



SYNOPSIS

House Bills and Joint Resolutions
2023 Maryland General Assembly Session

January 23, 2023
Schedule 7

PLEASE NOTE: February 10 – Bill introduction deadline.
All bills must be given to the Chief Clerk by 5:00 P.M. on Thursday, February 9.
As required by House Rule 32(b), bills introduced after this date will be referred to the House Rules and Executive Nominations Committee.

HOUSE BILLS INTRODUCED JANUARY 23, 2023

HB 215 Delegate Palakovich Carr, et al

REAL PROPERTY – LIMITATIONS ON SUMMONING LAW ENFORCEMENT OR EMERGENCY SERVICES – PROHIBITION

Prohibiting a landlord from using a lease or form of lease that contains a provision that limits a tenant's ability to summon, or penalizes a tenant or another individual solely for summoning, the assistance of law enforcement or emergency services; prohibiting a landlord from taking certain retaliatory actions because a tenant or another individual summons the assistance of law enforcement or emergency services for certain purposes; prohibiting a local jurisdiction from enacting certain laws; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2023

RP, §§ 8-208(d) and 8-208.1(a) - amended and § 14-126 - added

Assigned to: Judiciary

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

HB 216 Delegate Qi, et al**ENVIRONMENT – SALT APPLICATOR CERTIFICATION PROGRAM – ESTABLISHMENT**

Requiring the Department of the Environment to establish a Salt Applicator Certification Program to encourage efficient winter maintenance of roadways, parking lots, and sidewalks through the use of salt or salt alternatives; requiring each commercial applicator to participate in the Program, be certified by October 1, 2025, and maintain a valid certification; requiring a certified commercial applicator to maintain, for at least 3 years, records of certain salt applications and submit an annual report on their salt use; etc.

EFFECTIVE OCTOBER 1, 2023

EN, §§ 9-2501 through 9-2504 - added

Assigned to: Environment and Transportation

HB 217 Delegate Ebersole, et al**VIDEO LOTTERY OPERATION LICENSE – RENEWAL**

Altering the number of years from two, to at least 2 but not more than 5, before the end of the term of a video lottery operation license that a licensee is required to provide certain notice of intent to renew the license and is authorized to apply for renewal; providing for a 15-year term for a renewed license; requiring the State Lottery and Gaming Control Commission to renew a certain license unless the Commission finds the licensee is no longer qualified; etc.

EFFECTIVE OCTOBER 1, 2023

SG, §§ 9-1A-13, 9-1A-17, and 9-1A-30(c) - amended

Assigned to: Ways and Means

HB 218 Howard County Delegation**HOWARD COUNTY – ALCOHOLIC BEVERAGES – REPEAL OF PETITION OF SUPPORT REQUIREMENT HO. CO. 12–23**

Repealing the requirement that an application for an alcoholic beverages license in Howard County include certain petitions of support signed by at least three residents who are owners of real property and registered voters in the district where the business is to be conducted.

EFFECTIVE JULY 1, 2023

AB, §§ 23-1401(b) and 23-1407 - amended and § 23-1406 - repealed

Assigned to: Economic Matters

HB 219 Delegate M. Morgan**ST. MARY'S COUNTY – MOTOR VEHICLE REGISTRATION – EXCEPTION FOR GOLF CARTS**

Creating an exception from motor vehicle registration requirements for golf carts in St. Mary's County; authorizing the St. Mary's County Board of Commissioners to designate county highways that have a speed limit not greater than 35 miles per hour as highways on which a person may operate a golf cart; authorizing a person who operates a golf cart on a designated highway to only operate the golf cart with certain lighting devices, between dawn and dusk, and while staying as far right on the roadway as feasible; etc.

EFFECTIVE JUNE 1, 2023

TR, § 13-402(c) - amended and § 21-104.7 - added

Assigned to: Environment and Transportation

HB 220 Delegate Grammer**PUBLIC SAFETY – MILITIA – ACTIVE DUTY COMBAT (MARYLAND DEFEND OUR GUARD ACT)**

Prohibiting the Governor from ordering the militia or a member of the militia into active duty combat unless the U.S. Congress has passed an official declaration of war or taken a certain official action; and establishing that this prohibition does not limit or prohibit the Governor from deploying the militia or a member of the militia under certain circumstances.

