JOURNAL

of

PROCEEDINGS

of the

HOUSE OF DELEGATES

of

MARYLAND

REGULAR SESSION, 2007

VOLUME IV

Compiled and edited by:

Sylvia Siegert
Journal Clerk
Chief Clerk's Office

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Mary Monahan
Chief Clerk

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Annapolis, Maryland
Legislative Day: March 30, 2007
Calendar Day: Thursday, April 5, 2007

The House met at 10:18 A.M. and pledged Allegiance to the Flag.

Prayer by Speaker Michael E. Busch of Anne Arundel County.

QUORUM CALL

The presiding officer announced a quorum call, showing 127 Members present.

(See Roll Call No. 840)

The Journal of March 29, 2007 was read and approved.

EXCUSES:
Del. Goldwater – illness

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **HB 0220**
SPONSOR: Del Beidle, et al
SUBJECT: Vehicle Laws – Special and Commemorative Registration Plates – Sunset Provisions

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed: Delegates Beidle, Chair, Ali, and Sossi.
The Senate appoints: Senators Forehand, Chairman, Brochin, and Simonaire.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

AMENDED IN THE SENATE

House Bill 1131 – Delegates Hubbard and Frush

AN ACT concerning

Environment – Phosphorus – Dishwashing Detergent

Delegate McIntosh moved that the House not concur in the Senate amendments.

(Amendment ID: HB1131/504535/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1131
(Third Reading File Bill)

On page 3, in line 9, strike "**JULY 1, 2010**" and substitute "**JULY 1, 2009**".

The preceding amendment was read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB 1131**
SPONSOR: Dels Hubbard and Frush
SUBJECT: Environment – Phosphorus – Dishwashing Detergent

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints Delegates Hucker, Chairman, Weir, and O'Donnell.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 93 – Senators Stone and Miller

AN ACT concerning

Unclaimed Restitution – Disbursements and Use

FOR the purpose of requiring the Comptroller to distribute all unclaimed money from certain judgments to the State Victims of Crime Fund for a certain purpose; requiring the Comptroller to reduce a certain distribution by a certain amount if a victim entitled to certain restitution is located; requiring the State Board of Victim Services to ensure that the money obtained from unclaimed restitution is used for certain grants; ~~providing that it is the intent of the General Assembly that if certain funding is terminated or reduced below a certain level, the Governor shall include a certain appropriation in the annual budget bill;~~ and generally relating to disbursements and use of unclaimed restitution.

BY repealing and reenacting, without amendments,
Article – Commercial Law
Section 17–101(c)
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 17–317
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure

Section 11–919
Annotated Code of Maryland
(2001 Volume and 2006 Supplement)

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

Senate Bill 361 – Senators Lenett, Forehand, Britt, Colburn, Conway, Currie, Dyson, Edwards, Frosh, Haines, Hooper, Jones, Kelley, Madaleno, McFadden, Munson, Muse, Peters, Pinsky, Pugh, Raskin, Robey, Rosapepe, Simonaire, Stone, and Zirkin

AN ACT concerning

Cigarette Fire Safety Performance Standard and Firefighter Protection Act

FOR the purpose of prohibiting the manufacture, sale, or offer for sale of cigarettes in the State unless the cigarettes have been tested in a certain manner and meet a certain performance standard and the manufacturer has filed a certain certification with the Comptroller; establishing a certain performance standard for cigarettes; requiring that testing of cigarettes be conducted in a certain manner; requiring laboratories that conduct testing to have certain current certification and implement a certain quality control and quality assurance program; providing for an alternative test method and performance standard under certain circumstances; providing that additional testing is not required under this Act of cigarettes that are tested in a certain manner for other purposes; requiring manufacturers to retain all data from testing for a certain period of time and provide certain data to the Comptroller, State Fire Prevention Commission, or the Attorney General; providing for a civil penalty if certain data is not provided within a certain period of time; requiring that a certain subtitle be implemented in accordance with the implementation and substance of the fire safety standards of a certain state; requiring manufacturers to submit to the Comptroller a certain written certification that a cigarette has been tested and has met the performance standard; requiring recertification of cigarettes after a certain period of time; requiring manufacturers to retest certain altered cigarettes; requiring manufacturers to mark in a certain manner cigarettes that have been certified; requiring manufacturers to request approval of a proposed marking from the Comptroller; requiring manufacturers to provide certain wholesalers with copies of certifications and illustrations of certain markings; requiring wholesalers to provide certain retailers, subwholesalers, and vending machine operators with copies of certain illustrations; requiring retailers, subwholesalers, vending machine operators, and wholesalers to allow the Comptroller or designee to make certain inspections; providing that cigarettes sold or offered for sale in the State that do not comply with a certain standard are deemed contraband; authorizing the Comptroller to adopt certain regulations and establish certain fees; establishing certain civil penalties for certain violations of this Act; authorizing the Attorney General to enjoin acts in violation of this Act and to recover certain civil penalties; requiring that certain money collected from

certain civil penalties be distributed to a certain fund; authorizing police officers and authorized personnel to seize and destroy certain cigarettes; requiring that certain holders of the trademark rights of certain cigarettes be provided the opportunity to inspect certain seized cigarettes prior to destruction; altering the composition of a certain fund; providing that this Act does not prohibit retailers, subwholesalers, vending machine operators, and wholesalers from selling existing inventory if certain tax stamps were affixed to the cigarettes before a certain date under certain circumstances; providing for the construction of this Act; providing that this Act preempts certain local laws, ordinances, or regulations; prohibiting local governmental units from enacting and enforcing certain ordinances, local laws, or regulations; requiring the Comptroller to monitor certain federal actions and notify the Department of Legislative Services of the adoption of a certain federal standard; defining certain terms; providing for a delayed effective date; providing for the termination of this Act; and generally relating to fire safety standards for cigarettes.

BY adding to
Article – Business Regulation
Section 16–601 through 16–610 to be under the new subtitle "Subtitle 6. Fire Safety Performance Standard for Cigarettes" and the amended title "Title 16. Cigarettes"
Annotated Code of Maryland
(2004 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 8–102(a) and (b)
Annotated Code of Maryland
(2003 Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 8–102(d)
Annotated Code of Maryland
(2003 Volume and 2006 Supplement)

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

Senate Bill 502 – Senator Astle

AN ACT concerning

Commercial Law – Consumer Protection – Vehicle Protection Products Act

FOR the purpose of prohibiting a vehicle protection product from being sold or offered

for sale in the State unless the seller and the warrantor of the vehicle protection product, and the warrantor's administrator, comply with the provisions of this Act; providing that a seller, warrantor, or administrator that complies with this Act is not required to comply with certain provisions of law; requiring a warrantor of a vehicle protection product that is sold or offered for sale in the State to register with the Division of Consumer Protection of the Office of the Attorney General; requiring a registration form to include certain information; requiring a warrantor that registers with the Division to pay a certain registration fee and renewal fee; providing that certain information shall be made available to the public under certain circumstances; requiring a certain warrantor to maintain certain accounts, books, and records for a certain period of time and to make the accounts, books, and records available for inspection by the Division; requiring a certain warrantor to be insured under a certain warranty reimbursement insurance policy or to maintain a certain amount of net worth or stockholders' equity; requiring a warranty reimbursement insurance policy to contain certain provisions; specifying certain contents of a vehicle protection product warranty; authorizing a vehicle protection product warranty to provide for the reimbursement of certain incidental costs; requiring a seller or warrantor of a vehicle protection product to provide a written copy of a vehicle protection product warranty to a purchaser at a certain time; providing that a certain warrantor may negotiate the purchase price of a vehicle protection product warranty; prohibiting a vehicle protection product warrantor from using certain terms in its name, contracts, or literature; authorizing a vehicle protection product warrantor to use a certain term in its name; prohibiting a vehicle protection product seller or warrantor from requiring, as a condition of the sale or financing of a vehicle, that the purchaser of the vehicle buy a vehicle protection product; providing for the resolution of disputes between a vehicle protection product warrantor and a warranty holder; providing that a violation of this Act is an unfair or deceptive trade practice under the Maryland Consumer Protection Act and is subject to certain enforcement and penalty provisions; establishing a certain short title; defining certain terms; providing for the application of this Act; prohibiting this Act from being interpreted in a certain manner; providing for a delayed effective date; and generally relating to the Vehicle Protection Products Act.

BY adding to
Article – Commercial Law
Section 14–4A–01 through 14–4A–14 to be under the new subtitle "Subtitle 4A. Vehicle Protection Products Act"
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)

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

Senate Bill 511 – Senator Dyson

AN ACT concerning

Real Property – Sale of Property Encumbered by a Conservation ~~Easements – Notification of Buyers~~ Easement

FOR the purpose of ~~requiring a seller of real property to provide copies of any conservation easements encumbering the property to the buyer within a certain time; requiring a contract for the sale of real property encumbered by a conservation easement~~ establishing that a purchaser has the right to rescind a contract for the sale of property encumbered by a conservation easement if the seller fails to give the purchaser a copy of certain conservation easements within a certain time and the contract of sale fails to contain a certain notice under certain circumstances; requiring the ~~buyer~~ purchaser of certain real property to provide certain notice to the owner of a conservation easement; providing that the seller and ~~buyer~~ purchaser are entitled to rely on a conservation easement recorded in the land records in satisfying certain requirements; ~~providing for certain exceptions;~~ defining certain terms; and generally relating to the sale of real property encumbered by a conservation easement.

BY adding to
Article – Real Property
Section 10–705
Annotated Code of Maryland
(2003 Replacement Volume and 2006 Supplement)

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

Senate Bill 668 – Senators Pinsky, Britt, Currie, Muse, and Peters

AN ACT concerning

Teachers' Retirement System and Teachers' Pension ~~Systems~~ System – Reemployment of Retirees

FOR the purpose of ~~exempting, from a certain offset of a retirement allowance,~~ altering the total number of certain retirees of the Teachers' Retirement System or Teachers' Pension System that certain school districts may rehire; altering the criteria ~~that~~ for hiring certain retirees of the Teachers' Retirement System or the Teachers' Pension System ~~are required to meet to be~~ who are exempt from a certain offset of a retirement allowance; and generally relating to the reemployment of retirees ~~of~~ in the Teachers' Retirement System or the Teachers' Pension System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions

Section 22–406 and 23–407
Annotated Code of Maryland
(2004 Replacement Volume and 2006 Supplement)

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

Senate Bill 685 – Cecil County Senators

AN ACT concerning

~~Cecil County~~ Criminal Procedure – Pretrial Release – ~~Use of Technology to Facilitate Pretrial Release Process~~ Posting of Bond Without Appearance of Defendant

FOR the purpose of allowing ~~the use of video conferencing technology to facilitate the pretrial release process~~ a defendant to post bond by means of electronic transmission or hand delivery of certain documentation without appearing before the commissioner or judge under certain circumstances if authorized by the County Administrative Judge or the ~~District Administrative Judge; requiring certain documents to be delivered to the appropriate court immediately after a certain proceeding~~ Chief Judge of the District Court; and generally relating to the pretrial release process.

BY adding to
Article – Criminal Procedure
Section 5–214
Annotated Code of Maryland
(2001 Volume and 2006 Supplement)

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

Senate Bill 705 – Senator Forehand

AN ACT concerning

Property Tax – ~~Exemption~~ Credit for Property Used as a Publicly Sponsored Business Incubator

FOR the purpose of ~~exempting from the State and local property tax~~ 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 property tax credit for certain property that is used as a business incubator; authorizing the county or municipal corporation to provide, by law, for the amount and duration of the credit and for certain provisions necessary to carry out this Act; defining a certain term; providing for the application of this Act; and generally relating to a ~~State and~~ local

property tax ~~exemption~~ credit for certain property that is used as a business incubator.

BY adding to
Article – Tax – Property
Section ~~7–242~~ 9–246
Annotated Code of Maryland
(2001 Replacement Volume and 2006 Supplement)

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

Senate Bill 718 – Chair, Finance Committee

AN ACT concerning

Maryland Health Care Commission – ~~Program Evaluation~~ Membership

FOR the purpose of ~~repealing the requirement that~~ altering the membership of the Maryland Health Care Commission ~~may not act on any matter unless a certain number of voting members in attendance concur; providing that a decision of the Commission shall be by a majority of the quorum present and voting; raising the amount of total fees that may be assessed by the Commission; providing that a majority of the full authorized membership of the Commission is a quorum to act on certain applications; altering the date by which the Commission shall provide a certain annual report; authorizing the Commission to compile certain data from certain facilities to be included in the medical care data base; altering certain requirements for the medical care data base related to information collected by the Health Services Cost Review Commission; repealing the requirement that the Commission conduct a certain study; repealing the requirement that the Commission annually determine the full cost of certain mandated health insurance services in the State; altering the information to be reported to the General Assembly in a certain annual report on mandated health insurance services; requiring the Commission to include certain information on mandated health insurance services in a certain evaluation and in certain reports to the General Assembly; providing for a certain evaluation of the Commission and the statutes and regulations that relate to the Commission on or before a certain date; requiring the Commission to include certain information regarding the Limited Health Benefit Plan in a certain report to certain committees of the General Assembly; requiring the Commission to include certain information in a certain workload distribution study and to report to certain committees of the General Assembly on or before a certain date; requiring the Commission to report to certain committees of the General Assembly on or before a certain date on the implementation of certain recommendations related to certificate of need; requiring the Commission to include certain information on the Maryland Trauma Physician Services Fund in a certain report; requiring the Commission to report to certain committees of the~~

~~General Assembly on or before a certain date on the collection and use of certain data; requiring the Commission to report to certain committees of the General Assembly on or before a certain date on the implementation of recommendations contained in a certain evaluation of the Commission~~; and generally relating to the ~~program evaluation~~ membership of the Maryland Health Care Commission.

BY repealing and reenacting, with amendments,
Article – Health – General
Section ~~19–107(a), 19–111(c)(1), 19–126(d)(2), 19–130(e), and 19–133~~ 19–104(a)
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)

~~BY repealing and reenacting, without amendments,~~
~~Article – Health – General~~
~~Section 19–126(d)(1) and (13) and 19–130(b)(1)~~
~~Annotated Code of Maryland~~
~~(2005 Replacement Volume and 2006 Supplement)~~

~~BY repealing~~
~~Article – Health – General~~
~~Section 19–139~~
~~Annotated Code of Maryland~~
~~(2005 Replacement Volume and 2006 Supplement)~~

~~BY repealing and reenacting, without amendments,~~
~~Article – Insurance~~
~~Section 15–1501(c)~~
~~Annotated Code of Maryland~~
~~(2006 Replacement Volume and 2006 Supplement)~~

~~BY repealing~~
~~Article – Insurance~~
~~Section 15–1501(d)~~
~~Annotated Code of Maryland~~
~~(2006 Replacement Volume and 2006 Supplement)~~

~~BY repealing and reenacting, with amendments,~~
~~Article – Insurance~~
~~Section 15–1501(e) and (f) and 15–1502~~
~~Annotated Code of Maryland~~
~~(2006 Replacement Volume and 2006 Supplement)~~

~~BY repealing and reenacting, without amendments,~~
~~Article – State Government~~
~~Section 8–403(a)~~

~~Annotated Code of Maryland~~
~~(2004 Replacement Volume and 2006 Supplement)~~

~~BY repealing and reenacting, with amendments,~~
~~Article – State Government~~
~~Section 8–403(b)(27)~~
~~Annotated Code of Maryland~~
~~(2004 Replacement Volume and 2006 Supplement)~~

~~BY repealing and reenacting, with amendments,~~
~~Chapter 287 of the Acts of the General Assembly of 2004~~
~~Section 4~~

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

Senate Bill 749 – Senator Pipkin

AN ACT concerning

Health Insurance – Provider Contracts – Conditions of Participation with Carriers

FOR the purpose of repealing a prohibition that certain health insurance carriers may not require a health care provider to serve on a provider panel of another health benefit plan of the carrier under certain circumstances; repealing a certain exception to the prohibition for a carrier that offers health care services as a managed care organization; prohibiting a provider contract from containing a provision that requires a provider, as a condition of participation with a carrier, to participate with a different carrier; authorizing a provider contract to contain the prohibited provision under certain circumstances; authorizing a carrier that offers health care services as a managed care organization to require a provider to participate with the managed care organization under certain circumstances; providing that a carrier is responsible for certain violations regardless of whether the carrier has subcontracted with certain entities; defining certain terms; and generally relating to provider contracts and conditions of participation of health care providers with health insurance carriers.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 15–112(a)
Annotated Code of Maryland
(2006 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance

Section 15–112(l)
Annotated Code of Maryland
(2006 Replacement Volume and 2006 Supplement)

BY adding to
Article – Insurance
Section 15–112.2
Annotated Code of Maryland
(2006 Replacement Volume and 2006 Supplement)

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

Senate Bill 764 – Senator Dyson

AN ACT concerning

Higher Education – St. Mary's College of Maryland – Procurement Authority

FOR the purpose of clarifying that St. Mary's College of Maryland is exempt from certain provisions of State procurement law; clarifying that certain procurement policies and procedures of the College are subject to review and approval by the Board of Public Works and the Administrative, Executive, and Legislative Review Committee of the General Assembly; clarifying that certain procurement policies and procedures of the College shall promote certain purposes; and generally relating to the procurement authority of St. Mary's College of Maryland.

BY repealing and reenacting, without amendments,
Article – Education
Section 12–112(a) and 14–109(b)
Annotated Code of Maryland
(2006 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Education
Section 14–405(f)
Annotated Code of Maryland
(2006 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 11–203(e)(1), (2), and (3)(i)
Annotated Code of Maryland
(2006 Replacement Volume and 2006 Supplement)

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

Senate Bill 827 – Senator McFadden

AN ACT concerning

Baltimore City – Property Tax ~~Credit –~~ Exemption – Affordable and Inclusionary Housing

FOR the purpose of ~~authorizing the Mayor and City Council of Baltimore City to grant, by law, a property tax credit against the county property tax imposed on mixed–income rental residential developments~~ providing for certain exemptions from the Baltimore City property tax under certain circumstances for certain development projects that offer affordable residential units ~~and are owned by certain owners;~~; prohibiting the Baltimore City Board of Estimates from entering into certain agreements if the agreements would result in a certain reduction in property tax revenues for a taxable year; authorizing the Mayor and City Council of Baltimore City to provide, by law, for ~~eligibility criteria for the tax credit, the amount and duration of the tax credit,~~ certain regulations, requirements, limitations, criteria, and procedures, and any other provision necessary to carry out the tax ~~credit~~ exemption; providing for the application and termination of this Act; defining certain terms; and generally relating to property tax ~~credits for~~ exemptions for affordable and inclusionary housing in Baltimore City.

BY adding to
Article – Tax – Property
Section ~~9–304(g)~~ 7–504.1
Annotated Code of Maryland
(2001 Replacement Volume and 2006 Supplement)

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

Senate Bill 876 – Senator Stone

AN ACT concerning

~~Education – Suspected Child Abuse by Employee or Independent Contractor – Notice to Nonpublic Schools~~
Child Abuse and Neglect – Disclosure of Records to Nonpublic School Principals and Superintendents

FOR the purpose of ~~providing that certain provisions relating to the disclosure of a report or record of suspected child abuse to public schools be made applicable to private schools; designating which individuals in nonpublic schools are to receive certain reports or records~~ authorizing the disclosure of certain reports and records

concerning child abuse or neglect to certain nonpublic school officials under certain circumstances; providing for the effective date of certain provisions of this Act; providing for the termination of certain provisions of this Act; and generally relating to the disclosure of reports or records of suspected child abuse.

BY repealing and reenacting, with amendments,
Article 88A – Department of Human Resources
Section 6(b)(2)(vii)
Annotated Code of Maryland
(2003 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, without amendments,
Article – Human Services
Section 1–202(a)
Annotated Code of Maryland
(As enacted by Chapter _____ (S.B. 6) of the Acts of the General Assembly of 2007)

BY repealing and reenacting, with amendments,
Article – Human Services
Section 1–202(c)(1)(vii)
Annotated Code of Maryland
(As enacted by Chapter _____ (S.B. 6) of the Acts of the General Assembly of 2007)

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

Senate Bill 915 – Senator McFadden

AN ACT concerning

State Government – Maryland Veterans Commission – Membership

FOR the purpose of adding a member of the Colonial Chapter of the Paralyzed Veterans of America to the Maryland Veterans Commission; and generally relating to the Maryland Veterans Commission.

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–916
Annotated Code of Maryland
(2004 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government

Section 9–917
Annotated Code of Maryland
(2004 Replacement Volume and 2006 Supplement)

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

Senate Bill 926 – Senator Harris

AN ACT concerning

Harford County – Gaming – Political Fundraising

FOR the purpose of authorizing a political committee in Harford County to conduct a fundraiser at which prizes of money or merchandise are awarded in certain games of chance; requiring that a prize not exceed the amount otherwise allowed for a prize in the county; and generally relating to gaming and political fundraising in Harford County.

BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 13–1501(a), (b), (c), (d), and (e) and 13–1502
Annotated Code of Maryland
(2002 Volume and 2006 Supplement)

BY adding to
Article – Criminal Law
Section 13–1508.1
Annotated Code of Maryland
(2002 Volume and 2006 Supplement)

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

Senate Bill 961 – Senators Brinkley and Mooney

AN ACT concerning

Frederick County – Employees' Pension System – Alternate Contributory Pension Selection

FOR the purpose of allowing the employees of Frederick County who are members of the Employees' Pension System to become subject to the Alternate Contributory Pension Selection that alters the benefits those members receive and requires a certain member contribution; authorizing the purchase of service credit under certain circumstances; requiring Frederick County to pay for certain additional pension liabilities according to a certain amortization schedule approved by the

Board of Trustees for the State Retirement and Pension System; making this Act subject to a certain contingency; requiring the State Retirement Agency to verify certain information; and generally relating to participation in the Alternate Contributory Pension Selection part of the Employees' Pension System by certain employees of Frederick County.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 21–307(k), 23–221, and 23–307.2
Annotated Code of Maryland
(2004 Replacement Volume and 2006 Supplement)

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

Senate Bill 1033 – Senator Currie

AN ACT concerning

Tax Credits for Individuals Facing Employment Barriers – Sunset Extension

FOR the purpose of altering certain termination provisions and dates of applicability for certain tax credits allowed to employers that hire certain qualified employment opportunity employees or certain qualifying individuals with disabilities; repealing certain obsolete provisions of law; recodifying certain provisions relating to certain tax credits allowed to employers that hire certain qualified employment opportunity employees; providing for the termination of certain provisions of this Act; and generally relating to certain tax credits allowed to employers that hire certain qualified employees facing certain employment barriers.

BY repealing
Article 88A – Department of Human Resources
Section 54
Annotated Code of Maryland
(2003 Replacement Volume and 2006 Supplement)

BY repealing
Article – Tax – General
Section 8–213
Annotated Code of Maryland
(2004 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 8–410 and 10–704.3
Annotated Code of Maryland

(2004 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 6–105.1
Annotated Code of Maryland
(2003 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,
Chapter 492 of the Acts of the General Assembly of 1995, as amended by Chapter 10 of the Acts of the General Assembly of 1996, Chapters 598 and 599 of the Acts of the General Assembly of 1998, Chapter 448 of the Acts of the General Assembly of 2000, Chapter 454 of the Acts of the General Assembly of 2003, and Chapter 394 of the Acts of the General Assembly of 2006
Section 3

BY repealing and reenacting, with amendments,
Chapter 112 of the Acts of the General Assembly of 1997, as amended by Chapter 614 of the Acts of the General Assembly of 1998, Chapter 448 of the Acts of the General Assembly of 2000, Chapter 454 of the Acts of the General Assembly of 2003, and Chapter 394 of the Acts of the General Assembly of 2006
Section 4 and 6

BY repealing and reenacting, with amendments,
Chapter 113 of the Acts of the General Assembly of 1997, as amended by Chapter 614 of the Acts of the General Assembly of 1998, Chapter 448 of the Acts of the General Assembly of 2000, Chapter 454 of the Acts of the General Assembly of 2003, and Chapter 394 of the Acts of the General Assembly of 2006
Section 4 and 6

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

Senate Bill 871 – ~~Senator Currie~~ Senators Currie and Peters

AN ACT concerning

**Prince George's County – Property Tax Credit –
Kettering–Largo–Mitchellville Boys and Girls Club**

FOR the purpose of requiring the governing body of Prince George's County to grant a property tax credit against the county property tax imposed on real property that is owned by the Kettering–Largo–Mitchellville Boys and Girls Club; providing for

the application of this Act; and generally relating to a county property tax credit for property in Prince George's County owned by the Kettering–Largo–Mitchellville Boys and Girls Club.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–318(a)
Annotated Code of Maryland
(2001 Replacement Volume and 2006 Supplement)

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

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 136	The Speaker
HB 146	Del. Beitzel
HB 165	Del. Rosenberg
HB 420	Del. Stull
HB 442	Southern Maryland Del.
HB 613	Montgomery Co. Del.
HB 616	Cecil County Del.
HB 649	Cecil County Del.
HB 651	Cecil County Del.
HB 658	Cecil County Del.
HB 740	Del. Love
HB 770	Del. Haynes
HB 785	Del. Malone
HB 837	Del. McDonough
HB 875	Del. Lawton
HB 878	Del. Taylor
HB 968	Del. Ivey
HB 1001	Del. Vallario
HB 1109	Del. Ramirez
HB 1185	Ch., Econ Matters Co.
HB 1187	Ch., Econ Matters Co.
HB 1292	Ch., Envir. Mat. Com.
HB 1332	Del. Dumais
HB 1352	Ch., Envir. Mat. Com.
HB 1391	Harford County Del.

Read and ordered journalized.

THE COMMITTEE ON APPROPRIATIONS REPORT #14

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 543 – Senators Jones, Britt, Conway, Currie, Exum, Gladden, McFadden, Muse, Pugh, ~~and Rosapepe~~ Rosapepe, Garagiola, Brochin, Frosh, and Madaleno

AN ACT concerning

2007 Darfur Protection Act – Divestiture from the Republic of Sudan

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 1006 – Senator Klausmeier

AN ACT concerning

Redhouse Run Stormwater Systems Loan of 1984

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 1015 – Senator Raskin

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2006 – Montgomery County – Blair Baseball Field Improvements

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 1016 – Senator Britt

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2005 – Prince George's County – Langley Park Multi–Service Center

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 1032 – Senator Middleton

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2006 – Charles County – Black Box Theatre

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #20

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 115 – Senator Britt

AN ACT concerning

Prince George's County – Alcoholic Beverages – Class B–DD (Development District) License

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 247 – Senators Currie, Britt, Miller, Muse, Peters, Pinsky, and Rosapepe

AN ACT concerning

Prince George's County – Board of License Commissioners – Attorney Compensation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

Senate Bill 566 – Senators Miller, Astle, Garagiola, Kelley, Klausmeier, Middleton, and Pugh

AN ACT concerning

Public Utility Companies – Generating Stations – Wind

(Amendment ID: SB0566/483592/2)

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 566
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after "notices;" insert "requiring the Commission to report on certain matters to certain persons; providing for the construction of this Act; providing for the termination of a portion of this Act;".

