendments were withdrawn.

FLOOR AMENDMENT

HB0655/603420/1

BY: Delegate Morgan

AMENDMENTS TO HOUSE BILL 655, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

In line 3 of the bill, after “commissioner” insert “in certain counties”. On page 1 of the Committee on Ways and Means Amendments (HB0655/795968/1), in line 3 of Amendment No. 1, before “making” insert “requiring each Commissioner in St. Mary’s County to be elected by the county at large, rather than certain Commissioners being elected from certain districts;”.

On page 2 of the Committee on Ways and Means Amendments, in line 2 of Amendment No. 1, after “26-1A.” insert “. B., and C.”; and strike beginning with “BY” in line 5 down through “amended)” in line 9.

AMENDMENT NO. 2

On page 2 of the Committee on Ways and Means Amendments, in line 2 of Amendment No. 2, after “(A)” insert “(1)”; in the same line, strike “THIS” and substitute “SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THIS”; and after line 2, insert:

“(2) THIS SECTION DOES NOT APPLY TO ST. MARY’S COUNTY.”

On page 5 of the Committee on Ways and Means Amendments, in Amendment No. 2, strike beginning with “St.” in line 5 down through “District.” in line 10 and substitute “**FIVE (5) COUNTY COMMISSIONERS FOR ST. MARY’S COUNTY SHALL BE ELECTED AT LARGE BY THE VOTERS OF THE ENTIRE COUNTY, ONE OF WHOM SHALL BE ELECTED PRESIDENT OF THE BOARD.**”; strike beginning with “Five” in line 15 down through “District.” in line 22; in line 24, strike “of the districts for two (2) years or, instead, residents”; and in line 26, strike “Commissioner District” and substitute “**COUNTY**”.

On page 6 of the Committee on Ways and Means Amendments, in Amendment No. 2, strike beginning with “The” in line 1 down through “County” in line 2; and in line 2, after “President” insert “**OF THE BOARD**”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 45 Negative – 93 (See Roll Call No. 199)

FLOOR AMENDMENT

HB0655/773922/1

BY: Delegate Beitzel

AMENDMENTS TO HOUSE BILL 655, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 3, after “commissioner” insert “in certain counties”.

On page 1 of the Committee on Ways and Means Amendments (HB0655/795968/1), in Amendment No. 1, strike in their entirety lines 17 through 21, inclusive.

AMENDMENT NO. 2

On page 2 of the Committee on Ways and Means Amendments, in line 2 of Amendment No. 2, after “**(A)**” insert “**(1)**”; in the same line, strike “**THIS**” and substitute “**SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THIS**”; and after line 2, insert:

“(2) THIS SECTION DOES NOT APPLY TO GARRETT COUNTY.”

On pages 4 and 5 of the Committee on Ways and Means Amendments, in Amendment No. 2, strike in their entirety the lines beginning with line 11 on page 4 through line 2 on page 5, inclusive.

The preceding 2 amendments were read only.

Delegate Wilkins moved to make the Bill and Amendments a Special Order for next session.

The motion was adopted.

SPECIAL ORDERS

House Bill 125 – Delegate Lierman

AN ACT concerning

**Public Institutions of Higher Education – Student Athletes
(Jordan McNair Safe and Fair Play Act)**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate Walker moved to make the Bill a Special Order for next session.

The motion was adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 200)

ADJOURNMENT

At 11:47 A.M. on motion of Delegate Luedtke the House adjourned until 10:00 A.M. on Friday, February 26, 2021.

Annapolis, Maryland
Friday, February 26, 2021
10:00 A.M. Session

The House met at 10:07 A.M. and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 125 Members present.

(See Roll Call No. 208)

EXCUSED:

Delegate Adams – late – medical
Delegate Anderson – left early – medical
Delegate Harrison – personal
Delegate Healey – left early – medical
Delegate Long – late – medical
Delegate Proctor – illness
Delegate Wilkins – late – medical
Delegate K. Young – late – personal

The Journal of February 25, 2021 was read and approved.

MESSAGE FROM THE CHIEF EXECUTIVE

SUPPLEMENTAL BUDGET NO. 2 – FISCAL YEAR 2022

(See Exhibit E of Appendix II)

Read and Referred to the Committee on Appropriations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 20

February 26, 2021

- | | | | |
|----|-------------|-------------------------|-----|
| 1. | Del. Jacobs | Kent County Family YMCA | APP |
| 2. | Del. Jacobs | Kent Cultural Alliance | APP |

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 126 Negative – 2 (See Roll Call No. 209)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 129 Members present.

(See Roll Call No. 210)

CALENDAR OF THIRD READING HOUSE BILLS NO. 21

House Bill 135 – Delegate K. Young

EMERGENCY BILL

AN ACT concerning

**Pharmacists – Administration of Self-Administered Medications and
Maintenance Injectable Medications
(Christopher King Access to Treatment Act)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 121 Negative – 6 (See Roll Call No. 211)

The Bill was then sent to the Senate.

House Bill 257 – Delegate Qi

AN ACT concerning

**Maryland Commission on Civil Rights – Employment Discrimination
– Reporting**

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 212)

The Bill was then sent to the Senate.

House Bill 397 – Delegate Lierman

AN ACT concerning

Electricity and Gas – Energy Suppliers – Supply Offers

Read the third time and passed by yeas and nays as follows:

Affirmative – 92 Negative – 38 (See Roll Call No. 213)

The Bill was then sent to the Senate.

House Bill 419 – Delegate Qi

AN ACT concerning

**Economic Development – Advanced Clean Energy and Clean Energy Innovation
Investments and Initiatives**

Read the third time and passed by yeas and nays as follows:

Affirmative – 92 Negative – 39 (See Roll Call No. 214)

The Bill was then sent to the Senate.

House Bill 429 – Delegate Shetty

AN ACT concerning

**Pharmacists – Required Notification and Authorized Substitution – Lower-Cost
Drug or Device Product**

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 0 (See Roll Call No. 215)

The Bill was then sent to the Senate.

House Bill 547 – Delegate R. Lewis

AN ACT concerning

**Maryland Medical Assistance Program – Dental Prophylaxis Care and Oral
Health Exams**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 216)

The Bill was then sent to the Senate.

House Bill 969 – Delegate Carey

AN ACT concerning

Home Energy Assistance – Critical Medical Needs Program – Power to the People Pilot Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 101 Negative – 32 (See Roll Call No. 217)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 20

House Bill 319 – Delegate Palakovich Carr

AN ACT concerning

Local Tax Relief for Working Families Act of 2021

Read the third time and passed by yeas and nays as follows:

Affirmative – 97 Negative – 40 (See Roll Call No. 218)

The Bill was then sent to the Senate.

House Bill 395 – Delegate Adams

AN ACT concerning

Business Regulation – Home Improvement Contracts – Deposits

Read the third time and passed by yeas and nays as follows:

Affirmative – 125 Negative – 12 (See Roll Call No. 219)

The Bill was then sent to the Senate.

House Bill 504 – Delegate Dumais

AN ACT concerning

Insurance – Impaired Entities – Delinquency Proceedings

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 220)

The Bill was then sent to the Senate.

House Bill 549 – Delegate Pena–Melnyk

AN ACT concerning

Maryland Department of Health – Birth Registration – Gestational Carriers

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 221)

The Bill was then sent to the Senate.

House Bill 558 – Delegate D.E. Davis

AN ACT concerning

For–Hire Driving and Vehicles – Requirements

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 222)

The Bill was then sent to the Senate.

House Bill 605 – Delegate Kipke

AN ACT concerning

Veterans – Behavioral Health Services – Mental Health First Aid

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 223)

The Bill was then sent to the Senate.

House Bill 606 – Delegate D.E. Davis

EMERGENCY BILL

AN ACT concerning

Electricity and Gas – Limited–Income Mechanisms and Assistance

Read the third time and passed by yeas and nays as follows:

Affirmative – 99 Negative – 38 (See Roll Call No. 224)

The Bill was then sent to the Senate.

House Bill 641 – Delegate Palakovich Carr

AN ACT concerning

Homeowner’s Insurance – Weather–Related Claims

Read the third time and passed by yeas and nays as follows:

Affirmative – 99 Negative – 37 (See Roll Call No. 225)

The Bill was then sent to the Senate.

JUDICIARY COMMITTEE REPORT NO. 5

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably:

House Bill 3 – Delegates Clippinger and Queen

AN ACT concerning

Correctional Services – Parole – Life Imprisonment

Delegate Clippinger moved to make the Bill and Report a Special Order for next session.

The motion was adopted.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 48 – Delegates Bhandari and C. Jackson

EMERGENCY BILL

AN ACT concerning

Criminal Procedure – Registered Sex Offenders – Entry Onto School Property**HB0048/272719/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 48

(First Reading File Bill)

AMENDMENT NO. 1On page 1, in line 10, after “terms;” insert “making certain conforming changes;”.AMENDMENT NO. 2On page 3, strike beginning with “BY” in line 1 down through “**ADOLESCENTS**” in line 5 and substitute “IN ANY OF THE FOLLOWING LOCATIONS:”

(I) A LOCATION OTHER THAN REAL PROPERTY THAT IS USED FOR PUBLIC OR NONPUBLIC ELEMENTARY OR SECONDARY EDUCATION, INCLUDING BY:

1. PARTICIPATING IN THE HOME AND HOSPITAL TEACHING PROGRAM FOR STUDENTS; OR

2. PARTICIPATING IN OR ATTENDING A PROGRAM APPROVED BY A COUNTY BOARD UNDER PARAGRAPH (2) OF THIS SUBSECTION; OR

(II) A REGIONAL INSTITUTE FOR CHILDREN AND ADOLESCENTS”;

and in line 12, after “violates” insert “SUBSECTION (C) OR (D) OF”.The preceding 2 amendments were read and adopted.Favorable report, as amended, adopted.

Delegate Adams moved to make the Bill a Special Order for next session.

The motion was adopted.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably:

House Bill 277 – Delegate Atterbeary

AN ACT concerning

Criminal Law – First-Degree Child Abuse – Continuing Course of Conduct

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably:

House Bill 449 – Delegate Bartlett

AN ACT concerning

Family Law – Marriage – Licenses and Records

Favorable report adopted.

Delegate Parrott moved to make the Bill a Special Order for next session.

The motion was adopted.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably:

House Bill 477 – Delegate Pippy

AN ACT concerning

**Court Order to Use a Cell Site Simulator or Obtain Location Information From
an Electronic Device – Procedures**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 489 – Delegate Moon

AN ACT concerning

Courts – Wiretapping – Misconduct in Office

HB0489/162916/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 489
(First Reading File Bill)AMENDMENT NO. 1

On page 1, in line 3, strike “a”; in the same line, strike “list” and substitute “lists”; in line 4, strike “, and a judge may grant an order authorizing,”; and in line 9, after “Section” insert “10-402(c)(2) and”.

AMENDMENT NO. 2

On page 1, after line 14, insert:

“10-402.

(c) (2) (i) This paragraph applies to an interception in which:

1. The investigative or law enforcement officer or other person is a party to the communication; or

2. One of the parties to the communication has given prior consent to the interception.

(ii) It is lawful under this subtitle for an investigative or law enforcement officer acting in a criminal investigation or any other person acting at the prior direction and under the supervision of an investigative or law enforcement officer to intercept a wire, oral, or electronic communication in order to provide evidence:

1. Of the commission of:

A. Murder;

B. Kidnapping;

C. Rape;

D. A sexual offense in the first or second degree;

- E. Child abuse in the first or second degree;
- F. Child pornography under § 11–207, § 11–208, or § 11–208.1 of the Criminal Law Article;
- G. Gambling;
- H. Robbery under § 3–402 or § 3–403 of the Criminal Law Article;
- I. A felony under Title 6, Subtitle 1 of the Criminal Law Article;
- J. Bribery;
- K. Extortion;
- L. Dealing in a controlled dangerous substance, including a violation of § 5–617 or § 5–619 of the Criminal Law Article;
- M. A fraudulent insurance act, as defined in Title 27, Subtitle 4 of the Insurance Article;
- N. An offense relating to destructive devices under § 4–503 of the Criminal Law Article;
- O. A human trafficking offense under Title 3, Subtitle 11 of the Criminal Law Article;
- P. Sexual solicitation of a minor under § 3–324 of the Criminal Law Article;
- Q. An offense relating to obstructing justice under § 9–302, § 9–303, or § 9–305 of the Criminal Law Article;
- R. Sexual abuse of a minor under § 3–602 of the Criminal Law Article;

S. A theft scheme or continuing course of conduct under § 7–103(f) of the Criminal Law Article involving an aggregate value of property or services of at least \$10,000;

T. Abuse or neglect of a vulnerable adult under § 3–604 or § 3–605 of the Criminal Law Article;

U. An offense relating to Medicaid fraud under §§ 8–509 through 8–515 of the Criminal Law Article;

V. An offense involving a firearm under § 5–134, § 5–136, § 5–138, § 5–140, § 5–141, or § 5–144 of the Public Safety Article; [or]

W. MISCONDUCT IN OFFICE; OR

[W.] X. A conspiracy or solicitation to commit an offense listed in items A through [V] W of this item; or

2. If:

A. A person has created a barricade situation; and

B. Probable cause exists for the investigative or law enforcement officer to believe a hostage or hostages may be involved.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Mautz moved to make the Bill a Special Order for next session.

The motion was adopted.

Delegate Clippinger, Chair, for the Committee on Judiciary recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1268 – Delegate Henson

AN ACT concerning

Legal Education Success Collaborative – Established

The Bill was re-referred to the Committee on Appropriations.

CALENDAR OF THIRD READING SENATE BILLS NO. 1

Senate Bill 218 – Senator King

EMERGENCY BILL

AN ACT concerning

~~Maryland Child Tax Credit~~
Income Tax – Child Tax Credit and Expansion of the Earned Income Credit

FLOOR AMENDMENT

SB0218/233929/1

BY: Delegate Pippy

AMENDMENTS TO SENATE BILL 218

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “credit;” insert “prohibiting the issuance of certain refunds of the earned income credit to certain individuals under certain circumstances;”; and in line 9, after “credit” insert “, subject to a certain limitation”.

AMENDMENT NO. 2

On page 2, in line 22, strike “Subject” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION AND SUBJECT”.

On page 3, in line 30, strike “If” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, IF”.

On page 4, in line 9, strike “A” and substitute “SUBJECT TO SUBSECTION (F) OF THIS SECTION, A”.

On page 5, after line 2, insert:

“(F) A REFUND MAY NOT BE ISSUED UNDER THIS SECTION TO AN INDIVIDUAL WHO IS AN INMATE, AS DEFINED IN § 1-101 OF THE CORRECTIONAL SERVICES ARTICLE:

(1) DURING THE TAXABLE YEAR; OR

(2) WHEN THE REFUND IS DUE TO BE PAID TO THE INDIVIDUAL.”;

in line 25, after “(D)” insert “(1)”; in the same line, strike “IF” and substitute “**EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, IF**”; and after line 27, insert:

“(2) A REFUND MAY NOT BE ISSUED UNDER THIS SUBSECTION TO AN INDIVIDUAL WHO IS AN INMATE, AS DEFINED IN § 1-101 OF THE CORRECTIONAL SERVICES ARTICLE:

(I) DURING THE TAXABLE YEAR; OR

(II) WHEN THE REFUND IS DUE TO BE PAID TO THE INDIVIDUAL.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 46 Negative – 92 (See Roll Call No. 226)

FLOOR AMENDMENT

SB0218/743420/1

BY: Delegate Grammer

AMENDMENTS TO SENATE BILL 218

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “**Child Tax Credit and Expansion of the Earned Income Credit**” and substitute “**Credits for Earned Income and Dependent Children and Subtraction Modification for Retirement Income – Expansion and Alterations**”; in line 9, after “credit,” insert “**including income from certain retirement plans within a certain subtraction modification allowed under the Maryland income tax for**

certain individuals who are at least a certain age or who are disabled or whose spouse is disabled; altering the maximum amount of the subtraction modification for certain taxable years; repealing a limitation on the maximum amount of the subtraction modification; providing that income included in certain subtraction modifications may not be taken into account for purposes of the subtraction modification for retirement income.”; in line 10, after “of” insert “certain provisions of”; in line 12, after “children” insert “and a subtraction modification for certain retirement income”; and after line 12, insert:

“BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–209

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

On page 5, after line 27, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Tax – General

10–209.

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

(2) “Correctional officer” means an individual who:

(i) was employed in:

1. a State correctional facility, as defined in § 1–101 of the Correctional Services Article;

2. a local correctional facility, as defined in § 1–101 of the Correctional Services Article;

3. a juvenile facility included in § 9–226 of the Human Services Article; or

4. a facility of the United States that is equivalent to a State or local correctional facility or a juvenile facility included in § 9–226 of the Human Services Article; and

(ii) is eligible to receive retirement income attributable to the individual’s employment under item (i) of this paragraph.

(3) “Emergency services personnel” means emergency medical technicians or paramedics.

(4) (i) ["Employee retirement system"] “QUALIFIED RETIREMENT PLAN” means [a plan]:

1. [established and maintained by an employer for the benefit of its employees; and

2.] A RETIREMENT PLAN qualified under § 401(a), § 403, or § 457(b) of the Internal Revenue Code[.];

[(ii) “Employee retirement system” does not include:

1.] 2. an individual retirement account or annuity under § 408 of the Internal Revenue Code;

[2.] 3. a Roth individual retirement account under § 408A of the Internal Revenue Code;

[3.] 4. a rollover individual retirement account; OR

[4.] 5. a simplified employee pension under Internal Revenue Code § 408(k)[; or].

[5.] (II) “QUALIFIED RETIREMENT PLAN” DOES NOT INCLUDE an ineligible deferred compensation plan under § 457(f) of the Internal Revenue Code.

(b) Subject to subsections (C) AND (d) [and (e)] of this section, to determine Maryland adjusted gross income, if, on the last day of the taxable year, a resident is at least

65 years old or is totally disabled or the resident's spouse is totally disabled, or the resident is at least 55 years old and is a retired correctional officer, law enforcement officer, or fire, rescue, or emergency services personnel of the United States, the State, or a political subdivision of the State, an amount is subtracted from federal adjusted gross income equal to [the lesser of:

(1) the cumulative or total annuity, pension, or endowment income from an employee retirement system] **100% OF THE TOTAL INCOME FROM A QUALIFIED RETIREMENT PLAN** included in federal adjusted gross income **FOR A TAXABLE YEAR BEGINNING AFTER DECEMBER 31, 2020[; or]**

[(2) the maximum annual benefit under the Social Security Act computed under subsection (c) of this section, less any payment received as old age, survivors, or disability benefits under the Social Security Act, the Railroad Retirement Act, or both].

[(c) For purposes of subsection (b)(2) of this section, the Comptroller:

(1) shall determine the maximum annual benefit under the Social Security Act allowed for an individual who retired at age 65 for the prior calendar year; and

(2) may allow the subtraction to the nearest \$100.

(d) Military retirement income that is included in the subtraction under § 10–207(q) of this subtitle may not be taken into account for purposes of the subtraction under this section.]

(C) ANY INCOME THAT IS INCLUDED IN THE SUBTRACTIONS UNDER § 10–207 OF THIS SUBTITLE MAY NOT BE TAKEN INTO ACCOUNT FOR THE PURPOSES OF THE SUBTRACTION UNDER THIS SECTION.

[(e) **(D)** In the case of a retired correctional officer, law enforcement officer, or fire, rescue, or emergency services personnel of the United States, the State, or a political subdivision of the State, the amount included under subsection [(b)(1)] **(B)** of this section is limited to the first \$15,000 of retirement income that is attributable to the resident's employment as a correctional officer, a law enforcement officer, or fire, rescue, or emergency services personnel of the United States, the State, or a political subdivision of the State unless:

- (1) the resident is at least 65 years old or is totally disabled; or
- (2) the resident's spouse is totally disabled.”;

in line 28, strike “2.” and substitute “3.”; and in the same line, after “That” insert “Section 1 of”.

On page 6, in line 3, strike “3.” and substitute “4.”; and in line 7, strike “It” and substitute “Section 1 of this Act”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 53 Negative – 86 (See Roll Call No. 227)

FLOOR AMENDMENT

SB0218/423925/1

BY: Delegate Thiam

AMENDMENT TO SENATE BILL 218

(Third Reading File Bill)

On page 2, in line 6, after “**MEANS**” insert “**A TAXPAYER OF LAWFUL STATUS IN THE UNITED STATES WHO IS**”.

On page 5, in line 11, strike “**17**” and substitute “**21**”; and in line 14, after “**MEANS**” insert “**A TAXPAYER OF LAWFUL STATUS IN THE UNITED STATES WHO IS**”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 47 Negative – 92 (See Roll Call No. 228)

FLOOR AMENDMENT

SB0218/673221/1

BY: Delegate Saab

AMENDMENT TO SENATE BILL 218

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “credit;” insert “requiring the issuance of certain refunds of the earned income credit to certain taxpayers in a certain manner;”; and in line 9, after “credit” insert “, subject to a certain limitation”.

AMENDMENT NO. 2

On page 2, in line 22, strike “Subject” and substitute “**EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION AND SUBJECT**”.

On page 3, in line 30, strike “If” and substitute “**EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, IF**”.

On page 4, in line 9, strike “A” and substitute “**SUBJECT TO SUBSECTION (F) OF THIS SECTION, A**”.

On page 5, after line 2, insert:

“(F) IF THE TAXPAYER FILED THE INCOME TAX RETURN USING AN INDIVIDUAL TAXPAYER IDENTIFICATION NUMBER ISSUED BY THE FEDERAL GOVERNMENT, THE REFUND MAY BE ISSUED ONLY AS A PAPER CHECK AND MAILED TO THE TAXPAYER’S PHYSICAL ADDRESS IN THE STATE.”;

in line 25, after “(D)” insert “**(1)**”; and after line 27, insert:

“(2) IF THE TAXPAYER FILED THE INCOME TAX RETURN USING AN INDIVIDUAL TAXPAYER IDENTIFICATION NUMBER ISSUED BY THE FEDERAL GOVERNMENT, THE REFUND MAY BE ISSUED ONLY AS A PAPER CHECK AND MAILED TO THE TAXPAYER’S PHYSICAL ADDRESS IN THE STATE.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 46 Negative – 88 (See Roll Call No. 229)

Delegate Lierman moved the previous question.

The motion was adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 91 Negative – 44 (See Roll Call No. 230)

The Bill was then returned to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 133 Members present.

(See Roll Call No. 231)

RECESS

At 12:07 P.M. on motion of Delegate Luedtke the House recessed until 4:00 P.M. on Friday, February 26, 2021.

AFTER RECESS
Annapolis, Maryland
Friday, February 26, 2021

At 4:01 P.M. the House resumed its session and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 114 Members present.

(See Roll Call No. 232)

EXCUSED:

Delegate Anderson – illness
Delegate Attar – left early – personal
Delegate Barron – personal
Delegate Clark – illness
Delegate Harrison – personal
Delegate R. Jones – personal
Delegate Kelly – personal
Delegate Proctor – illness
Delegate Valentino-Smith – late – medical
Delegate Walker – personal
Delegate Wells – late – medical

INTRODUCTORY HOUSE BILLS NO. 44

House Bill 1363 – Delegate Carr

AN ACT concerning

Procurement – Discriminatory Hiring Practices – Debarment

FOR the purpose of requiring that a person shall be debarred from entering into a certain contract with the State for a certain number of years following the issuance of a certain administrative order issued by a certain Administrative Review Board; and generally relating to State procurement.

BY adding to

Article – State Finance and Procurement
Section 16-203(e)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 22

February 26, 2021

- | | | | |
|----|---------------|----------------------------|-----|
| 1. | Del. McIntosh | The Compound | APP |
| 2. | Del. McIntosh | Gilchrist Center Baltimore | APP |

The preceding bond initiatives were read and referred to the Committee on Appropriations.

JUDICIARY COMMITTEE REPORT NO. 6

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 411 – Delegates Williams, Bartlett, Crutchfield, Feldmark, and Lierman

AN ACT concerning

Criminal Law – Law Enforcement Officers – Prohibition on Sexual Activity

HB0411/422119/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 411

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “certain” insert “person who is a”; and strike beginning with “establishing” in line 6 down through “prohibition;” in line 7.

AMENDMENT NO. 2

On page 2, in line 29, strike “(1)”; in the same line, strike the brackets; strike beginning with “EXCEPT” in line 29 down through “A” in line 30; in line 31, strike the

opening bracket; in the same line, after “person” insert an opening bracket; in line 32, before “A” insert “WHO IS”; and in the same line, after “AN” insert “OPEN”.

On page 2 in line 32, and on page 3 in lines 3 and 6, strike “(I)”, “(II)”, and “(III)”, respectively, and substitute “(1)”, “(2)”, and “(3)”, respectively.

On page 3, in line 1, strike “DURING THE COURSE OF AN INVESTIGATION”; in line 2, after “WITH” insert “IF THE LAW ENFORCEMENT OFFICER KNEW OR SHOULD HAVE KNOWN THAT THE PERSON IS A VICTIM, WITNESS, OR SUSPECT IN THE INVESTIGATION”; in lines 3 and 6, in each instance, strike “A PERSON”; and strike in their entirety lines 8 through 12, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 25

House Bill 125 – Delegate Lierman

AN ACT concerning

Public Institutions of Higher Education – Student Athletes (Jordan McNair Safe and Fair Play Act)

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0125/323921/1

BY: Delegate Walker

AMENDMENTS TO HOUSE BILL 125, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Appropriations Committee Amendments (HB125/723922/1), in Amendment No. 1, strike beginning with “prohibiting” in line 7 down through “athletes;”

in line 8; in line 10, strike “prohibiting an athletic program”; strike beginning with “authorizing” in line 11 down through “advertising;” in line 12; strike beginning with “prohibiting” in line 13 down through “Act;” in line 16; and in line 17, strike “and 15–129”.

On page 2 of the bill, strike beginning with “prohibiting” in line 3 down through “obtaining” in line 9; in line 9, strike “representation;”; strike beginning with “contract” in line 13 down through “actions;” in line 14; strike beginning with “prohibiting” in line 14 down through “education;” in line 16; and in line 18, strike “certain terms” and substitute “a certain term”.

AMENDMENT NO. 2

On page 3 of the Appropriations Committee Amendments, in Amendment No. 2, strike in their entirety lines 18 through 21, inclusive.

In the Appropriations Committee Amendments, strike Amendment No. 3 in its entirety.

On pages 9 through 11 of the bill, strike in their entirety the lines beginning with line 12 on page 9 through line 14 on page 11, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2021.”

The preceding 2 amendments were read and rejected.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 30

House Bill 48 – Delegates Bhandari and C. Jackson

EMERGENCY BILL

AN ACT concerning

Criminal Procedure – Registered Sex Offenders – Entry Onto School Property

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 28

House Bill 449 – Delegate Bartlett

AN ACT concerning

Family Law – Marriage – Licenses and Records

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

Delegate Parrott moved to make the Bill a Special Order for March 2, 2021.

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 26

House Bill 655 – Delegate Crosby

AN ACT concerning

Local Government – County Commissioner Elections – District Voting

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED. FLOOR AMENDMENT DEL. WILKINS ADOPTED. FLOOR AMENDMENT DEL. BEITZEL #773922/1 PENDING.

FLOOR AMENDMENT

HB0655/773922/1

BY: Delegate Beitzel

AMENDMENTS TO HOUSE BILL 655, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 3, after “commissioner” insert “in certain counties”.

On page 1 of the Committee on Ways and Means Amendments (HB0655/795968/1), in Amendment No. 1, strike in their entirety lines 17 through 21, inclusive.

AMENDMENT NO. 2

On page 2 of the Committee on Ways and Means Amendments, in line 2 of Amendment No. 2, after “**(A)**” insert “**(1)**”; in the same line, strike “**THIS**” and substitute “**SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THIS**”; and after line 2, insert:

“(2) THIS SECTION DOES NOT APPLY TO GARRETT COUNTY.”

On pages 4 and 5 of the Committee on Ways and Means Amendments, in Amendment No. 2, strike in their entirety the lines beginning with line 11 on page 4 through line 2 on page 5, inclusive.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 42 Negative – 87 (See Roll Call No. 233)

FLOOR AMENDMENT

HB0655/783724/1

BY: Delegate Wilkins

AMENDMENTS TO HOUSE BILL 655, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

In line 2 of the bill, strike “**Government**” and substitute “**Elections**”; in the same line, strike “**Elections**” and substitute “**and County Boards of Education**”; in line 3, after “commissioner” insert “**or members of certain county boards of education**”; in line 5, after “commissioner” insert “**and county boards of education**”; and after line 5, insert:

“BY repealing and reenacting, with amendments,

Article – Education

Section 3–114(h), 3–301(d), 3–4A–01(b), 3–601(d)(1), 3–901(f)(2), 3–10A–01(b), and 3–1101(e)(2)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Education

Section 3–301(a), 3–4A–01(a), 3–601(b), 3–901(b), 3–10A–01(a) and (c)(1), and 3–1101(e)(1)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

After line 12 of the bill, insert:

“Article – Education

3–114.

(h) (1) [The] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE election of the county boards shall be held as provided in Subtitles 2 through 14 of this title and the Election Law Article.

(2) IN COUNTIES IN WHICH MEMBERS OF THE COUNTY BOARD ARE ELECTED FROM INDIVIDUAL DISTRICTS, THE ELECTION OF A MEMBER OF THE COUNTY BOARD TO REPRESENT A SPECIFIC DISTRICT SHALL BE DECIDED BY A PLURALITY OF THE VOTES CAST WITHIN THAT DISTRICT.

3–301.

(a) The Calvert County Board consists of five voting members and one nonvoting student member.

(d) Of the five voting members of the county board:

(1) One shall be elected from each of the three county commissioner districts BY A PLURALITY OF THE VOTES CAST WITHIN THAT DISTRICT; and

(2) Two shall be elected from the county at large.

3–4A–01.

(a) The Cecil County Board consists of six members as follows:

(1) One voting member elected from each of the five commissioner districts;
and

(2) One nonvoting student member.

(b) The five voting members of the county board shall be elected [at]:

(1) AT a general election as required by subsection (c) of this section; AND

(2) BY A PLURALITY OF THE VOTES CAST WITHIN EACH RESPECTIVE COMMISSIONER DISTRICT.

3-601.

(b) The Garrett County Board consists of:

(1) One elected member from each county commissioner district;

(2) Two elected members from the county at large; and

(3) One nonvoting student member.

(d) (1) Elected members of the board shall be elected [at]:

(I) AT a general election as required by subsection (e) of this section;

AND

(II) FOR THE MEMBERS ELECTED FROM EACH COUNTY COMMISSIONER DISTRICT, BY A PLURALITY OF THE VOTES CAST WITHIN THAT COMMISSIONER DISTRICT.

3-901.

(b) The Montgomery County Board consists of:

(1) 5 elected members, each of whom resides in a different board of education district;

(2) 2 elected members who may reside anywhere in the county; and

(3) 1 student member.

(f) (2) **(I) [Elected] THE ELECTED members of the county board WHO MAY RESIDE ANYWHERE IN THE COUNTY shall be elected by the voters of the entire county.**

(II) THE ELECTED MEMBERS FROM EACH OF THE BOARD OF EDUCATION DISTRICTS SHALL BE ELECTED BY A PLURALITY OF THE VOTES CAST WITHIN THAT BOARD OF EDUCATION DISTRICT.

3-10A-01.

(a) The Queen Anne’s County Board consists of:

(1) Five voting, nonpartisan, elected members; and

(2) One nonvoting student representative from each public high school in the county.

(b) The five voting, nonpartisan, elected members shall be elected [by the voters of the entire county] at a general election in accordance with subsection (c) of this section AS FOLLOWS:

(1) FOR THE MEMBER ELECTED FROM THE COUNTY AT LARGE, BY THE VOTERS OF THE ENTIRE COUNTY; AND

(2) FOR THE MEMBERS ELECTED FROM EACH OF THE FOUR COUNTY COMMISSIONER DISTRICTS, BY A PLURALITY OF THE VOTES CAST WITHIN THAT DISTRICT.

(c) (1) (i) One voting member shall reside in and be elected from each of the four county commissioner districts; and

(ii) One member shall reside in the county and be elected from the county at large.

3-1101.

(e) (1) The St. Mary’s County Board consists of five voting members who shall be elected as follows:

(i) One member shall be elected from the county at large; and

(ii) One member shall be elected from each of the four commissioner districts.

(2) Voting members of the county board shall be elected:

(i) At a general election as required by this section; and

(ii) **1. [On] FOR THE MEMBER ELECTED FROM THE COUNTY AT LARGE, ON a general countywide ticket; AND**

2. FOR THE MEMBERS ELECTED FROM EACH OF THE FOUR COMMISSIONER DISTRICTS, BY A PLURALITY OF THE VOTES CAST WITHIN THAT DISTRICT.

On page 6 of the Committee on Ways and Means Amendments (HB0655/795968/1), in line 7 of Amendment No. 2, after “for” insert “county boards of education in which members are elected from individual districts and”; and in line 9, after “of” insert “an elected member of a county board of education who is elected from an individual district or”.

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

HB0655/653524/1

BY: Delegate Morgan

AMENDMENTS TO HOUSE BILL 655, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Committee on Ways and Means Amendments (HB0655/795968/1), in line 3 of Amendment No. 1, after “Act;” insert “submitting certain provisions of this Act to a referendum of the qualified voters of St. Mary’s County; making certain provisions of this Act subject to a certain contingency;”.

On page 2 of the Committee on Ways and Means Amendments, in line 9 of Amendment No. 1, after “amended)” insert:

“BY repealing and reenacting, with amendments,

Article – Local Government

Section 9–114(a)

Annotated Code of Maryland
(2013 Volume and 2020 Supplement)
(As enacted by Section 1 of this Act)”.

AMENDMENT NO. 2

On page 2 of the Committee on Ways and Means Amendments, in line 2 of Amendment No. 2, after “**(A)**” insert “**(1)**”; in the same line, strike “**THIS**” and substitute “**SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THIS**”; and after line 2, insert:

“(2) THIS SECTION DOES NOT APPLY TO ST. MARY’S COUNTY.”.

On page 5 of the Committee on Ways and Means Amendments, after line 2 of Amendment No. 2, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:”.

On page 6 of the Committee on Ways and Means Amendments, in line 5 of Amendment No. 2, after “President.” insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Local Government

9–114.

(a) [(1) Subject to paragraph (2) of this section, this] THIS section applies only to code counties and commission counties.

[(2) This section does not apply to St. Mary’s County.]”;

in line 6, strike “2.” and substitute “4.”; in the same line, after “That” insert “Section 1 of”; in line 11, after “Act.” insert:

“SECTION 5. AND BE IT FURTHER ENACTED, That before Section 2 of this Act becomes effective, it first shall be submitted to a referendum of the qualified voters of St. Mary’s County at the general election to be held in November 2022. The County governing

body and the St. Mary's County Board of Elections shall do those things necessary and proper to provide for and hold the referendum required by this section. If a majority of the votes cast on the question are "For the referred law" Section 2 of this Act shall become effective on the 30th day following the official canvass of votes for the referendum, but if a majority of the votes cast on the question are "Against the referred law" Section 2 of this Act, with no further action required by the General Assembly, shall be null and void.

SECTION 6. AND BE IT FURTHER ENACTED, That Section 3 of this Act is contingent on Section 2 of this Act taking effect, and if Section 2 of this Act does not become effective, Section 3 of this Act, with no further action required by the General Assembly, shall be null and void.”;

and in line 12, strike “3.” and substitute “7.”.

In line 18 of the bill, after “That” insert “, subject to Section 5 of this Act and except as provided in Section 6 of this Act.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 39 Negative – 87 (See Roll Call No. 234)

FLOOR AMENDMENT

HB0655/593626/1

BY: Delegate M. Fisher

AMENDMENTS TO HOUSE BILL 655

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 3, after “commissioner” insert “in certain counties”.

On page 1 of the Committee on Ways and Means Amendments (HB0655/795968/1), in Amendment No. 1, strike beginning with “BY” in line 6 down through “2013” in line 11.

AMENDMENT NO. 2

On page 2 of the Committee on Ways and Means Amendments, in line 2 of Amendment No. 2, after “(A)” insert “(1)”; in the same line, strike “THIS” and substitute “SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THIS”; and after line 2, insert:

“(2) THIS SECTION DOES NOT APPLY TO CALVERT COUNTY.”

On pages 2 and 3 of the Committee on Ways and Means Amendments, in Amendment No. 2, strike beginning with “**Article**” in line 6 on page 2 down through “qualified.” in line 19 on page 3.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 42 Negative – 86 (See Roll Call No. 235)

FLOOR AMENDMENT

HB0655/903624/1

BY: Delegate Arentz

AMENDMENTS TO HOUSE BILL 655, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 3, after “commissioner” insert “in certain counties”.

AMENDMENT NO. 2

On page 2 of the Committee on Ways and Means Amendments (HB0655/795968/1), in line 2 of Amendment No. 2, after “COUNTIES” insert “**EXCEPT QUEEN ANNE’S COUNTY**”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 41 Negative – 86 (See Roll Call No. 236)

FLOOR AMENDMENT

HB0655/453627/1

BY: Delegate M. Fisher

AMENDMENTS TO HOUSE BILL 655, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

In line 2 of the bill, strike “**Government**” and substitute “**Elections**”; in the same line, after “**Elections**” insert “**and Montgomery County Straw Ballot**”; in the same line, strike “– **District Voting**”; and in line 5, after “elections” insert “and the holding of a straw ballot in Montgomery County”.

On page 1 of the Committee on Ways and Means Amendments (HB0655/795968/1), in line 3 of Amendment No. 1, after “of” insert “certain provisions of”; and in the same line, after “Act,” insert “requiring that a question be placed on the ballot in Montgomery County at the November general election of 2022 to determine the sense of the voters of the County on the issue of redrawing County Council districts in a certain manner; providing for the carrying out of the straw ballot;”.

AMENDMENT NO. 2

On page 6 of the Committee on Ways and Means Amendments, in line 6 of Amendment No. 2, after “That” insert “Section 1 of”; in line 11, after “Act.” insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That under the provisions of the Election Law Article, the Montgomery County Board of Elections, in consultation with the State Board of Elections, shall prepare and include on the ballot for the November general election of 2022 the following question:

“Do you favor redrawing the Montgomery County Council districts to guarantee that at least one County Council district is composed of a majority of voters who are members of the minority party?”

SECTION 4. AND BE IT FURTHER ENACTED, That the Montgomery County Board of Elections and the County Council of Montgomery County shall do those things necessary and proper to place this question on the ballot prepared for the November general election of 2022, so that each participating voter in the County may have the opportunity to cast a vote on the question. The question shall be proposed, presented, tallied, and reported in general accordance with the provisions of the Election Law Article. The vote on this question is advisory only.”;

and in line 12, strike “3.” and substitute “5.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 41 Negative – 91 (See Roll Call No. 237)

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 27

House Bill 489 – Delegate Moon

AN ACT concerning

Courts – Wiretapping – Misconduct in Office

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 128 Members present.

(See Roll Call No. 238)

RECESS

At 5:53 P.M. on motion of Delegate Luedtke the House recessed until 10:00 A.M. on Legislative Day, February 26, 2021, Calendar Day, Tuesday, March 2, 2021.

AFTER RECESS
Annapolis, Maryland
Legislative Day: February 26, 2021
Calendar Day: Tuesday, March 2, 2021

At 10:05 A.M. the House resumed its session and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 128 Members present.

(See Roll Call No. 239)

EXCUSED:

Delegate Bridges – personal

Delegate Long – illness

Delegate Thiam – late – doctor’s appointment

INTRODUCTORY HOUSE BILLS NO. 45

House Bill 1364 – Delegate Crosby

AN ACT concerning

Historic St. Mary’s City Fort to 400 Commission

FOR the purpose of establishing the Historic St. Mary’s City Fort to 400 Commission for a certain purpose; providing for the membership, chair, and staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Governor to fill a certain vacancy on the Commission under certain circumstances; providing for the duties of the Commission; requiring the Commission to establish certain advisory committees; requiring the Commission to meet at certain times; requiring the Commission to submit certain reports to the Governor and the General Assembly at certain times; defining a certain term; providing for the termination of this Act; and generally relating to the Historic St. Mary’s City Fort to 400 Commission.

BY adding to

Article – State Government

Section 9–3301 through 9–3307 to be under the new subtitle “Subtitle 33. Historic St. Mary’s City Fort to 400 Commission”

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 23

February 26, 2021

1. Del. Crosby Ridge Volunteer Fire Department APP

The preceding bond initiatives were read and referred to the Committee on Appropriations.

APPROPRIATIONS COMMITTEE REPORT NO. 4

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 73 – Delegate Krimm

AN ACT concerning

State and Local Government and Private Employers – Teleworking

HB0073/394168/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 73

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**and Private Employers**” and substitute “**and Public Institutions of Higher Education**”; in line 3, after the first “of” insert “establishing the Office of Telework Assistance in the Department of Commerce; specifying the duties of the Office; establishing the Business Telework Assistance Grant Program in the Department of Commerce; providing for the purpose of the Program; providing that a grant awarded under the Program may be used to purchase certain equipment or services; establishing that a business must develop a certain telework policy to qualify for a grant under the Program; requiring a certain business to submit a certain letter to the Department of Commerce that includes certain items within a certain period of time; requiring the”

Department of Commerce to prioritize certain businesses and consider certain factors in awarding a grant under the Program; authorizing the Department of Commerce to require a certain grant recipient to return certain funds under certain circumstances; requiring the Governor to include in the annual budget bill a certain appropriation for the Program for each fiscal year; requiring the Secretary of Commerce to adopt certain regulations;”; in line 7, strike “requiring” and substitute “authorizing”; in line 8, strike “, to the extent practicable;”; in line 10, strike the first “and” and substitute a comma; in the same line, after “House” insert “, and the presidents of each public institution of higher education”; in line 11, after “guidelines;” insert “authorizing certain officials to designate positions for which an employee would be eligible to telework and to negotiate certain criteria for designated telework positions under certain circumstances; requiring certain officials to maximize the number of employees participating in a certain telework program;”; strike beginning with the comma in line 12 down through the comma in line 13; strike beginning with “encouraging” in line 18 down through “Assembly;” in line 20 and substitute “requiring the Office of Telework Assistance to report certain information to the General Assembly on or before a certain date;”; and after line 21, insert:

“BY adding to

Article – Economic Development

Section 3–601 and 3–602 to be under the new subtitle “Subtitle 6. Office of Telework Assistance”; and 5–1701 and 5–1702 to be under the new subtitle “Subtitle 17. Business Telework Assistance Grant Program”

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 5, insert:

“Article – Economic Development

SUBTITLE 6. OFFICE OF TELEWORK ASSISTANCE.

3–601.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “OFFICE” MEANS THE OFFICE OF TELEWORK ASSISTANCE.

(C) “TELEWORK” HAS THE MEANING STATED IN § 2-308 OF THE STATE PERSONNEL AND PENSIONS ARTICLE.

3-602.

(A) THERE IS AN OFFICE OF TELEWORK ASSISTANCE WITHIN THE DEPARTMENT.

(B) THE OFFICE SHALL:

(1) ESTABLISH BEST PRACTICES FOR TELEWORK POLICIES;

(2) CONSULT WITH THE BUSINESS COMMUNITY AND OTHER GOVERNMENTAL AGENCIES, INCLUDING THE DEPARTMENT OF BUDGET AND MANAGEMENT AND THE DEPARTMENT OF INFORMATION TECHNOLOGY, AS THE OFFICE DETERMINES IS NECESSARY IN ESTABLISHING THE BEST PRACTICES;

(3) POST THE BEST PRACTICES ESTABLISHED BY THE OFFICE ON THE DEPARTMENT’S WEBSITE IN A PUBLICLY ACCESSIBLE LOCATION;

(4) ON OR BEFORE OCTOBER 1, 2021, AND EACH OCTOBER 1 THEREAFTER, ADOPT GUIDELINES ON THE BEST PRACTICES ESTABLISHED BY THE OFFICE UNDER THIS SUBTITLE; AND

(5) ASSIST PRIVATE SECTOR BUSINESS ENTITIES IN IMPLEMENTING TELEWORK POLICIES FOR THEIR EMPLOYEES.

SUBTITLE 17. BUSINESS TELEWORK ASSISTANCE GRANT PROGRAM.

5-1701.

IN THIS SUBTITLE, “PROGRAM” MEANS THE BUSINESS TELEWORK ASSISTANCE GRANT PROGRAM.

5-1702.

(A) THERE IS A BUSINESS TELEWORK ASSISTANCE GRANT PROGRAM IN THE DEPARTMENT.

(B) THE PURPOSE OF THE PROGRAM IS TO ASSIST AND SUPPORT BUSINESSES IN IMPLEMENTING TELEWORK POLICIES FOR THEIR EMPLOYEES.

(C) A GRANT AWARDED UNDER THE PROGRAM MAY BE USED TO PURCHASE HARDWARE, SOFTWARE, OR ANY OTHER TECHNICAL EQUIPMENT OR TECHNICAL SERVICES NECESSARY FOR A BUSINESS TO IMPLEMENT A TELEWORK POLICY.

(D) (1) TO QUALIFY FOR A GRANT UNDER THE PROGRAM, A BUSINESS MUST DEVELOP A TELEWORK POLICY THAT CONFORMS TO THE BEST PRACTICES ESTABLISHED BY THE OFFICE OF TELEWORK ASSISTANCE UNDER TITLE 3, SUBTITLE 6 OF THIS ARTICLE.

(2) WITHIN 1 YEAR AFTER RECEIVING A GRANT UNDER THE PROGRAM, A BUSINESS SHALL SUBMIT A LETTER TO THE DEPARTMENT THAT:

(I) DESCRIBES HOW THE GRANT FUNDING WAS USED;

(II) INCLUDES THE TELEWORK POLICY THAT WAS IMPLEMENTED USING THE GRANT FUNDING; AND

(III) INCLUDES ANY INVOICES RELATED TO THE IMPLEMENTATION OF THE TELEWORK POLICY.

(E) (1) IN AWARDING A GRANT, THE DEPARTMENT SHALL:

(I) PRIORITIZE AWARDING GRANTS TO SMALL BUSINESSES;
AND

(II) CONSIDER:

1. THE NUMBER OF EMPLOYEES IN THE BUSINESS; AND

2. THE ASSISTANCE NEEDED FOR THE BUSINESS TO IMPLEMENT A TELEWORK POLICY.

(2) THE DEPARTMENT MAY REQUIRE A GRANT RECIPIENT THAT FAILS TO FULFILL THE REQUIREMENTS OF THE GRANT TO RETURN ALL OR PART OF THE GRANT TO THE PROGRAM.

(F) FOR EACH FISCAL YEAR, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$1,000,000 FOR THE PROGRAM.

(G) THE SECRETARY SHALL ADOPT REGULATIONS NECESSARY TO CARRY OUT THIS SECTION.”;

and in line 28, strike “SHALL, TO THE EXTENT PRACTICABLE,” and substitute “**, IN ITS DISCRETION, MAY**”.

On page 3, in line 10, strike “OR”; in line 12, after “JOINTLY” insert “**;** OR

(IV) FOR EACH PUBLIC INSTITUTION OF HIGHER EDUCATION, THE PRESIDENT OF THE INSTITUTION.

(3) “PUBLIC INSTITUTION OF HIGHER EDUCATION” MEANS:

(I) A PUBLIC SENIOR HIGHER EDUCATION INSTITUTION, AS DEFINED IN § 10–101 OF THE EDUCATION ARTICLE; AND

(II) A COMMUNITY COLLEGE”;

in line 13, strike “(3)” and substitute “(4)”; in line 19, after “in” insert “:

(I)”;

in line 20, after “government;” insert “**AND**

(II) EACH PUBLIC INSTITUTION OF HIGHER EDUCATION;”;

in line 21, after “(2)” insert “(I)”; in line 22, after “systems” insert “**;** AND

(II) EACH PUBLIC INSTITUTION OF HIGHER EDUCATION”;

and in lines 25 and 27, in each instance, after “GOVERNMENT” insert “**OR PUBLIC INSTITUTION OF HIGHER EDUCATION**”.

On page 4, in line 1, strike “The head of a unit in the Executive Branch of State government may” and substitute “**EACH APPROPRIATE OFFICIAL MAY**;

(I)”;

in line 2, after “telework” insert “**;** **AND**

(II) BEGINNING FISCAL YEAR 2023, NEGOTIATE CRITERIA FOR DESIGNATED TELEWORK POSITIONS IF THE EMPLOYEES AFFECTED BY TELEWORK POLICIES ARE REPRESENTED BY AN EXCLUSIVE REPRESENTATIVE”;

in line 3, strike “A unit in the Executive Branch of State government” and substitute “**EACH APPROPRIATE OFFICIAL**”; strike beginning with the comma in line 7 down through the comma in line 8; in line 11, after “**(2)**” insert “**THE APPROPRIATE OFFICIAL FOR EACH UNIT IN THE EXECUTIVE BRANCH SHALL DEVELOP THE GUIDELINES UNDER PARAGRAPH (1) OF THIS SUBSECTION IN COORDINATION WITH THE DEPARTMENT OF INFORMATION TECHNOLOGY.**

(3)”;

in line 23, strike “**(3)**” and substitute “**(4)**”; in line 31, after “ELIGIBLE” insert “**AND PARTICIPATING**”; and in line 32, strike “PARTICIPATING”.

On page 5, strike beginning with the colon in line 1 down through “purpose” in line 8 and substitute “**, on or before December 1, 2021, the Office of Telework Assistance shall report to the General Assembly, in accordance with § 2-1257 of the State Government Article, on the best practices established under Title 3, Subtitle 6 of the Economic Development Article as enacted by this Act**”; and in line 10, strike “October” and substitute “**July**”.

The preceding 2 amendments were read only.

Delegate McIntosh moved to make the Bill and Amendments a Special Order for the end of today's business.

The motion was adopted.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 466 – Delegate Palakovich Carr

AN ACT concerning

Higher Education – Student Identification Cards – Required Information

HB0466/704660/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 466

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “hotline” insert “or crisis center”.

AMENDMENT NO. 2

On page 2, in line 2, after “**HELPLINE**” insert “**, OR AN ON-CAMPUS CRISIS CENTER THAT OPERATES 24 HOURS A DAY AND 365 DAYS A YEAR,**”; in line 4, after “**LINE,**” insert “**THE NATIONAL DOMESTIC VIOLENCE HOTLINE,**”; and in lines 4 and 5, strike “**AN ON-CAMPUS CRISIS CENTER ON THE CARD,**” and substitute “**ANY ON-CAMPUS CRISIS CENTER ON THE CARD**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 718 – Delegate Guyton

AN ACT concerning

**State Coordinator for Autism Strategy and Advisory Stakeholder Group on
Autism-Related Needs – Mandated Appropriation**

HB0718/364960/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 718

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “**Mandated Appropriation**” and substitute “**Location and Funding**”; in line 4, after “of” insert “moving the State Coordinator for Autism Strategy to the Governor’s Office of Community Initiatives;”; in line 5, strike “a certain” and substitute “an”; in line 7, strike “within the Department of Disabilities”; strike beginning with “requiring” in line 7 down through “costs;” in line 9; in the same line, strike “a mandated appropriation for”; in line 12, strike “without” and substitute “with”; in line 14, strike “and 7–112(a)”; and after line 21, insert:

“BY repealing and reenacting, without amendments,

Article – Human Services

Section 7–112(a)

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 1, strike “Department” and substitute “**GOVERNOR’S OFFICE OF COMMUNITY INITIATIVES**”; in line 2, strike “**(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, FOR**” and substitute “**FOR**”; strike beginning with “**OF**” in line 4 down through “**DEPARTMENT**” in line 5; and strike in their entirety lines 8 through 10, inclusive. The preceding 2 amendments were read only.

Delegate McIntosh moved to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was adopted.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 756 – Delegate Krimm

AN ACT concerning

**Office of Legislative Audits – Acceptance and Investigation of Allegations of
Fraud, Waste, and Abuse**

HB0756/314262/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 756

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “authorizing” in line 4 down through “circumstances;” in line 8; in line 13, after “Office” insert “of Legislative Audits”; in line 16, strike the comma and substitute “and”; strike beginning with the comma in line 17 down through “inquiries” in line 18 and substitute “; requiring the Office, in coordination with the Office of the Attorney General and the Office of the State Prosecutor, to evaluate and develop certain statutory and regulatory language; requiring the Office to report its findings to a certain committee of the General Assembly on or before a certain date”; and in line 27, strike “2–1223 and”.

AMENDMENT NO. 2

On pages 2 through 4, strike in their entirety the lines beginning with line 20 on page 2 through line 11 on page 4, inclusive.

On page 5, in line 19, after “**ABUSE;**” insert “AND”; in line 23, strike the semicolon and substitute a period; strike in their entirety lines 24 through 30, inclusive; after line 30, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The Office of Legislative Audits shall, in consultation with the Office of the Attorney General and the Office of the State Prosecutor, evaluate and develop appropriate statutory or regulatory language to:

(1) enhance the authority, duties, and powers of the Office of Legislative Audits related to investigations of acts or allegations of fraud, waste, or abuse conducted under its authority under § 2–1220 of the State Government Article;

(2) coordinate and cooperate with appropriate prosecutorial entities to maximize the effectiveness of investigations of acts or allegations of fraud, waste, or abuse conducted by the Office of Legislative Audits; and

(3) require State agencies to report any instance of possible criminal or unethical behavior in the obligation, expenditure, receipt, or use of State resources at the agency to the Office of Legislative Audits, unless otherwise prohibited by law.

(b) On or before December 1, 2021, the Office of Legislative Audits shall, in accordance with § 2–1257 of the State Government Article, report on the findings under subsection (a) of this section to the Joint Audit and Evaluation Committee.”;

and in line 31, strike “2.” and substitute “3.”.

The preceding 2 amendments were read only.

Delegate McIntosh moved to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was adopted.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 887 – Delegate Chang

AN ACT concerning

State Debt – Annuity Bond Fund – Use of Bond Premiums

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

House Bill 73 – Delegate Krimm

AN ACT concerning

State and Local Government and Private Employers – Teleworking

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

HB0073/394168/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 73
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**and Private Employers**” and substitute “**and Public Institutions of Higher Education**”; in line 3, after the first “of” insert “establishing the Office of Telework Assistance in the Department of Commerce; specifying the duties of the Office; establishing the Business Telework Assistance Grant Program in the Department of Commerce; providing for the purpose of the Program; providing that a grant awarded under the Program may be used to purchase certain equipment or services; establishing that a business must develop a certain telework policy to qualify for a grant under the Program; requiring a certain business to submit a certain letter to the Department of Commerce that includes certain items within a certain period of time; requiring the Department of Commerce to prioritize certain businesses and consider certain factors in awarding a grant under the Program; authorizing the Department of Commerce to require a certain grant recipient to return certain funds under certain circumstances; requiring the Governor to include in the annual budget bill a certain appropriation for the Program for each fiscal year; requiring the Secretary of Commerce to adopt certain regulations;”; in line 7, strike “requiring” and substitute “authorizing”; in line 8, strike “, to the extent practicable,”; in line 10, strike the first “and” and substitute a comma; in the same line, after “House” insert “, and the presidents of each public institution of higher education”; in line 11, after “guidelines;” insert “authorizing certain officials to designate positions for which an employee would be eligible to telework and to negotiate certain criteria for designated telework positions under certain circumstances; requiring certain officials to maximize the number of employees participating in a certain telework program;”; strike beginning with the comma in line 12 down through the comma in line 13; strike beginning with “encouraging” in line 18 down through “Assembly;” in line 20 and substitute “requiring the Office of Telework Assistance to report certain information to the General Assembly on or before a certain date;”; and after line 21, insert:

“BY adding to

Article – Economic Development

Section 3–601 and 3–602 to be under the new subtitle “Subtitle 6. Office of Telework Assistance”; and 5–1701 and 5–1702 to be under the new subtitle “Subtitle 17. Business Telework Assistance Grant Program”

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 5, insert:

“Article – Economic Development

SUBTITLE 6. OFFICE OF TELEWORK ASSISTANCE.

3–601.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “OFFICE” MEANS THE OFFICE OF TELEWORK ASSISTANCE.

(C) “TELEWORK” HAS THE MEANING STATED IN § 2–308 OF THE STATE PERSONNEL AND PENSIONS ARTICLE.