EFFECTIVE OCTOBER 1, 2023

PS, § 13-702 - amended

Assigned to: Health and Government Operations

HB 221 Delegate Grammer**PUBLIC SAFETY – LAW ENFORCEMENT – QUOTAS (COMMUNITY-ORIENTED POLICING ACT)**

Altering a certain prohibition on using quotas for promotion, demotion, dismissal, and transfer of an officer; and prohibiting law enforcement agencies from requesting or directing an officer to act for the purpose of increasing the number of citations or arrests delivered by the officer.

EFFECTIVE OCTOBER 1, 2023

PS, § 3-504(b) - amended

Assigned to: Judiciary

HB 222 Frederick County Delegation**BALTIMORE COUNTY AND FREDERICK COUNTY – CAREER ACTIVITIES IN PUBLIC HIGH SCHOOLS – SALE OF COFFEE BY STUDENTS WITH INDIVIDUALIZED EDUCATION PROGRAMS**

Prohibiting an Executive Branch agency from banning or regulating the sale of coffee in conjunction with a career exploration and development activity created for or organized by students with individualized education programs in a public high school in Baltimore County or Frederick County; and repealing a certain exception that prohibited the sale of coffee in certain public high schools in Baltimore County except under certain circumstances.

EFFECTIVE JULY 1, 2023

ED, § 7-423.1 - amended

Assigned to: Ways and Means

HB 223 Delegates Moon and Love**CRIMINAL PROCEDURE – FACIAL RECOGNITION TECHNOLOGY – REQUIREMENTS, PROCEDURES, AND PROHIBITIONS**

Establishing requirements, procedures, and prohibitions relating to the use of facial recognition technology by a law enforcement agency under certain circumstances; requiring, by October 1 each year, a law enforcement agency that uses or contracts for the use of facial recognition technology to complete an audit to determine compliance with the Act as well as applicable local laws, regulations, and policies; etc.

EFFECTIVE OCTOBER 1, 2023

CP, §§ 2-501 through 2-510 - added

Assigned to: Judiciary

HB 224 Delegate Charles, et al**STATE LOTTERY – INSTANT TICKET LOTTERY MACHINES – FRATERNAL ORGANIZATIONS (ITLMS FOR HOMELESS VETERANS ACT)**

Authorizing the Director of the State Lottery and Gaming Control Agency to issue certain fraternal organizations a license for not more than a certain number of instant ticket lottery machines for the sale of certain instant lottery tickets under certain circumstances; and providing for the distribution of the proceeds from certain lottery machine ticket sales by a fraternal organization.

EFFECTIVE JULY 1, 2023

SG, § 9-112 - amended

Assigned to: Ways and Means

HB 225 Delegate Charles, et al**FORECLOSURE PROCEEDINGS – RESIDENTIAL MORTGAGORS AND GRANTORS – ACCESS TO COUNSEL**

Requiring that individuals have access to legal representation in certain foreclosure proceedings; establishing the Access to Counsel in Foreclosure Proceedings Program and Special Fund; requiring the Maryland Legal Services Corporation to provide access to legal representation under the Program; requiring the Comptroller to collect a fee on residential property sales to be paid to the Fund; etc.

EFFECTIVE OCTOBER 1, 2023

RP, §§ 7-3A-01 through 7-3A-10 & 10-713 and SF, § 6-226(a)(2)(ii)172. - added and SF, § 6-226(a)(2)(ii)170. and 171. - amended

Assigned to: Judiciary

HB 226 Delegate Love, et al**CRIMINAL LAW – PERSON IN A POSITION OF AUTHORITY – SEXUAL OFFENSES WITH A MINOR**

Altering the definition of “person in a position of authority” for purposes of a certain prohibition against engaging in a sexual act, sexual contact, or vaginal intercourse with a minor to include an individual under contract with a child care facility, certain commercial or nonprofit instructional programs, sports, scouting, recreational activities, camps, religious institutions, or any unit of government; prohibiting a certain violation from being considered a lesser included crime of another crime; etc.

EFFECTIVE OCTOBER 1, 2023

CR, § 3-308 - amended

Assigned to: Judiciary

HB 227 Delegate Charles, et al**INCOME TAX – SUBTRACTION MODIFICATION – MILITARY RETIREMENT**

Allowing a subtraction modification under the Maryland income tax for the first \$20,000 of military retirement income received by an individual during the taxable year if the individual has received a determination of a 100% service-connected disability from the U.S. Department of Veterans Affairs; and applying the Act to all taxable years beginning after December 31, 2022.