AMENDMENT NO. 2

On page 3, in line 6, after "**1.**" insert "**THE GENERATING STATION IS LAND–BASED;**

2.";

and in lines 8 and 13, strike "**2.**" and "**3.**", respectively, and substitute "**3.**" and "**4.**", respectively.

On page 5, after line 3, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That on or before February 1 of each year, the Public Service Commission shall report to the Governor and, in accordance with § 2–1246 of the State Government Article, the Senate Finance Committee and the House Economic Matters Committee on:

(1) the number of applications for and the locations of wind–powered generating stations for which approval is sought under § 7–207.1(a)(1)(ii) of the Public Utility Companies Article, as enacted by this Act;

(2) the status of the applications and the extent to which the wind–powered generating stations have been constructed after obtaining approval from the Commission in accordance with this Act; and

(3) the status of any regulatory actions undertaken by other State or local agencies with respect to the wind–powered generating stations.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act may not be construed to limit the regulatory authority of any State or local agency with respect to matters relating to a wind–powered generating station that is exempt from the requirement to obtain a certificate of public convenience and necessity under §§ 7–207 and 7–208 of the Public Utilities Article.";

in line 4, strike "2." and substitute "4."; and in line 5, after "2007." insert "Section 2 of this Act shall remain effective for a period of 3 years and, at the end of June 30, 2010, with no further action required by the General Assembly, Section 2 of this Act 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 Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

Senate Bill 595 – Senator Garagiola

AN ACT concerning

Public Utility Companies – Net Energy Metering – Renewable Portfolio Energy Standard – Photovoltaic Power

(Amendment ID: SB0595/653891/1)

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 595
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Public Utility Companies" and substitute "Electricity"; in the same line, after "Renewable" insert "Energy"; in line 3, strike "Energy"; in the same line, strike "Photovoltaic Power" and substitute "Solar Energy"; strike beginning with "providing" in line 5 down through "facilities;" in line 7; in line 9, after "requiring" insert "the Public Service Commission to make a certain determination concerning dual metering for certain eligible customer–generators; providing"; in line 11, strike "Public Service"; in line 12, after "report" insert "to the General Assembly"; in line 13, after "program" insert "in the State"; strike beginning with "establishing" in line 13 down through "suppliers" in line 16 and substitute "altering a certain renewable portfolio standard by requiring that certain portions of electricity in the standard be derived from solar energy; extending the deadlines within the renewable energy portfolio standard for certain requirements; limiting the eligibility of certain energy for meeting the renewable energy portfolio standard in certain manners during certain periods; requiring certain credits to be offered for certain purposes in a certain manner"; in line 17, after "a" insert "certain"; in line 18, strike "required" and substitute "provided for"; in line 19, after "certain" insert "renewable energy portfolio"; in the same line, after "standard" insert "for energy"; in the same line, after "energy" insert "sources under certain circumstances"; in the same line, strike "a" and substitute "certain"; in line 20, strike "generator" and substitute "generators"; and in line 21, after "report;" insert "altering certain compliance fees to include fees for a shortfall from the requirement for solar energy within a certain time frame; authorizing an electricity supplier to request a delay in implementing certain requirements under certain circumstances; providing for the effect of a certain delay in certain requirements;".

On pages 1 and 2, strike beginning with "providing" in line 21 on page 1 down through "years;" in line 6 on page 2 and substitute "altering the use of a certain fund;

requiring certain fees to be accounted for and used in a certain manner; requiring the Maryland Energy Administration to report each year on certain matters; requiring certain electricity suppliers to enter into certain contracts for not less than a certain term of years;".

On page 2, in line 8, strike "Public Service"; in line 9, strike "with" and substitute "to have"; in the same line, strike "duties" and substitute "responsibilities"; in line 12, after "standards" insert "and procedures"; in line 15, after "a" insert "certain"; in the same line, after "report" insert "due on a certain date"; in the same line, strike "defining a certain term and"; in line 16, after "metering," insert "the"; in line 17, strike "portfolio"; in the same line, strike "standards" and substitute "portfolio standard"; in the same line, strike "photovoltaic power generation" and substitute "increasing the use of solar energy in the State"; in line 20, after "7–701" insert "(h)(2) and (m)"; in the same line, strike "through" and substitute "(b) and (d), 7–704,"; in the same line, strike "7–707," and substitute "7–706(c)(1), 7–707(f),"; in line 21, strike "7–712" and substitute "7–711"; strike in their entirety lines 24 through 28, inclusive; and in line 31, strike "7–714" and substitute "7–707(h)".

AMENDMENT NO. 2

On page 3, strike beginning with "**, OF**" in line 28 down through "**FACILITY**" in line 30.

On pages 6 and 7, strike beginning with "**FOR**" in line 30 on page 6 down through "**FACILITY**" in line 2 on page 7.

On pages 7 and 8, strike in their entirety the lines beginning with line 5 on page 7 through line 3 on page 8, inclusive.

On page 8, strike beginning with "(1)" in line 4 down through "electricity." in line 22.

On pages 8 through 10, strike in their entirety the lines beginning with line 25 on page 8 through line 7 on page 10, inclusive.

On page 10, strike beginning with the comma in line 11 down through "fertilizer" in line 15; and strike in its entirety line 17.

On pages 10 and 11, strike in their entirety the lines beginning with line 18 on page 10 through line 4 on page 11, inclusive.

On page 11, strike in their entirety lines 6 through 28, inclusive.

On pages 12 and 13, strike in their entirety the lines beginning with line 1 on page 12 through line 15 on page 13, inclusive, and substitute:

"(1) in 2006, 1% from Tier 1 renewable sources and 2.5% from Tier 2 renewable sources;

(2) in 2007, 1% from Tier 1 renewable sources and 2.5% from Tier 2 renewable sources;

(3) in 2008, **[**2%**] 2.005%** from Tier 1 renewable sources**, INCLUDING AT LEAST 0.005% DERIVED FROM SOLAR ENERGY,** and 2.5% from Tier 2 renewable sources;

(4) in 2009, **[**2%**] 2.01%** from Tier 1 renewable sources**, INCLUDING AT LEAST 0.01% DERIVED FROM SOLAR ENERGY,** and 2.5% from Tier 2 renewable sources;

(5) in 2010, **[**3%**] 3.025%** from Tier 1 renewable sources**, INCLUDING AT LEAST 0.025% DERIVED FROM SOLAR ENERGY,** and 2.5% from Tier 2 renewable sources;

(6) in 2011, **[**3%**] 3.04%** from Tier 1 renewable sources**, INCLUDING AT LEAST 0.04% DERIVED FROM SOLAR ENERGY,** and 2.5% from Tier 2 renewable sources;

(7) in 2012, **[**4%**] 4.06%** from Tier 1 renewable sources**, INCLUDING AT LEAST 0.06% DERIVED FROM SOLAR ENERGY,** and 2.5% from Tier 2 renewable sources;

(8) in 2013, **[**4%**] 4.1%** from Tier 1 renewable sources**, INCLUDING AT LEAST 0.1% DERIVED FROM SOLAR ENERGY,** and 2.5% from Tier 2 renewable sources;

(9) in 2014, **[**5%**] 5.15%** from Tier 1 renewable sources**, INCLUDING AT LEAST 0.15% DERIVED FROM SOLAR ENERGY,** and 2.5% from Tier 2 renewable sources;

(10) in 2015, **[**5%**]** **5.25%** from Tier 1 renewable sources**, INCLUDING AT LEAST 0.25% DERIVED FROM SOLAR ENERGY,** and 2.5% from Tier 2 renewable sources;

(11) in 2016, **[**6%**]** **6.35%** from Tier 1 renewable sources**, INCLUDING AT LEAST 0.35% DERIVED FROM SOLAR ENERGY,** and 2.5% from Tier 2 renewable sources;

(12) in 2017, **[**6%**]** **6.55%** from Tier 1 renewable sources**, INCLUDING AT LEAST 0.55% DERIVED FROM SOLAR ENERGY,** and 2.5% from Tier 2 renewable sources;

(13) in 2018, **[**7%**]** **7.9%** from Tier 1 renewable sources**, INCLUDING AT LEAST 0.9% DERIVED FROM SOLAR ENERGY,** and 2.5% from Tier 2 renewable sources; **[**and**]**

(14) in 2019 **[**and later, 7.5%**]**, **8.7%** from Tier 1 renewable sources**, INCLUDING AT LEAST 1.2% DERIVED FROM SOLAR ENERGY,** and 0% from Tier 2 renewable sources**;**

(15) IN 2020, 9% FROM TIER 1 RENEWABLE SOURCES, INCLUDING AT LEAST 1.5% DERIVED FROM SOLAR ENERGY, AND 0% FROM TIER 2 RENEWABLE SOURCES;

(16) IN 2021, 9.35% FROM TIER 1 RENEWABLE SOURCES, INCLUDING AT LEAST 1.85% DERIVED FROM SOLAR ENERGY, AND 0% FROM TIER 2 RENEWABLE SOURCES; AND

(17) IN 2022 AND LATER, 9.5% FROM TIER 1 RENEWABLE SOURCES, INCLUDING AT LEAST 2% DERIVED FROM SOLAR ENERGY, AND 0% FROM TIER 2 RENEWABLE SOURCES.".

On page 13, after line 31, insert:

"**(2) (I) 1. EXCEPT AS PROVIDED IN SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH, ENERGY FROM A TIER 1 RENEWABLE SOURCE UNDER § 7–701(L)(1) OF THIS SUBTITLE IS ELIGIBLE FOR INCLUSION IN MEETING THE RENEWABLE ENERGY PORTFOLIO STANDARD ONLY IF THE SOURCE IS CONNECTED WITH THE ELECTRIC DISTRIBUTION GRID SERVING MARYLAND.**

2. ON OR BEFORE DECEMBER 31, 2011, ENERGY FROM A TIER 1 RENEWABLE SOURCE UNDER § 7–701(L)(1) OF THIS SUBTITLE THAT IS NOT CONNECTED WITH THE ELECTRIC DISTRIBUTION GRID SERVING MARYLAND IS ELIGIBLE FOR INCLUSION IN MEETING THE RENEWABLE ENERGY PORTFOLIO STANDARD ONLY IF OFFERS FOR SOLAR CREDITS FROM MARYLAND GRID SOURCES ARE NOT MADE TO THE ELECTRICITY SUPPLIER THAT WOULD SATISFY REQUIREMENTS UNDER THE STANDARD AND ONLY TO THE EXTENT THAT SUCH OFFERS ARE NOT MADE.

(II) IF THE OWNER OF A SOLAR GENERATING SYSTEM IN THIS STATE CHOOSES TO SELL SOLAR RENEWABLE ENERGY CREDITS FROM THAT SYSTEM, THE OWNER MUST FIRST OFFER THE CREDITS FOR SALE TO AN ELECTRICITY SUPPLIER OR ELECTRIC COMPANY THAT SHALL APPLY THEM TOWARD COMPLIANCE WITH THE RENEWABLE ENERGY PORTFOLIO STANDARD UNDER § 7–703 OF THIS SUBTITLE.".

On page 14, in lines 1 and 5, strike "(2)" and "(3)", respectively, and substitute "**(3)**" and "**(4)**", respectively; in lines 1 and 28, in each instance, strike the bracket; in line 2, strike "**7–701(L)(7)**"; in line 3, after "portfolio" insert "**STANDARD**"; in line 12, after "standard" insert a comma; in the same line, after "service" insert "**, IF THE MARYLAND ENERGY ADMINISTRATION AND THE MARYLAND DEPARTMENT OF AGRICULTURE DETERMINE THAT THERE IS A SUFFICIENT QUANTITY OF POULTRY LITTER AVAILABLE FOR THE ECONOMIC VIABILITY OF ANY EXISTING AND OPERATING ENTITY THAT IS SITED ON THE DELMARVA PENINSULA AND THAT, AS OF JULY 1, 2004, PROCESSED AND PASTEURIZED CHICKEN LITTER AS FERTILIZER**"; and in line 28, strike "**7–701(L)(3)**".

On page 15, in line 27, strike the first bracket; in the same line, strike "**],**"; and in the same line, strike "**, OR TIER 3**".

On page 16, in line 4, strike the first bracket; in the same line, strike "**],**"; and in the same line, strike "**, OR TIER 3**".

On page 17, strike beginning with "**FOR**" in line 2 down through "**SOURCES**" in line 3; in line 8, after "sources" insert "**OTHER THAN THE SHORTFALL FROM THE REQUIRED TIER 1 RENEWABLE SOURCES THAT IS TO BE DERIVED FROM SOLAR ENERGY**"; in the same line, strike "and"; after line 8, insert:

"**(II) THE FOLLOWING AMOUNTS FOR EACH KILOWATT–HOUR OF SHORTFALL FROM REQUIRED TIER 1 RENEWABLE SOURCES THAT IS TO BE DERIVED FROM SOLAR ENERGY:**

1. 45 CENTS IN 2008;

2. 40 CENTS IN 2009 AND 2010;

3. 35 CENTS IN 2011 AND 2012;

4. 30 CENTS IN 2013 AND 2014;

5. 25 CENTS IN 2015 AND 2016;

6. 20 CENTS IN 2017 AND 2018;

7. 15 CENTS IN 2019 AND 2020;

8. 10 CENTS IN 2021 AND 2022; AND

9. 5 CENTS IN 2023 AND LATER; AND";

in line 9, strike "(ii)" and substitute "**(III)**"; and in lines 12 and 13, strike "**AND TIER 3**".

On pages 17 and 18, strike in their entirety the lines beginning with line 22 on page 17 through line 14 on page 18, inclusive.

On page 18, in lines 15 and 18, in each instance, strike the bracket; in lines 15 and 18, strike "**(D)**" and "**(E)**", respectively; in line 22, strike "**(F)**" and substitute "**(E)**"; strike beginning with "**TIER**" in line 22 down through "**STANDARD**" in line 23; in line 23, strike "**UNDER**" and substitute "**OF**"; in the same line, strike "**TITLE**" and substitute "**SUBTITLE**"; in line 24, strike "**COSTS**" and substitute "**COST**"; in line 26, strike "**3**" and substitute "**1**"; in the same line, after "**CREDITS**" insert "**DERIVED FROM SOLAR ENERGY**"; and in the same line, strike "**ONE**" and substitute "**1**".

On page 19, in line 6, after "**PERCENTAGES**" insert "**FOR SOLAR ENERGY**"; in line 7, strike "**IN TIER 3**"; in lines 9, 22, and 31, in each instance, strike "**TIER 3**" and substitute "**SOLAR ENERGY**"; and in line 25, strike "**TIER 3**" and substitute "**SOLAR**".

On page 20, in line 2, strike "**TIER 3**" and substitute "**SOLAR**"; and strike in their entirety lines 7 through 28, inclusive.

On page 21, strike in their entirety lines 1 through 15, inclusive.

On pages 21 and 22, strike in their entirety the lines beginning with line 17 on page 21 through line 2 on page 22, inclusive.

On page 22, in line 3, after "(1)" insert "**(I)**"; strike beginning with "**IN**" in line 3 down through "**SUBSECTION**" in line 4 and substitute "**SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH**"; in line 5, strike "**AND TIER 3**"; strike in their entirety lines 6 through 13, inclusive, and substitute:

"**(II) COMPLIANCE FEES PAID UNDER § 7–705(B)(1)(II) OF THIS SUBTITLE SHALL BE ACCOUNTED FOR SEPARATELY WITHIN THE FUND AND MAY BE USED ONLY TO MAKE LOANS AND GRANTS TO SUPPORT THE CREATION OF NEW SOLAR ENERGY SOURCES IN THE STATE.**";

in lines 14, 16, and 20, in each instance, strike the bracket; in lines 14, 16, and 20, strike "**(3)**", "**(4)**", and "**(5)**", respectively; strike in their entirety lines 25 through 27, inclusive; and after line 27, insert:

"**(H) (1) ON OR BEFORE FEBRUARY 1 OF EACH YEAR, THE ADMINISTRATION, IN CONSULTATION WITH THE COMMISSION, SHALL REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY, ON THE STATUS OF THE FUND.**

(2) THE REPORT SHALL INCLUDE:

(I) ALL AMOUNTS RECEIVED BY AND DISBURSED FROM THE FUND;

(II) ALL AMOUNTS USED BY THE ADMINISTRATION AND THE COMMISSION FOR ADMINISTRATIVE PURPOSES;

(III) THE EVALUATION CRITERIA USED BY THE ADMINISTRATION IN MAKING LOANS AND GRANTS FROM THE FUND AND IN SELECTING RECIPIENTS OF THOSE LOANS AND GRANTS;

(IV) THE NUMBER AND AMOUNTS OF LOANS AND GRANTS MADE IN THE PRECEDING CALENDAR YEAR;

(V) THE STATUS OF LOANS PENDING AS OF THE END OF THE PRECEDING CALENDAR YEAR;

(VI) THE ALLOCATION OF DISBURSEMENTS FOR DEVELOPMENT OF NEW SOLAR AND OTHER TIER 1 RENEWABLE SOURCES;

(VII) THE PROJECTED RECEIPTS OF THE FUND IN THE CURRENT CALENDAR YEAR; AND

(VIII) PLANS FOR THE USE OF RESOURCES OF THE FUND IN THE CURRENT CALENDAR YEAR.".

On pages 22 and 23, strike in their entirety the lines beginning with line 28 on page 22 through line 25 on page 23, inclusive.

On page 24, in line 2, after "**(1)**" insert "**(I)**"; in line 3, strike "**TIER 3**" and substitute "**SOLAR**"; in line 4, after "**THE**" insert "**SOLAR COMPONENT OF THE**"; in the same line, strike "**3**" and substitute "**1**"; in lines 5 and 6, strike "**TIER 3**" and substitute "**SOLAR**"; after line 6, insert:

"**(II) THE MINIMUM REQUIRED TERM UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH DOES NOT AFFECT THE ABILITY OF THE PARTIES TO NEGOTIATE A PRICE FOR A SOLAR RENEWABLE ENERGY CREDIT THAT VARIES OVER TIME IN ANY MANNER.**";

in line 7, strike "**TIER 3**" and substitute "**SOLAR**"; strike in their entirety lines 13 through 15, inclusive; in line 16, strike "**2.**" and substitute "**1.**"; in line 18, strike "**TIER 3 RENEWABLE ENERGY**"; in lines 19 and 20, strike "**A MINIMUM 15–YEAR PRODUCTION PERIOD**" and substitute "**THE DURATION OF THE CONTRACT; AND**

2. DETERMINE THE RATE FOR A PAYMENT MADE TO A RENEWABLE ON–SITE GENERATOR UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH".

On page 25, in line 17, strike the first bracket; in the same line, strike "**],**"; in the same line, strike "**, AND TIER 3**"; strike in their entirety lines 18 through 23, inclusive, and substitute:

"7–711.

(A) The Commission has the same power and authority with respect to an electricity supplier under this subtitle that the Commission has with respect to any public service company under this article for the purposes of investigating and examining the electricity supplier to determine compliance with this subtitle and with other applicable law.";

in line 24, strike "**THE**" and substitute "**(B) (1) BEGINNING JANUARY 1, 2008, THE**"; in lines 25 and 26, strike "**: (1)**"; in lines 26 and 27, strike "**RENEWABLE ENERGY PORTFOLIO**"; in line 27, strike "**FOR**" and substitute "**OF**"; in the same line, strike "**3**" and substitute "**1**"; and in the same line, strike the semicolon and substitute "**THAT ARE TO BE DERIVED FROM SOLAR ENERGY.**".

On page 26, strike in their entirety lines 1 through 8, inclusive, and substitute:

"**(2) THE INDIVIDUAL DESIGNATED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL:**

(I) DEVELOP THE PROGRAM FOR THE REQUIREMENTS FOR TIER 1 RENEWABLE SOURCES DERIVED FROM SOLAR ENERGY;

(II) PROVIDE EDUCATION AND OUTREACH TO PROMOTE THE USE OF SOLAR ENERGY; AND

(III) MAKE POLICY RECOMMENDATIONS TO THE COMMISSION REGARDING IMPROVING THE STATE'S USE OF SOLAR ENERGY, INCLUDING THE DEVELOPMENT OF CLEAR, SIMPLE, AND STRAIGHTFORWARD FORMS, REQUIREMENTS, AND PROCEDURES TO FACILITATE PARTICIPATION BY HOMEOWNERS AND SMALL BUSINESSES IN DEPLOYMENT OF SOLAR GENERATION IN THE STATE.".

On page 27, in line 3, after "of" insert "Section 1 of"; in line 19, strike "provisions"; and in line 28, after "renewable" insert "energy".

On page 28, in line 4, strike "provisions" and substitute "standard"; in line 5, after "That" insert "Sections 1 and 4 of"; and after line 6, insert:

"SECTION 7. AND BE IT FURTHER ENACTED, That, except as provided in Section 6 of this Act, this Act shall take effect July 1, 2007.".

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, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 765 – Senator Exum

EMERGENCY BILL

AN ACT concerning

Workers' Compensation Insurance – Notice – Premiums

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 844 – Carroll County Senators

AN ACT concerning

Carroll County – Regulation of Pawnbrokers and Secondhand ~~Precious~~ Metal ~~Object~~ Dealers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

Senate Bill 864 – Senator Middleton

AN ACT concerning

Voice Over Internet Protocol Service ~~and Internet Protocol–Enabled Service~~

(Amendment ID: SB0864/693099/1)

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 864
(Third Reading File Bill)

On page 1, in line 7, strike "consumer" and substitute "customer".

On page 3, in line 23, strike "**PURVIEW**" and substitute "**AUTHORITY**".

On page 4, in line 2, after "**THAT**" insert "**COMPLAINTS ABOUT**"; and strike beginning with "**IS**" in line 2 down through the first "**OF**" in line 3 and substitute "**MAY BE FILED WITH**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #26

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 1175 – Delegate Davis

AN ACT concerning

Charter Counties – Express Powers – Agreements to Purchase Easements to Restrict Development

(Amendment ID: HB1175/270217/1)

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1175
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Charter"; in the same line, strike "Express Powers – Agreements to"; strike beginning with "Easements" in line 2 down through "Restrict" in line 3 and substitute "of"; in line 3, after "Development" insert "Rights"; in line 4, strike "charter"; in the same line, strike "a certain" and substitute "an"; in line 5, strike "an easement to restrict"; in the same line, after "development" insert "rights under certain circumstances"; strike beginning with "the" in line 5 down through "charter" in line 6 and substitute "a"; in line 10, strike the first "certain"; strike beginning with "that" in line 15 down through "rule" in line 16 and substitute "for the application of this Act"; in line 17, strike "agreements to" and substitute "the"; in the same line, strike "easements to restrict" and substitute "of"; in lines 17 and 18, strike "entered into by charter" and substitute "rights by"; in line 20, strike "25A – Chartered Counties of Maryland" and substitute "24 – Political Subdivisions – Miscellaneous Provisions"; in line 21, strike "5(GG)" and substitute "20–101 and 20–102 to be under the new title "Title 20. Purchase of Development Rights""; and strike line 24 in its entirety.

On page 2, strike in their entirety lines 1 through 4, inclusive.

AMENDMENT NO. 2

On page 2, in line 7, strike "25A – Chartered Counties of Maryland" and substitute "24 – Political Subdivisions – Miscellaneous Provisions"; after line 7, insert:

"**TITLE 20. PURCHASE OF DEVELOPMENT RIGHTS.**

20–101.

THIS TITLE APPLIES ONLY IN:

(1) ANNE ARUNDEL COUNTY;

(2) BALTIMORE COUNTY;

(3) HOWARD COUNTY; AND

(4) PRINCE GEORGE'S COUNTY.

20–102.";

strike in their entirety lines 8 through 11, inclusive; in line 12, strike "**(GG) (1)**" and substitute "**(A)**"; strike beginning with "**TO**" in line 12 down through "**DEVELOPMENT**" in line 13 and substitute "**A COUNTY MAY ENTER INTO AN AGREEMENT TO PURCHASE DEVELOPMENT RIGHTS**"; in lines 14, 17, and 24, strike "**(2)**", "**(3)**", and "**(4)**", respectively, and substitute "**(B)**", "**(C)**", and "**(D)**", respectively; in line 14, strike "**SUBSECTION, THE**" and substitute "**TITLE, A**"; in line 15, strike "**COUNCIL**"; in line 16, strike the second "**THE**" and substitute "**AN**"; in the same line, after "**AGREEMENT**" insert "**AUTHORIZED UNDER THIS TITLE**"; in lines 17 and 18, strike "**BY THIS SUBSECTION**" and substitute "**UNDER THIS TITLE**"; in lines 19 and 22, strike "**(I)**" and "**(II)**", respectively, and substitute "**(1)**" and "**(2)**", respectively; in line 25, strike "**BY THIS SUBSECTION**" and substitute "**UNDER THIS TITLE**"; and in line 26, strike "**(I)**" and substitute "**(1)**".

On page 3, in line 1, strike "**(II)**" and substitute "**(2)**"; in lines 4 and 8, strike "**(5)**" and "**(6)**", respectively, and substitute "**(E)**" and "**(F)**", respectively; in line 5, strike "**SUBSECTION**" and substitute "**TITLE**"; in line 8, strike "**BY THIS SUBSECTION**" and substitute "**UNDER THIS TITLE**"; in line 10, strike the comma and substitute "**OR**"; in line 11, strike "**POLITICAL SUBDIVISION**" and substitute "**COUNTY**"; and strike in their entirety lines 12 through 20, inclusive.

AMENDMENT NO. 3

On page 3, in line 22, strike "October" and substitute "June".

