



# SYNOPSIS

Senate Bills and Joint Resolutions  
2021 Maryland General Assembly Session

**January 22, 2021**  
**Schedule 5**

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**PLEASE NOTE:** For the bill introduction deadline, all bills should be given to the Secretary of the Senate's office by 5:00 P.M. on Monday, February 8. As required by Senate Rule 32(b), bills introduced after this date will be referred to the Senate Rules Committee.

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## **SENATE BILLS INTRODUCED January 22, 2021**

### **SB 510 Senator Simonaire**

**SALES AND USE TAX – TAX-FREE PERIOD FOR BACK-TO-SCHOOL SHOPPING – SALE OF SEWING ITEMS**

Expanding the applicability of the annual sales and use tax-free period to certain sewing items used to make clothing if the taxable price of each item is less than \$100; and providing that "sewing items" include the material used to make clothing, fabric, thread zippers, bias tape and elastic, but does not include sewing machines, pins, pin cushions, scissors, or needles.

EFFECTIVE JULY 1, 2021

TG, § 11-228 - amended

Assigned to: Budget and Taxation

### **Department of Legislative Services**

90 State Circle, Annapolis, Maryland 21401-1991

Baltimore Area: 410-946-5400 — Washington Area: 301-970-5400

Other Maryland Areas: 1-800-492-7122 — Maryland Relay Service: 1-800-735-2258

**SB 511**     **Senator Pinsky, et al****CORPORATE TAX FAIRNESS ACT OF 2021**

Requiring that certain sales of tangible personal property be included in the numerator of the sales factor used for apportioning a corporation's income to the State under certain circumstances; requiring certain corporations to compute Maryland taxable income using a certain combined reporting method; authorizing certain corporations, subject to regulations adopted by the Comptroller, to determine certain income using a certain method; etc.

EFFECTIVE JULY 1, 2021

ED, § 5-219(f) and TG, §§ 2-613.1, 2-614, 10-402(d), and 10-811 - amended and TG, § 10-402.1 - added

Assigned to: Budget and Taxation

**SB 512**     **Senators Feldman and Hershey****COMMERCIAL LAW – PROFESSIONAL ATHLETE FUNDING ACT**

Establishing certain requirements for certain player brand agreements between certain professional athletes and certain investors; establishing that player brand agreements that comply with requirements of the Act are valid, binding, and enforceable contracts notwithstanding certain laws; providing that the Attorney General and the Division of Consumer Protection of the Office of the Attorney General have certain authority to enforce the Act; etc.

EFFECTIVE OCTOBER 1, 2021

CL, §§ 11-1701 through 11-1706 - added

Assigned to: Finance

**SB 513**     **Senator Feldman****CANCER DRUGS – PHYSICIAN DISPENSING AND COVERAGE**

Providing that certain provisions of law do not prohibit a physician who has a valid dispensing permit and complies with certain provisions of law from personally dispensing to a patient by mail order a starter dosage or a cancer drug or device or an initial or refill prescription of a cancer drug; requiring certain entities to allow certain insureds, enrollees, and beneficiaries to obtain a cancer drug from a dispensing physician; etc.

EFFECTIVE JANUARY 1, 2022

HO, § 12-102(l) - added and HO, § 12-102(l) and (m) and IN, §§ 15-847(a) and (d) and 15-1611.1 - amended

Assigned to: Finance and Education, Health, and Environmental Affairs

**SB 514**     **Senator Feldman, et al**

## HEALTH FACILITIES – HOSPITALS – MEDICAL DEBT PROTECTION

Requiring a hospital to submit annually a certain report to the Health Services Cost Review Commission at a certain time; requiring the Commission to post certain information on its website; altering the required contents of a hospital's policy on the collection of debts owed by patients; requiring a hospital to provide a refund of certain amounts collected from a patient or the guarantor of a patient who was found eligible for reduced-cost care on the date of service; etc.

EFFECTIVE OCTOBER 1, 2021

HG, §§ 19-214.1(b)(2)(i) and (ii) and 19-214.2 - amended

Assigned to: Finance

**SB 515**     **Senator Klausmeier**

## CRIMINAL PROCEDURE – REGISTERED SEX OFFENDERS – ENTRY ONTO SCHOOL PROPERTY

Repealing a certain exception authorizing, under certain circumstances, a student who is a registered sex offender to enter onto real property used for public or nonpublic elementary or secondary education; requiring a student who is a registered sex offender to continue receiving an education in accordance with State law in a locale other than real property used for public or nonpublic education; requiring a county board of education and the State Board of Education to develop certain guidelines and policies; etc.

Preliminary analysis: local government mandate

EMERGENCY BILL

CP, § 11-722 - amended

Assigned to: Judicial Proceedings

**SB 516**     **Senator Klausmeier**

## STATE BOARD OF ENVIRONMENTAL HEALTH SPECIALISTS – FEES – GENERAL FUND

Repealing provisions creating the State Board of Environmental Health Specialists Fund; and requiring the State Board of Environmental Health Specialists to pay money collected for its services into the General Fund of the State.