EFFECTIVE JULY 1, 2023

TG, § 10-207(q) - amended

Assigned to: Ways and Means

HB 228 Delegate Grammer**PUBLIC SAFETY – PERSISTENT AERIAL SURVEILLANCE**

Prohibiting persistent aerial surveillance by a unit, an agency, or a political subdivision of the State to gather evidence or other information in a criminal investigation, subject to certain exceptions; and defining “persistent aerial surveillance” as the use of aircraft to record video or a concurrent series of images or pictures that when viewed in aggregate depict a person’s actions over time.

EFFECTIVE OCTOBER 1, 2023

PS, § 3-531 - added

Assigned to: Judiciary

HB 229 Delegate Queen**EMPLOYMENT FOR MINORS – OPPORTUNITIES FOR WORK**

Requiring the Commissioner of Labor and Industry to release certain personal information of a minor who has a work permit to employers and apprenticeship sponsors, educational programs and institutions, and local workforce development boards that have requested and have registered with the Maryland Department of Labor for the purpose of receiving the information, if a parent or legal guardian of the minor or the minor elects to allow the sharing of the information.

EFFECTIVE OCTOBER 1, 2023

LE, § 3-206 - amended

Assigned to: Economic Matters

HB 230 Delegate Love, et al**DEPARTMENT OF THE ENVIRONMENT – ZERO-EMISSION MEDIUM- AND HEAVY-DUTY VEHICLES – REGULATIONS (CLEAN TRUCKS ACT OF 2023)**

Requiring the Department of the Environment to adopt regulations on or before December 1, 2023, establishing requirements for the sale of new zero-emission medium- and heavy-duty vehicles in the State; defining a “heavy-duty vehicle” as one with a gross vehicle weight rating equal to or greater than 14,001 pounds; etc.

EFFECTIVE JUNE 1, 2023

EN, § 2-1103.1 - added

Assigned to: Environment and Transportation

HB 231 Delegate Boyce, et al**BALTIMORE CITY – PROPERTY TAXES – AUTHORITY TO SET SPECIAL 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; and applying the Act to all taxable years beginning after June 30, 2023.

EFFECTIVE JUNE 1, 2023

TP, § 6-302 - amended

Assigned to: Ways and Means

HB 232 Delegate Williams**CHILD IN NEED OF ASSISTANCE – NEGLECT – CANNABIS USE**

Providing that the use of cannabis by a parent or certain other individuals who care for a child does not qualify as neglect except in certain circumstances, for purposes of provisions of law relating to children in need of assistance.

EFFECTIVE OCTOBER 1, 2023

CJ, § 3-801(s) - amended

Assigned to: Judiciary

HB 233 Delegate Grammer**CRIMINAL LAW – CHILD PORNOGRAPHY – ACCESSING WITH INTENT TO VIEW**

Prohibiting a person from knowingly or intentionally accessing a certain visual representation of a child under the age of 16 years with intent to view the visual representation.

EFFECTIVE OCTOBER 1, 2023

CR, § 11-208 - amended

Assigned to: Judiciary

HB 234 Delegate Taveras, et al**STATE BOARD OF CHIROPRACTIC EXAMINERS – DISCIPLINARY ACTIONS**

Authorizing the State Board of Chiropractic Examiners to take disciplinary action against an applicant or a licensee for failing to comply with a Board order; prohibiting an order of the Board from being stayed pending judicial review; authorizing the Board to appeal a decision that reverses or modifies its order; and authorizing the Board to reinstate a suspended or revoked license only in accordance with the terms and conditions of the order or an order of reinstatement issued by the Board.

EFFECTIVE OCTOBER 1, 2023

HO, §§ 3-313(28) and (29) and 3-316 - amended and §§ 3-313(30) and 3-317 - added

Assigned to: Health and Government Operations

HB 235 Delegate Kaiser, et al**PROPERTY TAX – DEADLINE EXTENSION FOR HOMEOWNERS TO REDEEM PROPERTY INVOLVED IN A TAX SALE**

Extending from 4 months to 6 months the amount of time that has to pass after a tax sale before the holder of the certificate of sale of the property may be reimbursed for certain expenses when the property is redeemed.

EFFECTIVE JANUARY 1, 2024

TP, § 14-843(a)(3) and (b) - amended

Assigned to: Ways and Means

HB 236 Delegate Kaiser, et al**TAX SALES – STATE TAX SALE OMBUDSMAN – OUTREACH CAMPAIGN**

Requiring the State Tax Sale Ombudsman to contract with a vendor to conduct an annual outreach campaign to homeowners in tax sale; requiring the outreach campaign to consist of making telephone calls to each homeowner whose dwelling is sold at a tax sale to inform the homeowner of the assistance available to the homeowner through the Ombudsman's office; etc.