The preceding 3 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 Environmental Matters reported favorably with amendments:

Senate Bill 396 – Senators Gladden, Della, Conway, Jones, McFadden, ~~and Pugh~~ Pugh, Frosh, and Stone

AN ACT concerning

Ground Rents – Remedy for Nonpayment of Ground Rent

(Amendment ID: SB0396/450612/1)

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 396
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Remedy" and substitute "Remedies"; in line 3, strike "repealing" and substitute "applying"; in line 4, after "rent" insert "to certain property"; in line 8, after "rent" insert "on certain residential property"; and in line 15, after "application" insert ", effect,"; in the same line, after "Act;" insert "clarifying the application of certain provisions of law prohibiting the creation of certain reversionary interests under certain ground leases or subleases; providing that certain provisions of law authorizing a certain action for possession do not apply to certain actions for nonpayment of ground rent;".

On page 2, in line 1, strike "8–402.2 and"; in line 6, strike "8–402.2" and substitute "8–402.3"; in line 11, after "Section" insert "8–402.2,"; in the same line, after "8–111.1" insert a comma; and after line 13, insert:

"BY repealing and reenacting, with amendments,
Article – Real Property
Section 8–111.2
Annotated Code of Maryland
(As enacted by Chapter 1 of the Acts of the General Assembly of 2007)".

AMENDMENT NO. 2

On page 2, in line 17, strike the bracket; and after line 17, insert:

"**(A) (1) THIS SECTION APPLIES TO PROPERTY:**

(I) LEASED FOR BUSINESS, COMMERCIAL, MANUFACTURING, MERCANTILE, OR INDUSTRIAL PURPOSES, OR ANY OTHER PURPOSE THAT IS NOT PRIMARILY RESIDENTIAL;

(II) IMPROVED OR TO BE IMPROVED BY ANY APARTMENT, CONDOMINIUM, COOPERATIVE, OR OTHER BUILDING FOR MULTIFAMILY USE OF GREATER THAN FOUR DWELLING UNITS; OR

(III) LEASED FOR DWELLINGS OR MOBILE HOMES THAT ARE ERECTED OR PLACED IN A MOBILE HOME DEVELOPMENT OR MOBILE HOME PARK.

(2) THIS SECTION DOES NOT APPLY TO RESIDENTIAL PROPERTY THAT IS OR WAS USED, INTENDED TO BE USED, OR AUTHORIZED TO BE USED FOR FOUR OR FEWER DWELLING UNITS.".

On page 2 in lines 18 and 29, and on page 3 in line 21, strike "(a)", "(b)", and "(c)", respectively, and substitute "**(B)**","**(C)**", and "**(D)**", respectively.

On page 3, in line 13, strike "(b)" and substitute "**(C)**"; and in line 26, before "(d)" insert an opening bracket.

On page 5, in line 16, strike "**8–402.2.**" and substitute "**8–402.3.**".

On page 12, in line 17, strike "**§ 8–402.2**" and substitute "**§ 8–402.3**"; and in line 21, strike "**§ 8–402.2(E)**" and substitute "**§ 8–402.3(E)**".

On pages 13 and 14, strike in their entirety the lines beginning with line 31 on page 13 through line 2 on page 14, inclusive.

On page 14, in line 8, after "**RENT**" insert "**UNDER A GROUND LEASE ON RESIDENTIAL PROPERTY THAT IS OR WAS USED, INTENDED TO BE USED, OR AUTHORIZED TO BE USED FOR FOUR OF FEWER DWELLING UNITS**".

AMENDMENT NO. 3

On page 11, in line 10, strike "**ENTRY OF THE JUDGMENT**" and substitute "**THE FILING OF THE STATEMENT OF LIEN IN THE LAND RECORDS**".

AMENDMENT NO. 4

On page 13, in line 11, before the third "**THE**" insert "**:**

(I) FOR A REDEEMABLE GROUND RENT,";

in line 14, after "**LEASE**" insert "**; AND**

(II) FOR AN IRREDEEMABLE GROUND RENT, THE AMOUNT OF THE LIEN AND THE PURCHASER SHALL TAKE TITLE TO THE PROPERTY SUBJECT TO THE GROUND LEASE";

and in line 16, after "**THE**" insert "**REDEEMABLE**".

AMENDMENT NO. 5

On page 14, after line 2, insert:

"8–111.2.

(A) THIS SECTION DOES NOT APPLY TO PROPERTY:

(1) LEASED FOR BUSINESS, COMMERCIAL, MANUFACTURING, MERCANTILE, OR INDUSTRIAL PURPOSES, OR ANY OTHER PURPOSE THAT IS NOT PRIMARILY RESIDENTIAL;

(2) IMPROVED OR TO BE IMPROVED BY ANY APARTMENT, CONDOMINIUM, COOPERATIVE, OR OTHER BUILDING FOR MULTIFAMILY USE OF GREATER THAN FOUR DWELLING UNITS; OR

(3) LEASED FOR DWELLINGS OR MOBILE HOMES THAT ARE ERECTED OR PLACED IN A MOBILE HOME DEVELOPMENT OR MOBILE HOME PARK.

(B) On or after January 22, 2007, the owner of a fee simple or leasehold estate in residential property that is **OR WAS** used, intended to be used, or authorized to be used for four or fewer dwelling units may not create a reversionary interest in the property under a ground lease or a ground sublease for a term of years renewable forever subject to the payment of a periodic ground rent.".

The preceding 5 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 Environmental Matters reported favorably:

Senate Bill 397 – Senators Gladden, Della, McFadden, and Pugh

AN ACT concerning

Ground Rents – Conversion of Irredeemable Ground Rents

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 398 – Senators Gladden, Della, Conway, McFadden, ~~and Pugh~~ Pugh, Stone, and Raskin

AN ACT concerning

Ground Rents – Notices Regarding Ground Leases on Residential Property

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 440 – Senators Colburn and Pipkin

AN ACT concerning

Mid–Shore Regional Council – Membership ~~– Immunity~~

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 441 – Senators Colburn and Stoltzfus

AN ACT concerning

Tri–County Council for the Lower Eastern Shore of Maryland – Membership – ~~Immunity~~

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

Senate Bill 622 – ~~Senator Gladden~~ Senators Gladden and Stone

AN ACT concerning

Ground Rents – ~~Limitation of Actions –~~ Registry of Properties Subject to Ground Leases

(Amendment ID: SB0622/940519/1)

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 622
(Third Reading File Bill)

AMENDMENT NO. 1

On page 5, strike beginning with the colon in line 16 down through "**AN**" in line 17 and substitute "**AN**"; and strike beginning with the semicolon in line 17 down through "**LEASES**" in line 19.

AMENDMENT NO. 2

On page 11, in line 4, strike "**MAY**" and substitute "**ONCE THE GROUND LEASE EXTINGUISHMENT CERTIFICATE HAS BEEN FILED, MAY**".

AMENDMENT NO. 3

On page 11, in line 14, after "**FUND**" insert "**AND SHALL HELP DEFRAY THE COSTS OF THE REGISTRY CREATED UNDER THIS SUBTITLE**".

AMENDMENT NO. 4

On page 11, in line 20, strike "semiannual" and substitute "annual".

On page 11 in line 27, and on page 12 in line 1, in each instance, after "notification" insert ", by electronic and other means,".

The preceding 4 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 Environmental Matters reported favorably:

Senate Bill 623 – ~~Senator Gladden~~ Senators Gladden and Stone

AN ACT concerning

Ground Rents – Redemption

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 755 – Senator Gladden

AN ACT concerning

Ground Rents – Property Owned by Baltimore City – Reimbursement for Expenses – Notices

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #27

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 424 – Delegates Weir, Aumann, Boteler, McConkey, and Stull

AN ACT concerning

Lead Risk Reduction – Acquisition of Property – Compliance Requirements

(Amendment ID: HB0424/220112/1)

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 424
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike "authorizing" and substitute "requiring"; in line 12, strike "met" and substitute "satisfied"; and in line 18, strike "providing for the application of this Act;".

AMENDMENT NO. 2

On page 3, in line 17, strike "**MAY**" and substitute "**SHALL**".

On page 4, in line 11, strike "**MAY**" and substitute "**SHALL**".

AMENDMENT NO. 3

On page 5, in line 22, strike "**AFFECTED**"; in the same line, after "**OCCUPIED**" insert "**AFFECTED**"; in line 25, after "**(3)**" insert "**(I)**"; and in the same line, after "**$200**" insert "**FOR EACH OCCUPIED AFFECTED PROPERTY AND EACH OCCUPIED UNIT IN A MULTIFAMILY AFFECTED PROPERTY, NOT TO EXCEED $6,000,**".

AMENDMENT NO. 4

On page 6, in line 1, strike "**THE**" and substitute "**WITHIN 20 DAYS OF RECEIPT OF THE APPLICATION FOR A COMPLIANCE PLAN, THE**"; strike beginning with "**APPROVE**" in line 1 down through "**PLAN**" in line 3 and substitute "**:**

(I) APPROVE THE COMPLIANCE PLAN, IN WHOLE OR IN PART;

(II) DENY THE COMPLIANCE PLAN, IN WHOLE OR IN PART; OR

(III) REQUEST ADDITIONAL INFORMATION";

in line 5, strike "**NONCOMPLIANT**"; after line 6, insert:

"**(I) FAILURE TO SUBMIT OR TIMELY SUBMIT A COMPLETE APPLICATION;**

(II) FAILURE TO SUBMIT OR TIMELY SUBMIT INFORMATION REQUESTED BY THE DEPARTMENT;";

in lines 7, 10, 12, and 14, strike "**(I)**", "**(II)**", "**(III)**", and "**(IV)**", respectively, and substitute "**(III)**", "**(IV)**", "**(V)**", and "**(VI)**", respectively; in line 16, after "**(D)**" insert "**(1) THIS SUBSECTION APPLIES TO AN OCCUPIED AFFECTED PROPERTY IN WHICH A PERSON AT RISK DOES NOT RESIDE.**

(2)";

in line 18, after "**DEPARTMENT**" insert "**AN INSPECTION REPORT AS**"; in line 19, strike "**MET**" and substitute "**SATISFIED**"; in line 20, strike "**NONCOMPLIANT**" and substitute "**OCCUPIED**"; in line 21, after "**PROPERTY**" insert "**THAT HAS NOT SATISFIED THE REQUIREMENTS OF § 6–815, § 6–817, OR § 6–819 OF THIS SUBTITLE**"; in the same line, strike "**IN WHICH A PERSON AT RISK DOES NOT RESIDE**"; in the same line, after "**WITHIN**" insert "**THE FOLLOWING**"; in line 22, strike "**SPECIFIED IN REGULATIONS ADOPTED BY THE DEPARTMENT**" and substitute "**:**

(1) WITHIN 30 DAYS AFTER TRANSFER OF LEGAL TITLE FOR A TRANSFEREE ACQUIRING 1 OCCUPIED AFFECTED PROPERTY;

(2) WITHIN 90 DAYS AFTER THE TRANSFER OF LEGAL TITLE FOR A TRANSFEREE ACQUIRING 2 TO 5 OCCUPIED AFFECTED PROPERTIES;

(3) WITHIN 135 DAYS AFTER THE TRANSFER OF LEGAL TITLE FOR A TRANSFEREE ACQUIRING 6 TO 10 OCCUPIED AFFECTED PROPERTIES;

(4) WITHIN 180 DAYS AFTER THE TRANSFER OF LEGAL TITLE FOR A TRANSFEREE ACQUIRING MORE THAN 10 OCCUPIED AFFECTED PROPERTIES";

in line 23, after "**(E)**" insert "**(1) THIS SUBSECTION APPLIES TO AN OCCUPIED AFFECTED PROPERTY IN WHICH A PERSON AT RISK RESIDES.**

(2)";

in line 24, after "**DEPARTMENT**" insert "**AN INSPECTION REPORT AS**"; in line 26, strike "**MET**" and substitute "**SATISFIED**"; in line 27, strike "**NONCOMPLIANT**" and substitute "**OCCUPIED**"; and strike beginning with "**IN**" in line 27 down through "**RESIDES**" in line 28 and substitute "**THAT HAS NOT SATISFIED THE REQUIREMENTS OF § 6–815, § 6–817, OR § 6–819 OF THIS SUBTITLE**".

AMENDMENT NO. 5

On page 7, in line 1, after "**PLAN**" insert "**FOR AN OCCUPIED AFFECTED PROPERTY**"; in line 2, strike "**A NONCOMPLIANT**" and substitute "**THE OCCUPIED**"; in the same line, after "**PROPERTY**" insert "**SUBJECT TO THE COMPLIANCE PLAN**"; in line 5, strike "**AND**"; in line 6, strike "**SUBSEQUENT TO**" and substitute "**PRIOR TO OR WITHIN 15 DAYS OF**"; in line 7, strike "**ALL TENANTS HAVE BEEN PROVIDED**" and substitute "**THE TRANSFEREE PROVIDED THE TENANTS OF THE OCCUPIED PROPERTIES**"; in line 9, after "**SUBTITLE**" insert "**; AND**

(3) A STATEMENT CERTIFYING THAT WITHIN 15 DAYS OF TRANSFER OF LEGAL TITLE, THE TRANSFEREE REGISTERED THE OCCUPIED AFFECTED PROPERTIES WITH THE DEPARTMENT IN ACCORDANCE WITH §§ 6–811 AND 6–812 OF THIS SUBTITLE";

in line 11, after "**PLAN**" insert "**OR REQUIRED IN SUBSECTION (F) OF THIS SECTION**"; in line 17, strike "**SUBSECTION**" and substitute "**SUBSECTIONS (H) AND**"; in the same line, strike "**AFTER**" and substitute "**IF**"; strike beginning with "**THE**" in line 18 down through "**THE**" in line 19 and substitute "**AN**"; in line 19, after "**PROPERTY**" insert "**SUBJECT TO THE COMPLIANCE PLAN**"; in the same line, strike the colon and substitute "**BE CONSIDERED IN COMPLIANCE WITH § 6–815, § 6–817, AND § 6–819 OF THIS SUBTITLE AS OF THE DAY OF THE DATE OF TRANSFER.**"; strike in their entirety lines 20 through 24, inclusive; in line 25, strike the second "**THE**" and substitute "**AN OCCUPIED**"; in the same line, after "**PROPERTY**" insert "**THAT DOES NOT SATISFY THE REQUIREMENTS OF § 6–815, § 6–817, OR § 6–819 OF THIS SUBTITLE**"; in line 26, strike "**PERSON**" and substitute "**AFFECTED PROPERTY**"; and in line 27, after "**NONCOMPLIANT**" insert "**WITH § 6–815 OF THIS TITLE**".

AMENDMENT NO. 6

On page 8, strike in their entirety lines 16 through 18, inclusive; and in line 19, strike "3." and substitute "2.".

The preceding 6 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 Environmental Matters reported favorably with amendments:

House Bill 1020 – Delegates Oaks, Glenn, Hubbard, Morhaim, and Rosenberg

AN ACT concerning

Lead Poisoning Prevention Act of 2007

(Amendment ID: HB1020/600017/1)

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1020
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "an" in line 3 down through "circumstances" in line 4 and substitute "a certain application form for a contractor license to require a certain lead paint abatement accreditation number and accreditation expiration date if the applicant provides certain lead paint abatement services"; strike beginning with "proof" in line 6 down through "requirements" in line 7 and substitute "a certain lead paint abatement accreditation number and expiration date if the licensee performs certain lead paint abatement services"; strike beginning with "clarifying" in line 8 down through "household;" in line 14; in line 15, after "tenant," insert "under certain circumstances"; in line 17, after "amount;" insert "providing that an owner may provide certain information to a tenant in response to a certain request;"; and in line 18, after "circumstances;" insert "providing that certain actions, inaction, or findings may not be construed to have any effect on any civil action or any administrative proceeding brought under certain provision of law;".

On page 2, in line 3, strike "8–302.2" and substitute "8–303(a) and (b)"; in line 8, strike ", (r), and (s), 6–815(a) and (b), 6–839, and 6–840"; and strike in their entirety lines 11 through 15, inclusive.

AMENDMENT NO. 2

On page 4, strike in their entirety lines 9 through 25, inclusive, and substitute:

"8–303.

(a) (1) An applicant for a license shall:

(i) submit to the Commission an application on the form that the Commission provides;

(ii) submit to the Commission with the license application proof of compliance with the insurance requirement of § 8–302.1 of this subtitle, if the applicant is applying for a contractor license;

(iii) pay into the Fund the fee required under § 8–404(a) of this title, if the applicant is applying for a contractor license; and

(iv) pay to the Commission an application fee.

(2) The application fee:

(i) for a contractor license is $225 for each place of business of the contractor;

(ii) for a subcontractor license is $125; or

(iii) for a salesperson license is $75.

(3) To cover the cost of processing an application, $15 of the application fee is nonrefundable.

(b) In addition to any other information required on an application form, the form shall require:

(1) for an individual applicant, the name and address of the applicant;

(2) for a corporate applicant, the name and address of each officer;

(3) for a partnership applicant, the name and address of each partner;

(4) for a joint venture applicant, the name and address of each party to the joint venture;

(5) if the applicant acts as a contractor or subcontractor through a corporation or limited partnership, the name and address of the resident agent of the corporation or limited partnership in the State;

(6) if the applicant is applying for a contractor license or subcontractor license, a complete description of the nature of the contracting business of the applicant;

(7) if the applicant is applying for a salesperson license, a complete description of the duties of the applicant;

(8) a record of the applicant's experience in the field of home improvement or other construction work, including dates when and addresses where the applicant has resided and done business;

(9) IF THE APPLICANT PROVIDES LEAD PAINT ABATEMENT SERVICES, THE DEPARTMENT OF THE ENVIRONMENT LEAD PAINT ABATEMENT ACCREDITATION NUMBER AND ACCREDITATION EXPIRATION DATE;

[(9)**]** **(10)** whether the applicant has ever held a professional or vocational license in this or any other state; and

[(10)**]** **(11)** whether the applicant has had a professional or vocational license denied, suspended, or revoked.".

On page 5, strike beginning with "**SUBMITS**" in line 23 down through "**SUBTITLE**" in line 24 and substitute "**SUBMITS TO THE COMMISSION THE DEPARTMENT OF THE ENVIRONMENT LEAD PAINT ABATEMENT ACCREDITATION NUMBER AND**

ACCREDITATION EXPIRATION DATE, IF THE LICENSEE PROVIDES LEAD PAINT ABATEMENT SERVICES".

AMENDMENT NO. 3

On page 7, in line 3, after "**ARTICLE**" insert "**OR ANY REGULATION ADOPTED UNDER THAT SECTION**"; strike beginning with the colon in line 18 down through "**(1)**" in line 19; in lines 19, 20, 22, and 23, in each instance, strike the bracket; in line 19, strike "**A**"; and in lines 20, 22, and 23, strike "**(I)**", "**(II)**", and "**(III)**", respectively.

On page 8, in lines 1, 3, 4, 5, and 10, in each instance, strike the bracket; in lines 1, 3, 5, and 10, strike "**(IV)**", "**1.**", "**2.**", and "**3.**", respectively; in line 5, strike "particulate" and substitute "**CONTAMINATED DUST**"; strike beginning with "within" in line 7 down through "**OCCUPANCY**" in line 8 and substitute "**WITHIN A TIME FRAME ESTABLISHED BY THE DEPARTMENT BY REGULATION**"; strike beginning with the semicolon in line 11 down through "**SALE**" in line 23; and strike in their entirety lines 24 through 28, inclusive.

AMENDMENT NO. 4

On pages 9 through 13, strike in their entirety the lines beginning with line 1 on page 9 through line 2 on page 13, inclusive.

AMENDMENT NO. 5

On page 13, in line 5, strike "**HAS**" and substitute "**AND "OWNER" HAVE**"; in the same line, strike "**MEANING**" and substitute "**MEANINGS**"; strike beginning with "**PASSED**" in line 16 down through "**6–816**" in line 17 and substitute "**SATISFIED THE RISK REDUCTION STANDARD IN ACCORDANCE WITH § 6–815**"; in line 19, strike "**COMPLIANCE**" and substitute "**RISK REDUCTION CERTIFICATION**"; after line 20, insert:

"**(3) WITHIN 3 BUSINESS DAYS OF RECEIPT OF A TENANT'S WRITTEN REQUEST UNDER PARAGRAPH (1) OF THIS SUBSECTION, AN OWNER MAY PROVIDE TO THE TENANT:**

(I) A CURRENT AND VALID RISK REDUCTION CERTIFICATE;

(II) A LEAD–FREE CERTIFICATE;

(III) A STATEMENT OF VERIFICATION BY THE OWNER AND TENANT OF WORK PERFORMED IN ACCORDANCE WITH § 6–819(F)(1) OF THE ENVIRONMENT ARTICLE FOR THE AFFECTED PROPERTY; OR

(IV) THE FINAL REPORT OF AN INSPECTOR VERIFYING THAT WORK WAS PERFORMED ON THE AFFECTED PROPERTY IN ACCORDANCE WITH § 6–819(F)(2) OF THE ENVIRONMENT ARTICLE.";

in line 21, after "**(C)**" insert "**(1)**"; strike beginning with "**RELEASE**" in line 21 down through "**SECTION**" in line 23 and substitute "**PROVIDE INFORMATION IN ACCORDANCE WITH SUBSECTION (B)(3) OF THIS SECTION OR TO COMPLY WITH THE TENANT'S WRITTEN REQUEST UNDER SUBSECTION (B)(1) OF THIS SECTION WITHIN 3 BUSINESS DAYS OF RECEIPT OF THE REQUEST**"; in lines 25, 26, and 28, strike "**(1)**", "**(2)**", and "**(3)**", respectively, and substitute "**(I)**", "**(II)**", and "**(III)**", respectively; and after line 28, insert:

"**(2) A TENANT DOES NOT HAVE A CAUSE OF ACTION UNDER THIS SUBSECTION IF THE OWNER OF AN AFFECTED PROPERTY PROVIDES INFORMATION IN ACCORDANCE WITH SUBSECTION (B)(3) OF THIS SECTION.**".

On page 14, after line 4, insert:

"**(E) ANY ACTION OR INACTION OF THE OWNER OF AN AFFECTED PROPERTY OR TENANT UNDER THIS SECTION OR ANY FINDING IN A PROCEEDING UNDER THIS SECTION MAY NOT BE CONSTRUED TO HAVE ANY EFFECT ON:**

(1) ANY CIVIL ACTION; OR

(2) ANY ADMINISTRATIVE PROCEEDING BROUGHT UNDER THIS TITLE OR TITLE 6 OF THE ENVIRONMENT ARTICLE.".

The preceding 5 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 Environmental Matters reported favorably with amendments:

House Bill 1356 – Allegany County Delegation

EMERGENCY BILL

AN ACT concerning

Vehicle Laws – Motor Vehicle and Bicycle Racing Events – Approval

(Amendment ID**:** HB1356/730110/1)

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1356
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after "measure;" insert "providing for the termination of this Act;".

AMENDMENT NO. 2

On page 3, in line 21, after "enacted." insert "It shall remain effective through September 30, 2009, and at the end of September 30, 2009, with no further action required by the General Assembly, this Act 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 McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 148 – The President (By Request – Administration) and Senators Frosh and Miller

AN ACT concerning

Natural Resources – Chesapeake Bay – Oyster Restoration

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 573 – Senator Peters

AN ACT concerning

Natural Resources – Forest Conservation – Net Tract Area

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 699 – Senator Stone

AN ACT concerning

State Highway Administration – Protection of Highway Construction and Maintenance Workers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 717 – Senator Colburn

AN ACT concerning

Somerset County, Wicomico County, and Worcester County – Deer Hunting on Private Lands – Sundays

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 733 – Senator Edwards

AN ACT concerning

Vehicle Laws – Exceptional Milk Hauling Permit – Raw Liquid Milk

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 984 – Senator Edwards

EMERGENCY BILL

AN ACT concerning

Vehicle Laws – Motor Vehicle and Bicycle Racing Events – Approval

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT #16

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

Senate Bill 281 – Senators Middleton, Dyson, and Pugh

AN ACT concerning

Department of Health and Mental Hygiene – Family Health Administration – Maryland Medbank Program

(Amendment ID: SB0281/766284/1)

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 281
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Department of Health and Mental Hygiene – Family Health Administration –"; in line 3, after "Program" insert "– Funding"; strike beginning with "transferring" in line 4 down through "Hygiene" in line 5 and substitute "authorizing certain funds to be transferred and appropriated to the Department of Health and Mental Hygiene in a certain fiscal year for a certain purpose"; in line 6, after "to" insert "funding for"; in line 7, strike "renumbering" and substitute "repealing and reenacting, without amendments,"; strike in its entirety line 10; and strike in their entirety lines 13 through 19, inclusive.

On page 2, strike beginning with "That" in line 2 down through "ENACTED," in line 4.

AMENDMENT NO. 2

On page 2, strike in its entirety line 7; in line 8, strike "13–2501." and substitute "15–124.2."; and in lines 11 and 12, strike "**IN THE FAMILY HEALTH ADMINISTRATION**".

AMENDMENT NO. 3

On page 4, after line 2, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding Section 4 of Chapter 345 of the Acts of the General Assembly or any other provision of law, for fiscal year 2008 only, funds remaining from the Senior Prescription Drug Program that have accrued to the account of the Senior Prescription Drug Assistance Program of the Maryland Health Insurance Plan Fund may be transferred and appropriated in the budget bill or by budget amendment to the Department of Health and Mental Hygiene for the purpose of providing a grant, not to exceed $425,000, to the Maryland Medbank Program under § 15–124.2 of the Health – General Article.".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

Senate Bill 283 – Senators Middleton ~~and Dyson~~, Dyson, and Colburn

AN ACT concerning

~~Southern Maryland~~ Charles County Prostate Cancer Pilot Program

(Amendment ID: SB0283/876285/1)

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 283
(Third Reading File Bill)

On page 2, in line 11, strike "has" and substitute "had"; and in line 12, after "Maryland" insert "from 1997–2001 and has consistently held the highest prostate cancer incidence rate in Maryland for the last decade".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 326 – Cecil County Senators

AN ACT concerning

Cecil County – Bridge or Road Construction or Repair Contracts

Favorable report adopted.

Delegate O'Donnell moved to make the Bill a Special Order for the end of this calendar.

The motion was adopted.

Delegate Hammen, Chair, for the Committee on Health and Government Operations and Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

Senate Bill 351 – Senators Kelley, Astle, Currie, DeGrange, Exum, Gladden, Pinsky, Raskin, and Stone

AN ACT concerning

Forensic Laboratories – Standards and Oversight

(Amendment ID: SB0351/316887/1)

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 351
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 18 and 19, in each instance, strike "person" and substitute "forensic laboratory".

On page 2, in line 16, strike "who" and substitute "that"; and in line 42, after "times;" insert "establishing the terms of the members of the Advisory Committee; prohibiting a member of the Advisory Committee from receiving certain compensation; requiring the Department to staff the Advisory Committee;".