EFFECTIVE JULY 1, 2021

HO, § 21-206 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 517**     **Senator Klausmeier****STATE BOARD OF PHYSICAL THERAPY EXAMINERS – TEMPORARY LICENSES TO PRACTICE PHYSICAL THERAPY AND LIMITED PHYSICAL THERAPY**

Authorizing the State Board of Physical Therapy Examiners to issue a temporary license to practice physical therapy and limited physical therapy to applicants who meet certain education and experience requirements but have not passed a certain examination; providing that a temporary license authorizes individuals to practice limited physical therapy or physical therapy under direct supervision and is valid for 90 days after issuance, until the board issues a full license, or the Board revokes the temporary license; etc.

EFFECTIVE JULY 1, 2021

HO, §§ 13-101(c), 13-315(a), and 13-316(4), (25), and (26) - amended and §§ 13-101(b-1) and (k), 13-313, and 13-316(27) - added

Assigned to: Education, Health, and Environmental Affairs

**SB 518**     **Senator Klausmeier (By Request – Baltimore County Administration)****ENVIRONMENT – OFFICE ON CLIMATE CHANGE – ESTABLISHMENT**

Establishing the Office on Climate Change in the Office of the Governor to facilitate the implementation of the Commission on Climate Change's recommendations; requiring the Office to ensure that each State agency addresses ways the agency can mitigate the causes of climate change and certain impacts of climate change; requiring the Office to initiate and oversee certain research and investigations; requiring the Office to submit an annual report to the Governor and certain committees of the General Assembly; etc.

EFFECTIVE OCTOBER 1, 2021

EN, §§ 2-13A-01 through 2-13A-04 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 519**     **Senator Klausmeier**

## ESTATES AND TRUSTS – WILLS AND ADVANCE MEDICAL DIRECTIVES – NOTARIES PUBLIC

Providing that a will may be made self-proved in a certain manner; establishing certain requirements for a self-proving will; requiring a certain self-proving will to be acknowledged by the testator before a notary public; requiring a certain self-proving affidavit to be attached or annexed to a self-proving will; altering the requirements of an advance medical directive; requiring a declarant to acknowledge a certain advance medical directive before a notary public; etc.

EFFECTIVE OCTOBER 1, 2021

ET, § 4-102 and HG, § 5-602(c) - amended

Assigned to: Judicial Proceedings

**SB 520**     **Senator Klausmeier**

## BEHAVIORAL HEALTH SERVICES AND VOLUNTARY PLACEMENT AGREEMENTS – CHILDREN AND YOUNG ADULTS – REPORT MODIFICATIONS

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; etc.

EFFECTIVE OCTOBER 1, 2021

HG, § 7.5-209 and FL, § 5-505.1 - amended

Assigned to: Finance

**SB 521**     **Senator Kramer, et al**

## STATE PERSONNEL – COLLECTIVE BARGAINING

Granting collective bargaining rights to certain graduate students at an institution within the University System of Maryland, Morgan State University, or St. Mary's College of Maryland.

EFFECTIVE JULY 1, 2021

SP, §§ 3-101, 3-102, and 3-403(d) - amended

Assigned to: Finance

**SB 522**     **Senator Pinsky, et al****PUBLIC HEALTH – COMMISSION ON UNIVERSAL HEALTH CARE**

Establishing the Commission on Universal Health Care; providing for the composition, chair, and staffing of the Commission; requiring the Commission to develop a plan for the State to establish, on or before January 1, 2024, a universal health care program to provide health benefits to all residents of the State through a single-payer system; authorizing the Commission, the Maryland Health Benefit Exchange, and the Maryland Department of Health to apply for certain waivers; etc.

EFFECTIVE JUNE 1, 2021

HG, §§ 13-4201 through 13-4203 - added

Assigned to: Finance

**SB 523**     **Senator Lam (By Request – State Board of Examiners for Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists)****STATE BOARD OF EXAMINERS FOR AUDIOLOGISTS, HEARING AID DISPENSERS, AND SPEECH–LANGUAGE PATHOLOGISTS – DUTIES, APPOINTMENT OF MEMBERS, AND REQUIREMENTS FOR LICENSEES**

Altering the definition of “board” for purposes of requiring the State Board of Examiners for Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists to post a list of certain courses, provide certain information on certain courses at a certain time, and advertise the availability of certain courses; requiring the Board, instead of certain organizations, to submit certain lists to the Secretary of Health and the Governor for the purpose of appointing certain members of the Board; etc.

EFFECTIVE JULY 1, 2021

HO, §§ 1-801, 2-202(a), 2-302.1(a), 2-302.2, 2-305(a) and (b), 2-307.4, and 2-311 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 524 The President (By Request – Office of the Attorney General)****ENVIRONMENT – MULTIDEFENDANT OIL AND HAZARDOUS SUBSTANCE POLLUTION CASES – EFFECT OF SETTLEMENT**

Exempting certain types of pollution cases from the Maryland Uniform Contribution Among Joint Tort–Feasors Act; requiring the factfinder in certain legal actions to make a determination of the total liability and assign comparative responsibility to certain parties; authorizing the State to continue to pursue certain legal actions or bring new legal actions if the State has obtained less than complete relief from a certain person who has resolved the person’s liability with the State in a settlement; etc.