3–602.

(A) THERE IS AN OFFICE OF TELEWORK ASSISTANCE WITHIN THE DEPARTMENT.

(B) THE OFFICE SHALL:

(1) ESTABLISH BEST PRACTICES FOR TELEWORK POLICIES;

(2) CONSULT WITH THE BUSINESS COMMUNITY AND OTHER GOVERNMENTAL AGENCIES, INCLUDING THE DEPARTMENT OF BUDGET AND

MANAGEMENT AND THE DEPARTMENT OF INFORMATION TECHNOLOGY, AS THE OFFICE DETERMINES IS NECESSARY IN ESTABLISHING THE BEST PRACTICES;

(3) POST THE BEST PRACTICES ESTABLISHED BY THE OFFICE ON THE DEPARTMENT’S WEBSITE IN A PUBLICLY ACCESSIBLE LOCATION;

(4) ON OR BEFORE OCTOBER 1, 2021, AND EACH OCTOBER 1 THEREAFTER, ADOPT GUIDELINES ON THE BEST PRACTICES ESTABLISHED BY THE OFFICE UNDER THIS SUBTITLE; AND

(5) ASSIST PRIVATE SECTOR BUSINESS ENTITIES IN IMPLEMENTING TELEWORK POLICIES FOR THEIR EMPLOYEES.

SUBTITLE 17. BUSINESS TELEWORK ASSISTANCE GRANT PROGRAM.

5-1701.

IN THIS SUBTITLE, “PROGRAM” MEANS THE BUSINESS TELEWORK ASSISTANCE GRANT PROGRAM.

5-1702.

(A) THERE IS A BUSINESS TELEWORK ASSISTANCE GRANT PROGRAM IN THE DEPARTMENT.

(B) THE PURPOSE OF THE PROGRAM IS TO ASSIST AND SUPPORT BUSINESSES IN IMPLEMENTING TELEWORK POLICIES FOR THEIR EMPLOYEES.

(C) A GRANT AWARDED UNDER THE PROGRAM MAY BE USED TO PURCHASE HARDWARE, SOFTWARE, OR ANY OTHER TECHNICAL EQUIPMENT OR TECHNICAL SERVICES NECESSARY FOR A BUSINESS TO IMPLEMENT A TELEWORK POLICY.

(D) (1) TO QUALIFY FOR A GRANT UNDER THE PROGRAM, A BUSINESS MUST DEVELOP A TELEWORK POLICY THAT CONFORMS TO THE BEST PRACTICES ESTABLISHED BY THE OFFICE OF TELEWORK ASSISTANCE UNDER TITLE 3, SUBTITLE 6 OF THIS ARTICLE.

(2) WITHIN 1 YEAR AFTER RECEIVING A GRANT UNDER THE PROGRAM, A BUSINESS SHALL SUBMIT A LETTER TO THE DEPARTMENT THAT:

(I) DESCRIBES HOW THE GRANT FUNDING WAS USED;

(II) INCLUDES THE TELEWORK POLICY THAT WAS IMPLEMENTED USING THE GRANT FUNDING; AND

(III) INCLUDES ANY INVOICES RELATED TO THE IMPLEMENTATION OF THE TELEWORK POLICY.

(E) (1) IN AWARDING A GRANT, THE DEPARTMENT SHALL:

(I) PRIORITIZE AWARDING GRANTS TO SMALL BUSINESSES;

AND

(II) CONSIDER:

1. THE NUMBER OF EMPLOYEES IN THE BUSINESS; AND

2. THE ASSISTANCE NEEDED FOR THE BUSINESS TO IMPLEMENT A TELEWORK POLICY.

(2) THE DEPARTMENT MAY REQUIRE A GRANT RECIPIENT THAT FAILS TO FULFILL THE REQUIREMENTS OF THE GRANT TO RETURN ALL OR PART OF THE GRANT TO THE PROGRAM.

(F) FOR EACH FISCAL YEAR, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$1,000,000 FOR THE PROGRAM.

(G) THE SECRETARY SHALL ADOPT REGULATIONS NECESSARY TO CARRY OUT THIS SECTION.”;

and in line 28, strike “SHALL, TO THE EXTENT PRACTICABLE,” and substitute “, IN ITS DISCRETION, MAY”.

On page 3, in line 10, strike “OR”; in line 12, after “JOINTLY” insert “; OR”

(IV) FOR EACH PUBLIC INSTITUTION OF HIGHER EDUCATION, THE PRESIDENT OF THE INSTITUTION.

(3) “PUBLIC INSTITUTION OF HIGHER EDUCATION” MEANS:

(I) A PUBLIC SENIOR HIGHER EDUCATION INSTITUTION, AS DEFINED IN § 10–101 OF THE EDUCATION ARTICLE; AND

(II) A COMMUNITY COLLEGE”;

in line 13, strike “(3)” and substitute “(4)”; in line 19, after “in” insert “;”

(I);

in line 20, after “government;” insert “AND”

(II) EACH PUBLIC INSTITUTION OF HIGHER EDUCATION;”;

in line 21, after “(2)” insert “(I)”; in line 22, after “systems” insert “; AND”

(II) EACH PUBLIC INSTITUTION OF HIGHER EDUCATION”;

and in lines 25 and 27, in each instance, after “GOVERNMENT” insert “OR PUBLIC INSTITUTION OF HIGHER EDUCATION”.

On page 4, in line 1, strike “The head of a unit in the Executive Branch of State government may” and substitute “EACH APPROPRIATE OFFICIAL MAY:”

(I);

in line 2, after “telework” insert “; AND”

(II) BEGINNING FISCAL YEAR 2023, NEGOTIATE CRITERIA FOR DESIGNATED TELEWORK POSITIONS IF THE EMPLOYEES AFFECTED BY TELEWORK POLICIES ARE REPRESENTED BY AN EXCLUSIVE REPRESENTATIVE”;

in line 3, strike “A unit in the Executive Branch of State government” and substitute “**EACH APPROPRIATE OFFICIAL**”; strike beginning with the comma in line 7 down through the comma in line 8; in line 11, after “**(2)**” insert “**THE APPROPRIATE OFFICIAL FOR EACH UNIT IN THE EXECUTIVE BRANCH SHALL DEVELOP THE GUIDELINES UNDER PARAGRAPH (1) OF THIS SUBSECTION IN COORDINATION WITH THE DEPARTMENT OF INFORMATION TECHNOLOGY.**”

(3)”;

in line 23, strike “**(3)**” and substitute “**(4)**”; in line 31, after “**ELIGIBLE**” insert “**AND PARTICIPATING**”; and in line 32, strike “**PARTICIPATING**”.

On page 5, strike beginning with the colon in line 1 down through “purpose” in line 8 and substitute “**, on or before December 1, 2021, the Office of Telework Assistance shall report to the General Assembly, in accordance with § 2–1257 of the State Government Article, on the best practices established under Title 3, Subtitle 6 of the Economic Development Article as enacted by this Act**”; and in line 10, strike “October” and substitute “**July**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

House Bill 718 – Delegate Guyton

AN ACT concerning

**State Coordinator for Autism Strategy and Advisory Stakeholder Group on
Autism-Related Needs – Mandated Appropriation**

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

HB0718/364960/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 718

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “**Mandated Appropriation**” and substitute “**Location and Funding**”; in line 4, after “of” insert “moving the State Coordinator for Autism Strategy to the Governor’s Office of Community Initiatives;”; in line 5, strike “a certain” and substitute “an”; in line 7, strike “within the Department of Disabilities”; strike beginning with “requiring” in line 7 down through “costs;” in line 9; in the same line, strike “a mandated appropriation for”; in line 12, strike “without” and substitute “with”; in line 14, strike “and 7–112(a)”; and after line 21, insert:

“BY repealing and reenacting, without amendments,

Article – Human Services

Section 7–112(a)

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 1, strike “Department” and substitute “**GOVERNOR’S OFFICE OF COMMUNITY INITIATIVES**”; in line 2, strike “**(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, FOR**” and substitute “**FOR**”; strike beginning with “**OF**” in line 4 down through “**DEPARTMENT**” in line 5; and strike in their entirety lines 8 through 10, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS**House Bill 756 – Delegate Krimm**

AN ACT concerning

**Office of Legislative Audits – Acceptance and Investigation of Allegations of
Fraud, Waste, and Abuse**

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

HB0756/314262/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 756

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “authorizing” in line 4 down through “circumstances;” in line 8; in line 13, after “Office” insert “of Legislative Audits”; in line 16, strike the comma and substitute “and”; strike beginning with the comma in line 17 down through “inquiries” in line 18 and substitute “; requiring the Office, in coordination with the Office of the Attorney General and the Office of the State Prosecutor, to evaluate and develop certain statutory and regulatory language; requiring the Office to report its findings to a certain committee of the General Assembly on or before a certain date”; and in line 27, strike “2–1223 and”.

AMENDMENT NO. 2

On pages 2 through 4, strike in their entirety the lines beginning with line 20 on page 2 through line 11 on page 4, inclusive.

On page 5, in line 19, after “**ABUSE;**” insert “**AND**”; in line 23, strike the semicolon and substitute a period; strike in their entirety lines 24 through 30, inclusive; after line 30, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The Office of Legislative Audits shall, in consultation with the Office of the Attorney General and the Office of the State Prosecutor, evaluate and develop appropriate statutory or regulatory language to:

(1) enhance the authority, duties, and powers of the Office of Legislative Audits related to investigations of acts or allegations of fraud, waste, or abuse conducted under its authority under § 2–1220 of the State Government Article;

(2) coordinate and cooperate with appropriate prosecutorial entities to maximize the effectiveness of investigations of acts or allegations of fraud, waste, or abuse conducted by the Office of Legislative Audits; and

(3) require State agencies to report any instance of possible criminal or unethical behavior in the obligation, expenditure, receipt, or use of State resources at the agency to the Office of Legislative Audits, unless otherwise prohibited by law.

(b) On or before December 1, 2021, the Office of Legislative Audits shall, in accordance with § 2–1257 of the State Government Article, report on the findings under subsection (a) of this section to the Joint Audit and Evaluation Committee.”;

and in line 31, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate M. Fisher moved to make the Bill a Special Order for next session.

The motion was adopted.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 10

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 248 – Delegate Shetty

AN ACT concerning

Condominiums and Homeowners Associations – Rights and Restrictions – Composting

HB0248/660719/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 248
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “restricting or prohibiting” and substitute “prohibiting or unreasonably restricting”.

AMENDMENT NO. 2

On page 2 in line 21, and on page 3 in line 17, in each instance, strike “RESTRICT OR PROHIBIT” and substitute “PROHIBIT OR UNREASONABLY RESTRICT”.

AMENDMENT NO. 3

On page 3, after line 14, insert:

“(4) “LOCAL JURISDICTION” MEANS THE COUNTY OR MUNICIPALITY WHERE THE HOMEOWNERS ASSOCIATION IS LOCATED.”;

in line 19, strike “OWNS” and substitute “:

(I) OWNS”;

and in line 21, strike “OR” and substitute “AND

(II) OBSERVES ALL LAWS, ORDINANCES, AND REGULATIONS OF THE STATE AND LOCAL JURISDICTION THAT PERTAIN TO COMPOSTING; OR”.

AMENDMENT NO. 4

On page 2, strike beginning with the colon in line 21 down through “CONTRACTING” in line 26 and substitute “CONTRACTING”.

On page 3, in line 7, strike “(B)(2)” and substitute “(B)”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 541 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Residential Property Sales – School District Information

MC 01–21

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 784 – Delegate Terrasa

AN ACT concerning

Residential Construction – Electric Vehicle Charging

HB0784/540514/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 784

(First Reading File Bill)

On page 2, strike in their entirety lines 5 and 6, and substitute:

“(4) “LEVEL 2 CHARGING” MEANS THAT THE CHARGING CAPABILITY OF THE ELECTRIC VEHICLE CHARGING STATION:

(I) INCLUDES THE ABILITY TO CHARGE A BATTERY OR ANY OTHER ENERGY STORAGE DEVICE IN AN ELECTRIC VEHICLE THROUGH MEANS OF AN ALTERNATING CURRENT ELECTRICAL SERVICE WITH A MINIMUM OF 208 VOLTS; AND

(II) MEETS APPLICABLE INDUSTRY SAFETY STANDARDS.”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Delegate Barve moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 31

House Bill 449 – Delegate Bartlett

AN ACT concerning

Family Law – Marriage – Licenses and Records

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

FLOOR AMENDMENT

HB0449/243523/1

BY: Delegate Parrott

AMENDMENT TO HOUSE BILL 449

(First Reading File Bill)

On page 1, in line 22, in each instance, strike the bracket; and in line 23, before “PARTY” insert “OR”.

On page 2, in line 2, in each instance, strike the bracket; in line 3, before “PARTY” insert “OR”; in line 21, in each instance, strike the bracket; in the same line, before “PARTY” insert “OR”; in line 22, strike “ONE”; in line 24, in each instance, strike the bracket; in the same line, before “PARTY” insert “OR”; and in line 25, strike “TWO”.

On page 3, in line 3, in each instance, strike the bracket; in the same line, before “PARTY” insert “OR”; in the same line, strike “ONE”; in the same line, after “wife” insert “OR”; and in line 4, strike “TWO”.

The preceding amendment was withdrawn.

FLOOR AMENDMENT

HB0449/213225/1

BY: Delegate Parrott

AMENDMENT TO HOUSE BILL 449

(First Reading File Bill)

On page 1, in line 22, in each instance, strike the bracket; and in line 23, strike “PARTY” and substitute “, WIFE, OR PARTY”.

On page 2, in line 2, in each instance, strike the bracket; in line 3, strike “PARTY” and substitute “, HUSBAND, OR PARTY”; in line 21, in each instance, strike the bracket; in the same line, strike “PARTY” and substitute “, WIFE, OR PARTY”; in line 25, in each instance, strike the bracket; and in the same line, strike “PARTY” and substitute “, HUSBAND, OR PARTY”.

On page 3, in line 9, in each instance, strike the bracket; in the same line, strike the first “PARTY” and substitute “, WIFE, OR PARTY”; and in the same line, strike “PARTY” and substitute “, HUSBAND, OR PARTY”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 40 Negative – 93 (See Roll Call No. 240)

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

House Bill 784 – Delegate Terrasa

AN ACT concerning

Residential Construction – Electric Vehicle Charging

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate Luedtke moved to make the Bill a Special Order for next session.

The motion was adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 241)

RECESS

At 11:03 A.M. on motion of Delegate Luedtke the House recessed until 11:18 A.M. on Legislative Day, February 26, 2021, Calendar Day, Tuesday, March 2, 2021.

AFTER RECESS
Annapolis, Maryland
Legislative Day: February 26, 2021
Calendar Day: Tuesday, March 2, 2021

At 11:36 A.M. the House resumed its session and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 131 Members present.

(See Roll Call No. 242)

EXCUSED:

Delegate Bridges – personal

Delegate Kipke – business

Delegate Long – illness

SPECIAL ORDERS

House Bill 784 – Delegate Terrasa

AN ACT concerning

Residential Construction – Electric Vehicle Charging

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate Barve moved to make the Bill a Special Order for next session.

The motion was adopted.

BOND INITIATIVES

Introductory House Bond Initiatives No. 24

February 26, 2021

1.	Del. Henson	YWCA Domestic Violence Safe House Shelter	APP
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Feb. 26, 2021

Maryland House of Delegates

1449

2. Del. D. Jones Anne Arundel County Community Garden APP

The preceding bond initiatives were read and referred to the Committee on Appropriations.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 243)

ADJOURNMENT

At 11:45 A.M. on motion of Delegate Luedtke the House adjourned until 10:00 A.M. on Legislative Day February 27, 2021, Calendar Day, Wednesday, March 3, 2021.

Annapolis, Maryland
Legislative Day: February 27, 2021
Calendar Day: Wednesday, March 3, 2021
10:00 A.M. Session

The House met at 10:01 A.M. and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 115 Members present.

(See Roll Call No. 244)

EXCUSED:

Delegate Anderson – illness
Delegate Atterbeary – late – illness
Delegate Kelly – late – traffic
Delegate Long – illness
Delegate Lopez – medical
Delegate Metzgar – doctor’s appointment
Delegate Proctor – illness

The Journal of February 27, 2021 was read and approved.

MESSAGE FROM THE SENATE
INTRODUCTORY SENATE BILLS NO. 9

Senate Bill 2 – Senators McCray, Benson, Carter, and Lam

EMERGENCY BILL

AN ACT concerning

Maryland Environmental Service Reform Act of 2021

FOR the purpose of altering the type of membership position the Executive Director of the Maryland Environmental Service holds on the Board of Directors of the Maryland Environmental Service from being a voting member to being a nonvoting member; removing the ~~Director and Deputy Director of the Maryland Environmental Service~~ from the Board of Directors of the Maryland Environmental Service; requiring the Secretary and the Treasurer of the Service to be selected by the Board from among the Board’s members; providing that the Secretary and the Treasurer serve at the pleasure of the Board; providing for the compensation of the Secretary and the

Treasurer; altering the size ~~and~~, membership, and qualifications of the Board; requiring a certain member of the Board to be selected from a certain list of recommendations; prohibiting the Executive Director and State Treasurer from serving as the Secretary, Treasurer, or Chair of the Board; requiring the Executive Director to present certain expense information at each regular meeting of the Board; prohibiting the Governor from appointing a certain employee to the Board; altering the number of members that constitutes a quorum for the transaction of business of the Board; ~~altering the number of votes necessary for certain actions of the Board~~; requiring the Board to select a Chair from among the Board's members; requiring the voting members of the Board to establish certain criteria and procedures for evaluating the Executive Director in a certain manner and to publish the criteria and procedures on the Service's website; authorizing the Secretary to delegate certain duties to a certain person under certain circumstances; requiring the approval of the Board before the Service may employ certain counsel; requiring the approval of the Board on certain expenditures that exceed a certain amount; requiring the Service to notify the Board of a certain expenditure; altering certain requirements for submitting a certain budget of the Service to the Department of Budget and Management; requiring the Board to establish a personnel system in accordance with certain provisions of law and that includes certain procedures for the redress of certain discipline or discharge; requiring the Service to take certain actions for certain open positions in the Service; authorizing employees of the Service to enter into certain collective bargaining agreements in accordance with certain provisions of law; requiring the Board to adopt, on or before a certain date, a certain conflict of interest policy for members of the Board and to send the conflict of interest policy to the President of the Senate and the Speaker of the House under certain circumstances; requiring Board members to observe a certain standard of care; prohibiting the Board from awarding a severance package to a certain executive under certain circumstances; requiring a certain former executive to reimburse the Service for the value of a certain severance package within a certain amount of time under certain circumstances; requiring the Executive Director to appoint a Diversity Officer for certain purposes; requiring the Board to adopt or readopt policies, consistent with certain provisions of this Act, governing certain matters on or before a certain date; requiring the Board to periodically review and revise certain policies; requiring the Board to submit a certain report to certain committees of the General Assembly in accordance with certain provisions of law on or before a certain date and within a certain number of days after a certain policy is revised; requiring Board members, the Executive Director, and the Deputy Director to receive annual training on certain topics; requiring the Board to make a certain annual report to the General Assembly in accordance with a certain provision of law on or before certain dates; requiring the Board to make publicly available on the Service's website certain agendas, meeting minutes, and videos within certain timeframes; requiring the Service to maintain on its website certain meeting minutes and video recordings for certain periods of time; providing for the citation to certain provisions of this Act; requiring the Board to obtain a certain assessment of the Board's operations on or before certain dates; requiring the Board to review a certain assessment and make certain changes or recommendations; requiring the Board to submit a certain assessment to the Governor and the General Assembly; requiring the Service to post

a copy of a certain assessment on the Service’s website in a certain manner; requiring the review and approval of the Board of Public Works on certain contracts, subject to certain exceptions; requiring the Service to obtain a certain audit to be reviewed by the Board in a certain manner; requiring the Service to provide a copy of a certain audit and certain information to the Department of Budget and Management; requiring the Board to post a certain audit on the Service’s website in a certain manner; applying certain provisions of the State Personnel and Pensions Article to employees of the Service; authorizing the State Labor Relations Board to designate a certain number of bargaining units for certain employees; requiring and authorizing the Service to take certain actions related to the provision of certain employee information under certain circumstances and certain new employee programs; requiring the Board to participate as a party in certain bargaining under certain circumstances; requiring a certain memorandum of understanding to be executed by the Board; requiring a certain employee to provide certain proof to the Board under certain circumstances; prohibiting a certain employee from being required to negotiate over a certain matter; authorizing a certain employee to negotiate and reach an agreement on a certain matter under certain circumstances; requiring a certain memorandum of understanding to be ratified by the Board and a certain majority; authorizing an exclusive representative to file a certain action against the Service; repealing the definition of “Director” and replacing it with the definition of “Executive Director”; altering a certain definition; providing for the terms of certain Board members; requiring the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, to correct any cross-references or terminology rendered incorrect by this Act and to describe any corrections made in an editor’s note following the section affected; making this Act an emergency measure; making technical, stylistic, and conforming changes; and generally relating to the Maryland Environmental Service.

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 3–101(a), and (b), and ~~(f)~~

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing

Article – Natural Resources

Section 3–101(f)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 3–101(g) and (p), 3–103, 3–103.1(b) and ~~(e)(8), and (c)(4) and (8), 3–106(a) and (b), 3–107, 3–109(c)(3), and 3–126(d)~~

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – Natural Resources
Section 3–101(g) and 3–103.3 through 3–103.5
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – State Personnel and Pensions
Section 3–101(a) and 3–208(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions
Section 3–101(b), 3–102(a), 3–205(a) and (c), 3–208(a), (c), and (d), 3–307, 3–405(a),
3–501(a) and (d), 3–502(b) and (c), 3–601, and 3–603(c)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY adding to

Article – State Personnel and Pensions
Section 3–205(d)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations and the Committee on Environment and Transportation.

Senate Bill 52 – Senator Washington

AN ACT concerning

Public Health – Maryland Commission on Health Equity (The Shirley Nathan–Pulliam Health Equity Act of 2021)

FOR the purpose of requiring the State designated exchange to participate in a certain advisory committee, maintain a certain data set, and provide certain data under certain circumstances; authorizing the State designated health exchange to use certain data for a certain purpose under certain circumstances; establishing the Maryland Commission on Health Equity; providing for the purpose, composition, chair, and staffing of the Commission; requiring, to the extent practicable, the Commission to reflect a certain diversity; providing that a majority of the members present at a meeting constitutes a quorum; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; specifying the duties of the Commission; authorizing the Commission to establish certain advisory committees for a certain purpose; providing that a certain

advisory committee may include individuals who are not members of the Commission; requiring the Commission to, in coordination with the State designated exchange, establish a certain advisory committee including certain representatives; requiring a certain advisory committee to define the parameters of a certain data set; requiring the data set to include data from certain sources; requiring that certain data be reported in a certain manner; requiring that a certain recommendation comply with certain laws; authorizing the Commission to request certain data; requiring that certain data be provided to the Commission or the State designated exchange under certain circumstances; authorizing the Commission to publish or provide to the public certain data under certain circumstances; requiring the Commission to submit a certain report to the Governor and the General Assembly on or before a certain date each year; defining certain terms; requiring the Commission to conduct a certain study and make certain findings and recommendations on or before a certain date and to include the findings and recommendations in a certain annual report; and generally relating to the Maryland Commission on Health Equity.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 4–302.3
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to
Article – Health – General
Section 13–4201 through 13–4207 to be under the new subtitle “Subtitle 42.
Maryland Commission on Health Equity”
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 127 – Senators Patterson and Augustine

AN ACT concerning

Institutions of Higher Education – Use of Criminal History in Admission – Modifications

FOR the purpose of prohibiting an institution of higher education from using certain third-party admissions application information about the criminal background of the applicant to deny admission; altering a certain process in using certain information about an applicant’s criminal history to make a certain determination; authorizing an institution of higher education to develop a process for determining or restricting access to campus residency for certain students convicted of certain crimes; making conforming changes; and generally relating to the use of criminal history in the admission of students to institutions of higher education.

BY repealing and reenacting, with amendments,
Article – Education
Section 26–503 through 26–505
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 135 – Senator Klausmeier

AN ACT concerning

Business Regulation – Battery–Charged Fence Security Systems – Regulation

FOR the purpose of authorizing a local government to require that certain persons who provide battery–charged fence security systems comply with certain laws, require certain persons who operate or install certain security systems to obtain certain registrations or permits, require a certain installer to submit a certain affidavit, and conduct a certain inspection; authorizing a local government to issue a citation under certain circumstances; prohibiting a local government from imposing certain additional requirements on certain persons, requiring a certain person to obtain certain permits or pay certain fees, or prohibiting the use of a battery–charged fence security system for a certain purpose; providing for the applicability of certain provisions of law; defining a certain term; and generally relating to battery–charged fence security systems.

BY adding to
Article – Business Regulation
Section 19–902
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 150 – Senator Sydnor

AN ACT concerning

Baltimore County – Board of Education – Membership and Election of Officers

FOR the purpose of altering the number of members serving on the Baltimore County Board of Education; requiring the Baltimore County Executive to appoint one member of the county board within a certain period of time; requiring the Baltimore County School Board Nominating Commission to recommend county board nominees to the County Executive; requiring the County Executive to appoint a member of the county board from a list provided by the Commission; requiring the County

Executive to return the list of nominees to the Commission in certain circumstances; altering the number of votes required for the members of the ~~Baltimore County Board of Education~~ county board to elect a chair and vice chair; making conforming changes; and generally relating to the membership and election of officers for the Baltimore County Board of Education.

BY repealing and reenacting, with amendments,
Article – Education
Section 3–2B–01, 3–2B–03, 3–2B–04, and 3–2B–09(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 153 – ~~Senator Eckardt~~ Senators Eckardt, Hershey, and Jennings

AN ACT concerning

Renewable Energy Portfolio Standard – Municipal Electric Utilities

FOR the purpose of setting the renewable energy portfolio standard for municipal electric utilities for certain years; and generally relating to the renewable energy portfolio standard.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–703(e)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 168 – Senator Eckardt

AN ACT concerning

Public Health – Maryland Suicide Fatality Review Committee

FOR the purpose of establishing the Maryland Suicide Fatality Review Committee; providing for the purpose of the Committee; providing for the composition, chair, and staffing of the Committee; requiring all members of the Committee to be voting members; providing for the term and manner of filling vacancies of certain members of the Committee; prohibiting a member of the Committee from receiving certain compensation, but authorizing the reimbursement of certain expenses; authorizing the Committee to hire staff or consultants under certain circumstances; requiring the Committee to meet a minimum number of times each year, make certain determinations, report at least annually to the Governor and the General Assembly

on certain matters, perform certain annual studies, and disseminate certain findings and recommendations to certain persons; authorizing the Committee to make certain information available periodically and in a certain manner; requiring that a certain person have certain immunity from liability under certain circumstances; providing that the Committee is a certain public health authority; requiring certain persons to provide the Committee access to certain records in a certain manner under certain circumstances; authorizing the Committee to request that a certain person provide certain information; authorizing the Committee to share certain information with certain persons; requiring the Committee to ~~interact and collaborate~~ coordinate with certain review teams for ~~a certain purpose~~ purposes; requiring that certain information and records be kept confidential and exempt from certain disclosure; prohibiting certain information and records from being subject to discovery or introduction into evidence in any proceedings; authorizing the disclosure of certain information in a certain manner and for a certain purpose; providing that certain records are subject to certain additional limitations; requiring that certain meetings be closed to the public; establishing that certain meetings are not subject to certain provisions of law; prohibiting certain persons from releasing to the public or the news media certain information or testifying in any proceeding about certain information; requiring certain persons to sign a certain statement; providing for the construction of this Act; authorizing the Maryland Department of Health to adopt certain regulations; establishing a certain short title; defining a certain term; and generally relating to the Maryland Suicide Fatality Review Committee.

BY repealing and reenacting, without amendments,

Article – Courts and Judicial Proceedings

Section 5–637

Annotated Code of Maryland

(2020 Replacement Volume)

BY adding to

Article – Health – General

Section 5–1001 through 5–1009 to be under the new subtitle “Subtitle 10. Maryland Suicide Fatality Review Committee”

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 1–401(a)(1) and (3), (b), and (c)

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 185 – Senators Kagan and Reilly

AN ACT concerning

Financial Institutions – Security Questions and Measures

FOR the purpose of requiring a financial institution that requires a customer to provide an answer to a security question for a certain purpose to allow a customer to choose from at least a certain number of security questions options for each required security question; providing for the application of this Act; and generally relating to securing the information of customers of financial institutions.

BY adding to

Article – Financial Institutions

Section 1–212

Annotated Code of Maryland

(2020 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 204 – Senator Beidle

AN ACT concerning

Health Care Facilities – Assisted Living Programs – ~~Memory Care and Alzheimer’s Disease Unit~~ Regulations

FOR the purpose of requiring that the Maryland Department of Health adopt certain regulations that establish specific standards governing memory care and Alzheimer’s disease units in assisted living programs, ~~including certain training requirements, certain staffing pattern requirements, certain activity requirements, certain admissions and discharge criteria, and certain other procedures,~~ and that require compliance by assisted living programs with the standards; ~~defining certain terms~~ defining a certain term; requiring the Department to adopt certain regulations on or before a certain date; and generally relating to assisted living programs.

BY adding to

Article – Health – General

Section 19–1805(c)

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 314 – ~~Senator McCray~~ Senators McCray and Elfreth

AN ACT concerning

Board of Revenue Estimates and Bureau of Revenue Estimates – Organization and Operations

FOR the purpose of requiring the Comptroller, with certain approval, to appoint the Chief of the Bureau of Revenue Estimates from a list of certain candidates; requiring the Chief to appoint a certain number of analysts and a Deputy Chief; ~~requiring that the Chief and Deputy Chief be members of the Maryland Executive Pay Plan with salaries set within the limits of certain scales of the Plan;~~ requiring a certain report to be reviewed and approved by the Revenue Monitoring Committee before certain estimates may be formally adopted by the Board of Revenue Estimates; requiring the Bureau to submit a certain report to the Board of Revenue Estimates by a certain date that allows the Board to meet ~~prior to~~ before the passage of the annual budget bill in the first chamber of the General Assembly to vote on the budget bill in that year; requiring the Bureau, on or before a certain date each year, to submit a certain report to the Governor and the General Assembly on the strengths and weaknesses of the Bureau during a certain period of time; requiring the Department of Legislative Services, on or before a certain date each year, to submit a certain report to the General Assembly on the operations of the Bureau; requiring the report produced by the Department to cover a certain period of time; requiring the Consensus Revenue Monitoring and Forecasting Group to review and evaluate certain candidates before a new Chief is appointed; requiring the Comptroller and the Bureau to provide research and analysis of certain issues to certain persons under certain circumstances; requiring the Board, on or before a certain date each year and in coordination with the Chief, to schedule certain meetings; authorizing the Board to reschedule a certain meeting under certain circumstances; requiring a certain notice to be posted to a certain website and include a certain statement; requiring the Board to develop and maintain a website that provides access to certain information, links, and reports; and generally relating to the organization and operations of the Bureau of Revenue Estimates and the Board of Revenue Estimates.

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 6–101, 6–104(b)(1), and 6–105(a)(1) and (2) and (b)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–103, 6–104(b)(2), 6–105(e) and (f), and 6–106
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–104(f) and (g)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means and the Committee on Appropriations.

Senate Bill 323 – ~~Senator Elfreth~~ Senators Elfreth, Griffith, Guzzone, King, McCray, Peters, Rosapepe, Young, and Zucker

AN ACT concerning

Maryland Arts Capital Grant Program

FOR the purpose of establishing the Maryland Arts Capital Grant Program; requiring the Maryland State Arts Council to administer the Program and hire a certain coordinator; requiring the Governor, for certain fiscal years, to include in the State operating or capital budget an annual appropriation of at least a certain amount for the Program; authorizing certain organizations to apply for certain grants; prohibiting certain organizations from receiving from the Council, in any fiscal year, a grant for a single project that exceeds a certain amount; ~~requiring certain organizations, under certain circumstances, to match a certain amount of the grant awarded;~~ authorizing the Council, under certain circumstances, to waive the match requirement; requiring the Council to establish a competitive application process for the Program; providing for the contents of the application; requiring the Department of Commerce to establish, by regulation, a quantitative system to evaluate each application that takes into account certain information; requiring the Council and a grant recipient to execute a certain program agreement; stating the intent of the General Assembly; and generally relating to the Maryland Arts Capital Grant Program.

BY adding to

Article – Economic Development

Section 4–514

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 375 – Senator Kagan

AN ACT concerning

Agriculture – Neonicotinoid Pesticides – Sale and Storage

FOR the purpose of restricting a person that sells a neonicotinoid pesticide under certain provisions of law to selling a neonicotinoid pesticide only to a certain certified applicator or farmer; requiring a person selling a neonicotinoid pesticide to store a neonicotinoid pesticide in a certain manner; making stylistic and conforming changes; defining certain terms; and generally relating to neonicotinoid pesticides.

BY repealing and reenacting, without amendments,
Article – Agriculture
Section 5–201(a), (c), and (r)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 5–2A–01 and 5–2A–02
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 428 – Senator Kelley

AN ACT concerning

Public Utilities – Annual Reports

FOR the purpose of altering the due dates of certain annual reports prepared by the Public Service Commission; altering the due date of a certain report by the Department of Housing and Community Development relating to the Electric Universal Service Program; and generally relating to public utilities and annual reports.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 2–122, 7–211(k), and 7–512.1(c) and (d)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 429 – Senator Kelley

AN ACT concerning

For–Hire Driving and Vehicles – Requirements

FOR the purpose of altering the requirements for submission of certain photographs by certain applicants for a for–hire driver’s license to the Public Service Commission; requiring certain applicants for a for–hire driver’s license to allow the Commission access to photographs through the Motor Vehicle Administration; requiring certain applicants to provide photographs in a format that the Commission specifies; repealing the requirement for certain applicants for a taxicab license in Baltimore City to have completed a certain course; repealing certain identification requirements for certain taxicabs; altering certain prohibitions relating to the

operation of limousines to apply to certain motor vehicles operated for hire; prohibiting an individual from operating certain motor vehicles for hire unless the individual holds a valid for-hire driver's license or transportation network operator's license issued by the Commission or the appropriate local authority; prohibiting a person from allowing the operation of certain motor vehicles for hire unless the individual holds a valid for-hire driver's license or transportation network operator's license issued by the Commission or the appropriate local authority; repealing the requirement that certain motor vehicles driven for hire display certain special plates; repealing an exemption for taxicabs from the requirement to be equipped with certain seat belts; making conforming changes; and generally relating to the Public Service Commission and for-hire drivers and vehicles.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 10-104 and 10-206
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21-1127 and 22-412
Annotated Code of Maryland
(2020 Replacement Volume)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 430 – Senator Kelley

EMERGENCY BILL

AN ACT concerning

Public Service Commission – Virtual Public Hearings

FOR the purpose of authorizing the Public Service Commission to conduct certain hearings relating to certain rate increases virtually; authorizing the Commission to conduct certain public hearings relating to certain certificates of public convenience and necessity virtually in a certain manner; requiring the Commission to provide certain notice of certain proceedings being conducted virtually; making this Act an emergency measure; and generally relating to the Public Service Commission and public hearings.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 3-104 and 7-207(d)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 432 – Senator King

AN ACT concerning

Public Libraries – Electronic Book Licenses – Access

FOR the purpose of requiring a publisher who offers to license an electronic book to the public to also offer to license the electronic book to public libraries in the State on reasonable terms that would enable public libraries to provide library users with access to the electronic book; requiring the terms of a license authorizing public libraries to provide access to an electronic book to include certain limitations and measures; prohibiting the terms of a license from including a limitation on the number of licenses public libraries may purchase on the same date an electronic book license is made available to the public; providing that a violation of this Act shall constitute an unfair, abusive, or deceptive trade practice subject to certain enforcement; defining certain terms; and generally relating to electronic book licenses.

BY adding to

Article – Education

Section 23–701 and 23–702 to be under the new subtitle “Subtitle 7. Electronic Book Licenses”

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 436 – Senator King

AN ACT concerning

Child Care Centers – Teacher Qualifications

FOR the purpose of requiring the regulations adopted by the State Board of Education to govern the licensing and operation of child care centers to include provisions that establish certain qualifications for probationary employment for a certain individual to be a child care teacher in a certain child care center; requiring that the probationary employment qualifications allow an individual to be employed as a child care teacher in a probationary period under certain circumstances; requiring a child care center to terminate or reassign a certain individual to a nonteaching position under certain circumstances; and generally relating to the qualifications of child care center teachers.

BY repealing and reenacting, without amendments,

Article – Education
Section 9.5–404(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 9.5–404(b)(10) and (11)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to
Article – Education
Section 9.5–404(b)(12) and (c)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 447 – Senator Edwards

AN ACT concerning

Historic Revitalization Tax Credit – Certified Historic Structure and Single-Family, Owner-Occupied Residence – Definitions

FOR the purpose of altering the definitions of “certified historic structure” and “single-family, owner-occupied residence” to include a certain structure that is located on property that is owned by the Department of Natural Resources or one of its units; providing for the application of this Act; and generally relating to the State historic revitalization tax credit program.

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 5A–303(a)(1), (5), (13), (17), and (20)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 5A–303(a)(6) and (29)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 466 – Senator West

AN ACT concerning

Mental Health – Assent to and Certificates for ~~Involuntary~~ Admission – Licensed Certified Social Worker–Clinical and Licensed Clinical Professional Counselor

FOR the purpose of altering a requirement that assent be given for the voluntary admission of a minor to certain facilities by providing that assent may be given by a physician and a licensed certified social worker–clinical or by a physician and a licensed clinical professional counselor; altering a requirement that a certain certificate accompany an application for involuntary admission to certain facilities by providing that the certificate may be of a physician and a licensed certified social worker–clinical or a physician and a licensed clinical professional counselor; altering certain provisions of law related to certificates for involuntary admission to certain facilities to prohibit the certificate from being used for an admission if a certain licensed certified social worker–clinical or licensed clinical professional counselor has a certain interest in a certain facility or a certain relationship to a certain individual; altering certain provisions of law related to individuals certified for involuntary admission to require the Maryland Department of Health to receive and evaluate a certain individual within a certain time after receiving a certain notification from a licensed certified social worker–clinical or licensed clinical professional counselor under certain circumstances; making a conforming change; and generally relating to assent to and certificates for ~~involuntary~~ admission to mental health facilities and, licensed certified social workers–clinical, and licensed clinical professional counselors.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 10–610, 10–615, 10–616, and 10–619
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 503 – Senator Smith

AN ACT concerning

**Public Utilities – Gas Service Regulator Safety
(Flower Branch Act)**

FOR the purpose of requiring that any gas service newly installed at an occupied structure may have a gas service regulator installed only outside the structure; requiring an existing interior gas service regulator in a multifamily residential structure to be relocated outside whenever a gas service line or regulator is replaced; requiring a gas company, on or before a certain date, to file a plan with the Public Service Commission to relocate any gas service regulator that provides service to a multifamily residential structure; requiring the Commission, on or before a certain

date, to ~~approve, disapprove, or approve with modifications~~ issue a final order approving or disapproving a gas company's plan to relocate any gas service regulator after considering certain factors; requiring an order approving a gas company's plan to relocate any gas service regulator to include certain conditions under certain circumstances; requiring a gas company to submit a new plan to the Commission within a certain number of days under certain circumstances; authorizing the Commission to exempt a gas service regulator from relocation if the Commission finds that an exemption is warranted after considering certain factors; authorizing the Commission to delegate the authority to grant a certain exemption to the Commission's technical staff division; requiring a gas company, on or before a certain date each year, beginning in a certain year, to report to the Commission on progress through the end of the immediately preceding calendar year related to implementing a certain plan; requiring the Commission to submit a certain report to the Governor and the General Assembly on or before a certain date each year, beginning in a certain year; providing for the application of this Act; stating the intent of the General Assembly; requiring certain gas service regulators to be enclosed in a certain manner under certain circumstances; defining certain terms; and generally relating to gas service and regulator safety.

BY adding to

Article – Public Utilities

Section 7-312

Annotated Code of Maryland

(2020 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 507 – Senators Kelley, Feldman, Guzzone, Carter, and Beidle

AN ACT concerning

Division of Consumer Protection – Assisted Living Programs

FOR the purpose of requiring certain assisted living programs to report certain information, on or before a certain date each year, to the Division of Consumer Protection of the Office of the Attorney General; requiring the Office of Health Care Quality within the Maryland Department of Health to notify the Division of Consumer Protection of the appointment of an assisted living program as a resident's representative payee at the request of the resident within a certain time after being made aware of the appointment; requiring the Office of Health Care Quality ~~within the Maryland Department of Health~~ to refer an allegation of an unfair, abusive, or deceptive trade practice by an assisted living program to the Division of Consumer Protection ~~under certain circumstances~~ and the Office of the Inspector General within the Department; defining a certain term; and generally relating to assisted living programs and the Division of Consumer Protection of the Office of the Attorney General.

BY adding to

Article – Commercial Law

Section 13–4B–01 to be under the new subtitle “Subtitle 4B. Reporting Requirements for Assisted Living Programs”

Annotated Code of Maryland

(2013 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Health – General

Section 19–1801

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY adding to

Article – Health – General

Section 19–1814

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 529 – Senator Elfreth (By Request – Anne Arundel County Administration)

AN ACT concerning

Anne Arundel County – Hotel Tax Alterations – Distribution of Revenue

FOR the purpose of requiring a certain percentage of the hotel tax revenue generated in the City of Annapolis to be distributed to a special fund to be used only to provide funds to the Annapolis Art in Public Places Commission; requiring the Commission to report to the City of Annapolis and certain committees and members of the General Assembly on or before a certain date; requiring certain percentages of the hotel tax revenue generated in the City of Annapolis and Anne Arundel County to be distributed to certain special funds; altering a certain reporting requirement; authorizing the County Auditor of Anne Arundel County to conduct an audit of certain organizations; requiring the Auditor to report any audit findings to the County Executive of Anne Arundel County; authorizing Anne Arundel County and the City of Annapolis to withhold funds dedicated to certain organizations under certain circumstances; making a stylistic change; defining certain terms; and generally relating to the hotel tax in Anne Arundel County.

BY repealing and reenacting, with amendments,

Article – Local Government

Section 20–603

Annotated Code of Maryland

(2013 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 533 – Senator Guzzone

AN ACT concerning

**Horse Racing – Maryland–Bred Race Fund Advisory Committee – Membership –
Advisory Committee Membership and Registration of Horses**

FOR the purpose of altering the membership of the Maryland–Bred Race Fund Advisory Committee to include a member of and recommended by a certain organization that represents licensed thoroughbred owners and trainers in the State; altering the circumstances under which a horse may be registered with the Maryland Horse Breeders Association, Inc.; making a conforming change; making certain stylistic changes; and generally relating to horse racing and the Maryland–Bred Race Fund ~~Advisory Committee.~~

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 11–529
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 11–532(a) and (b) and 11–538
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 542 – Senator Eckardt

EMERGENCY BILL

AN ACT concerning

State Health Care Facilities – Employees – Alternative Workweeks

FOR the purpose of authorizing the Secretary of Health, beginning on a certain date, to authorize an employee of a State facility to work according to an alternative workweek under certain circumstances; requiring that a certain employee be considered a full–time employee of the State ~~and be entitled to certain compensation~~; providing that certain provisions of law governing the payment for overtime work do not apply to employees of a State facility who are authorized to work according to a

certain alternative workweek; defining certain terms; making this Act subject to a certain contingency; making this Act an emergency measure under certain circumstances; and generally relating to alternative workweeks for employees of State health care facilities.

BY adding to

Article – Health – General
Section 2–104(p)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions
Section 8–305
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 570 – The President (By Request – Administration)

AN ACT concerning

**Emergency Services – Exposure to Contagious Diseases and Viruses –
Notification and Other Requirements**

FOR the purpose of altering the definition of “contagious disease or virus” for the purposes of certain provisions of law governing the notification of a possible exposure of certain emergency services personnel to include 2019–nCoV; extending certain notification requirements regarding possible exposure to a contagious disease or virus to certain emergency medical services clinicians; requiring that certain emergency medical services clinicians receive certain training and certain equipment; applying to agencies that employ certain emergency medical services clinicians certain requirements regarding the development of certain procedures; authorizing certain facilities and certain physicians to enter into an agreement with the State–Designated Health Information Exchange to facilitate the process for providing certain notices; making conforming changes; defining certain terms; altering certain definitions; and generally relating to emergency services and exposure of personnel to contagious diseases and viruses.

BY repealing and reenacting, with amendments,

Article – Health – General
Section 18–213, 18–213.1, and 18–213.2
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 591 – Senators Zucker and Elfreth

AN ACT concerning

**Bureau of Revenue Estimates – Tax Incidence Study – Scope and
Intergovernmental Assistance**

FOR the purpose of altering the scope of certain tax incidence studies submitted by the Bureau of Revenue Estimates; requiring certain governmental units to provide promptly to the Bureau certain information and otherwise cooperate with the Bureau in order to assist the Bureau in preparing certain tax incidence studies; providing for the application of this Act; and generally relating to certain tax incidence studies submitted by the Bureau of Revenue Estimates.

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 6–101(a) and (c)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–104(d)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means and the Committee on Appropriations.

Senate Bill 593 – Senators Zucker, McCray, Carter, Feldman, Hayes, Kagan, King, Kramer, Lee, Smith, Sydnor, Waldstreicher, and Washington

AN ACT concerning

Property Tax – Homeowners’ Property Tax Credit – Calculation and Refunds

FOR the purpose of altering, for purposes of the homeowners’ property tax credit, the definition of “total real property tax” to exclude certain adjustments based on any other property tax credits claimed against the property tax imposed on a certain dwelling; requiring the State Department of Assessments and Taxation to determine, for certain taxable years, whether a homeowner is owed, as a result of a certain provision of this Act, ~~a refund of property taxes paid by the homeowner~~ additional homeowners’ property tax credits in the form of a refund; requiring the Department to notify the homeowner and the county within which the homeowner’s dwelling is located of the amount of the refund; requiring the Comptroller, on

certification by the Department, to pay eligible homeowners the refund; requiring the refunds to be paid from a certain account; requiring the Governor, for certain fiscal years, to include in the annual budget bill a certain appropriation to a certain account; prohibiting the inclusion of the refund paid under this Act in a homeowner's gross income for purposes of eligibility for the homeowners' property tax credit during a certain taxable year; providing for the application of this Act; and generally relating to the homeowners' property tax credit.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 9–104(a)(1), (f), and (g)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–104(a)(13)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 606 – Senator Hershey

AN ACT concerning

Correctional Officers' Retirement System – Kent County

FOR the purpose of requiring membership in the Correctional Officers' Retirement System for certain local detention center officers of Kent County under certain circumstances; providing that a certain individual is entitled to eligibility service and creditable service that was earned before the effective date of Kent County's participation in the Correctional Officers' Retirement System; providing that an individual who receives certain service credit is not a member of and has no rights to a benefit in the Employees' Pension System; providing for the transfer of creditable service for a certain individual; providing for the transfer and crediting of certain assets on the effective date of participation; and generally relating to Kent County's participation in the Correctional Officers' Retirement System.

BY adding to
Article – State Personnel and Pensions
Section 31–2B–07
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 641 – Senator Elfreth (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Fiduciary Insurance

FOR the purpose of authorizing the State to purchase a certain insurance policy to satisfy a certain requirement that covers certain losses of State Retirement and Pension System assets; and generally relating to fiduciary insurance for the State Retirement and Pension System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 21–210
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 647 – ~~Senator King~~ Senators King, Elfreth, Griffith, Guzzone, Rosapepe, Waldstreicher, Young, and Zucker**EMERGENCY BILL**

AN ACT concerning

Federal COVID–19 Relief Funding – Report

FOR the purpose of requiring the Department of Budget and Management to provide a certain ~~report~~ reports on federal COVID–19 relief funding; requiring the ~~report~~ reports to be submitted on or before ~~a certain date~~ certain dates; providing for the contents of the ~~report~~ reports; defining certain terms; making this Act an emergency measure; and generally relating to federal COVID–19 relief funding received by the State.

Read the first time and referred to the Committee on Appropriations.

Senate Bill 678 – Senator Edwards

AN ACT concerning

Task Force on the Economic Future of Western Maryland – Extension of Report Deadline and Task Force

FOR the purpose of extending the deadline for the reporting requirement for the Task Force on the Economic Future of Western Maryland; extending the termination date for

the Task Force; and generally relating to the Task Force on the Economic Future of Western Maryland.

BY repealing and reenacting, without amendments,
Chapter 207 of the Acts of the General Assembly of 2020
Section 1(a)

BY repealing and reenacting, with amendments,
Chapter 207 of the Acts of the General Assembly of 2020
Section 1(g) and 2

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 913 – Senators McCray, Washington, and Lam

AN ACT concerning

Human Services – Supplemental Nutrition Assistance Program – Heat and Eat Program and Study on Maryland Energy Assistance Program Eligibility

FOR the purpose of establishing the Heat and Eat Program within the Supplemental Nutrition Assistance Program in the Department of Human Services; providing for the purpose of the Heat and Eat Program; providing for the household eligibility requirements for the Heat and Eat Program; requiring the Department to make a certain determination for households to receive certain benefits; requiring the Department to adopt certain regulations; requiring the Department to conduct a certain feasibility study for establishing automatic eligibility and approval for a household to participate in the Maryland Energy Assistance Program under certain circumstances; requiring the Department, in conducting the study, to conduct a cost–benefit analysis; requiring the Department to submit a report of its findings and recommendations to the Governor and the General Assembly on or before a certain date; defining a certain term; and generally relating to the Supplemental Nutrition Assistance Program ~~and~~, the Heat and Eat Program, and the Maryland Energy Assistance Program.

BY repealing and reenacting, with amendments,
Article – Human Services
Section 5–501(a)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to
Article – Human Services
Section 5–506
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

WAYS AND MEANS COMMITTEE REPORT NO. 12

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 113 – Delegates Lierman and Korman

AN ACT concerning

Board of Revenue Estimates and Bureau of Revenue Estimates – Organization and Operations

HB0113/105468/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 113

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 6 down through “Plan;” in line 8 and substitute “requiring a certain report to be reviewed and approved by the Revenue Monitoring Committee before certain estimates may be formally adopted by the Board of Revenue Estimates;”; in line 9, strike “of Revenue Estimates”; and in line 10, strike “prior to” and substitute “before”.

AMENDMENT NO. 2

On page 2, in line 32, after “BY” insert “THE REVENUE MONITORING COMMITTEE AND”.

On page 3, in line 9, strike “(1)”; in lines 11 and 12, strike “(I)” and “(II)”, respectively, and substitute “(1)” and “(2)”, respectively; strike in their entirety lines 5 through 8, inclusive; strike in their entirety lines 13 through 16, inclusive; after line 26, insert:

“(II) THE REPORT REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE REVIEWED AND APPROVED BY THE REVENUE

MONITORING COMMITTEE BEFORE THE ESTIMATES IN THE REPORT MAY BE FORMALLY ADOPTED BY THE BOARD.”;

in line 27, strike “(II)” and substitute “(III)”; and in line 29, strike “PRIOR TO” and substitute “**BEFORE**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 421 – Delegate Rosenberg

AN ACT concerning

Income Tax Distribution – Tax Clinics for Low-Income Marylanders

HB0421/675362/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 421

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “that each fiscal year” and substitute “, for a certain fiscal year,”; in the same line, after “Comptroller” insert “to”; in line 8, strike “Secretary of Higher Education” and substitute “Comptroller”; in line 9, after “Fund;” insert “requiring the Governor to include in the annual budget bill an appropriation to the Fund;”; strike beginning with “the” in line 12 down through “from” in line 13 and substitute “tax clinics for low-income”; strike in their entirety lines 14 through 18, inclusive; and in line 21, after “Section” insert “1-206 and”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 3 and 4 and substitute:

“Article – Tax – General

1-206.”;

in line 12, strike “**SECRETARY**” and substitute “**COMPTROLLER**”; in line 18, strike “**REVENUE**” and substitute “**REVENUE**”; in lines 18 and 19, strike “**THE TAX – GENERAL ARTICLE**” and substitute “**THIS ARTICLE**”; in line 20, strike “**MONEY**” and substitute “**MONEY**”; and in line 22, strike “**ANY**” and substitute “**ANY**”.

On page 3, after line 5, insert:

“(H) EACH FISCAL YEAR, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION TO THE FUND.”;

in lines 6, 10, and 12, strike “**(H)**”, “**(I)**”, and “**(J)**”, respectively, and substitute “**(I)**”, “**(J)**”, and “**(K)**”, respectively; strike line 17 in its entirety; in line 19, strike “**EACH FISCAL YEAR**” and substitute “**FOR FISCAL YEAR 2022**”; in line 21, strike “**\$250,000**” and substitute “**\$100,000**”; and in line 23, strike “**11-409 OF THE EDUCATION ARTICLE**” and substitute “**1-206 OF THIS ARTICLE**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 711 – Delegate D. Jones

AN ACT concerning

Income Tax – Subtraction Modification – Donations to Diaper Banks and Other Charitable Entities

HB0711/315269/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 711

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 8 and 9, strike “Department of Human Services” and substitute “Comptroller”; in line 9, after “regulations;” insert “requiring the Comptroller to report to the General Assembly on or before a certain date;”; and in line 10, after “application” insert “and termination”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 10 and 11; in lines 12, 23, and 29, strike “(III)”, “(IV)”, and “(V)”, respectively, and substitute “(II)”, “(III)”, and “(IV)”, respectively.

On page 3, in line 1, strike “(VI)” and substitute “(V)”; and in lines 4 and 18, in each instance, strike “DEPARTMENT” and substitute “COMPTROLLER”.

On page 4, after line 3, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1, 2024, the Comptroller shall report to the General Assembly, in accordance with § 2–1257 of the State Government Article, on whether donations to charitable entities of disposable diapers, other hygiene products for infants or children, or feminine personal hygiene products has increased following the effective date of this Act and, if so, whether the subtraction modification under § 10–208(y) of the Tax – General Article, as enacted under Section 1 of this Act, has contributed to that increase.”;

in line 4, strike “2.” and substitute “3.”; and in line 5, after “2020” insert “, but before January 1, 2024. It shall remain effective for a period of 3 years and, at the end of June 30, 2024, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 712 – Delegate D. Jones

AN ACT concerning

Bureau of Revenue Estimates – Tax Incidence Study – Scope

HB0712/315869/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 712

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “**Scope**” insert “**and Intergovernmental Assistance**”; and in line 4, after “Estimates;” insert “**requiring certain governmental units to provide promptly to the Bureau certain information and otherwise cooperate with the Bureau in order to assist the Bureau in preparing certain tax incidence studies;**”.

AMENDMENT NO. 2

On page 2, after line 13, insert:

“(2) IN ORDER TO ASSIST THE BUREAU IN PREPARING A TAX INCIDENCE STUDY UNDER THIS SUBSECTION, ANY GOVERNMENTAL UNIT INVOLVED IN THE IMPLEMENTATION OR ADMINISTRATION OF THE TAXES AND CHARGES EVALUATED IN THE STUDY SHALL:

(I) PROVIDE PROMPTLY ANY INFORMATION THAT THE BUREAU REQUESTS; AND

(II) OTHERWISE COOPERATE WITH THE BUREAU.”;

and in line 14, strike “(2)” and substitute “**(3)**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 853 – Chair, Ways and Means Committee (By Request – Departmental – Commerce)

AN ACT concerning

Small, Minority, and Women-Owned Businesses Account – Alterations**HB0853/945065/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 853

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “EMERGENCY BILL”; and in line 8, after “year;” insert “making this Act an emergency measure;”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 29 and 30 and substitute:

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

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIARY COMMITTEE REPORT NO. 7

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 271 – Delegate Ebersole

AN ACT concerning

Public Safety – Law Enforcement Diversion Programs**HB0271/622519/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 271

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “authorizing” in line 11 down through “Act;” in line 17.

AMENDMENT NO. 2

On page 2, strike beginning with the colon in line 28 down through “(I)” in line 29; in lines 30 and 32, strike “1.” and “2.”, respectively, and substitute “(I)” and “(II)”, respectively; and in line 31, strike “OR”.