AMENDMENT NO. 2

On page 4, in line 7, strike "**BALLISTIC**" and substitute "**FIREARMS**"; in line 19, strike "**FORENSIC FIELD TESTS**" and substitute "**A PRESUMPTIVE TEST PERFORMED AT A CRIME SCENE**"; and in line 24, strike "**CORRECTIONS**" and substitute "**PUBLIC SAFETY AND CORRECTIONAL SERVICES**".

On page 8, in line 21, strike "**PROFICIENCY TESTS,**".

On page 9, in lines 2 and 3, in each instance, strike "**PERSON**" and substitute "**FORENSIC LABORATORY**".

On page 10, in line 17, strike "**ITS LICENSE**" and substitute "**THE LICENSE ISSUED UNDER THIS SUBTITLE**".

On page 13, in line 7, strike "**AND**"; in line 9, after "**RECORD**" insert "**; AND**

(3) THE STATE'S ATTORNEY";

and in line 15, strike "**(D)**" and substitute "**(C)**".

On page 17, in line 5, strike "**11**" and substitute "**10**"; strike in its entirety line 20; and in lines 21 and 23, strike "**(VI)**" and "**(VII)**", respectively, and substitute "**(V)**" and "**(VI)**", respectively.

On page 18, after line 16, insert:

"**(G) THE DEPARTMENT SHALL PROVIDE STAFF FOR THE ADVISORY COMMITTEE.**".

On page 25, in lines 12 and 13, strike "2008" and "2009", respectively, and substitute "2009" and "2010", respectively; and in line 14, strike "Three members in 2010" and substitute "Two members in 2011".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 568 – Senator Stoltzfus

AN ACT concerning

Health Occupations – Supervised Practice – Dental Hygienist

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

Senate Bill 678 – Senators Raskin, Britt, Della, Frosh, Gladden, ~~and Pinsky~~ Pinsky, and Conway

AN ACT concerning

Maryland Human Relations Commission – Hearings and Civil Actions – Relief

(Amendment ID: SB0678/196486/1)

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 678
(Third Reading File Bill)

On page 9, in line 24, strike "**PUNATIVE**" and substitute "**PUNITIVE**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 701 – Senator Dyson

AN ACT concerning

Public Safety – Maryland State Firemen's Association – Uses of Appropriation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 756 – Senator Gladden

AN ACT concerning

Health Occupations – ~~Morticians – Exemption and Permit~~ Funeral Director Licenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 960 – Senators Brinkley and Mooney

AN ACT concerning

Frederick County – Procurement Contracts – Architectural and Engineering Services

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 1034 – Senators Hogan, Astle, Brinkley, Britt, Brochin, Colburn, Conway, Currie, DeGrange, Della, Dyson, Edwards, Exum, Forehand, Frosh, Garagiola, Gladden, Haines, Hooper, Jacobs, Jones, Kasemeyer, Kelley, Kittleman, Klausmeier, Kramer, Lenett, Madaleno, McFadden, Middleton, Miller, Munson, Muse, Peters, Pinsky, Pipkin, Pugh, Raskin, Robey, Rosapepe, Simonaire, Stoltzfus, Stone, and Zirkin

EMERGENCY BILL

AN ACT concerning

Silver Spring District Courthouse – Renaming

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

Senate Bill 326 – Cecil County Senators

AN ACT concerning

Cecil County – Bridge or Road Construction or Repair Contracts

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #17

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

Senate Bill 214 – Senators Colburn, Harris, Jacobs, Jones, Middleton, Munson, Pugh, and Stone

AN ACT concerning

Crimes – Unauthorized Possession ~~of Contraband~~ – Place of Confinement

(Amendment ID: SB0214/512017/1)

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 214
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Crimes" and substitute "Criminal Law"; in the same line, after "Possession" insert "of Contraband"; strike beginning with "in" in line 5 down through "confinement." in line 14 and substitute "in a place of confinement; prohibiting a

person detained or confined in a place of confinement from knowingly possessing a weapon or contraband to effect an escape; prohibiting a person detained or confined in a place of confinement from knowingly possessing or receiving an alcoholic beverage or controlled dangerous substance; prohibiting a person from delivering a certain telecommunication device to a person detained or confined in a place of confinement, possessing a certain telecommunication device with the intent to deliver it to a person detained or confined in a place of confinement, or depositing or concealing a certain telecommunication device in a certain manner with a certain intent; prohibiting a person detained or confined in a place of confinement from knowingly possessing or receiving a certain telecommunication device; establishing certain criminal penalties; defining a certain term; and generally relating to possession, receiving, or delivering of contraband and other prohibited items in a place of confinement.”; and strike in their entirety lines 15 through 19, inclusive, and substitute:

“BY renumbering
Article – Criminal Law
Section 9–417
to be Section 9–418
Annotated Code of Maryland
(2002 Volume and 2006 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 4, strike “(g)”; in the same line, strike “9–416, and 9–417” and substitute “and 9–416”; in line 9, strike “9–410(g) and”; in line 13, after “That” insert “Section(s) 9–417 of Article – Criminal Law of the Annotated Code of Maryland be renumbered to be Section(s) 9–418.

SECTION 2. AND BE IT FURTHER ENACTED, That”;

strike in their entirety lines 15 and 16; after line 18, insert:

“(b) “Alcoholic beverage” means beer, wine, or distilled spirits.”;

and after line 22, insert:

“(d) “Controlled dangerous substance” has the meaning stated in § 5–101 of this article.”.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 21 through 24, inclusive.

On page 4, in line 5, strike "**WITHOUT AUTHORIZATION BY THE MANAGING OFFICIAL,**"; in line 20, after "not" insert "**KNOWINGLY POSSESS OR**"; and in line 21, strike "**OR KNOWINGLY POSSESS**".

On page 5, in line 4, after "not" insert "**KNOWINGLY POSSESS OR**"; in line 5, strike "**OR KNOWINGLY POSSESS**"; and in line 17, strike "**RECEIVE OR KNOWINGLY POSSESS**" and substitute "**KNOWINGLY POSSESS OR RECEIVE** ".

On page 6, in line 2, strike "**RECEIVE OR KNOWINGLY POSSESS**" and substitute "**KNOWINGLY POSSESS OR RECEIVE**"; and strike in their entirety lines 8 through 22, inclusive, and substitute:

"**(A) (1) A PERSON MAY NOT DELIVER A TELECOMMUNICATION DEVICE TO A PERSON DETAINED OR CONFINED IN A PLACE OF CONFINEMENT.**

(2) A PERSON MAY NOT POSSESS A TELECOMMUNICATION DEVICE WITH THE INTENT TO DELIVER IT TO A PERSON DETAINED OR CONFINED IN A PLACE OF CONFINEMENT.

(3) A PERSON MAY NOT DEPOSIT OR CONCEAL A TELECOMMUNICATION DEVICE IN OR ABOUT A PLACE OF CONFINEMENT OR ON ANY LAND APPURTENANT TO THE PLACE OF CONFINEMENT WITH THE INTENT THAT IT BE OBTAINED BY A PERSON DETAINED OR CONFINED IN THE PLACE OF CONFINEMENT.

(4) A PERSON DETAINED OR CONFINED IN A PLACE OF CONFINEMENT MAY NOT KNOWINGLY POSSESS OR RECEIVE A TELECOMMUNICATION DEVICE.

(B) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 3 YEARS OR A FINE NOT EXCEEDING $1,000 OR BOTH.".

On page 6, in line 23, strike "2." and substitute "3.".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

Senate Bill 382 – Senators Raskin, Forehand, Haines, Jacobs, and Muse

AN ACT concerning

Civil Liability – AMBER Alert Dissemination – Immunity for Media and Commercial Mobile Radio Service Providers

(Amendment ID: SB0382/892418/1)

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 382
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, strike "5–427" and substitute "5–642".

On page 2, in line 5, strike "**5–427.**" and substitute "**5–642.**".

AMENDMENT NO. 2

On page 2, in line 23, strike "**VOLUNTARILY AND WITHOUT COMPENSATION**".

On pages 2 and 3, strike beginning with the first "**ANY**" in line 26 on page 2 down through "**CONDUCT**" in line 2 on page 3 and substitute "**DAMAGES ARISING FROM THAT BROADCAST OR DISSEMINATION IF THE BROADCAST OR DISSEMINATION WAS A FAIR AND SUBSTANTIALLY ACCURATE REPORT OF THE AMBER ALERT NOTIFICATION THAT WAS RECEIVED**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 413 – Senators Jacobs, Astle, Brinkley, Colburn, DeGrange, Dyson, Edwards, Greenip, Haines, Harris, Hogan, Hooper, Kasemeyer, Kittleman, Klausmeier, Mooney, Munson, Muse, Peters, Pipkin, Robey, Simonaire, Stoltzfus, Stone, ~~and Zirkin~~ Zirkin, and Brochin

AN ACT concerning

Jessica's Law – Sexual Offenses – Parole Eligibility and Mandatory Minimum Sentences

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 579 – Senators Jacobs, Dyson, Harris, Hooper, and Middleton

AN ACT concerning

Children with Disabilities – Voluntary Placement Agreements

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

Senate Bill 754 – Senator Muse

AN ACT concerning

Vehicle Laws – Eluding a Police Officer – Offenses, Penalties, and Forfeiture

(Amendment ID: SB0754/762514/1)

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 754
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Offenses, Penalties, and Forfeiture" and substitute "Crimes of Violence"; strike beginning with "establishing" in line 3 down through "vehicle" in line 5 and substitute "prohibiting a driver of a motor vehicle from attempting to elude a police officer"; in line 6, strike "a felony or"; in the same line, after "violence" insert "for which the driver is subsequently convicted"; and strike in their entirety lines 7 through 20, inclusive.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 1 through 9, inclusive, and substitute "defining a certain term; clarifying language; and generally relating to a driver attempting to elude a police officer under certain circumstances and convictions for certain crimes of violence."; and strike in their entirety lines 15 through 19, inclusive.

AMENDMENT NO. 3

On page 3, strike beginning with "**A**" in line 7 down through "**(2)**" in line 10; in line 13, strike the first set of brackets; in the same line, strike "**(3)**"; strike in their entirety lines 16 and 17; in line 18, after "**(1)**" insert "**IN THIS SUBSECTION, "CRIME OF VIOLENCE" HAS THE MEANING STATED IN § 14–101 OF THE CRIMINAL LAW ARTICLE.**

(2)".

AMENDMENT NO. 4

On page 3, strike beginning with "**FELONY**" in line 21 down through "**A**" in line 22; in line 22, after "**VIOLENCE**" insert "**FOR WHICH THE DRIVER IS SUBSEQUENTLY CONVICTED**"; and strike in its entirety line 23.

AMENDMENT NO. 5

On page 4, in line 4, strike the brackets; in the same line, strike "**$10,000**"; in line 5, strike the brackets; in the same line, strike "**10**"; strike beginning with "**ANY**" in line 6 down through "**(4)**" in line 9; in line 9, strike the brackets; in lines 9 and 10, strike "**§ 21–904(D)(3)**"; in line 10, strike the brackets; in the same line, strike "**$20,000**"; in line 11, strike the brackets; in the same line, strike "**20**"; in line 12, strike "**(5)**" and substitute "**(4)**"; and in line 14, strike "**5**" and substitute "**3**".

AMENDMENT NO. 6

On pages 4 through 7, strike in their entirety the lines beginning with line 15 on page 4 through line 20 on page 7, inclusive.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #16

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 100 – Senators Miller, Astle, Brinkley, Britt, Currie, DeGrange, Dyson, Garagiola, Hogan, Jacobs, Jones, Kasemeyer, Klausmeier, Kramer, McFadden, Munson, Peters, Robey, Rosapepe, and Stone

AN ACT concerning

Motor Vehicle Excise Tax – Active Duty Military Personnel Who Become Maryland Residents

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 128 – Senators Raskin, Britt, Della, Forehand, Garagiola, Lenett, Madaleno, Middleton, Muse, Peters, Pugh, Robey, Rosapepe, Simonaire, ~~and Zirkin~~ Zirkin, and Harris

AN ACT concerning

Education – Public Schools – Constitution Day and Citizenship Day and Civic Responsibility for Students

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 153 – Senators Mooney and Brinkley

AN ACT concerning

Frederick County – Board of Education – Nonvoting Student Member

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 356 – Senators Miller and Dyson

AN ACT concerning

Calvert County Board of Education – Compensation

(Amendment ID: SB0356/705863/1)

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 356
(Third Reading File Bill)

On page 2, in lines 11 and 13, in each instance, before "members" insert "president and".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 376 – Senator Klausmeier

AN ACT concerning

Baltimore County – Election Law – ~~Assistant Chief Election Judge~~ Compensation for Election Judges

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 390 – Senators Currie, Britt, Exum, Peters, and Rosapepe

AN ACT concerning

Prince George's County – Special Taxing Districts

(Amendment ID: SB0390/655660/1)

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 390
(Third Reading File Bill)

On page 4, in line 9, strike "**FACADE**" and substitute "**FACADES**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #17

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Environmental Matters:

Senate Bill 702 – Senator Dyson

AN ACT concerning

~~**Natural Resources – Yellow Perch – Harvest Restrictions**~~
Yellow Perch Conservation and Sustainability Act

The Bill was re–referred to the Committee on Environmental Matters.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Environmental Matters:

Senate Bill 1012 – Senator Astle

AN ACT concerning

Natural Resources – Fishery Management Reform Act

The Bill was re–referred to the Committee on Environmental Matters.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **SB 0091**
SPONSOR: Sen Garagiola, et al
SUBJECT: Clean Indoor Air Act of 2007

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints: Senators Garagiola, Chairman, Exum, and Astle.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB 0091**
SPONSOR: Sen Garagiola, et al
SUBJECT: Clean Indoor Air Act of 2007

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House amendments to the Senate Bill and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The Senate has appointed: Senators Garagiola, Chair, Exum, and Astle.
The House appoints: Delegates D. Davis, Chairman, Krysiak, and Vaughn.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

Senate Bill 275 – Senators Middleton and Munson

EMERGENCY BILL

AN ACT concerning

Maryland Tort Claims Act – Employee or Official of the Maryland Agricultural and Resource–Based Industry Development Corporation

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

Senate Bill 532 – Senator Dyson

AN ACT concerning

Natural Resources – Diamondback Terrapin – Take and Possession

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

Delegate Holmes moved to make the Bill and Amendments a Special Order for next session.

The motion was adopted.

Senate Bill 39 – Senator Pipkin

AN ACT concerning

Maryland Port Administration – ~~Transfer to Department of Business and Economic Development~~ Strategic Plan and Membership

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 2 (See Roll Call No. 841)

The Bill was then returned to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 842)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #72

House Bill 281 – Delegates Hubbard and Rosenberg

AN ACT concerning

Mental Health – Incarcerated Individuals with Mental Illness

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 843)

The Bill was then sent to the Senate.

House Bill 823 – Delegates ~~Rosenberg and James~~ Rosenberg, James, Aumann, Bates, Eckardt, Heller, Levy, Robinson, and Schuh

AN ACT concerning

Task Force to Study a Maryland Voluntary Employee Accounts Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 844)

The Bill was then sent to the Senate.

House Bill 1439 – Chair, Health and Government Operations Committee (By Request – Departmental – Military)

AN ACT concerning

Military Department – Adjutant General and Assistant Adjutants General

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 845)

The Bill was then sent to the Senate.

House Bill 1442 – Delegate Rudolph

EMERGENCY BILL

AN ACT concerning

~~Homeowner's Insurance – Issuance and Renewal of Policies in Certain Geographic Areas~~
Task Force on the Availability and Affordability of Property Insurance in Coastal Areas

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 846)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #19

Senate Bill 35 – Senator Frosh

AN ACT concerning

Transportation – Highways – Federal Property

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 847)

The Bill was then returned to the Senate.

Senate Bill 62 – Senator Stoltzfus

AN ACT concerning

Somerset County – County Commissioners and Members of the County Roads Board – Salaries

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 848)

The Bill was then returned to the Senate.

Senate Bill 103 – The President (By Request – Administration) and ~~Senator Frosh~~ Senators Frosh, Britt, Brochin, Conway, Garagiola, Gladden, Jones, Kelley, Kramer, Lenett, Madaleno, Muse, Peters, Pinsky, Pugh, Raskin, Rosapepe, and Zirkin

AN ACT concerning

Maryland Clean Cars Act of 2007

Read the third time and passed by yeas and nays as follows:

Affirmative – 123 Negative – 17 (See Roll Call No. 849)

The Bill was then returned to the Senate.

Senate Bill 174 – Senator Edwards

AN ACT concerning

Environment – Mining – Security

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 850)

The Bill was then returned to the Senate.

Senate Bill 180 – Senator Stoltzfus

AN ACT concerning

Somerset County – Sale of Property – Whittington Elementary School

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 851)

The Bill was then returned to the Senate.

Senate Bill 202 – Senator Stoltzfus

AN ACT concerning

Somerset County – Treasurer – Salary

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 852)

The Bill was then returned to the Senate.

Senate Bill 271 – ~~Senator Edwards~~ Senators Edwards ~~and Colburn~~, Colburn, Middleton, and Stoltzfus

AN ACT concerning

Hunting – Exemptions from License and Stamp Requirement

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 3 (See Roll Call No. 853)

The Bill was then returned to the Senate.

Senate Bill 377 – Cecil County Senators

AN ACT concerning

Cecil County – Board of Parks and Recreation – Appointment of Members

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 854)

The Bill was then returned to the Senate.

Senate Bill 463 – Senator Pugh (By Request) and Senators Della, Dyson, Jones, Kasemeyer, McFadden, Raskin, and Stone

AN ACT concerning

Maryland Transit Administration – Public Hearings

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 855)

The Bill was then returned to the Senate.

Senate Bill 577 – Senator Jacobs

AN ACT concerning

Harford County – Nuisance Abatement and Local Code Enforcement – Enforcement Authority

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 856)

The Bill was then returned to the Senate.

Senate Bill 979 – Senator Brinkley

AN ACT concerning

Frederick County Commissioners – Zoning and Planning – Public Ethics

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 857)

The Bill was then returned to the Senate.

Senate Bill 992 – Chair, Finance Committee (By Request – Departmental – Transportation)

AN ACT concerning

Maryland Aviation Administration – Airport Improvement Program Funds

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 858)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #20

Senate Bill 198 – Senators Forehand, Garagiola, Jacobs, and Rosapepe

AN ACT concerning

Task Force to Combat Driving Under the Influence of Drugs and Alcohol

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 859)

The Bill was then returned to the Senate.

Senate Bill 299 – Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Expungement – Civil Offenses or Infractions

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 2 (See Roll Call No. 860)

The Bill was then returned to the Senate.

Senate Bill 606 – Senators Forehand, Conway, Kelley, Kramer, Pugh, Raskin, ~~and Rosapepe~~ Rosapepe, Brochin, Gladden, Haines, Jacobs, Mooney, Muse, Simonaire, Stone, Jones, and Peters

AN ACT concerning

Human Trafficking and Involuntary Servitude

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 861)

The Bill was then returned to the Senate.

Senate Bill 662 – Senators McFadden and Gladden (By Request – Baltimore City Administration)

AN ACT concerning

Local Law Enforcement Agencies – Disposal of Personal Property

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 862)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #21

Senate Bill 107 – The President (By Request – Administration) and Senators DeGrange, Garagiola, Hogan, Kasemeyer, Klausmeier, Middleton, Miller, Peters, ~~and Rosapepe~~ Rosapepe, Astle, Kelley, and Pugh

AN ACT concerning

Task Force on Health Care Access and Reimbursement

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 863)

The Bill was then returned to the Senate.

Senate Bill 302 – Senators Kelley, Astle, Conway, Currie, Della, Forehand, Garagiola, Hogan, Klausmeier, Middleton, Pinsky, and Pugh

AN ACT concerning

~~**State Residential Centers – Money Follows the Individual Act**~~
Department of Health and Mental Hygiene – Money Follows the Person Grant – Report

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 864)

The Bill was then returned to the Senate.

Senate Bill 349 – Senator McFadden

AN ACT concerning

Disease Prevention – Sexually Transmitted Diseases – Expedited Partner Therapy Pilot Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 865)

The Bill was then returned to the Senate.

Senate Bill 700 – Senator Dyson

AN ACT concerning

The Baby Boomer Initiative Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 866)

The Bill was then returned to the Senate.

Senate Bill 770 – Senator Colburn

AN ACT concerning

Milk Products – Farmstead Cheese Production – Pilot Study

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 867)

The Bill was then returned to the Senate.

Senate Bill 890 – Anne Arundel County Senators

AN ACT concerning

Anne Arundel County – Mental Health Advisory Committee

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 868)

The Bill was then returned to the Senate.

Senate Bill 953 – Senator Middleton (By Request)

AN ACT concerning

Department of Health and Mental Hygiene – Maryland Medical Assistance Program – Information from and Liability of Health Insurance Carriers

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 869)

The Bill was then returned to the Senate.

Senate Bill 987 – Senator Conway

EMERGENCY BILL

AN ACT concerning

Maryland HIV/AIDS Reporting Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 870)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #22

Senate Bill 741 – Senators Middleton, Astle, Della, Edwards, Exum, Garagiola, Kelley, Kittleman, Klausmeier, and Pugh

AN ACT concerning

Office of Cemetery Oversight – Sunset Extension and Program Evaluation

Delegate Morhaim moved to make the Bill a Special Order for next session.

The motion was adopted.

Senate Bill 752 – Senator Exum

AN ACT concerning

Workers' Compensation – Benefits for Dependents

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 871)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #23

Senate Bill 143 – Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Real Property – Electronic Recording Pilot Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 872)

The Bill was then returned to the Senate.

Senate Bill 780 – Senators Currie, DeGrange, Hogan, Kasemeyer, ~~and Kramer~~ Kramer, Munson, Jones, and McFadden

AN ACT concerning

Postretirement Health Benefits Trust Fund – Clarification

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 873)

The Bill was then returned to the Senate.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #21

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 430 – Delegates Taylor, Hucker, Ali, Anderson, Barkley, Barnes, Barve, Benson, Bobo, Braveboy, Bronrott, Cane, V. Clagett, Conaway, Dumais, Feldman, Frush, Gaines, Gilchrist, Gutierrez, Harrison, Haynes, Hecht, Heller, Hixson, Holmes, Howard, Hubbard, Ivey, Jones, Kaiser, N. King, Kirk, Krysiak, Kullen, Lawton, Lee, Levi, Love, Manno, McIntosh, Mizeur, Montgomery, Niemann, Oaks, Olszewski, Pena–Melnyk, Pendergrass, Proctor, Ramirez, Rice, Riley, Ross, Schuler, Simmons, Stukes, F. Turner, Vallario, Vaughn, and Waldstreicher

AN ACT concerning

State Procurement Contracts – Living Wage

(Amendment ID: HB0430/233990/1)

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 430

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Waldstreicher" and substitute "Waldstreicher, and Healey"; in lines 4, 5, 6, and 9, in each instance, strike "a"; in the same lines, in each instance, strike "rate" and substitute "rates"; and in line 11, after "waivers;" insert "requiring certain individuals in certain units of State government to make certain determinations;".

AMENDMENT NO. 2

On page 3, after line 10, insert:

"**(E) "TIER 1 AREA" INCLUDES MONTGOMERY COUNTY, PRINCE GEORGE'S COUNTY, HOWARD COUNTY, ANNE ARUNDEL COUNTY, BALTIMORE COUNTY, AND BALTIMORE CITY.**

(F) "TIER 2 AREA" INCLUDES ANY COUNTY IN THE STATE NOT INCLUDED IN THE TIER 1 AREA.".

AMENDMENT NO. 3

On page 4, after line 8, insert:

"**(D) THE HEAD OF THE UNIT RESPONSIBLE FOR A STATE CONTRACT SUBJECT TO THIS TITLE SHALL DETERMINE IF CONTRACT SERVICES VALUED AT 50% OR MORE OF THE TOTAL VALUE OF THE CONTRACT WILL BE PERFORMED IN THE TIER 1 AREA OR THE TIER 2 AREA AND SHALL PROVIDE THAT DETERMINATION ON THE INVITATION FOR A BID.**".

AMENDMENT NO. 4

On page 4, in line 12, strike "**AT LEAST $11.95 PER HOUR**" and substitute "**:**

(1) AT LEAST $11.30 PER HOUR, IF STATE CONTRACT SERVICES VALUED AT 50% OR MORE OF THE TOTAL VALUE OF THE CONTRACT ARE PERFORMED IN THE TIER 1 AREA; OR

(2) AT LEAST $8.50 PER HOUR, IF STATE CONTRACT SERVICES VALUED AT 50% OR MORE OF THE TOTAL VALUE OF THE CONTRACT ARE PERFORMED IN THE TIER 2 AREA";

and in lines 14, 19, 21, and 24, in each instance, strike "**RATE**" and substitute "**RATES**".

AMENDMENT NO. 5

On page 5, in line 2, after "**EMPLOYEE,**" insert "**EITHER DIRECTLY OR THROUGH AN EMPLOYEE REPRESENTATIVE,**".

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate O'Donnell moved to make the Bill a Special Order for next session.

The motion was adopted.

CONCURRENCE CALENDAR #1

AMENDED IN THE SENATE

House Bill 95 – Delegates Hixson, Hucker, and Mizeur

AN ACT concerning

Condominiums – Conversion of Rental Facilities – Notice Requirements

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0095/738470/2)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 95
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the comma in line 3 down through "residency" in line 6 and substitute "if a certain offer of the right to purchase rental property being converted to a condominium is not given to a tenant concurrently with the required notice

of intent to create a condominium, the period in which the tenant is entitled to remain in the tenant's residence"; in line 7, strike "a certain" and substitute "the"; in line 8, after "notice" insert "of conversion"; in the same line, strike the first "certain"; in line 9, strike "frame a" and substitute "period during which the"; in the same line, strike "in a" and substitute "in the tenant's"; in line 10, strike "a" and substitute "the"; and in the same line, after the semicolon insert "providing that a purchase offer shall be considered to have been given to a tenant if delivered or mailed in a certain manner;".

AMENDMENT NO. 2

On page 2, in line 27, after "**AND**" insert "**THE**".

AMENDMENT NO. 3

On page 7, in line 18, after "**PERIOD**" insert "**DURING WHICH THE TENANT IS ENTITLED TO REMAIN IN THE TENANT'S RESIDENCE**".