EFFECTIVE OCTOBER 1, 2023

TP, § 2-113 - added and § 14-891 - amended

Assigned to: Ways and Means

HB 237 Delegates Atterbeary and Metzgar**SALES AND USE TAX EXEMPTION – REDEVELOPMENT AREAS IN BALTIMORE COUNTY – SUNSET EXTENSION**

Extending, until July 1, 2036, the termination date applicable to an exemption from the sales and use tax for certain construction material or warehousing equipment purchased for use in a certain target redevelopment area in Baltimore County.

EFFECTIVE JULY 1, 2023

Chapters 603 and 604 of the Acts of 2016, § 2 - amended

Assigned to: Ways and Means

HB 238 Delegate Taveras, et al**MASSAGE THERAPY – DEFINITION AND DISCIPLINE**

Altering the definition of “practice massage therapy” for purposes of the Maryland Massage Therapy Act to include the professional practice of massage therapy without compensation; altering the grounds for disciplining massage therapists and procedures related to the discipline of massage therapists, including appeals procedures and reinstatement procedures; etc.

EFFECTIVE JULY 1, 2023

HO, §§ 6-101(g), 6-308(a)(21) and (22), 6-310, 6-502, and 6-504 - amended, §§ 6-308(a)(23) and 6-312 - added, and § 6-308(d) - repealed

Assigned to: Health and Government Operations

HB 239 Delegate J. Long, et al**ACCESSORY DWELLING UNIT PROMOTION AND POLICY TASK FORCE**

Establishing the Accessory Dwelling Unit Promotion and Policy Task Force to study state and local government efforts to promote the creation of accessory dwelling units on land zoned for single-family residential use and review existing laws and policies associated with the development of accessory dwelling units throughout the State of Maryland; and requiring the Task Force to report its finding and recommendations to the Governor and General Assembly by December 1, 2024.

EFFECTIVE JUNE 1, 2023

Assigned to: Environment and Transportation

HB 240 Delegates Otto and Anderton**CORRECTIONAL OFFICERS' RETIREMENT SYSTEM – SPECIAL DEATH BENEFITS – APPLICABILITY**

Authorizing an application for special death benefits to be made for the death of certain members of the Correctional Officers' Retirement System.

EFFECTIVE JUNE 1, 2023

Assigned to: Appropriations

HB 241 Delegate Bagnall**STATE BOARD OF PHYSICIANS – DISPENSING PERMITS**

Transferring oversight of the inspection of the offices of dispensing physicians from the Office of Controlled Substances Administration to the State Board of Physicians; altering the circumstances under which a physician may dispense drugs, devices, or topical medications; requiring the Board to report to the Office any violation related to controlled dangerous substances; providing for the transfer of certain functions, powers, duties, property, records, fixtures, credits, assets, liability, obligations, rights, and privileges; etc.

EFFECTIVE OCTOBER 1, 2023

HO, §§ 12-102(a) and (c), 12-102.1, 12-102.2, and 14-509 - amended

Assigned to: Health and Government Operations

HB 242 Delegate Bagnall**MASSAGE THERAPY – DEFINITION AND REIMBURSEMENT**

Altering the definition of “massage therapy”; and repealing a provision of law that provides that certain provisions of law do not require a nonprofit health insurance plan, an insurer, a health maintenance organization, or a person acting as a third party administrator to reimburse a licensed massage therapist or registered massage practitioner for any services rendered.

EFFECTIVE JULY 1, 2023

HO, § 6-101(f)(3) - amended and § 6-403 - repealed

Assigned to: Health and Government Operations

HB 243 Delegates Korman and Solomon

BALTIMORE CITY YOUNG READERS PROGRAM – EXPANSION AND ALTERATIONS (YOUNG READERS PROGRAM EXPANSION ACT OF 2023)

Altering the Baltimore City Young Readers Program to be the Statewide Young Readers Program; establishing the Program within the Maryland State Library Agency; requiring the State Librarian to administer the Program; requiring program grant applicants to prioritize the distribution of books to children in low-income zip codes within the applicants' area of service; and requiring the State Library Board, beginning by December 1, 2024, to report every other year to the General Assembly on the effectiveness of the Program.