On page 3, in line 1, strike “(II)” and substitute “(III)”; in the same line, strike “A LAW ENFORCEMENT OFFICER”; in line 2, after “OR” insert “MAKING AN”; and strike beginning with “WHEN” in line 2 down through “ABEYANCE” in line 3.

On pages 4 and 5, strike in their entirety the lines beginning with line 25 on page 4 through line 21 on page 5, inclusive.

On page 5, in lines 22 and 31, strike “(H)” and “(I)”, respectively, and substitute “(E)” and “(F)”, respectively.

On page 6, in line 1, strike “(J)” and substitute “(G)”; and in the same line, strike “(I)” and substitute “(F)”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably:

House Bill 366 – Delegates Cardin and Crutchfield

AN ACT concerning

District Court Commissioners – Arrest Warrants – Recall and Issuance of a Summons

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 425 – Delegate Barron

AN ACT concerning

Criminal Law – Crimes Involving Computers

HB0425/642616/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 425

(First Reading File Bill)

On page 5, in line 16, strike “**3**” and substitute “2”; and in the same line, strike “**\$10,000**” and substitute “\$5,000”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 445 – Delegate Dumais

AN ACT concerning

Criminal Procedure – Charging Procedures – Citations

HB0445/892217/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 445
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “citation;” insert “adding a citation for an incarcerable crime as a document that may accompany a certain application for requisition;”; and in line 17, after “4–101(c)” insert “and 9–123”.

AMENDMENT NO. 2

On page 4, after line 11, insert:

“9–123.

(a) (1) When the return to this State of a person charged with a crime in this State is required, the State’s Attorney shall present to the Governor a written application for a requisition for the return of the person charged.

(2) The application shall state:

(i) the name of the person charged;

(ii) the crime charged against the person;

(iii) the approximate time, place, and circumstances of its commission; and

(iv) the state in which the person is believed to be, including the location of the accused therein, when the application is made.

(3) The application shall certify that in the opinion of the State’s Attorney, the ends of justice require the arrest and return of the accused to this State for trial, and the proceeding is not instituted to enforce a private claim.

(b) (1) When the return to this State is required of a person who has been convicted of a crime in this State and has escaped from confinement or broken the terms of bail, probation, or parole, the State’s Attorney of the county in which the crime was committed, the parole commission, or the managing official of the correctional facility or sheriff of the county from which escape was made shall present to the Governor a written application for a requisition for the return of the person.

(2) The application shall state:

(i) the name of the person;

(ii) the crime of which the person was convicted;

(iii) the circumstances of the escape from confinement or of the breach of the terms of bail, probation, or parole; and

(iv) the state in which the person is believed to be, including the location of the person therein when application is made.

(c) (1) The application shall be verified by affidavit, be executed in duplicate, and be accompanied by two certified copies of:

(i) the indictment returned;

(ii) the information and affidavit filed;

(iii) the complaint made to the judge or District Court commissioner, stating the crime with which the accused is charged; [or]

(IV) THE CITATION, STATING THE INCARCERABLE CRIME WITH WHICH THE ACCUSED IS CHARGED; OR

[(iv)] (V) the judgment of conviction or the sentence.

(2) The applicant may also attach further affidavits and other documents in duplicate.

(3) One copy of the application with the action of the Governor indicated by endorsement thereon, and one of the certified copies of the indictment, complaint, information, affidavits, CITATION, judgment of conviction, or sentence shall be filed in the office of the Secretary of State, to remain of record in that office.

(4) The other copies of all papers shall be forwarded with the Governor's requisition."

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Szeliga moved to make the Bill a Special Order for next session.

The motion was adopted.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 742 – Delegate Dumais

AN ACT concerning

Compensation to Individual Erroneously Convicted, Sentenced, and Confined (The Walter Lomax Act)

HB0742/512214/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 742

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “compensation” insert “in a certain manner”; in line 6, after “and” insert “subsequently”; and in line 15, after “events;” insert “authorizing a certain individual who has previously received compensation to request an order for supplemental compensation in certain circumstances;”.

AMENDMENT NO. 2

On page 2, in line 33, after “**CONFINED**” insert “**AFTER THE ERRONEOUS CONVICTION**”.

On page 4, in line 32, after “**AND**” insert “**SUBSEQUENTLY**”.

On page 5, in line 7, after “**FELONY**” insert “**FOR WHICH THEY WERE CONVICTED, SENTENCED, AND SUBSEQUENTLY CONFINED**”.

AMENDMENT NO. 3

On page 4, in line 23, after “**BENEFITS**” insert “**FROM THE STATE**”.

AMENDMENT NO. 4

On page 5, after line 23, insert:

“(3) A REQUEST FOR AN ORDER OF ELIGIBILITY UNDER THIS SECTION SHALL BE:

(I) FILED WITH THE OFFICE OF ADMINISTRATIVE HEARINGS; AND

(II) CAPTIONED “IN THE MATTER OF THE WRONGFUL CONVICTION OF (CLAIMANT)” OR “(CLAIMANT) V. BOARD OF PUBLIC WORKS”;

and in line 24, strike “(3)” and substitute “(4)”.

AMENDMENT NO. 5

On page 6, in line 7, after “2021,” insert “WHO HAS NOT PREVIOUSLY RECEIVED COMPENSATION UNDER THIS SECTION,”; after line 8, insert:

“(3) AN INDIVIDUAL WHO WAS AWARDED COMPENSATION UNDER THIS SECTION ON OR BEFORE JULY 1, 2005, MAY REQUEST AN ORDER FOR SUPPLEMENTAL COMPENSATION IN THE AMOUNT AUTHORIZED BY THIS SECTION ON OR BEFORE JULY 12, 2023.”;

and in lines 9, 13, and 18, strike “(3)”, “(4)”, and “(5)”, respectively, and substitute “(4)”, “(5)”, and “(6)”, respectively.

AMENDMENT NO. 6

On page 6, in line 26, strike “AND”; and in line 28, after “SECTION” insert “;AND”

(IV) IF THE ADMINISTRATIVE LAW JUDGE DETERMINES THAT IT IS IN THE INTERESTS OF THE INDIVIDUAL, A RECOMMENDATION FOR AN EXPEDITED PAYMENT SCHEDULE”.

On page 7, in line 11, after “(2)” insert “(1)”; and in line 12, after “YEARS” insert “;OR”

(II) IN ACCORDANCE WITH AN EXPEDITED PAYMENT SCHEDULE RECOMMENDED UNDER SUBSECTION (D)(1)(IV) OF THIS SECTION”.

AMENDMENT NO. 7

On page 8, in line 29, after “retroactively” insert “, notwithstanding any prior compensation awarded,”; and strike beginning with “June” in line 30 down through “2021,” in line 31 and substitute “July 1, 2005,”.

The preceding 7 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 744 – Delegate Dumais

AN ACT concerning

Courts – Counsel Appearance Fees – Domestic Violence

HB0744/802913/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 744

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “petitioner’s” insert “or a respondent’s”.

AMENDMENT NO. 2

On page 3, in line 31, after “**PETITIONER’S**” insert “**OR A RESPONDENT’S**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 32

House Bill 756 – Delegate Krimm

AN ACT concerning

**Office of Legislative Audits – Acceptance and Investigation of Allegations of
Fraud, Waste, and Abuse**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED
ADOPTED.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 29

House Bill 3 – Delegates Clippinger and Queen

AN ACT concerning

Correctional Services – Parole – Life Imprisonment

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT NOT ADOPTED.

Favorable report adopted.

FLOOR AMENDMENT

HB0003/563322/1

BY: Delegate Chisholm

AMENDMENTS TO HOUSE BILL 3

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after “effective;” insert “providing that certain inmates sentenced to life imprisonment may be paroled only by the unanimous decision of the Board of Review; providing that certain inmates sentenced to life imprisonment may be paroled only by the unanimous decision of the Maryland Parole Commission;”.

AMENDMENT NO. 2

On page 2, after line 27, insert:

“(3) AN INMATE WHO IS SERVING A LIFE SENTENCE UNDER PARAGRAPH (1) OF THIS SUBSECTION FOR A CRIME COMMITTED ON OR AFTER OCTOBER 1, 2021, MAY BE PAROLED ONLY WITH THE UNANIMOUS AGREEMENT OF THE BOARD OF REVIEW.”

On page 3, after line 27, insert:

“(4) AN INMATE WHO IS SERVING A LIFE SENTENCE UNDER PARAGRAPH (1) OF THIS SUBSECTION FOR A CRIME COMMITTED ON OR AFTER OCTOBER 1, 2021, MAY BE PAROLED ONLY WITH THE UNANIMOUS AGREEMENT OF THE COMMISSION.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 41 Negative – 91 (See Roll Call No. 245)

FLOOR AMENDMENT

HB0003/893926/1

BY: Delegate Kipke

AMENDMENTS TO HOUSE BILL 3

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 3 down through “effective;” in line 12 and substitute “authorizing the Board of Review for the Patuxent Institution, without the Governor’s approval and with the approval of the Secretary of Public Safety and Correctional Services, to grant parole to certain inmates sentenced to life imprisonment who have served a certain minimum sentence; authorizing the Maryland Parole Commission, without the Governor’s approval, to grant parole to certain inmates sentenced to life imprisonment who have served a certain minimum sentence;”.

AMENDMENT NO. 2

On page 1 in line 22, and on page 2 in line 29, in each instance, strike the bracket.

On page 1 in line 22, and on page 2 in line 29, in each instance, strike the colon.

On page 1 in line 23, and on page 2 in line 30, in each instance, strike “(I)”.

On pages 1 and 2, strike beginning with “AFTER” in line 23 on page 1 down through “2021,” in line 1 on page 2.

On page 2, strike beginning with the semicolon in line 5 down through “ARTICLE” in line 12; in line 18, strike “Subject” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (5) OF THIS SUBSECTION AND SUBJECT”; after line 27, insert:

“(5) THE BOARD OF REVIEW, WITHOUT THE GOVERNOR’S APPROVAL, MAY GRANT PAROLE TO AN ELIGIBLE PERSON SENTENCED TO LIFE IMPRISONMENT WHO HAS SERVED 35 YEARS WITHOUT APPLICATION OF DIMINUTION OF CONFINEMENT CREDITS IF THE SECRETARY APPROVES THE DECISION.”;

and in lines 30 and 31, strike “AFTER BEING CONVICTED OF A CRIME COMMITTED BEFORE OCTOBER 1, 2021,”.

On pages 2 and 3, strike beginning with the semicolon in line 34 on page 2 down through “ARTICLE” in line 6 on page 3.

On page 2 in lines 18 and 27, and on page 3 in lines 18 and 27, in each instance, strike the bracket.

On page 3, in line 18, strike “Subject” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (6) OF THIS SUBSECTION AND SUBJECT”; and after line 27, insert:

“(6) THE COMMISSION, WITHOUT THE GOVERNOR’S APPROVAL, MAY GRANT PAROLE TO AN ELIGIBLE PERSON SENTENCED TO LIFE IMPRISONMENT WHO HAS SERVED 35 YEARS WITHOUT APPLICATION OF DIMINUTION OF CONFINEMENT CREDITS.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 38 Negative – 94 (See Roll Call No. 246)

FLOOR AMENDMENT

HB0003/423127/1

BY: Delegate Parrott

AMENDMENT TO HOUSE BILL 3
(First Reading File Bill)

On page 2, in line 9, strike the first “**20**” and substitute “**25**”; and strike beginning with “**OR**” in line 9 down through “**ARTICLE**” in line 12 and substitute “**WITHOUT APPLICATION OF DIMINUTION OF CONFINEMENT CREDITS**”.

On page 3, in line 3, strike the first “**20**” and substitute “**25**”; and strike beginning with “**OR**” in line 3 down through “**ARTICLE**” in line 6 and substitute “**WITHOUT APPLICATION OF DIMINUTION OF CONFINEMENT CREDITS**”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 40 Negative – 91 (See Roll Call No. 247)

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 33

House Bill 784 – Delegate Terrasa

AN ACT concerning

Residential Construction – Electric Vehicle Charging

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 13

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 656 – Delegate Crosby

AN ACT concerning

Election Law – Early Voting Centers – Accessibility by Public Transportation**HB0656/935261/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 656

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Accessibility by Public Transportation**” and substitute “**Bus Stops**”; and strike beginning with “in” in line 3 down through “stop;” in line 5 and substitute “if an early voting center is located within a certain distance of a fixed local bus route and to the maximum extent practicable, buses operating on that route allow passengers to embark and disembark at the entrance of the early voting center during certain times; providing for the application of this Act.”.

AMENDMENT NO. 2

On page 2, strike beginning with the colon in line 25 down through “(2)” in line 29; after line 29, insert:

“(F) (1) (I) THIS SUBSECTION APPLIES ONLY TO A FIXED LOCAL BUS ROUTE:

1. FUNDED BY A COUNTY OR A MUNICIPAL CORPORATION AND OPERATED BY THE COUNTY OR MUNICIPAL CORPORATION OR A CONTRACTOR FOR THE COUNTY OR MUNICIPAL CORPORATION; OR

2. IN BALTIMORE CITY AND BALTIMORE COUNTY ONLY, FUNDED AND OPERATED BY THE MARYLAND TRANSIT ADMINISTRATION.

(II) THIS SUBSECTION DOES NOT APPLY TO A LONG-DISTANCE COMMUTER BUS ROUTE THAT:

1. IS FUNDED BY THE MARYLAND TRANSIT ADMINISTRATION; AND

2. HAS LIMITED STOPS BETWEEN AN URBAN CENTER AND OUTLYING AREAS.

(2) IF AN EARLY VOTING CENTER IS LOCATED WITHIN ONE-HALF MILE OF A FIXED LOCAL BUS ROUTE, BUSES OPERATING ON THAT ROUTE SHALL, TO THE MAXIMUM EXTENT PRACTICABLE, ALLOW PASSENGERS TO EMBARK AND DISEMBARK AT THE ENTRANCE OF THE EARLY VOTING CENTER DURING THE TIMES THE CENTER IS OPEN FOR VOTING UNDER SUBSECTION (D) OF THIS SECTION.”;

and in line 30, strike “(f)” and substitute “**(G)**”.

On page 3, in lines 5 and 7, strike “(g)” and “(h)”, respectively, and substitute “**(H)**” and “**(I)**”, respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 1048 – Delegate Wilkins

AN ACT concerning

Election Law – Permanent Absentee Ballot List

HB1048/975260/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1048

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “apply for” and substitute “request”; in line 7, strike “has applied for” and substitute “requests”; in line 8, strike “application” and substitute “request”; in line 9, strike “the permanent” and substitute “a certain”; in line 13, strike

“permanent”; in the same line, after “application” insert “to request permanent absentee ballot status”; in line 15, strike “application” and substitute “request”; in line 17, after “voter” insert “who is”; in line 18, after “list” insert “as of a certain date”; and in line 25, strike “State Board” and substitute “local board”.

AMENDMENT NO. 2

On page 3, in line 9, strike “APPLY FOR” and substitute “REQUEST”; in line 11, strike “PERMANENT”; in line 12, after “APPLICATION” insert “AND INDICATE ON THE FORM THAT THE VOTER WISHES TO HAVE PERMANENT ABSENTEE BALLOT STATUS”; in line 15, strike “PERMANENT”; in line 16, after “BOARD” insert “AND INDICATE ON THE FORM THAT THE VOTER WISHES TO HAVE PERMANENT ABSENTEE BALLOT STATUS”; in line 17, strike “HAS APPLIED FOR” and substitute “REQUESTS”; in line 19, strike “APPLICATION” and substitute “REQUEST”; in line 21, strike “THE PERMANENT” and substitute “AN”; and in line 22, strike “(B)(2)” and substitute “(B)”.

On page 4, in line 7, strike “PERMANENT”; in line 8, strike “THAT AN ABSENTEE BALLOT BE SENT BY ANY METHOD” and substitute “PERMANENT ABSENTEE BALLOT STATUS”; in line 12, strike “APPLICATION” and substitute “REQUEST”; in line 15, strike “45” and substitute “75”; in line 17, after “VOTER” insert “WHO IS”; in line 18, after “LIST” insert “AS OF A DATE THAT IS AT LEAST 90 DAYS BEFORE THE UPCOMING ELECTION”; and strike beginning with “STATE” in line 27 down through “BOARD” in line 28 and substitute “LOCAL BOARD”.

On page 5, in line 14, strike “OF ELECTIONS”; and in line 15, strike “STATE BOARD” and substitute “LOCAL BOARD”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Krebs moved to make the Bill a Special Order for next session.

The motion was adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 133 Members present.

(See Roll Call No. 248)

CALENDAR OF THIRD READING HOUSE BILLS NO. 22

House Bill 48 – Delegates Bhandari and C. Jackson

EMERGENCY BILL

AN ACT concerning

Criminal Procedure – Registered Sex Offenders – Entry Onto School Property

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 249)

The Bill was then sent to the Senate.

House Bill 125 – Delegate Lierman

AN ACT concerning

**Public Institutions of Higher Education – Student Athletes
(Jordan McNair Safe and Fair Play Act)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 122 Negative – 12 (See Roll Call No. 250)

The Bill was then sent to the Senate.

House Bill 277 – Delegate Atterbeary

AN ACT concerning

Criminal Law – First-Degree Child Abuse – Continuing Course of Conduct

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 251)

The Bill was then sent to the Senate.

**House Bill 411 – Delegates Williams, Bartlett, Crutchfield, Feldmark, and
Lierman**

AN ACT concerning

Criminal Law – Law Enforcement Officers – Prohibition on Sexual Activity

Read the third time and passed by yeas and nays as follows:

Affirmative – 98 Negative – 36 (See Roll Call No. 252)

The Bill was then sent to the Senate.

House Bill 477 – Delegate Pippy

AN ACT concerning

**Court Order to Use a Cell Site Simulator or Obtain Location Information From
an Electronic Device – Procedures**

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 253)

The Bill was then sent to the Senate.

House Bill 489 – Delegate Moon

AN ACT concerning

Courts – Wiretapping – Misconduct in Office

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 254)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 23

House Bill 655 – Delegate Crosby

AN ACT concerning

**Local Government Elections – County Council and County Commissioner
Elections and County Boards of Education – District Voting**

Delegate Lierman moved the previous question.

The motion was adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 95 Negative – 39 (See Roll Call No. 255)

The Bill was then sent to the Senate.

**ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 12
CONSENT NO. 30**

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 528	FAV	St. Mary's County Delegation	St. Mary's County – Repeal of Impact Fee – Authorization of Building Excise Tax
HB 825	FAV	Del. Healey	Cooperative Housing Corporations – Dispute Settlement and Eviction Procedures
HB 826	FAV	Del. Healey	Real Property – Condominiums and Homeowners Associations – Dispute Settlement

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 11 CONSENT NO. 33

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 10	FAV	Del. K. Young	Income Tax – Subtraction Modification – Living Organ Donors
HB 539	FAV	Del. Buckel	Historic Revitalization Tax Credit – Certified Historic Structure and Single-Family, Owner-Occupied Residence – Definitions
HB 815	FAV	Del. Shoemaker	State Agricultural Land Transfer Tax – Application of Nonagricultural Use Reduction and Exemption
HB 1137	FAV	Del. Kerr	Property Tax Credit – Business Entities – State of Emergency

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 128 Members present.

(See Roll Call No. 256)

ADJOURNMENT

At 12:12 P.M. on motion of Delegate Luedtke the House adjourned until 10:00 A.M. on Legislative Day February 28, 2021, Calendar Day, Thursday, March 4, 2021.

Annapolis, Maryland
Legislative Day: February 28, 2021
Calendar Day: Thursday, March 4, 2021
10:00 A.M. Session

The House met at 10:00 A.M. and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 121 Members present.

(See Roll Call No. 257)

EXCUSED:

Delegate Anderson – illness
Delegate C. Branch – medical
Delegate Ciliberti – illness
Delegate Long – personal
Delegate McIntosh – doctor’s appointment

The Journal of February 27, 2021 was read and approved.

MESSAGE FROM THE SENATE
INTRODUCTORY SENATE BILLS NO. 10

Senate Bill 71 – ~~Senator Sydnor~~ Senators Sydnor, Smith, Waldstreicher, Jackson, Carter, Hough, Lee, West, and Hettleman

AN ACT concerning

~~**Police Officers – Testimony – Presumption of Inadmissibility**~~
~~**(Maryland Police Accountability Act of 2021)**~~
Maryland Police Accountability Act of 2021 – Body-Worn Cameras

FOR the purpose of providing that a knowing and willful failure of a certain police officer to activate a body-worn camera creates a rebuttable presumption that certain testimony is inadmissible in a certain proceeding; providing that a certain presumption may be rebutted by a certain showing; requiring certain law enforcement agencies to require the use of body-worn cameras by certain law enforcement officers on or before a certain date; requiring all law enforcement agencies of a county in the State to require the use of body-worn cameras by certain law enforcement officers on or before a certain date; requiring certain law enforcement agencies to develop and maintain certain policies; establishing the Task

Force on Statewide Body–Camera Implementation; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the application of this Act; defining certain terms; providing for the termination of a certain provision of this Act; and generally relating to testimony of police officers body–worn cameras.

BY adding to

Article – Criminal Procedure
Section 2–109
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety
Section 3–511
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 74 – ~~Senator Washington~~ Senators Washington, Smith, Waldstreicher, Bailey, Carter, Cassilly, Jackson, Lee, Sydnor, West, and Hettleman

AN ACT concerning

~~Police Officers – Mental Health – Employee Assistance Programs~~
Maryland Police Accountability Act of 2021 – Employee Assistance Programs and Early Intervention Programs

FOR the purpose of altering a certain provision of law requiring each law enforcement agency to establish a certain early intervention policy to instead require a system to identify police officers who are at risk of engaging in certain behavior; requiring each law enforcement agency to develop and implement a certain program to protect the mental health of police officers; establishing certain requirements for a certain program; requiring each law enforcement agency to develop a policy to minimize certain costs to police officers; defining certain terms; and generally relating to the mental health of police officers.

BY repealing and reenacting, with amendments,

Article – Public Safety
Section 3–516
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – Public Safety

Section 3–523

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 178 – Senator Carter

AN ACT concerning

~~**Public Information Act – Personnel Records – Investigations of Law
Enforcement Officers**~~

~~**(Anton’s Law)**~~

**Maryland Police Accountability Act of 2021 – Personnel Records –
Investigations of Law Enforcement Officers**

(Anton’s Law)

FOR the purpose of establishing that a certain record relating to an administrative or criminal investigation of misconduct by a law enforcement officer is not a personnel record for purposes of certain provisions of the Public Information Act; authorizing a custodian to deny inspection of records relating to an administrative or criminal investigation of misconduct by a law enforcement officer; defining certain terms; providing for the application of this Act; and generally relating to personnel records and the Public Information Act.

BY renumbering

Article – General Provisions

Section 4–101(e) through (j), respectively

to be Section 4–101(f) through (k), respectively

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – General Provisions

Section 4–101(a)

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY adding to

Article – General Provisions

Section 4–101(e) and (l)

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 4–311 and 4–351
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 419 – Senator Carter

AN ACT concerning

Maryland Police Accountability Act of 2021 – Search Warrants

FOR the purpose of ~~repealing~~ altering a provision of law authorizing an application for a search warrant to contain a request authorizing the executing law enforcement officer to enter a building, apartment, premises, place, or thing to be searched without giving notice of the officer's authority or purpose under certain circumstances; ~~providing that an application for a search warrant may not contain a request that the search warrant authorize the executing law enforcement officer to enter the building, apartment, premises, place, or thing to be searched without giving a certain notice; repealing a provision of law requiring the issuance of a search warrant exempting a law enforcement officer from providing certain notice under certain circumstances;~~ requiring an application for a certain search warrant to contain certain information; providing that an application for a search warrant may contain a request authorizing the executing law enforcement officer to enter a building, an apartment, a premises, a place, or a thing to be searched during certain hours only under certain circumstances; requiring a search warrant to specify if it authorizes a law enforcement officer to enter a certain building, apartment, premises, place, or thing to be searched during certain hours; authorizing a judge to put certain restrictions on a search warrant under certain circumstances; altering the time period during which a search warrant is valid; repealing a provision of law requiring the Maryland Police Training and Standards Commission to consult and cooperate with commanders of SWAT teams to develop certain standards; providing that a police officer may not enter a certain building, apartment, premises, place, or thing without providing certain ~~notice~~ notice or without certain review and approval by a certain State's Attorney and a certain law enforcement official; requiring a police officer participating in the execution of a certain search warrant to wear a certain uniform or clothing under certain circumstances; prohibiting a certain police officer from entering a certain building, apartment, premises, place, or thing to be searched during certain hours without a certain authorization; requiring a law enforcement agency to report certain information to the Governor's Office of Crime Prevention, Youth, and Victim Services using a certain format; requiring the Maryland Police Training and Standards Commission, in consultation with the Governor's Office of Crime Prevention, Youth, and Victim Services, to develop a standardized format for certain law enforcement agencies to use in reporting certain data relating to search warrants to the Governor's Office of Crime Prevention, Youth, and Victim Services

and to certain local officials; requiring a law enforcement agency to compile certain information as a report in a certain format and to submit the report to the Governor’s Office of Crime Prevention, Youth, and Victim Services and certain local governments before a certain date; requiring the Governor’s Office of Crime Prevention, Youth, and Victim Services to analyze and summarize certain reports of law enforcement agencies and to submit a report of the analyses and summaries to the Governor, the General Assembly, and each law enforcement agency before a certain date each year and publish the report on its website; providing that, if a law enforcement agency fails to comply with the reporting provisions of this Act, the Governor’s Office of Crime Prevention, Youth, and Victim Services shall report the noncompliance to the Commission; providing that the Commission shall contact a certain law enforcement agency and request that the agency comply with this Act under certain circumstances; providing that, if a certain law enforcement agency fails to comply with certain reporting provisions within a certain period after being contacted by the Commission, the Governor’s Office of Crime Prevention, Youth, and Victim Services and the Commission jointly shall make a certain report to the Governor and the Legislative Policy Committee of the General Assembly; providing for the application of this Act; and generally relating to the ~~elimination of “no knock warrants”~~ execution of search warrants.

BY repealing and reenacting, with amendments,
 Article – Criminal Procedure
 Section ~~1–203(a)(2)(vi)~~ 1–203(a)(2)(i) and (vi), ~~and~~ (3), and (4)
 Annotated Code of Maryland
 (2018 Replacement Volume and 2020 Supplement)

BY adding to
Article – Criminal Procedure
Section 1–203(a)(2)(vii) and 2–109
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
 Article – Public Safety
 Section 3–207(a)(24)
 Annotated Code of Maryland
 (2018 Replacement Volume and 2020 Supplement)

BY adding to
 Article – Public Safety
 Section 3–523
 Annotated Code of Maryland
 (2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 599 – ~~Senator Smith~~ Senators Smith and West

AN ACT concerning

~~Public Safety – Surplus Military Equipment – Prohibition on Purchase by Law Enforcement Agencies~~

Maryland Police Accountability Act of 2021 – Surplus Military Equipment

FOR the purpose of prohibiting certain law enforcement agencies from receiving certain equipment from a federal military surplus program; defining certain terms; and generally relating to law enforcement agencies and the acquisition of equipment from a federal military surplus program.

BY repealing and reenacting, with amendments,
 Article – Public Safety
 Section 3–521
 Annotated Code of Maryland
 (2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 600 – Senator Smith

AN ACT concerning

~~Office of the Attorney General~~ Maryland Police Accountability Act of 2021 –
Office of the State Prosecutor – Investigation and Prosecution of Deaths Caused
by Police Officers

FOR the purpose of requiring a ~~certain law enforcement agency to notify the Office of the Attorney General of a certain incident involving the death of a person caused by a police officer at a certain time; requiring the Attorney General to investigate certain incidents involving the death of a person caused by a police officer; requiring the Attorney General to transmit a certain report to a certain State’s Attorney at a certain time; requiring a certain State’s Attorney to notify the Attorney General whether the State’s Attorney intends to prosecute a certain case at a certain time under certain circumstances; requiring the Attorney General to prosecute a certain police officer under certain circumstances~~ certain State’s Attorney to provide a certain investigatory file and certain information to the Office of the State Prosecutor under certain circumstances; authorizing the State Prosecutor to prosecute a certain law enforcement officer for certain offenses under certain circumstances; authorizing a certain prosecution to include certain crimes under certain circumstances; establishing the Task Force on Independent Investigations Involving Deaths Caused by Law Enforcement Officers; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to develop a certain blueprint for independent investigation of certain incidents and make certain recommendations; requiring the Task Force to report its

findings and recommendations to the Governor and the General Assembly on or before a certain date; defining a certain ~~terms~~ term; providing for the termination of a certain provision; and generally relating to the Office of the ~~Attorney General~~ State Prosecutor.

~~BY adding to~~

~~Article – Public Safety~~

~~Section 3–523~~

~~Annotated Code of Maryland~~

~~(2018 Replacement Volume and 2020 Supplement)~~

BY adding to

Article – State Government

Section 6–106.2

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 626 – Senator Carter

AN ACT concerning

Maryland Police Accountability Act of 2021 – Law Enforcement Officers – Use of Force, Reporting, and Whistleblower Protections

FOR the purpose of ~~authorizing a person to seek certain relief for use of force by a law enforcement officer, under certain circumstances, by filing a civil action with a certain court; providing that a certain person is not precluded from pursuing a certain legal remedy under certain circumstances; authorizing the Attorney General to file a civil action for certain relief under certain circumstances; providing for the use of force by a certain law enforcement officer; providing for the use of lethal force by a certain law enforcement officer; providing that a law enforcement officer who uses lethal force against a person in a manner inconsistent with a certain provision of this Act may be charged with certain crimes; prohibiting a law enforcement officer from recklessly failing to act in accordance with certain provisions of this Act; prohibiting a law enforcement officer from knowingly and willfully failing to act in accordance with certain provisions of this Act; prohibiting a law enforcement officer from intentionally using excessive force; requiring a law enforcement officer to intervene to prevent another law enforcement officer's use of excessive force under certain circumstances; requiring a certain law enforcement officer to report certain conduct of another law enforcement officer to a certain supervisor or other individuals under certain circumstances; prohibiting a law enforcement officer from intentionally failing to provide certain medical treatment; providing certain penalties for a violation of this Act; altering the duties of the Maryland Police Training and Standards Commission; authorizing the Commission to suspend or revoke the certification of a police officer under certain circumstances; requiring each~~

local law enforcement agency to establish, maintain, and implement certain policies and guidance for law enforcement agencies on or before a certain date; requiring each local law enforcement agency to include in its annual budget funds for a certain purpose on or before a certain date; ~~requiring a local law enforcement agency to post on its public website certain data on or before a certain date and every 6 months thereafter;~~ requiring each local law enforcement agency to make a certain report to the Governor's Office of Crime Prevention, Youth, and Victim Services at certain intervals of time; requiring the Governor's Office to develop a certain form and take certain actions regarding certain reports; requiring the Governor's Office to report certain noncompliance to the Commission; requiring the ~~Attorney General~~ Commission to annually review a certain sample of certain policies enacted by local law enforcement agencies beginning on or before a certain date; providing that certain local law enforcement agencies may not receive certain funds under certain circumstances; requiring the ~~Attorney General~~ Commission to make certain notifications under certain circumstances; prohibiting a supervisor, an appointing authority, or the head of a certain law enforcement agency from threatening or taking certain retaliatory actions against a certain law enforcement officer who discloses certain information or seeks a certain remedy; providing that the protections afforded under this Act apply to certain disclosures only under certain circumstances; authorizing a certain law enforcement officer to file a civil action against a certain law enforcement agency for certain relief; authorizing the law enforcement officer to seek certain statutory damages instead of certain relief; providing that, under certain circumstances, the law enforcement agency has the burden of proving by clear and convincing evidence that certain personnel actions would have occurred despite a certain disclosure; requiring the trier of fact to consider certain factors in awarding certain statutory damages; authorizing the court to award certain relief and damages to the law enforcement officer under certain circumstances; requiring the court to issue a certain injunction under certain circumstances; authorizing a court to award certain attorney's fees and litigation expenses to a law enforcement agency under certain circumstances; providing that this Act may not be construed to diminish certain rights, privileges, or remedies; requiring the Attorney General to take certain actions for certain purposes; providing that this Act does not preclude certain actions or prohibit certain personnel actions; providing for the application of this Act; defining certain terms; and generally relating to the use of force by law enforcement officers.

~~BY adding to~~

~~Article – Courts and Judicial Proceedings~~

~~Section 3–2201 to be under the new subtitle “Subtitle 22. Excessive Force by Law Enforcement Officers”~~

~~Annotated Code of Maryland
(2020 Replacement Volume)~~

BY adding to

Article – Criminal Law

Section 10–801 through 10–805 to be under the new subtitle “Subtitle 8. Improper Use of Force by Law Enforcement Officers”

Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 3–207(a)(16), (23), and (24) and 3–212

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – Public Safety

Section 3–207(a)(25) and 3–523; and 3–801 through 3–805 to be under the new subtitle “Subtitle 8. Whistleblower Protections”

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 627 – Senator Carter

EMERGENCY BILL

AN ACT concerning

Maryland Police Accountability Act of 2021 – Law Enforcement Officers’ Bill of Rights – Repeal and Procedures for Discipline

FOR the purpose of repealing certain provisions of the Law Enforcement Officers’ Bill of Rights; providing for the discipline of law enforcement officers; providing that provisions of this Act supersede and preempt any other law of the State, a county, or a municipal corporation under certain circumstances; providing that the procedures established by this Act are the exclusive methods for disciplining a certain law enforcement officer, subject to a certain exception; providing that a law enforcement agency or the agency’s superior governmental authority and a collective bargaining unit may not enter into a certain agreement; recodifying certain provisions of law relating to certain employment rights and the expungement of certain records; establishing that a law enforcement agency has a certain burden of proof in any proceeding under this Act; establishing certain disciplinary procedures; authorizing the issuance of a subpoena under certain circumstances in relation to the investigation of misconduct by a law enforcement officer and in relation to a certain hearing; providing for enforcement of a subpoena issued under this Act by the circuit court; providing for the appeal of a disciplinary decision to the circuit court under certain circumstances and in a certain manner; ~~authorizing a county or a political subdivision of the State to adopt a local law or ordinance to establish a certain oversight body; providing that certain powers, responsibilities, and procedures apply to a certain oversight body;~~ altering a certain provision of law requiring the Maryland Police Training and Standards Commission to develop a certain training

program; requiring the head of a law enforcement agency to provide certain information relating to an investigation of alleged misconduct or a disciplinary action against a law enforcement officer to the Governor's Office of Crime Prevention, Youth, and Victim Services; requiring the Governor's Office of Crime Prevention, Youth, and Victim Services to develop a certain format for certain information to be provided in; requiring the Governor's Office of Crime Prevention, Youth, and Victim Services to submit a certain annual report to the General Assembly on or before a certain date each year; providing for the application of this Act; defining certain terms; requiring the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, to correct any cross-references or terminology rendered incorrect by this Act and to describe any corrections made in a certain manner; making this Act an emergency measure; and generally relating to the repeal of the Law Enforcement Officers' Bill of Rights and procedures for discipline of law enforcement officers.

BY repealing

Article – Public Safety

Section 3–101 through 3–113 and the subtitle “Subtitle 1. Law Enforcement Officers’ Bill of Rights”

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – Public Safety

Section 3–101 through ~~3–114~~ 3–115 to be under the new subtitle “Subtitle 1. Discipline of Law Enforcement Officers”

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 3–207(g)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 786 – Senator McCray (By Request – Baltimore City Administration)

AN ACT concerning

Maryland Police Accountability Act of 2021 – Baltimore City – Control of the Police Department of Baltimore City

FOR the purpose of providing that the Police Department of Baltimore City is an agency and instrumentality of the City of Baltimore, instead of the State; providing that certain police officers have the authority conferred under a certain provision of law;

clarifying that the Police Department shall be considered to be an agency and instrumentality of the State for certain actions arising prior to a certain date and that the Police Department shall be considered to be an agency and instrumentality of Baltimore City for certain actions arising on and after a certain date; establishing an Advisory Board on the Transfer of Control of the Police Department of Baltimore City; providing for the membership, chair, staffing, and duties of the Advisory Board; requiring the Advisory Board to submit certain reports to certain persons at certain times; making a portion of this Act contingent on the passage and ratification, by a certain date, of a certain Baltimore City Charter amendment; providing for the effective dates of this Act; and generally relating to the Police Department of Baltimore City.

BY repealing and reenacting, with amendments,
The Public Local Laws of Baltimore City
Section 16–2(a) and 16–3
Article 4 – Public Local Laws of Maryland
(1979 Edition and 1997 Supplement and 2000 Supplement, as amended)

Read the first time and referred to the Committee on Judiciary.

QUORUM CALL

The presiding officer announced a quorum call, showing 119 Members present.

(See Roll Call No. 258)

CALENDAR OF THIRD READING HOUSE BILLS NO. 24

House Bill 73 – Delegate Krimm

AN ACT concerning

State and Local Government and Private Employers and Public Institutions of Higher Education – Teleworking

Read the third time and passed by yeas and nays as follows:

Affirmative – 100 Negative – 22 (See Roll Call No. 259)

The Bill was then sent to the Senate.

House Bill 248 – Delegate Shetty

AN ACT concerning

**Condominiums and Homeowners Associations – Rights and Restrictions –
Composting**

Read the third time and passed by yeas and nays as follows:

Affirmative – 124 Negative – 0 (See Roll Call No. 260)

The Bill was then sent to the Senate.

House Bill 449 – Delegate Bartlett

AN ACT concerning

Family Law – Marriage – Licenses and Records

Read the third time and passed by yeas and nays as follows:

Affirmative – 98 Negative – 27 (See Roll Call No. 261)

The Bill was then sent to the Senate.

House Bill 466 – Delegate Palakovich Carr

AN ACT concerning

Higher Education – Student Identification Cards – Required Information

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 262)

The Bill was then sent to the Senate.

House Bill 541 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Residential Property Sales – School District Information

MC 01–21

Read the third time and passed by yeas and nays as follows:

Affirmative – 111 Negative – 18 (See Roll Call No. 263)

The Bill was then sent to the Senate.

House Bill 718 – Delegate Guyton

AN ACT concerning

**State Coordinator for Autism Strategy and Advisory Stakeholder Group on
Autism-Related Needs – ~~Mandated Appropriation~~ Location and Funding**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 264)

The Bill was then sent to the Senate.

House Bill 887 – Delegate Chang

AN ACT concerning

State Debt – Annuity Bond Fund – Use of Bond Premiums

Read the third time and passed by yeas and nays as follows:

Affirmative – 94 Negative – 36 (See Roll Call No. 265)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 26**House Bill 10 – Delegate K. Young**

AN ACT concerning

Income Tax – Subtraction Modification – Living Organ Donors

Read the third time and passed by yeas and nays as follows:

Affirmative – 126 Negative – 4 (See Roll Call No. 266)

The Bill was then sent to the Senate.

House Bill 271 – Delegate Ebersole

AN ACT concerning

Public Safety – Law Enforcement Diversion Programs

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 267)

The Bill was then sent to the Senate.

House Bill 528 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Repeal of Impact Fee – Authorization of Building Excise Tax

Read the third time and passed by yeas and nays as follows:

Affirmative – 122 Negative – 9 (See Roll Call No. 268)

The Bill was then sent to the Senate.

House Bill 825 – Delegate Healey

AN ACT concerning

Cooperative Housing Corporations – Dispute Settlement and Eviction Procedures

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 269)

The Bill was then sent to the Senate.

House Bill 853 – Chair, Ways and Means Committee (By Request – Departmental – Commerce)

EMERGENCY BILL

AN ACT concerning

Small, Minority, and Women–Owned Businesses Account – Alterations

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 270)

The Bill was then sent to the Senate.

House Bill 1137 – Delegate Kerr

AN ACT concerning

Property Tax Credit – Business Entities – State of Emergency

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 271)

The Bill was then sent to the Senate.

SPECIAL ORDER CALENDAR NO. 34

House Bill 445 – Delegate Dumais

AN ACT concerning

Criminal Procedure – Charging Procedures – Citations

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0445/343222/1

BY: Delegate Hornberger

AMENDMENT TO HOUSE BILL 445

(First Reading File Bill)

On page 3, in line 25, after “**ARTICLE**” insert “, **UNLESS EXPOSURE TO THE CONTROLLED DANGEROUS SUBSTANCE IS A HEALTH OR SAFETY RISK FOR THE OFFICER**”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 45 Negative – 90 (See Roll Call No. 272)

Read the second time and ordered prepared for Third Reading.

ECONOMIC MATTERS COMMITTEE REPORT NO. 11

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 85 – Delegate Bhandari

AN ACT concerning

**Baltimore County – Workers’ Compensation – Permanent Partial Disability –
Detention and Correctional Officers**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 647 – Delegate Wilson

AN ACT concerning

**Corporations and Associations – Fees for Processing Articles of Dissolution,
Certificates of Cancellation, and Other Documents – Repeal**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably
with amendments:

House Bill 648 – Delegate Wilson

AN ACT concerning

Electric Cooperatives – Meetings – Alterations

HB0648/283791/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 648

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “attendance;” insert “requiring the members of the cooperative, by majority vote, to determine in the cooperative’s bylaws how meetings may be held:”.

AMENDMENT NO. 2

On page 2, after line 14, insert:

“(C) THE MEMBERS OF THE COOPERATIVE, BY A MAJORITY VOTE, SHALL DETERMINE IN THE COOPERATIVE’S BYLAWS HOW MEETINGS MAY BE HELD.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 781 – Delegate Dumais

AN ACT concerning

Corporations and Real Estate Investment Trusts – Miscellaneous

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 839 – Delegate Qi

AN ACT concerning

State Department of Assessments and Taxation – Lists of Business Entities Not Filing Annual Report

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 30 – Delegate Korman

AN ACT concerning

**Public Utilities – Office of Climate Counsel – Establishment
(Climate Counsel Act)**

HB0030/723190/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 30
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 2 and 3 and substitute:

**“Office of People’s Counsel – Alterations
(Office of People’s Counsel Environmental Reform Act)”**;

and in line 4, after the first “of” insert “altering the maximum amount that may be charged to a public service company under certain provisions of law for a State fiscal year; requiring the Office of People’s Counsel to hire a certain minimum number of assistant people’s counsel who will focus on environmental issues; authorizing the Office of People’s Counsel to retain or hire experts in the field of climate change; requiring the Office of People’s Counsel to consider certain interests in determining whether a certain matter affects the interests of residential and noncommercial users;”.

On pages 1 and 2, strike beginning with “establishing” in line 4 on page 1 down through “circumstances;” in line 7 on page 2.

On page 2, in lines 8, 12, and 13, in each instance, strike “Climate” and substitute “People’s”; strike beginning with “altering” in line 8 down through “member;” in line 10; in line 13, strike “conforming and”; strike in their entirety lines 15 through 22, inclusive; in line 35, strike “2-110” and substitute “2-110(c)(12)”; and strike beginning with “2-110.1” in line 35 down through “13-204” in line 36 and substitute “2-203(a) and (f), and 2-204(a)”.

On pages 2 and 3, strike in their entirety the lines beginning with line 39 on page 2 through line 17 on page 3, inclusive.

AMENDMENT NO. 2

On page 4, strike beginning with “That” in line 10 down through the comma in line 14.

On page 5, in line 7, in each instance, strike “CLIMATE” and substitute “PEOPLE’S”.

On page 6, after line 4, insert:

“(c) (12) The total amount that may be charged to a public service company under this section for a State fiscal year may not exceed:

(i) 0.25% of the public service company’s gross operating revenues derived from intrastate utility and electricity supplier operations in the preceding calendar year, or other 12–month period that the Chairman determines, for the costs and expenses of the Commission other than that of the Office of People’s Counsel; plus

(ii) [0.05%] 0.074% of those revenues for the costs and expenses of the Office of People’s Counsel.

2–203.

(a) (1) The State budget shall provide sufficient money for the Office of People’s Counsel to hire necessary staff in addition to the staff assistance that is provided under § 2–205(c)(2) of this subtitle.

(2) THE OFFICE OF PEOPLE’S COUNSEL SHALL HIRE AT LEAST ONE ASSISTANT PEOPLE’S COUNSEL WHO WILL FOCUS ON ENVIRONMENTAL ISSUES.

(f) The Office of People’s Counsel may retain as necessary for a particular matter or hire experts in the field of:

(1) utility regulation, including cost of capital experts, rate design experts, accountants, economists, engineers, transportation specialists, and lawyers; AND

(2) CLIMATE CHANGE, INCLUDING METEOROLOGISTS, OCEANOGRAPHERS, ECOLOGISTS, FORESTERS, GEOLOGISTS, SEISMOLOGISTS, BOTANISTS, AND EXPERTS IN ANY OTHER FIELD OF SCIENCE THAT THE PEOPLE’S COUNSEL DETERMINES IS NECESSARY.

2–204.

(a) (1) (I) The Office of People’s Counsel shall evaluate each matter pending before the Commission to determine if the interests of residential and noncommercial users are affected.

(II) IN DETERMINING WHETHER THE INTERESTS OF RESIDENTIAL AND NONCOMMERCIAL USERS ARE AFFECTED, THE OFFICE OF PEOPLE’S COUNSEL SHALL CONSIDER THE PUBLIC SAFETY, ECONOMIC WELFARE, AND ENVIRONMENTAL INTERESTS OF THE STATE AND ITS RESIDENTS, INCLUDING THE STATE’S PROGRESS TOWARD MEETING ITS GREENHOUSE GAS EMISSIONS REDUCTIONS GOALS.

(2) If the Office of People’s Counsel considers the interest of residential and noncommercial users to be affected, the Office of People’s Counsel shall appear before the Commission and courts on behalf of residential and noncommercial users in each matter or proceeding over which the Commission has original jurisdiction, including a proceeding on the rates, service, or practices of a public service company or on a violation of this division.

(3) As the Office of People’s Counsel considers necessary, the Office of People’s Counsel shall conduct investigations and request the Commission to initiate proceedings to protect the interests of residential and noncommercial users.”.

On pages 6 through 25, strike in their entirety the lines beginning with line 5 on page 6 through line 7 on page 25, inclusive.

On page 26, in line 3, in each instance, strike “CLIMATE” and substitute “PEOPLE’S”.

On page 29, in line 14, in each instance, strike “CLIMATE” and substitute “PEOPLE’S”.

On page 32, in line 5, strike “3.” and substitute “2.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 658 – Delegate Qi

AN ACT concerning

**Transforming Manufacturing in a Digital Economy Workgroup
(Making It in Maryland)**

HB0658/983395/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 658
(First Reading File Bill)

On page 3, in line 16, strike “Legislative Services” and substitute “Commerce”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 768 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Community Choice Energy – Pilot Program

MC 17–21

HB0768/703493/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 768
(First Reading File Bill)

On page 7, in line 4, strike “**JANUARY**” and substitute “**APRIL**”.

On page 15, in line 2, strike “**JULY**” and substitute “**SEPTEMBER**”.

On page 16, in line 28, strike “**JANUARY 1, 2024**” and substitute “**JULY 1, 2023**”.

On page 17, in line 1, strike “**DECEMBER 31, 2031**” and substitute “**JUNE 30, 2030**”; in line 2, strike “**DECEMBER 31**” and substitute “**JUNE 30**”; and in line 24, strike “**OCTOBER 1, 2022**” and substitute “**APRIL 1, 2023**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 777 – Delegate Brooks

AN ACT concerning

Power Plant Research Program – Review of Application for Certificate of Public Convenience and Necessity – Alterations

HB0777/803196/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 777

(First Reading File Bill)

On page 3, in line 20, strike “**UNDUE HARDSHIP**” and substitute “**GOOD CAUSE**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Delegate Buckel moved to make the Bill a Special Order for next session.

The motion was adopted.

HEALTH AND GOVERNMENT OPERATIONS COMMITTEE REPORT NO. 7

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 673 – Delegate Valentino–Smith

EMERGENCY BILL

AN ACT concerning

State Health Care Facilities – Employees – Alternative Workweeks

HB0673/186085/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 673

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “and be entitled to certain compensation”; and in line 7, after “work” insert “do not”.

AMENDMENT NO. 2

On page 2, strike beginning with the colon in line 4 down through “**MAY**” in line 7 and substitute “MAY”; in line 14, strike “**ANY**” and substitute “:

(I) ANY”;

in line 15, after “**UNDERSTANDING**” insert a semicolon; in the same line, after “**OR**” insert:

“(II) IF THE EMPLOYEE IS NOT COVERED BY AN APPLICABLE COLLECTIVE BARGAINING MEMORANDUM OF UNDERSTANDING, ANY”;

in lines 17 and 18, strike “**IS AUTHORIZED TO WORK ACCORDING TO**” and substitute “WORKS”; in line 18, after “**WORKWEEK**” insert “AS AUTHORIZED”; strike beginning with the colon in line 19 down through “**CONSIDERED**” in line 20 and substitute “CONSIDERED”; and strike beginning with the semicolon in line 21 down through “**ARTICLE**” in line 23.

On page 3, in line 3, after “subsection” insert “:

(I) EXCEPT AS PROVIDED IN ITEM (II) OF THIS PARAGRAPH,”;

in line 5, after “subtitle” insert “;AND”

(II) DOES NOT APPLY TO AN EMPLOYEE WHO WORKS AN ALTERNATIVE WORKWEEK, AS DEFINED IN § 2-104(P) OF THE HEALTH – GENERAL ARTICLE”;

in line 12, strike the colon; in line 13, strike “(I)”;

strike beginning with “; AND” in line 15 down through “ARTICLE” in line 18; strike in their entirety lines 19 through 24, inclusive; in line 25, strike the brackets; and in the same line, strike “(3)”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 811 – Delegate Cullison

AN ACT concerning

State Board of Social Work Examiners – Revisions

HB0811/156583/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 811

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “practice;” insert “altering the year beginning in which a certain licensee seeking renewal of the license is required to attest that the licensee has submitted to a certain criminal history records check;”; and in line 22, strike “19-308(d)(4)” and substitute “19-308(d)”.

AMENDMENT NO. 2

On page 11, after line 23, insert:

“(1) Otherwise is entitled to be licensed;

(2) Pays to the Board the appropriate renewal fee specified by this subtitle;

(3) Submits to the Board:

(i) A renewal application on the form that the Board requires; and

(ii) Satisfactory evidence of compliance with any continuing education requirement set under this section for license renewal; and”;

in line 24, strike the brackets; in the same line, strike “2021” and substitute “**2023**”; and in the same line, strike “**EXCEPT**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 873 – Delegate Charles

AN ACT concerning

**State Board for Certification of Residential Child Care Program Professionals –
Certification – Revisions**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 13

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 314 – Delegate Lierman

AN ACT concerning

Plastic Bag Reduction Act

HB0314/970013/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 314

(First Reading File Bill)

On page 3, in line 7, strike “AT” and substitute “BY”; in line 8, strike “PRODUCED” and substitute “GROWN”; and in lines 8 and 9, strike “AND PURCHASED ON”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Delegate McKay moved to make the Bill a Special Order for next session.

The motion was adopted.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 11

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 80 – Delegate Charkoudian

AN ACT concerning

Department of Transportation and Department of the Environment – Purple Line Tree Replacement Plan**HB0080/980416/1**

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 80

(First Reading File Bill)

On page 1, strike beginning with “and” in line 2 down through “Plan” in line 3 and substitute “– Urban Tree Program – Establishment”; strike beginning with the comma in line 4 down through the comma in line 5; in line 5, strike “a plan” and substitute “an urban tree program”; in lines 6 and 14, in each instance, strike “the Purple Line” and substitute “certain transportation projects”; in lines 7 and 8, in each instance, strike “plan” and substitute “program”; in lines 6 and 14, in each instance, after “during” insert “the”; in line 17, strike “7–713” and substitute “2–103.8”; after line 19, insert:

“Preamble

WHEREAS, The Maryland Department of Transportation is a principal department of the State government; and

WHEREAS, The Secretary of Transportation is responsible for the operation of the Maryland Department of Transportation and establishing guidelines and procedures to promote the orderly and efficient administration of the Maryland Department of Transportation; and

WHEREAS, The General Assembly finds that the State must have sustainable communities; and

WHEREAS, The Maryland Department of Transportation and the Department of Natural Resources are executing a memorandum of understanding, which applies to all Maryland Department of Transportation modal administrations, and supports common objectives, including Chesapeake Bay watershed restoration, climate resiliency, adaptation and mitigation efforts, environmental compliance and stewardship, and sustainability activities; and

WHEREAS, The Maryland Department of Transportation desires to create an urban tree program to promote sustainable practices that would improve local air quality, enhance existing bicycle and pedestrian connections to transit, and alleviate urban heat island effects; and

WHEREAS, The Maryland Department of Transportation commits to consult with the Department of Natural Resources and the Department of the Environment in the development of the urban tree program; now, therefore.”;

and in line 23, strike “**7-713.**” and substitute “**2-103.8.**”.

On page 2, after line 8, insert:

“(4) “TRANSPORTATION FACILITY” HAS THE MEANING STATED IN § 3-101 OF THIS ARTICLE.”;

strike beginning with the comma in line 9 down through the comma in line 10; in line 10, strike “A PLAN” and substitute “**AN URBAN TREE PROGRAM**”; in line 11, after “OF” insert “**A TRANSPORTATION FACILITY PROJECT, INCLUDING THE AREA IMPACTED BY**”; in

the same line, after “**LINE**” insert “**PROJECT**”; in line 12, strike “**PLAN**” and substitute “**URBAN TREE PROGRAM**”; in line 14, after “**(I)**” insert “**THE DEPARTMENT OF THE ENVIRONMENT AND THE DEPARTMENT OF NATURAL RESOURCES;**”

(II)”;

in lines 15, 17, 19, and 21, in each instance, after “**REMOVED**” insert “**AS PART OF A TRANSPORTATION FACILITY PROJECT**”; in lines 15, 16, 19, and 20, in each instance, strike “**THE**”; in lines 16, 18, and 20, strike “**(II)**”, “**(III)**”, and “**(IV)**”, respectively, and substitute “**(III)**”, “**(IV)**”, and “**(V)**”, respectively; in line 22, strike “**PLAN**” and substitute “**URBAN TREE PROGRAM**”; and strike beginning with “**EACH**” in line 23 down through “**LINE**” in line 25 and substitute “**COMMUNITIES WHERE TREES ARE REMOVED AS PART OF CONSTRUCTION OF A TRANSPORTATION FACILITY PROJECT**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 109 – Delegate Stein

AN ACT concerning

Public Safety – Maryland Swimming Pool and Spa Standards – Adoption

HB0109/660712/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 109

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after the semicolon insert “requiring the Department to adopt without modification certain provisions relating to additions, alterations, or repairs;”; and in line 27, after “Standards;” insert “requiring the Department to consult with the”

Maryland Department of Health on the implementation of the Standards in relation to the regulation of the operation and maintenance of swimming pools and spas.”.

AMENDMENT NO. 2

On page 4, after line 6, insert:

“(3) AS PART OF THE STANDARDS, THE DEPARTMENT SHALL ADOPT WITHOUT MODIFICATION THE PROVISIONS OF THE INTERNATIONAL SWIMMING POOL AND SPA CODE RELATING TO THE REQUIREMENTS APPLICABLE TO ADDITIONS, ALTERATIONS, OR REPAIRS.”.

AMENDMENT NO. 3

On page 3, in line 2, strike “OR”; in line 5, after “ARTICLE” insert “;OR”

(3) THE MARYLAND DEPARTMENT OF HEALTH TO REGULATE THE OPERATION AND MAINTENANCE OF SWIMMING POOLS AND SPAS”;

after line 29, insert:

“(IV) CONSULT WITH THE MARYLAND DEPARTMENT OF HEALTH ON THE EFFECT OF THE PROPOSED CHANGES ON HEALTH AND SAFETY;”;

and in lines 30 and 31, strike “(IV)” and “(V)”, respectively, and substitute “(V)” and “(VI)”, respectively.

On page 4, in line 1, strike “(VI)” and substitute “(VII)”.