The preceding 3 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 874)

AMENDED IN THE SENATE

House Bill 791 – Queen Anne's County Delegation

AN ACT concerning

Queen Anne's County – State's Attorney – Salary

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0791/268477/1)

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 791
(Third Reading File Bill)

On page 1, in line 9, strike "providing for a delayed effective date;".

On page 3, in line 8, strike "January 3, 2011" and substitute "October 1, 2007".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 875)

AMENDED IN THE SENATE

House Bill 964 – Delegates Conway and Mathias

AN ACT concerning

Atlantic Coastal Bays – Dredging for Oysters and Clams – Prohibition

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0964/143024/1)

BY: Senator Colburn

AMENDMENTS TO HOUSE BILL 964
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after "Act;" insert "providing for a delayed effective date;".

AMENDMENT NO. 2

On page 6, in line 9, strike "2007" and substitute "2008".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 112 Negative – 26 (See Roll Call No. 876)

AMENDED IN THE SENATE

House Bill 515 – Delegate Bromwell

AN ACT concerning

Health Insurance – Credentialing Intermediaries ~~– Exemptions~~ and Uniform Credentialing Form

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB0515/707477/1)

BY: Finance Committee

AMENDMENT TO HOUSE BILL 515
(Third Reading File Bill)

On page 5, in line 2, strike "**HEALTH**" and substitute "**MEDICAL**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 877)

AMENDED IN THE SENATE

House Bill 397 – Delegates Haddaway, Cane, Conway, Eckardt, Elmore, Mathias, Smigiel, Sossi, and Walkup

AN ACT concerning

Eastern Shore Task Force on Foster Care

Delegate Vallario moved that the House concur in the Senate amendments.

(Amendment ID: HB0397/717072/1)

BY: Finance Committee

AMENDMENT TO HOUSE BILL 397
(Third Reading File Bill)

On page 2, in line 1, strike "two members" and substitute "one member".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 878)

AMENDED IN THE SENATE

House Bill 758 – Delegates Dumais, Bronrott, Anderson, Barkley, Barve, Feldman, Frank, Howard, Kaiser, Kelly, N. King, Kramer, Lawton, Lee, McComas, Mizeur, O'Donnell, Schuler, Shank, Shewell, Smigiel, Sophocleus, and Valderrama

AN ACT concerning

Task Force to Combat Driving Under the Influence of Drugs and Alcohol

Delegate Vallario moved that the House concur in the Senate amendments.

(Amendment ID: HB0758/698079/1)

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 758
(Third Reading File Bill)

On page 3, in line 13, after "designee;" insert "and"; strike beginning with "one" in line 14 down through "(16)" in line 16; in line 18, strike "alcoholic beverage and"; in line 19, after "of" insert "the"; and in line 20, strike "manufacturers" and substitute "industry".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 879)

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 880)

RECESS

At 11:39 A.M. on motion of Delegate Barve the House recessed until 3:30 P.M. on Legislative Day March 30, 2007, Calendar Day Thursday, April 5, 2007.

AFTER RECESS
Annapolis, Maryland
Legislative Day: March 30, 2007
Calendar Day: Thursday, April 5, 2007

At 4:06 P.M. the House resumed its session and pledged Allegiance to the Flag.

Prayer by Delegate Sue Hecht of Frederick County.

QUORUM CALL

The presiding officer announced a quorum call, showing 136 Members present.

(See Roll Call No. 881)

EXCUSES:
Del. Cane – business
Del. Goldwater – illness

MESSAGE FROM THE CHIEF EXECUTIVE

EXECUTIVE ORDER 01.01.2007.05
PROCLAIMING AN EXTENDED SESSION OF
THE MARYLAND GENERAL ASSEMBLY

(Exhibit Q of Appendix II)

Read and ordered journalized.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **HB 0051**
SPONSOR: The Spkr (Admin)
SUBJECT: CSD–Maryland Consolidated Capital Bond Loan of 2007

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed: Delegates Jones, Chair, Conway, Proctor, James and Stocksdale.
In addition, the House has appointed in advisory capacity: Delegates Bohanan and Griffith.

The Senate appoints: Senators DeGrange, Chairman, Currie, McFadden, Kasemeyer and Munson.
In addition, the Senate has appointed in advisory capacity: Senators Hogan and Kramer.

Said Bill is returned herewith.

By Order,
William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **HB 0387**
SPONSOR: Del Smigiel, et al
SUBJECT: Torts – Release of Claim for Damages – Voidable

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed: Delegates Anderson, Chair, Conaway, and McConkey.
The Senate appoints: Senators Muse, Chairman, Stone, and Gladden.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **HB 1067**
SPONSOR: Del Anderson (BCA), et al
SUBJECT: Local Law Enforcement Agencies – Disposal of Personal Property

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed: Delegates Carter, Chair, Valderrama, and Frank.
The Senate appoints: Senators Gladden, Chairman, Muse, and Mooney.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 143	Queen Anne's Co. Del.
HB 167	Howard County Del.
HB 183	Del. McConkey
HB 200	Frederick County Del.
HB 325	Del. Hubbard
HB 465	Del. James
HB 575	Del. Murphy
HB 865	Del. Haddaway
HB 990	Frederick County Del.
HB 1137	Del. Pena–Melnyk
HB 1160	Del. Hubbard
HB 1216	Ch., Envir. Mat. Com.
HB 1243	Anne Arundel Co. Del.

Read and ordered journalized.

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 162	The Speaker
HB 524	Del. Nathan–Pulliam
HB 747	Del. Bronrott
HB 792	Del. Barkley
HB 800	Ch. Hlth & Govt Ops
HB 850	Del. Hammen
HB 971	Del. A. Jones
HB 1206	Ch., Judiciary Com.
HB 1253	Del. Schuler

Read and ordered journalized.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #18

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations reported favorably:

Senate Bill 384 – Senator Frosh

AN ACT concerning

General Assembly – Legislative Inquiries and Examinations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations reported favorably with amendments:

Senate Joint Resolution 6 – Senators Exum, Britt, Conway, Frosh, Gladden, Jones, Madaleno, McFadden, Muse, and Pugh

A Senate Joint Resolution concerning

Slavery in Maryland

(Amendment ID: SJ0006/153127/1)

BY: Rules and Executive Nominations Committee

AMENDMENT TO SENATE JOINT RESOLUTION 6
(Third Reading File Joint Resolution)

On page 2, strike beginning with "are" in line 21 down through "happiness." in line 22 and substitute ""are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty, and the pursuit of Happiness."".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 430 – Delegates Taylor, Hucker, Ali, Anderson, Barkley, Barnes, Barve, Benson, Bobo, Braveboy, Bronrott, Cane, V. Clagett, Conaway, Dumais, Feldman, Frush, Gaines, Gilchrist, Gutierrez, Harrison, Haynes, Hecht, Heller, Hixson, Holmes, Howard, Hubbard, Ivey, Jones, Kaiser, N. King, Kirk, Krysiak, Kullen, Lawton, Lee, Levi, Love, Manno, McIntosh, Mizeur, Montgomery, Niemann, Oaks, Olszewski, Pena–Melnyk, Pendergrass, Proctor, Ramirez, Rice, Riley, Ross, Schuler, Simmons, Stukes, F. Turner, Vallario, Vaughn, and Waldstreicher

AN ACT concerning

State Procurement Contracts – Living Wage

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

(Amendment ID: HB0430/953928/1)

BY: Delegate O'Donnell

AMENDMENTS TO HOUSE BILL 430
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 15, after "action;" insert "authorizing a certain aggrieved party to appeal a certain determination to the circuit court;".

AMENDMENT NO. 2

On page 6, in line 11, after "**A**" insert "**WRITTEN**"; in line 14, strike "**WRITTEN OR ORAL**".

AMENDMENT NO. 3

On page 7, strike in their entirety lines 4 through 8, inclusive.

AMENDMENT NO. 4

On page 7, in line 21, before "**IF**" insert "**(A)**".

On page 8, after line 3, insert:

"**(B) ANY PARTY AGGRIEVED BY A DETERMINATION OF THE COMMISSIONER MAY APPEAL THE DETERMINATION TO THE CIRCUIT COURT.**".

The preceding 4 amendments were read and rejected by a roll call vote as follows:

Affirmative – 41 Negative – 92 (See Roll Call No. 882)

FLOOR AMENDMENT

(Amendment ID: HB0430/733727/1)

BY: Delegate Miller

AMENDMENTS TO HOUSE BILL 430
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 16, after "terms;" insert "providing that certain provisions of this Act apply to certain contracts entered into by a county or municipal corporation;".

On page 2, after line 2, insert:

"BY adding to
Article 24 – Political Subdivisions – Miscellaneous Provisions
Section 8–103
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)".

AMENDMENT NO. 2

On page 2, after line 15, insert:

"Article 24 – Political Subdivisions – Miscellaneous Provisions

8–103.

THE PROVISIONS OF TITLE 18 OF THE STATE FINANCE AND PROCUREMENT ARTICLE SHALL APPLY TO ANY CONTRACT ENTERED INTO BY A COUNTY OR MUNICIPAL CORPORATION FOR SERVICES VALUED AT $100,000 OR MORE.".

AMENDMENT NO. 3

On page 3, before line 11, insert:

"**(G) "UNIT" INCLUDES A BICOUNTY OR MULTICOUNTY GOVERNMENTAL AGENCY.**".

AMENDMENT NO. 4

On page 4, in line 1, after the semicolon insert "**OR**"; strike beginning with "**WITH**" in line 2 down through "**(4)**" in line 3; and strike beginning with the semicolon in line 3 down through "**CITY**" in line 4.

The preceding 4 amendments were read and rejected.

FLOOR AMENDMENT

(Amendment ID: HB0430/403324/1)

BY: Delegate Impallaria

AMENDMENTS TO HOUSE BILL 430, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Economic Matters Committee Amendments (HB0430/233990/1), strike in their entirety Amendment Nos. 1, 2, and 3.

On page 2 of the Economic Matters Committee Amendments, strike Amendment No. 4 in its entirety.

AMENDMENT NO. 2

On page 1 of the bill, in the sponsor line, strike "and Waldstreicher" and substitute "Waldstreicher, and Healey".

AMENDMENT NO. 3

On page 3 of the bill, in line 13, strike "**AT LEAST ONE–HALF**" and substitute "**ANY**".

AMENDMENT NO. 4

On page 4 of the bill, in line 12, strike "**$11.95**" and substitute "**$10.63**".

The preceding 4 amendments were read and rejected by a roll call vote as follows:

Affirmative – 41 Negative – 92 (See Roll Call No. 883)

FLOOR AMENDMENT

(Amendment ID: HB0430/303720/1)

BY: Delegate Impallaria

AMENDMENT TO HOUSE BILL 430
(First Reading File Bill)

On page 5, in line 1, after "**(D)**" insert "**(1)**"; in lines 3 and 6, strike "**(1)**" and "**(2)**", respectively, and substitute "**(I)**" and "**(II)**", respectively; and after line 9, insert:

"**(2) AN EMPLOYER NEED NOT PAY WAGES TO AN EMPLOYEE AT THE RATES REQUIRED UNDER SUBSECTION (A) OF THIS SECTION FOR ANY STATE CONTRACT SERVICES PERFORMED BY THE EMPLOYEE OUTSIDE THE STATE.**".

The preceding amendment was read and rejected.

FLOOR AMENDMENT

(Amendment ID: HB0430/933428/1)

BY: Delegate McDonough

AMENDMENT TO HOUSE BILL 430
(First Reading File Bill)

On page 3, after line 23, insert:

"**(3) THIS TITLE ONLY APPLIES TO AN EMPLOYEE OF AN EMPLOYER IF THE EMPLOYEE IS:**

(I) A CITIZEN OF THE UNITED STATES; OR

(II) AUTHORIZED TO LEGALLY WORK IN THE UNITED STATES.".

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 46 Negative – 87 (See Roll Call No. 884)

FLOOR AMENDMENT

(Amendment ID: HB0430/103827/1)

BY: Delegate McDonough

AMENDMENT TO HOUSE BILL 430
(First Reading File Bill)

On page 6, strike beginning with the comma in line 4 down through "**TITLE**" in line 6.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 40 Negative – 93 (See Roll Call No. 885)

Read the second time and ordered prepared for Third Reading.

Senate Bill 532 – Senator Dyson

AN ACT concerning

Natural Resources – Diamondback Terrapin – Take and Possession

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

(Amendment ID: SB0532/770113/1)

BY: Environmental Matters Committee

AMENDMENT TO SENATE BILL 532
(Third Reading File Bill)

On page 8, in line 14, strike "October" and substitute "July".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 741 – Senators Middleton, Astle, Della, Edwards, Exum, Garagiola, Kelley, Kittleman, Klausmeier, and Pugh

AN ACT concerning

Office of Cemetery Oversight – Sunset Extension and Program Evaluation

STATUS OF BILL: BILL ON 3RD READING.

Delegate Morhaim moved to make the Bill a Special Order for Friday.

The motion was adopted.

CONCURRENCE CALENDAR #2

AMENDED IN THE SENATE

House Bill 1336 – Delegates Branch, Anderson, Benson, Burns, Cane, Davis, Gaines, Glenn, Griffith, Harrison, Holmes, Howard, Jones, Kirk, Levi, Morhaim, Nathan–Pulliam, Oaks, Pena–Melnyk, Proctor, Rice, Stukes, Tarrant, Taylor, F. Turner, Vaughn, and Walker

AN ACT concerning

2007 Darfur Protection Act – Divestiture from the Republic of Sudan

Delegate Conway moved that the House concur in the Senate amendments.

(Amendment ID: HB1336/513723/1)

BY: Senator Kramer

AMENDMENT TO HOUSE BILL 1336
(Third Reading File Bill)

On page 4, in line 10, strike "**AND**" and substitute "**OR**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 886)

AMENDED IN THE SENATE

House Bill 135 – The Speaker (By Request – Administration) and Delegates Barve, Busch, Feldman, Haynes, N. King, Lawton, ~~and Morhaim~~ Morhaim, Braveboy, Burns, Davis, Haddaway, Harrison, Hecht, Impallaria, Jameson, J. King, Kirk,

Krysiak, Love, Manno, Mathias, McHale, Miller, Minnick, Rudolph, Stifler, Taylor, Vaughn, Walkup, and Lee

AN ACT concerning

Maryland Life Sciences Advisory Board

Delegate Davis moved that the House concur in the Senate amendments.

(Amendment ID: HB0135/157670/1)

BY: Finance Committee

AMENDMENT TO HOUSE BILL 135
(Third Reading File Bill)

On page 3, in line 5, strike "**BE**" and substitute "**REPRESENT**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 887)

AMENDED IN THE SENATE

House Bill 449 – Delegate Feldman

AN ACT concerning

Commercial Law – Consumer Protection – Vehicle Protection Products Act

Delegate Davis moved that the House concur in the Senate amendments.

(Amendment ID: HB0449/387077/1)

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 449

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, strike "Department of Labor, Licensing, and Regulation" and substitute "Division of Consumer Protection of the Office of the Attorney General"; and in lines 12 and 17, in each instance, strike "Department" and substitute "Division".

AMENDMENT NO. 2

On page 3, strike in their entirety lines 3 and 4 and substitute:

"**(C) "DIVISION" MEANS THE DIVISION OF CONSUMER PROTECTION OF THE OFFICE OF THE ATTORNEY GENERAL.**".

On page 5 in line 28, on page 7 in lines 2, 6, 8, and 12, on page 8 in lines 5 and 9, on page 9 in line 29, and on page 13 in line 15, in each instance, strike "**DEPARTMENT**" and substitute "**DIVISION**".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 888)

AMENDED IN THE SENATE

House Bill 492 – Prince George's County Delegation

AN ACT concerning

Prince George's County – Board of License Commissioners – Attorney Compensation
PG 306–07

Delegate Davis moved that the House concur in the Senate amendments.

(Amendment ID: HB0492/254331/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 492
(Third Reading File Bill)

On page 2, in line 12, strike "**THE**" and substitute "**IN ADDITION TO THE ANNUAL SALARY DESIGNATED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 889)

AMENDED IN THE SENATE

House Bill 989 – Delegates Harrison, Branch, and Conway

AN ACT concerning

Maryland Small Business Development Financing Authority – Financing Limitations

Delegate Davis moved that the House concur in the Senate amendments.

(Amendment ID: HB0989/877973/1)

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 989
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 17, after "Authority;" insert "requiring that certain reports include a certain evaluation; requiring that the Authority submit certain reports to certain committees of the General Assembly;".

AMENDMENT NO. 2

On page 9, after line 2, insert:

"SECTION 4. AND BE IT FURTHER ENACTED, That the Maryland Small Business Development Financing Authority shall:

(1) include in the annual reports required to be made by December 31, 2007, and December 31, 2008, under Article 83A, § 5–1011 of the Code an evaluation of the impact of the changes enacted by Section 1 of this Act in the levels of assistance the Authority may provide, on:

(i) the number and amounts of loans and guarantees made by the Authority during the periods covered by the reports; and

(ii) the ability of the Authority to adequately assist eligible businesses under each financing program administered by the Authority; and

(2) provide the annual reports to the Senate Finance Committee and the House Economic Matters Committee.";

and in line 3, strike "4." and substitute "5.".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 890)

AMENDED IN THE SENATE

House Bill 61 – Delegates Eckardt, Cane, Haddaway, Smigiel, and Sossi

AN ACT concerning

Mid–Shore Regional Council – Membership – Immunity

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0061/718071/1)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 61
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "– Immunity"; in line 6, strike "providing that" and substitute "generally relating to the membership of"; in line 7, strike "is immune from being sued"; and strike in their entirety lines 13 through 17, inclusive.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 8 through 10, inclusive.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 891)

AMENDED IN THE SENATE

House Bill 131 – ~~The Speaker (By Request – Administration) and Delegates Bobo,~~ Delegate Bobo and the Speaker (By Request – Administration) and Delegates Busch, V. Clagett, Feldman, Frush, Gaines, Haynes, Heller, Lawton, Lee, Malone, McIntosh, Niemann, Taylor, ~~and F. Turner~~ F. Turner, Ali, Anderson, Barkley, Barnes, Barve, Beidle, Benson, Branch, Bronrott, Cane, Cardin, Davis, Gilchrist, Glenn, Gutierrez, Guzzone, Hammen, Harrison, Healey, Hixson, Holmes, Howard, Hubbard, Hucker, Ivey, Jones, Kaiser, Kirk, Kramer, Krysiak, Kullen, Lafferty, Levi, Love, Manno, Mizeur, Montgomery, Morhaim, Olszewski, Pena–Melnyk, Pendergrass, Proctor, Ramirez, Rice, Rosenberg, Ross, Schuh, Schuler, Simmons, Stein, Stukes, Tarrant, Valderrama, Waldstreicher, and Walker

AN ACT concerning

Maryland Clean Cars Act of 2007

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0131/908374/1)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 131
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 1, after "authorizing" insert "and requiring"; in line 17, after "year;" insert "establishing a Maryland Clean Car and Energy Policy Task Force; specifying the chair, membership, staffing, and duties of the Task Force; requiring the Task Force to make legislative recommendations; requiring the Task Force to provide a certain annual report to the Governor and the General Assembly;"; in line 19, after "stakeholders" insert ", consider the implementation efforts of certain states,"; strike beginning with "requiring" in line 21 down through "date;" in line 23; in line 24, after "Act;" insert "providing for the termination of certain provisions of this Act;"; and in line 28, strike "2–1107" and substitute "2–1108".

AMENDMENT NO. 2

On page 5, in line 7, strike "**A**" and substitute "**EXCEPT AS OTHERWISE PROVIDED IN THIS SUBTITLE, A**"; and in line 21, strike "**MAY**" and substitute "**SHALL**".

AMENDMENT NO. 3

On page 6, after line 19, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Environment

2–1108.

(A) THERE IS A MARYLAND CLEAN CAR AND ENERGY POLICY TASK FORCE.

(B) THE TASK FORCE SHALL BE COMPOSED OF:

(1) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED BY THE PRESIDENT OF THE SENATE TO SERVE AS A COCHAIR;

(2) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED BY THE SPEAKER OF THE HOUSE TO SERVE AS A COCHAIR;

(3) THE SECRETARY OF THE DEPARTMENT OF NATURAL RESOURCES, OR A DESIGNEE OF THE SECRETARY;

(4) THE SECRETARY OF THE DEPARTMENT OF THE ENVIRONMENT, OR A DESIGNEE OF THE SECRETARY;

(5) THE SECRETARY OF THE DEPARTMENT OF TRANSPORTATION, OR A DESIGNEE OF THE SECRETARY;

(6) THE SECRETARY OF THE DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT, OR A DESIGNEE OF THE SECRETARY;

(7) A REPRESENTATIVE OF THE MARYLAND ENERGY RESOURCE CENTER; AND

(8) A REPRESENTATIVE OF THE UNIVERSITY OF MARYLAND BIOTECHNOLOGY INSTITUTE.

(C) A MEMBER OF THE TASK FORCE MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE TASK FORCE BUT IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE STANDARD STATE TRAVEL REGULATIONS AS PROVIDED IN THE STATE BUDGET.

(D) THE TASK FORCE SHALL MEET AT THE TIMES AND PLACES THAT THE COCHAIRS DETERMINE.

(E) THE TASK FORCE SHALL:

(1) STUDY:

(I) THE ACTIVITIES OF NEIGHBORING STATES, RELATING TO VEHICLE EMISSION STANDARDS;

(II) REGULATORY ACTIONS BY THE STATE OF CALIFORNIA AND THE U.S. ENVIRONMENTAL PROTECTION AGENCY RELATED TO VEHICLE EMISSION STANDARDS; AND

(III) EMERGING ENERGY TECHNOLOGIES;

(2) REVIEW STATE ENERGY POLICIES AND CONSIDER PROPOSALS AND STRATEGIES TO DEVELOP ALTERNATIVE VEHICLE FUELS AND EFFICIENCY MEASURES THAT WOULD IMPROVE THE STATE'S AIR QUALITY;

(3) MAKE LEGISLATIVE RECOMMENDATIONS; AND

(4) PREPARE A REPORT SUMMARIZING THE FINDINGS AND RECOMMENDATIONS OF THE TASK FORCE.

(F) THE TASK FORCE SHALL SUBMIT THE FINDINGS AND RECOMMENDATIONS OF THE TASK FORCE TO THE GOVERNOR AND, SUBJECT TO § 2–1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON OR BEFORE DECEMBER 31 OF EACH YEAR.

(G) THE DEPARTMENT OF THE ENVIRONMENT SHALL PROVIDE STAFF TO THE TASK FORCE.

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:".

AMENDMENT NO. 4

On page 10, in line 12, strike "and"; in line 13, after "(b)" insert "Consider the implementation efforts of each state bordering the State that have adopted the California Low Emissions Vehicle Program; and

(c)";

and strike in their entirety lines 17 through 25, inclusive.

AMENDMENT NO. 5

On page 9, in line 12, strike "2." and substitute "4.".

On page 10, in line 3, strike "3." and substitute "5."; in line 7, strike "4." and substitute "6."; in line 14, strike "5." and substitute "7."; in line 26, strike "7." and substitute "8."; in the same line, strike "2" and substitute "4"; and in line 29, strike "1" and substitute "3".

On page 11, in line 1, strike "1" and substitute "3"; in line 3, strike "8." and substitute "9."; and in line 4, strike "7" and substitute "8".

AMENDMENT NO. 6

On page 11, in line 4, after "2007." insert "Section 2 of this Act shall remain effective for a period of 3 years and 7 months and, at the end of December 31, 2010, with no further action required by the General Assembly, Section 2 of this Act shall be abrogated and of no further force and effect.".

The preceding 6 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative –122 Negative – 17 (See Roll Call No. 892)

AMENDED IN THE SENATE

House Bill 303 – Delegates Cane, Conway, Eckardt, Elmore, Haddaway, and Mathias

AN ACT concerning

Tri–County Council for the Lower Eastern Shore of Maryland – Membership – Immunity

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0303/278271/1)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 303
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike "– Immunity"; in line 5, strike "providing that" and substitute "generally relating to the membership of"; and in line 6, strike "is immune from being sued".

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.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 11 through 14, inclusive.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 893)

AMENDED IN THE SENATE

House Bill 588 – Delegate Hubbard

AN ACT concerning

Natural Resources – Forest Conservation – Net Tract Area

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0588/394237/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 588
(Third Reading File Bill)

On page 4, in line 26, strike "October" and substitute "July".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 894)

AMENDED IN THE SENATE

House Bill 868 – Delegates Haynes, Anderson, Aumann, Bronrott, Carter, Conaway, DeBoy, Doory, Frank, Glenn, Hucker, James, Kirk, Krysiak, McHale, Montgomery, Oaks, Rice, Rosenberg, Shewell, Stukes, and Tarrant

AN ACT concerning

Maryland Transit Administration – Public Hearings

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0868/767071/1)

BY: Finance Committee

AMENDMENT TO HOUSE BILL 868
(Third Reading File Bill)

On page 3, in line 22, strike "to the Public Service Commission".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 895)

CONCURRENCE CALENDAR #3

AMENDED IN THE SENATE

House Bill 425 – ~~Delegate Simmons~~ Delegates Simmons, Olszewski, Vallario, Rosenberg, Anderson, Barnes, Carter, Conaway, Dumais, Dwyer, Frank, Kelly, Kramer, Lee, Levi, McComas, Ramirez, Schuler, Smigiel, Valderrama, and Waldstreicher

AN ACT concerning

Civil Actions – Liability of Insurer – Failure to Act in Good Faith

Delegate Vallario moved that the House concur in the Senate amendments.

(Amendment ID: HB0425/298874/2)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 425
(Third Reading File Bill)

AMENDMENT NO. 1

On page 8, in line 11, strike "**INSURED**" and substitute "**INSURER**".

On page 9, in line 14, strike "**AMOUNT OF**" and substitute "**CLAIM FOR**".

On page 10, in line 21, strike "**PARAGRAPH (1) OF THIS SUBSECTION**" and substitute "**ITEM (I) OF THIS PARAGRAPH**".

On page 12, in lines 4 and 16, in each instance, strike "**A**" and substitute "**IF A PARTY RECEIVES AN ADVERSE DECISION, THE**".