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

EFFECTIVE OCTOBER 1, 2023

HU, §§ 8-1401 through 8-1403 - amended

Assigned to: Ways and Means

HB 244 Delegate Terrasa, et al

ESTATES AND TRUSTS – REGISTERS OF WILLS – ELECTRONIC FILING AND SIGNATURES

Requiring a register of wills to accept certain documents filed electronically through a system established by the register of wills; and prohibiting a register of wills from refusing to accept a document based on the manner in which it was signed.

EFFECTIVE OCTOBER 1, 2023

ET, § 2-214 - added

Assigned to: Judiciary

HB 245 Delegate Woods, et al

MINORITY BUSINESS ENTERPRISE PROGRAM – REPORTING – LIST OF UNITS

Requiring the Office of State Procurement in the Department of General Services to maintain a list of units of the Executive Branch of State government required to annually report certain information to the Governor's Office of Small, Minority, and Women Business Affairs.

EFFECTIVE OCTOBER 1, 2023

SF, § 14-305 - amended

Assigned to: Health and Government Operations

HB 246 Delegate Harrison, et al**ALCOHOLIC BEVERAGES – CLASS 4 LIMITED WINERY LICENSE – FOOD SERVICE**

Authorizing the holder of a Class 4 limited winery license to sell or serve any food under certain conditions; removing certain requirements for off-premises and on-premises consumption at a limited winery; and removing the 14-day notice requirement for planned promotional events at a limited winery.

EFFECTIVE JULY 1, 2023

AB, § 2-206 - amended

Assigned to: Economic Matters

HB 247 St. Mary's County Delegation**ST. MARY'S COUNTY – TRANSFER TAX – SUNSET EXTENSION**

Extending to October 1, 2028, the authority of the County Commissioners of St. Mary's County to impose a transfer tax on certain instruments of writing.

EFFECTIVE JUNE 1, 2023

PLL of St. Mary's Co, Art. 19, § 138-1F. - amended

Assigned to: Ways and Means

HB 248 Delegate Forbes**BALTIMORE COUNTY – CLASS B–ECF/DS (EDUCATION CONFERENCE FACILITY/DINING SERVICE) LICENSE – TOWSON UNIVERSITY**

Authorizing the Board of License Commissioners for Baltimore County to issue a Class B–ECF/DS (Education Conference Facility/Dining Service) license for use at certain Towson University events.

EFFECTIVE JULY 1, 2023

AB, § 13-1001 - amended

Assigned to: Economic Matters

HB 249 Delegates Addison and Young**BALTIMORE CITY – PROPERTY TAX – RETROACTIVE EXEMPTION**

Authorizing a person who applies for certain property tax exemptions for real property in Baltimore City to request that the exemption be applied retroactively for a certain period of time, subject to certain requirements; and requiring Baltimore City and the State to pay a refund of excess real property taxes paid due to a retroactive exemption that is granted.

Preliminary analysis: local government mandate

EFFECTIVE JUNE 1, 2023

TP, § 7-204.2 - added

Assigned to: Ways and Means

HB 250 Delegate Griffith, et al**VEHICLE LAWS – DISABLED VETERAN REGISTRATION PLATES – ISSUANCE**

Authorizing the Motor Vehicle Administration to issue disabled veteran registration plates to certain disabled veterans.

EFFECTIVE OCTOBER 1, 2023

TR, § 13-616(c) - amended

Assigned to: Environment and Transportation

HB 251 Delegate Boyce**BALTIMORE CITY – ALCOHOLIC BEVERAGES – CLASS A-7 LICENSES**

Repealing certain geographic and temporal restrictions on the issuance of Class A-7 beer, wine, and liquor licenses in Baltimore City.

EFFECTIVE JULY 1, 2023

AB, § 12-902.1 - amended

Assigned to: Economic Matters

HB 252 Delegate Charles, et alSTATE HIGHWAY ADMINISTRATION – HIGHWAY CLEANUP –
RECORDS AND REPORTING

Requiring the State Highway Administration to keep and maintain records that detail all processes, procedures, and expenditures made to maintain clean highways in the State; requiring the Administration to report certain records on highway cleanup under certain State–county agreements to the General Assembly by February 1, 2024, and each February 1 thereafter; and requiring the Administration to publish annually on its website certain highway cleanup schedules and certain related information by a certain date.

EFFECTIVE OCTOBER 1, 2023

TR, § 8-638 - added

Assigned to: Environment and Transportation