On page 8, in line 8, strike the second “AND”; and in line 10, after “STANDARDS” insert “;AND”

(4) SHALL CONSULT WITH THE MARYLAND DEPARTMENT OF HEALTH ON THE IMPLEMENTATION OF THE STANDARDS IN RELATION TO THE REGULATION OF THE OPERATION AND MAINTENANCE OF SWIMMING POOLS AND SPAS”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 295 – Delegates Love and Henson

AN ACT concerning

Water Pollution – Stormwater Management Regulations and Watershed Implementation Plans – Review and Update

HB0295/790117/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 295

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after the first “of” insert “requiring certain regulations to incorporate certain precipitation data;”; strike beginning with “requiring” in line 5 down through “date;” in line 6; in line 7, after “manner;” insert “requiring the Department to report to the General Assembly on certain precipitation data and plans for updating certain regulations on or before a certain date; requiring the Department to report to the General Assembly on certain revisions to certain regulations after a certain date;”; strike beginning with “requiring” in line 10 down through “permits” in line 11 and substitute “prohibiting the Department from delaying the implementation of certain requirements or standards;”; in line 14, after “date;” insert “defining a certain term;”; after line 15, insert:

“BY repealing and reenacting, without amendments,

Article – Environment

Section 4–201.1(a)

Annotated Code of Maryland

(2013 Replacement Volume and 2020 Supplement)

BY adding to

Article – Environment

Section 4–201.1(e); and 4–901 to be under the new subtitle “Subtitle 9.

Miscellaneous”

Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)”;

and strike in their entirety lines 21 through 25, inclusive.

AMENDMENT NO. 2

On page 2, after line 35, insert:

“4–201.1.

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

(E) “PRECIPITATION DATA” MEANS HISTORICAL DATA THAT DESCRIBES THE RELATIONSHIP BETWEEN PRECIPITATION INTENSITY, DURATION, AND RETURN PERIOD.”.

On page 4, in line 29, strike “and”.

On page 5, in line 3, after “plans” insert “;AND

(X) INCORPORATE THE MOST RECENT PRECIPITATION DATA AVAILABLE”;

strike beginning with the colon in line 4 down through “**REVIEW**” in line 5 and substitute “REVIEW”; strike beginning with the semicolon in line 6 down through “**2022**” in line 8; in lines 11 and 12, strike “**USE THE MOST RECENT PRECIPITATION DATA AVAILABLE TO**” and substitute “AT A MINIMUM,”; in line 13, after “**STANDARDS**” insert “USING THE MOST RECENT PRECIPITATION DATA AVAILABLE”; in line 14, strike “**UPDATE**” and substitute “AS NECESSARY, UPDATE”; in lines 14 and 15, strike “**AS NECESSARY**”; and after line 15, insert:

“(4) (I) ON OR BEFORE NOVEMBER 1, 2021, THE DEPARTMENT SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2–1257 OF THE STATE GOVERNMENT ARTICLE, ON:

1. THE MOST RECENT PRECIPITATION DATA AVAILABLE;

2. THE DEPARTMENT’S PLANS FOR IMMEDIATELY UPDATING WATER QUANTITY CONTROL STANDARDS FOR WATERSHEDS WHERE FLOODING EVENTS OCCURRED ON OR AFTER JANUARY 1, 2000; AND

3. THE DEPARTMENT’S PLANS FOR UPDATING ALL OTHER REGULATIONS ADOPTED UNDER THIS SECTION.

(II) AFTER NOVEMBER 1, 2021, THE DEPARTMENT SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, ON ANY REVISIONS THE DEPARTMENT INTENDS TO MAKE TO THE REGULATIONS ADOPTED UNDER THIS SECTION BEFORE PUBLISHING THE REGULATIONS.”.

AMENDMENT NO. 3

On page 5, in line 27, strike “AND”; and in line 28, after “COMMISSION” insert “;

D. THE MARYLAND EMERGENCY MANAGEMENT AGENCY;

E. THE MARYLAND ASSOCIATION OF SOIL CONSERVATION DISTRICTS;

F. LOCAL GOVERNMENT;

G. A PRIVATE SECTOR ENTITY WITH DESIGN AND CONSTRUCTION EXPERIENCE; AND

H. AN ASSOCIATION THAT HAS EXPERTISE IN STORMWATER RESTORATION PROJECTS”.

On page 6, strike beginning with “FOR” in line 5 down through “PERMIT.” in line 9 and substitute “THE DEPARTMENT MAY NOT DELAY THE IMPLEMENTATION OF ANY NEW REQUIREMENTS OR STANDARDS ESTABLISHED UNDER REGULATIONS ADOPTED UNDER THIS SECTION.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 325 – Delegate Mautz

AN ACT concerning

Talbot County – Deer and Turkey Hunting – Sundays

HB0325/560915/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 325

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike the first “certain”; strike beginning with the second “a” in line 6 down through “hunt” in line 7 and substitute “each Sunday of the spring turkey hunting season in Talbot County”; and strike beginning with “authorizing” in line 7 down through “circumstances;” in line 9.

AMENDMENT NO. 2

On page 4, in line 9, strike “and”; in line 10, after “County” insert “; AND”

(VII) TALBOT COUNTY;

in line 23, strike the brackets; strike beginning with the colon in line 23 down through “**HUNT**” in line 24; and strike beginning with “; **AND**” in line 25 down through “**SUBTITLE**” in line 28.

AMENDMENT NO. 3

On page 5, in line 18, strike the brackets; and strike beginning with the semicolon in line 20 down through “**SUBSECTION**” in line 26.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 562 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Speed Limits – Establishment

MC 02–21

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 730 – The Speaker (By Request – Administration)

AN ACT concerning

Driver’s Licenses, Learner’s Instructional Permits, and Identification Cards – Applications and Renewals

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 133 Members present.

(See Roll Call No. 273)

CALENDAR OF THIRD READING HOUSE BILLS NO. 25

House Bill 3 – Delegates Clippinger and Queen

AN ACT concerning

Correctional Services – Parole – Life Imprisonment

Read the third time and passed by yeas and nays as follows:

Affirmative – 93 Negative – 41 (See Roll Call No. 274)

The Bill was then sent to the Senate.

House Bill 421 – Delegate Rosenberg

AN ACT concerning

Income Tax Distribution – Tax Clinics for Low–Income Marylanders

Read the third time and passed by yeas and nays as follows:

Affirmative – 123 Negative – 12 (See Roll Call No. 275)

The Bill was then sent to the Senate.

House Bill 539 – Delegate Buckel

AN ACT concerning

**Historic Revitalization Tax Credit – Certified Historic Structure and
Single–Family, Owner–Occupied Residence – Definitions**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 6 (See Roll Call No. 276)

The Bill was then sent to the Senate.

House Bill 656 – Delegate Crosby

AN ACT concerning

**Election Law – Early Voting Centers – ~~Accessibility by Public Transportation~~
Bus Stops**

Read the third time and passed by yeas and nays as follows:

Affirmative – 104 Negative – 32 (See Roll Call No. 277)

The Bill was then sent to the Senate.

House Bill 711 – Delegate D. Jones

AN ACT concerning

Income Tax – Subtraction Modification – Donations to Diaper Banks and Other Charitable Entities

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 278)

The Bill was then sent to the Senate.

House Bill 742 – Delegate Dumais

AN ACT concerning

**Compensation to Individual Erroneously Convicted, Sentenced, and Confined
(The Walter Lomax Act)**

Delegate Lierman moved the previous question.

The motion was adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 279)

The Bill was then sent to the Senate.

House Bill 815 – Delegate Shoemaker

AN ACT concerning

**State Agricultural Land Transfer Tax – Application of Nonagricultural Use
Reduction and Exemption**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 280)

The Bill was then sent to the Senate.

SPECIAL ORDER CALENDAR NO. 35

House Bill 1048 – Delegate Wilkins

AN ACT concerning

Election Law – Permanent Absentee Ballot List

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB1048/153327/1

BY: Delegate Krebs

AMENDMENTS TO HOUSE BILL 1048

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “**Law –**” insert “**Inactive Voter and**”; in the same line, strike “**List**” and substitute “**Lists**”; in line 3, after “of” insert “altering the circumstances under which a voter’s name is required to be placed into inactive status; requiring the State Board of Elections to notify a certain voter that the voter will be placed into inactive status at least a certain number of days before the voter is placed into inactive status; requiring the State Board to notify a voter of steps the voter can take under certain circumstances”; in line 4, strike “of Elections”; and in line 29, after “to” insert “the inactive voter list and”.

On page 2, in line 2, after “Section” insert “3–503 and”.

AMENDMENT NO. 2

On page 2, after line 12, insert:

“3–503.

(a) **(1) [If] A VOTER’S NAME SHALL BE PLACED INTO INACTIVE STATUS ON THE STATEWIDE VOTER REGISTRATION LIST, IF:**

(I) THE VOTER DOES NOT VOTE DURING THE 2022 GENERAL ELECTION;

(II) [a] THE voter fails to respond to a confirmation notice [under § 3–502(c) of this subtitle.] SUBMITTED TO THE VOTER BY THE STATE BOARD; AND

(III) THE VOTER DOES NOT VOTE IN THE 2024 AND 2026 GENERAL ELECTION [the voter's name shall be placed into inactive status on the statewide voter registration list].

(2) AT LEAST 90 DAYS BEFORE PLACING A VOTER'S NAME INTO INACTIVE STATUS IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION, THE STATE BOARD SHALL NOTIFY THE VOTER:

(I) THAT THE VOTER WILL BE PLACED INTO INACTIVE STATUS BY A DATE TO BE DETERMINED BY THE STATE BOARD; AND

(II) OF STEPS THE VOTER CAN TAKE TO REMAIN ON THE ACTIVE VOTER LIST.

(b) A voter shall be restored to active status on the statewide voter registration list after completing and signing any of the following election documents:

(1) a voter registration application;

(2) a petition governed by Title 6 of this article;

(3) a certificate of candidacy;

(4) an absentee ballot application; or

(5) a written affirmation of residence completed on election day to entitle the voter to vote either at the election district or precinct for the voter's current residence or the voter's previous residence, as determined by the State Board.

(c) An inactive voter who fails to vote in an election in the period ending with the second general election shall be removed from the statewide voter registration list.

(d) Registrants placed into inactive status may not be counted for official administrative purposes including establishing precincts and reporting official statistics.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 41 Negative – 93 (See Roll Call No. 281)

FLOOR AMENDMENT

HB1048/223023/1

BY: Delegate Krebs

AMENDMENTS TO HOUSE BILL 1048, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 2, after “**List**” insert “**and Interim Study**”; in line 9, strike “requiring a voter to specify in”; strike beginning with “absentee” in line 9 down through “election;” in line 12; in lines 13 and 14, strike “or uses any method to request to receive a blank absentee ballot”; in line 28, after “address;” insert “requiring the State Board, in consultation with local boards, to complete a certain study and report to the General Assembly on or before a certain date;”; and in line 29, after “list” insert “and a study by the State Board of Elections on sending ballots and communications by electronic means”.

On page 1 of the Committee on Ways and Means Amendments (HB1048/975260/1), in line 3 of Amendment No. 1, strike “a certain”.

AMENDMENT NO. 2

On page 3 of the bill, in line 21, strike “**(D)**”; in the same line, strike “**A VOTER SHALL SPECIFY IN**”; in the same line, strike “**ABSENTEE BALLOT**”; in line 22, strike “**APPLICATION SUBMITTED IN ACCORDANCE WITH SUBSECTION**”; in the same line, strike “**OF THIS**”; and strike in their entirety lines 23 through 28, inclusive.

On page 1 of the Committee on Ways and Means Amendments, in line 8 of Amendment No. 2, strike “AN”; and in line 9, strike “(B)”.

On page 4 of the bill, strike in their entirety lines 1 through 6, inclusive; in line 7, strike “**(E)**” and substitute “(D)”; in lines 9 and 10, strike “**OR WHO USES ANY METHOD TO REQUEST TO RECEIVE A BLANK ABSENTEE BALLOT THROUGH THE INTERNET**”; in lines 12 and 15, strike “**(F)**” and “**(G)**”, respectively, and substitute “(E)” and “(F)”, respectively; in lines 18 and 19, strike “**USING THE METHOD CHOSEN BY THE VOTER**”.

UNDER SUBSECTION (D)(2) OF THIS SECTION” and substitute “**BY NONFORWARDABLE MAIL**”; and strike in their entirety lines 30 and 31, inclusive.

On page 5 of the bill, strike in their entirety lines 1 through 3, inclusive; in lines 4, 6, 15, and 23, strike “(H)”, “(I)”, “(J)”, and “(K)”, respectively, and substitute “(G)”, “(H)”, “(I)”, and “(J)”, respectively; in line 4, after “BALLOT” insert “**BY NONFORWARDABLE MAIL**”; and after line 30, insert:

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The State Board of Elections, in consultation with local boards of elections, shall study the financial, technological, staffing, and security implications of:

(1) delivering absentee ballots through e-mail, facsimile, or other electronic methods; and

(2) communicating with voters through text message, e-mail, or other electronic methods.

(b) On or before December 1, 2021, the State Board of Elections shall report its findings and recommendations to the General Assembly, in accordance with § 2-1257 of the State Government Article.”.

On page 6 of the bill, in line 1, strike “2.” and substitute “3.”; and in line 2, strike “October” and substitute “June”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 43 Negative – 89 (See Roll Call No. 282)

FLOOR AMENDMENT

HB1048/833924/1

BY: Delegate Chisholm

AMENDMENTS TO HOUSE BILL 1048, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 6, after “information” insert “in a certain manner”; and in line 28, after “address;” insert “requiring the Motor Vehicle Administration to issue an identification card to certain voters at no charge”.

On page 2 of the bill, after line 9, insert:

“BY repealing and reenacting, with amendments,
Article – Transportation
Section 12-301(b)
Annotated Code of Maryland
(2020 Replacement Volume)”.

AMENDMENT NO. 2

On page 3 of the bill, in line 10, strike “**COMPLETE AND SUBMIT**”; in line 11, after “**(1)**” insert “COMPLETE”; in lines 13 and 14, strike “**A WRITTEN REQUEST THAT INCLUDES THE VOTER’S NAME, RESIDENCE ADDRESS, AND SIGNATURE**” and substitute “SUBMIT THE COMPLETED ABSENTEE BALLOT APPLICATION IN PERSON TO THE LOCAL BOARD”; in line 14, strike “**OR**” and substitute “AND”; in line 15, after “**(3)**” insert “PRESENT TO THE LOCAL BOARD CURRENT, GOVERNMENT-ISSUED IDENTIFICATION THAT INCLUDES:

(I) A PHOTO OF THE VOTER;

(II) THE VOTER’S NAME; AND

(III) THE VOTER’S ADDRESS;

in the same line, strike “**THE ONLINE**”; and in lines 15 and 16, strike “**ABSENTEE BALLOT APPLICATION PROVIDED BY THE STATE BOARD**”.

On page 1 of the Committee on Ways and Means Amendments (HB1048/975260/1), strike beginning with “AND” in line 4 of Amendment No. 2 down through “STATUS” in line 6; and in lines 11 and 12, strike “PERMANENT ABSENTEE BALLOT STATUS”.

On page 4 of the bill, in line 7, strike “**(E) A VOTER WHO USES THE ONLINE**”; in lines 7 and 8, strike “**ABSENTEE BALLOT APPLICATION TO REQUEST**”; strike in their entirety lines 9 through 11, inclusive; and in lines 12 and 15, strike “**(F)**” and “**(G)**”, respectively, and substitute “(E)” and “(F)”, respectively.

On page 5 of the bill, in lines 4, 6, 15, and 23, strike “(H)”, “(I)”, “(J)”, and “(K)”, respectively, and substitute “(G)”, “(H)”, “(I)”, and “(J)”, respectively; and after line 30, insert:

“Article – Transportation

12-301.

(b) (1) Except as provided in paragraph (2) of this subsection, the Administration shall establish a fee for the issuance of an identification card and for issuance of a duplicate identification card.

(2) A fee is not required if the applicant for the card:

(i) Is 65 years old or older;

(ii) Is legally blind;

(iii) Has permanently lost the use of a leg or an arm;

(iv) Is permanently disabled so severely that the applicant cannot move without the aid of crutches or a wheelchair; [or]

(v) Has a physical or mental impairment that substantially limits a “major life activity” as defined in the federal Americans with Disabilities Act; OR

(VI) IS AT LEAST 18 YEARS OLD AND OBTAINS THE CARD FOR USE AS A VOTER IDENTIFICATION CARD WHEN REQUESTING PERMANENT ABSENTEE BALLOT STATUS.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 38 Negative – 94 (See Roll Call No. 283)

FLOOR AMENDMENT

HB1048/793427/1

BY: Delegate M. Fisher

AMENDMENTS TO HOUSE BILL 1048

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 28, after “address;” insert “prohibiting the State Board or a local board from sharing the permanent absentee ballot list with a third party;”.

AMENDMENT NO. 2

On page 5, after line 30, insert:

“(L) THE STATE BOARD OR A LOCAL BOARD MAY NOT SHARE THE PERMANENT ABSENTEE BALLOT LIST WITH A THIRD PARTY.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 41 Negative – 94 (See Roll Call No. 284)

FLOOR AMENDMENT

HB1048/833121/1

BY: Delegate M. Fisher

AMENDMENTS TO HOUSE BILL 1048

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Permanent Absentee Ballot List**” and substitute “**Ballots – Lists and Prohibitions**”; in line 28, after “address;” insert “prohibiting, except under certain circumstances, individuals from collecting ballots from voters and depositing the ballots in a ballot drop box;”; in line 29, strike “a permanent absentee ballot list” and substitute “ballot lists and prohibitions”.

On page 2, in line 2, after “9–303” insert “and 16–206(a)”.

AMENDMENT NO. 2

On page 5, after line 30, insert:

“16–206.

(a) A person may not:

- (1) place any distinguishing mark on the person's own or another person's ballot for the purpose of identifying the ballot;
- (2) misrepresent the person's ability to mark a ballot or operate voting equipment;
- (3) interfere or attempt to interfere with a voter while the voter is inside the polling room, marking a ballot, or operating voting equipment;
- (4) induce or attempt to induce a voter to mark the voter's ballot in a certain way;
- (5) except for servicing by an authorized person, unlock any locked compartment of a voting device unless instructed to do so by the election director;
- (6) destroy or deface a ballot;
- (7) remove a ballot from a building in which voting occurs, except as otherwise provided in this article;
- (8) delay the delivery of a ballot;
- (9) possess on or before the day of election an official ballot printed for the election, unless the possession of the ballot is necessary and appropriate for carrying out the election process; [or]
- (10) canvass, electioneer, or post any campaign material in the polling place or beyond a line established by signs posted in accordance with subsection (b) of this section;

OR

(11) UNLESS THE INDIVIDUAL IS ACTING AS A DULY AUTHORIZED AGENT IN ACCORDANCE WITH § 9-307 OF THIS ARTICLE, COLLECT BALLOTS FROM VOTERS AND DEPOSIT THE BALLOTS IN BALLOT DROP BOXES.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 39 Negative – 95 (See Roll Call No. 285)

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 286)

ADJOURNMENT

At 12:24 P.M. on motion of Delegate Luedtke the House adjourned until 10:00 A.M. on Legislative Day March 1, 2021, Calendar Day, Friday, March 5, 2021.

Annapolis, Maryland
Legislative Day: March 1, 2021
Calendar Day: Friday, March 5, 2021
10:00 A.M. Session

The House met at 10:04 A.M. and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 123 Members present.

(See Roll Call No. 287)

EXCUSED:

Delegate Anderson – illness
Delegate Arentz – personal
Delegate C. Branch – medical
Delegate Carr – personal
Delegate Hartman – personal
Delegate Henson – left briefly – personal
Delegate Long – personal
Delegate Saab – illness
Delegate Wells – doctor’s appointment

The Journal of February 28, 2021 was read and approved.

INTRODUCTORY HOUSE BILLS NO. 46

House Bill 1365 – Delegate Korman

AN ACT concerning

Nonpublic Special Education Schools – State Contribution – Increase

FOR the purpose of requiring the State contribution to the cost of educating children with disabilities in nonpublic programs to be increased by certain amounts in a certain fiscal year for certain purposes; and generally relating to an increase in the State contribution to the cost of educating children with disabilities in nonpublic programs.

BY repealing and reenacting, without amendments,
Article – Education
Section 8–406(b) and (c) and 8–415(d)
Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1366 – Delegate Bridges

AN ACT concerning

Education – Residential Boarding Programs for At-Risk Youth – Expansion

FOR the purpose of authorizing the State Department of Education to contract with an operator to provide at-risk youth in the State with the opportunity to participate in a certain program that is intended to provide a student with the opportunity to attend a multiweek accelerated learning residential boarding education program; specifying that a certain program is not required to provide college admissions counseling; requiring a county board of education, for each day a student attends a certain program, to pay the Department a certain percentage of the basic daily cost for certain eligible children; requiring the Governor to include in the annual budget bill an amount sufficient to cover the transportation, boarding, and administrative costs of a certain program; requiring the Governor, beginning in a certain fiscal year, to include in the annual budget bill a certain amount to serve up to a certain number of students subject to a certain limitation, a certain additional amount for a certain number of additional students, and an additional amount based on a certain calculation; prohibiting certain provisions of this Act from being construed to prohibit a certain program from receiving funds from private, federal, or other sources; providing for the application of certain provisions of law; defining a certain term; and generally relating to expanding residential boarding education programs for at-risk youth in the State.

BY repealing and reenacting, with amendments,

Article – Education

Section 8–704(a)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – Education

Section 8–711

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 25

March 1, 2021

- 1. Del. Hartman Ocean City Lifesaving Museum APP
- 2. Del. Ivey Mount Rainier Public Safety Community Training and APP
Workout Center

The preceding bond initiatives were read and referred to the Committee on Appropriations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 26

March 1, 2021

- 1. Del. Bagnall Cape St. Claire Beach Replenishment APP

The preceding bond initiatives were read and referred to the Committee on Appropriations.

**MESSAGE FROM THE SENATE
INTRODUCTORY SENATE BILLS NO. 11**

Senate Bill 77 – Senator Griffith

AN ACT concerning

Energy Efficiency – Net-Zero Homes – Contract Preferences

FOR the purpose of requiring the Department of Housing and Community Development to give preference to applications for certain loans that will use the services of certain small, minority, women-owned, and veteran-owned businesses for loans for certain net-zero homes under the Energy-Efficient Homes Construction Loan Program; and generally relating to energy efficiency and home construction assistance.

BY repealing and reenacting, without amendments,
Article – Housing and Community Development
Section 4-2001 through 4-2003
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Housing and Community Development

Section 4–2004
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Labor and Employment
Section 11–708.1(a) through (c)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–20B–05(f)(9) and (10), (f–1), (f–2), and (f–3)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 93 – Senator Griffith

AN ACT concerning

Business Occupations and Professions – Architects – Scope of Licensure

FOR the purpose of increasing the maximum estimated cost in labor and materials for the alteration of a certain existing building or structure for which a person is not required to employ a licensed architect under certain circumstances; altering the circumstances under which a person is not required to employ a licensed architect; making certain stylistic changes; making a conforming change; and generally relating to the scope of licensure for architects.

BY repealing and reenacting, without amendments,
Article – Business Occupations and Professions
Section 3–101(a), (b), and (l) and 3–103(a) and (e)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 3–103(d)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 418 – Senators Pinsky, Lee, and Guzzone

AN ACT concerning

**Maryland Energy Administration – Energy and Water Efficiency Standards –
Alterations**

FOR the purpose of repealing certain provisions of law regarding the adoption of regulations establishing certain efficiency standards; repealing certain provisions of law prohibiting the sale or offering for sale of certain products; altering the application of certain testing, certification, and enforcement requirements for certain efficiency standards; requiring the Maryland Energy Administration to review certain efficiency standards on or before a certain date; authorizing the Administration to adopt regulations on efficiency standards for certain products on or before a certain date; prohibiting the sale or offering for sale of certain products in the State under certain circumstances beginning on a certain date; prohibiting the installation of certain products in the State under certain circumstances beginning on a certain date; requiring the Administration to adopt regulations on efficiency standards for certain products on or before a certain date; requiring that certain regulations provide certain minimum efficiency standards; authorizing the Administration to coordinate with national voluntary certification programs; authorizing a manufacturer that has certified a product to the WaterSense Program to use that certification in lieu of a separate Maryland certification under certain circumstances; including the Maryland Department of Labor as one of the agencies with which the Administration must coordinate on certain matters; ~~specifying the minimum efficiency standard for certain products under certain circumstances;~~ defining certain terms; repealing certain definitions; making conforming changes and technical corrections; and generally relating to energy and water efficiency standards.

BY repealing

Article – State Government
Section 9–2006(a)(2) through (32) and (c) through (f)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government
Section 9–2006(a)(1)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY adding to

Article – State Government
Section 9–2006(a)(2) through (17), (c), and (d), ~~and (m)~~
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government
 Section 9–2006(a)(33), (b), and (g) through (n)
 Annotated Code of Maryland
 (2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 427 – Senators Elfreth and West

AN ACT concerning

Public Schools – Provision of Menstrual Hygiene Products – Requirement

FOR the purpose of requiring each county board of education to ensure that each public middle and high school provide, at no charge to students, menstrual hygiene products via dispensers in the restrooms at the school; requiring a public middle or high school to install menstrual hygiene product dispensers in certain restrooms by certain dates; requiring the State to reimburse each county board for certain costs; requiring each county board to submit to the State Department of Education a request for reimbursement for certain costs on or before certain dates; requiring the Governor to include a certain appropriation in the annual budget bill in a certain fiscal year; requiring each school nurse at a public elementary school to ~~install~~ make available to students menstrual hygiene product dispensers in at least one restroom products by a certain date; defining a certain term; and generally relating to the provision of menstrual hygiene products in public schools.

BY adding to

Article – Education
 Section 7–447
 Annotated Code of Maryland
 (2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 442 – Senator Klausmeier

EMERGENCY BILL

AN ACT concerning

~~**Aquaculture Leases and Shellfish Nursery Operations – Wetlands**~~
Aquaculture Coordinating Council – Application of Tidal Wetlands Permit Requirements to Aquaculture Operations – Study

FOR the purpose of ~~exempting under certain circumstances certain activities and the use of certain equipment associated with an aquaculture lease or a shellfish nursery operation from the requirement to obtain certain licenses from the Department of~~

~~the Environment or the Board of Public Works; establishing that the use of certain equipment on or attached to a pier and associated with an aquaculture lease or a shellfish nursery operation is not included as a nonwater dependent project for the purposes of the requirement to obtain a State or tidal wetlands license; establishing that certain aquaculture activity and the installation of certain equipment on a pier for the cultivation of shellfish seed under a certain permit are lawful uses on private wetlands; making certain conforming changes; altering a certain definition; requiring the Aquaculture Coordinating Council, in coordination with the Department of the Environment, to review certain policies and submit its findings and recommendations to the Governor and the General Assembly on or before a certain date; making this Act an emergency measure; providing for the termination of this Act; and generally relating to wetlands license or the application of tidal wetlands permit requirements for to aquaculture leases and shellfish nursery operations in the State.~~

~~BY repealing and reenacting, without amendments,
Article — Environment
Section 16 101(a), 16 104(b)(1), and 16 202(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)~~

~~BY repealing and reenacting, with amendments,
Article — Environment
Section 16 101(i), 16 202(h), and 16 304
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)~~

~~BY repealing and reenacting, without amendments,
Article — Natural Resources
Section 4 11A 09(a), 4 11A 10(a), and 4 11A 23(a) and (b)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)~~

~~BY adding to
Article — Natural Resources
Section 4 11A 10(d 1)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)~~

~~BY repealing and reenacting, with amendments,
Article — Natural Resources
Section 4 11A 23(d)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)~~

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 448 – Senator Edwards

AN ACT concerning

County Boards of Education – Student Transportation – Vehicles and Report

FOR the purpose of authorizing a county board of education to provide transportation to and from school for certain students using a vehicle other than a certain type of school vehicle under certain circumstances; requiring the State Department of Education, in consultation with county boards of education and the Motor Vehicle Administration, to adopt certain regulations; requiring each county board to submit a certain report to the Department on or before a certain date; requiring the Department to compile certain reports and submit a certain report to certain committees of the General Assembly on or before a certain date; altering a certain definition; providing for the termination of this Act; and generally relating to vehicles for student transportation and county boards of education.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 11–154
Annotated Code of Maryland
(2020 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Education
Section 7–801
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 476 – Senator Eckardt

AN ACT concerning

Health Occupations – Nurses – Delegation of Tasks

FOR the purpose of providing that an advanced practice registered nurse is not precluded from delegating a nursing or other technical task to an assistant under certain circumstances; providing that a registered nurse or a licensed practical nurse is not precluded from delegating a technical task other than a nursing task to an unlicensed individual under certain circumstances; requiring the State Board of Nursing to adopt certain regulations; and generally relating to nurses delegating nursing and other technical tasks.

BY repealing and reenacting, with amendments,
Article – Health Occupations

Section 8–6A–02
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 596 – Senator Washington

AN ACT concerning

Election Law – Early Voting Centers – Hours of Operation

FOR the purpose of altering the hours during which early voting centers are required to be open in elections other than a presidential general election; and generally relating to the hours of operation of early voting centers.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 10–301.1(d)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 630 – Senator Ferguson

AN ACT concerning

Education – Adult High School Pilot Program – Funding and Grants

FOR the purpose of authorizing the Adult High School Pilot Program to provide grants to certain pilots; requiring the Governor, for certain fiscal years, to include a certain appropriation in the annual budget bill for the Program; requiring the Program to use certain funds to provide a certain grant in a certain fiscal year; and generally relating to funding for and grants for the Adult High School Pilot Program.

BY repealing and reenacting, without amendments,
Article – Education
Section 9.7–101(a) through (d)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 9.7–107
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 779 – Senators Elfreth, Klausmeier, Griffith, and Zucker

AN ACT concerning

Maryland 529 Program – Board Authority and State Contribution – Alterations

FOR the purpose of authorizing the Maryland 529 Board to distribute certain fees in a certain manner; requiring an account holder of the Maryland Senator Edward J. Kasemeyer College Investment Plan to be a State resident and file taxes before a certain date to qualify for a State contribution; requiring a qualified beneficiary to be under a certain age to receive a State contribution under certain circumstances; altering the income calculation used to determine eligibility for and the amount of a State contribution; requiring the Maryland 529 Board to give priority to certain account holders for a State contribution; prohibiting an account holder from qualifying for more than a certain amount of State contributions through a certain time period; altering certain definitions; and generally relating to the Maryland 529 Program.

BY repealing and reenacting, without amendments,

Article – Education

Section 18–1901(a), (d), (e), (i), (j), (l), and (p), 18–19A–01(a) through (c) and (e),
18–19A–02(a)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 18–1901(n), 18–1905(f)(8), 18–19A–01(g) and (h), and 18–19A–04.1

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 877 – The President (By Request – Department of Legislative Services)

EMERGENCY BILL

AN ACT concerning

Annual Corrective Bill

FOR the purpose of correcting certain errors or omissions in certain articles of the Annotated Code; clarifying language; correcting certain obsolete references; reorganizing certain sections of the Annotated Code; providing that this Act is not

intended to affect any law other than to correct technical errors; providing for the correction of certain errors and obsolete provisions by the publishers of the Annotated Code; providing for the effect and construction of certain provisions of this Act; and making this Act an emergency measure.

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 11–1005(a), 12–905(d), 12–2004(c), 23–905(a)(1), and 33–1402(b)(1)

Annotated Code of Maryland

(2016 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions

Section 1–204(b)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Corporations and Associations

Section 1–203(b)(3)(i), 2–513(a), 5–206(b), and 8–101(e)

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 1–302(f)(1)

Annotated Code of Maryland

(2020 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 9–201(a)(2)(vi) and 9–801(g)(2)

Annotated Code of Maryland

(2012 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 12–405

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development

Section 10–4A–16(c)(2), 10–620(e)(2), 10–646.1(d)(3)(i)5. and (ii)3. and 4. and (4)(ii)3. and 4., and 10–657.2(e)(2)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 2–306(e), 3–108(d)(1)(v), 4–319(e)(2), 5–216(f)(1), 5–322(j), 7–303(b)(1)(i),
7–403(a)(1), 7–1508(g)(1), 8–710(b) and (c), 12–118(e)(9) and (10), 12–305(f),
12–306(d), 18–19A–04.1(d)(1), and 26–602(a)(3)(iv)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Election Law

Section 13–405(c)(5) and 13–604.1(b)(8)

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 1–203(b)(2)

Annotated Code of Maryland

(2013 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Financial Institutions

Section 2–113(c), 2–119, 9–1105(c), and 11–611

Annotated Code of Maryland

(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 5–501(a–1)(2) and 5–504(d)(2)(ii)

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 13–3303(a)(1), 14–401(g)(3)(xiv), and 15–103.7(e)(2)(iv)

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 1–213(b), 1–401(b)(13), 1–608, 14–207(d)(3)(i), and 14–5B–05(b)

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Housing and Community Development

Section 16–402(a)(2)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Human Services
Section 2–503(a)(7) through (14) and 10–516(a)(2)(iii)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 3–217(e), 15–130(d)(2)(i), and 15–144(k)(1)(i)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 8–626.1(c)(1) and 9–302(f)(6)(i)3.
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 3–604(3), 4–217(e)(2)(ii), and 5–307(f)(2)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–415(d)(4)(v)
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 3–518(1), 4–801(b), 4–1001, 4–1002, 4–1003(b)(1) and (c), 4–1004, 4–1005(b)
and (c), 4–1007, 4–1402(e)(2), 5–141(a), and 13A–1041(b)(1)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 10–405(f)(2)(ii) and 18–207(c)(2)
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 7–317(h)(1) and 7–329(b–1)(1) and (d)(2)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–901, 9–913, and 18–103(a)(2)(ii) and (e)(6)(iii)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 2–513(a)(2)
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–307(g)(5) and 13–812(d)(2)(ii)
Annotated Code of Maryland
(2016 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 6–102(e)(1), 7–504.3(a), and 12–108(cc)(1)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 2–103.1(a)(8)(ii), 21–401.1, 21–1132(e)(3), (4), and (5), and 26–201(c)
Annotated Code of Maryland
(2020 Replacement Volume)

Read the first time and referred to the Committee on Rules and Executive Nominations.

Senate Bill 878 – The President (By Request – Department of Legislative Services)

EMERGENCY BILL

AN ACT concerning

Annual Curative Bill

FOR the purpose of generally curing previous Acts of the General Assembly with possible title defects; authorizing, rather than requiring, the Board of License Commissioners for Anne Arundel County to revoke a certain license after a finding that a certain activity has occurred; providing that certain stockholders' rights of inspection do not apply to holders of certain stock; providing that approval of stockholders is not required for certain transfers of stock; requiring certain consolidations, mergers, share exchanges, or transfers of assets by certain Maryland corporations to be approved in a certain manner; making this Act an emergency measure; and generally repealing and reenacting without amendments certain Acts of the General Assembly that may be subject to possible title defects in order to validate those Acts.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 11–2104
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Corporations and Associations
Section 2–513(a), 3–104(a), 3–105(a)(8), and 5–648(b)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Correctional Services
Section 9–609.1(c)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 10–110(f)
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Insurance
Section 15–130(a)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

QUORUM CALL

The presiding officer announced a quorum call, showing 120 Members present.

(See Roll Call No. 288)

CALENDAR OF THIRD READING HOUSE BILLS NO. 27

House Bill 113 – Delegates Lierman and Korman

AN ACT concerning

**Board of Revenue Estimates and Bureau of Revenue Estimates – Organization
and Operations**

Read the third time and passed by yeas and nays as follows:

Affirmative – 105 Negative – 21 (See Roll Call No. 289)

The Bill was then sent to the Senate.

House Bill 366 – Delegates Cardin and Crutchfield

AN ACT concerning

**District Court Commissioners – Arrest Warrants – Recall and Issuance of a
Summons**

Read the third time and passed by yeas and nays as follows:

Affirmative – 126 Negative – 1 (See Roll Call No. 290)

The Bill was then sent to the Senate.

House Bill 425 – Delegate Barron

AN ACT concerning

Criminal Law – Crimes Involving Computers

Read the third time and passed by yeas and nays as follows:

Affirmative – 126 Negative – 0 (See Roll Call No. 291)

The Bill was then sent to the Senate.

House Bill 712 – Delegate D. Jones

AN ACT concerning

**Bureau of Revenue Estimates – Tax Incidence Study – Scope and
Intergovernmental Assistance**

Read the third time and passed by yeas and nays as follows:

Affirmative – 117 Negative – 11 (See Roll Call No. 292)

The Bill was then sent to the Senate.

House Bill 744 – Delegate Dumais

AN ACT concerning

Courts – Counsel Appearance Fees – Domestic Violence

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 293)

The Bill was then sent to the Senate.

House Bill 756 – Delegate Krimm

AN ACT concerning

**Office of Legislative Audits – Acceptance and Investigation of Allegations of
Fraud, Waste, and Abuse**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 294)

The Bill was then sent to the Senate.

House Bill 784 – Delegate Terrasa

AN ACT concerning

Residential Construction – Electric Vehicle Charging

Read the third time and passed by yeas and nays as follows:

Affirmative – 93 Negative – 38 (See Roll Call No. 295)

The Bill was then sent to the Senate.

House Bill 826 – Delegate Healey

AN ACT concerning

Real Property – Condominiums and Homeowners Associations – Dispute Settlement

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 296)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 28**House Bill 673 – Delegate Valentino-Smith****EMERGENCY BILL**

AN ACT concerning

State Health Care Facilities – Employees – Alternative Workweeks

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 1 (See Roll Call No. 297)

The Bill was then sent to the Senate.

House Bill 730 – The Speaker (By Request – Administration)

AN ACT concerning

Driver’s Licenses, Learner’s Instructional Permits, and Identification Cards – Applications and Renewals

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 298)

The Bill was then sent to the Senate.

House Bill 768 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Community Choice Energy – Pilot Program

MC 17-21

Read the third time and passed by yeas and nays as follows:

Affirmative – 94 Negative – 36 (See Roll Call No. 299)

The Bill was then sent to the Senate.

House Bill 781 – Delegate Dumais

AN ACT concerning

Corporations and Real Estate Investment Trusts – Miscellaneous

Read the third time and passed by yeas and nays as follows:

Affirmative – 118 Negative – 13 (See Roll Call No. 300)

The Bill was then sent to the Senate.

House Bill 811 – Delegate Cullison

AN ACT concerning

State Board of Social Work Examiners – Revisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 301)

The Bill was then sent to the Senate.

House Bill 873 – Delegate Charles

AN ACT concerning

**State Board for Certification of Residential Child Care Program Professionals –
Certification – Revisions**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 302)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 29**House Bill 325 – Delegate Mautz**

AN ACT concerning

Talbot County – Deer and Turkey Hunting – Sundays

Read the third time and passed by yeas and nays as follows:

Affirmative – 122 Negative – 8 (See Roll Call No. 303)

The Bill was then sent to the Senate.

House Bill 445 – Delegate Dumais

AN ACT concerning

Criminal Procedure – Charging Procedures – Citations

Read the third time and passed by yeas and nays as follows:

Affirmative – 94 Negative – 37 (See Roll Call No. 304)

The Bill was then sent to the Senate.

House Bill 562 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Speed Limits – Establishment

MC 02–21

Read the third time and passed by yeas and nays as follows:

Affirmative – 104 Negative – 27 (See Roll Call No. 305)

The Bill was then sent to the Senate.

House Bill 647 – Delegate Wilson

AN ACT concerning

**Corporations and Associations – Fees for Processing Articles of Dissolution,
Certificates of Cancellation, and Other Documents – Repeal**

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 306)

The Bill was then sent to the Senate.

House Bill 648 – Delegate Wilson

AN ACT concerning

Electric Cooperatives – Meetings – Alterations

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 307)

The Bill was then sent to the Senate.

House Bill 658 – Delegate Qi

AN ACT concerning

**Transforming Manufacturing in a Digital Economy Workgroup
(Making It in Maryland)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 102 Negative – 29 (See Roll Call No. 308)

The Bill was then sent to the Senate.

SPECIAL ORDER CALENDAR NO. 36

House Bill 314 – Delegate Lierman

AN ACT concerning

Plastic Bag Reduction Act

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0314/853724/1

BY: Delegate McKay

AMENDMENT TO HOUSE BILL 314

(First Reading File Bill)

On page 3 in line 13, and on page 4 in lines 4 and 21, in each instance, strike “**2022**” and substitute “**2024**”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 36 Negative – 90 (See Roll Call No. 309)

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 37**House Bill 777 – Delegate Brooks**

AN ACT concerning

Power Plant Research Program – Review of Application for Certificate of Public Convenience and Necessity – Alterations

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 133 Members present.

(See Roll Call No. 310)

CALENDAR OF THIRD READING HOUSE BILLS NO. 30**House Bill 30 – Delegate Korman**

AN ACT concerning

~~Public Utilities – Office of Climate Counsel – Establishment~~

~~(Climate Counsel Act)~~
Office of People's Counsel – Alterations
(Office of People's Counsel Environmental Reform Act)

Read the third time and passed by yeas and nays as follows:

Affirmative – 94 Negative – 38 (See Roll Call No. 311)

The Bill was then sent to the Senate.

House Bill 80 – Delegate Charkoudian

AN ACT concerning

~~Department of Transportation and Department of the Environment – Purple
Line Tree Replacement Plan~~ – **Urban Tree Program – Establishment**

Read the third time and passed by yeas and nays as follows:

Affirmative – 119 Negative – 14 (See Roll Call No. 312)

The Bill was then sent to the Senate.

House Bill 85 – Delegate Bhandari

AN ACT concerning

**Baltimore County – Workers' Compensation – Permanent Partial Disability –
Detention and Correctional Officers**

Read the third time and passed by yeas and nays as follows:

Affirmative – 121 Negative – 10 (See Roll Call No. 313)

The Bill was then sent to the Senate.

House Bill 109 – Delegate Stein

AN ACT concerning

Public Safety – Maryland Swimming Pool and Spa Standards – Adoption

Read the third time and passed by yeas and nays as follows:

Affirmative – 97 Negative – 36 (See Roll Call No. 314)

The Bill was then sent to the Senate.

House Bill 295 – Delegates Love and Henson

AN ACT concerning

**Water Pollution – Stormwater Management Regulations and Watershed
Implementation Plans – Review and Update**

Read the third time and passed by yeas and nays as follows:

Affirmative – 99 Negative – 34 (See Roll Call No. 315)

The Bill was then sent to the Senate.

House Bill 839 – Delegate Qi

AN ACT concerning

**State Department of Assessments and Taxation – Lists of Business Entities Not
Filing Annual Report**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 316)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 31

House Bill 1048 – Delegate Wilkins

AN ACT concerning

Election Law – Permanent Absentee Ballot List

Read the third time and passed by yeas and nays as follows:

Affirmative – 95 Negative – 38 (See Roll Call No. 317)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 131 Members present.

(See Roll Call No. 318)

RECESS

At 11:38 A.M. on motion of Delegate Luedtke the House recessed until 4:30 P.M. on Legislative Day, March 1, 2021, Calendar Day, Monday, March 8, 2021 for a ProForma Session.

AFTER RECESS
Annapolis, Maryland
Legislative Day: March 1, 2021
Calendar Day: Monday, March 8, 2021

At 4:29 P.M. the House resumed its session and pledged Allegiance to the Flag.

A quorum being present under House Rule 119, the House is operating in a Pro Forma Session.

MESSAGE FROM THE CHIEF EXECUTIVE

SUPPLEMENTAL BUDGET NO. 3 – FISCAL YEAR 2022

(See Exhibit F of Appendix II)

Read and Referred to the Committee on Appropriations.

CONSENT CALENDAR OF INTRODUCTORY HOUSE BILLS NO. 47

House Bill 1367 – Delegate Jalisi

AN ACT concerning

Gas and Electric Companies – Deposit Charges

FOR the purpose of prohibiting a gas company or an electric company from imposing a certain deposit requirement on certain customers; prohibiting a gas company or an electric company from terminating certain service for failure to pay all or part of a deposit under certain circumstances; providing for the application of this Act; and generally relating to gas companies, electric companies, and customer billing.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–305
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 7–307
Annotated Code of Maryland
(2020 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1368 – Delegate Jalisi

EMERGENCY BILL

AN ACT concerning

Overdue State Property Taxes – Waiver of Interest and Penalties

FOR the purpose of requiring the State Department of Assessments and Taxation to waive any interest or penalties imposed on a certain person for the late payment of the State property tax on certain residential real property for a certain period of time; making this Act an emergency measure; providing for the application and termination of this Act; and generally relating to payment of State property taxes.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 14–101, 14–601, 14–602, and 14–703
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1369 – Delegate Jalisi

AN ACT concerning

**Housing and Community Development – Shelter and Transitional Housing
Facilities Grant Program – Mandated Funding**

FOR the purpose of altering, beginning in a certain fiscal year and for each fiscal year thereafter, the amount the Governor is required to include in the annual budget bill or the capital budget bill for the Shelter and Transitional Housing Facilities Grant Program within the Department of Housing and Community Development; and generally relating to funding for shelters and transitional housing facilities.

BY repealing and reenacting, with amendments,
Article – Housing and Community Development
Section 4–216
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1370 – Delegate Jalisi

EMERGENCY BILL

AN ACT concerning

**Nonfederal Residential Mortgage Loans – Forbearance During a State of
Emergency and Catastrophic Health Emergency for COVID-19**

FOR the purpose of requiring, not less than a certain number of days before sending a certain notice, a nonfederal mortgage lender or servicer of residential property to notify a borrower of the borrower’s right to request a forbearance under certain circumstances; authorizing a borrower to request a forbearance within a certain number of days after receiving a certain notice; requiring, under certain circumstances, a nonfederal mortgage lender or servicer of residential property to grant a forbearance in a certain manner, suspend certain fees, penalties, and interest, and defer certain payments until the end of the mortgage loan term; prohibiting a nonfederal mortgage lender or servicer from requiring a borrower to provide certain information and from assessing certain fees, penalties, and interest; authorizing a borrower to request an extension of the forbearance period under certain circumstances; authorizing a nonfederal mortgage lender or servicer of residential property to grant a certain extension for a certain number of days; making this Act an emergency measure; providing for the termination of this Act; and generally relating to forbearances of nonfederal residential mortgage loans during the state of emergency and catastrophic health emergency caused by the COVID-19 pandemic.

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1371 – Delegate Carr

AN ACT concerning

Business Regulation – Landlord License

FOR the purpose of requiring a person to have a landlord license to do business as a landlord in the State; establishing a license fee for an applicant for a landlord license; prohibiting a person who is issued a landlord license from prohibiting a cable television company from entering a dwelling unit for a certain purpose or discriminating based on certain grounds; authorizing a person who is issued a landlord license to require compensation in exchange for installation of cable television system equipment, at no cost to the landlord, and for a cable television company to indemnify the landlord for certain damage; prohibiting a cable television company from installing a cable television system in a dwelling unit without tenant permission; establishing a penalty for a certain violation; altering the definition of “license” to include a certain landlord license; defining certain terms; and generally relating to landlord licenses and cable television companies and systems.

BY renumbering

Article – Business Regulation

Section 17–2101 through 17–2106, respectively, and the subtitle “Subtitle 21. General Prohibited Acts; Penalties”

to be Section 17–2201 through 17–2206, respectively, and the subtitle “Subtitle 22. General Prohibited Acts; Penalties”

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Business Regulation

Section 17–201(a)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Business Regulation

Section 17–201(b)(24) and (25)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY adding to

Article – Business Regulation

Section 17–201(b)(26) and 17–2101 through 17–2104 to be under the new subtitle “Subtitle 21. Landlord License”

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1372 – The Speaker

EMERGENCY BILL

AN ACT concerning

Blueprint for Maryland’s Future – Revisions

FOR the purpose of altering certain policy and funding provisions relating to the Blueprint for Maryland’s Future; requiring the State Department of Education to submit certain data to the Department of Budget and Management and the Department of Legislative Services; specifying that the target per pupil foundation amount includes educational technology costs; altering certain dates for the implementation of the Blueprint for Maryland’s Future; altering the amount of a certain personnel grant; altering the proportion of the per pupil grant for the Concentration of Poverty School Grant Program; requiring the State Department of Education to submit to the Department of Budget and Management and the Department of Legislative Services

the percentage and number of students at each school eligible for free or reduced price meals in a certain school year and the eligibility of each public school for a certain grant; requiring each student who receives transitional supplemental instruction to receive certain assessments for a certain purpose; altering certain mandated appropriations; clarifying certain calculations; requiring certain calculations to be made for certain appropriations for certain fiscal years; clarifying that a reduction in certain local education aid includes certain amounts; requiring the Governor to appoint certain members to the Accountability and Implementation Board within a certain period of time; requiring a certain individual to appoint certain members to the Nominating Committee within a certain period of time under certain circumstances; requiring the Accountability and Implementation Board to provide certain outreach and materials to certain individuals; requiring certain school leadership training programs to include certain training; adding a date by which each county board of education is required to report to the State Department of Education certain information related to a 9th grade tracker system; adding a date by which the State Department of Education is required to submit a certain report on a 9th grade tracker system to the Accountability and Implementation Board and the Maryland Longitudinal Data System Center; clarifying that a certain post college and career readiness pathway includes a certain program, course, or courses; adding that a certain post college and career readiness pathway may be provided through an apprenticeship sponsor; requiring county governing bodies to submit certain information to the State Department of Assessments and Taxation by a certain date; requiring a county board to use certain funding for a certain purpose to the extent authorized under federal law; authorizing a county board to retain certain funds; requiring a county board to report to the Accountability and Implementation Board and, under certain circumstances, the State Department of Education, the Governor, the General Assembly, and the Department of Legislative Services on certain spending on or before certain dates; requiring each county board to establish and implement a certain summer school program and provide certain tutoring in certain years; requiring each county board to report on implementation of a certain summer school program and certain tutoring to the Legislative Policy Committee and, under certain circumstances, the Accountability and Implementation Board on or before certain dates; requiring, encouraging, and authorizing each county board to use certain funds for certain purposes related to behavioral health; altering certain definitions; making technical corrections; making conforming changes; making this Act an emergency measure; and generally relating to the Blueprint for Maryland's Future.

BY repealing and reenacting, with amendments,

Article – Education

Section 5–201(d)(2)(i) and (iv), (s), and (t), 5–212(a)(6) and (7), 5–216(b)(2), 5–217(a)(6)(iii) and (7), 5–221(b), (c)(1)(iii), (d), and (e), 5–222(a)(3) and (c)(1), 5–223(a)(3), (c)(1)(i)1., (d)(3), and (g)(1), 5–224(a)(4), 5–225(a)(3), 5–226(a)(3), 5–229(a)(3), (6)(iii), (10), and (11) and (h), 5–230(c)(3)(iii), 5–234(a)(1) and (2), (b)(2), (c), and (d), 5–235(a)(1)(i) and (2)(i), 5–239(d), 5–402(a), (d)(5)(ii), and (e)(3)(ii), 5–403(b)(2), 5–404(a)(3)(i), (b)(3)(i), (c)(1)(i), and (h), 5–405(b), (c), and (d), 5–406(b)(1), 5–409(b), 5–410(e)(1), 5–412(b)(6)(i), 5–413(a),

6–120(c)(2)(i)1. and (ii)1., 6–124(b), 6–1002(a)(1), 6–1009(a)(1), (f)(1), (3), and (4), and (g), 6–1011(a)(1), (b), and (c), 7–1A–03(a) and (b)(3), 7–1A–04(a)(1), 7–1A–08, 7–203.5, 7–205.1(c)(3), (d)(1) and (3)(i) and (iv), (e)(1)(i) and (3)(i)3., and (g)(1)(iii)1., 7–210(a), 8–201(b)(1), 9.5–906(b), 9.5–907, 9.5–1002(d), 15–127(a), 21–202(d)(2)(i), 21–204(a)(1) and (b), and 21–210(h)(16)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

(As enacted by Chapter 36 of the Acts of the General Assembly of 2021)

BY adding to

Article – Education

Section 5–202, 5–212(a)(8), 5–223(h), 5–226(b)(5), 5–235(a)(2)(iii), and 5–402(d)(1)(iii)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

(As enacted by Chapter 36 of the Acts of the General Assembly of 2021)

BY repealing and reenacting, without amendments,

Article – Education

Section 5–402(e)(3)(iii)1.

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

(As enacted by Chapter 36 of the Acts of the General Assembly of 2021)

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 11–105(b) and (c)

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

(As enacted by Chapter 36 of the Acts of the General Assembly of 2021)

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 2–218.1

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

(As enacted by Chapter 36 of the Acts of the General Assembly of 2021)

BY repealing and reenacting, with amendments,

Chapter 36 of the Acts of the General Assembly of 2021

Section 5 through 10, 14, and 19

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1373 – Delegate Love

AN ACT concerning

Highways – Public–Private Partnerships – Cultural Preservation

FOR the purpose of prohibiting the Maryland Department of Transportation from acquiring a right-of-way or exercising eminent domain, and prohibiting a person from acquiring a right-of-way, for certain highway projects unless the General Assembly approves the development of the project in a certain manner; defining a certain term; and generally relating to development of highways and cultural preservation.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 5A–325
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1374 – Delegate B. Barnes

AN ACT concerning

Prior Authorizations of State Debt – Alterations

FOR the purpose of amending certain prior authorizations of State Debt to alter the requirement that certain grantees provide certain matching funds; extending the termination date of certain grants; changing the locations of certain capital projects; altering the purposes of certain grants; changing the names of certain grantees; altering the authorized uses of certain grants; altering certain matching fund and expenditure requirements; repealing certain provisions of prior authorizations of State Debt that require the recipients of certain grants to provide and expend a certain matching fund; making technical corrections; and generally relating to amending prior authorizations of State Debt.

BY repealing and reenacting, with amendments,
Chapter 444 of the Acts of the General Assembly of 2012, as amended by Chapter 27
of the Acts of the General Assembly of 2016 and Chapter 9 of the Acts of the
General Assembly of 2018
Section 1(3) Item ZA03(AS)

BY repealing and reenacting, with amendments,
Chapter 424 of the Acts of the General Assembly of 2013
Section 1(3) Item ZA02(Y) and ZA03(M)

BY repealing and reenacting, with amendments,
Chapter 463 of the Acts of the General Assembly of 2014
Section 1(3) Item ZA00(G), ZA01(H), ZA02(C) and (AI), ZA03(C), (AF), and (BR)

- BY repealing and reenacting, with amendments,
Chapter 463 of the Acts of the General Assembly of 2014, as amended by Chapter 495 of the Acts of the General Assembly of 2015
Section 1(3) Item ZA00(AV)
- BY repealing and reenacting, with amendments,
Chapter 463 of the Acts of the General Assembly of 2014, as amended by Chapter 27 of the Acts of the General Assembly of 2016, Chapter 22 of the Acts of the General Assembly of 2017, and Chapter 595 of the Acts of the General Assembly of 2020
Section 1(3) Item ZA03(AR)
- BY repealing and reenacting, with amendments,
Chapter 495 of the Acts of the General Assembly of 2015
Section 1(3) Item ZA00(AC)
- BY repealing and reenacting, with amendments,
Chapter 495 of the Acts of the General Assembly of 2015, as amended by Chapter 595 of the Acts of the General Assembly of 2020
Section 1(3) Item ZA02(AR)
- BY repealing and reenacting, with amendments,
Chapter 27 of the Acts of the General Assembly of 2016, as amended by Chapter 22 of the Acts of the General Assembly of 2017
Section 1(3) Item ZA00(S) and ZA02(AU)
- BY repealing and reenacting, with amendments,
Chapter 27 of the Acts of the General Assembly of 2016, as amended by Chapter 9 of the Acts of the General Assembly of 2018
Section 1(3) Item ZA02(Q)
- BY repealing and reenacting, with amendments,
Chapter 27 of the Acts of the General Assembly of 2016, as amended by Chapter 737 of the Acts of the General Assembly of 2019
Section 1(3) Item ZA03(BR)
- BY repealing and reenacting, with amendments,
Chapter 27 of the Acts of the General Assembly of 2016, as amended by Chapter 22 of the Acts of the General Assembly of 2017, Chapter 9 of the Acts of the General Assembly of 2018, and Chapter 595 of the Acts of the General Assembly of 2020
Section 1(3) Item ZA02(AP) and ZA03(AN)
- BY repealing and reenacting, with amendments,
Chapter 22 of the Acts of the General Assembly of 2017
Section 1(3) Item ZA02(X)

BY repealing and reenacting, with amendments,
Chapter 14 of the Acts of the General Assembly of 2019
Section 1(3) Item ZA00(AJ), (EZ), and (FE)

BY repealing
Chapter 14 of the Acts of the General Assembly of 2019
Section 1(5)

BY adding to
Chapter 14 of the Acts of the General Assembly of 2019
Section 1(5)

BY repealing and reenacting, with amendments,
Chapter 537 of the Acts of the General Assembly of 2020
Section 1(3) Item ZA00(DI), (DQ), and (DV), ZA02(AE), and ZA03(P)

BY adding to
Chapter 537 of the Acts of the General Assembly of 2020
Section 1(3) Item ZA00(DQ–1) and (5)

BY repealing
Chapter 537 of the Acts of the General Assembly of 2020
Section 1(5)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1375 – Delegate Kelly

AN ACT concerning

Health Information Exchanges – Electronic Health Information – Sharing and Disclosure

FOR the purpose of requiring that certain regulations adopted by the Maryland Health Care Commission require the State–designated health information exchange to develop and maintain a certain consent management application and provide for certain penalties; providing that certain regulations may not prohibit certain sharing and disclosing of certain information or certain uses of electronic health information; requiring, to the extent authorized under certain laws, certain health information exchanges and payors to transmit to the State–designated health information exchange certain clinical information; altering the purposes for which certain regulations adopted by the Commission are required to limit the scope of certain clinical information; defining certain terms; altering certain definitions; making conforming changes; and generally relating to health information exchanges.