AMENDMENT NO. 2

On page 12, after line 19, insert:

"**(2) (I) THIS PARAGRAPH APPLIES ONLY IF MORE THAN ONE PARTY RECEIVES AN ADVERSE DECISION FROM THE ADMINISTRATION.**

(II) IF A PARTY REQUESTS A HEARING BEFORE THE OFFICE OF ADMINISTRATIVE HEARINGS AND ANOTHER PARTY FILES AN APPEAL TO A CIRCUIT COURT:

1. JURISDICTION OVER THE REQUEST FOR HEARING IS TRANSFERRED TO THE CIRCUIT COURT;

2. THE REQUEST FOR HEARING, THE ADMINISTRATION'S DECISION, AND THE ADMINISTRATION'S CASE FILE, INCLUDING THE COMPLAINT, RESPONSE, AND ALL DOCUMENTS SUBMITTED TO THE ADMINISTRATION, SHALL BE TRANSMITTED PROMPTLY TO THE CIRCUIT COURT; AND

3. THE REQUEST FOR HEARING SHALL BE DOCKETED IN THE CIRCUIT COURT AND CONSOLIDATED FOR TRIAL WITH THE APPEAL.";

and in line 20, strike "**(2)**" and substitute "**(3)**".

AMENDMENT NO. 3

On page 12, after line 21, insert:

"**(H) ON OR BEFORE JANUARY 1 OF EACH YEAR BEGINNING IN 2009, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE, THE ADMINISTRATION SHALL REPORT TO THE GENERAL ASSEMBLY ON THE FOLLOWING FOR THE PRIOR FISCAL YEAR:**

(1) THE NUMBER AND TYPES OF COMPLAINTS UNDER THIS SECTION OR § 3–1701 OF THE COURTS ARTICLE FROM INSUREDS REGARDING FIRST–PARTY INSURANCE CLAIMS UNDER PROPERTY AND CASUALTY INSURANCE POLICIES;

(2) THE ADMINISTRATIVE AND JUDICIAL DISPOSITIONS OF THE COMPLAINTS DESCRIBED IN ITEM (1) OF THIS SUBSECTION;

(3) THE NUMBER AND TYPES OF REGULATORY ENFORCEMENT ACTIONS INSTITUTED BY THE ADMINISTRATION FOR UNFAIR CLAIM SETTLEMENT PRACTICES UNDER § 27–303(9) OR § 24–304(18) OF THIS TITLE; AND

(4) THE ADMINISTRATIVE AND JUDICIAL DISPOSITIONS OF THE REGULATORY ENFORCEMENT ACTIONS FOR UNFAIR CLAIM SETTLEMENT PRACTICES DESCRIBED UNDER ITEM (3) OF THIS SUBSECTION.";

and strike in their entirety lines 22 through 28, inclusive.

On page 13, in line 1, strike "4." and substitute "2."; strike beginning with ", notwithstanding" in line 1 down through "Act," in line 2; strike in their entirety lines 5 through 18, inclusive; and in line 19, strike "6." and substitute "3.".

The preceding 3 amendments were read and concurred in.

(Amendment ID: HB0425/373329/1)

BY: Senator Stone

AMENDMENT TO HOUSE BILL 425, AS AMENDED
(Third Reading File Bill)

On page 1 of the Judicial Proceedings Committee Amendments (HB0425/298874/2), in line 4 of Amendment No. 1, strike "**ITEM**" and substitute "**SUBPARAGRAPH**".

On page 10 of the bill, in line 25, strike "**ITEM**" and substitute "**PARAGRAPH**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 896)

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 897)

ADJOURNMENT

At 5:14 P.M. on motion of Delegate Barve the House adjourned until 5:15 P.M., on Legislative Day March 31, 2007, Calendar Day Thursday, April 5, 2007.

Annapolis, Maryland
Legislative Day: March 31, 2007
Calendar Day: Thursday, April 5, 2007

The House met at 5:19 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate William A. Bronrott of Montgomery County.

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 898)

The Journal of March 30, 2007 was read and approved.

EXCUSES:
Del. Cane – business
Del. Goldwater – illness

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 899)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #73

House Bill 424 – Delegates Weir, Aumann, Boteler, McConkey, and Stull

AN ACT concerning

Lead Risk Reduction – Acquisition of Property – Compliance Requirements

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 900)

The Bill was then sent to the Senate.

House Bill 1020 – Delegates Oaks, Glenn, Hubbard, Morhaim, and Rosenberg

AN ACT concerning

Lead Poisoning Prevention Act of 2007

Read the third time and passed by yeas and nays as follows:

Affirmative – 119 Negative – 17 (See Roll Call No. 901)

The Bill was then sent to the Senate.

House Bill 1175 – Delegate Davis

AN ACT concerning

~~Charter~~ Counties – ~~Express Powers – Agreements to~~ Purchase ~~Easements to Restrict~~ of Development Rights

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 902)

The Bill was then sent to the Senate.

House Bill 1356 – Allegany County Delegation

EMERGENCY BILL

AN ACT concerning

Vehicle Laws – Motor Vehicle and Bicycle Racing Events – Approval

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 903)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #24

Senate Bill 100 – Senators Miller, Astle, Brinkley, Britt, Currie, DeGrange, Dyson, Garagiola, Hogan, Jacobs, Jones, Kasemeyer, Klausmeier, Kramer, McFadden, Munson, Peters, Robey, Rosapepe, and Stone

AN ACT concerning

Motor Vehicle Excise Tax – Active Duty Military Personnel Who Become Maryland Residents

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 904)

The Bill was then returned to the Senate.

Senate Bill 128 – Senators Raskin, Britt, Della, Forehand, Garagiola, Lenett, Madaleno, Middleton, Muse, Peters, Pugh, Robey, Rosapepe, Simonaire, ~~and Zirkin~~ Zirkin, and Harris

AN ACT concerning

Education – Public Schools – Constitution Day and Citizenship Day and Civic Responsibility for Students

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 905)

The Bill was then returned to the Senate.

Senate Bill 153 – Senators Mooney and Brinkley

AN ACT concerning

Frederick County – Board of Education – Nonvoting Student Member

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 906)

The Bill was then returned to the Senate.

Senate Bill 356 – Senators Miller and Dyson

AN ACT concerning

Calvert County Board of Education – Compensation

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 907)

The Bill was then returned to the Senate.

Senate Bill 376 – Senator Klausmeier

AN ACT concerning

Baltimore County – Election Law – ~~Assistant Chief Election Judge~~ Compensation for Election Judges

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 908)

The Bill was then returned to the Senate.

Senate Bill 390 – Senators Currie, Britt, Exum, Peters, and Rosapepe

AN ACT concerning

Prince George's County – Special Taxing Districts

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 6 (See Roll Call No. 909)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #25

Senate Bill 214 – Senators Colburn, Harris, Jacobs, Jones, Middleton, Munson, Pugh, and Stone

AN ACT concerning

Crimes – Unauthorized Possession ~~of Contraband~~ – Place of Confinement

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 910)

The Bill was then returned to the Senate.

Senate Bill 382 – Senators Raskin, Forehand, Haines, Jacobs, and Muse

AN ACT concerning

Civil Liability – AMBER Alert Dissemination – Immunity for Media and Commercial Mobile Radio Service Providers

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 911)

The Bill was then returned to the Senate.

Senate Bill 413 – Senators Jacobs, Astle, Brinkley, Colburn, DeGrange, Dyson, Edwards, Greenip, Haines, Harris, Hogan, Hooper, Kasemeyer, Kittleman, Klausmeier, Mooney, Munson, Muse, Peters, Pipkin, Robey, Simonaire, Stoltzfus, Stone, ~~and Zirkin~~ Zirkin, and Brochin

AN ACT concerning

Jessica's Law – Sexual Offenses – Parole Eligibility and Mandatory Minimum Sentences

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 912)

The Bill was then returned to the Senate.

Senate Bill 579 – Senators Jacobs, Dyson, Harris, Hooper, and Middleton

AN ACT concerning

Children with Disabilities – Voluntary Placement Agreements

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 913)

The Bill was then returned to the Senate.

Senate Bill 754 – Senator Muse

AN ACT concerning

Vehicle Laws – Eluding a Police Officer – Offenses, Penalties, and Forfeiture

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 914)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #26

Senate Bill 281 – Senators Middleton, Dyson, and Pugh

AN ACT concerning

Department of Health and Mental Hygiene – Family Health Administration – Maryland Medbank Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 915)

The Bill was then returned to the Senate.

Senate Bill 283 – Senators Middleton ~~and Dyson~~, Dyson, and Colburn

AN ACT concerning

~~Southern Maryland~~ Charles County Prostate Cancer Pilot Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 916)

The Bill was then returned to the Senate.

Senate Bill 326 – Cecil County Senators

AN ACT concerning

Cecil County – Bridge or Road Construction or Repair Contracts

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 917)

The Bill was then returned to the Senate.

Senate Bill 351 – Senators Kelley, Astle, Currie, DeGrange, Exum, Gladden, Pinsky, Raskin, and Stone

AN ACT concerning

Forensic Laboratories – Standards and Oversight

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 918)

The Bill was then returned to the Senate.

Senate Bill 568 – Senator Stoltzfus

AN ACT concerning

Health Occupations – Supervised Practice – Dental Hygienist

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 919)

The Bill was then returned to the Senate.

Senate Bill 678 – Senators Raskin, Britt, Della, Frosh, Gladden, ~~and Pinsky~~ Pinsky, and Conway

AN ACT concerning

Maryland Human Relations Commission – Hearings and Civil Actions – Relief

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 3 (See Roll Call No. 920)

The Bill was then returned to the Senate.

Senate Bill 701 – Senator Dyson

AN ACT concerning

Public Safety – Maryland State Firemen's Association – Uses of Appropriation

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 921)

The Bill was then returned to the Senate.

Senate Bill 756 – Senator Gladden

AN ACT concerning

Health Occupations – ~~Morticians – Exemption and Permit~~ Funeral Director Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 922)

The Bill was then returned to the Senate.

Senate Bill 960 – Senators Brinkley and Mooney

AN ACT concerning

Frederick County – Procurement Contracts – Architectural and Engineering Services

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 923)

The Bill was then returned to the Senate.

Senate Bill 1034 – Senators Hogan, Astle, Brinkley, Britt, Brochin, Colburn, Conway, Currie, DeGrange, Della, Dyson, Edwards, Exum, Forehand, Frosh, Garagiola, Gladden, Haines, Hooper, Jacobs, Jones, Kasemeyer, Kelley, Kittleman, Klausmeier, Kramer, Lenett, Madaleno, McFadden, Middleton, Miller, Munson,

Muse, Peters, Pinsky, Pipkin, Pugh, Raskin, Robey, Rosapepe, Simonaire, Stoltzfus, Stone, and Zirkin

EMERGENCY BILL

AN ACT concerning

Silver Spring District Courthouse – Renaming

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 924)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #27

Senate Bill 148 – The President (By Request – Administration) and Senators Frosh and Miller

AN ACT concerning

Natural Resources – Chesapeake Bay – Oyster Restoration

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 925)

The Bill was then returned to the Senate.

Senate Bill 573 – Senator Peters

AN ACT concerning

Natural Resources – Forest Conservation – Net Tract Area

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 926)

The Bill was then returned to the Senate.

Senate Bill 699 – Senator Stone

AN ACT concerning

State Highway Administration – Protection of Highway Construction and Maintenance Workers

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 927)

The Bill was then returned to the Senate.

Senate Bill 717 – Senator Colburn

AN ACT concerning

Somerset County, Wicomico County, and Worcester County – Deer Hunting on Private Lands – Sundays

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 1 (See Roll Call No. 928)

The Bill was then returned to the Senate.

Senate Bill 733 – Senator Edwards

AN ACT concerning

Vehicle Laws – Exceptional Milk Hauling Permit – Raw Liquid Milk

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 929)

The Bill was then returned to the Senate.

Senate Bill 984 – Senator Edwards

EMERGENCY BILL

AN ACT concerning

Vehicle Laws – Motor Vehicle and Bicycle Racing Events – Approval

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 930)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #28

Senate Bill 396 – Senators Gladden, Della, Conway, Jones, McFadden, ~~and Pugh~~ Pugh, Frosh, and Stone

AN ACT concerning

Ground Rents – Remedy for Nonpayment of Ground Rent

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 931)

The Bill was then returned to the Senate.

Senate Bill 397 – Senators Gladden, Della, McFadden, and Pugh

AN ACT concerning

Ground Rents – Conversion of Irredeemable Ground Rents

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 932)

The Bill was then returned to the Senate.

Senate Bill 398 – Senators Gladden, Della, Conway, McFadden, ~~and Pugh~~ Pugh, Stone, and Raskin

AN ACT concerning

Ground Rents – Notices Regarding Ground Leases on Residential Property

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 933)

The Bill was then returned to the Senate.

Senate Bill 440 – Senators Colburn and Pipkin

AN ACT concerning

Mid–Shore Regional Council – Membership ~~– Immunity~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 934)

The Bill was then returned to the Senate.

Senate Bill 441 – Senators Colburn and Stoltzfus

AN ACT concerning

Tri–County Council for the Lower Eastern Shore of Maryland – Membership – ~~Immunity~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 935)

The Bill was then returned to the Senate.

Senate Bill 622 – ~~Senator Gladden~~ Senators Gladden and Stone

AN ACT concerning

Ground Rents – ~~Limitation of Actions –~~ Registry of Properties Subject to Ground Leases

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 936)

The Bill was then returned to the Senate.

Senate Bill 623 – ~~Senator Gladden~~ Senators Gladden and Stone

AN ACT concerning

Ground Rents – Redemption

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 937)

The Bill was then returned to the Senate.

Senate Bill 755 – Senator Gladden

AN ACT concerning

Ground Rents – Property Owned by Baltimore City – Reimbursement for Expenses – Notices

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 938)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #29

Senate Bill 543 – Senators Jones, Britt, Conway, Currie, Exum, Gladden, McFadden, Muse, Pugh, ~~and Rosapepe~~ Rosapepe, Garagiola, Brochin, Frosh, and Madaleno

AN ACT concerning

2007 Darfur Protection Act – Divestiture from the Republic of Sudan

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 939)

The Bill was then returned to the Senate.

Senate Bill 1006 – Senator Klausmeier

AN ACT concerning

Redhouse Run Stormwater Systems Loan of 1984

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 940)

The Bill was then returned to the Senate.

Senate Bill 1015 – Senator Raskin

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2006 – Montgomery County – Blair Baseball Field Improvements

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 941)

The Bill was then returned to the Senate.

Senate Bill 1016 – Senator Britt

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2005 – Prince George's County – Langley Park Multi–Service Center

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 942)

The Bill was then returned to the Senate.

Senate Bill 1032 – Senator Middleton

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2006 – Charles County – Black Box Theatre

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 943)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #30

Senate Bill 115 – Senator Britt

AN ACT concerning

Prince George's County – Alcoholic Beverages – Class B–DD (Development District) License

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 944)

The Bill was then returned to the Senate.

Senate Bill 247 – Senators Currie, Britt, Miller, Muse, Peters, Pinsky, and Rosapepe

AN ACT concerning

Prince George's County – Board of License Commissioners – Attorney Compensation

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 945)

The Bill was then returned to the Senate.

Senate Bill 566 – Senators Miller, Astle, Garagiola, Kelley, Klausmeier, Middleton, and Pugh

AN ACT concerning

Public Utility Companies – Generating Stations – Wind

Read the third time and passed by yeas and nays as follows:

Affirmative – 124 Negative – 14 (See Roll Call No. 946)

The Bill was then returned to the Senate.

Senate Bill 595 – Senator Garagiola

AN ACT concerning

Public Utility Companies – Net Energy Metering – Renewable Portfolio Energy Standard – Photovoltaic Power

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 6 (See Roll Call No. 947)

The Bill was then returned to the Senate.

Senate Bill 765 – Senator Exum

EMERGENCY BILL

AN ACT concerning

Workers' Compensation Insurance – Notice – Premiums

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 948)

The Bill was then returned to the Senate.

Senate Bill 844 – Carroll County Senators

AN ACT concerning

Carroll County – Regulation of Pawnbrokers and Secondhand ~~Precious Metal Object~~ Dealers

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 949)

The Bill was then returned to the Senate.

Senate Bill 864 – Senator Middleton

AN ACT concerning

Voice Over Internet Protocol Service ~~and Internet Protocol–Enabled Service~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 2 (See Roll Call No. 950)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #31

Senate Bill 275 – Senators Middleton and Munson

EMERGENCY BILL

AN ACT concerning

Maryland Tort Claims Act – Employee or Official of the Maryland Agricultural and Resource–Based Industry Development Corporation

FLOOR AMENDMENT

(Amendment ID: SB0275/863320/1)

BY: Delegate Rudolph

AMENDMENTS TO SENATE BILL 275, AS AMENDED
(Third Reading File Bill)

AMENDMENT NO. 1

Strike the House Judiciary Committee Amendments (SB0275/802412/1) in their entirety.

AMENDMENT NO. 2

On page 1 of the bill, strike beginning with "Employee" in line 2 down through "Corporation" in line 3 and substitute "State Personnel – Definition and Study"; in line 6, after "Corporation;" insert "requiring the State Treasurer to conduct a certain study and make a certain report;"; and after line 13, insert:

"BY repealing and reenacting, without amendments,
Article – State Government
Section 12–106
Annotated Code of Maryland
(2004 Replacement Volume and 2006 Supplement)".

AMENDMENT NO. 3

On page 2 of the bill, after line 15, insert:

"12–106.

(a) This section does not apply to a claim that is asserted by cross–claim, counterclaim, or third–party claim.

(b) A claimant may not institute an action under this subtitle unless:

(1) the claimant submits a written claim to the Treasurer or a designee of the Treasurer within 1 year after the injury to person or property that is the basis of the claim;

(2) the Treasurer or designee denies the claim finally; and

(3) the action is filed within 3 years after the cause of action arises.

SECTION 2. AND BE IT FURTHER ENACTED, That the Treasurer shall report to the General Assembly on or before February 1, 2008, in accordance with § 2–1246 of the State Government Article, on the number of claims submitted in 2007 to the Treasurer or the Treasurer's designee in accordance with § 12–106 of the State Government Article.";

and in lines 16 and 20, strike "2." and "3.", respectively, and substitute "3." and "4.", respectively.

The preceding 3 amendments were read only.

Delegate Simmons moved to make the Bill and Amendments a Special Order for Friday.

The motion was adopted.

THE COMMITTEE ON JUDICIARY REPORT #18

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 16 – Senator Della

AN ACT concerning

Baltimore City – Local Government Tort Claims Act – Baltimore Public Markets Corporation and Lexington Market, Inc.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 152 – Senator Gladden

AN ACT concerning

Family Law – Criminal History Records Check Costs – Exemption for Volunteers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 170 – Senators Stone, Brochin, Colburn, Haines, Jacobs, and Mooney

AN ACT concerning

Child Sexual Abuse and Crimes of Violence

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 371 – Senators Muse, Frosh, Pugh, and Rosapepe

AN ACT concerning

Interstate Compact for Juveniles

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 434 – Senator Frosh

AN ACT concerning

Estates and Trusts – Disclaimers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 497 – Senators Haines, Brinkley, Hooper, Jacobs, and Mooney

AN ACT concerning

Public Safety – Disposal of Handguns Owned by a Law Enforcement Agency

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 813 – Senator Colburn

AN ACT concerning

Dorchester County – Appointment of Members of Fire Companies as Deputy Sheriffs

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 833 – Senator Stoltzfus

AN ACT concerning

Worcester County – Fire and Explosive Investigators – Authority

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

Senate Bill 974 – Chair, Judicial Proceedings Committee (By Request – Departmental – State Police)

AN ACT concerning

Department of State Police – Disposal of Property – Holding Period

(Amendment ID: SB0974/912318/1)

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 974
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after the first "of" insert "providing that certain requirements relating to disposal of personal property in the possession of the Department of State Police do not apply to personal property retained by the Department for use as evidence in a criminal proceeding and do not supersede certain provisions for seizure and forfeiture;"; and in line 4, strike "of State Police".

AMENDMENT NO. 2

On page 2, in line 2, after "(a)" insert "**(1)**"; after line 3, insert:

"**(2) THIS SECTION DOES NOT APPLY TO PERSONAL PROPERTY RETAINED BY THE DEPARTMENT FOR USE AS EVIDENCE IN A CRIMINAL PROSECUTION.**

(3) THIS SECTION DOES NOT SUPERSEDE THE PROVISIONS FOR SEIZURE AND FORFEITURE CONTAINED IN TITLES 12 AND 13 OF THE CRIMINAL PROCEDURE ARTICLE.";

in line 4, strike "The" and substitute "**(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE**"; and after line 6, insert:

"**(2) PERSONAL PROPERTY THAT IS USED AS EVIDENCE IN A CRIMINAL PROSECUTION SHALL BE RETAINED BY THE DEPARTMENT IN THE SAME MANNER AS OTHER EVIDENCE RETAINED BY 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.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #19

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Economic Matters:

Senate Bill 361 – Senators Lenett, Forehand, Britt, Colburn, Conway, Currie, Dyson, Edwards, Frosh, Haines, Hooper, Jones, Kelley, Madaleno, McFadden, Munson, Muse, Peters, Pinsky, Pugh, Raskin, Robey, Rosapepe, Simonaire, Stone, and Zirkin

AN ACT concerning

Cigarette Fire Safety Performance Standard and Firefighter Protection Act

The Bill was re–referred to the Committee on Economic Matters.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Economic Matters:

Senate Bill 502 – Senator Astle

AN ACT concerning

Commercial Law – Consumer Protection – Vehicle Protection Products Act

The Bill was re–referred to the Committee on Economic Matters.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Environmental Matters:

Senate Bill 511 – Senator Dyson

AN ACT concerning

Real Property – Sale of Property Encumbered by a Conservation ~~Easements – Notification of Buyers~~ Easement

The Bill was re–referred to the Committee on Environmental Matters.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Appropriations:

Senate Bill 668 – Senators Pinsky, Britt, Currie, Muse, and Peters

AN ACT concerning

Teachers' Retirement System and Teachers' Pension ~~Systems~~ System – Reemployment of Retirees

The Bill was re–referred to the Committee on Appropriations.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Judiciary:

Senate Bill 685 – Cecil County Senators

AN ACT concerning

~~Cecil County~~ Criminal Procedure – Pretrial Release – ~~Use of Technology to Facilitate Pretrial Release Process~~ Posting of Bond Without Appearance of Defendant

The Bill was re–referred to the Committee on Judiciary.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Ways and Means:

Senate Bill 705 – Senator Forehand

AN ACT concerning

Property Tax – ~~Exemption~~ Credit for Property Used as a Publicly Sponsored Business Incubator

The Bill was re–referred to the Committee on Ways and Means.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Health and Government Operations:

Senate Bill 764 – Senator Dyson

AN ACT concerning

Higher Education – St. Mary's College of Maryland – Procurement Authority

The Bill was re–referred to the Committee on Health and Government Operations.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Ways and Means:

Senate Bill 871 – ~~Senator Currie~~ Senators Currie and Peters

AN ACT concerning

Prince George's County – Property Tax Credit – Kettering–Largo–Mitchellville Boys and Girls Club

The Bill was re–referred to the Committee on Ways and Means.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Health and Government Operations:

Senate Bill 915 – Senator McFadden

AN ACT concerning

State Government – Maryland Veterans Commission – Membership

The Bill was re–referred to the Committee on Health and Government Operations.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Ways and Means:

Senate Bill 926 – Senator Harris

AN ACT concerning

Harford County – Gaming – Political Fundraising

The Bill was re–referred to the Committee on Ways and Means.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Appropriations:

Senate Bill 961 – Senators Brinkley and Mooney

AN ACT concerning

Frederick County – Employees' Pension System – Alternate Contributory Pension Selection

The Bill was re–referred to the Committee on Appropriations.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Ways and Means:

Senate Bill 1033 – Senator Currie

AN ACT concerning

Tax Credits for Individuals Facing Employment Barriers – Sunset Extension

The Bill was re–referred to the Committee on Ways and Means.

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 951)

ADJOURNMENT

At 6:05 P.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Legislative Day April 1, 2007, Calendar Day Friday, April 6, 2007.

Annapolis, Maryland
Legislative Day: April 1, 2007
Calendar Day: Friday, April 6, 2007

The House met at 10:18 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Aisha N. Braveboy of Prince George's County.

QUORUM CALL

The presiding officer announced a quorum call, showing 136 Members present.

(See Roll Call No. 954)

The Journal of March 31, 2007 was read and approved.

EXCUSES:
Del. Goldwater – illness
Del. F. Turner – medical

AMENDED IN THE SENATE

House Bill 760 – Delegates V. Clagett, Ali, Barnes, Bartlett, Barve, Beidle, Bobo, Boteler, Bronrott, Dumais, Frush, Gilchrist, Hammen, Haynes, Healey, Hecht, Holmes, Hucker, Ivey, Kach, N. King, Lafferty, Lawton, Mathias, McHale, McIntosh, Mizeur, Montgomery, Morhaim, Rosenberg, Shewell, Stein, Stukes, ~~and Waldstreicher~~ Waldstreicher, Glassman, Glenn, Kipke, Niemann, Stull, and Weir

AN ACT concerning

Natural Resources – Diamondback Terrapin – Take and Possession

Delegate McIntosh moved that the House not concur in the Senate amendments.

(Amendment ID: HB0760/923128/1)

BY: Senator Klausmeier

AMENDMENTS TO HOUSE BILL 760

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after "purposes;" insert "providing that the provisions of this Act do not apply to a certain aquaculture operation;".

AMENDMENT NO. 2

On page 4, after line 10, insert:

"**(C) THE PROVISIONS OF THIS SECTION DO NOT APPLY TO AN AQUACULTURE OPERATION FOR WHICH THE DEPARTMENT HAS ISSUED A PERMIT UNDER SUBTITLE 11A OF THIS TITLE.**".

The preceding 2 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB 0760**
SPONSOR: Del V. Clagett, et al
SUBJECT: Natural Resources – Diamondback Terrapin – Take and Possession

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints Delegates Holmes, Chairman, V. Clagett, and O'Donnell.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 137	The Speaker
HB 327	Del. Feldman
HB 611	Del. Ross
HB 921	Del. Kullen
HB 962	Del. Conway

Read and ordered journalized.

THE COMMITTEE ON APPROPRIATIONS REPORT #15

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

Senate Bill 2 – Senators Middleton, Miller, Currie, Astle, Britt, Conway, DeGrange, Dyson, Forehand, Frosh, Garagiola, Gladden, Hogan, Jones, Kasemeyer, Kelley, Kramer, Lenett, Madaleno, McFadden, Peters, Pinsky, Pugh, Raskin, Robey, Rosapepe, and Stone

AN ACT concerning

State Employees' Rights and Protections Act of 2007

(Amendment ID: SB0002/254265/1)

BY: Appropriations Committee

AMENDMENT TO SENATE BILL 2
(Third Reading File Bill)

On page 2, in line 10, after "Management" insert ", the Department of Transportation,".