EFFECTIVE JULY 1, 2021

EN, § 4-421 - added and § 7-221 - amended

Assigned to: Judicial Proceedings

**SB 525 Senator McCray****BALTIMORE CITY – CENTRALIZED BOOKING FACILITY – VOTING INFORMATION AND EARLY VOTING POLLING PLACE**

Requiring the Baltimore City centralized booking facility to disseminate certain written information on voter registration and instructions directly to each eligible voter incarcerated in the facility; requiring the local board of elections for Baltimore City, in collaboration with the State Board and the Department of Public Safety and Correctional Services, to establish an early voting polling place at the Baltimore City centralized booking facility; etc.

EFFECTIVE OCTOBER 1, 2021

CS, § 2-501 and EL, § 10-301.2 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 526 Senator McCray, et al****LEGAL EDUCATION SUCCESS COLLABORATIVE – ESTABLISHED**

Establishing a Legal Education Success Collaborative for the purpose of developing methods of increasing diversity in the legal field; requiring institutions to develop and administer programs and cooperatives related to the Collaborative; beginning in fiscal year 2023, requiring appropriations to be made each year to certain institutions and programs and to support a certain coordinator position; etc.

This bill requires a mandated appropriation in the annual budget bill.

EFFECTIVE JULY 1, 2021

ED, § 15-126 - added

Assigned to: Education, Health, and Environmental Affairs and Budget and Taxation

**SB 527**     **Senator Lee, et al****CRIMINAL PROCEDURE – PROBATION BEFORE JUDGMENT – FACTS JUSTIFYING A FINDING OF GUILT AND SUSPENSION OF SENTENCE**

Authorizing a court to stay the entering of judgment, defer further proceedings, and place a certain defendant on probation subject to reasonable conditions if the court finds facts justifying a finding of guilt; repealing a requirement that the certain written consent of the defendant to the probation before judgment occur after a determination of guilt or acceptance of a nolo contendere plea; and authorizing a court to suspend a portion or all of a certain sentence as a condition of a probation before judgment.

EFFECTIVE OCTOBER 1, 2021

CP, § 6-220(b) - amended

Assigned to: Judicial Proceedings

**SB 528**     **Senator Elfreth****COAST SMART SITING AND DESIGN CRITERIA – PRIVATE CONSTRUCTION OR RECONSTRUCTION PROJECTS AND ENFORCEMENT**

Applying Coast Smart siting and design criteria to certain private construction or reconstruction projects beginning on July 1, 2022; exempting certain private construction or reconstruction projects from the application of the Act; establishing that the Department of Natural Resources has sole responsibility for enforcement of the Act, subject to a certain delegation of enforcement authority; requiring the Secretary of Natural Resources to delegate certain enforcement authority to a certain county or municipality; etc.

EFFECTIVE JULY 1, 2021

NR, § 3-1009 - amended

Assigned to: Education, Health, and Environmental Affairs



**SB 529 Senator Elfreth (By Request – Anne Arundel County Administration)****ANNE ARUNDEL COUNTY – HOTEL TAX ALTERATIONS – DISTRIBUTION OF REVENUE**

Requiring 3% of the hotel tax revenue generated in the City of Annapolis to be distributed to a special fund to be used only to fund the Annapolis Art in Public Places Commission; requiring the Commission to report annually on its use of the hotel tax revenue during the preceding fiscal year to the Mayor, the City Council, and to certain committees of the General Assembly; authorizing Anne Arundel County and the City of Annapolis to withhold funds dedicated to certain organizations under certain circumstances; etc.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2021

LG, § 20-603 - amended

Assigned to: Budget and Taxation

**SB 530 The President (By Request – Office of the Attorney General), et al****LANDLORD AND TENANT – EVICTION ACTIONS – FILING SURCHARGE AND PROHIBITED LEASE PROVISIONS**

Increasing, from not more than \$18 to not less than \$120, the surcharge that the District Court is required to assess per civil case for summary ejection, tenant holding over, and breach of lease that seeks a judgment for possession of residential property against a residential tenant; requiring the District Court to assess the surcharge against a landlord and prohibiting the court from awarding or assigning the surcharge against a residential tenant; etc.

EFFECTIVE JUNE 1, 2021

CJ, § 7-301(c) and RP, §§ 8-208(d)(7) and (8) and 8-401(b)(1) - amended and § 8-208(d)(9) - added

Assigned to: Judicial Proceedings

**SB 531 Senator Kelley, et al****CRIMINAL PROCEDURE – LIFE WITHOUT PAROLE – IMPOSITION**

Prohibiting a court from imposing a sentence of life imprisonment without the possibility of parole on an individual who was under the age of 18 years at the time the offense was committed.

EFFECTIVE OCTOBER 1, 2021

CR, § 1-402 - added

Assigned to: Judicial Proceedings