BY repealing and reenacting, with amendments,

Article – Health – General
Section 4–301, 4–302.2(b), 4–302.3, 19–142, and 19–143(a)(2) and (f)(1)(ii)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Health – General
Section 4–302.2(a)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1376 – Delegate Washington

AN ACT concerning

Primary and Secondary Education – Virtual Education – Requirements

FOR the purpose of requiring a teacher preparation program that includes training in the pedagogy of virtual education to include certain best practice principles; requiring the State Department of Education to provide local school systems with guidance related to the periodic professional development and support for teachers to achieve virtual education best practice principles; establishing the Flip the Classroom Pilot Program; providing for the purpose of the Pilot Program; requiring the Pilot Program to provide teachers with certain tools; requiring the Department to implement and administer the Pilot Program; authorizing a public school to choose to participate in the Pilot Program; requiring the Department, on or before a certain date, to establish a statewide universal learning management system for public schools and hire a dedicated employee to implement and manage the system; requiring a county board of education, on or before a certain date, to hire at least a certain number of dedicated employees to coordinate use of the universal learning management system; requiring the Department, beginning in a certain school year, to make certain curriculum standards available through the universal management learning system; authorizing a county board to elect to transition a school to virtual education under certain circumstances; authorizing a county board to establish a permanent virtual school; requiring a county board to establish certain plans, methods, and processes when transitioning to virtual education or establishing a permanent virtual school; authorizing a student who is eligible to enroll in public school to enroll in a permanent virtual school, subject to certain requirements; authorizing a county board to authorize a school to offer certain virtual learning opportunities for high school students, subject to certain requirements; requiring a school that has elected to transition to virtual education to provide regular assessments and, to the extent practicable, provide each student with access to the same curriculum; requiring a temporary virtual school administrator to require a staff member to conduct certain regular check-ins with students at certain intervals; authorizing an administrator to assign certain staff to conduct the student check-ins; requiring a temporary

virtual school to establish a virtual tutoring system or provide additional virtual instruction time, and develop a plan to focus on students with the greatest need and most learning loss; requiring the Department to establish standards for training teachers to prepare virtual education plans; requiring a school providing virtual education to designate a lead digital teacher; requiring a local school system to provide certain periodic professional development and supports for teachers; requiring the Department to provide funding and guidance for a local school system to provide professional development and supports for teachers; requiring a temporary virtual school administrator to develop a culturally appropriate parent engagement plan; requiring a temporary virtual school administrator to use multiple methods of communication during virtual learning to provide certain information to students and parents in certain languages; requiring a temporary virtual administrator to establish certain learning centers under certain circumstances; requiring each county board, on or before a certain date each year, to collect certain data from each school that engaged in virtual education during the previous school year; requiring each county board to publish certain data on its website each year; requiring a teacher employed by a permanent virtual school to have a teacher's certificate issued by the State Superintendent and to participate in a certain career ladder; requiring a county board to establish a temporary administrative office in the State for a temporary virtual school for as long as the school provides virtual education; requiring the Department to expand computer and Internet security infrastructure for virtual education; requiring each local school system to dedicate at least a certain number of staff members to oversee security for virtual education; requiring a community school to address and mitigate the effects of learning loss and chronic absenteeism caused by school closure; making conforming changes; defining certain terms; and generally relating to virtual education in the State.

BY repealing and reenacting, without amendments,

Article – Education

Section 6–121(a) and (g)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

(As enacted by Chapter 36 of the Acts of the General Assembly of 2021)

BY repealing and reenacting, with amendments,

Article – Education

Section 6–121(b) and (f), 7–202.1, and 9.9–103

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

(As enacted by Chapter 36 of the Acts of the General Assembly of 2021)

BY adding to

Article – Education

Section 7–128; and 7–1404, 7–1406, and 7–1410 to be under the amended subtitle
“Subtitle 14. Virtual Education”

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
 Article – Education
 Section 7–1401 through 7–1408
 Annotated Code of Maryland
 (2018 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1377 – Delegate Howard

AN ACT concerning

Income Tax – Credit for Long–Term Care Premiums

FOR the purpose of altering a certain limitation on a certain credit against the State income tax for certain long–term care insurance premiums paid by a taxpayer; altering the amount a taxpayer may claim as a credit for certain long–term care insurance purchased after a certain date; providing for the application of this Act; and generally relating to a certain income tax credit for eligible long–term care premiums.

BY repealing and reenacting, with amendments,
 Article – Tax – General
 Section 10–718
 Annotated Code of Maryland
 (2016 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 27

March 1, 2021

- | | | | |
|----|-----------------|---|-----|
| 1. | Del. Otto | Crisfield Elks Lodge No. 1044 | APP |
| 2. | Del. Otto | Crisfield Waterfront Development | APP |
| 3. | Del. Washington | Luminis Health Doctors Community Medical Center | APP |
| 4. | Del. Washington | DeMatha Catholic High School | APP |
| 5. | Del. Thiam | Robert W. Johnson Community County | APP |

6. Del. Holmes Boys and Girls Club Sports Park APP

The preceding bond initiatives were read and referred to the Committee on Appropriations.

BOND INITIATIVES

Introductory House Bond Initiatives No. 28

March 1, 2021

1.	Del. D. Jones	Chesapeake Region Accessible Boating, Inc.	APP
2.	Del. Howard	Shadyside Community Center	APP
3.	Del. Forbes	Prologue Outreach Center	APP
4.	Del. Bhandari	Linover Park	APP
5.	Del. C. Branch	Oliver Community Center	APP
6.	Del. C. Branch	St. Ambrose Housing	APP

The preceding bond initiatives were read and referred to the Committee on Appropriations.

MESSAGE FROM THE SENATE INTRODUCTORY SENATE BILLS NO. 12

Senate Bill 31 – Senator Washington

AN ACT concerning

Electricity and Gas – Energy Suppliers – Supply Offers

FOR the purpose of requiring the Public Service Commission, on or before a certain date, to establish an administrative process to approve supply offers for electricity or gas for households in the State that receive energy assistance through a program administered by the Office of Home Energy Programs; prohibiting, beginning on a certain date, ~~approved~~ third-party supply offers from offering to provide electricity or gas to certain households, renewing a certain contract, or charging a certain fee, unless the Commission has approved the supply offer; requiring, beginning on a certain date, approved supply offers to include a certain commitment to charge certain rates for certain customers; prohibiting a third-party retail supplier whose offer is not approved by the Commission from receiving certain funds or charging a certain customer under certain circumstances; authorizing the Office of Home Energy Programs to allocate funding toward supplier charges as part of arrearage

assistance for certain contracts; requiring the Commission to publish a certain annual report on or before a certain date; ~~requiring the Commission to create certain test cases to verify certain supplier billing practices;~~ requiring the Commission to adopt certain regulations on or before a certain date; requiring the Office of Home Energy Programs to provide certain educational materials to certain customers; and generally relating to electricity and natural gas supply.

BY adding to

Article – Public Utilities

Section 4–308

Annotated Code of Maryland

(2020 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 499 – Senator Lam

AN ACT concerning

Prohibition on Vending Machine Sales of Drugs and Medicines – Repeal

FOR the purpose of repealing the prohibition on the sale, distribution, or disposal of certain drugs, medicines, pharmaceutical preparations, and medical preparations by means of a vending machine or similar device; making conforming changes; and generally relating to the sale of drugs and medicines and vending machines and other similar devices.

BY repealing and reenacting, with amendments,

Article – Business Regulation

Section 3–103(b)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

BY repealing

Article – Health – General

Section 21–1111

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 21–1204 and 21–1212

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY renumbering

Article – Health – General

Section 21–1112 through 21–1114, respectively
to be Section 21–1111 through 21–1113, respectively
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 787 – Senator Ferguson

EMERGENCY BILL

AN ACT concerning

Digital Advertising Gross Revenues Tax – ~~Exemption and Restriction~~ and Tobacco Tax – Alterations and Implementation

FOR the purpose of exempting, from a certain tax on certain annual gross revenues derived from certain digital advertising services in the State, certain advertisement services on certain digital interfaces; prohibiting a person who derives gross revenues from digital advertising services in the State from passing on the cost of the tax to a certain customer in a certain manner; altering the date on which certain cigarettes and other tobacco products are required to be subject to a certain tax; altering the date by which certain revenue is required to be remitted to the Comptroller; altering the date by which the Comptroller’s Office must submit a certain report to certain committees of the General Assembly; repealing a certain statement of the intent of the General Assembly; altering the taxable years to which a certain tax on certain annual gross revenues derived from digital advertising services in the State applies; defining certain terms; ~~providing for the application of this Act;~~ making this Act ~~subject to a certain contingency;~~ an emergency measure; and generally relating to a tax on digital advertising gross revenues and the tobacco tax.

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 7.5–101

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

(As enacted by Chapter ~~==== (H.B. 732 of the 2020 Regular Session) 37~~ of the Acts of the General Assembly of 2021)

BY repealing and reenacting, without amendments,

Article – Tax – General

Section 7.5–102(a)

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

(As enacted by Chapter ~~==== (H.B. 732 of the 2020 Regular Session) 37~~ of the Acts of the General Assembly of 2021)

BY adding to

Article – Tax – General

Section 7.5–102(c)

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)

(As enacted by Chapter ~~==== (H.B. 732 of the 2020 Regular Session)~~ 37 of the Acts of the General Assembly of 2021)

BY repealing and reenacting, with amendments,

Chapter 37 of the Acts of the General Assembly of 2021

Section 3, 4, and 6

BY repealing

Chapter 37 of the Acts of the General Assembly of 2021

Section 5

Read the first time and referred to the Committee on Ways and Means.

RECESS

At 4:31 P.M. on motion of Delegate Luedtke the House recessed until 10:00 A.M. on Legislative Day, March 1, 2021, Calendar Day, Tuesday, March 9, 2021.

AFTER RECESS
Annapolis, Maryland
Legislative Day: March 1, 2021
Calendar Day: Tuesday, March 9, 2021

At 10:07 A.M. the House resumed its session and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 126 Members present.

(See Roll Call No. 319)

EXCUSED:

Delegate Anderson – illness
Delegate Bridges – doctor’s appointment
Delegate Kaiser – medical
Delegate Kittleman – medical
Delegate R. Lewis – personal
Delegate Metzgar – medical

APPROPRIATIONS COMMITTEE REPORT NO. 5

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 2 – Delegate Korman

AN ACT concerning

Maryland Environmental Service Reform Act of 2021

HB0002/894261/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 2

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “EMERGENCY BILL”; in line 3, after the first “of” insert “altering the type of membership position the Executive Director of the Maryland Environmental Service holds on the Board of Directors of the Maryland Environmental Service from being a voting member to being a nonvoting member;”; in the same line, strike “Director and”; in lines 3 and 4, strike “Maryland Environmental”; in lines 4 and 5, strike “of Directors of the Maryland Environmental Service”; in line 8, strike the second “and” and substitute a comma; in the same line, after “membership” insert “, and qualifications”; in line 10, after the first “the” insert “Executive Director and”; in line 11, after “Board;” insert “requiring the Executive Director to present certain expense information at each regular meeting of the Board;”; strike beginning with “altering” in line 13 down through “Board;” in line 14; in line 15, after “members;” insert “requiring the voting members of the Board to establish certain criteria and procedures for evaluating the Executive Director in a certain manner and to publish the criteria and procedures on the Service’s website;”; in line 18, after “on” insert “certain”; in the same line, after “amount;” insert “requiring the Service to notify the Board of a certain expenditure; altering certain requirements for submitting a certain budget of the Service to the Department of Budget and Management;”; in line 19, after “law” insert “and that includes certain procedures for the redress of certain discipline or discharge; requiring the Service to take certain actions for certain open positions in the Service”; in line 21, after “law;” insert “requiring the Board to adopt, on or before a certain date, a certain conflict of interest policy for members of the Board and to send the conflict of interest policy to the President of the Senate and the Speaker of the House under certain circumstances;”; and in line 25, after “the” insert “Executive”.

On page 2, in line 2, after the first “the” insert “Executive”; in line 9, after “Act;” insert “requiring the Board to obtain a certain assessment of the Board’s operations on or before certain dates; requiring the Board to review a certain assessment and make certain changes or recommendations; requiring the Board to submit a certain assessment to the Governor and the General Assembly; requiring the Service to post a copy of a certain assessment on the Service’s website in a certain manner;”; in line 10, after “exceptions;” insert “requiring the Service to obtain a certain audit to be reviewed by the Board in a certain manner; requiring the Service to provide a copy of a certain audit and certain information to the Department of Budget and Management; requiring the Board to post a certain audit on the Service’s website in a certain manner;”; in line 11, after “Service;” insert “authorizing the State Labor Relations Board to designate a certain number of bargaining units for certain employees; requiring and authorizing the Service to take certain actions related to the provision of certain employee information under certain circumstances and certain new employee programs; requiring the Board to participate as a party in certain bargaining under certain circumstances; requiring a certain memorandum”.

of understanding to be executed by the Board; requiring a certain employee to provide certain proof to the Board under certain circumstances; prohibiting a certain employee from being required to negotiate over a certain matter; authorizing a certain employee to negotiate and reach an agreement on a certain matter under certain circumstances; requiring a certain memorandum of understanding to be ratified by the Board and a certain majority; authorizing an exclusive representative to file a certain action against the Service; repealing the definition of “Director” and replacing it with the definition of “Executive Director”; altering a certain definition;”; in line 12, after “members;” insert “requiring the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, to correct any cross-references or terminology rendered incorrect by this Act and to describe any corrections made in an editor’s note following the section affected; making this Act an emergency measure;”; in the same line, after “technical” insert “, stylistic,”; in line 16, strike the first comma and substitute “and”; in the same line, strike “, and (f)”; after line 18, insert:

“BY repealing

Article – Natural Resources

Section 3–101(f)

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)”;

in line 21, after “Section” insert “3–101(g) and (p),”; in the same line, strike “(c)(8), and” and substitute “(c)(4) and (8), 3–106(a) and (b),”; in the same line, after “3–107” insert “, 3–109(c)(3), and 3–126(d)”; in line 26, after “Section” insert “3–101(g) and”; in the same line, after “3–103.3” insert “through 3–103.5”; after line 28, insert:

“BY repealing and reenacting, without amendments,

Article – State Personnel and Pensions

Section 3–101(a) and 3–208(b)

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)”;

in line 31, after “Section” insert “3–101(b),”; in the same line, after “3–102(a)” insert “, 3–205(a) and (c), 3–208(a), (c), and (d), 3–307, 3–405(a), 3–501(a) and (d), 3–502(b) and (c), 3–601, and 3–603(c)”; and after line 33, insert:

“BY adding to

Article – State Personnel and Pensions

Section 3–205(d)

Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)".

AMENDMENT NO. 2

On page 3, strike line 2 in its entirety; after line 2, insert:

“(g) (F) “Energy project” means any service, facility, system, or property, real or personal, used, useful, or having present capacity for use in connection with:

(1) Energy conservation; or

(2) The production, generation, or distribution of energy from a renewable or other energy source.

(G) “EXECUTIVE DIRECTOR” MEANS THE EXECUTIVE DIRECTOR OF THE MARYLAND ENVIRONMENTAL SERVICE.

(p) “Service region” means a geographic area which the Maryland Environmental Service designates and within which the EXECUTIVE Director, after consultation with the municipalities affected, causes surveys, plans, studies, and estimates to be made for the purpose of determining the most dependable, effective, and efficient means of providing services through water supply projects, solid waste disposal projects, or wastewater purification projects. Service regions shall be based upon needs set forth in approved State-county master water and sewerage plans, or solid waste disposal plans, if any, adopted pursuant to the Environment Article, but they may also take account of other plans and studies.”;

in line 10, strike “A Director” and substitute “AN EXECUTIVE DIRECTOR”; in line 23, after the first “the” insert “EXECUTIVE”; and in line 26, after the second “the” insert “EXECUTIVE”.

On page 3 in lines 16 and 19, and on page 5 in line 13, in each instance, after “The” insert “EXECUTIVE”.

On page 4, in line 2, after “BE” insert “REASONABLY”; in line 5, strike “SEVEN” and substitute “THE FOLLOWING”; in the same line, strike “as follows”; in line 6, strike the bracket; in the same line, after “The” insert “EXECUTIVE”; strike beginning with “Deputy”

in line 6 down through the bracket in line 7 and substitute “WHO SHALL SERVE AS A NONVOTING MEMBER;”

(II)”;

in line 7, after “TREASURER” insert “, OR THE STATE TREASURER’S DESIGNEE”; in lines 8 and 10, strike “(ii)” and “(iii)”, respectively, and substitute “(III)” and “(IV)”, respectively; in line 9, after “for” insert “ENVIRONMENTAL,”; in the same line, strike “and”; in line 10, strike “THREE”; in the same line, strike “members” and substitute “ONE MEMBER”; in line 11, after “to” insert “ENVIRONMENTAL,”; in line 12, after “management” insert “;

(V) ONE MEMBER FROM THE PRIVATE SECTOR IN THE STATE WITH FINANCIAL EXPERIENCE RELATED TO ENVIRONMENTAL, WATER, WASTEWATER, OR SOLID WASTE MANAGEMENT; AND

(VI) ONE MEMBER FROM THE PRIVATE SECTOR IN THE STATE WITH EXPERIENCE OR EXPERTISE IN MATTERS RELATED TO BUSINESS ETHICS, PREFERABLY INVOLVING BOARD OF DIRECTOR ETHICS AND CONFLICTS OF INTEREST”;

in line 13, strike “AND (III)” and substitute “, (III), AND (IV)”; in line 15, strike “(3)(II) and (iii)” and substitute “(3)(III) THROUGH (VI)”; after line 22, insert:

“(IV) AT LEAST ONE OF THE PUBLIC SECTOR OR PRIVATE SECTOR MEMBERS SHALL BE A RESIDENT OF A RURAL COUNTY IN THE STATE.”;

in line 25, strike the brackets; and in the same line, strike “FOUR”.

On page 5, in line 9, strike “THE” and substitute “A MEMBER OF THE BOARD WHO IS APPOINTED UNDER PARAGRAPH (3)(III) THROUGH (VI) OF THIS SUBSECTION MAY SERVE ONLY TWO CONSECUTIVE FULL 4-YEAR TERMS, PLUS ANY PARTIAL TERM SERVED BEFORE THE INITIAL 4-YEAR TERM.”

(12) SUBJECT TO PARAGRAPHS (13) AND (14) OF THIS SUBSECTION, THE”;

in line 11, strike “(12)” and substitute “(13) THE EXECUTIVE DIRECTOR MAY NOT SERVE AS THE SECRETARY, TREASURER, OR CHAIR OF THE BOARD.”

(14)”;

in line 19, after the semicolon insert:

“(IV) SHALL, AT EACH REGULAR MEETING OF THE BOARD, PRESENT A DETAILED AND ITEMIZED ACCOUNTING AND EXPLANATION OF ALL EXPENSES INCURRED BY OR ON BEHALF OF THE EXECUTIVE DIRECTOR AND THE DEPUTY DIRECTOR THAT, IN THE AGGREGATE AND CALCULATED FROM THE DATE OF THE PREVIOUS REGULAR MEETING THROUGH THE DAY BEFORE THE DATE OF THE REGULAR MEETING AT WHICH THE EXPENSES WILL BE PRESENTED, EXCEED \$500;”;

in line 20, strike “(IV)” and substitute “(V)”; in line 23, after “(2)” insert “THE VOTING MEMBERS OF THE BOARD SHALL:”

(I) ESTABLISH THE CRITERIA AND PROCEDURES FOR EVALUATING THE EXECUTIVE DIRECTOR;

(II) PUBLISH THE CRITERIA AND PROCEDURES ESTABLISHED UNDER ITEM (I) OF THIS PARAGRAPH ON THE SERVICE’S WEBSITE; AND

(III) ANNUALLY EVALUATE THE EXECUTIVE DIRECTOR IN ACCORDANCE WITH THE CRITERIA AND PROCEDURES ESTABLISHED UNDER ITEM (I) OF THIS PARAGRAPH.

(3)”;

and in line 24, after “the” insert “EXECUTIVE”.

On page 7, in lines 20 and 28, in each instance, after the first “the” insert “EXECUTIVE”.

On page 8, in line 19, after “(4)” insert “**(I)**”; in the same line, after “ANY” insert “**NONEMERGENCY**”; in line 20, strike “**\$25,000**” and substitute “**\$200,000**”; and after line 20, insert:

“(II) THE SERVICE SHALL NOTIFY THE BOARD OF ANY NONEMERGENCY EXPENDITURE THAT EXCEEDS \$25,000.”.

On page 9, in line 32, strike “The” and substitute “**(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE**”; in the same line, after “a” insert “**FULL AND DETAILED**”; and after line 34, insert:

“(2) THE BUDGET SUBMITTED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL:

(I) BE SUBMITTED IN A MANNER REQUIRED BY THE DEPARTMENT OF BUDGET AND MANAGEMENT; AND

(II) SPECIFY THE SOURCE OF THE SERVICE’S REVENUES IN A MANNER REQUIRED BY THE DEPARTMENT OF BUDGET AND MANAGEMENT.”.

On page 10, in line 10, after “promotion,” insert “**DISCIPLINE OR DISCHARGE FOR JUST CAUSE,**”; after line 20, insert:

“(4) FOR EACH OPEN POSITION IN THE SERVICE THAT IS NOT ASSIGNED TO A PROJECT, THE SERVICE SHALL REASONABLY ADVERTISE, CONDUCT A SEARCH, AND CONDUCT A COMPETITIVE INTERVIEW PROCESS.”;

in line 21, strike “(4)” and substitute “**(5)**”; after line 28, insert:

“(c) (4) The EXECUTIVE Director and the Secretary of Personnel will use their combined resources to facilitate, prior to January 1, 1995, the placement, reassignment, or transfer of Service State employees who elect not to transfer to the new personnel system.”;

and in line 29, strike “(c)”.

On page 11, after line 4, insert:

“(A) ON OR BEFORE OCTOBER 31, 2021, THE BOARD SHALL ADOPT A CONFLICT OF INTEREST POLICY FOR MEMBERS OF THE BOARD THAT INCLUDES:

(1) STANDARDS FOR THE DISCLOSURE OF FINANCIAL INTERESTS;

(2) STANDARDS FOR BOARD MEMBER PARTICIPATION IN CONTRACTS WITH THE SERVICE IN ACCORDANCE WITH THIS SUBTITLE, INCLUDING AN ATTESTATION THAT THE BOARD MEMBER HAS COMPLIED WITH THE CONFLICT OF INTEREST STANDARDS ADOPTED BY THE BOARD;

(3) STANDARDS FOR RECUSAL FROM VOTING;

(4) A REQUIREMENT THAT A BOARD MEMBER MAY NOT USE THE BOARD MEMBER’S POSITION ON THE BOARD FOR PERSONAL GAIN WHEN CONTRACTING WITH THE SERVICE; AND

(5) A REQUIREMENT THAT A BOARD MEMBER PROVIDE AN ATTESTATION OF ANY BUSINESS RELATIONSHIP WITH THE SERVICE.

(B) THE BOARD SHALL SEND A COPY OF THE CONFLICT OF INTEREST POLICY ADOPTED UNDER SUBSECTION (A) OF THIS SECTION TO THE GOVERNOR, THE PRESIDENT OF THE SENATE, AND THE SPEAKER OF THE HOUSE:

(1) AFTER THE POLICY IS INITIALLY ADOPTED; AND

(2) EACH TIME A SUBSTANTIVE CHANGE IS MADE TO THE POLICY.

3-103.4.”;

strike beginning with “WHO” in line 9 down through “GOVERNMENT” in line 10 and substitute “IF THE EXECUTIVE ACCEPTS ANOTHER POSITION IN THE STATE GOVERNMENT WITHIN 1 YEAR AFTER THE DATE ON WHICH THE EXECUTIVE’S EMPLOYMENT WITH THE SERVICE IS TERMINATED”; and in line 15, after “THE” insert “EXECUTIVE”.

On page 12, in line 22, after the first “THE” insert “EXECUTIVE”.

On page 14, after line 2, insert:

“3-103.5.

(A) ON OR BEFORE DECEMBER 31, 2021, AND EACH DECEMBER 31 EVERY 5 YEARS THEREAFTER, THE BOARD SHALL OBTAIN AN ASSESSMENT OF THE BOARD’S OPERATIONS BY AN INDEPENDENT CONSULTANT OR ACCOUNTANT.

(B) THE ASSESSMENT REQUIRED UNDER SUBSECTION (A) OF THIS SECTION SHALL INCLUDE AN EVALUATION OF:

(1) THE STRUCTURE OF THE BOARD, INCLUDING THE BOARD’S:

(I) COMPOSITION;

(II) CHARTER, BYLAWS, AND OTHER GOVERNING DOCUMENTS AND PROCEDURES;

(III) DIVERSITY;

(IV) SUBCOMMITTEES OR WORKGROUPS; AND

(V) FREQUENCY OF MEETINGS;

(2) THE DYNAMICS AND FUNCTIONING OF THE BOARD, INCLUDING:

(I) THE BOARD’S ANNUAL CALENDAR;

(II) ACCESS TO INFORMATION;

(III) COMMUNICATION WITH SERVICE PERSONNEL;

(IV) PLANNING; AND

(V) COHESIVENESS AND CONDUCT OF BOARD MEETINGS;

(3) THE BOARD'S ROLE IN THE SERVICE'S SHORT-TERM AND LONG-TERM STRATEGY;

(4) THE FINANCIAL REPORTING PROCESS, INTERNAL AUDIT, AND INTERNAL CONTROLS;

(5) THE BOARD'S ROLE IN MONITORING THE SERVICE'S POLICIES, STRATEGIES, AND SYSTEMS;

(6) THE BOARD'S ROLE IN SUPPORTING AND ADVISING THE SERVICE;

(7) THE ROLE OF THE CHAIR OF THE BOARD; AND

(8) ANY OTHER ISSUE RELEVANT TO THE BOARD'S OPERATIONS.

(C) THE BOARD SHALL:

(1) REVIEW EACH ASSESSMENT REQUIRED UNDER THIS SECTION AT A MEETING OF THE BOARD; AND

(2) MAKE ANY CHANGES OR RECOMMENDATIONS THAT THE BOARD CONSIDERS APPROPRIATE BASED ON THE ASSESSMENT.

(D) (1) THE BOARD SHALL SUBMIT EACH ASSESSMENT REQUIRED UNDER THIS SECTION TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.

(2) THE SERVICE SHALL POST A COPY OF EACH ASSESSMENT ON THE SERVICE'S WEBSITE, INCLUDING A LINK TO A COPY OF THE MOST RECENT ASSESSMENT ON THE HOMEPAGE OF THE WEBSITE.

3-106.

(a) The EXECUTIVE Director, after consultation with the Secretary of Natural Resources, the Secretary of the Environment, the Director of Planning, and the municipalities affected, shall determine appropriate boundaries for water supply service regions, wastewater purification service regions, and solid waste disposal service regions.

Service regions shall be based upon needs set forth in, and provide integration of, approved State–county master plans for water and sewerage or solid waste disposal, adopted pursuant to the Environment Article, but also may take account of other plans and studies.

(b) As soon as possible after the determination of appropriate boundaries, the EXECUTIVE Director, after consultation with the municipalities affected, shall establish priorities for designating water supply service regions, wastewater purification service regions, and solid waste disposal service regions and formally designate the regions.”

On page 15, in line 21, strike “REQUESTED” and substitute “:

(I) REQUESTED”;

in line 22, after “GOVERNMENT” insert “;OR

(II) SERVICES TO THE FEDERAL GOVERNMENT”;

after line 22, insert:

“3–109.

(c) (3) (I) Funds to pay the Service for services rendered under this subsection shall be raised in the case of a municipality under Title 9 of the Environment Article.

(II) If the order is issued against a person, the Service shall bill the person for the full cost of services rendered.

(III) If payment is not made within 60 days, the costs become a lien against the sewerage system or refuse disposal works if it is recorded and indexed as provided in this subtitle, and the EXECUTIVE Director shall refer the matter to the Attorney General for collection.

3–126.

(d) (1) (I) 1. As soon as practical after the closing of the fiscal year, an audit shall be made of the financial books, records, and accounts of the Service.

2. The audit shall be made by independent certified public accountants, selected by the Service and licensed to practice in the State.

3. The accountants [may]:

A. MAY not have a personal interest either directly or indirectly in the fiscal affairs of the Service[. They shall]; AND

B. SHALL be experienced and qualified in the accounting and auditing of public bodies.

4. The report of audit shall be prepared in accordance with generally accepted auditing principles and point out any irregularities found to exist.

5. A. The accountants shall report the results of their examination, including their unqualified opinion on the presentation of the financial position of the various funds and the results of the Service's financial operations.

B. If [they] THE ACCOUNTANTS are unable to express an unqualified opinion they shall state and explain in detail the reasons for their qualifications, disclaimer, or opinion including recommendations necessary to make possible future unqualified opinions.

(II) SUBJECT TO SUBPARAGRAPH (I) OF THIS PARAGRAPH AND EITHER AS A SEPARATE PART OF THE AUDIT REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH OR AS AN INDIVIDUAL AUDIT, THE SERVICE SHALL OBTAIN AN AUDIT THAT FOCUSES ON UNAUTHORIZED SPENDING, MISALLOCATED EXPENSES, LACK OF CONFORMITY WITH STATE LAW OR BOARD POLICIES, AND OTHER ACCOUNTING ERRORS.

(2) THE BOARD SHALL REVIEW AN AUDIT PREPARED UNDER PARAGRAPH (1) OF THIS SUBSECTION AT A MEETING OF THE BOARD AND MAKE ANY CHANGES OR RECOMMENDATIONS THAT THE BOARD CONSIDERS APPROPRIATE BASED ON THE AUDIT.

(3) THE SERVICE SHALL:

(I) PROVIDE TO THE DEPARTMENT OF BUDGET AND MANAGEMENT:

1. A COPY OF AN AUDIT PREPARED UNDER PARAGRAPH (1) OF THIS SUBSECTION; AND

2. ANY CHANGES OR RECOMMENDATIONS OF THE BOARD BASED ON THE AUDIT; AND

(II) POST A COPY OF AN AUDIT PREPARED UNDER PARAGRAPH (1) OF THIS SUBSECTION ON THE SERVICE’S WEBSITE, INCLUDING A LINK ON THE HOMEPAGE OF THE WEBSITE TO A COPY OF THE MOST RECENT AUDIT.”;

and after line 23, insert:

“3–101.

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

(b) “Board” means:

(1) with regard to any matter relating to employees of any of the units of State government described in § 3–102(a)(1)(i) through (iv) and (vi) through (x) of this subtitle and employees described in § 3–102(a)(2) AND (3) of this subtitle, the State Labor Relations Board; and

(2) with regard to any matter relating to employees of any State institution of higher education described in § 3–102(a)(1)(v) of this subtitle, the State Higher Education Labor Relations Board.”.

On page 16, after line 12, insert:

“3–205.

(a) The Board is responsible for administering and enforcing provisions of this title relating to employees described in § 3–102(a)(1)(i) through (iv) and (vi) through (x) [and], (2), AND (3) of this title.

(c) (1) The Board may not designate a unique bargaining unit for each of the units of government identified in § 3–102(a)(1)(vi) through [(x)] (IX) AND (2) of this title.

(2) At the request of the exclusive representative, the Board shall:

(i) determine the appropriate existing bargaining unit into which to assign each employee in the units of government identified in § 3–102(a)(1)(vi) through [(x)] (IX) AND (2) of this title; and

(ii) accrete all positions to appropriate existing bargaining units.

(3) (i) Notwithstanding Subtitle 4 of this title, at the request of the exclusive representative, the Board shall conduct a self-determination election for each bargaining unit representative for the accreted employees in units of government identified in § 3–102(a)(1)(vi) through [(x)] (IX) AND (2) of this title.

(ii) All elections shall be conducted by secret ballot.

(iii) For each election, the Board shall place the following choices on the ballot:

1. the name of the incumbent exclusive representative; and

2. a provision for “no exclusive representative”.

(D) THE BOARD MAY DESIGNATE ONE OR MORE BARGAINING UNITS FOR EMPLOYEES OF THE MARYLAND ENVIRONMENTAL SERVICE.

3–208.

(a) On written request of an exclusive representative, and within 30 days of a new employee’s date of hire, for each employee in the bargaining unit represented by the exclusive representative, the Department OR THE MARYLAND ENVIRONMENTAL SERVICE, AS APPROPRIATE, shall provide the exclusive representative with the employee’s:

(1) name;

(2) position classification;

(3) unit;

(4) home and work site addresses where the employee receives interoffice or United States mail;

(5) home and work site telephone numbers;

(6) work e-mail address; and

(7) position identification number.

(b) Except as provided in subsection (d) of this section, an exclusive representative may present a request for employee information, as provided under subsection (a) of this section, once every 120 days.

(c) The Department **OR THE MARYLAND ENVIRONMENTAL SERVICE, AS APPROPRIATE**, shall provide the exclusive representative with the requested information in a searchable and analyzable electronic format.

(d) The Department **OR THE MARYLAND ENVIRONMENTAL SERVICE, AS APPROPRIATE**, may negotiate with the exclusive representative to provide:

(1) the information described in subsection (a) of this section more frequently than once every 120 days; and

(2) more detailed information than provided in subsection (a) of this section.

3-307.

(a) Each exclusive representative has the right to communicate with the employees that it represents.

(b) (1) The State, **THE MARYLAND ENVIRONMENTAL SERVICE**, a system institution, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College shall permit an exclusive representative to attend and participate in a new employee program that includes one or more employees who are in a bargaining unit represented by the exclusive representative.

(2) The new employee program in paragraph (1) of this subsection may be a new employee orientation, training, or other program that the State, **THE MARYLAND ENVIRONMENTAL SERVICE**, a system institution, Morgan State University, St. Mary's College of Maryland, or Baltimore City Community College and an exclusive representative negotiate in accordance with § 3-501 of this title.

(3) Except as provided in paragraph (4) of this subsection, the exclusive representative shall be permitted 20 minutes to collectively address all new employees in attendance during a new employee program.

(4) The State, **THE MARYLAND ENVIRONMENTAL SERVICE**, a system institution, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College and an exclusive representative may negotiate a period of time that is more than 20 minutes in accordance with § 3-501 of this title.

(5) The State, **THE MARYLAND ENVIRONMENTAL SERVICE**, a system institution, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College:

(i) shall encourage an employee to attend the portion of a new employee program designated for an exclusive representative to address new employees; and

(ii) may not require an employee to attend the portion of a new employee program designated for an exclusive representative to address new employees if the employee objects to attending.

(c) (1) Except as provided in paragraph (2) of this subsection, the State, **THE MARYLAND ENVIRONMENTAL SERVICE**, a system institution, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College shall provide the exclusive representative at least 10 days' notice in advance of a new employee program.

(2) The State, **THE MARYLAND ENVIRONMENTAL SERVICE**, a system institution, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College may provide the exclusive representative with less than 10 days' notice if there is an urgent need critical to the employer's new employee program that was not reasonably foreseeable.

3–405.

(a) (1) Within 5 days of determination that a valid petition has been submitted, the Board shall notify interested employee organizations of the pending election petition.

(2) Within 10 days of determination that a valid petition has been submitted under § 3–402 of this subtitle or subsection (c)(2)(iii) of this section, the Department OR THE MARYLAND ENVIRONMENTAL SERVICE, AS APPROPRIATE, shall make available to all interested employee organizations reasonable and equivalent means to communicate by mail and in person with each employee in the appropriate bargaining unit for the purpose of soliciting the employee’s vote in an election held under this section.

3–501.

(a) (1) The following individuals or entities shall designate one or more representatives to participate as a party in collective bargaining on behalf of the State or the following institutions:

(i) on behalf of the State, the Governor;

(II) ON BEHALF OF THE MARYLAND ENVIRONMENTAL SERVICE, THE BOARD OF DIRECTORS OF THE SERVICE;

[(ii)] (III) on behalf of a system institution, the president of the system institution; and

[(iii)] (IV) on behalf of Morgan State University, St. Mary’s College of Maryland, or Baltimore City Community College, the governing board of the institution.

(2) The exclusive representative shall designate one or more representatives to participate as a party in collective bargaining on behalf of the exclusive representative.

(d) (1) A memorandum of understanding that incorporates all matters of agreement reached by the parties shall be executed by the exclusive representative and:

(i) for a memorandum of understanding relating to the State, the Governor or the Governor’s designee;

(II) FOR A MEMORANDUM OF UNDERSTANDING RELATING TO THE MARYLAND ENVIRONMENTAL SERVICE, THE BOARD OF DIRECTORS OF THE SERVICE;

[(ii)] (III) for a memorandum of understanding relating to a system institution, the president of the system institution or the president's designee; and

[(iii)] (IV) for a memorandum of understanding relating to Morgan State University, St. Mary's College of Maryland, or Baltimore City Community College, the governing board of the institution or the governing board's designee.

(2) To the extent these matters require legislative approval or the appropriation of funds, the matters shall be recommended to the General Assembly for approval or for the appropriation of funds.

(3) To the extent matters involving a State institution of higher education require legislative approval, the legislation shall be recommended to the Governor for submission to the General Assembly.

3-502.

(b) (1) Collective bargaining may include negotiations relating to the right of an employee organization to receive service fees from nonmembers.

(2) An employee whose religious beliefs are opposed to joining or financially supporting any collective bargaining organization is:

(i) not required to pay a service fee; and

(ii) required to pay an amount of money as determined in collective bargaining negotiations, not to exceed any service fee negotiated under paragraph (1) of this subsection, to any charitable organization exempt from taxation under § 501(c)(3) of the Internal Revenue Code and to furnish written proof of the payment to:

1. A. the Department; [or]

B. IN THE CASE OF AN EMPLOYEE OF THE MARYLAND ENVIRONMENTAL SERVICE, THE BOARD OF DIRECTORS OF THE SERVICE; OR

[B.] C. in the case of an employee of an institution of higher education specified in § 3–102(a)(1)(v) of this title, the President of the institution or the President’s designee; and

2. the exclusive representative.

(c) Notwithstanding subsection (a) of this section, the representatives of the State, THE MARYLAND ENVIRONMENTAL SERVICE, a system institution, Morgan State University, St. Mary’s College of Maryland, and Baltimore City Community College:

(1) shall not be required to negotiate over any matter that is inconsistent with applicable law; and

(2) may negotiate and reach agreement with regard to any such matter only if it is understood that the agreement with respect to such matter cannot become effective unless the applicable law is amended by the General Assembly.

3–601.

(a) (1) A memorandum of understanding shall contain all matters of agreement reached in the collective bargaining process.

(2) The memorandum shall be in writing and signed by the exclusive representative involved in the collective bargaining negotiations and:

(i) for a memorandum of understanding relating to the State, the Governor or the Governor’s designee;

(II) FOR A MEMORANDUM OF UNDERSTANDING RELATING TO THE MARYLAND ENVIRONMENTAL SERVICE, THE BOARD OF DIRECTORS OF THE SERVICE;

[(ii)] (III) for a memorandum of understanding relating to a system institution, the president of the system institution or the president’s designee; and

[(iii)] (IV) for a memorandum of understanding relating to Morgan State University, St. Mary's College of Maryland, or Baltimore City Community College, the governing board of the institution or the governing board's designee.

(b) No memorandum of understanding is valid if it extends for less than 1 year or for more than 3 years.

(c) (1) Except as provided in [paragraph] PARAGRAPHS (2) AND (3) of this subsection, a memorandum of understanding is not effective until it is ratified by the Governor and a majority of the votes cast by the employees in the bargaining unit.

(2) In the case of a State institution of higher education, a memorandum of understanding is not effective until it is ratified by the institution's governing board and a majority of the votes cast by the employees in the bargaining unit.

(3) IN THE CASE OF THE MARYLAND ENVIRONMENTAL SERVICE, A MEMORANDUM OF UNDERSTANDING IS NOT EFFECTIVE UNTIL IT IS RATIFIED BY THE BOARD OF DIRECTORS OF THE SERVICE AND A MAJORITY OF THE VOTES CAST BY THE EMPLOYEES IN THE BARGAINING UNIT.

3-603.

(c) (1) Based on a verified complaint by an exclusive representative, the exclusive representative may file an action in a circuit court against the State, THE MARYLAND ENVIRONMENTAL SERVICE, a system institution, Morgan State University, St. Mary's College of Maryland, or Baltimore City Community College to enforce the terms of this section.

(2) On receipt of an action submitted by the exclusive representative, the court shall issue a status quo order without a finding of irreparable harm to maintain a memorandum of understanding and the terms in effect pending a final order in the action.”;

after line 23, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, shall correct, with no further action required by the General Assembly, cross-references and terminology rendered incorrect by this Act or by any other Act of the General Assembly of 2021 that affects provisions enacted by this Act.

The publisher shall adequately describe any correction that is made in an editor’s note following the section affected.”;

in line 24, strike “3.” and substitute “4.”; and in lines 24 and 25, strike “shall take effect July 1, 2021” and substitute “is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yea and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 13 – Delegate Luedtke

AN ACT concerning

Influence on Collective Bargaining – Prohibition on Use of Public Funds and Income Tax Addition Modification

HB0013/314663/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 13

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “**and**” in line 2 down through “**Modification**” in line 3; and strike beginning with “requiring” in line 6 down through “Act;” in line 9.

On pages 1 and 2, strike in their entirety the lines beginning with line 21 on page 1 through line 9 on page 2, inclusive.

AMENDMENT NO. 2

On pages 3 through 5, strike in their entirety the lines beginning with line 26 on page 3 through line 17 on page 5, inclusive.

On page 5, in line 18, strike “4.” and substitute “2.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 216 – Delegate Valentino–Smith

AN ACT concerning

Higher Education – Tuition Exemption for Foster Care Recipients and Homeless Youth – Alterations and Reports

HB0216/174365/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 216

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “of” insert “repealing a certain provision of law requiring a financial aid administrator to verify certain information under certain circumstances;”; in line 7, after “circumstances;” insert “requiring a public institution of higher education to notify a certain public institution of higher education of a certain student designation under certain circumstances; requiring a public institution of higher education to make a certain student designation under certain circumstances; requiring a public institution of higher education to designate a certain homeless and foster student liaison, ensure the liaison has certain expertise, include certain activities as part of the liaison’s duties, and inform certain students of the liaison and the services the liaison provides;”; and in line 14, after “year;” insert “requiring the Commission to publish a certain compilation of documents to a certain website within a certain period of time;”.

AMENDMENT NO. 2

On page 2, strike beginning with “**IS**” in line 20 down through “**ACT**” in line 21 and substitute “**HAS BEEN VERIFIED AS A HOMELESS CHILD OR YOUTH, AS DEFINED BY**

THE FEDERAL MCKINNEY-VENTO HOMELESS ASSISTANCE ACT, AT ANY TIME DURING THE 24 MONTHS IMMEDIATELY PRECEDING THE STUDENT’S ENROLLMENT IN A PUBLIC INSTITUTION OF HIGHER EDUCATION OR WHILE THE STUDENT IS ENROLLED IN A PUBLIC INSTITUTION OF HIGHER EDUCATION BY:

1. THE DIRECTOR OR DESIGNEE OF A GOVERNMENTAL OR NONPROFIT ENTITY THAT RECEIVES PUBLIC OR PRIVATE FUNDING TO PROVIDE SERVICES TO PERSONS EXPERIENCING HOMELESSNESS;

2. A LOCAL EDUCATIONAL AGENCY LIAISON FOR CHILDREN AND YOUTH EXPERIENCING HOMELESSNESS DESIGNATED IN ACCORDANCE WITH THE FEDERAL MCKINNEY-VENTO HOMELESS ASSISTANCE ACT;

3. A SCHOOL COUNSELOR;

4. A SCHOOL SOCIAL WORKER;

5. THE DIRECTOR OR A DESIGNEE OF A FEDERAL OR STATE OUTREACH AND STUDENT SERVICES PROGRAM DESIGNED TO IDENTIFY AND PROVIDE SERVICES TO ECONOMICALLY DISADVANTAGED INDIVIDUALS;

6. THE DIRECTOR OR A DESIGNEE OF A FEDERAL OR STATE PROGRAM FOR PROVIDING EARLY AWARENESS AND READINESS FOR UNDERGRADUATE PROGRAMS; OR

7. THE DIRECTOR OR A DESIGNEE OF THE DIRECTOR OF A FINANCIAL AID DEPARTMENT AT THE PUBLIC INSTITUTION OF HIGHER EDUCATION IN WHICH THE YOUTH IS ENROLLED OR SEEKS TO ENROLL”.

On pages 3 and 4, strike in their entirety the lines beginning with line 17 on page 3 through line 8 on page 4, inclusive.

On page 4, in line 9, strike “(c)” and substitute “**(B)**”.

On page 5, after line 1, insert:

“(C) (1) IF A PUBLIC INSTITUTION OF HIGHER EDUCATION DETERMINES THAT A STUDENT IS A HOMELESS YOUTH, ON REQUEST OF THE STUDENT, A PUBLIC INSTITUTION OF HIGHER EDUCATION SHALL NOTIFY ANY PUBLIC INSTITUTION OF HIGHER EDUCATION IN WHICH THE STUDENT SUBSEQUENTLY ENROLLS OF THE STUDENT’S DESIGNATION AS A HOMELESS YOUTH.”

(2) IF A PUBLIC INSTITUTION OF HIGHER EDUCATION RECEIVES NOTICE OF A STUDENT’S DESIGNATION AS A HOMELESS YOUTH UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE PUBLIC INSTITUTION OF HIGHER EDUCATION SHALL DESIGNATE THE STUDENT AS A HOMELESS YOUTH.”;

after line 2, insert:

“(1) (I) DESIGNATE A HOMELESS AND FOSTER STUDENT LIAISON WITHIN ITS FINANCIAL AID OFFICE OR ANOTHER APPROPRIATE OFFICE WITHIN THE INSTITUTION;

(II) ENSURE THAT THE HOMELESS AND FOSTER STUDENT LIAISON HAS EXPERTISE IN THE FINANCIAL AID ELIGIBILITY OF HOMELESS AND FOSTER STUDENTS; AND

(III) INCLUDE AS PART OF THE HOMELESS AND FOSTER STUDENT LIAISON’S DUTIES PROVIDING ASSISTANCE TO HOMELESS AND FOSTER STUDENTS IN APPLYING FOR FEDERAL AND STATE FINANCIAL AID OR OTHER ASSISTANCE FOR WHICH THEY MAY BE ELIGIBLE;

(2) INFORM CURRENT AND PROSPECTIVE STUDENTS ABOUT THE HOMELESS AND FOSTER STUDENT LIAISON AND THE SERVICES THE LIAISON PROVIDES; AND”;

in line 3, strike “(1)” and substitute “(3) (I)”; in line 6, strike “(2)” and substitute “(II)”; in lines 19 and 22, in each instance, strike the brackets; in line 19, strike the colon; in line 20, strike “(I) AGGREGATE”; in line 21, after “youth” insert “, INCLUDING DATA DISAGGREGATED BY AGE, RACE, ETHNICITY, SEXUAL ORIENTATION, AND GENDER IDENTITY,”; in line 22, strike “1.”; in line 24, strike “2.” and substitute “(II)”; in line 27, strike “3.” and substitute “(III)”; and in line 30, strike “and”.

On page 6, in line 1, strike “4.” and substitute “(IV)”; in line 3, strike “**(II) NUMBER AND OUTCOME OF APPEALS RECEIVED**” and substitute “(V) FILED AN APPEAL”; in line 4, after “**INCLUDING**” insert “THE OUTCOME OF EACH APPEAL AND”; in line 12, strike “and”; and in line 14, after “Article” insert “; AND”

(III) PUBLISH THE COMPILATION OF REPORTS AND DOCUMENTS TO THE COMMISSION’S WEBSITE WITHIN 30 DAYS AFTER THE DATE ON WHICH THE COMPILATION IS SUBMITTED TO THE GENERAL ASSEMBLY”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 630 – Delegate Solomon

AN ACT concerning

Primary and Secondary Education – School District Energy Use – Policy and Study

HB0630/774167/1

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 630

(First Reading File Bill)

On page 2, in line 14, after “**USE**” insert “BY SQUARE FOOT”; and in line 21, strike “**2**” and substitute “3”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 878 – Delegate Chang

AN ACT concerning

Bay Restoration Fund – County Authority to Incur Indebtedness

HB0878/604168/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 878

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “County” insert “**Authorized Uses and**”; in line 3, after “of” insert “authorizing the use of certain funds in a certain separate account for certain costs associated with the installation of a certain new on-site sewage disposal system or the repair or replacement of a failing on-site sewage disposal system with a certain new system;”; and after line 12, insert:

“BY repealing and reenacting, with amendments,

Article – Environment

Section 9–1605.2(h)(2)(i)1.C.

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 20, insert:

Article – Environment

9–1605.2.

(h) (2) The Comptroller shall:

(i) Deposit 60% of the funds in the separate account to be used for:

1. Subject to paragraphs (3), (4), (5), and (6) of this subsection, with priority first given to failing systems and holding tanks located in the Chesapeake and Atlantic Coastal Bays Critical Area and then to failing systems that the

Department determines are a threat to public health or water quality, grants or loans for up to 100% of:

C. [The cost of repairing or replacing a failing on-site sewage disposal system with a system that uses the best available technology for nitrogen removal;] ALL COSTS ASSOCIATED WITH THE INSTALLATION OF A NEW ON-SITE SEWAGE DISPOSAL SYSTEM THAT USES THE BEST AVAILABLE TECHNOLOGY FOR THE REMOVAL OF NITROGEN, OR THE REPAIR OR REPLACEMENT OF A FAILING ON-SITE SEWAGE DISPOSAL SYSTEM WITH A NEW SYSTEM THAT UTILIZES THE BEST AVAILABLE TECHNOLOGY FOR NITROGEN REMOVAL, INCLUDING ENGINEERING COSTS AND COSTS ASSOCIATED WITH THE INSTALLATION OR REPLACEMENT OF A DISPOSAL SYSTEM;”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 1124 – Delegate Harrison

AN ACT concerning

**Higher Education – Richard W. Collins III Leadership With Honor Scholarship –
Bowie State**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

Senate Bill 1 – Senators Sydnor, Beidle, Feldman, Griffith, Hayes, Hettleman, Kelley, Lam, Patterson, Waldstreicher, Washington, ~~and Young Young,~~ Augustine, Benson, Carozza, Carter, Eckardt, Edwards, Elfreth, Ellis, Ferguson, Guzzone, Hester, Jackson, Kagan, King, Klausmeier, Kramer, Lee, McCray, Peters, Pinsky, Reilly, Rosapepe, Salling, Simonaire, Smith, West, and Zucker

EMERGENCY BILL

AN ACT concerning

Historically Black Colleges and Universities – Funding

SB0001/814960/1

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 1

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, strike beginning with “Commission” in line 18 down through “date” in line 19 and substitute “Department of Legislative Services to contract with a consultant to study the capacity and capability of the Commission to carry out certain policies and practices and report the results in an interim and final report on or before certain dates; requiring the Commission to provide certain information to the Department of Legislative Services or a certain consultant”.

AMENDMENT NO. 2

On page 10, strike beginning with “The” in line 21 down through “Commission’s” in line 23 and substitute “The Department of Legislative Services shall contract with a consultant to study the capacity and capability of the Maryland Higher Education Commission to carry out the”; after line 29, insert:

“(b) The Maryland Higher Education Commission shall provide any information requested by the Department of Legislative Services or the consultant conducting the study under subsection (a) of this section in a timely manner.”;

in line 30, strike “(b)” and substitute “(c) (1)”; in the same line, strike “Commission” and substitute “Department of Legislative Services”; in the same line, strike “a” and substitute “an interim”; in line 32, strike “results” and substitute “progress”; and after line 33, insert:

“(2) On or before September 1, 2022, the Department of Legislative Services shall submit a final report on its findings to the Governor and, in accordance with § 2-1257 of the State Government Article, the President of the Senate and the Speaker of the House that summarizes the results of the study conducted in accordance with subsection (a) of this section.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 15

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 518 – Delegate Dumais

AN ACT concerning

Public Libraries – Electronic Book Licenses – Access

HB0518/405764/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 518

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Book**” and substitute “**Literary Product**”; in lines 3, 4, 6, 7, 9, and 12, in each instance, strike “book” and substitute “literary product”; and in line 6, strike “requiring” and substitute “authorizing”.

On page 1, in line 16, strike “Book” and substitute “Literary Product”.

AMENDMENT NO. 2

On page 1, in line 23, strike “**BOOK**” and substitute “**LITERARY PRODUCT**”.

On page 2 in lines 3, 14, 15, 17, 21, 23, 26, 29, and 31 and on page 3 in line 1, in each instance, strike “**BOOK**” and substitute “**LITERARY PRODUCT**”.

On page 2, in line 3, strike “A” and substitute “:

(1) A”;

in line 5, after “DEVICE” insert “; OR

(2) AN AUDIO RECORDING OF A TEXT DOCUMENT, READ OUT LOUD IN A FORMAT THAT IS LISTENED TO ON A COMPUTER, TABLET, SMART PHONE, OR OTHER ELECTRONIC DEVICE”;

in line 7, after “BOOKS,” insert “AUDIO BOOKS,”; in line 9, strike “OR BOTH” and substitute “AUDIO RECORDINGS, OR ANY COMBINATION OF TEXT, IMAGE, AND AUDIO RECORDING”; and in line 19, strike “SHALL” and substitute “MAY”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 651 – Delegate Qi

AN ACT concerning

Education – Educational Interpreter – Certification Requirements

HB0651/295263/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 651

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “establishing” in line 10 down through “include” in line 12 and substitute “requiring the State Board and Board, in adopting certain regulations, to consider including a full or partial”; in line 16, after “defining” insert “a”; and in the same line strike “terms” and substitute “term”.

AMENDMENT NO. 2

On page 4, strike beginning with “(1)” in line 1 down through “INTERPRETERS” in line 11 and substitute “IN THIS SECTION, “EDUCATIONAL INTERPRETER” MEANS AN

INDIVIDUAL WHO PROVIDES SIGN LANGUAGE INTERPRETING SERVICES IN AN EDUCATIONAL SETTING”; strike beginning with “IN” in line 15 down through “BOARD” in line 31 and substitute “IN ADOPTING THE REGULATIONS REQUIRED”; and in line 31, strike “SHALL INCLUDE” and substitute “, THE STATE BOARD AND BOARD SHALL CONSIDER INCLUDING A FULL OR PARTIAL”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 1086 – Delegate Kaiser

AN ACT concerning

Maryland Tax Credit Evaluation Act – Alterations

HB1086/405169/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1086

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “adopt certain regulations before issuing certain certificates” and substitute “report to certain committees of the General Assembly, within a certain period of time after enactment of the credits, on measures that the unit has taken to implement the credits”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 30 through 33, inclusive, and substitute:

“(B) WITHIN 1 YEAR AFTER THE ENACTMENT OF AN INCOME TAX CREDIT AUTHORIZED UNDER TITLE 10, SUBTITLE 7 OF THIS ARTICLE, A UNIT OF STATE GOVERNMENT REQUIRED TO ADMINISTER THE CREDIT SHALL REPORT, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, TO THE

SENATE BUDGET AND TAXATION COMMITTEE AND THE HOUSE COMMITTEE ON WAYS AND MEANS ON THE MEASURES THAT THE UNIT HAS TAKEN TO IMPLEMENT THE CREDIT.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 1252 – Delegate Sample–Hughes

AN ACT concerning

Income Tax – Credits for Preceptors in Areas With Health Care Workforce Shortages

HB1252/965968/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1252

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “of” insert “altering the number of training hours that a licensed physician is required to perform in a preceptor program rotation in order to qualify for a certain credit against the State income tax; clarifying the issuance of a credit certificate in certain preceptorship programs;”; in line 28, strike “repealing” and substitute “extending”; in line 30, after “shortages;” insert “requiring the Department to report to the General Assembly on or before a certain date;”; and in the same line, after “application” insert “and termination”.