On page 7, in line 2, strike "**AND**" and substitute "**OR**".

On page 13, in line 10, after "Management" insert ", the Department of Transportation,"; in line 12, after "regulations" insert ", including the Department of Transportation's Human Resources Management System,"; in line 31, after "employees" insert "in the State Personnel Management System and in the Department of

Transportation"; in line 32, strike "periodically"; and in the same line, after "notified" insert "at 6–month intervals".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 50 – Senator Middleton

AN ACT concerning

Governor's Appointments Office and Appointing Authorities – Duties

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations and Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

Senate Bill 101 – The President (By Request – Administration) and Senators Hogan, Middleton, and Miller

AN ACT concerning

Nursing Facilities – Quality Assessment – Medicaid Reimbursement

(Amendment ID: SB0101/204966/1)

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 101
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, strike "requiring the Department to use" and substitute "providing for the distribution of"; in line 10, after the first "to" insert "a special fund, to

be used only to"; and strike beginning with "requiring" in line 13 down through "based;" in line 15.

On page 2, in line 3, after "circumstances;" insert "expressing the intent of the General Assembly that the Department develop certain accountability measures to be used to distribute certain revenues;"; in line 9, strike "__ (S.B. 6)" and substitute "3"; and in line 14, strike "__ (S.B. 6)" and substitute "3".

AMENDMENT NO. 2

On page 4, in line 18, strike "**PER NURSING FACILITY**" and substitute "**IN THE AGGREGATE ON ALL NURSING FACILITIES**"; and in line 19, strike "**NET**".

AMENDMENT NO. 3

On page 5, in line 18, after "**BE**" insert "**DISTRIBUTED TO A SPECIAL FUND, TO BE**"; and in the same line, after "**DEPARTMENT**" insert "**ONLY**".

AMENDMENT NO. 4

On pages 5 and 6, strike in their entirety the lines beginning with line 24 on page 5 through line 11 on page 6, inclusive.

On page 8, after line 3, insert:

"SECTION 5. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that:

(a) Beginning July 1, 2008, a portion of the revenues from the quality assessment shall be distributed to nursing facilities subject to this Act based on accountability measures that indicate quality of care or a commitment to quality of care. The accountability measures should be objective, measurable, and when considered in combination with each other, deemed to have a correlation to residents' quality of life and care. The Department of Health and Mental Hygiene shall develop accountability measures in consultation with representatives of the nursing facilities and other stakeholders.

(b) Up to 25% of the revenues generated by the quality assessment shall be distributed as provided in this section, to the extent federal law allows. Further, the distribution of revenues as provided in this section shall be used as an incentive for

nursing facilities to provide quality care, and may not be used to directly or indirectly hold harmless any nursing facility.";

and in line 4, strike "5." and substitute "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 Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 130 – Senators Peters, Hogan, Britt, Forehand, Garagiola, Klausmeier, Pugh, ~~and Raskin~~ Raskin, Rosapepe, Madaleno, Robey, Munson, and Jones

AN ACT concerning

Public Safety – State Aid for Police Protection Fund – Municipal Sworn Officer Allocation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 137 – Senators Middleton, Colburn, Dyson, Edwards, Mooney, and Pipkin

AN ACT concerning

State Employee and Retiree Health and Welfare Benefits Program – Eligibility for Enrollment and Participation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 572 – Senator Della

AN ACT concerning

State Personnel – Collective Bargaining – Use of Employee Information

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 583 – Senator Kramer (Chair, Joint Committee on Pensions)

AN ACT concerning

Alternate Contributory Pension Selection – Clarifications

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 744 – Senator Della

AN ACT concerning

Former Governors – Death Benefits – Surviving Spouses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 895 – Senator DeGrange

AN ACT concerning

Public Safety Employees Killed in the Performance of Duties – ~~Helicopter Pilots and Aviation Maintenance Technicians~~ Public Safety Aviation Employees – Death Benefits

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

Senate Bill 957 – Senators Brinkley and Mooney

AN ACT concerning

Frederick County – Public Facilities Bonds

(Amendment ID: SB0957/474061/1)

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 957
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "to" in line 6 down through "Maryland," in line 7.

On page 2, strike beginning with "providing" in line 4 down through "purposes;" in line 7.

AMENDMENT NO. 2

On page 2, strike beginning with the first "to" in line 23 down through "Maryland," in line 24; in line 25, strike "those purposes" and substitute "that purpose"; and strike beginning with the comma in line 32 down through "Maryland," in line 33.

On page 3, strike beginning with the second "the" in line 6 down through "Maryland;" in line 8.

On page 4, strike beginning with "or" in line 2 down through "Maryland" in line 4; strike beginning with "or" in line 6 down through "Maryland" in line 7; strike in their entirety lines 13 through 25, inclusive; and in line 26, strike "6." and substitute "5.".

On page 5, in lines 4, 24, and 33, strike "7.", "8.", and "9.", respectively, and substitute "6.", "7.", and "8.", respectively.

On page 6, in lines 1 and 15, strike "10." and "11.", respectively, and substitute "9." and "10.", respectively.

On pages 6 and 7, strike in their entirety the lines beginning with line 32 on page 6 through line 4 on page 7, inclusive.

On page 7, in line 5, strike "13." and substitute "11.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 999 – Senator Kramer (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Investment Oversight

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #22

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

Senate Bill 52 – Senators Forehand, Frosh, Britt, and Della

AN ACT concerning

Consumer Protection – Consumer Reporting Agencies – Consumer Reports – Security Freezes

(Amendment ID: SB0052/573899/1)

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 52

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike the second "a"; strike beginning with "number" in line 7 down through "days" in line 8 and substitute "time periods"; in line 8, strike "a request is" and substitute "certain requests are"; in the same line, after "received" insert "in certain manners"; in line 14, strike "contained in, or"; in the same line, strike "from," and substitute "from"; in line 20, strike the first "a"; and in the same line, strike "number of business days" and substitute "time periods".

On page 2, in line 2, strike "requiring" and substitute "authorizing"; strike beginning with "prohibiting" in line 4 down through "agency" in line 9 and substitute "establishing certain maximum fees for certain services relating to a security freeze; prohibiting the charging of fees by a consumer reporting agency to a consumer who presents certain documentation to the consumer reporting agency"; in line 13, strike "shall be" and substitute "is"; and in line 15, after "terms;" insert "providing for a delayed effective date;".

AMENDMENT NO. 2

On page 3, in line 24, after the second "**A**" insert "**CONSUMER'S**"; in line 27, strike "**CONTAINED IN, OR**"; and in line 28, strike the comma.

On page 4, in line 1, after "**A**" insert "**CONSUMER'S**"; strike beginning with the first comma in line 8 down through "**PERSON,**" in line 9; and in line 9, before "**CONSUMER**" insert "**CONSUMER'S**".

On page 5, in line 5, strike "**FOR THE PURPOSE OF**"; in line 9, after "**PERSON**" insert "**ONLY**"; and in line 22, strike "**NEGATIVE**".

On page 6, in line 6, after "**REPORT**" insert "**BY**"; in line 7, strike "**BY WRITTEN**" and substitute "**WRITTEN**"; in line 8, after "**(II)**" insert "**BEGINNING JANUARY 1, 2010, SUBJECT TO PARAGRAPH (6) OF THIS SUBSECTION, TELEPHONE, BY PROVIDING CERTAIN PERSONAL INFORMATION THAT THE CONSUMER REPORTING AGENCY MAY REQUIRE TO VERIFY THE IDENTITY OF THE CONSUMER;**"; in line 9, strike "**BY ELECTRONIC**" and substitute "**(III) ELECTRONIC**"; in the same line, after "**MAIL**" insert "**USING AN ELECTRONIC POSTMARK**"; in line 11, strike "**(III)**" and substitute "**(IV)**"; strike beginning with "**OVER**" in line 11 down through "**AGENCY**" in line 12 and substitute "**IF THE CONSUMER REPORTING AGENCY MAKES A SECURE CONNECTION**

AVAILABLE ON ITS WEBSITE, AN ELECTRONIC REQUEST THROUGH THAT SECURE CONNECTION"; in line 18, after "**REPORT**" insert "**:**

(I) BEFORE JULY 1, 2008,";

and in line 19, strike "**FROM A CONSUMER**" and substitute "**UNDER PARAGRAPH (1) OF THIS SUBSECTION; OR**

(II) ON OR AFTER JULY 1, 2008, WITHIN 3 BUSINESS DAYS AFTER RECEIVING A REQUEST UNDER PARAGRAPH (1) OF THIS SUBSECTION".

On page 7, after line 18, insert:

"**(6) (I) IF A CONSUMER REQUESTS PLACEMENT OF A SECURITY FREEZE BY TELEPHONE UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION, THE CONSUMER REPORTING AGENCY MAY REQUIRE THE CONSUMER TO CONFIRM THE REQUEST IN WRITING ON A FORM THAT THE CONSUMER REPORTING AGENCY PROVIDES TO THE CONSUMER WITH THE MATERIALS SENT IN ACCORDANCE WITH PARAGRAPH (4) OF THIS SUBSECTION.**

(II) IF THE CONSUMER FAILS TO RETURN WRITTEN CONFIRMATION THAT THE CONSUMER REPORTING AGENCY REQUIRES UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE CONSUMER REPORTING AGENCY MAY REMOVE THE SECURITY FREEZE IN ACCORDANCE WITH SUBSECTION (G)(2) OF THIS SECTION.";

in line 21, strike "**CONTAINED IN, OR**"; and in the same line, strike "**FROM,**" and substitute "**FROM**".

On page 8, in line 13, after "**BY**" insert "**:**

1.";

in line 14, strike "**MAIL**"; in the same line, strike "**OR**" and substitute "**MAIL IN THE MANNER PRESCRIBED BY THE CONSUMER REPORTING AGENCY;**

2.";

in the same line, strike "**TELEPHONE AS DESIGNATED**" and substitute "**TELEPHONE IN THE MANNER PRESCRIBED**"; in line 15, strike "**, BY ELECTRONIC**" and substitute "**;**

3. ELECTRONIC";

in the same line, after the first "**MAIL**" insert "**USING AN ELECTRONIC POSTMARK**"; in line 16, after "**AVAILABLE**" insert "**TO THE CONSUMER**"; strike beginning with "**, OR**" in line 16 down through "**AGENCY**" in line 18 and substitute "**; OR**

4. ELECTRONIC REQUEST IF A SECURE CONNECTION IS MADE AVAILABLE ON THE WEBSITE OF THE CONSUMER REPORTING AGENCY";

in line 25, strike "**BY**" and substitute "**TO**"; and in the same line, strike "**REPORTING AGENCY**".

AMENDMENT NO. 3

On page 9, in line 1, strike "**A**" and substitute "**EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, A**"; in line 2, strike the colon; in line 3, strike "**1.**"; in line 4, strike "**; OR**" and substitute a period; in line 5, strike "**2.**" and substitute "**(II) 1.**"; in the same line, after "**2009,**" insert "**A CONSUMER REPORTING AGENCY SHALL COMPLY WITH A REQUEST MADE UNDER PARAGRAPH (1) OF THIS SUBSECTION**"; and strike beginning with the colon in line 7 down through "**; AND**" in line 9 and substitute "**MADE BY TELEPHONE, BY ELECTRONIC MAIL, OR BY SECURE CONNECTION ON THE WEBSITE OF THE CONSUMER REPORTING AGENCY.**".

On pages 9 and 10, strike in their entirety the lines beginning with line 10 on page 9 through line 8 on page 10, inclusive, and substitute:

"**2. A CONSUMER REPORTING AGENCY THAT IS UNABLE TO TEMPORARILY LIFT A SECURITY FREEZE UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH SHALL LIFT THE SECURITY FREEZE AS SOON AS IT IS REASONABLY CAPABLE OF DOING SO.**".

On page 10, in line 9, strike "**(F) ON OR BEFORE OCTOBER 1, 2009, A**" and substitute "**(3) A**"; in line 10, strike "**SHALL**" and substitute "**MAY**"; strike in their entirety lines 14 and 15 and substitute "**FACSIMILE OR OTHER ELECTRONIC MEDIA TO RECEIVE AND**"; in line 17, strike "**PLACE, TEMPORARILY LIFT,**" and substitute

"**TEMPORARILY LIFT**"; in lines 19, 24, and 28, strike "**(G)**", "**(H)**", and "**(I)**", respectively, and substitute "**(F)**", "**(G)**", and "**(H)**", respectively; in line 30, after "**IF**" insert "**:**

1.";

in line 31, strike "**PLACEMENT**" and substitute "**PLACEMENT**"; and in line 32, after "**CONSUMER**" insert "**; OR**

2. THE CONSUMER:

A. MADE THE REQUEST TO PLACE THE SECURITY FREEZE BY TELEPHONE UNDER SUBSECTION (C)(1)(II) OF THIS SECTION; AND

B. FAILED TO CONFIRM THE REQUEST IN WRITING IF REQUIRED IN ACCORDANCE WITH SUBSECTION (C)(6) OF THIS SECTION".

On page 11, in line 6, strike "**(I)**" and substitute "**(H)**"; in the same line, strike "**(H)(2)**" and substitute "**(G)(2)**"; in line 13, strike "**MAIL**" and substitute "**:**

1. MAIL IN THE MANNER PRESCRIBED BY THE CONSUMER REPORTING AGENCY;";

strike line 14 in its entirety and substitute:

"**2. TELEPHONE IN THE MANNER PRESCRIBED BY THE CONSUMER REPORTING AGENCY;**";

in line 15, strike "**ELECTRONIC MAIL**" and substitute:

"**3. ELECTRONIC MAIL USING AN ELECTRONIC POSTMARK**";

in line 16, after "**AVAILABLE**" insert "**TO THE CONSUMER**"; and strike beginning with "**, OR**" in line 16 down through "**BY**" in line 17 and substitute "**; OR**

4. ELECTRONIC REQUEST IF A SECURE CONNECTION IS MADE AVAILABLE ON THE WEBSITE OF".

AMENDMENT NO. 4

On page 12, in line 1, strike "**(J)**" and substitute "**(I)**"; in lines 10 and 11, strike "**: (I) $10**" and substitute "**$5,**"; strike beginning with "**; AND**" in line 12 down through "**SECTION**" in line 14; in line 16, strike "**A FEE**" and substitute "**ANY FEE UNDER THIS SECTION**"; strike beginning with the comma in line 16 down through "**ARTICLE**" in line 20 and substitute "**:**

(I) HAS OBTAINED A REPORT OF ALLEGED IDENTITY FRAUD AGAINST THE CONSUMER UNDER § 8–304 OF THE CRIMINAL LAW ARTICLE OR AN IDENTITY THEFT PASSPORT UNDER § 8–305 OF THE CRIMINAL LAW ARTICLE; AND

(II) PROVIDES A COPY OF THE REPORT OR PASSPORT TO THE CONSUMER REPORTING AGENCY";

in line 21, strike "**(K)**" and substitute "**(J)**"; in lines 28, 30, and 31, in each instance, strike "**CONSUMER**" and substitute "**CREDIT**"; and in line 31, strike "**CONTAINED IN, OR DERIVED FROM,**" and substitute "**DERIVED FROM**".

On page 13, in lines 4, 9, 11, 15, 19, 26, 27, 28, and 30, in each instance, strike "**CONSUMER**" and substitute "**CREDIT**"; in line 5, strike the comma and substitute "**OR**"; in the same line, after the second "**MAIL**" insert "**OR THE INTERNET**"; in line 6, strike "**HAS**" and substitute "**PROVIDES**"; strike beginning with "**MAIL**" in line 6 down through "**WEBSITE**" in line 8 and substitute "**CONNECTION**"; in line 10, after "**RECEIVED**" insert "**, OR WITHIN 3 BUSINESS DAYS STARTING JULY 1, 2008**"; in line 21, strike "**THE**" and substitute "**THE**"; in line 23, after "**(2)**" insert "**THE**"; in line 25, strike the first "**THE**" and substitute "**THE**"; in line 30, strike "**OR REMOVE**"; and in line 31, after "**RECEIVED**" insert "**, OR WITHIN 15 MINUTES STARTING JANUARY 31, 2009, FOR CERTAIN REQUESTS**".

On pages 13 and 14, strike beginning with "**AFTER**" in line 31 on page 13 down through "**LAW**" in line 2 on page 14 and substitute "**A CONSUMER REPORTING AGENCY MUST COMPLY WITH A REQUEST TO REMOVE A SECURITY FREEZE ON A CREDIT REPORT WITHIN 3 BUSINESS DAYS AFTER THE REQUEST IS RECEIVED**".

On page 14, in line 11, strike "**$10**" and substitute "**$5**"; strike beginning with "**A**" in line 12 down through "**RECEIVED.**" in line 14; in line 15, strike the second "**A**" and substitute "**ANY**"; strike beginning with "**ALLEGING**" in line 18 down through "**THEFT**" in line 19 and substitute "**OF ALLEGED IDENTITY FRAUD AGAINST THE CONSUMER OR**

AN IDENTITY THEFT PASSPORT"; in line 21, strike "**CONSUMER**" and substitute "**CREDIT**"; in line 28, strike "**(L)**" and substitute "**(K)**"; in line 29, strike "**ERRONEOUSLY RELEASES A**" and substitute "**VIOLATES A SECURITY FREEZE BY RELEASING A CONSUMER'S**"; in line 30, strike "**CONTAINED IN, OR**"; in line 31, strike "**, A**" and substitute "**A CONSUMER'S**"; in line 32, after "**FREEZE**" insert "**WITHOUT AUTHORIZATION**"; in line 33, strike "**ERRONEOUS**"; and in line 34, strike "**AFFECTED**".

On page 15, in line 1, strike "**NATURE OF THE**" and substitute "**SPECIFIC**"; in line 2, after "**THE**" insert "**NAME AND ADDRESS OF, OR OTHER AVAILABLE**"; in the same line, after "**FOR**" insert a comma; in line 18, strike "**(M)**" and substitute "**(L)**"; in lines 18 and 19, strike "**§ 14–1212.1(E)(2)(I)2 OF THIS SUBTITLE**" and substitute "**SUBSECTION (E)(2)(II) OF THIS SECTION**"; and in line 22, strike "October 1, 2007" and substitute "January 1, 2008".

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, Chair, for the Committee on Economic Matters reported favorably with amendments:

Senate Bill 194 – Senators Kelley, Astle, Garagiola, Klausmeier, and Middleton

AN ACT concerning

Consumer Protection – Personal Information Protection Act

(Amendment ID: SB0194/493993/1)

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 194
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after "given;" insert "specifying the contents of the notification;"; in line 14, after "manner;" insert "requiring certain businesses to retain certain records for a certain period of time under certain circumstances;"; and in line 21,

after "circumstances;"; insert "requiring a business to provide notice of a breach of the security of a system to the Office of the Attorney General prior to giving a certain notification;".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 29 and 30 and substitute:

"**(C) "ENCRYPTED" MEANS THE TRANSFORMATION OF DATA THROUGH THE USE OF AN ALGORITHMIC PROCESS INTO A FORM IN WHICH THERE IS A LOW PROBABILITY OF ASSIGNING MEANING WITHOUT USE OF A CONFIDENTIAL PROCESS OR KEY.**".

On page 3, in line 1, strike "**(C)**" and substitute "**(D)**"; in line 8, strike "**OR**"; in line 12, after "**ACCOUNT**" insert "**; OR**

(IV) AN INDIVIDUAL TAXPAYER IDENTIFICATION NUMBER";

and in line 24, strike "**(D)**" and substitute "**(E)**".

AMENDMENT NO. 3

On page 5, strike beginning with "**AND**" in line 11 down through "**THEFT**" in line 12; strike beginning with the colon in line 16 down through "**THE**" in line 17 and substitute "**THE**"; strike beginning with the semicolon in line 18 down through "**THEFT**" in line 20; strike beginning with the second "**THE**" in line 25 down through "**THEFT**" in line 26 and substitute "**PERSONAL INFORMATION OF THE INDIVIDUAL HAS BEEN OR WILL BE MISUSED AS A RESULT OF THE BREACH**"; in line 28, strike "**REASONABLY BELIEVES**" and substitute "**DETERMINES**"; strike beginning with the first "**THE**" in line 28 down through "**STATE**" in line 30 and substitute "**MISUSE OF THE INDIVIDUAL'S PERSONAL INFORMATION HAS OCCURRED OR IS REASONABLY LIKELY TO OCCUR AS A RESULT OF A BREACH OF THE SECURITY OF A SYSTEM**".

On page 6, after line 5, insert:

"**(4) IF AFTER THE INVESTIGATION REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION IS CONCLUDED, THE BUSINESS DETERMINES THAT NOTIFICATION UNDER PARAGRAPH (2) OF THIS SUBSECTION IS NOT REQUIRED, THE BUSINESS SHALL MAINTAIN RECORDS THAT REFLECT ITS DETERMINATION FOR 3 YEARS AFTER THE DETERMINATION IS MADE.**";

in lines 10 and 11, strike "**A MATERIAL RISK OF IDENTITY THEFT**" and substitute "**THE MISUSE**"; and after line 16, insert:

"**(3) A BUSINESS THAT IS REQUIRED TO NOTIFY AN OWNER OR LICENSEE OF PERSONAL INFORMATION OF A BREACH OF THE SECURITY OF A SYSTEM UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL SHARE WITH THE OWNER OR LICENSEE INFORMATION RELEVANT TO THE BREACH.**".

AMENDMENT NO. 4

On page 7, in line 6, after "**BUSINESS**" insert "**, IF:**

(I) THE INDIVIDUAL HAS EXPRESSLY CONSENTED TO RECEIVE ELECTRONIC NOTICE; OR

(II) THE BUSINESS CONDUCTS ITS BUSINESS PRIMARILY THROUGH INTERNET ACCOUNT TRANSACTIONS OR THE INTERNET";

in line 12, strike "**$25,000**" and substitute "**$100,000**"; and in line 13, strike "**50,000**" and substitute "**175,000**".

AMENDMENT NO. 5

On page 7, after line 25, insert:

"**(G) THE NOTIFICATION REQUIRED UNDER SUBSECTION (B) OF THIS SECTION SHALL INCLUDE:**

(1) TO THE EXTENT POSSIBLE, A DESCRIPTION OF THE CATEGORIES OF INFORMATION THAT WERE, OR ARE REASONABLY BELIEVED TO HAVE BEEN, ACQUIRED BY AN UNAUTHORIZED PERSON, INCLUDING WHICH OF THE ELEMENTS OF PERSONAL INFORMATION WERE, OR ARE REASONABLY BELIEVED TO HAVE BEEN, ACQUIRED;

(2) CONTACT INFORMATION FOR THE BUSINESS MAKING THE NOTIFICATION, INCLUDING THE BUSINESS' ADDRESS, TELEPHONE NUMBER, AND TOLL–FREE TELEPHONE NUMBER IF ONE IS MAINTAINED;

(3) THE TOLL–FREE TELEPHONE NUMBERS AND ADDRESSES FOR THE MAJOR CONSUMER REPORTING AGENCIES; AND

(4) (I) THE TOLL–FREE TELEPHONE NUMBERS, ADDRESSES, AND WEBSITE ADDRESSES FOR:

1. THE FEDERAL TRADE COMMISSION; AND

2. THE OFFICE OF THE ATTORNEY GENERAL; AND

(II) A STATEMENT THAT AN INDIVIDUAL CAN OBTAIN INFORMATION FROM THESE SOURCES ABOUT STEPS THE INDIVIDUAL CAN TAKE TO AVOID IDENTITY THEFT.";

strike beginning with "**(G)**" in line 26 down through "**A**" in line 27 and substitute:

"**(H) PRIOR TO GIVING THE NOTIFICATION REQUIRED UNDER SUBSECTION (B) OF THIS SECTION AND SUBJECT TO SUBSECTION (D) OF THIS SECTION, A**";

and strike beginning with "**WITHIN**" in line 28 down through "**BREACH**" in line 30.

On page 8, strike in their entirety lines 1 through 9, inclusive; in line 10, strike "**(H)**" and substitute "**(I)**"; and in line 12, strike "**(I)**" and substitute "**(J)**".

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

Senate Bill 452 – Senator Colburn

AN ACT concerning

Dorchester County – Alcoholic Beverages – Class D License

(Amendment ID: SB0452/673496/1)

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 452
(Third Reading File Bill)

On page 2, in line 13, strike "**7 DAY**" and substitute "**7–DAY**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

Senate Bill 453 – Senator Colburn

AN ACT concerning

Dorchester County – Alcoholic Beverages – Issuance of Additional Class A Beer Licenses

(Amendment ID: SB0453/543599/1)

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 453
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike "adding" and substitute "repealing"; in the same line, strike "a certain type of" and substitute "certain limitations on the types of certain"; and in line 5, strike "license to the types of".

AMENDMENT NO. 2

On page 2, in line 4, strike ", **CLASS C,**".

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, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 491 – Senator Britt

EMERGENCY BILL

AN ACT concerning

Public Utility Companies – ~~Electricity Rates for~~ Electric Universal Service Program – Residential Tenants and Condominium Owners – Study ~~of Nonresidential Customers~~

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 845 – Carroll County Senators

EMERGENCY BILL

AN ACT concerning

Carroll County – Alcoholic Beverages – Quota for Class A Licenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 889 – Senator Astle

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Board of License Commissioners – Inspectors

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #23

CONSENT CALENDAR #12

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
SB 96	FAV	Sens Mooney and Brinkley	Frederick County – Alcoholic Beverages – Special Licenses
SB 201	FAV	Sen Stoltzfus	Somerset County – Alcoholic Beverages – License Fees
SB 457	FAV	Sen Colburn	Wicomico County – Board of License Commissioners – Attorney's Salary
SB 458	FAV	Sen Colburn	Wicomico County – Alcoholic Beverages – Minimum Seating Capacity for Licensed Restaurants
SB 681	FAV	Cecil County Senators	Cecil County – Alcoholic Beverages – Caterer's License
SB 683	FAV	Cecil County Senators	Cecil County – Alcoholic Beverages – Board of License Commissioners – Summonses and Subpoenas
SB 684	FAV	Cecil County Senators	Cecil County – Alcoholic Beverages – New Year's Sales
SB 713	FAV	Sen Colburn	Dorchester County – Alcoholic Beverages – Special Class C Licensees – Distribution of Wristbands
SB 736	FAV	Cecil County Senators	Cecil County – Alcoholic Beverages – Sunday Sales for Class B and Class BLX Licenses
SB 814	FAV	Sen Colburn	Wicomico County – Liquor Control Board – Salaries
SB 958	FAV	Sens Brinkley and Mooney	Frederick County – Alcoholic Beverages – Tables and Chairs at Wineries

Favorable report adopted on all of the proceeding bills.