On page 2, after line 2, insert:

“BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–738 and 10–739

Annotated Code of Maryland

(2016 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 25, insert:

“Article – Tax – General

10–738.

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

(2) “Department” means the Maryland Department of Health.

(3) “Licensed physician” means an individual who is licensed to practice medicine under Title 14 of the Health Occupations Article.

(4) “Preceptorship program” means an organized system of clinical experience that, for the purpose of attaining specified learning objectives, pairs an enrolled student of a Liaison Committee on Medical Education–accredited medical school in the State or an individual in a postgraduate medical training program in the State with a licensed physician who meets the qualifications as a preceptor.

(b) (1) Subject to the limitations of this section, a licensed physician may claim a credit against the State income tax in the amount stated on the tax credit certificate issued under subsection (c) of this section for the taxable year in which the licensed physician served without compensation as a physician preceptor in a preceptorship program authorized by an accredited medical school in the State and worked:

(i) a minimum of three rotations, each consisting of [160] 100 hours of community–based clinical training; and

(ii) in an area of the State identified as having a health care workforce shortage by the Department, in consultation with the Governor’s Workforce Development Board.

(2) (i) The total amount of the credit allowed under this section for any taxable year may not exceed the State income tax imposed for that taxable year.

(ii) Any unused amount of the credit for any taxable year may not be carried over to any other taxable year.

(c) (1) On application by a licensed physician, the Department shall issue a credit certificate in the amount of \$1,000 for each student [for whom] **ROTATION OF THE MINIMUM NUMBER OF HOURS REQUIRED UNDER SUBSECTION (B)(1)(I) OF THIS SECTION FOR WHICH** the licensed physician served as a physician preceptor without compensation.

(2) The application shall contain:

(i) the name of the licensed physician;

(ii) information identifying the physician preceptorship in which the licensed physician participated;

(iii) the number and names of the students for whom the individual served as a physician preceptor without compensation; and

(iv) any other information that the Department requires.

(3) For any taxable year, the amount of tax credit stated in the tax credit certificate may not exceed \$10,000.

(4) The Department shall:

(i) approve all applications that qualify for a tax credit certificate under this subsection on a first-come, first-served basis; and

(ii) notify a taxpayer within 45 days of receipt of the taxpayer's application of its approval or denial.

(5) (i) For each taxable year, the total amount of tax credit certificates that may be issued by the Department under this section may not exceed \$100,000.

(ii) If the aggregate amount of tax credit certificates issued under this section during a taxable year total less than the amount authorized under this paragraph, any excess amount may be issued under tax credit certificates in the next taxable year.

(d) On or before January 31 of each taxable year, the Department shall:

(1) report to the Comptroller on the tax credit certificates issued under this section during the prior taxable year; and

(2) report to the General Assembly, in accordance with § 2–1257 of the State Government Article, on the utilization of the credit established under this section.

(e) The Department, in consultation with the Governor’s Workforce Development Board, shall adopt regulations to carry out the provisions of this section, including the criteria and procedures for application for, approval of, and monitoring eligibility for the tax credit authorized under this section.

10–739.

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

(2) “Department” means the Maryland Department of Health.

(3) “Licensed physician” means an individual who is licensed to practice medicine under Title 14 of the Health Occupations Article.

(4) “Nurse practitioner” has the meaning stated in § 8–101 of the Health Occupations Article.

(5) “Preceptorship program” means an organized system of clinical experience that, for the purpose of attaining specified learning objectives, pairs a nurse practitioner student enrolled in a nursing education program that is recognized by the State Board of Nursing with a nurse practitioner or licensed physician who meets the qualifications as a preceptor.

(b) (1) Subject to the limitations of this section, a nurse practitioner or licensed physician may claim a credit against the State income tax in the amount stated on the tax credit certificate issued under subsection (c) of this section for the taxable year in which the nurse practitioner or licensed physician served without compensation as a preceptor in a preceptorship program approved by the State Board of Nursing and worked:

(i) a minimum of three rotations, each consisting of at least 100 hours of community-based clinical training; and

(ii) in an area of the State identified as having a health care workforce shortage by the Department, in consultation with the Governor's Workforce Development Board.

(2) (i) The total amount of the credit allowed under this section for any taxable year may not exceed the State income tax imposed for that taxable year.

(ii) Any unused amount of the credit for any taxable year may not be carried over to any other taxable year.

(c) (1) On application by a nurse practitioner or licensed physician, the Department shall issue a credit certificate in the amount of \$1,000 for each nurse practitioner student [for whom] **ROTATION OF THE MINIMUM NUMBER OF HOURS REQUIRED UNDER SUBSECTION (B)(1)(I) OF THIS SECTION FOR WHICH** the nurse practitioner or licensed physician served as a preceptor without compensation.

(2) The application shall contain:

(i) the name of the nurse practitioner or licensed physician;

(ii) information identifying the preceptorship in which the nurse practitioner or licensed physician participated;

(iii) the number and names of the nurse practitioner students for whom the individual served as a preceptor without compensation; and

(iv) any other information that the Department requires.

(3) For any taxable year, the amount of tax credit stated in the tax credit certificate may not exceed \$10,000.

(4) The Department shall:

(i) approve all applications that qualify for a tax credit certificate under this subsection on a first-come, first-served basis; and

(ii) notify a taxpayer within 45 days of receipt of the taxpayer's application of its approval or denial.

(5) (i) For each taxable year, the total amount of tax credit certificates that may be issued by the Department under this section may not exceed the lesser of:

1. the total funds in the Nurse Practitioner Preceptorship Tax Credit Fund for that year; or

2. \$100,000.

(ii) If the aggregate amount of tax credit certificates issued under this section during a taxable year total less than the amount authorized under this paragraph, any excess amount may be issued under tax credit certificates in the next taxable year.

(d) (1) In this section, "Fund" means the Nurse Practitioner Preceptorship Tax Credit Fund established under paragraph (2) of this subsection.

(2) There is a Nurse Practitioner Preceptorship Tax Credit Fund.

(3) The Department shall administer the Fund.

(4) The purpose of the Fund is to offset the costs of the tax credit available under this section.

(5) The Fund is a special continuing, nonlapsing fund that is not subject to § 7–302 of the State Finance and Procurement Article.

(6) The State Treasurer shall hold the Fund separately, and the Comptroller shall account for the Fund.

(7) The Fund consists of:

(i) revenue distributed to the Fund under § 8–206 of the Health Occupations Article;

(ii) money appropriated in the State budget to the Fund; and

(iii) any other money from any other source accepted for the benefit of the Fund.

(8) The money in the Fund shall be invested and reinvested by the State Treasurer, and interest and earnings shall be credited to the General Fund of the State.

(9) (i) Except as otherwise provided in this paragraph, money credited or appropriated to the Fund shall remain in the Fund.

(ii) 1. Within 15 days after the end of each calendar quarter, the Department shall notify the Comptroller as to each credit certificate issued during the quarter.

2. On notification that a credit certificate has been issued by the Department, the Comptroller shall transfer an amount equal to the credit amount stated in the tax credit certificate from the Fund to the General Fund of the State.

(e) On or before January 31 each taxable year, the Department shall:

(1) report to the Comptroller on the tax credit certificates issued under this section during the prior taxable year; and

(2) report to the General Assembly, in accordance with § 2-1257 of the State Government Article, on the utilization of the credit established under this section.

(f) The Department, in consultation with the Governor's Workforce Development Board, shall adopt regulations to carry out the provisions of this section, including the criteria and procedures for application for, approval of, and monitoring eligibility for the tax credit authorized under this section.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:”.

On page 4, in line 19, strike “FOR WHOM” and substitute “ROTATION OF THE MINIMUM NUMBER OF HOURS REQUIRED UNDER SUBSECTION (B)(1)(I) OF THIS SECTION FOR WHICH”.

On page 6, in line 30, strike “2.” and substitute “3.”.

On page 7, in lines 2, 5, 8, and 11, in each instance, strike the bracket; in lines 3 and 9, in each instance, strike “5” and substitute “10”; in the same lines, in each instance, strike “2021” and substitute “2026”; after line 11, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That, on or before December 1, 2025, the Maryland Department of Health shall report to the General Assembly, in accordance with § 2–1257 of the State Government Article, on:

(1) the number of preceptor programs offered in the State during the immediately preceding 5 years;

(2) the number of health care practitioners who have claimed the income tax credits allowed under §§ 10–738, 10–739, and 10–751 of the Tax – General Article, as enacted under Sections 1 and 2 of this Act, during the immediately preceding 5 years; and

(3) whether the income tax credits allowed under §§ 10–738, 10–739, and 10–751 of the Tax – General Article, as enacted under Sections 1 and 2 of this Act, contributed to the expansion of preceptorships over the course of the immediately preceding 5 years in areas of the State identified as having health workforce shortages by the Department.

SECTION 5. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall be applicable to all taxable years beginning after December 31, 2020.”;

in lines 12 and 14, strike “3.” and “4.”, respectively, and substitute “6.” and “7.”, respectively; in line 12, strike “1” and substitute “2”; in the same line, after “Act” insert “shall take effect July 1, 2021, and”; in line 13, after “2021.” insert “It shall remain effective for a period of 5 years and, at the end of June 30, 2026, Section 2 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”; and in line 14, after “That” insert “, except as provided in Section 6 of this Act.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 714 – Delegate Guyton

AN ACT concerning

Special Education – Learning Continuity Plan – Requirement

HB0714/945560/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 714

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “students” insert “for a certain purpose”; strike beginning with “authorizing” in line 8 down through “models;” in line 9 and substitute “requiring an individualized education program team to notify certain parents or guardians that a learning continuity plan is in place within a certain number of days of a certain determination; requiring that the team seek input from a parent or guardian on how the learning continuity plan will best operate under a certain circumstance;”; strike beginning with “requiring” in line 12 down through “date;” in line 13 and substitute “providing that certain individualized education program teams may fulfill certain requirements in a certain manner by a certain date;”; in line 13, after “defining” insert “a”; in the same line, strike “terms” and substitute “term”; and strike in their entirety lines 20 through 24, inclusive.

AMENDMENT NO. 2

On page 4, in line 25, strike the first “A” and substitute “:

(I) A”;

in line 27, strike “**IN PERSON OR**”; and strike beginning with “**BECAUSE**” in line 27 down through the semicolon in line 32 and substitute “**;AND**”.

On page 5, strike in their entirety lines 1 through 9, inclusive, and substitute:

“(II) THE SCHOOL IS PROVIDING INSTRUCTION IN SOME FORM TO ITS STUDENTS.”;

and in line 12, after “CONDITIONS” insert **“IN ORDER TO ENSURE THAT THE INDIVIDUALIZED EDUCATION PROGRAM IS PROCEEDING APPROPRIATELY DESPITE THE EMERGENCY CONDITIONS”.**

On page 6, strike beginning with “A” in line 7 down through “LEARNING” in line 11 and substitute: **“(I) WITHIN 10 DAYS OF AN INDIVIDUALIZED EDUCATION PROGRAM TEAM DETERMINING THAT EMERGENCY CONDITIONS EXIST, THE TEAM SHALL MAKE A REASONABLE ATTEMPT TO NOTIFY THE PARENT OR GUARDIAN OF A CHILD WHO REQUIRES AN INDIVIDUALIZED EDUCATION PROGRAM THAT A LEARNING CONTINUITY PLAN IS IN PLACE.**

(II) IN CONTACTING A PARENT OR GUARDIAN UNDER THIS PARAGRAPH, THE INDIVIDUALIZED EDUCATION PROGRAM TEAM SHALL SEEK INPUT FROM THE PARENT OR GUARDIAN ON HOW THE LEARNING CONTINUITY PLAN WILL BEST OPERATE DURING EMERGENCY CONDITIONS”;

in line 20, strike “SUFFICIENT” and substitute **“COMPARABLE”**; in the same line, strike **“BE COMPARABLE WITH”**; in line 26, after “INSTRUCTION;” insert **“AND”**; and strike beginning with “ACCOMMODATIONS” in line 27 down through “FREQUENT” in line 29 and substitute **“FREQUENT”**.

AMENDMENT NO. 3

On page 9, strike in their entirety lines 10 through 21, inclusive.

AMENDMENT NO. 4

On page 9, after line 21, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That an individualized education program team that had an individualized education program that was in existence during the 2020–2021 school year may fulfill the requirements of Section 1 of this Act by taking the following actions on or before July 1, 2022:

(1) reviewing the successes and failures of the individualized education program during the 2020–2021 school year with the parent or guardian of the child requiring the individualized education program; and

(2) amending the individualized education program based on the review required in item (1) of this section.”;

and in line 22, strike “2.” and substitute “3.”.

The preceding 4 amendments were read only.

Delegate Luedtke moved to make the Bill and Amendments a Special Order for Thursday.

The motion was adopted.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 940 – The Speaker

AN ACT concerning

Gaming – Regulation of Fantasy Gaming Competitions and Implementation of Sports Wagering

HB0940/365361/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 940

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “certain fees and”; in line 5, after “circumstances;” insert “authorizing the State Lottery and Gaming Control Commission to impose a certain fee for the registration of a fantasy competition operator;”; and in line 13, after “State;” insert “requiring the State Lottery and Gaming Control Commission to consider the use of certain technology to carry out certain duties;”.

On page 2, in line 21, strike “the State Lottery and Gaming Control Commission and”; and in line 26, after “regulations;” insert “requiring the Sports Wagering Application Review Commission, in a certain manner, to seek to achieve racial, ethnic, and gender diversity when awarding certain licenses and to conduct certain outreach to certain small, minority, and women business owners and entrepreneurs for certain purposes;”.

AMENDMENT NO. 2

On page 5, in line 26, after “WAGERING” insert “, PARTICIPATION IN FANTASY COMPETITIONS, AND OTHER FORMS OF WAGERING, WHETHER LEGAL OR ILLEGAL, CONDUCTED IN THE STATE OR THROUGH ONLINE MEANS”.

On page 8, in line 14, before “The” insert “(A)”; and after line 15, insert:

“(B) THE REGULATIONS ADOPTED UNDER THIS SECTION MAY INCLUDE REQUIREMENTS FOR THE ESTABLISHMENT OF A VOLUNTARY EXCLUSION LIST.”

AMENDMENT NO. 3

On page 6, after line 28, insert:

“(2) “FANTASY COMPETITION OPERATOR” INCLUDES, FOR PURPOSES OF THE FEDERAL BANK SECRECY ACT OF 1970 AND ITS RELATED REGULATIONS, A GAMING ESTABLISHMENT HAVING AT LEAST \$1,000,000 IN ANNUAL GROSS REVENUE.”

On page 7, in line 1, strike “(2)” and substitute “(3)”.

On page 8, after line 20, insert:

“(C) “GAMING ESTABLISHMENT” MEANS, FOR PURPOSES OF THE FEDERAL BANK SECRECY ACT OF 1970 AND ITS RELATED REGULATIONS, A SPORTS WAGERING LICENSEE HAVING AT LEAST \$1,000,000 IN ANNUAL GROSS REVENUE.”;

and in lines 21 and 26, strike “(C)” and “(D)”, respectively, and substitute “(D)” and “(E)”, respectively.

On page 9, in lines 1, 7, 10, and 13, strike “(E)”, “(F)”, “(G)”, and “(H)”, respectively, and substitute “(F)”, “(G)”, “(H)”, and “(I)”, respectively.

On page 10, in lines 11, 16, 19, 22, 24, 26, and 28, strike “(I)”, “(J)”, “(K)”, “(L)”, “(M)”, “(N)”, and “(O)”, respectively, and substitute “(J)”, “(K) (1)”, “(L)”, “(M)”, “(N)”, “(O)”, and “(P)”, respectively; and after line 18, insert:

“(2) “SPORTS WAGERING FACILITY LICENSEE” INCLUDES THE HOLDER OF A CLASS A SPORTS WAGERING FACILITY LICENSE OR A CLASS B SPORTS WAGERING FACILITY LICENSE ISSUED UNDER § 9-1E-06 OF THIS SUBTITLE.”

AMENDMENT NO. 4

On page 7, in line 31, strike “AND PAY AN INITIAL REGISTRATION FEE OF \$50,000”.

On page 8, in line 1, strike “(1)”; strike beginning with “PAYMENT” in line 2 down through the second “FEE” in line 3 and substitute “INITIAL DATE OF REGISTRATION”; and strike in their entirety lines 4 through 6, inclusive, and substitute:

“(C) THE COMMISSION MAY IMPOSE A FEE FOR THE REGISTRATION OF A FANTASY COMPETITION OPERATOR IN ACCORDANCE WITH THIS SECTION.”

AMENDMENT NO. 5

On page 9, strike beginning with “BUT” in line 11 down through “SUBTITLE” in line 12 and substitute “, INCLUDING THE CASH EQUIVALENTS OF ANY MERCHANDISE OR THING OF VALUE AWARDED AS A PRIZE TO SUCCESSFUL BETTORS, LESS:

(1) FREE BETS AND PROMOTIONAL CREDITS REDEEMED BY BETTORS;
AND

(2) ALL EXCISE TAXES PAID BY A SPORTS WAGERING LICENSEE PURSUANT TO FEDERAL LAW”.

On page 10, in line 3, strike “OR”; and in line 6, after “EVENT” insert “; OR

(VIII) AN AWARD EVENT OR COMPETITION OF NATIONAL OR INTERNATIONAL PROMINENCE IF EXPRESSLY AUTHORIZED BY THE COMMISSION”.

AMENDMENT NO. 6

On page 11, in line 3, after “OF” insert “MINORITIES, WOMEN, AND”.

On page 11 in line 4, and on page 31 in line 6, in each instance, after “INDUSTRY” insert “, INCLUDING THROUGH THE OWNERSHIP OF ENTITIES LICENSED TO CONDUCT SPORTS WAGERING UNDER THIS SUBTITLE”.

On page 13, strike in their entirety lines 7 through 29, inclusive.

On page 14, in line 8, after “INDIVIDUAL” insert “DIRECTLY”; and in line 24, strike “ON” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, ON”.

On page 15, after line 4, insert:

“(3) EXCEPT AS PROVIDED UNDER THIS SUBTITLE OR IN REGULATION, THE COMMISSION MAY NOT GRANT AN EXEMPTION OR A WAIVER OF A LICENSING REQUIREMENT ADOPTED BY THE SPORTS WAGERING APPLICATION REVIEW COMMISSION IN ACCORDANCE WITH § 9-1E-15(H)(2) OF THIS SUBTITLE TO IMPLEMENT REMEDIAL MEASURES BASED ON THE FINDINGS OF A STUDY OF THE SPORTS WAGERING INDUSTRY AND MARKET.”

On page 16, in line 27, strike “AN APPLICATION” and substitute “, ON OR BEFORE THE DATE SET BY THE COMMISSION”; in line 28, before “IN” insert “AN APPLICATION”; after line 28, insert:

“(2) IF THE APPLICANT IS APPLYING FOR A SPORTS WAGERING LICENSE, AN AFFIDAVIT ATTESTING TO:

(I) THE NUMBER OF MINORITY AND WOMEN OWNERS OF THE APPLICANT;

(II) THE OWNERSHIP INTEREST OF ANY MINORITY AND WOMEN OWNERS OF THE APPLICANT;

(III) THE NUMBER OF MINORITY AND WOMEN EMPLOYEES OF THE APPLICANT; AND

(IV) ANY OTHER INFORMATION CONSIDERED NECESSARY BY THE COMMISSION OR THE SPORTS WAGERING APPLICATION REVIEW COMMISSION ESTABLISHED UNDER § 9-1E-15 OF THIS SUBTITLE.”;

and strike line 29 in its entirety.

On page 27, after line 22, insert:

“(A) ON OR BEFORE JULY 1 EACH YEAR, EACH SPORTS WAGERING LICENSEE SHALL REPORT TO THE COMMISSION ON:

(1) THE NUMBER OF MINORITY AND WOMEN OWNERS OF THE APPLICANT;

(2) THE OWNERSHIP INTEREST OF ANY MINORITY AND WOMEN OWNERS OF THE APPLICANT;

(3) THE NUMBER OF MINORITY AND WOMEN EMPLOYEES OF THE APPLICANT; AND

(4) ANY OTHER INFORMATION CONSIDERED NECESSARY BY THE COMMISSION.”;

and in line 23, before “ON” insert “**(B)**”.

On page 31, in lines 4 and 5, strike “MINORITY AND WOMEN APPLICANTS” and substitute “**MINORITIES, WOMEN,**”; after line 10, insert:

“(3) THE SPORTS WAGERING APPLICATION REVIEW COMMISSION SHALL:

(I) TO THE EXTENT PERMITTED BY FEDERAL AND STATE LAW, ACTIVELY SEEK TO ACHIEVE RACIAL, ETHNIC, AND GENDER DIVERSITY WHEN AWARDING LICENSES; AND

(II) ENCOURAGE APPLICANTS WHO QUALIFY AS A MINORITY BUSINESS ENTERPRISE, AS DEFINED IN § 14-301 OF THE STATE FINANCE AND PROCUREMENT ARTICLE, OR WHO ARE SMALL, MINORITY, OR WOMEN-OWNED BUSINESS ENTITIES TO APPLY FOR SPORTS WAGERING LICENSES UNDER THIS SUBTITLE.”;

and in lines 16, 18, 25, and 31, in each instance, after “MINORITY” insert “**AND WOMEN**”.

On page 33, in line 27, after “shall” insert “:

(1) evaluate the studies of the sports and event wagering industry conducted by National Economic Research Associates, Inc., and Keen Independent Research and any other information that the Commission deems necessary;

(2)”;

and in line 31, after “industry” insert “: and

(3) in order to maintain the competitiveness of the State’s gaming program, conduct its work as expeditiously as possible and in a manner that is in the best interests of Maryland and its citizens”.

On page 34, in line 1, after “shall” insert “:

(1)”;

in the same line, after “of” insert “the following to evaluate compliance with any federal and constitutional requirements:

(i)”;

in line 2, strike “§ 10A–404 of the State Finance and Procurement Article and” and substitute “§ 9–1E–07(b) of the State Government Article, as enacted by Section 2 of this Act;

(ii) any remedial measures implemented in accordance with § 9–1E–15 of the State Government Article, as enacted by Section 2 of this Act; and

(iii)”;

and strike beginning with “to” in line 4 down through “and” in line 5 and substitute “: and

(2)”.

AMENDMENT NO. 7

On page 11, in line 6, after “(A)” insert “(1)”; and after line 11, insert:

“(2) THE COMMISSION SHALL CONSIDER THE USE OF TECHNOLOGY, REMOTE SURVEILLANCE, AND OTHER SIMILAR MEASURES TO CARRY OUT ITS DUTIES UNDER THIS SUBSECTION.”

On page 12, in line 17, strike “OR ONLINE SPORTS WAGERING OPERATOR”; and in line 19, after “RESERVES” insert “OR OTHER FINANCIAL SECURITY”.

AMENDMENT NO. 8

On page 8, in line 21, after “MEANS” insert “:

(I);

and in line 23, after “ARTICLE” insert “, INCLUDING, IN THE CASE OF A SUBSIDIARY OF THE MARYLAND STATE FAIR AND AGRICULTURAL SOCIETY, INC., A SUBSIDIARY OF THE LICENSE HOLDER; AND

(II) THE HOLDER OF A PERMIT ISSUED UNDER TITLE 11, SUBTITLE 8, PART III OF THE BUSINESS REGULATION ARTICLE TO HOLD SATELLITE SIMULCAST BETTING IN CHARLES COUNTY”.

On page 15, in line 6, strike “THE” and substitute “ON AN AWARD OF A LICENSE BY THE”; in line 7, strike “MAY” and substitute “, THE COMMISSION SHALL”; in line 9, after “APPLICANT” insert “THAT MEETS THE REQUIREMENTS FOR LICENSURE UNDER THIS SUBTITLE”; in the same line, after “IS” insert “:

1.;

in the same line, strike “OR” and substitute “:

2.;

in the same line, after “LICENSEE” insert “; OR

3. A. THE OWNER OF A STADIUM IN PRINCE GEORGE’S COUNTY THAT IS PRIMARILY USED FOR PROFESSIONAL FOOTBALL;

B. THE OWNER OF A PROFESSIONAL FOOTBALL FRANCHISE THAT IS A LESSEE OF A STADIUM IN BALTIMORE CITY; OR

C. THE OWNER OF A PROFESSIONAL MAJOR LEAGUE BASEBALL FRANCHISE THAT IS A LESSEE OF A STADIUM IN BALTIMORE CITY;

in line 11, strike “FIVE” and substitute “**10**”; in line 14, strike “10” and substitute “**15**”; in line 18, strike “ISSUE” and substitute “**AWARD**”; in line 24, after “LOCATED” insert “:

1. WITHIN A 15-MILE RADIUS OF A CLASS A SPORTS WAGERING FACILITY LOCATED IN ALLEGANY COUNTY, CECIL COUNTY, OR WORCESTER COUNTY; OR

2.;

in line 25, strike “10-MILE” and substitute “**1.5-MILE**”; in the same line, strike “ANY” and substitute “**A**”; in the same line, after “FACILITY” insert “**LOCATED IN A COUNTY NOT DESCRIBED UNDER ITEM 1 OF THIS ITEM**”; after line 26, insert:

“(3) A FOR-PROFIT ENTITY, NONPROFIT ORGANIZATION, OR PUBLIC-PRIVATE PARTNERSHIP OPERATING AT THE RACING LOCATION DESCRIBED UNDER TITLE 11, SUBTITLE 7 OF THE BUSINESS REGULATION ARTICLE LOCATED ON LANDS OWNED BY THE DEPARTMENT OF NATURAL RESOURCES MAY APPLY FOR A CLASS B SPORTS WAGERING FACILITY LICENSE.”;

in line 27, strike “(3)” and substitute “(4)”; in the same line, strike “AN” and substitute “**IN ADDITION TO ANY OTHER PERSON, AN**”; and in the same line, after “FOR” insert “**OR HOLDER OF**”.

On page 16, in line 15, strike “MAY” and substitute “**SHALL**”; in line 19, strike “GROSS SPORTS WAGERING REVENUES” and substitute “**PROCEEDS FROM SPORTS WAGERING**”; and in line 20, strike “5-YEAR” and substitute “**3-YEAR**”.

On page 17, in line 28, strike “INITIAL LICENSE” and substitute “**APPLICATION**”.

On page 21, in line 18, after “DAYS” insert “**OR DAYS ON WHICH AN EVENT WITH AN ANTICIPATED ATTENDANCE OF AT LEAST 2,000 INDIVIDUALS IS HELD**”; in line 19,

strike “OR IN TIMONIUM”; in line 20, after the second “LICENSEE” insert “UNDER TITLE 11, SUBTITLE 5, PART II OF THE BUSINESS REGULATION ARTICLE”; after line 20, insert:

“(III) AT THE MARYLAND STATE FAIRGROUNDS IN TIMONIUM, IF THE SPORTS WAGERING LICENSEE IS A HORSE RACING LICENSEE UNDER TITLE 11, SUBTITLE 5, PART III OF THE BUSINESS REGULATION ARTICLE;

(IV) AT A FACILITY IDENTIFIED IN THE PERMIT ISSUED UNDER TITLE 11, SUBTITLE 8, PART III OF THE BUSINESS REGULATION ARTICLE TO HOLD SATELLITE SIMULCAST BETTING IN CHARLES COUNTY, IF THE SPORTS WAGERING LICENSEE IS A HORSE RACING LICENSEE;

(V) SUBJECT TO SUBSECTION (D) OF THIS SECTION, AT A STADIUM PRIMARILY USED FOR PROFESSIONAL FOOTBALL OR PROFESSIONAL MAJOR LEAGUE BASEBALL, IF THE SPORTS WAGERING LICENSEE IS THE OWNER OR A LESSEE OF THE STADIUM; OR”;

in line 21, strike “(III)” and substitute “(VI) SUBJECT TO SUBSECTION (E) OF THIS SECTION,”; and strike in their entirety lines 25 through 28, inclusive.

On page 22, in line 12, strike “(A)(1)(IV)” and substitute “(A)(1)(V)”; strike beginning with the colon in line 12 down through “(1)” in line 13; in line 13, after “ONLY” insert “IN TICKETED AREAS AND ONLY”; in the same line, after “DAYS” insert “AND DAYS ON WHICH AN EVENT WITH AN ANTICIPATED ATTENDANCE OF AT LEAST 10,000 INDIVIDUALS IS HELD”; strike beginning with the semicolon in line 13 down through “EQUIPMENT” in line 16; and after line 16, insert:

“(E) A SPORTS WAGERING FACILITY LICENSEE AUTHORIZED TO ACCEPT IN-PERSON WAGERS AT THE RACING LOCATION DESCRIBED UNDER TITLE 11, SUBTITLE 7 OF THE BUSINESS REGULATION ARTICLE LOCATED ON LANDS OWNED BY THE DEPARTMENT OF NATURAL RESOURCES MAY ONLY ACCEPT WAGERS IN THE SPECIAL EVENT ZONE.”.

On page 30, in line 12, strike “FIVE” and substitute “10”; and in line 13, strike “10” and substitute “15”.

On page 33, in line 2, strike “FIVE” and substitute “10”; and in line 3, strike “10” and substitute “15”.

AMENDMENT NO. 9

On page 17, strike in their entirety lines 1 through 11, inclusive, and substitute:

“(B) (1) THE FINDINGS AND EVIDENCE RELIED ON BY THE GENERAL ASSEMBLY FOR THE CONTINUATION OF THE MINORITY BUSINESS ENTERPRISE PROGRAM UNDER TITLE 14, SUBTITLE 3 OF THE STATE FINANCE AND PROCUREMENT ARTICLE ARE INCORPORATED IN THIS SUBSECTION.

(2) TO THE EXTENT PRACTICABLE AND AUTHORIZED BY THE UNITED STATES CONSTITUTION, A SPORTS WAGERING LICENSEE SHALL COMPLY WITH THE STATE’S MINORITY BUSINESS ENTERPRISE PROGRAM.

(3) (I) ON OR BEFORE 6 MONTHS AFTER THE ISSUANCE OF A SPORTS WAGERING LICENSE UNDER THIS SUBTITLE, THE GOVERNOR’S OFFICE OF SMALL, MINORITY, AND WOMEN BUSINESS AFFAIRS, IN CONSULTATION WITH THE OFFICE OF THE ATTORNEY GENERAL AND THE SPORTS WAGERING LICENSEE, SHALL ESTABLISH A CLEAR PLAN FOR SETTING REASONABLE AND APPROPRIATE MINORITY BUSINESS ENTERPRISE PARTICIPATION GOALS AND PROCEDURES FOR THE PROCUREMENT OF GOODS AND SERVICES RELATED TO SPORTS WAGERING, INCLUDING PROCUREMENT OF CONSTRUCTION, EQUIPMENT, AND ONGOING SERVICES.

(II) TO THE EXTENT PRACTICABLE, THE GOALS AND PROCEDURES SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE BASED ON THE REQUIREMENTS OF TITLE 14, SUBTITLE 3 OF THE STATE FINANCE AND PROCUREMENT ARTICLE AND THE REGULATIONS IMPLEMENTING THAT SUBTITLE.”;

and in line 12, strike “(3)” and substitute “(4)”.

AMENDMENT NO. 10

On page 19, in line 18, before “THE” insert “UNLESS THE APPLICANT OR LICENSEE ALREADY HAS A COLLECTIVE BARGAINING AGREEMENT,”; and in line 30, after “OPERATIONS” insert “CONDUCTED BY THE APPLICANT OR LICENSEE”.

AMENDMENT NO. 11

On page 22, strike beginning with “IF” in line 6 down through “LICENSEE,” in line 7; in line 11, after “ACCEPT” insert “IN-PERSON”; and in line 29, after “A” insert “MOBILE”.

On page 23, in line 1, after “ALL” insert “MOBILE”; in line 2, after “SINGLE” insert “MOBILE”; and in line 11, after “ONE” insert “MOBILE”.

AMENDMENT NO. 12

On page 12, in line 11, after “LICENSEE” insert “AND PROHIBITED WAGERS, SUCH AS WAGERS ON INJURIES, PENALTIES, AND OTHER TYPES OR FORMS OF WAGERING THAT ARE CONTRARY TO PUBLIC POLICY OR UNFAIR TO BETTORS”.

On page 25, in line 28, strike “THE” and substitute “AFTER CONDUCTING A PUBLIC HEARING ON A REQUEST SUBMITTED UNDER PARAGRAPH (2) OF THIS SUBSECTION, THE”; in the same line, strike “A” and substitute “THE”; and strike beginning with “SUBMITTED” in line 28 down through “SUBSECTION” in line 29.

AMENDMENT NO. 13

On page 26, in line 6, after “WAGERING” insert “, LESS THE AMOUNT RETAINED BY THE LICENSEE UNDER SUBSECTION (B)(1) OF THIS SECTION,”; in line 11, strike “DAILY” and substitute “MONTHLY”; and strike beginning with “THE” in line 31 down through “ARTICLE” in line 32 and substitute “THE PROBLEM GAMBLING FUND ESTABLISHED UNDER § 9-1A-33 OF THIS TITLE”.

On page 27, in line 2, strike “ON ANY DAY” and substitute “IN ANY MONTH”; and in line 3, strike “90 FOLLOWING DAYS” and substitute “THE THREE FOLLOWING MONTHS”.

AMENDMENT NO. 14

On page 29, in line 9, after “THAT” insert “IS APPLYING FOR OR”; in line 10, after “SUBTITLE” insert “OR SUBTITLE 1D OF THIS TITLE”; and in line 14, after “TERMINALS,” insert “FANTASY COMPETITIONS,”.

On page 30, in lines 10 and 23, in each instance, strike “LICENSURE” and substitute “SPORTS WAGERING LICENSES”.

The preceding 14 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Patterson moved to make the Bill a Special Order for next session.

The motion was adopted.

WAYS AND MEANS COMMITTEE REPORT NO. 14 CONSENT NO. 35

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 252	FAV	Del. Long	Tax Sales – Owner–Occupied Residential Property
HB 1211	FAV	Del. D. Barnes	Economic Development – Maryland Technology Development Corporation – Pre–Seed Builder Fund

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

JUDICIARY COMMITTEE REPORT NO. 9

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 128 – Delegate Stewart

AN ACT concerning

Criminal Law – Hate Crimes – Protected Groups and Penalties

HB0128/582916/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 128

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 3 and 4, strike “age and gender–related identity or expression” and substitute “gender identity”; strike beginning with “requiring” in line 6 down through “information;” in line 7; in lines 7 and 8, strike “Board of Regents of the University System of Maryland to develop and offer a curriculum for” and substitute “University System of Maryland to manage the development of”; strike beginning with “authorizing” in line 9 down through “material” in line 13 and substitute “defining a certain term”; strike in their entirety lines 14 through 18, inclusive; and in line 21, strike “10–301(c)” and substitute “10–301”.

On page 2, strike in their entirety lines 2 through 6, inclusive.

AMENDMENT NO. 2

On page 2, after line 11, insert:

“(B) “GENDER IDENTITY” HAS THE MEANING STATED IN § 20–101 OF THE STATE GOVERNMENT ARTICLE.

[(b)] (C) “Homeless” means:

(1) lacking a fixed, regular, and adequate nighttime residence; or

(2) having a primary nighttime residence that is:

(i) a supervised publicly or privately operated shelter designed to provide temporary living accommodations; or

(ii) a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings.”;

and in line 12, strike “(c)” and substitute “**(D)**”.

On page 2, strike beginning with “GENDER–RELATED” in line 16 down through “EXPRESSION,” in line 17 and substitute “**GENDER IDENTITY,**”; in line 17, strike the brackets; and in the same line, strike “OR AGE,”.

On page 3, in line 4, strike “GENDER-RELATED IDENTITY OR EXPRESSION,” and substitute “GENDER IDENTITY,”; in line 5, strike the brackets; in the same line, strike “OR AGE,”; strike beginning with “GENDER-RELATED” in line 8 down through “EXPRESSION,” in line 9 and substitute “GENDER IDENTITY,”; in line 9, strike the brackets; in the same line, strike “, OR AGE”; in line 21, strike “(1)”; strike beginning with “(2)” in line 24 down through “SUBSECTION.” in line 29; in line 32, strike “(A)”; in the same line, strike “BOARD OF REGENTS” and substitute “UNIVERSITY SYSTEM OF MARYLAND”; in line 33, strike “DEVELOP A CURRICULUM FOR” and substitute “MANAGE THE DEVELOPMENT OF”; and in the same line, after “PROGRAM” insert “THAT PROVIDES ANTIBIAS EDUCATION RELEVANT TO THE PROVISIONS OF TITLE 10, SUBTITLE 3 OF THE CRIMINAL LAW ARTICLE”.

On page 4, strike in their entirety lines 1 through 20, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Long moved to make the Bill a Special Order for next session.

The motion was adopted.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 180 – Delegate Clippinger

AN ACT concerning

Juveniles – Sexting

HB0180/612915/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 180

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “establishing” in line 7 down through “violation,” in line 8.

AMENDMENT NO. 2

On page 2, in line 19, after “(A)” insert “**(1)**”; in the same line, after “MEANS” insert “:

(I);

strike beginning with “SEXUALLY” in line 19 down through “EXPLICIT” in line 20; in line 20, after “VIDEO” insert “**THAT DEPICTS SEXUAL CONDUCT, AS DEFINED IN § 11-101 OF THE CRIMINAL LAW ARTICLE, OR SEXUAL EXCITEMENT, AS DEFINED IN § 11-101 OF THE CRIMINAL LAW ARTICLE,**”; in the same line, after “ANOTHER” insert “**OR OF ONESELF AND THE RECIPIENT**”; in line 21, after “DEVICE” insert “;**OR**

(II) THE RECEIPT AND RETENTION OF A PHOTOGRAPH, IMAGE, OR VIDEO DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH”;

and after line 21, insert:

“(2) “SEXTING” DOES NOT INCLUDE CONDUCT DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION IF:

(I) THE SENDER IS MORE THAN 4 YEARS OLDER THAN THE RECIPIENT;

(II) THE RECIPIENT IS MORE THAN 4 YEARS OLDER THAN THE SENDER;

(III) THE CHILD DID NOT CONSENT TO COMMITTING THE CONDUCT CONSTITUTING THE VIOLATION; OR

(IV) THE CHILD WAS COERCED, THREATENED, OR INTIMIDATED INTO COMMITTING THE CONDUCT CONSTITUTING THE VIOLATION.”.

On page 3, in line 6, strike “SEXUALLY EXPLICIT”; and in the same line, after “VIDEOS” insert “**DESCRIBED IN SUBSECTION (A) OF THIS SECTION**”.

AMENDMENT NO. 3

On page 3, strike beginning with “**IT**” in line 7 down through “**(E)**” in line 11.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 231 – Delegate Palakovich Carr

AN ACT concerning

Crimes – Mitigation – Race, Color, National Origin, Sex, Gender Identity, or Sexual Orientation

HB0231/202518/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 231

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “**Mitigation**” insert “**and Defense**”; and strike beginning with “does” in line 9 down through “crime” in line 11 and substitute “is not a defense to the crime of assault in any degree”.

AMENDMENT NO. 2

On page 2, strike beginning with “**DOES**” in line 18 down through “**CRIME**” in line 21 and substitute “**IS NOT A DEFENSE TO THE CRIME OF ASSAULT IN ANY DEGREE**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably:

House Bill 260 – Delegate W. Fisher

AN ACT concerning

Courts – Jury Service – Disqualification

Favorable report adopted.

Delegate Pippy moved to make the Bill a Special Order for next session.

The motion was adopted.

ECONOMIC MATTERS COMMITTEE REPORT NO. 15

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 185 – Delegate T. Branch

AN ACT concerning

Alcoholic Beverages – On-Sales – Required Multiple Purchases

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 422 – Delegate D. Barnes

AN ACT concerning

Minority Participation in the Alcoholic Beverages Industry – Study

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 14

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 280 – Delegate Charkoudian

AN ACT concerning

**Maryland Recycling Act – Recyclable Materials and Resource Recovery
Facilities – Alterations**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 15

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 800 – Delegate Clark

AN ACT concerning

**Aquaculture Leases – Marking and Recording Requirements – Mobile
Application**

HB0800/900416/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 800

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike beginning with “**Aquaculture**” through “**Requirements** –” and substitute “**Natural Resources – Waters of the State** –”; in the same line, after “**Mobile**” insert “**Locator**”; in lines 5 and 6, in each instance, after “mobile” insert “locator”; in line 5, after the first “application” insert “for use on the waters of the State”; in line 6, strike “third-party developer” and substitute “third party”; strike beginning with “marking” in line 7 down through “leases” in line 8 and substitute “a mobile locator application for use on the waters of the State”; strike in their entirety lines 9 through 18, inclusive, and substitute:

“BY adding to

Article – Natural Resources

Section 4-222

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)”;

and strike in their entirety lines 22 through 24, inclusive.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 1 through 8, inclusive, and substitute "~~4-222.~~"; strike beginning with "(2)" in line 9 down through "THE" in line 10 and substitute "(A) THE"; in lines 13, 16, 18, 19, 20, 21, 22, 23, 24, 25, and 27, strike "(II)", "1.", "3.", "4.", "5.", "6.", "7.", "8.", "9.", "10.", and "(III)", respectively, and substitute "(B)", "(1)", "(2)", "(3)", "(4)", "(5)", "(6)", "(7)", "(8)", "(9)", and "(C)", respectively; in line 14, strike "PARAGRAPH" and substitute "SECTION"; in the same line, after "TO" insert "USE INTERACTIVE MAPS TO"; strike beginning with "AQUACULTURE" in line 16 down through "2." in line 17; in line 19, strike "FIXED FISHING DEVICES" and substitute "REGISTERED POUND NET SITES"; in line 20, strike "CLAM OR"; and in line 25, strike "DATA" and substitute "AREAS".

AMENDMENT NO. 3

On page 3, in line 1, strike "PARAGRAPH" and substitute "SECTION".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 992 – Delegate Gilchrist

AN ACT concerning

Natural Resources – Maryland Environmental Trust – Appointment of Trustees

HB0992/250713/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 992

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "**Appointment of**"; in line 5, after "trustees;" insert "repealing the number of trustees that constitute a quorum;"; and in line 10, strike "3-204(a)" and substitute "3-204".

AMENDMENT NO. 2

On page 3, after line 24, insert:

“(b) The trustees shall meet at least four times a year at places and on dates they determine.

(c) The chair may call other meetings, and must call one at the request of six or more trustees.

(d) The secretary shall notify in writing every trustee of the time and place of every meeting at least seven days in advance of the meeting, except that meetings may be held on shorter notice if all trustees agree.

(e) [Ten trustees constitute a quorum to conduct business.

(f) If at any time there is no director, the chair shall assume the director’s duties and powers.

[(g) (F) The chair with the consent of the trustees may appoint an advisory council.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIARY COMMITTEE REPORT NO. 8

Delegate Clippinger, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 670 – The Speaker (By Request – Workgroup to Address Police Reform and Accountability)

AN ACT concerning

Police Reform and Accountability Act of 2021

HB0670/992612/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 670

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 3 down through “law;” in line 6 and substitute “requiring that an application for a certain search warrant be approved in writing by a police supervisor and the State’s Attorney;”; in line 9, after “circumstances;” insert “requiring that an application for a certain search warrant contain certain items; altering the number of days within which a certain search and seizure shall be made;”; in line 10, after “circumstances;” insert “imposing certain restrictions on a police officer when executing a search warrant; requiring a police officer to take a certain action and provide certain information to certain individuals at the commencement of a certain stop, with a certain exception; prohibiting a police officer from prohibiting or preventing a citizen from recording the police officer’s actions if the citizen is otherwise acting lawfully;”; strike beginning with “providing” in line 11 down through “circumstances;” in line 14 and substitute “establishing the Maryland Loan Assistance Repayment Program for Police Officers; requiring the Office of Student Financial Assistance in the Maryland Higher Education Commission to assist in the repayment of certain loans owed by certain eligible individuals; requiring the Office to adopt certain regulations; specifying that funds for the Program shall be provided in the State budget; requiring the Office to submit a certain report to the General Assembly on or before a certain date; establishing the Maryland Police Officers Scholarship Program; providing for the purpose of the Maryland Police Officers Scholarship; requiring the Office to publicize the availability of the Maryland Police Officers Scholarship; establishing the eligibility of the Maryland Police Officers Scholarship; requiring a certain recipient to repay the Commission under certain circumstances; establishing the amount of the annual scholarship award; requiring the Governor to include a certain appropriation in the State budget for the Maryland Police Officers Scholarship; requiring the Commission to use a certain appropriation for a certain purpose; requiring the Office to publicize the availability of the Maryland Police Officers Scholarship; requiring the Commission to submit a certain report on or before a certain date; altering the limits on liability of a local government and the State and its units for claims arising from tortious acts or omissions committed by a law enforcement officer; requiring the State Public Information Act Compliance Board to receive, review, and resolve certain complaints filed from a certain custodian, issue a certain decision, and issue a certain order under certain circumstances; requiring a certain custodian to allow inspection of certain records by the United States Attorney, the Attorney General, the State Prosecutor, and a State’s Attorney; providing that a certain record is not a personnel record for a certain purpose, with a certain exception; authorizing a certain custodian to deny inspection of certain records; requiring a certain custodian to deny inspection of a certain record under certain circumstances; requiring a custodian to notify a certain person in

interest when a certain record is inspected; prohibiting a certain custodian from disclosing the identity of a certain requestor to a certain person in interest;”; in line 16, strike “citizens” and substitute “individuals”; and in line 17, after “certain” insert “administrative”.

On page 2, in line 23, after “date;” insert “requiring that a certain body–worn camera automatically record and save certain video footage; requiring each law enforcement agency to post in a certain location an explanation of certain procedures;”; in line 27, after “system;” insert “establishing the Independent Investigative Agency as an independent unit of State government for a certain purpose; authorizing the Independent Investigative Agency to employ certain police officers and civilians for a certain purpose;”; strike beginning with “providing” in line 34 down through “force” in line 35 and substitute “establishing certain use of force standards”; and strike beginning with “providing” in line 44 down through “purpose;” in line 45.

On pages 2 and 3, strike beginning with “prohibiting” in line 47 on page 2 down through “restraint;” in line 2 on page 3.

On page 3, in line 3, strike “acquiring a certain armored or weaponized vehicle” and substitute “receiving certain equipment from a surplus program”; in line 17, strike “of a” and substitute “and policies established in accordance with”; strike beginning with “prohibiting” in line 4 down through “Act;” in line 6 and substitute “authorizing a person to file a certain civil action for a certain use of force; requiring each law enforcement agency to develop and implement a certain program to protect the mental health of police officers; establishing certain requirements for a certain program; requiring each law enforcement agency to develop a policy to minimize certain costs to police officers;”; strike beginning with “requiring” in line 12 down through “training;” in line 16; in line 18, strike “provision” and substitute “provisions”; strike beginning with “providing” in line 18 down through “Act;” in line 25 and substitute “requiring each county to have a police accountability board to take certain actions; providing for the membership of a police accountability board; establishing requirements for a certain complaint filed with a police accountability board; authorizing an individual to file a certain complaint with a certain law enforcement agency; establishing requirements for a certain complaint; requiring each county to have a certain administrative charging committee; providing for the membership of certain administrative charging committees; requiring that there be at least one statewide administrative charging committee applicable to certain law enforcement agencies; requiring an individual to receive certain training prior to serving as a member of an administrative charging committee; requiring a certain law enforcement agency to forward certain investigatory files to a certain administrative charging committee at a certain time;”

requiring and authorizing an administrative charging committee to take certain actions at certain times; requiring an administrative charging committee to meet at certain times; requiring a member of an administrative charging committee to maintain confidentiality relating to a certain matter at a certain time; requiring the Maryland Police Training and Standards Commission to develop and adopt, by regulation, a certain disciplinary matrix for a certain purpose; requiring each law enforcement agency to adopt a certain disciplinary matrix; requiring a certain chief to offer certain discipline to a certain police officer at a certain time; requiring certain discipline to be imposed under certain circumstances; requiring a certain matter to be referred to a trial board under certain circumstances; requiring each law enforcement agency to establish a certain trial board process; authorizing a small law enforcement agency to use the trial board process of another law enforcement agency under certain circumstances; providing for the membership of a trial board; requiring an individual to receive certain training prior to serving as a member of a trial board; requiring that proceedings of a trial board be open to the public, with certain exceptions; authorizing a trial board to administer oaths and issue subpoenas under certain circumstances; providing that a complainant has the right to be notified of and attend a certain hearing, with certain exceptions; providing for the appeal of a trial board decision; providing that a trial board decision that is not appealed is final; authorizing and requiring a certain chief to impose a certain emergency suspension under certain circumstances; requiring a certain chief to terminate the employment of a certain police officer; providing that a certain police officer is entitled to receive back pay under certain circumstances; providing that a police officer may be required to submit to certain tests, examinations, or interrogations under certain circumstances; authorizing a certain law enforcement agency to commence an action that may lead to a certain punitive measure under certain circumstances; providing that the results of a certain test, examination, or interrogation are not admissible or discoverable in a certain proceeding under certain circumstances; providing that forfeiture of a law enforcement officer's pension may be imposed as a disciplinary action under certain circumstances; requiring a law enforcement agency to designate a certain victims' rights advocate for a certain purpose; providing for the duties of a victims' rights advocate; requiring each law enforcement agency to create a certain database; requiring a certain investigating unit to review a certain complaint at a certain time; requiring an administrative charging committee to take certain actions within a certain time period; requiring a certain process of review to be completed within a certain time period; providing that a certain police officer and a complainant have the right to representation in connection with certain proceedings; prohibiting the taking of certain adverse employment actions against a police officer because the police officer took certain actions; prohibiting the denial of a police officer's right to bring suit arising out of certain duties; providing that a police officer has certain rights to engage in political activity; prohibiting a law enforcement agency from prohibiting secondary employment by police

officers; authorizing a law enforcement agency to adopt certain regulations; authorizing a court to order the forfeiture of pension benefits, in whole or in part, for a law enforcement officer who is convicted of a qualifying crime; requiring the Attorney General or the State’s Attorney to file a certain complaint in circuit court; establishing certain findings that shall be made when entering an order requiring the forfeiture of benefits; requiring the forfeiture order to indicate the amount of benefits forfeited; requiring a court to consider certain factors when determining the amount of benefits subject to forfeiture; authorizing a court to order a law enforcement officer subject to a forfeiture order to request a return of accumulated contributions to be used for restitution relating to a qualifying crime; providing that certain forfeiture provisions do not apply to certain contributions made, service earned, or crimes committed before a certain date;”; in line 30, after “manner;” insert “providing for the intent of the General Assembly that the Maryland Higher Education Commission adopt certain regulations; providing for a delayed effective date for certain provisions of this Act; providing for the application of certain provisions of this Act;”.

On pages 3 and 4, strike in their entirety the lines beginning with line 44 on page 3 through line 4 on page 4, inclusive.

On page 4, in line 7, strike “1–203(a)(2)(vi)” and substitute “1–203(a)”; strike in their entirety lines 10 through 14, inclusive, and substitute:

“BY adding to

Article – Criminal Procedure

Section 2–109

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – Education

Section 18–101

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)”;

in line 17, strike “15–106.11” and substitute “18–3701 through 18–3705 to be under the new subtitle “Subtitle 37. Maryland Loan Assistance Repayment Program for Police Officers”; and 18–3801 through 18–3807 to be under the new subtitle “Subtitle 38. Maryland Police Officers Scholarship Program””; and strike in their entirety lines 20 through 29, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings
Section 5–303(a)
Annotated Code of Maryland
(2020 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – State Government
Section 12–104(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,

Article – General Provisions
Section 4–101(a) and (c)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to

Article – General Provisions
Section 4–101(i) and (l)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – General Provisions
Section 4–101(i) and (j), 4–1A–04, 4–311, and 4–351
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to

Article – Public Safety
Section 3–101 through 3–113 to be under the new subtitle “Subtitle 1. Police
Accountability and Discipline”; 3–207(j) and (k), 3–508, 3–523, and 3–524
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety
Section 3–203, 3–207(a)(16) and (g), 3–209, 3–212, 3–215, 3–511, 3–514, 3–515, and
3–516
Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

BY adding to

Article – State Personnel and Pensions

Section 20–210

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)”.

AMENDMENT NO. 2

On page 5, strike in their entirety lines 1 through 33, inclusive; in line 36, strike “(2) (vi)” and substitute “(1) IN THIS SUBSECTION, “NO-KNOCK SEARCH WARRANT” MEANS A SEARCH WARRANT THAT AUTHORIZES THE EXECUTING LAW ENFORCEMENT OFFICER TO ENTER A BUILDING, APARTMENT, PREMISES, PLACE, OR THING TO BE SEARCHED WITHOUT GIVING NOTICE OF THE OFFICER’S AUTHORITY OR PURPOSE.”

(2) A circuit court judge or District Court judge may issue forthwith a search warrant whenever it is made to appear to the judge, by application as described in paragraph [(2)](3) of this subsection, that there is probable cause to believe that:

(i) a misdemeanor or felony is being committed by a person or in a building, apartment, premises, place, or thing within the territorial jurisdiction of the judge; or

(ii) property subject to seizure under the criminal laws of the State is on the person or in or on the building, apartment, premises, place, or thing.

[(2)] (3) (i) An application for a search warrant shall be:

1. in writing;

2. signed, dated, and sworn to by the applicant; and

3. accompanied by an affidavit that:

A. sets forth the basis for probable cause as described in paragraph (1) of this subsection; and

B. contains facts within the personal knowledge of the affiant that there is probable cause.

(ii) An application for a search warrant may be submitted to a judge:

1. by in–person delivery of the application, the affidavit, and a proposed search warrant;

2. by secure fax, if a complete and printable image of the application, the affidavit, and a proposed search warrant are submitted; or

3. by secure electronic mail, if a complete and printable image of the application, the affidavit, and a proposed search warrant are submitted.

(iii) The applicant and the judge may converse about the search warrant application:

1. in person;

2. via telephone; or

3. via video.

(iv) The judge may issue the search warrant:

1. by signing the search warrant, indicating the date and time of issuance on the search warrant, and physically delivering the signed and dated search warrant, the application, and the affidavit to the applicant;

2. by signing the search warrant, writing the date and time of issuance on the search warrant, and sending complete and printable images of the signed and dated search warrant, the application, and the affidavit to the applicant by secure fax; or

3. by signing the search warrant, either electronically or in writing, indicating the date and time of issuance on the search warrant, and sending complete and printable images of the signed and dated search warrant, the application, and the affidavit to the applicant by secure electronic mail.

(v) The judge shall file a copy of the signed and dated search warrant, the application, and the affidavit with the court.

(vi)";

and in the same line, strike "An" and substitute "**1. IF APPROVED IN WRITING BY A POLICE SUPERVISOR AND THE STATE'S ATTORNEY, AN**".

On pages 5 and 6, strike beginning with "authorize" in line 37 on page 5 down through "purpose" in line 1 on page 6 and substitute "**BE A NO-KNOCK SEARCH WARRANT**".

On page 6, after line 6, insert:

“2. AN APPLICATION FOR A NO-KNOCK SEARCH WARRANT UNDER THIS SUBPARAGRAPH SHALL CONTAIN:

A. A DESCRIPTION OF THE CLEAR AND CONVINCING EVIDENCE IN SUPPORT OF THE APPLICATION;

B. AN EXPLANATION OF THE INVESTIGATIVE ACTIVITIES THAT HAVE BEEN UNDERTAKEN AND THE INFORMATION THAT HAS BEEN GATHERED TO SUPPORT THE REQUEST FOR A NO-KNOCK SEARCH WARRANT;

C. AN EXPLANATION OF WHY THE AFFIANT IS UNABLE TO DETAIN THE SUSPECT OR SEARCH THE PREMISES USING OTHER, LESS INVASIVE METHODS;

D. ACKNOWLEDGMENT THAT ANY POLICE OFFICERS WHO WILL EXECUTE THE SEARCH WARRANT HAVE SUCCESSFULLY COMPLETED THE SAME TRAINING IN BREACH AND CALL-OUT ENTRY PROCEDURES AS SWAT TEAM MEMBERS;

E. A STATEMENT AS TO WHETHER THE SEARCH WARRANT CAN EFFECTIVELY BE EXECUTED DURING DAYLIGHT HOURS AND, IF NOT, WHAT FACTS OR CIRCUMSTANCES PRECLUDE EFFECTIVE EXECUTION IN DAYLIGHT HOURS; AND

F. A LIST OF ANY ADDITIONAL OCCUPANTS OF THE PREMISES BY AGE AND GENDER, AS WELL AS AN INDICATION AS TO WHETHER ANY INDIVIDUALS WITH COGNITIVE OR PHYSICAL DISABILITIES OR PETS RESIDE AT THE PREMISES, IF KNOWN.

[(3)] (4) The search warrant shall:

(i) be directed to a duly constituted police officer, the State Fire Marshal, or a full-time investigative and inspection assistant of the Office of the State Fire Marshal and authorize the police officer, the State Fire Marshal, or a full-time investigative and inspection assistant of the Office of the State Fire Marshal to search the

suspected person, building, apartment, premises, place, or thing and to seize any property found subject to seizure under the criminal laws of the State;

(ii) name or describe, with reasonable particularity:

1. the person, building, apartment, premises, place, or thing to be searched;

2. the grounds for the search; and

3. the name of the applicant on whose application the search warrant was issued; and

(iii) if warranted by application as described in paragraph [(2)] (3) of this subsection, authorize the executing law enforcement officer to enter the building, apartment, premises, place, or thing to be searched without giving notice of the officer's authority or purpose.

[(4)] (5) (i) The search and seizure under the authority of a search warrant shall be made within [15] 7 calendar days after the day that the search warrant is issued.

(ii) After the expiration of the [15-day] 7-DAY period, the search warrant is void.

[(5)] (6) The executing law enforcement officer shall give a copy of the search warrant, the application, and the affidavit to an authorized occupant of the premises searched or leave a copy of the search warrant, the application, and the affidavit at the premises searched.

[(6)] (7) (i) The executing law enforcement officer shall prepare a detailed search warrant return which shall include the date and time of the execution of the search warrant.

(ii) The executing law enforcement officer shall:

1. give a copy of the search warrant return to an authorized occupant of the premises searched or leave a copy of the return at the premises searched; and

2. file a copy of the search warrant return with the court in person, by secure fax, or by secure electronic mail.”;

in line 7, strike “(7)” and substitute “(8) (I) IN THIS PARAGRAPH, “EXIGENT CIRCUMSTANCES” RETAINS ITS JUDICIALLY DETERMINED MEANING.

(II)”;

and after line 8, insert:

“(III) WHILE EXECUTING A SEARCH WARRANT, A POLICE OFFICER SHALL BE CLEARLY RECOGNIZABLE AND IDENTIFIABLE AS A POLICE OFFICER, WEARING A UNIFORM, BADGE, AND TAG BEARING THE NAME AND IDENTIFICATION NUMBER OF THE POLICE OFFICER.

(IV) A POLICE OFFICER EXECUTING A SEARCH WARRANT SHALL USE A BODY CAMERA DURING THE COURSE OF THE SEARCH IN ACCORDANCE WITH THE POLICIES ESTABLISHED BY THE POLICE OFFICER’S LAW ENFORCEMENT AGENCY.

(V) UNLESS EXECUTING A NO-KNOCK SEARCH WARRANT, A POLICE OFFICER SHALL ALLOW A MINIMUM OF 30 SECONDS FOR THE OCCUPANTS OF A RESIDENCE TO RESPOND AND OPEN THE DOOR BEFORE THE POLICE OFFICER ATTEMPTS TO ENTER THE RESIDENCE, ABSENT EXIGENT CIRCUMSTANCES.

(VI) A POLICE OFFICER MAY NOT USE FLASH BANG, STUN, DISTRACTION, OR OTHER SIMILAR MILITARY-STYLE DEVICES WHEN EXECUTING A SEARCH WARRANT, ABSENT EXIGENT CIRCUMSTANCES.

2-109.

(A) AT THE COMMENCEMENT OF A TRAFFIC STOP OR OTHER STOP, ABSENT EXIGENT CIRCUMSTANCES, A POLICE OFFICER SHALL:

(1) DISPLAY PROPER IDENTIFICATION TO THE STOPPED INDIVIDUAL;
AND

(2) PROVIDE THE FOLLOWING INFORMATION TO THE STOPPED INDIVIDUAL:

(I) THE OFFICER’S NAME;

(II) THE OFFICER’S BADGE NUMBER;

(III) THE NAME OF THE LAW ENFORCEMENT AGENCY THE POLICE OFFICER IS REPRESENTING; AND

(IV) THE REASON FOR THE TRAFFIC STOP OR OTHER STOP.

(B) A POLICE OFFICER MAY NOT PROHIBIT OR PREVENT A CITIZEN FROM RECORDING THE POLICE OFFICER’S ACTIONS IF THE CITIZEN IS OTHERWISE ACTING LAWFULLY.”.

AMENDMENT NO. 3

On pages 6 and 7, strike in their entirety the lines beginning with line 10 on page 6 through line 4 on page 7, inclusive, and substitute:

“18–101.

- (a) In this title the following words have the meanings indicated.**
- (b) “Commission” means the Maryland Higher Education Commission.**
- (c) “Office” means the Office of Student Financial Assistance.**
- (d) “Secretary” means the Secretary of Higher Education.**

SUBTITLE 37. MARYLAND LOAN ASSISTANCE REPAYMENT PROGRAM FOR POLICE OFFICERS.

18–3701.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “ELIGIBLE EMPLOYMENT” MEANS TO WORK AS A POLICE OFFICER IN THE STATE FOR AT LEAST 2 YEARS.

(C) “HIGHER EDUCATION LOAN” MEANS A LOAN THAT IS OBTAINED FOR TUITION FOR UNDERGRADUATE STUDY LEADING TO A DEGREE IN CRIMINAL LAW, CRIMINOLOGY, OR CRIMINAL JUSTICE.

(D) “POLICE OFFICER” HAS THE MEANING STATED IN § 3-201 OF THE PUBLIC SAFETY ARTICLE.

(E) “PROGRAM” MEANS THE MARYLAND LOAN ASSISTANCE REPAYMENT PROGRAM FOR POLICE OFFICERS.

18-3702.

(A) THERE IS A MARYLAND LOAN ASSISTANCE REPAYMENT PROGRAM FOR POLICE OFFICERS IN THE STATE.

(B) THE OFFICE SHALL DISTRIBUTE FUNDS FROM THE PROGRAM TO ASSIST IN THE REPAYMENT OF A HIGHER EDUCATION LOAN OWED BY A POLICE OFFICER WHO:

(1) RECEIVES A GRADUATE, PROFESSIONAL, OR UNDERGRADUATE DEGREE FROM A PUBLIC COLLEGE OR UNIVERSITY IN THE STATE;

(2) OBTAINS ELIGIBLE EMPLOYMENT; AND

(3) SATISFIES ANY OTHER CRITERIA ESTABLISHED BY THE OFFICE.

18-3703.

(A) THE OFFICE SHALL ADOPT REGULATIONS TO CARRY OUT THIS SUBTITLE.

(B) THE REGULATIONS SHALL INCLUDE A LIMIT ON THE TOTAL AMOUNT OF ASSISTANCE PROVIDED BY THE OFFICE IN REPAYING THE LOAN OF AN ELIGIBLE INDIVIDUAL, BASED ON THE INDIVIDUAL’S TOTAL INCOME AND OUTSTANDING HIGHER EDUCATION LOAN BALANCE.

18-3704.

THE GOVERNOR SHALL INCLUDE AN ANNUAL APPROPRIATION OF AT LEAST \$1,500,000 IN THE STATE BUDGET FOR THE PROGRAM.

18-3705.

SUBJECT TO § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE OFFICE SHALL REPORT TO THE GENERAL ASSEMBLY BY JANUARY 1 EACH YEAR ON THE IMPLEMENTATION OF THE PROGRAM.

SUBTITLE 38. MARYLAND POLICE OFFICERS SCHOLARSHIP PROGRAM.

18-3801.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “ELIGIBLE INSTITUTION” MEANS A PUBLIC SENIOR HIGHER EDUCATION INSTITUTION IN THE STATE.

(C) “POLICE OFFICER” HAS THE MEANING STATED IN § 3-201 OF THE PUBLIC SAFETY ARTICLE.

(D) “SERVICE OBLIGATION” MEANS TO WORK AS A POLICE OFFICER IN THE STATE NOT LESS THAN 5 YEARS DURING THE 8-YEAR PERIOD AFTER GRADUATION.

18-3802.

(A) THERE IS A MARYLAND POLICE OFFICERS SCHOLARSHIP PROGRAM.

(B) THE PURPOSE OF THE PROGRAM IS TO PROVIDE TUITION ASSISTANCE FOR STUDENTS:

(1) ATTENDING A 4-YEAR DEGREE PROGRAM IN CRIMINAL LAW, CRIMINOLOGY, OR CRIMINAL JUSTICE AT AN ELIGIBLE INSTITUTION WITH THE INTENT TO BE A POLICE OFFICER AFTER GRADUATION; OR

(2) WHO ARE CURRENTLY POLICE OFFICERS ATTENDING A 4-YEAR DEGREE PROGRAM IN CRIMINAL LAW, CRIMINOLOGY, OR CRIMINAL JUSTICE AT AN ELIGIBLE INSTITUTION.

(C) THE OFFICE SHALL PUBLICIZE THE AVAILABILITY OF THE MARYLAND POLICE OFFICERS SCHOLARSHIP.

18-3803.

(A) THE OFFICE SHALL ANNUALLY SELECT ELIGIBLE STUDENTS AND OFFER A SCHOLARSHIP TO EACH STUDENT SELECTED TO BE USED AT AN ELIGIBLE INSTITUTION OF THE STUDENT'S CHOICE.

(B) A RECIPIENT OF THE MARYLAND POLICE OFFICERS SCHOLARSHIP SHALL:

(1) BE A MARYLAND RESIDENT OR HAVE GRADUATED FROM A MARYLAND HIGH SCHOOL;

(2) BE ACCEPTED FOR ADMISSION OR CURRENTLY ENROLLED AT AN ELIGIBLE INSTITUTION AS A FULL-TIME OR PART-TIME UNDERGRADUATE OR GRADUATE STUDENT PURSUING A COURSE OF STUDY OR PROGRAM IN CRIMINAL LAW, CRIMINOLOGY, OR CRIMINAL JUSTICE;

(3) SIGN A LETTER OF INTENT TO PERFORM THE SERVICE OBLIGATION ON COMPLETION OF THE RECIPIENT'S REQUIRED STUDIES; AND

(4) SATISFY ANY ADDITIONAL CRITERIA THE COMMISSION MAY ESTABLISH.

(C) A CURRENT POLICE OFFICER SHALL BE ELIGIBLE FOR A MARYLAND POLICE OFFICERS SCHOLARSHIP IF THEY MEET THE ELIGIBILITY CRITERIA UNDER SUBSECTION (B) OF THIS SECTION.

18-3804.

THE RECIPIENT OF A MARYLAND POLICE OFFICERS SCHOLARSHIP SHALL REPAY THE COMMISSION THE FUNDS RECEIVED AS SET FORTH IN § 18-112 OF THIS TITLE IF THE RECIPIENT DOES NOT:

(1) SATISFY THE DEGREE REQUIREMENTS OF THE ELIGIBLE COURSE OF STUDY OR PROGRAM OR FULFILL OTHER REQUIREMENTS AS PROVIDED IN THIS SUBTITLE; OR

(2) PERFORM THE SERVICE OBLIGATION TO WORK AS A POLICE OFFICER FOR AT LEAST 5 YEARS DURING THE 8-YEAR PERIOD AFTER GRADUATION.

18-3805.

THE ANNUAL SCHOLARSHIP AWARD SHALL BE 50% OF THE EQUIVALENT ANNUAL TUITION AND MANDATORY FEES OF A RESIDENT UNDERGRADUATE STUDENT AT THE ELIGIBLE INSTITUTION.

18-3806.

THE GOVERNOR SHALL ANNUALLY INCLUDE IN THE BUDGET BILL AN APPROPRIATION OF AT LEAST \$8,500,000 TO THE COMMISSION TO AWARD SCHOLARSHIPS UNDER THIS SUBTITLE, AND THE COMMISSION SHALL USE:

(1) \$6,000,000 FOR SCHOLARSHIPS TO STUDENTS INTENDING TO BECOME POLICE OFFICERS AFTER GRADUATION; AND

(2) \$2,500,000 FOR SCHOLARSHIPS FOR EXISTING POLICE OFFICERS TO ATTEND AN ELIGIBLE INSTITUTION AND REMAIN A POLICE OFFICER AFTER GRADUATION.

18-3807.

THE OFFICE SHALL:

(1) PUBLICIZE THE AVAILABILITY OF MARYLAND POLICE OFFICERS SCHOLARSHIPS; AND

(2) TO THE EXTENT PRACTICABLE, AWARD SCHOLARSHIPS UNDER THIS SUBTITLE IN A MANNER THAT REFLECTS ETHNIC, GENDER, RACIAL, AND GEOGRAPHIC DIVERSITY.

Article – Public Safety

3-523.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “EMPLOYEE ASSISTANCE PROGRAM” MEANS A WORK-BASED PROGRAM OFFERED TO ALL POLICE OFFICERS THAT PROVIDES ACCESS TO VOLUNTARY AND CONFIDENTIAL SERVICES TO ADDRESS THE MENTAL HEALTH ISSUES OF A POLICE OFFICER STEMMING FROM PERSONAL AND WORK-RELATED CONCERNS, INCLUDING STRESS, FINANCIAL ISSUES, LEGAL ISSUES, FAMILY PROBLEMS, OFFICE CONFLICTS, AND ALCOHOL AND SUBSTANCE ABUSE DISORDERS.

(3) “LAW ENFORCEMENT AGENCY” HAS THE MEANING STATED IN § 3-201 OF THIS TITLE.

(4) “POLICE OFFICER” HAS THE MEANING STATED IN § 3-201 OF THIS TITLE.

(B) EACH LAW ENFORCEMENT AGENCY SHALL PROVIDE ACCESS TO AN EMPLOYEE ASSISTANCE PROGRAM OR A MENTAL HEALTH PROGRAM FOR ALL POLICE OFFICERS THAT THE LAW ENFORCEMENT AGENCY EMPLOYS.

(C) THE EMPLOYEE ASSISTANCE PROGRAM REQUIRED BY THIS SECTION SHALL PROVIDE POLICE OFFICERS ACCESS TO CONFIDENTIAL MENTAL HEALTH SERVICES, INCLUDING:

- (1) COUNSELING SERVICES;**
- (2) CRISIS COUNSELING;**
- (3) STRESS MANAGEMENT COUNSELING;**
- (4) RESILIENCY SESSIONS; AND**
- (5) PEER SUPPORT SERVICES FOR POLICE OFFICERS.**

(D) IN ADDITION TO THE REQUIREMENTS OF § 3-516 OF THIS SUBTITLE, AS PART OF THE EMPLOYEE ASSISTANCE PROGRAM REQUIRED BY THIS SECTION, EACH LAW ENFORCEMENT AGENCY SHALL PROVIDE TO ALL POLICE OFFICERS THE AGENCY EMPLOYS A VOLUNTARY MENTAL HEALTH CONSULTATION OR COUNSELING SERVICES BEFORE THE POLICE OFFICER RETURNS TO FULL DUTY FOLLOWING ANY INCIDENT INVOLVING:

- (1) A SERIOUS INJURY TO THE POLICE OFFICER;**
- (2) AN OFFICER-INVOLVED SHOOTING;**
- (3) AN ACCIDENT RESULTING IN A FATALITY; OR**
- (4) ANY USE OF FORCE RESULTING IN A FATALITY OR SERIOUS INJURY.**

(E) THE EMPLOYEE ASSISTANCE PROGRAM REQUIRED BY THIS SECTION SHALL INCLUDE A COMPONENT DESIGNED TO PROTECT THE MENTAL HEALTH OF POLICE OFFICERS DURING PERIODS OF PUBLIC DEMONSTRATIONS AND UNREST.

(F) EACH LAW ENFORCEMENT AGENCY SHALL DEVELOP A POLICY TO PROVIDE ACCESS TO THE SERVICES REQUIRED BY THIS SECTION AT MINIMAL COST TO A POLICE OFFICER.

SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Courts and Judicial Proceedings

5–303.

(a) (1) [Subject to paragraph (2)] EXCEPT AS PROVIDED IN PARAGRAPHS (2) AND (3) of this subsection, the liability of a local government may not exceed \$400,000 per an individual claim, and \$800,000 per total claims that arise from the same occurrence for damages resulting from tortious acts or omissions, or liability arising under subsection (b) of this section and indemnification under subsection (c) of this section.

(2) The limits on liability provided under paragraph (1) of this subsection do not include interest accrued on a judgment.

(3) IF THE LIABILITY OF A LOCAL GOVERNMENT ARISES FROM TORTIOUS ACTS OR OMISSIONS COMMITTED BY A LAW ENFORCEMENT OFFICER, THE FOLLOWING LIMITS ON LIABILITY APPLY:

(I) 1. SUBJECT TO ITEM 2 OF THIS ITEM AND ITEM (II) OF THIS PARAGRAPH, THE COMBINED AWARD FOR BOTH ECONOMIC AND NONECONOMIC DAMAGES MAY NOT EXCEED A TOTAL OF \$890,000; AND

2. A. THE LIMITATION ON NONECONOMIC DAMAGES PROVIDED UNDER ITEM 1 OF THIS ITEM SHALL INCREASE BY \$15,000 ON OCTOBER 1 EACH YEAR BEGINNING OCTOBER 1, 2022; AND

B. THE INCREASED AMOUNT SHALL APPLY TO CAUSES OF ACTION ARISING BETWEEN OCTOBER 1 OF THAT YEAR AND SEPTEMBER 30 OF THE FOLLOWING YEAR, INCLUSIVE; AND

(II) 1. THE LIMITATION ESTABLISHED UNDER ITEM (I) OF THIS PARAGRAPH SHALL APPLY IN A PERSONAL INJURY ACTION TO EACH DIRECT VICTIM OF TORTIOUS CONDUCT AND ALL PERSONS WHO CLAIM INJURY BY OR THROUGH THAT VICTIM; AND

2. IN A WRONGFUL DEATH ACTION IN WHICH THERE ARE TWO OR MORE CLAIMANTS OR BENEFICIARIES, AN AWARD FOR NONECONOMIC DAMAGES MAY NOT EXCEED 150% OF THE LIMITATION ESTABLISHED UNDER ITEM (I) OF THIS PARAGRAPH, REGARDLESS OF THE NUMBER OF CLAIMANTS OR BENEFICIARIES WHO SHARE IN THE AWARD.

Article – State Government

12-104.

(a) (1) Subject to the exclusions and limitations in this subtitle and notwithstanding any other provision of law, the immunity of the State and of its units is waived as to a tort action, in a court of the State, to the extent provided under paragraph (2) of this subsection.

(2) (I) [The] EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE liability of the State and its units may not exceed \$400,000 to a single claimant for injuries arising from a single incident or occurrence.

(II) IF LIABILITY OF THE STATE OR ITS UNITS ARISES FROM TORTIOUS ACTS OR OMISSIONS COMMITTED BY A LAW ENFORCEMENT OFFICER, THE FOLLOWING LIMITS ON LIABILITY SHALL APPLY:

1. A. SUBJECT TO ITEM B OF THIS ITEM AND ITEM 2 OF THIS SUBPARAGRAPH, THE COMBINED AWARD FOR BOTH ECONOMIC AND NONECONOMIC DAMAGES SHALL NOT EXCEED A TOTAL OF \$890,000;

B. THE LIMITATION ON NONECONOMIC DAMAGES PROVIDED UNDER ITEM A OF THIS ITEM SHALL INCREASE BY \$15,000 ON OCTOBER 1 EACH YEAR BEGINNING OCTOBER 1, 2022; AND

C. THE INCREASED AMOUNT SHALL APPLY TO CAUSES OF ACTION ARISING BETWEEN OCTOBER 1 OF THAT YEAR AND SEPTEMBER 30 OF THE FOLLOWING YEAR, INCLUSIVE; AND

2. A. THE LIMITATION ESTABLISHED UNDER ITEM 1 OF THIS SUBPARAGRAPH SHALL APPLY IN A PERSONAL INJURY ACTION TO EACH DIRECT VICTIM OF TORTIOUS CONDUCT AND ALL PERSONS WHO CLAIM INJURY BY OR THROUGH THAT VICTIM; AND

B. IN A WRONGFUL DEATH ACTION IN WHICH THERE ARE TWO OR MORE CLAIMANTS OR BENEFICIARIES, AN AWARD FOR NONECONOMIC DAMAGES MAY NOT EXCEED 150% OF THE LIMITATION ESTABLISHED UNDER ITEM 1 OF THIS ITEM, REGARDLESS OF THE NUMBER OF CLAIMANTS OR BENEFICIARIES WHO SHARE IN THE AWARD.

SECTION 5. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – General Provisions

4–101.

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

(c) “Board” means the State Public Information Act Compliance Board.

(I) “POLICE OFFICER” HAS THE MEANING STATED IN § 3–201 OF THE PUBLIC SAFETY ARTICLE.

[(i)] (J) “Political subdivision” means:

(1) a county;

(2) a municipal corporation;

(3) an unincorporated town;

(4) a school district; or

(5) a special district.

~~[(j)]~~ **(K)** (1) “Public record” means the original or any copy of any documentary material that:

(i) is made by a unit or an instrumentality of the State or of a political subdivision or received by the unit or instrumentality in connection with the transaction of public business; and

(ii) is in any form, including:

1. a card;
2. a computerized record;
3. correspondence;
4. a drawing;
5. film or microfilm;
6. a form;
7. a map;
8. a photograph or photostat;
9. a recording; or
10. a tape.

(2) “Public record” includes a document that lists the salary of an employee of a unit or an instrumentality of the State or of a political subdivision.

(3) “Public record” does not include a digital photographic image or signature of an individual, or the actual stored data of the image or signature, recorded by the Motor Vehicle Administration.

(L) “TECHNICAL INFRACTION” MEANS A MINOR RULE VIOLATION BY AN INDIVIDUAL SOLELY RELATED TO THE ENFORCEMENT OF ADMINISTRATIVE RULES THAT:

(1) DOES NOT INVOLVE AN INTERACTION BETWEEN A MEMBER OF THE PUBLIC AND THE INDIVIDUAL;

(2) DOES NOT RELATE TO THE INDIVIDUAL’S INVESTIGATIVE, ENFORCEMENT, TRAINING, SUPERVISION, OR REPORTING RESPONSIBILITIES; AND

(3) IS NOT OTHERWISE A MATTER OF PUBLIC CONCERN.

4-1A-04.

(a) The Board shall:

(1) receive, review, and, subject to § 4-1A-07 of this subtitle, resolve complaints filed under § 4-1A-05 of this subtitle from any applicant or the applicant’s designated representative alleging that a custodian charged an unreasonable fee under § 4-206 of this title;

(2) issue a written opinion as to whether a violation has occurred; and

(3) if the Board finds that the custodian charged an unreasonable fee under § 4-206 of this title, order the custodian to reduce the fee to an amount determined by the Board to be reasonable and refund the difference.

(B) THE BOARD SHALL:

(1) RECEIVE, REVIEW, AND RESOLVE COMPLAINTS FILED FROM ANY CUSTODIAN ALLEGING THAT AN APPLICANT’S REQUEST OR PATTERN OF REQUESTS IS FRIVOLOUS, VEXATIOUS, OR IN BAD FAITH;

(2) ISSUE A WRITTEN DECISION AS TO WHETHER THE APPLICANT’S REQUEST OR PATTERN OF REQUESTS IS FRIVOLOUS, VEXATIOUS, OR IN BAD FAITH; AND

(3) IF THE BOARD FINDS THAT THE APPLICANT'S REQUEST OR PATTERN OF REQUESTS IS FRIVOLOUS, VEXATIOUS, OR IN BAD FAITH, BASED ON THE TOTALITY OF THE CIRCUMSTANCES INCLUDING THE NUMBER AND SCOPE OF THE APPLICANT'S PAST REQUESTS AND THE CUSTODIAN'S RESPONSES TO PAST REQUESTS AND EFFORTS TO COOPERATE WITH THE APPLICANT, ISSUE AN ORDER AUTHORIZING THE CUSTODIAN TO:

(I) IGNORE THE REQUEST THAT IS THE SUBJECT OF THE CUSTODIAN'S COMPLAINT; OR

(II) RESPOND TO A LESS BURDENSOME VERSION OF THE REQUEST WITHIN A REASONABLE TIME FRAME, AS DETERMINED BY THE BOARD.

[(b)] (C) The Board shall:

- (1) study ongoing compliance with this title by custodians; and
- (2) make recommendations to the General Assembly for improvements to this title.

[(c)] (D) (1) On or before October 1 of each year, the Board shall submit a report to the Governor and, subject to § 2-1257 of the State Government Article, the General Assembly.

(2) The report shall:

- (i) describe the activities of the Board;
 - (ii) describe the opinions of the Board;
 - (iii) state the number and nature of complaints filed with the Board;
- and
- (iv) recommend any improvements to this title.

(a) Subject to subsection (b) of this section, a custodian shall deny inspection of a personnel record of an individual, including an application, a performance rating, or scholastic achievement information.

(b) A custodian shall allow inspection by:

(1) the person in interest;

(2) an elected or appointed official who supervises the work of the individual; [or]

(3) an employee organization described in Title 6 of the Education Article of the portion of the personnel record that contains the individual's:

(i) home address;

(ii) home telephone number; and

(iii) personal cell phone number;

(4) **THE UNITED STATES ATTORNEY;**

(5) **THE ATTORNEY GENERAL;**

(6) **THE STATE PROSECUTOR; OR**

(7) **A STATE'S ATTORNEY.**

(c) (1) **EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A RECORD RELATING TO AN ADMINISTRATIVE OR CRIMINAL INVESTIGATION OF MISCONDUCT BY A POLICE OFFICER, INCLUDING AN INTERNAL AFFAIRS INVESTIGATORY RECORD, A HEARING RECORD, AND RECORDS RELATING TO A DISCIPLINARY DECISION, IS NOT A PERSONNEL RECORD FOR PURPOSES OF THIS SECTION.**

(2) **A RECORD OF A TECHNICAL INFRACTION IS A PERSONNEL RECORD FOR THE PURPOSES OF THIS SECTION.**

4-351.

(a) Subject to [subsection (b)] SUBSECTIONS (B), (C), AND (D) of this section, a custodian may deny inspection of:

(1) records of investigations conducted by the Attorney General, a State's Attorney, a municipal or county attorney, a police department, or a sheriff;

(2) an investigatory file compiled for any other law enforcement, judicial, correctional, or prosecution purpose; [or]

(3) records that contain intelligence information or security procedures of the Attorney General, a State's Attorney, a municipal or county attorney, a police department, a State or local correctional facility, or a sheriff; OR

(4) RECORDS, OTHER THAN A RECORD OF A TECHNICAL INFRACTION, RELATING TO AN ADMINISTRATIVE OR CRIMINAL INVESTIGATION OF MISCONDUCT BY A POLICE OFFICER, INCLUDING AN INTERNAL AFFAIRS INVESTIGATORY RECORD, A HEARING RECORD, AND RECORDS RELATING TO A DISCIPLINARY DECISION.

(b) A custodian may deny inspection by a person in interest only to the extent that the inspection would:

(1) interfere with a valid and proper law enforcement proceeding;

(2) deprive another person of a right to a fair trial or an impartial adjudication;

(3) constitute an unwarranted invasion of personal privacy;

(4) disclose the identity of a confidential source;

(5) disclose an investigative technique or procedure;

(6) prejudice an investigation; or

(7) endanger the life or physical safety of an individual.

(C) A CUSTODIAN SHALL ALLOW INSPECTION OF A RECORD DESCRIBED IN SUBSECTION (A)(4) OF THIS SECTION BY:

- (1) THE UNITED STATES ATTORNEY;
- (2) THE ATTORNEY GENERAL;
- (3) THE STATE PROSECUTOR; OR
- (4) A STATE’S ATTORNEY.

(D) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, A CUSTODIAN SHALL DENY INSPECTION OF A RECORD DESCRIBED IN SUBSECTION (A)(4) OF THIS SECTION:

- (1) IF THE RECORD RELATES TO AN ACTIVE INVESTIGATION; OR
- (2) TO THE EXTENT THAT THE RECORD REFLECTS:
 - (I) MEDICAL INFORMATION;
 - (II) PERSONAL CONTACT INFORMATION OF THE PERSON IN INTEREST;
 - (III) INFORMATION RELATING TO THE FAMILY OF THE PERSON IN INTEREST; OR
 - (IV) WITNESS INFORMATION.

(E) A CUSTODIAN SHALL NOTIFY THE PERSON IN INTEREST OF A RECORD DESCRIBED IN SUBSECTION (A)(4) OF THIS SECTION WHEN THE RECORD IS INSPECTED, BUT MAY NOT DISCLOSE THE IDENTITY OF THE REQUESTOR TO THE PERSON IN INTEREST.

SECTION 6. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:”.

AMENDMENT NO. 4

On page 7, after line 5, insert:

“SUBTITLE 1. POLICE ACCOUNTABILITY AND DISCIPLINE.

3-101.

(A) IN THIS TITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “ADMINISTRATIVELY CHARGED” MEANS THAT A POLICE OFFICER HAS BEEN FORMALLY ACCUSED OF MISCONDUCT IN AN ADMINISTRATIVE PROCEEDING.

(C) “DISCIPLINARY MATRIX” MEANS A WRITTEN, CONSISTENT, PROGRESSIVE, AND TRANSPARENT TOOL OR RUBRIC THAT PROVIDES RANGES OF DISCIPLINARY ACTIONS FOR DIFFERENT TYPES OF MISCONDUCT.

(D) “EXONERATED” MEANS THAT A POLICE OFFICER ACTED IN ACCORDANCE WITH THE LAW AND AGENCY POLICY.

(E) “INDEPENDENT INVESTIGATIVE AGENCY” MEANS THE AGENCY ESTABLISHED UNDER § 3-102 OF THIS SUBTITLE.

(F) “LAW ENFORCEMENT AGENCY” HAS THE MEANING STATED IN § 3-201 OF THIS TITLE.

(G) “NOT ADMINISTRATIVELY CHARGED” MEANS THAT A DETERMINATION HAS BEEN MADE NOT TO ADMINISTRATIVELY CHARGE A POLICE OFFICER IN CONNECTION WITH ALLEGED MISCONDUCT.

(H) “POLICE MISCONDUCT” MEANS A PATTERN, A PRACTICE, OR CONDUCT BY A POLICE OFFICER OR LAW ENFORCEMENT AGENCY THAT INCLUDES:

(1) DEPRIVING PERSONS OF RIGHTS PROTECTED BY THE CONSTITUTION OR LAWS OF THE STATE OR THE UNITED STATES;

(2) A VIOLATION OF A CRIMINAL STATUTE; AND

(3) A VIOLATION OF LAW ENFORCEMENT AGENCY STANDARDS AND POLICIES.

(I) “POLICE OFFICER” HAS THE MEANING STATED IN § 3–201 OF THIS TITLE.

(J) “SERIOUS PHYSICAL INJURY” HAS THE MEANING STATED IN § 3–201 OF THE CRIMINAL LAW ARTICLE.

(K) “SUPERIOR GOVERNMENTAL AUTHORITY” MEANS THE GOVERNING BODY THAT OVERSEES A LAW ENFORCEMENT AGENCY.

(L) “UNFOUNDED” MEANS THAT THE ALLEGATIONS AGAINST A POLICE OFFICER ARE NOT SUPPORTED BY FACT.

3–102.

(A) THE INDEPENDENT INVESTIGATIVE AGENCY IS ESTABLISHED AS AN INDEPENDENT UNIT OF STATE GOVERNMENT FOR THE PURPOSE OF INVESTIGATING USE OF FORCE INCIDENTS INVOLVING POLICE OFFICERS.

(B) THE INDEPENDENT INVESTIGATIVE AGENCY MAY EMPLOY SWORN POLICE OFFICERS AND CIVILIANS TO CONDUCT ITS WORK.

(C) A SHOOTING INVOLVING A POLICE OFFICER OR ANOTHER INCIDENT INVOLVING THE USE OF PHYSICAL FORCE BY A POLICE OFFICER CAUSING DEATH OR SERIOUS PHYSICAL INJURY SHALL BE INVESTIGATED BY THE INDEPENDENT INVESTIGATIVE AGENCY.

(D) A LAW ENFORCEMENT AGENCY SHALL:

(1) NOTIFY THE INDEPENDENT INVESTIGATIVE AGENCY OF ANY ALLEGED OR POTENTIAL SHOOTING INVOLVING A POLICE OFFICER OR ANOTHER

INCIDENT INVOLVING THE USE OF PHYSICAL FORCE BY A POLICE OFFICER CAUSING DEATH OR SERIOUS PHYSICAL INJURY AS SOON AS THE LAW ENFORCEMENT AGENCY BECOMES AWARE OF THE INCIDENT; AND

(2) COOPERATE WITH THE INDEPENDENT INVESTIGATIVE AGENCY IN THE INVESTIGATION OF THE INCIDENT.

(E) (1) ON COMPLETION OF AN INVESTIGATION UNDER THIS SECTION, THE INDEPENDENT INVESTIGATIVE AGENCY SHALL SUBMIT A REPORT CONTAINING THE FINDINGS OF THE INVESTIGATION TO THE STATE'S ATTORNEY WITH JURISDICTION OVER THE MATTER.

(2) AFTER THE STATE'S ATTORNEY MAKES A DECISION WHETHER OR NOT TO PROSECUTE, THE INDEPENDENT INVESTIGATIVE AGENCY SHALL PUBLICIZE THE REPORT.

(F) THE GOVERNOR ANNUALLY SHALL INCLUDE FUNDING IN THE STATE BUDGET SUFFICIENT TO PROVIDE FOR THE FULL AND PROPER OPERATION OF THE INDEPENDENT INVESTIGATIVE AGENCY.

3-103.

(A) EACH COUNTY SHALL HAVE A POLICE ACCOUNTABILITY BOARD TO:

(1) HOLD QUARTERLY MEETINGS WITH HEADS OF LAW ENFORCEMENT AGENCIES AND OTHERWISE WORK WITH LAW ENFORCEMENT AGENCIES AND THE COUNTY GOVERNMENT TO IMPROVE MATTERS OF POLICING;

(2) APPOINT CIVILIAN MEMBERS TO CHARGING COMMITTEES AND TRIAL BOARDS;

(3) RECEIVE COMPLAINTS OF POLICE MISCONDUCT FILED BY MEMBERS OF THE PUBLIC; AND

(4) ON A QUARTERLY BASIS, REVIEW OUTCOMES OF DISCIPLINARY MATTERS CONSIDERED BY CHARGING COMMITTEES.

(B) (1) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE MEMBERSHIP OF A POLICE ACCOUNTABILITY BOARD SHALL BE DETERMINED BY THE LOCAL LEGISLATIVE BODY.

(II) AN ACTIVE POLICE OFFICER MAY NOT BE A MEMBER OF A POLICE ACCOUNTABILITY BOARD.

(2) TO THE EXTENT PRACTICABLE, THE MEMBERSHIP OF A POLICE ACCOUNTABILITY BOARD SHALL REFLECT THE RACIAL, GENDER, AND CULTURAL DIVERSITY OF THE COUNTY.

(C) (1) A COMPLAINT OF POLICE MISCONDUCT FILED WITH A POLICE ACCOUNTABILITY BOARD SHALL INCLUDE:

(I) THE NAME OF THE POLICE OFFICER ACCUSED OF MISCONDUCT;

(II) A DESCRIPTION OF THE FACTS ON WHICH THE COMPLAINT IS BASED; AND

(III) CONTACT INFORMATION OF THE COMPLAINANT OR A PERSON FILING ON BEHALF OF THE COMPLAINANT FOR INVESTIGATIVE FOLLOW-UP.

(2) A COMPLAINT NEED NOT:

(I) INCLUDE IDENTIFYING INFORMATION OF THE COMPLAINANT IF THE COMPLAINANT WISHES TO REMAIN ANONYMOUS; OR

(II) BE NOTARIZED OR SWORN TO UNDER THE PENALTY OF PERJURY.

(A) AN INDIVIDUAL MAY FILE A COMPLAINT OF POLICE MISCONDUCT WITH THE LAW ENFORCEMENT AGENCY THAT EMPLOYS THE POLICE OFFICER WHO IS THE SUBJECT OF THE COMPLAINT.

(B) (1) A COMPLAINT OF POLICE MISCONDUCT FILED WITH A LAW ENFORCEMENT AGENCY SHALL INCLUDE:

(I) THE NAME OF THE POLICE OFFICER ACCUSED OF MISCONDUCT;

(II) A DESCRIPTION OF THE FACTS ON WHICH THE COMPLAINT IS BASED; AND

(III) CONTACT INFORMATION OF THE COMPLAINANT OR A PERSON FILING ON BEHALF OF THE COMPLAINANT FOR INVESTIGATIVE FOLLOW-UP.

(2) A COMPLAINT NEED NOT:

(I) INCLUDE IDENTIFYING INFORMATION OF THE COMPLAINANT IF THE COMPLAINANT WISHES TO REMAIN ANONYMOUS; OR

(II) BE NOTARIZED OR SWORN TO UNDER THE PENALTY OF PERJURY.

3-105.

(A) (1) EACH COUNTY SHALL HAVE ONE ADMINISTRATIVE CHARGING COMMITTEE TO SERVE COUNTYWIDE LAW ENFORCEMENT AGENCIES AND LOCAL LAW ENFORCEMENT AGENCIES WITHIN THE COUNTY.

(2) A COUNTY ADMINISTRATIVE CHARGING COMMITTEE SHALL BE COMPOSED OF:

(I) THE CHAIR OF THE COUNTY'S POLICE ACCOUNTABILITY BOARD;

(II) A DESIGNEE OF THE DISTRICT PUBLIC DEFENDER WHO IS:

- 1. A RESIDENT OF THE COUNTY;**
- 2. NOT EMPLOYED BY THE OFFICE OF THE PUBLIC DEFENDER; AND**
- 3. NOT CURRENTLY REPRESENTING A PARTY AS AN ATTORNEY IN A CRIMINAL MATTER PENDING IN A COURT IN THE COUNTY;**

(III) A DESIGNEE OF THE STATE'S ATTORNEY FOR THE JURISDICTION WHERE THE ALLEGED MISCONDUCT OCCURRED WHO IS:

- 1. A RESIDENT OF THE COUNTY;**
- 2. NOT EMPLOYED BY THE OFFICE OF THE STATE'S ATTORNEY; AND**
- 3. NOT CURRENTLY REPRESENTING A PARTY AS AN ATTORNEY IN A CRIMINAL MATTER PENDING IN A COURT IN THE COUNTY;**

(IV) ONE CIVILIAN SELECTED BY THE COUNTY'S POLICE ACCOUNTABILITY BOARD; AND

(V) THE LEAD ATTORNEY FOR THE SUPERIOR GOVERNMENTAL AUTHORITY OF THE COUNTY.

(B) (1) THERE SHALL BE AT LEAST ONE STATEWIDE ADMINISTRATIVE CHARGING COMMITTEE TO SERVE STATEWIDE LAW ENFORCEMENT AGENCIES.

(2) A STATEWIDE ADMINISTRATIVE CHARGING COMMITTEE SHALL BE COMPOSED OF:

(I) A DESIGNEE OF THE ATTORNEY GENERAL WHO IS NOT EMPLOYED BY THE OFFICE OF THE ATTORNEY GENERAL, THE OFFICE OF THE STATE PROSECUTOR, OR THE OFFICE OF THE UNITED STATES ATTORNEY;

(II) A DESIGNEE OF THE PUBLIC DEFENDER OF MARYLAND WHO IS NOT EMPLOYED BY THE OFFICE OF THE PUBLIC DEFENDER;

(III) A DESIGNEE OF THE GOVERNOR'S LEGAL COUNSEL;

(IV) ONE CIVILIAN APPOINTED BY THE GOVERNOR; AND

(V) ONE CIVILIAN JOINTLY APPOINTED BY THE SPEAKER OF THE HOUSE AND THE PRESIDENT OF THE SENATE.

(C) BEFORE SERVING AS A MEMBER OF AN ADMINISTRATIVE CHARGING COMMITTEE, AN INDIVIDUAL SHALL RECEIVE TRAINING ON MATTERS RELATING TO POLICE PROCEDURES FROM THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION.

(D) ON COMPLETION OF AN INVESTIGATION OF A COMPLAINT MADE BY A MEMBER OF THE PUBLIC AGAINST A POLICE OFFICER, THE LAW ENFORCEMENT AGENCY SHALL FORWARD TO THE APPROPRIATE ADMINISTRATIVE CHARGING COMMITTEE THE INVESTIGATORY FILES FOR THE MATTER.

(E) AN ADMINISTRATIVE CHARGING COMMITTEE SHALL:

(1) REVIEW THE FINDINGS OF A LAW ENFORCEMENT AGENCY'S INVESTIGATION CONDUCTED AND FORWARDED IN ACCORDANCE WITH SUBSECTION (D) OF THIS SECTION;

(2) MAKE A DETERMINATION THAT THE POLICE OFFICER WHO IS SUBJECT TO INVESTIGATION SHALL BE:

(I) ADMINISTRATIVELY CHARGED; OR

(II) NOT ADMINISTRATIVELY CHARGED;

(3) IF THE POLICE OFFICER IS CHARGED, RECOMMEND DISCIPLINE IN ACCORDANCE WITH THE LAW ENFORCEMENT AGENCY’S DISCIPLINARY MATRIX ESTABLISHED IN ACCORDANCE WITH § 3-106 OF THIS SUBTITLE;

(4) ISSUE A WRITTEN OPINION THAT DESCRIBES IN DETAIL ITS FINDINGS, DETERMINATIONS, AND RECOMMENDATIONS; AND

(5) FORWARD THE WRITTEN OPINION TO THE CHIEF OF THE LAW ENFORCEMENT AGENCY AND THE COMPLAINANT.

(F) IN EXECUTING ITS DUTIES IN ACCORDANCE WITH SUBSECTION (E) OF THIS SECTION, AN ADMINISTRATIVE CHARGING COMMITTEE MAY:

(1) REQUEST INFORMATION OR ACTION FROM THE LAW ENFORCEMENT AGENCY THAT CONDUCTED THE INVESTIGATION, INCLUDING REQUIRING ADDITIONAL INVESTIGATION AND THE ISSUANCE OF SUBPOENAS;

(2) IF THE POLICE OFFICER IS NOT ADMINISTRATIVELY CHARGED, MAKE A DETERMINATION THAT:

(I) THE ALLEGATIONS AGAINST THE POLICE OFFICER ARE UNFOUNDED; OR

(II) THE POLICE OFFICER IS EXONERATED; AND

(3) RECORD, IN WRITING, A FAILURE OF SUPERVISION THAT CAUSED OR CONTRIBUTED TO A POLICE OFFICER’S MISCONDUCT.

(G) AN ADMINISTRATIVE CHARGING COMMITTEE SHALL MEET ONCE PER MONTH AND ADDITIONALLY AS NEEDED.

(H) A MEMBER OF AN ADMINISTRATIVE CHARGING COMMITTEE SHALL MAINTAIN CONFIDENTIALITY RELATING TO A MATTER BEING CONSIDERED BY THE ADMINISTRATIVE CHARGING COMMITTEE UNTIL DISPOSITION OF THE MATTER.

3-106.

(A) THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION SHALL DEVELOP AND ADOPT, BY REGULATION, A MODEL UNIFORM DISCIPLINARY MATRIX FOR USE BY EACH LAW ENFORCEMENT AGENCY IN THE STATE.

(B) EACH LAW ENFORCEMENT AGENCY SHALL ADOPT THE UNIFORM STATE DISCIPLINARY MATRIX.

(C) (1) WITHIN 15 DAYS AFTER AN ADMINISTRATIVE CHARGING COMMITTEE ISSUES AN ADMINISTRATIVE CHARGE AGAINST A POLICE OFFICER, THE CHIEF OF THE LAW ENFORCEMENT AGENCY SHALL OFFER DISCIPLINE TO THE POLICE OFFICER WHO HAS BEEN ADMINISTRATIVELY CHARGED IN ACCORDANCE WITH THE DISCIPLINARY MATRIX.

(2) THE CHIEF MAY OFFER THE SAME DISCIPLINE THAT WAS RECOMMENDED BY THE ADMINISTRATIVE CHARGING COMMITTEE OR A HIGHER DEGREE OF DISCIPLINE WITHIN THE APPLICABLE RANGE OF THE DISCIPLINARY MATRIX, BUT MAY NOT DEVIATE BELOW THE DISCIPLINE RECOMMENDED BY THE ADMINISTRATIVE CHARGING COMMITTEE.

(3) IF THE POLICE OFFICER ACCEPTS THE CHIEF'S OFFER OF DISCIPLINE, THEN THE OFFERED DISCIPLINE SHALL BE IMPOSED.

(4) IF THE POLICE OFFICER DOES NOT ACCEPT THE CHIEF'S OFFER OF DISCIPLINE, THEN THE MATTER SHALL BE REFERRED TO A TRIAL BOARD.

3-107.

(A) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, EACH LAW ENFORCEMENT AGENCY SHALL ESTABLISH A TRIAL BOARD PROCESS IN ACCORDANCE WITH THIS SECTION.

(2) A SMALL LAW ENFORCEMENT AGENCY MAY USE THE TRIAL BOARD PROCESS OF ANOTHER LAW ENFORCEMENT AGENCY BY MUTUAL AGREEMENT.

(B) A TRIAL BOARD SHALL BE COMPOSED OF:

(1) AN ACTIVELY SERVING OR RETIRED ADMINISTRATIVE LAW JUDGE OR A RETIRED JUDGE OF THE DISTRICT COURT OR A CIRCUIT COURT;

(2) A CIVILIAN APPOINTED BY THE COUNTY'S POLICE ACCOUNTABILITY BOARD; AND

(3) A POLICE OFFICER OF EQUAL RANK TO THE POLICE OFFICER WHO IS ACCUSED OF MISCONDUCT.

(C) BEFORE SERVING AS A MEMBER OF A TRIAL BOARD, AN INDIVIDUAL SHALL RECEIVE TRAINING ON MATTERS RELATING TO POLICE PROCEDURES FROM THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION.

(D) PROCEEDINGS OF A TRIAL BOARD SHALL BE OPEN TO THE PUBLIC, EXCEPT TO PROTECT:

(1) A VICTIM'S IDENTITY;

(2) THE PERSONAL PRIVACY OF AN INDIVIDUAL;

(3) A CHILD WITNESS;

(4) MEDICAL RECORDS;

(5) THE IDENTITY OF A CONFIDENTIAL SOURCE;

(6) AN INVESTIGATIVE TECHNIQUE OR PROCEDURE; OR

(7) THE LIFE OR PHYSICAL SAFETY OF AN INDIVIDUAL.

(E) A TRIAL BOARD MAY ADMINISTER OATHS AND ISSUE SUBPOENAS AS NECESSARY TO COMPLETE ITS WORK.

(F) A POLICE OFFICER WHO IS THE SUBJECT OF A TRIAL BOARD MAY BE COMPELLED TO:

(1) TESTIFY;

(2) PRODUCE FINANCIAL RECORDS RELATING TO INCOME AND ASSETS; AND

(3) SUBMIT TO A POLYGRAPH EXAMINATION.

(G) A COMPLAINANT HAS THE RIGHT TO BE NOTIFIED OF A TRIAL BOARD HEARING AND, EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, THE RIGHT TO ATTEND A TRIAL BOARD HEARING.

(H) (1) WITHIN 30 DAYS AFTER THE DATE OF ISSUANCE OF A DECISION OF A TRIAL BOARD, THE DECISION MAY BE APPEALED BY THE EMPLOYEE:

(I) IF THE TRIAL BOARD IS FROM A LOCAL LAW ENFORCEMENT AGENCY, TO THE CIRCUIT COURT OF THE COUNTY IN WHICH THE LAW ENFORCEMENT AGENCY IS LOCATED; AND

(II) IF THE TRIAL BOARD IS FROM A STATEWIDE LAW ENFORCEMENT AGENCY, TO THE CIRCUIT COURT FOR ANNE ARUNDEL COUNTY.

(2) AN APPEAL TAKEN UNDER THIS SUBSECTION SHALL BE ON THE RECORD.

(I) A TRIAL BOARD DECISION THAT IS NOT APPEALED IS FINAL.

3-108.

(A) (1) PENDING AN INVESTIGATORY, ADMINISTRATIVE CHARGING COMMITTEE, AND TRIAL BOARD PROCESS, THE CHIEF MAY IMPOSE AN EMERGENCY SUSPENSION WITH OR WITHOUT PAY IF THE CHIEF DETERMINES THAT SUCH A SUSPENSION IS IN THE BEST INTEREST OF THE PUBLIC.

(2) AN EMERGENCY SUSPENSION WITHOUT PAY UNDER THIS SUBSECTION MAY NOT EXCEED 30 DAYS.

(3) A POLICE OFFICER WHO IS SUSPENDED WITHOUT PAY UNDER THIS SUBSECTION IS ENTITLED TO RECEIVE BACK PAY IF AN ADMINISTRATIVE CHARGING COMMITTEE DETERMINES NOT TO ADMINISTRATIVELY CHARGE THE POLICE OFFICER IN CONNECTION WITH THE MATTER ON WHICH THE SUSPENSION IS BASED.

(B) (1) PENDING AN INVESTIGATORY, ADMINISTRATIVE CHARGING COMMITTEE, TRIAL BOARD, AND CRIMINAL PROSECUTION PROCESS, THE CHIEF SHALL IMPOSE AN EMERGENCY SUSPENSION WITHOUT PAY IF THE POLICE OFFICER IN QUESTION IS CRIMINALLY CHARGED WITH:

(I) A FELONY;

(II) A MISDEMEANOR COMMITTED IN THE PERFORMANCE OF DUTIES AS A POLICE OFFICER;

(III) A MISDEMEANOR RELATED TO DOMESTIC VIOLENCE; OR

(IV) A MISDEMEANOR INVOLVING DISHONESTY, FRAUD, THEFT, OR MISREPRESENTATION.

(2) A POLICE OFFICER WHO WAS SUSPENDED WITHOUT PAY UNDER THIS SUBSECTION IS ENTITLED TO RECEIVE BACK PAY IF THE POLICE OFFICER IS FOUND NOT GUILTY OF THE CRIMINAL CHARGE OR CHARGES ON WHICH THE SUSPENSION WAS BASED.

(C) THE CHIEF SHALL TERMINATE THE EMPLOYMENT OF A POLICE OFFICER WHO IS CONVICTED OF OR RECEIVES A PROBATION BEFORE JUDGMENT FOR:

(1) A FELONY;

(2) A MISDEMEANOR COMMITTED IN THE PERFORMANCE OF DUTIES AS A POLICE OFFICER;

(3) A MISDEMEANOR RELATED TO DOMESTIC VIOLENCE; OR

(4) A MISDEMEANOR INVOLVING DISHONESTY, FRAUD, THEFT, OR MISREPRESENTATION.

(D) (1) IN CONNECTION WITH A DISCIPLINARY MATTER UNDER THIS SUBTITLE, A POLICE OFFICER MAY BE REQUIRED TO SUBMIT TO BLOOD ALCOHOL TESTS, BLOOD, BREATH, OR URINE TESTS FOR CONTROLLED DANGEROUS SUBSTANCES, POLYGRAPH EXAMINATIONS, OR INTERROGATIONS THAT SPECIFICALLY RELATE TO THE SUBJECT MATTER OF THE INVESTIGATION.

(2) IF A POLICE OFFICER IS REQUIRED TO SUBMIT TO A TEST, EXAMINATION, OR INTERROGATION DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION AND THE POLICE OFFICER REFUSES TO DO SO, THE LAW ENFORCEMENT AGENCY MAY COMMENCE AN ACTION THAT MAY LEAD TO A PUNITIVE MEASURE AS A RESULT OF THE REFUSAL.

(3) IF A POLICE OFFICER IS REQUIRED TO SUBMIT TO A TEST, EXAMINATION, OR INTERROGATION DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION, THE RESULTS OF THE TEST, EXAMINATION, OR INTERROGATION ARE NOT ADMISSIBLE OR DISCOVERABLE IN A CRIMINAL PROCEEDING AGAINST THE POLICE OFFICER.

(E) IN CONNECTION WITH A DISCIPLINARY MATTER UNDER THIS SUBTITLE, FORFEITURE OF A POLICE OFFICER'S PENSION MAY BE IMPOSED AS A DISCIPLINARY ACTION IN ACCORDANCE WITH § 20-210 OF THE STATE PERSONNEL AND PENSIONS ARTICLE.

3-109.

(A) (1) A LAW ENFORCEMENT AGENCY SHALL DESIGNATE AN EMPLOYEE AS A VICTIMS' RIGHTS ADVOCATE TO ACT AS THE CONTACT FOR THE PUBLIC WITHIN THE AGENCY ON MATTERS RELATED TO POLICE MISCONDUCT.

(2) A VICTIMS' RIGHTS ADVOCATE SHALL:

(I) EXPLAIN TO A COMPLAINANT:

1. THE COMPLAINT, INVESTIGATION, ADMINISTRATIVE CHARGING COMMITTEE, AND TRIAL BOARD PROCESS;

2. ANY DECISION TO TERMINATE AN INVESTIGATION;

3. AN ADMINISTRATIVE CHARGING COMMITTEE'S DECISION OF ADMINISTRATIVELY CHARGED, NOT ADMINISTRATIVELY CHARGED, UNFOUNDED, OR EXONERATED; AND

4. A TRIAL BOARD'S DECISION;

(II) PROVIDE A COMPLAINANT WITH AN OPPORTUNITY TO REVIEW A POLICE OFFICER'S STATEMENT BEFORE COMPLETION OF AN INVESTIGATION BY A LAW ENFORCEMENT AGENCY'S INVESTIGATIVE UNIT;

(III) NOTIFY A COMPLAINANT OF THE STATUS OF THE CASE AT EVERY STAGE OF THE PROCESS; AND

(IV) PROVIDE A CASE SUMMARY TO A COMPLAINANT WITHIN 30 DAYS AFTER FINAL DISPOSITION OF THE CASE.

(B) EACH LAW ENFORCEMENT AGENCY SHALL CREATE A DATABASE THAT ENABLES A COMPLAINANT TO ENTER THE COMPLAINANT'S CASE NUMBER TO FOLLOW THE STATUS OF THE CASE AS IT PROCEEDS THROUGH:

(1) INVESTIGATION;

(2) CHARGING;

(3) OFFER OF DISCIPLINE;

(4) TRIAL BOARD;

(5) ULTIMATE DISCIPLINE; AND

(6) APPEAL.

(C) (1) THE INVESTIGATING UNIT OF A LAW ENFORCEMENT AGENCY SHALL IMMEDIATELY REVIEW A COMPLAINT BY A MEMBER OF THE PUBLIC ALLEGING POLICE OFFICER MISCONDUCT.

(2) AN ADMINISTRATIVE CHARGING COMMITTEE SHALL REVIEW AND MAKE A DETERMINATION OR ASK FOR FURTHER REVIEW WITHIN 30 DAYS OF COMPLETION OF THE INVESTIGATING UNIT'S REVIEW.

(3) THE PROCESS OF REVIEW BY THE INVESTIGATING UNIT THROUGH DISPOSITION BY THE ADMINISTRATIVE CHARGING COMMITTEE SHALL BE COMPLETED WITHIN 1 YEAR AND 1 DAY AFTER THE FILING OF A COMPLAINT BY A CITIZEN.

3-110.

A POLICE OFFICER WHO IS THE SUBJECT OF A COMPLAINT OF POLICE MISCONDUCT AND A COMPLAINANT HAVE THE RIGHT TO REPRESENTATION IN CONNECTION WITH PROCEEDINGS UNDER THIS SUBTITLE.

3-111.

(A) A POLICE OFFICER MAY NOT BE DISCHARGED, DISCIPLINED, DEMOTED, OR DENIED PROMOTION, TRANSFER, OR REASSIGNMENT, OR OTHERWISE DISCRIMINATED AGAINST OR THREATENED IN REGARD TO THE POLICE OFFICER'S EMPLOYMENT BECAUSE THE POLICE OFFICER:

(1) DISCLOSED INFORMATION THAT EVIDENCES:

(I) MISMANAGEMENT;

(II) A WASTE OF GOVERNMENT RESOURCES;

(III) A DANGER TO PUBLIC HEALTH OR SAFETY; OR

(IV) A VIOLATION OF LAW OR POLICY COMMITTED BY ANOTHER POLICE OFFICER; OR

(2) LAWFULLY EXERCISED CONSTITUTIONAL RIGHTS.

(B) A POLICE OFFICER MAY NOT BE DENIED THE RIGHT TO BRING SUIT ARISING OUT OF THE POLICE OFFICER'S OFFICIAL DUTIES.

(C) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A POLICE OFFICER HAS THE SAME RIGHTS TO ENGAGE IN POLITICAL ACTIVITY AS A STATE EMPLOYEE.

(2) THIS RIGHT TO ENGAGE IN POLITICAL ACTIVITY DOES NOT APPLY WHEN THE POLICE OFFICER IS ON DUTY OR ACTING IN AN OFFICIAL CAPACITY.

(D) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A LAW ENFORCEMENT AGENCY MAY NOT PROHIBIT SECONDARY EMPLOYMENT BY POLICE OFFICERS.

(2) A LAW ENFORCEMENT AGENCY MAY ADOPT REASONABLE REGULATIONS THAT RELATE TO SECONDARY EMPLOYMENT BY POLICE OFFICERS.

3-112.

A LAW ENFORCEMENT AGENCY MAY NOT NEGATE OR ALTER ANY OF THE REQUIREMENTS OF THIS SUBTITLE THROUGH COLLECTIVE BARGAINING.

3-113.

A RECORD RELATING TO AN ADMINISTRATIVE OR CRIMINAL INVESTIGATION OF MISCONDUCT BY A POLICE OFFICER, INCLUDING AN INTERNAL AFFAIRS INVESTIGATORY RECORD, A HEARING RECORD, AND RECORDS RELATING TO A DISCIPLINARY DECISION, MAY NOT BE:

(1) EXPUNGED; OR

(2) DESTROYED BY A LAW ENFORCEMENT AGENCY.

AMENDMENT NO. 5

On page 8, after line 24, insert:

“(a) The Commission has the following powers and duties:

(16) to require, for entrance-level police training and, as determined by the Commission, for in-service level training conducted by the State and each county and municipal police training school, that the curriculum and minimum courses of study include, consistent with established law enforcement standards and federal and State constitutional provisions:

(i) training in lifesaving techniques, including Cardiopulmonary Resuscitation (CPR);

(ii) training in the proper level and use of force AS SET FORTH IN THE MARYLAND USE OF FORCE STATUTE UNDER § 3-524 OF THIS TITLE;

(iii) training regarding sensitivity to cultural and gender diversity;
and

(iv) training regarding individuals with physical, intellectual, developmental, and psychiatric disabilities;”;

in line 27, strike “citizens” and substitute “INDIVIDUALS”; in line 28, after “OR” insert “ADMINISTRATIVE”; and in line 29, strike “§ 3-525” and substitute “SUBTITLE 1”.

On page 9, in line 4, strike “(I)”; in line 6, strike “(II)” and substitute “(2)”; in line 9, strike the semicolon and substitute a period; strike in their entirety lines 10 through 20, inclusive; and in line 22, after “BIAS” insert “, SUBJECT TO THE AVAILABILITY OF IMPLICIT BIAS TESTING STANDARDS THAT ARE GENERALLY ACCEPTED BY EXPERTS IN THE FIELD OF POLICE PSYCHOLOGY”.

On page 10, in line 27, strike “THE DUTIES OF” and substitute “THE OFFICER’S ASSIGNED DUTIES AS”; and after line 30, insert:

“3–212.

(a) (1) Subject to the hearing provisions of subsection (b) of this section, the Commission may suspend or revoke the certification of a police officer if the police officer:

[(1)] (I) violates or fails to meet the Commission’s standards;

(II) VIOLATES THE MARYLAND USE OF FORCE STATUTE UNDER § 3–524 OF THIS TITLE; OR

[(2)] (III) knowingly fails to report suspected child abuse in violation of § 5–704 of the Family Law Article.

(2) THE COMMISSION SHALL REVOKE THE CERTIFICATION OF A POLICE OFFICER WHO WAS:

(I) CONVICTED OF A FELONY;

(II) CONVICTED OF PERJURY OR ANOTHER MISDEMEANOR RELATING TO TRUTHFULNESS AND VERACITY; OR

(III) PREVIOUSLY FIRED OR RESIGNED WHILE BEING INVESTIGATED FOR SERIOUS MISCONDUCT OR USE OF EXCESSIVE FORCE.

(b) (1) Except as otherwise provided in Title 10, Subtitle 2 of the State Government Article, before the Commission takes any final action under subsection [(a)] (A)(1) of this section, the Commission shall give the individual against whom the action is contemplated an opportunity for a hearing before the Commission.

(2) The Commission shall give notice and hold the hearing in accordance with Title 10, Subtitle 2 of the State Government Article.

(c) A police officer aggrieved by the findings and order of the Commission may take an appeal as allowed in §§ 10–222 and 10–223 of the State Government Article.

(D) THE COMMISSION SHALL CREATE A STATEWIDE DATABASE TO TRACK POLICE OFFICER DECERTIFICATIONS DUE TO IMPROPER USE OF FORCE.

On page 11, after line 11, insert:

“(C) (1) AN INDIVIDUAL WHO APPLIES FOR A POSITION AS POLICE OFFICER SHALL:

(I) UNDER PENALTY OF PERJURY, DISCLOSE TO THE HIRING LAW ENFORCEMENT AGENCY ALL PRIOR INSTANCES OF EMPLOYMENT AS A POLICE OFFICER AT OTHER LAW ENFORCEMENT AGENCIES; AND

(II) AUTHORIZE THE HIRING LAW ENFORCEMENT AGENCY TO OBTAIN THE POLICE OFFICER’S FULL PERSONNEL AND DISCIPLINARY RECORD FROM EACH LAW ENFORCEMENT AGENCY THAT PREVIOUSLY EMPLOYED THE POLICE OFFICER.

(2) THE HIRING LAW ENFORCEMENT AGENCY SHALL CERTIFY TO THE COMMISSION THAT THE LAW ENFORCEMENT AGENCY HAS REVIEWED THE APPLICANT’S DISCIPLINARY RECORD.”;

and in lines 12, 15, and 17, strike “(c)”, “(d)”, and “(E)”, respectively, and substitute “(D)”, “(E)”, and “(F)”, respectively.

AMENDMENT NO. 6

On page 15, after line 4, insert:

“(C) A BODY-WORN CAMERA THAT POSSESSES THE TECHNOLOGICAL CAPABILITY SHALL AUTOMATICALLY RECORD AND SAVE AT LEAST 60 SECONDS OF VIDEO FOOTAGE IMMEDIATELY PRIOR TO THE OFFICER ACTIVATING THE RECORD BUTTON ON THE DEVICE.

(D) A LAW ENFORCEMENT AGENCY MAY NOT NEGATE OR ALTER ANY OF THE REQUIREMENTS OR POLICIES ESTABLISHED IN ACCORDANCE WITH THIS SECTION THROUGH COLLECTIVE BARGAINING.

(A) Each law enforcement agency shall require a [law enforcement] POLICE officer who was involved in a use of force incident in the line of duty to file an incident report regarding the use of force by the end of the officer’s shift unless the officer is disabled.

(B) (1) ON OR BEFORE MARCH 1 EACH YEAR, EACH LAW ENFORCEMENT AGENCY SHALL SUBMIT TO THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION THE NUMBER OF USE OF FORCE COMPLAINTS MADE AGAINST ITS POLICE OFFICERS DURING THE PREVIOUS CALENDAR YEAR, AGGREGATED BY NUMBERS OF COMPLAINTS ADMINISTRATIVELY CHARGED, NOT CHARGED, UNFOUNDED, AND EXONERATED.

(2) ON OR BEFORE JULY 15 EACH YEAR, THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION SHALL POST ON ITS WEBSITE AND SUBMIT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, A COMPENDIUM OF THE INFORMATION SUBMITTED BY LAW ENFORCEMENT AGENCIES UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(3) IF A LAW ENFORCEMENT AGENCY HAS NOT SUBMITTED THE REPORT REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION BY JULY 1 FOR THE PREVIOUS CALENDAR YEAR, THE GOVERNOR’S OFFICE OF CRIME PREVENTION, YOUTH, AND VICTIM SERVICES MAY NOT MAKE ANY GRANT FUNDS AVAILABLE TO THAT LAW ENFORCEMENT AGENCY.

3-515.

(a) (1) Except as provided in [subsection (b) of this section] PARAGRAPH (2) OF THIS SUBSECTION, each law enforcement agency shall post all of the official policies of the law enforcement agency, including public complaint procedures and collective bargaining agreements:

[(1)] (I) on the website of the Maryland Police Training and Standards Commission; and

[(2)] (II) on the agency’s own website, if the agency maintains a website.

[(b)] (2) A chief may prohibit the posting under this [section] SUBSECTION of administrative or operational policies that if disclosed would jeopardize operations or create a risk to public or officer safety, including policies related to high-risk prisoner transport security measures, operational response to active shooters, or the use of confidential informants.

(B) EACH LAW ENFORCEMENT AGENCY SHALL POST IN A PROMINENT PUBLIC LOCATION AN EXPLANATION OF THE PROCEDURES FOR FILING:

(1) A COMPLAINT OF POLICE OFFICER MISCONDUCT; AND

(2) A REQUEST TO OBTAIN RECORDS RELATING TO AN ADMINISTRATIVE OR CRIMINAL INVESTIGATION OF MISCONDUCT BY A POLICE OFFICER UNDER THE PUBLIC INFORMATION ACT.”.

AMENDMENT NO. 7

On pages 15 and 16, strike in their entirety the lines beginning with line 18 on page 15 through line 20 on page 16, inclusive.

On page 16, strike lines 26 and 27 in their entirety and substitute:

“(2) “DESTRUCTIVE DEVICE” HAS THE MEANING STATED IN § 4-501 OF THE CRIMINAL LAW ARTICLE.

(3) “FIREARM SILENCER” HAS THE MEANING STATED IN § 5-621 OF THE CRIMINAL LAW ARTICLE.”;

and in lines 28 and 30, strike “(3)” and “(4)”, respectively, and substitute “(4)” and “(5)”, respectively.

On page 17, strike in their entirety lines 1 through 4, inclusive, and substitute:

“(6) (I) “LETHAL FORCE” MEANS ANY FORCE THAT CREATES A SUBSTANTIAL RISK OF DEATH OR SERIOUS PHYSICAL INJURY, WHETHER OR NOT INTENDED TO CAUSE DEATH OR SERIOUS PHYSICAL INJURY.

(II) “LETHAL FORCE” INCLUDES:

1. THE DISCHARGE OF A FIREARM AT A PERSON;
2. A STRIKE TO A PERSON’S HEAD, NECK, STERNUM, SPINE, GROIN, OR KIDNEYS USING ANY HARD OBJECT;
3. A STRIKE TO A PERSON’S HEAD AGAINST A HARD, FIXED OBJECT;
4. A KICK OR STRIKE TO A PERSON’S HEAD USING A KNEE OR FOOT;
5. A STRIKE TO A PERSON’S THROAT;
6. A KNEE–DROP ON THE HEAD, NECK, OR TORSO OF A PERSON IN A PRONE OR SUPINE POSITION;
7. A MANEUVER THAT RESTRICTS BLOOD OR OXYGEN FLOW TO THE BRAIN, INCLUDING CHOKEHOLDS, STRANGLEHOLDS, NECK RESTRAINTS, NECK HOLDS, AND CAROTID ARTERY RESTRAINTS;
8. ANY CONTACT WITH THE NECK THAT MAY INHIBIT BREATHING OR BLOOD FLOW, OR THAT APPLIES PRESSURE TO THE FRONT, SIDE, OR BACK OF THE NECK;
9. THE DISCHARGE OF A LESS–LETHAL KINETIC IMPACT PROJECTILE LAUNCHER AT A PERSON’S HEAD, NECK, CHEST, OR BACK; AND
10. MORE THAN ONE DISCHARGE OF AN ELECTRONIC CONTROL DEVICE ON A PERSON.

(7) “POLICE OFFICER” MEANS:

(I) A POLICE OFFICER AS DEFINED IN § 3–201 OF THIS TITLE;

OR

(II) A SPECIAL POLICE OFFICER AS DEFINED IN § 3-301 OF THIS TITLE.

(8) “PROPORTIONAL” MEANS NOT EXCESSIVE IN RELATION TO A DIRECT AND LEGITIMATE LAW ENFORCEMENT OBJECTIVE.

(9) “SERIOUS PHYSICAL INJURY” HAS THE MEANING STATED IN § 3-201 OF THE CRIMINAL LAW ARTICLE.

(10) “TOTALITY OF THE CIRCUMSTANCES” MEANS ALL CREDIBLE FACTS KNOWN TO A POLICE OFFICER, OR THAT COULD HAVE BEEN ASCERTAINED BY THE POLICE OFFICER THROUGH VISUAL OBSERVATION, TOUCH, OR AUDIBLE MECHANISMS UNDER THE CIRCUMSTANCES CONFRONTING THE POLICE OFFICER LEADING UP TO AND AT THE TIME OF THE USE OF FORCE, INCLUDING:

(I) ACTIONS OF A PERSON AGAINST WHOM THE POLICE OFFICER USES FORCE; AND

(II) ACTIONS OF THE POLICE OFFICER.”

On page 17, strike in their entirety lines 8 through 11, inclusive, and substitute:

“(2) (I) A POLICE OFFICER MAY NOT USE FORCE AGAINST A PERSON UNLESS THE FORCE IS NECESSARY FORCE AND PROPORTIONAL TO:

1. PREVENT AN IMMINENT THREAT OF PHYSICAL INJURY TO A PERSON; OR

2. EFFECTUATE AN ARREST OF A PERSON WHO THE OFFICER HAS PROBABLE CAUSE TO BELIEVE HAS COMMITTED A CRIME, TAKING INTO CONSIDERATION THE SERIOUSNESS OF THE ALLEGED CRIME.

(II) A POLICE OFFICER MAY USE FORCE ONLY AFTER EXHAUSTING REASONABLE ALTERNATIVES TO THE USE OF FORCE, AND ONLY UNTIL THE USE OF FORCE ACCOMPLISHES A LEGITIMATE LAW ENFORCEMENT OBJECTIVE.

(III) A POLICE OFFICER SHALL CEASE THE USE OF FORCE AS SOON AS:

1. THE PERSON ON WHOM FORCE IS USED:

A. IS UNDER THE POLICE OFFICER’S CONTROL; OR

B. NO LONGER POSES AN IMMINENT THREAT OF PHYSICAL INJURY OR DEATH TO THE POLICE OFFICER OR TO ANOTHER PERSON; OR

2. THE POLICE OFFICER DETERMINES THAT FORCE WILL NO LONGER ACCOMPLISH, OR IS NO LONGER REASONABLE AND PROPORTIONAL TO ACCOMPLISH, A LEGITIMATE LAW ENFORCEMENT OBJECTIVE.

(3) A POLICE OFFICER MAY NOT USE LETHAL FORCE AGAINST A PERSON UNLESS:

(I) LETHAL NECESSARY FORCE IS USED AS A LAST RESORT TO PREVENT IMMINENT THREAT OF DEATH OR SERIOUS PHYSICAL INJURY TO THE POLICE OFFICER OR ANOTHER PERSON;

(II) THE USE OF LETHAL FORCE PRESENTS NO SUBSTANTIAL RISK OF INJURY TO A THIRD PERSON; AND

(III) ALL REASONABLE ALTERNATIVES TO THE USE OF DEADLY FORCE HAVE BEEN EXHAUSTED.”

On page 17, in lines 12, 23, and 28, strike “(3)”, “(4)”, and “(5)”, respectively, and substitute “(4)”, “(5)”, and “(6)”, respectively; and strike beginning with “OBJECTIVELY” in line 17 down through “CIRCUMSTANCES” in line 18 and substitute “AUTHORIZED UNDER PARAGRAPHS (2) AND (3) OF THIS SUBSECTION”.

On page 18, in lines 3 and 26, strike “(6)” and “(10)”, respectively, and substitute “(7)” and “(9)”, respectively; in line 4, after “ON” insert “WHEN A POLICE OFFICER MAY OR MAY NOT DRAW A FIREARM OR POINT A FIREARM AT A PERSON AND”; in line 6, after “TRAINING” insert “, DE-ESCALATION TACTICS AND TECHNIQUES, AND”.

REASONABLE ALTERNATIVES TO DECREASE PHYSICAL INJURY"; strike in their entirety lines 10 through 12, inclusive; strike in their entirety lines 18 through 25, inclusive; and strike beginning with "ACQUIRE" in line 26 down through "VEHICLE" in line 27 and substitute "RECEIVE THE FOLLOWING, WHETHER ASSEMBLED OR IN PARTS, FROM A SURPLUS PROGRAM:

(I) AN ARMORED OR WEAPONIZED:

1. AIRCRAFT;

2. DRONE; OR

3. VEHICLE;

(II) A DESTRUCTIVE DEVICE;

(III) A FIREARM SILENCER; OR

(IV) A GRENADE LAUNCHER".

On pages 18 and 19, strike in their entirety the lines beginning with line 28 on page 18 through line 9 on page 19, inclusive, and substitute:

"(D) (1) A POLICE OFFICER WHO USES LETHAL FORCE AGAINST A PERSON IN A MANNER INCONSISTENT WITH SUBSECTION (C)(2) OR (3) OF THIS SECTION THAT RESULTS IN DEATH MAY BE CHARGED WITH MANSLAUGHTER OR MURDER UNDER TITLE 2, SUBTITLE 2 OF THE CRIMINAL LAW ARTICLE.

(2) A POLICE OFFICER WHO USES LETHAL FORCE AGAINST A PERSON IN A MANNER INCONSISTENT WITH SUBSECTION (C)(2) OR (3) OF THIS SECTION THAT DOES NOT RESULT IN DEATH MAY BE CHARGED WITH RECKLESS ENDANGERMENT OR ASSAULT UNDER TITLE 3, SUBTITLE 2 OF THE CRIMINAL LAW ARTICLE.

(E) (1) A PERSON MAY SEEK RELIEF BY FILING WITH ANY COURT OF COMPETENT JURISDICTION A CIVIL ACTION FOR DAMAGES ARISING OUT OF THE USE OF FORCE BY A POLICE OFFICER IN A MANNER INCONSISTENT WITH SUBSECTION (C)(2) OR (3) OF THIS SECTION.

(2) A PERSON IS NOT LIMITED TO OR PRECLUDED FROM PURSUING ANY OTHER LEGAL REMEDY BY PROCEEDING UNDER THIS SUBTITLE.”.

On page 19, in line 13, after “EACH” insert “YEAR”.

AMENDMENT NO. 8

On pages 19 through 23, strike in their entirety the lines beginning with line 20 on page 19 through line 13 on page 23, inclusive, and substitute:

“Article – State Personnel and Pensions

20–210.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “ACCUMULATED CONTRIBUTIONS” MEANS THE AMOUNTS CREDITED, INCLUDING INTEREST, TO A LAW ENFORCEMENT OFFICER’S INDIVIDUAL ACCOUNT IN THE STATE POLICE RETIREMENT SYSTEM, THE LAW ENFORCEMENT OFFICERS’ PENSION SYSTEM, OR A LOCAL PENSION SYSTEM.

(3) “FINAL ADJUDICATION” MEANS FINAL DISPOSITION OF ALL CHARGES THAT CONSTITUTE A QUALIFYING CRIME FROM WHICH NO FURTHER RIGHT TO APPEAL OR REVIEW EXISTS.

(4) “LAW ENFORCEMENT OFFICER” MEANS AN INDIVIDUAL WHO IS A MEMBER, FORMER MEMBER, OR RETIREE OF:

(I) THE STATE POLICE RETIREMENT SYSTEM;

(II) THE LAW ENFORCEMENT OFFICERS’ PENSION SYSTEM; OR

(III) A LOCAL PENSION SYSTEM FOR EMPLOYMENT AS A SWORN LAW ENFORCEMENT OFFICER.

(5) “QUALIFYING CRIME” MEANS ANY OF THE FOLLOWING CRIMINAL OFFENSES THAT WERE COMMITTED IN THE COURSE OF THE PERFORMANCE OF A LAW ENFORCEMENT OFFICER’S DUTIES:

(I) A FELONY; OR

(II) PERJURY OR ANOTHER MISDEMEANOR RELATING TO TRUTHFULNESS AND VERACITY.

(B) THIS SECTION DOES NOT APPLY TO:

(1) ACCUMULATED CONTRIBUTIONS MADE BEFORE JULY 1, 2022;

(2) ANY SERVICE EARNED BEFORE JULY 1, 2022; OR

(3) A QUALIFYING CRIME COMMITTED BEFORE JULY 1, 2022.

(C) BENEFITS UNDER THIS DIVISION II OF THIS ARTICLE OR A LOCAL PENSION SYSTEM PAYABLE TO A LAW ENFORCEMENT OFFICER ARE SUBJECT TO FORFEITURE IN WHOLE OR IN PART IN ACCORDANCE WITH THIS SECTION IF THE LAW ENFORCEMENT OFFICER IS FOUND GUILTY OF, PLEADS GUILTY TO, OR ENTERS A PLEA OF NOLO CONTENDERE TO A QUALIFYING CRIME.

(D) (1) IF THE FINAL ADJUDICATION OF CHARGES RESULTS IN CONVICTION OF A LAW ENFORCEMENT OFFICER, THE LAW ENFORCEMENT OFFICER’S RETIREMENT ALLOWANCE MAY BE FORFEITED IN WHOLE OR IN PART IN ACCORDANCE WITH THIS SECTION.

(2) ON CONVICTION OF A LAW ENFORCEMENT OFFICER, THE ATTORNEY GENERAL OR THE STATE’S ATTORNEY SHALL FILE A COMPLAINT IN CIRCUIT COURT TO FORFEIT THE LAW ENFORCEMENT OFFICER’S BENEFITS IN WHOLE OR IN PART.

(E) THE COURT MAY ENTER AN ORDER REQUIRING THE FORFEITURE, IN WHOLE OR IN PART, OF THE LAW ENFORCEMENT OFFICER’S BENEFITS IF THE COURT FINDS BY CLEAR AND CONVINCING EVIDENCE THAT:

(1) THE LAW ENFORCEMENT OFFICER WAS CONVICTED OF A QUALIFYING CRIME;

(2) THE LAW ENFORCEMENT OFFICER WAS A MEMBER OF THE STATE POLICE RETIREMENT SYSTEM, THE LAW ENFORCEMENT OFFICERS' PENSION SYSTEM, OR A LOCAL PENSION SYSTEM; AND

(3) THE QUALIFYING CRIME FOR WHICH THE LAW ENFORCEMENT OFFICER WAS CONVICTED WAS COMMITTED WHILE THE LAW ENFORCEMENT OFFICER WAS AN ACTIVE MEMBER OF THE STATE POLICE RETIREMENT SYSTEM, THE LAW ENFORCEMENT OFFICERS' PENSION SYSTEM, OR A LOCAL PENSION SYSTEM.

(F) (1) AN ORDER REQUIRING FORFEITURE OF BENEFITS SHALL INDICATE THE AMOUNT OF BENEFITS TO BE FORFEITED.

(2) WHEN DETERMINING THE AMOUNT OF BENEFITS TO BE FORFEITED, THE COURT SHALL CONSIDER:

(I) THE SEVERITY OF THE CRIME;

(II) THE AMOUNT OF MONETARY LOSS SUFFERED BY THE STATE, A COUNTY, A POLITICAL SUBDIVISION, OR A PERSON AS A RESULT OF THE CRIME;

(III) THE DEGREE OF PUBLIC TRUST PLACED IN THE LAW ENFORCEMENT OFFICER; AND

(IV) ANY OTHER FACTORS THE COURT DETERMINES RELEVANT.

(G) A COURT MAY ORDER A LAW ENFORCEMENT OFFICER SUBJECT TO A FORFEITURE ORDER ISSUED UNDER THIS SECTION TO REQUEST A RETURN OF THE LAW ENFORCEMENT OFFICER'S ACCUMULATED CONTRIBUTIONS, IN WHOLE OR IN PART, TO BE USED FOR RESTITUTION RELATING TO A QUALIFYING CRIME.”

AMENDMENT NO. 9

On page 23, in lines 14, 19, and 27, strike “5.”, “6.”, and “7.”, respectively, and substitute “7.”, “10.”, and “11.”, respectively; after line 18, insert:

“SECTION 8. AND BE IT FURTHER ENACTED, That Section 4 of this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any claim arising from a tortious act or omission committed by a law enforcement officer on or before September 30, 2021.

SECTION 9. AND BE IT FURTHER ENACTED, That Section 5 of this Act shall be construed to apply prospectively to any Public Information Act request made on or after the effective date of this Act regardless of when the record requested to be produced was created.”;

in line 19, strike “4” and substitute “6”; in line 23, strike “September 30, 2021” and substitute “June 30, 2022”; and in line 26, strike “the effective date of this Act” and substitute “July 1, 2022”.

On page 24, after line 1, insert:

“SECTION 12. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that the Maryland Higher Education Commission adopt similar regulations for determining award calculations for the Maryland Police Officers Repayment Program under Title 18, Subtitle 38 of the Education Article as the award calculation regulations in COMAR 13B.08.02.06 for the Janet L. Hoffman Loan Assistance Repayment Program under Title 18, Subtitle 15 of the Education Article.”;

in line 2, strike “8.” and substitute “13.”; in the same line, after “That” insert “Sections 1, 2, and 6 of”; and strike line 3 in its entirety and substitute “July 1, 2022.”

SECTION 14. AND BE IT FURTHER ENACTED, That, except as provided in Section 13 of this Act, this Act shall take effect October 1, 2021.”.

The preceding 9 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Clippinger moved to make the Bill a Special Order for next session.

The motion was adopted.

INTRODUCTION OF BILLS

Delegate Terrasa moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 123 Negative – 5 (See Roll Call No. 320)

In compliance with the rules, the Bill was introduced.

House Bill 1378 – Delegate Terrasa

AN ACT concerning

Forensic Analysis – Letter of Exception – Criminal Proceedings

FOR the purpose of prohibiting the Secretary of Health from requiring a letter of exception for an individual to testify in a criminal proceeding who is qualified to perform forensic analysis and who is assessing certain data or a certain opinion, interpretation, or conclusion; making a technical correction; and generally relating to forensic analysis and letters of exception.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 17–2A–01
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 17–2A–04
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 321)

ADJOURNMENT

At 10:41 A.M. on motion of Delegate Luedtke the House adjourned until 10:00 A.M. on Legislative Day March 2, 2021, Calendar Day, Wednesday, March 10, 2021.

Annapolis, Maryland
Legislative Day: March 2, 2021
Calendar Day: Wednesday, March 10, 2021
10:00 A.M. Session

The House met at 10:10 A.M. and pledged Allegiance to the Flag.

QUORUM CALL

The presiding officer announced a quorum call, showing 136 Members present.

(See Roll Call No. 322)

EXCUSED:

Delegate Anderson – illness

The Journal of March 1, 2021 was read and approved.

MESSAGE FROM THE SENATE
INTRODUCTORY SENATE BILLS NO. 13

Senate Bill 3 – Senators Griffith, Augustine, Beidle, Eckardt, Elfreth, Ellis, Ferguson, Guzzone, Hershey, Kagan, Kelley, Ready, Washington, and West

AN ACT concerning

Preserve Telehealth Access Act of 2021

FOR the purpose of altering the health care services the Maryland Medical Assistance Program, subject to a certain limitation, is required to provide through telehealth; altering the circumstances under which the Program is required to provide health care services through telehealth; requiring that certain services provided under the Program include counseling and treatment for certain disorders and conditions; requiring the Program, when providing certain services, to allow a Program recipient to select the manner in which a certain service is delivered; prohibiting the Program from requiring a Program recipient to use telehealth under certain circumstances; requiring, for a certain time period, the Program to provide certain reimbursement for certain health care services provided through telehealth on a certain basis and at a certain rate; authorizing the Maryland Department of Health to adopt certain regulations relating to telehealth services provided to Program recipients; requiring the Department to include certain health care providers when specifying by regulation the types of health care providers eligible to receive certain reimbursement; repealing certain authorization of the Department relating to the

coverage of and reimbursement for health care services that are delivered through store and forward technology or remote patient monitoring; establishing, for a certain purpose and certain standards, that a health care service provided through telehealth is equivalent to the same health care service when provided through an in-person consultation; prohibiting the Program or a certain organization from imposing as a condition of reimbursement of a health care service delivered through telehealth that the health care service be provided by a certain vendor ~~authorizing requiring the Maryland Department of Health to apply to the Centers for Medicare and Medicaid Services for a certain amendment to certain waivers~~ obtain certain federal authority necessary to implement certain requirements of this Act; repealing certain authorization provided to the Department to require submission of a certain form to the Department; repealing a certain requirement that the Department apply for a certain amendment to certain waivers to implement a certain pilot program relating to the provision of certain telehealth services; repealing a requirement that the Department administer the pilot program, collect certain data, and submit certain reports to the General Assembly; requiring certain insurers, nonprofit health service plans, and health maintenance organizations to provide certain coverage for certain services delivered through telehealth regardless of the location of the patient at the time the services are provided; establishing that a certain requirement relating to coverage of certain health care services delivered through telehealth include coverage for the treatment for substance use disorders and mental health conditions; altering a provision of law requiring certain insurers, nonprofit health service plans, and health maintenance organizations to reimburse certain health care services provided through telehealth to require certain reimbursement to be provided, for a certain time period, in a certain manner and at a certain rate; requiring certain insurers, nonprofit health service plans, and health maintenance organizations to allow an insured patient to select the manner in which a health care service is delivered, as clinically appropriate under certain provisions of law; prohibiting certain insurers, nonprofit health service plans, and health maintenance organizations from requiring an insured patient to use telehealth in lieu of in-person service delivery; repealing the requirement that the Department study and submit a certain report to the General Assembly; requiring the Department to revise certain regulations for a certain purpose on or before a certain date; prohibiting certain insurers, nonprofit health service plans, and health maintenance organizations from imposing, as a condition of reimbursement of a health care service delivered through telehealth, that the health care service be provided by a certain ~~health care provider~~ vendor; revising, restating, and recodifying certain provisions of law relating to the Program and coverage and reimbursement of services provided through telemedicine and telehealth; repealing the termination date of certain provisions of law relating to the Maryland Medical Assistance Program and coverage for telehealth; requiring the Maryland Health Care Commission, in consultation with certain State agencies, to submit a certain report to certain committees of the General Assembly on or before a certain date; establishing certain requirements for the report; establishing certain requirements on the Commission when completing the report; declaring the intent of the General Assembly; defining certain terms; altering certain definitions; providing for the application of this Act; providing for the construction of certain

provisions of this Act; and generally relating to the coverage and reimbursement of health care services delivered through telehealth.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 15–103(a)(1)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 15–103(a)(2)(xv), 15–105.2, and 15–141.2
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 15–139
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY repealing
Chapter 17 of the Acts of the General Assembly of 2020
Section 3

BY repealing and reenacting, with amendments,
Chapter 17 of the Acts of the General Assembly of 2020
Section 4

BY repealing
Chapter 18 of the Acts of the General Assembly of 2020
Section 3

BY repealing and reenacting, with amendments,
Chapter 18 of the Acts of the General Assembly of 2020
Section 4

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 4 – Senators Edwards, Feldman, Ferguson, and Klausmeier

AN ACT concerning

**Maryland Public Ethics Law – Officials and Employees – Acceptance of Gifts
and Prohibited Retaliation for Reporting or Participating in Investigation –
Prohibition**

FOR the purpose of prohibiting an official or State employee from accepting a gift from a certain association or an entity acting on behalf of the association; prohibiting an official or employee from retaliating against an individual for reporting or participating in an investigation of a potential violation of the Maryland Public Ethics Law; and generally relating to the Maryland Public Ethics Law.

BY repealing and reenacting, without amendments,
Article – General Provisions
Section 5–101(a), (g), (bb), (ff), and (ll) and 5–505(a) and (c)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 5–505(b)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY adding to
Article – General Provisions
Section 5–509
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

**Senate Bill 5 – Senators Griffith, Benson, Ellis, Kelley, Washington, ~~and West~~
West, Guzzone, Feldman, Augustine, Beidle, Corderman, Eckardt, Edwards,
Elfreth, King, Hayes, Klausmeier, Kramer, McCray, Peters, Rosapepe,
Salling, Young, and Zucker**

AN ACT concerning

Public Health – Implicit Bias Training and the Office of Minority Health and Health Disparities

FOR the purpose of altering the information required to be included in a certain report card to include certain disparities in morbidity and mortality rates for dementia; requiring the Office of Minority Health and Health Disparities to publish, to a certain extent, certain data on its website and to update certain data at a certain frequency; requiring the Governor, beginning in a certain fiscal year, to include a certain appropriation in the annual budget bill for the Office; altering a provision of law related to the intent of the General Assembly regarding the funding of the Office; requiring the Office to report certain information to certain committees of the General Assembly on or before a certain date each year; altering the purpose of the Cultural and Linguistic Health Care Professional Competency Program; requiring the Program, in coordination with the Office, to identify and approve certain implicit

bias training programs; authorizing the Office to approve only implicit bias training programs that are recognized by a certain board or accredited by a certain council; requiring the Program to provide a certain list on request; requiring an applicant for the renewal of a license or certificate issued by a certain health occupations board to attest in a certain application that the applicant completed a certain implicit bias training program under certain circumstances; making technical changes; and generally relating to implicit bias training and the Office of Minority Health and Health Disparities.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 20–1004(21) and (22), 20–1007, 20–1301, 20–1302, and 20–1305

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY adding to

Article – Health – General

Section 20–1004(23) and 20–1306

Annotated Code of Maryland

(2019 Replacement Volume and 2020 Supplement)

BY adding to

Article – Health Occupations

Section 1–225

Annotated Code of Maryland

(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 283 – Senator Elfreth

AN ACT concerning

Student and Military Voter Empowerment Act

FOR the purpose of requiring a local board of elections to contact and obtain input from certain large residential institutional communities when establishing precinct boundaries and designating the location of polling places; requiring the State Board of Elections to maintain a page on its website that includes certain information about and links regarding voter registration and voting by students enrolled in institutions of higher education; requiring the State Board to establish a process for an individual to submit a certain federal post card application electronically and use a certain common access card to sign a certain federal post card application; requiring a public institution of higher education to designate a staff member as the student voting coordinator; requiring the student voting coordinator to develop and implement a student voting plan to increase student voter registration and voting in collaboration with certain persons at the institution; requiring the student voting plan to cover a

certain period and be updated at a certain time; requiring the student voting plan to include certain elements relating to dissemination of information about voter registration and voting, provision of voter registration materials on campus, accommodation of ~~early voting centers and precinct polling places on campus, and collaboration with the local board regarding certain factors, and~~ encouragement of student organizations engaged in voter registration and voting activities, ~~and a policy allowing a student to be excused from class or absent from a job with the institution for the purpose of voting; prohibiting the student voting plan from being used to disseminate certain information regarding certain information;~~ requiring a public institution of higher education to make the student voting plan available to the public and provide the plan to the Maryland Higher Education Commission and the State Board; applying the requirement that a public institution of higher education provide a certain link to the online voter registration system from a certain online student portal to private nonprofit institutions of higher education that receive funding from the State; requiring public institutions of higher education and private institutions of higher education that receive funding from the State to relocate a certain link to the online voter registration system and take certain steps if there are fewer than a certain number of clicks on the link in any calendar year; requiring public institutions of higher education to include certain information in a certain report if there were fewer than a certain number of clicks on a certain link to the online voter registration system in the preceding calendar year; requiring certain private nonprofit institutions of higher education that receive funding from the State to submit a certain report to the Maryland Independent College and University Association regarding voter registration on or before a certain date each year; requiring the Maryland Independent College and University Association to submit a certain report summarizing information regarding voter registration at certain private nonprofit institutions of higher education to certain committees of the General Assembly on or before a certain date each year; defining certain terms; making conforming changes; and generally relating to voter registration and voting.

BY repealing and reenacting, without amendments,

Article – Election Law

Section 1–101(a) and 3–204(a)

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

BY adding to

Article – Election Law

Section 1–101(bb–1), 3–103, 3–202.1, 3–204(c), and 3–204.2(f)

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,

Article – Election Law

Section 1–101(bb–1), 2–303(a), and 3–204(b)

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

BY repealing

Article – Election Law

Section 3–204(c)

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 359 – Senator Rosapepe

AN ACT concerning

Department of Transportation and Department of the Environment – Purple Line Tree Replacement Plan – Urban Tree Program – Establishment

FOR the purpose of requiring the Department of Transportation, ~~in conjunction with the Department of the Environment,~~ to develop ~~a plan~~ an urban tree program to replace trees that are removed during the construction of ~~the Purple Line~~ certain transportation projects; requiring the Department of Transportation to consult with certain entities and individuals in developing the ~~plan~~ program; requiring the ~~plan~~ program to provide for the replacement of trees in certain communities and prioritize the initial replacement of trees in certain communities; authorizing the replacement of trees on certain types of property; requiring the Department of Transportation, in collaboration with the Department of the Environment, the Department of Natural Resources, and certain other State agencies, to identify available sources of funding for replacing trees in accordance with this Act; defining certain terms; and generally relating to replacing trees removed during the construction of ~~the Purple Line~~ certain transportation projects.

BY adding to

Article – Transportation

Section ~~7–713~~ 2–103.8

Annotated Code of Maryland

(2020 Replacement Volume)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 450 – Senator Edwards

AN ACT concerning

**State Lakes Protection and Restoration Fund – Purpose, Use, and Funding
– Sunset Extension**

FOR the purpose of extending the termination date applicable to certain provisions relating to the purpose, use, and funding of the State Lakes Protection and Restoration Fund; and generally relating to the State Lakes Protection and Restoration Fund.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 8–205
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Chapter 698 of the Acts of the General Assembly of 2018
Section 3

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 472 – Senator Washington

EMERGENCY BILL

AN ACT concerning

**Baltimore City – Alcoholic Beverages Districts – Legislative Districting Plan
References**

FOR the purpose of updating certain provisions of law regarding Baltimore City alcoholic beverages districts to refer to a certain Legislative Districting Plan; requiring the Board of License Commissioners for Baltimore City to grant a certain exemption to certain persons under certain circumstances; making this Act an emergency measure; and generally relating to alcoholic beverages districts in Baltimore City.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 12–102
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 12–903(c)(1) ~~and (d)~~, 12–1603(a), 12–1604(a), 12–1707(a), and 12–2007(b)(1)
Annotated Code of Maryland
(2016 Volume and 2020 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 564 – Senator Griffith

AN ACT concerning

Consolidation of the Procurement Improvement Council and the Council for the Procurement of Health, Educational, and Social Services

FOR the purpose of merging the Procurement Improvement Council and the Council for the Procurement of Health, Educational, and Social Services; altering the duties and membership of the Procurement Improvement Council; repealing provisions of law relating to the Council for the Procurement of Health, Educational, and Social Services; requiring the Procurement Improvement Council to report to certain committees of the General Assembly on or before a certain date; declaring the intent of the General Assembly; and generally relating to the Procurement Improvement Council and the Council for the Procurement of Health, Educational, and Social Services.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 12–105
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing
Article – State Finance and Procurement
Section 12–110
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 598 – ~~Senator Smith~~ Senators Smith and Carozza

AN ACT concerning

Procurement – Office of Small, Minority, and Women Business Affairs – Small Business Reserve Program and Veteran–Owned Small Business Enterprise Program

FOR the purpose of providing that the Small Business Reserve Program includes certain veteran–owned small business enterprises that meet certain criteria; requiring the Office of Small, Minority, and Women Business Affairs to adopt regulations to establish a certain overall percentage goal of certain procurement contracts to be made with veteran–owned small business enterprises; requiring certain solicitation documents to include certain information; altering the required contents of a certain annual report; creating the Advisory Committee on Veteran–Owned Small Business Enterprises in the Office; providing for the membership, chair, staffing, and duties of the Advisory Committee; altering the duties of the Special Secretary for the Office; altering certain definitions; defining certain terms; and generally relating to the

Office of Small, Minority, and Women Business Affairs and procurement preferences.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 14–501 and 14–601 through 14–604
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY adding to
Article – State Finance and Procurement
Section 14–604.1
Annotated Code of Maryland
(2015 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–301(a) and (e)
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–304
Annotated Code of Maryland
(2014 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 638 – ~~Senator Augustine~~ Senators Augustine, Beidle, Benson, Feldman, Hayes, Hershey, Jennings, Kelley, Klausmeier, Kramer, and Ready

EMERGENCY BILL

AN ACT concerning

Maryland Insurance Commissioner – Specialty Mental Health Services and Payment of Claims – Enforcement

FOR the purpose of requiring the Maryland Insurance Commissioner to enforce a certain provision of law providing that certain provisions of the Insurance Article apply to a certain delivery system for specialty mental health services and administered by an administrative services organization; requiring a certain administrative services organization to pay certain interest to certain persons under certain circumstances; establishing that a certain administrative services organization is subject to certain penalties for a violation of certain provisions of this Act; establishing that a certain

administrative services organization is subject to certain provisions of law in connection with certain investigations or examinations; making this Act an emergency measure; and generally relating to enforcement duties of the Maryland Insurance Commissioner.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 15–103(b)(21)(i) and (vi)
Annotated Code of Maryland
(2019 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 2–108 and 15–1005(g) and (h)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

BY adding to
Article – Insurance
Section 15–1005(j)
Annotated Code of Maryland
(2017 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 674 – Senators Elfreth, Griffith, West, Waldstreicher, Jackson, Smith, Guzzone, Pinsky, Augustine, Beidle, ~~and McCray~~ McCray, Ellis, Hester, Kagan, Lam, and Washington

AN ACT concerning

Environment – Commission on Environmental Justice and Sustainable Communities – Reform

FOR the purpose of altering the membership of the Commission on Environmental Justice and Sustainable Communities; requiring the membership of the Commission to reflect the diversity of the State to the extent practicable; specifying the term of certain members; requiring the Department of the Environment to provide a new member with a certain orientation; altering the manner in which a chair is chosen for the Commission; requiring the Commission to meet a minimum number of times per calendar year; requiring the Commission to hold a certain number of meetings in certain locations of the State; requiring the Commission to use data sets and mapping tools to review and analyze the current impact of State laws and policies on certain issues; requiring the Commission to coordinate with the Commission on Climate Change on certain recommendations; repealing the requirement that the Commission develop certain criteria; requiring the Commission, after seeking input from and hosting meetings in certain communities, to create a list of potential

supplemental environmental projects to address environmental justice issues; requiring the Commission to recommend certain options to the General Assembly; defining certain terms; and generally relating to the Commission on Environmental Justice and Sustainable Communities.

BY repealing and reenacting, with amendments,
Article – Environment
Section 1–701
Annotated Code of Maryland
(2013 Replacement Volume and 2020 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 323)

CALENDAR OF THIRD READING HOUSE BILLS NO. 33

House Bill 2 – Delegate Korman

EMERGENCY BILL

AN ACT concerning

Maryland Environmental Service Reform Act of 2021

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 7 (See Roll Call No. 324)

The Bill was then sent to the Senate.

House Bill 13 – Delegate Luedtke

AN ACT concerning

**Influence on Collective Bargaining – Prohibition on Use of Public Funds ~~and~~
~~Income Tax Addition Modification~~**

Read the third time and passed by yeas and nays as follows:

Affirmative – 97 Negative – 41 (See Roll Call No. 325)

The Bill was then sent to the Senate.

House Bill 185 – Delegate T. Branch

AN ACT concerning

Alcoholic Beverages – On-Sales – Required Multiple Purchases

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 326)

The Bill was then sent to the Senate.

House Bill 518 – Delegate Dumais

AN ACT concerning

Public Libraries – Electronic ~~Book~~ Literary Product Licenses – Access

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 327)

The Bill was then sent to the Senate.

House Bill 630 – Delegate Solomon

AN ACT concerning

Primary and Secondary Education – School District Energy Use – Policy and Study

Read the third time and passed by yeas and nays as follows:

Affirmative – 99 Negative – 40 (See Roll Call No. 328)

The Bill was then sent to the Senate.

House Bill 878 – Delegate Chang

AN ACT concerning

Bay Restoration Fund – Authorized Uses and County Authority to Incur Indebtedness

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 6 (See Roll Call No. 329)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 2

Senate Bill 1 – Senators Sydnor, Beidle, Feldman, Griffith, Hayes, Hettleman, Kelley, Lam, Patterson, Waldstreicher, Washington, ~~and Young Young~~, Augustine, Benson, Carozza, Carter, Eckardt, Edwards, Elfreth, Ellis, Ferguson, Guzzone, Hester, Jackson, Kagan, King, Klausmeier, Kramer, Lee, McCray, Peters, Pinsky, Reilly, Rosapepe, Salling, Simonaire, Smith, West, and Zucker

EMERGENCY BILL

AN ACT concerning

Historically Black Colleges and Universities – Funding

Read the third time and passed by yeas and nays as follows:

Affirmative – 122 Negative – 17 (See Roll Call No. 330)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 35

House Bill 651 – Delegate Qi

AN ACT concerning

Education – Educational Interpreter – Certification Requirements

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 2 (See Roll Call No. 331)

The Bill was then sent to the Senate.

House Bill 800 – Delegate Clark

AN ACT concerning

~~Aquaculture Leases – Marking and Recording Requirements – Natural Resources – Waters of the State – Mobile Locator Application~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 332)

The Bill was then sent to the Senate.

House Bill 992 – Delegate Gilchrist

AN ACT concerning

Natural Resources – Maryland Environmental Trust – ~~Appointment of Trustees~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 333)

The Bill was then sent to the Senate.

House Bill 1086 – Delegate Kaiser

AN ACT concerning

Maryland Tax Credit Evaluation Act – Alterations

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 2 (See Roll Call No. 334)

The Bill was then sent to the Senate.

House Bill 1124 – Delegate Harrison

AN ACT concerning

**Higher Education – Richard W. Collins III Leadership With Honor Scholarship –
Bowie State**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 335)

The Bill was then sent to the Senate.

House Bill 1211 – Delegate D. Barnes

AN ACT concerning

**Economic Development – Maryland Technology Development Corporation –
Pre-Seed Builder Fund**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 9 (See Roll Call No. 336)

The Bill was then sent to the Senate.

House Bill 1252 – Delegate Sample–Hughes

AN ACT concerning

**Income Tax – Credits for Preceptors in Areas With Health Care Workforce
Shortages**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 337)

The Bill was then sent to the Senate.

SPECIAL ORDER CALENDAR NO. 38

House Bill 128 – Delegate Stewart

AN ACT concerning

Criminal Law – Hate Crimes – Protected Groups and Penalties

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED
ADOPTED.

FLOOR AMENDMENT

HB0128/703125/1

BY: Delegate Long

AMENDMENTS TO HOUSE BILL 128, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “acts;” insert “prohibiting a person with a certain motivation from committing certain crimes or attempting or threatening to commit a certain crime against a police officer;”.

AMENDMENT NO. 2

On page 2 of the House Judiciary Committee Amendments (HB0128/582916/1), in line 1 of Amendment No. 2, after “**(D)**” insert “**“POLICE OFFICER” HAS THE MEANING STATED IN § 3–201 OF THE PUBLIC SAFETY ARTICLE.**

(E)”,

On page 2 of the bill, in line 17, after “origin,” insert “**BECAUSE ANOTHER PERSON IS A POLICE OFFICER OR A MEMBER OF A GROUP OF POLICE OFFICERS,**”.

On page 3 of the bill, in line 3, after “(1)” insert “**(I)**”; in line 5, strike the first comma; in the same line, strike “or because” and substitute “**HAS CONTACTS OR IS ASSOCIATED WITH THE BUILDING;**

(II) BECAUSE A POLICE OFFICER OR GROUP OF POLICE OFFICERS HAS CONTACTS OR IS ASSOCIATED WITH THE BUILDING; OR

(III) because”;

in line 7, strike the comma and substitute “**:**

(I)”;

in line 10, strike the first “or” and substitute “**:**

(II) BECAUSE THAT PERSON IS A POLICE OFFICER OR THAT GROUP CONSISTS OF POLICE OFFICERS; OR

(III)”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 47 Negative – 89 (See Roll Call No. 338)

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 339)

CALENDAR OF THIRD READING HOUSE BILLS NO. 34

House Bill 180 – Delegate Clippinger

AN ACT concerning

Juveniles – Sexting

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 8 (See Roll Call No. 340)

The Bill was then sent to the Senate.

House Bill 216 – Delegate Valentino-Smith

AN ACT concerning

**Higher Education – Tuition Exemption for Foster Care Recipients and
Homeless Youth – Alterations and Reports**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 341)

The Bill was then sent to the Senate.

House Bill 231 – Delegate Palakovich Carr

AN ACT concerning

**Crimes – Mitigation and Defense – Race, Color, National Origin, Sex, Gender
Identity, or Sexual Orientation**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 342)

The Bill was then sent to the Senate.

House Bill 252 – Delegates Long and Arian

AN ACT concerning

Tax Sales – Owner-Occupied Residential Property

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 343)

The Bill was then sent to the Senate.

House Bill 280 – Delegate Charkoudian

AN ACT concerning

**Maryland Recycling Act – Recyclable Materials and Resource Recovery
Facilities – Alterations**

Read the third time and passed by yeas and nays as follows:

Affirmative – 99 Negative – 39 (See Roll Call No. 344)

The Bill was then sent to the Senate.

House Bill 422 – Delegate D. Barnes

AN ACT concerning

Minority Participation in the Alcoholic Beverages Industry – Study

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 4 (See Roll Call No. 345)

The Bill was then sent to the Senate.

House Bill 260 – Delegate W. Fisher

AN ACT concerning

Courts – Jury Service – Disqualification

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

FLOOR AMENDMENT

HB0260/313322/1

BY: Delegate Pippy

AMENDMENTS TO HOUSE BILL 260

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 4 down through “crime;” in line 6.

AMENDMENT NO. 2

On page 2, in line 7, strike “OR”; in line 8, after the second “of” insert “A FELONY AND IS CURRENTLY SERVING THE SENTENCE IMPOSED FOR THE CONVICTION, INCLUDING ANY TERM OF PROBATION”; in line 10, after “year” insert a closing bracket; and strike beginning with the closing bracket in line 12 down through “PROBATION” in line 14.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 48 Negative – 91 (See Roll Call No. 346)

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 41

House Bill 940 – The Speaker

AN ACT concerning

Gaming – Regulation of Fantasy Gaming Competitions and Implementation of Sports Wagering

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0940/183220/1

BY: Delegate Wivell

AMENDMENTS TO HOUSE BILL 940

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 21, after “licenses” insert “and to reduce or waive certain fees under certain circumstances; requiring the Sports Wagering Application Review Commission to give priority to certain applicants in awarding certain sports wagering licenses”.

AMENDMENT NO. 2

On page 30, in line 9, after “(F)” insert “**(1)**”; in lines 10 and 12, strike “**(1)**” and “**(2)**”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; in line 12, before “MAY” insert “**SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION,**”; and after line 16, insert:

“(2) IN AWARDING CLASS B SPORTS WAGERING FACILITY LICENSES UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE SPORTS WAGERING APPLICATION REVIEW COMMISSION:

(I) SHALL GIVE PRIORITY TO AN APPLICANT WHO IS A NONPROFIT VOLUNTEER FIRE COMPANY OR NONPROFIT VOLUNTEER RESCUE SQUAD IN THE STATE; AND

(II) MAY REDUCE OR WAIVE ANY APPLICATION OR LICENSING FEES REQUIRED UNDER THIS SUBTITLE IF THE APPLICANT IS A NONPROFIT VOLUNTEER FIRE COMPANY OR NONPROFIT VOLUNTEER RESCUE SQUAD IN THE STATE.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 44 Negative – 93 (See Roll Call No. 347)

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 348)

CALENDAR OF THIRD READING HOUSE BILLS NO. 32

House Bill 314 – Delegate Lierman

AN ACT concerning

Plastic Bag Reduction Act

Delegate Lierman moved the previous question.

The motion was adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 97 Negative – 37 (See Roll Call No. 349)

The Bill was then sent to the Senate.

House Bill 777 – Delegate Brooks

AN ACT concerning

Power Plant Research Program – Review of Application for Certificate of Public Convenience and Necessity – Alterations

Read the third time and passed by yeas and nays as follows:

Affirmative – 99 Negative – 40 (See Roll Call No. 350)

The Bill was then sent to the Senate.

ECONOMIC MATTERS COMMITTEE REPORT NO. 16

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 842 – Delegate Howard

AN ACT concerning

Electric Companies – Billing Information

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, D.E., Chair, for the Committee on Economic Matters reported favorably:

House Bill 1317 – Delegate Smith

AN ACT concerning

Barbers – Employment of Apprentice Barbers – Alterations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

INTRODUCTION OF BILLS

Delegate Thiam moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 351)

In compliance with the rules, the Bill was introduced.

House Bill 1379 – Delegate Thiam

AN ACT concerning

**Consortium on Collective Impact for Student and Family Well-Being
– Renaming and Revisions**

FOR the purpose of altering the duties of a behavioral health services coordinator; renaming the Maryland Consortium on Coordinated Community Supports to be the Consortium on Collective Impact for Student and Family Well-Being; requiring the Consortium, rather than the State Department of Education, to dedicate staff to coordinate with behavioral health services coordinators and local education agency staff; requiring the Department of Human Services to designate an employee to be

the primary contact for school behavioral health services for a certain purpose; requiring the Consortium to work with certain entities to establish certain goals and processes; requiring the Governor's Office for Children rather than Maryland Community Health Resources Commission to provide staff for the Consortium; specifying staffing requirements for the Consortium; providing for the duties of certain staff; altering the membership of the Consortium; requiring the Consortium to seek technical assistance from certain experts; altering the Consortium's duties to focus on student and family well-being; renaming a coordinated community supports partnership to be a collective impact for student and family well-being partnership; altering the manner in which a partnership is required to provide certain services to students; requiring each partnership to provide technical assistance to the Consortium and its staff; altering certain accountability metrics for determining the effectiveness of partnerships; renaming the Coordinated Community Supports Partnership Fund to be the Collective Impact for Student and Family Well-Being Partnership Fund; requiring the Fund to be used to fund certain partnerships in certain years; altering the dates for certain mandatory appropriations to be included in the annual budget bill for the Fund; altering certain definitions; repealing certain definitions; defining certain terms; and generally relating to the Consortium on Collective Impact for Student and Family Well-Being and family well-being services for students and their families.

BY repealing and reenacting, with amendments,

Article – Education

Section 7-446.1 and 7-446.2

Annotated Code of Maryland

(2018 Replacement Volume and 2020 Supplement)

(As enacted by Chapter 36 of the Acts of the General Assembly of 2021)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6-226(a)(2)(ii)129.

Annotated Code of Maryland

(2015 Replacement Volume and 2020 Supplement)

(As enacted by Chapter 20 of the Acts of the General Assembly of 2020 and Chapters 4, 8, 25, 28, 33, and 36 of the Acts of the General Assembly of 2021)

Read the first time and referred to the Committee on Rules and Executive Nominations.

QUORUM CALL

The presiding officer announced a quorum call, showing 140 Members present.

(See Roll Call No. 352)

RECESS

At 11:56 A.M. on motion of Delegate Luedtke the House recessed until 5:30 P.M. on Legislative Day, March 2, 2021, Calendar Day, Wednesday, March 10, 2021.