All of the proceeding bills were 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. 955)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #74

House Bill 430 – Delegates Taylor, Hucker, Ali, Anderson, Barkley, Barnes, Barve, Benson, Bobo, Braveboy, Bronrott, Cane, V. Clagett, Conaway, Dumais, Feldman, Frush, Gaines, Gilchrist, Gutierrez, Harrison, Haynes, Hecht, Heller, Hixson, Holmes, Howard, Hubbard, Ivey, Jones, Kaiser, N. King, Kirk, Krysiak, Kullen, Lawton, Lee, Levi, Love, Manno, McIntosh, Mizeur, Montgomery, Niemann, Oaks, Olszewski, Pena–Melnyk, Pendergrass, Proctor, Ramirez, Rice, Riley, Ross, Schuler, Simmons, Stukes, F. Turner, Vallario, Vaughn, ~~and Waldstreicher~~ Waldstreicher, and Healey

AN ACT concerning

State Procurement Contracts – Living Wage

Delegate Vaughn moved the previous question.

The motion was adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 88 Negative – 50 (See Roll Call No. 956)

The Bill was then sent to the Senate.

AMENDED IN THE SENATE

House Bill 491 – Delegates Anderson, Barkley, Dwyer, Kelly, McConkey, and Rosenberg

AN ACT concerning

Civil Liability – AMBER Alert Dissemination – Immunity for Media and Commercial Mobile Radio Service Providers

Delegate Vallario moved that the House not concur in the Senate amendments.

(Amendment ID: HB0491/898776/1)

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 491
(Third Reading File Bill)

On page 1, in line 13, strike "5–642" and substitute "5–427".

On page 2, in line 5, strike "**5–642.**" and substitute "**5–427.**"; and in line 23, before "**BROADCASTS**" insert "**VOLUNTARILY AND WITHOUT COMPENSATION**".

On page 3, strike beginning with "**DAMAGES**" in line 2 down through "**RECEIVED**" in line 5 and substitute "**ANY DAMAGES FOR ANY ACT OR OMISSION THAT FORMS PART OF THE BROADCAST OR ITS DISSEMINATION UNLESS THE ACT OR OMISSION CONSTITUTES:**

(1) WILLFUL OR WANTON MISCONDUCT;

(2) GROSS NEGLIGENCE; OR

(3) INTENTIONALLY TORTIOUS CONDUCT".

The preceding amendment was read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB 0491**
SPONSOR: Del Anderson, et al
SUBJECT: Civil Liab – AMBER Alert Dissemination – Immun for Media and Commercial Mobile Radio Serv Prvdrs

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints Delegates Simmons, Chairman, Kramer, and Anderson.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

AMENDED IN THE SENATE

House Bill 1194 – ~~Chair, Judiciary Committee (By Request – Departmental – Public Safety and Correctional Services)~~ Delegates Sophocleus, Barkley, Beidle, Benson, Cane, V. Clagett, DeBoy, Dumais, Dwyer, Elmore, George, Holmes, J. King, Kipke, Lee, Mathias, McComas, McConkey, McDonough, McHale, Minnick, Niemann, O'Donnell, Rosenberg, Schuh, and Smigiel

AN ACT concerning

Criminal Law – Unauthorized Possession of Contraband – Places of Confinement

Delegate Vallario moved that the House not concur in the Senate amendments.

(Amendment ID: HB1194/678070/1)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 1194
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Criminal Law" and substitute "Crimes"; in the same line, strike "of Contraband"; in the same line, strike "Places" and substitute "Place"; in line 5, after "a" insert "certain"; and in the same line, after "confinement" insert "without authorization by a certain managing official".

On pages 1 and 2, strike beginning with "prohibiting" in line 6 on page 1 down through "penalties" in line 2 on page 2 and substitute "prohibiting a person from

knowingly possessing certain contraband to effect an escape, a weapon, or a telecommunication device in a certain place of confinement; prohibiting a person from knowingly receiving or possessing an alcoholic beverage or a controlled dangerous substance in a certain place of confinement; prohibiting a person from delivering a telecommunication device to a certain person in a certain place of confinement; establishing penalties for a violation of this Act".

On page 2, strike beginning with ", receiving" in line 3 down through "prohibited" in line 4 and substitute "of certain"; strike in their entirety lines 5 through 10, inclusive, and substitute:

"BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 9–401(c), 9–410(a), (c), (e), and (f), and 9–411
Annotated Code of Maryland
(2002 Volume and 2006 Supplement)";

in line 13, strike "9–410" and substitute "9–410(g)"; in the same line, strike "and 9–416" and substitute "9–416, and 9–417"; and in line 18, after "Section" insert "9–410(g) and".

AMENDMENT NO. 2

On page 2, strike beginning with "Section(s)" in line 22 down through "That" in line 24; after line 26, insert:

"9–401.

(c) "Escape" retains its judicially determined meaning.";

and strike line 29 in its entirety.

On page 3, strike in their entirety lines 3 and 4.

On page 4, after line 5, insert:

"9–411.

This part does not apply to a drug or substance that is legally possessed by an individual under a written prescription issued by a person authorized by law and designated by the managing official to prescribe inmate medication.";

in line 12, after "**(3)**" insert "**WITHOUT AUTHORIZATION BY THE MANAGING OFFICIAL,**"; in line 26, strike "**KNOWINGLY POSSESS OR**"; and in the same line, after "receive" insert "**OR KNOWINGLY POSSESS**".

On page 5, in lines 10 and 22, strike "**KNOWINGLY POSSESS OR**"; in line 10, after "receive" insert "**OR KNOWINGLY POSSESS**"; and in line 22, after "**RECEIVE**" insert "**OR KNOWINGLY POSSESS**".

On page 6, in line 6, strike "**KNOWINGLY POSSESS OR**"; in the same line, after "**RECEIVE**" insert "**OR KNOWINGLY POSSESS**"; in line 12, strike "**(1)**"; in line 13, after "**CONFINEMENT**" insert "**WITH SIGNS POSTED INDICATING THAT SUCH CONDUCT IS PROHIBITED**"; strike in their entirety lines 14 through 27, inclusive, and substitute:

"**(B) A PERSON DETAINED OR CONFINED IN A PLACE OF CONFINEMENT MAY NOT RECEIVE OR KNOWINGLY POSSESS A TELECOMMUNICATION DEVICE.**

(C) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO:

(1) FOR A FIRST OFFENSE, IMPRISONMENT NOT EXCEEDING 90 DAYS OR A FINE NOT EXCEEDING $500 OR BOTH; AND

(2) FOR A SECOND OR SUBSEQUENT OFFENSE, IMPRISONMENT NOT EXCEEDING 1 YEAR OR A FINE NOT EXCEEDING $1,000 OR BOTH.

[9–417.**] 9–418.**

A sentence imposed under this part may be separate from and consecutive to or concurrent with a sentence for any crime based on the act establishing the crime under this part.";

and in line 28, strike "3." and substitute "2.".

The preceding 2 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB 1194**
SPONSOR: Del Sophocleus, et al
SUBJECT: Criminal Law – Unauthorized Possession of Contraband – Places of Confinement

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints Delegates Waldstreicher, Chairman, McComas, and Lee.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **SB 0069**
SPONSOR: Sen Jones, et al
SUBJECT: Task Force to Study Prison Violence in Maryland

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints: Senators Gladden, Chairman, Stone, and Haines.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB 0069**
SPONSOR: Sen Jones, et al
SUBJECT: Task Force to Study Prison Violence in Maryland

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments to the Senate Bill and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The Senate has appointed: Senators Gladden, Chair, Stone, and Haines.
The House appoints: Delegates Shank, Chairman, K. Kelly, and Barnes.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **SB 0368**
SPONSOR: Sen Muse
SUBJECT: Torts – Release of Claim for Damages – Voidable

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints: Senators Muse, Chairman, Stone, and Gladden.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB 0368**
SPONSOR: Sen Muse
SUBJECT: Torts – Release of Claim for Damages – Voidable

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments to the Senate Bill and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The Senate has appointed: Senators Muse, Chair, Stone, and Gladden.
The House appoints: Delegates Anderson, Chairman, Conaway, and McConkey.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #28

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

Senate Bill 3 – Senators DeGrange, Miller, Astle, Currie, Della, Garagiola, Gladden, Hogan, Kasemeyer, Kelley, Kramer, Pugh, Raskin, and Stone

AN ACT concerning

~~Property Protection Act of 2007~~
Real Property – Condemnation – Procedures and Compensation

(Amendment ID: SB0003/770013/1)

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 3
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 22, before the first "and" insert "providing for the application of a certain provision of this Act; requiring the State or any of its instrumentalities or political subdivisions to file an action of condemnation within a certain time period under certain circumstances;".

AMENDMENT NO. 2

On page 8, in lines 4 and 6, in each instance, strike "**3**" and substitute "**4**"; in line 5, strike "**DETERMINATION**" and substitute "**AUTHORIZATION**"; and in line 10, strike "**CONDEMN**" and substitute "**ACQUIRE**".

On page 14, after line 24, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That § 12–105.1 of the Real Property Article as enacted by Section 1 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 specific administrative or legislative authorization to acquire property granted by the State or any of its instrumentalities or political subdivisions before the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That with regard to any specific administrative or legislative authorization to acquire property granted by the State or any of its instrumentalities or political subdivisions before the effective date of this Act, the State or any of its instrumentalities or political subdivisions shall file an action of condemnation within 4 years from the effective date of this Act, and if an action of condemnation is not filed within 4 years from the effective date of this Act, the State

or any of its instrumentalities or political subdivisions shall obtain a new authorization to acquire property before proceeding with the condemnation.";

and in line 25, strike "2." and substitute "4.".

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 Environmental Matters reported favorably:

Senate Bill 256 – Senator Astle

AN ACT concerning

City of Annapolis – Housing Authority – Approval of Commissioners by City Council

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 278 – Senator McFadden

AN ACT concerning

Baltimore City – Housing Authority – Continued Occupancy by Family Member on Death of Tenant

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

Senate Bill 287 – Senator Kelley

AN ACT concerning

Real Property – Condominiums and Homeowners Associations – Receivership

(Amendment ID: SB0287/730414/1)

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 287
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike "Receivership" and substitute "Court Appointment of Receiver"; and strike beginning with the first "certain" in line 4 down through "receiver;" in line 19 and substitute "not less than a certain number of unit owners to petition a certain circuit court to appoint a receiver if a council of unit owners fails to fill certain vacancies on the board of directors under the Maryland Condominium Act; requiring the unit owners to mail a certain notice; requiring the unit owners to post a certain notice in a certain manner; providing that the unit owners may proceed with the petition under certain circumstances; providing that a certain receiver may not reside in or own a unit in a certain condominium; providing that a certain receiver shall have certain powers and duties; providing for the term of service of a receiver; providing that the salary of a certain receiver, certain court costs, and certain attorney's fees are common expenses; authorizing not less than a certain number of owners of certain lots to petition a certain circuit court to appoint a receiver if a homeowners association fails to fill certain vacancies on the governing body under the Maryland Homeowners Association Act; requiring the lot owners to mail a certain notice; providing that the lot owners may proceed with the petition under certain circumstances; providing that a certain receiver may not reside in or own a lot in a certain development;".

On page 2, in line 1, strike "an independent" and substitute "a".

AMENDMENT NO. 2

On pages 2 through 5, strike in their entirety the lines beginning with line 12 on page 2 through line 20 on page 5, inclusive, and substitute:

"**(A) IF THE COUNCIL OF UNIT OWNERS FAILS TO FILL VACANCIES ON THE BOARD OF DIRECTORS SUFFICIENT TO CONSTITUTE A QUORUM IN ACCORDANCE WITH**

THE BYLAWS, THREE OR MORE UNIT OWNERS MAY PETITION THE CIRCUIT COURT FOR THE COUNTY WHERE THE CONDOMINIUM IS LOCATED TO APPOINT A RECEIVER TO MANAGE THE AFFAIRS OF THE COUNCIL OF UNIT OWNERS.

(B) (1) AT LEAST 30 DAYS BEFORE PETITIONING THE CIRCUIT COURT, THE UNIT OWNERS ACTING UNDER THE AUTHORITY GRANTED BY SUBSECTION (A) OF THIS SECTION SHALL MAIL TO THE COUNCIL OF UNIT OWNERS A NOTICE DESCRIBING THE PETITION AND THE PROPOSED ACTION.

(2) THE UNIT OWNERS SHALL POST A COPY OF THE NOTICE IN A CONSPICUOUS PLACE ON THE CONDOMINIUM PROPERTY.

(C) IF THE COUNCIL OF UNIT OWNERS FAILS TO FILL VACANCIES SUFFICIENT TO CONSTITUTE A QUORUM WITHIN THE NOTICE PERIOD, THE UNIT OWNERS MAY PROCEED WITH THE PETITION.

(D) A RECEIVER APPOINTED BY A COURT UNDER THIS SECTION MAY NOT RESIDE IN OR OWN A UNIT IN THE CONDOMINIUM GOVERNED BY THE COUNCIL OF UNIT OWNERS.

(E) (1) A RECEIVER APPOINTED UNDER THIS SECTION SHALL HAVE ALL POWERS AND DUTIES OF A DULY CONSTITUTED BOARD OF DIRECTORS.

(2) THE RECEIVER SHALL SERVE UNTIL THE COUNCIL OF UNIT OWNERS FILLS VACANCIES ON THE BOARD OF DIRECTORS SUFFICIENT TO CONSTITUTE A QUORUM.

(F) THE SALARY OF THE RECEIVER, COURT COSTS, AND REASONABLE ATTORNEY'S FEES ARE COMMON EXPENSES.

11B–111.5.

(A) IF A HOMEOWNERS ASSOCIATION FAILS TO FILL VACANCIES ON THE GOVERNING BODY SUFFICIENT TO CONSTITUTE A QUORUM IN ACCORDANCE WITH THE BYLAWS, THREE OR MORE OWNERS OF LOTS MAY PETITION THE CIRCUIT COURT FOR THE COUNTY WHERE THE CONDOMINIUM IS LOCATED TO APPOINT A RECEIVER TO MANAGE THE AFFAIRS OF THE HOMEOWNERS ASSOCIATION.

(B) (1) AT LEAST 30 DAYS BEFORE PETITIONING THE CIRCUIT COURT, THE LOT OWNERS ACTING UNDER THE AUTHORITY GRANTED BY SUBSECTION (A) OF THIS SECTION SHALL MAIL TO THE GOVERNING BODY A NOTICE DESCRIBING THE PETITION AND THE PROPOSED ACTION.

(2) THE LOT OWNERS SHALL MAIL A COPY OF THE NOTICE TO THE OWNER OF EACH LOT IN THE DEVELOPMENT.

(C) IF THE GOVERNING BODY FAILS TO FILL VACANCIES SUFFICIENT TO CONSTITUTE A QUORUM WITHIN THE NOTICE PERIOD, THE LOT OWNERS MAY PROCEED WITH THE PETITION.

(D) A RECEIVER APPOINTED BY A COURT UNDER THIS SECTION MAY NOT RESIDE IN OR OWN A LOT IN THE DEVELOPMENT GOVERNED BY THE HOMEOWNERS ASSOCIATION.

(E) (1) A RECEIVER APPOINTED UNDER THIS SECTION SHALL HAVE ALL POWERS AND DUTIES OF A DULY CONSTITUTED GOVERNING BODY.

(2) THE RECEIVER SHALL SERVE UNTIL THE HOMEOWNERS ASSOCIATION FILLS VACANCIES ON THE GOVERNING BODY SUFFICIENT TO CONSTITUTE A QUORUM.

(F) THE SALARY OF THE RECEIVER, COURT COSTS, AND REASONABLE ATTORNEY'S FEES ARE EXPENSES OF THE HOMEOWNERS ASSOCIATION.".

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 Environmental Matters reported favorably with amendments:

Senate Bill 553 – Senators Pipkin, Miller, Britt, and Brochin

AN ACT concerning

Environment – Landfills – Termination Date

(Amendment ID: SB0553/400616/1)

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 553
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "repealing" in line 5 down through "County;" in line 7; and in line 8, after "State;" insert "requiring the Department to report to the General Assembly on or before a certain date;".

On page 2, in line 4, strike "**OR**"; and strike beginning with "**IN**" in line 7 down through "**COUNTY**" in line 8 and substitute ", or within 1 mile of any other tributary in Prince George's County that flows directly or indirectly into the Potomac River".

AMENDMENT NO. 2

On page 2, after line 16, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1, 2008, the Department of the Environment shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on appropriate methods to authorize a county to remove a proposed landfill from a county plan, including any information on methods or practices utilized by other states.";

and in line 17, 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 Environmental Matters reported favorably with amendments:

Senate Bill 674 – Senators Pinsky, Britt, Della, Dyson, Forehand, Frosh, Garagiola, Gladden, Jones, Kelley, Lenett, Pugh, and Zirkin

AN ACT concerning

Maryland Energy Efficiency Standards Act of 2007

(Amendment ID: SB0674/650611/1)

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 674
(Third Reading File Bill)

AMENDMENT NO. 1

On page 8, in line 1, after "**(B)**" insert "**EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, THE REGULATIONS SHALL BE CONSISTENT WITH THE REGULATIONS ADOPTED BY THE U.S. DEPARTMENT OF ENERGY.**

(C)";

and in line 10, strike "**(C)**" and substitute "**(D)**".

AMENDMENT NO. 2

On page 27, in line 30, strike "**2012**" and substitute "**2009**".

On page 28, in line 4, strike "**2009**" and substitute "**2012**".

The preceding 2 amendments were read only.

Delegate McIntosh moved to make the Bill and Amendments a Special Order for the end of this calendar.

The motion was adopted.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 710 – Senators Conway, Dyson, Exum, Frosh, Gladden, Hogan, Kelley, and Pugh

AN ACT concerning

Affordable Housing – Enabling Authority for Counties and Municipalities

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 772 – Senators Britt, Currie, Muse, Peters, Pinsky, and Rosapepe

AN ACT concerning

Prince George's County – State's Attorney's Office – Composition and Salaries

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 775 – Senator Pipkin

AN ACT concerning

Queen Anne's County – State's Attorney – Salary

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 784 – Senators Rosapepe, Britt, ~~and Pinsky~~ Pinsky, Conway, and Raskin

AN ACT concerning

Stormwater Management Act of 2007

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

Senate Bill 883 – Senators Conway, Dyson, Exum, Frosh, Gladden, and Kelley

AN ACT concerning

Ground Leases – Redemption – Preferred Interest Rate Loans

(Amendment ID: SB0883/430517/1)

BY: Environmental Matters Committee

AMENDMENT TO SENATE BILL 883
(Third Reading File Bill)

On page 3, in line 20, strike "**THEIR**" and substitute "**THE APPLICANT'S**".

On page 4, in line 2, strike "October" and substitute "July".

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 Environmental Matters reported favorably:

Senate Bill 885 – Senator Dyson

AN ACT concerning

~~**State Ethics Commission – Regulated Lobbyist – Fees**~~
Ethics Law – Miscellaneous Provisions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 975 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Environment)

AN ACT concerning

Oil Pollution and Tank Management

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 1008 – Senator Colburn

AN ACT concerning

Town of Brookview (Dorchester County) – Urban Renewal Authority for Slum Clearance

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 1009 – Senator Colburn

AN ACT concerning

Town of Eldorado (Dorchester County) – Urban Renewal Authority for Slum Clearance

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 1010 – Senator Colburn

AN ACT concerning

Town of Galestown (Dorchester County) – Urban Renewal Authority for Slum Clearance

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 1011 – Senator Colburn

AN ACT concerning

Town of Hurlock (Dorchester County) – Urban Renewal Authority for Slum Clearance

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 1027 – Senator Gladden

AN ACT concerning

Vehicle Laws – Race–Based Traffic Stops – Sunset Extension and Reporting Requirements

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

Senate Bill 674 – Senators Pinsky, Britt, Della, Dyson, Forehand, Frosh, Garagiola, Gladden, Jones, Kelley, Lenett, Pugh, and Zirkin

AN ACT concerning

Maryland Energy Efficiency Standards Act of 2007

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

(Amendment ID: SB0674/650611/1)

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 674
(Third Reading File Bill)

AMENDMENT NO. 1

On page 8, in line 1, after "**(B)**" insert "**EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, THE REGULATIONS SHALL BE CONSISTENT WITH THE REGULATIONS ADOPTED BY THE U.S. DEPARTMENT OF ENERGY.**

(C)";

and in line 10, strike "**(C)**" and substitute "**(D)**".

AMENDMENT NO. 2

On page 27, in line 30, strike "**2012**" and substitute "**2009**".

On page 28, in line 4, strike "**2009**" and substitute "**2012**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT #17

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 358 – Delegate Donoghue

AN ACT concerning

Certified Social Workers–Clinical – Practice – Definition

(Amendment ID: HB0358/936787/1)

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 358
(First Reading File Bill)

On page 1, in the sponsor line, strike "Delegate Donoghue" and substitute "Delegates Donoghue, Mizeur, V. Turner, Pena–Melnyk, Oaks, Montgomery, and Nathan–Pulliam".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations and Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 177 – Senator Zirkin

AN ACT concerning

Residential Child Care Programs – Out–of–Home Placement – Standards for Staff and System for Outcomes Evaluation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

Senate Bill 255 – Senator Conway

AN ACT concerning

State Board of Physicians – Sunset Extension and Program Evaluation

(Amendment ID: SB0255/436684/1)

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 255
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "altering" in line 12 down through "circumstances;" in line 15.

On page 2, strike beginning with "prohibiting" in line 24 down through "filings;" in line 25 and substitute "providing that certain provisions regarding a stay or challenge of a hearing for procedural defect apply to the selection of peer reviewers;".

On pages 2 and 3, strike beginning with "repealing" in line 41 on page 2 down through "time;" in line 3 on page 3 and substitute "modifying the criteria for the reporting of medical malpractice claims and settlement information on the individual licensee profiles;".

On page 4, in line 9, strike "14–411.1(b), (c), (d)" and substitute "14–411.1(b)(4)"; in line 21, after "14–316(e)" insert a comma; and in the same line, after the first comma, insert "14–411.1(b)(3),".

AMENDMENT NO. 2

On page 8, strike beginning with "**EXCEPT**" in line 16 down through "**10**" in line 17 and substitute "14".

On pages 8 and 9, strike in their entirety the lines beginning with line 30 on page 8 through line 8 on page 9, inclusive.

On page 9, in line 9, strike "**(III)**" and substitute "(ii)".

AMENDMENT NO. 3

On page 16, in lines 14 and 15, strike "**WITHIN THE PAST YEAR IN THE STATE**"; and strike beginning with "**THE**" in line 24 down through "**CHARGES**" in line 26 and substitute "**SECTION 14–405(G) OF THIS SUBTITLE APPLIES TO THE SELECTION OF PEER REVIEWERS UNDER THIS SUBSECTION**".

AMENDMENT NO. 4

On page 21, strike in their entirety lines 14 through 19, inclusive; and after line 25, insert:

"(4) The number of medical malpractice settlements involving the licensee if there are three or more with a settlement amount of $150,000 or greater within the most recent **[**5–year**]** **10–YEAR** period as reported to the Board;".

On pages 21 through 23, strike in their entirety the lines beginning with line 26 on page 21 through line 14 on page 23, inclusive.

AMENDMENT NO. 5

On page 27, strike beginning with "**EXCEPT**" in line 18 down through "**10**" in line 19 and substitute "**14**".

On page 28, strike in their entirety lines 3 through 14, inclusive; and in line 15, strike "**(III)**" and substitute "**(II)**".

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 339 – Senators Pugh, Britt, Brochin, Colburn, Conway, Currie, Della, Exum, Forehand, Frosh, Garagiola, Hogan, Hooper, Jones, Kelley, Lenett, McFadden, Middleton, Muse, Raskin, and Robey

AN ACT concerning

Drug Treatment – Maryland State Drug and Alcohol Abuse Council – Study of the State's Approach to Drug Treatment ~~and the Feasibility of Communal–Setting Treatment~~

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 472 – Senator Munson

AN ACT concerning

Mental Hygiene Law – Court Records Relating to a Petition for Emergency Evaluation – Confidentiality

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 723 – Senators Conway, Dyson, and Kelley

AN ACT concerning

Certified Social Workers–Clinical – Practice – Definition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 746 – Senator Conway

AN ACT concerning

Human Immunodeficiency Virus – Test Counseling and Informed Consent – Review

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 759 – Senators Dyson, Conway, and Gladden

AN ACT concerning

~~State Board of Pharmacy – Wholesale Drug Distribution – Permit Requirements~~
Wholesale Distributor Permitting and Prescription Drug Integrity Act

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 936 – Senators Klausmeier, Astle, Edwards, Garagiola, Kittleman, Middleton, and Pugh

AN ACT concerning

Nonprofit Health Service Plans – Boards of Directors – Term Limits and Compensation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #19

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 175 – Senators Zirkin and Muse

AN ACT concerning

Juveniles – Mentoring Program – "Maryland Rising"

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

Senate Bill 360 – Senator Zirkin

AN ACT concerning

Juvenile Justice Monitoring Unit – Expansion of Jurisdiction

(Amendment ID: SB0360/612118/1)

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 360
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after "any" insert "residential"; in line 5, after "Services;" insert "expanding the duties of the Juvenile Justice Monitoring Unit; requiring the Juvenile Justice Monitoring Unit to make certain reports to the Executive Director of the Governor's Office for Children; defining a certain term; repealing a certain definition;"; in line 8, strike the first "certain"; in the same line, strike "making" and substitute "providing for a delayed effective date for certain provisions of this Act; making"; and in line 13, after "6–401" insert ", 6–404,".

AMENDMENT NO. 2

On page 2, after line 9, insert:

"**(D) "EXECUTIVE DIRECTOR" MEANS THE EXECUTIVE DIRECTOR OF THE GOVERNOR'S OFFICE FOR CHILDREN.**";

in lines 10, 15, 19, and 23, strike "(d)", "(e)", "(f)", and "(g)", respectively, and substitute "**(E)**", "**(F)**", "**(G)**", and "**(H)**", respectively; in line 13, strike "**OR**" and substitute "**AND**"; and strike in their entirety lines 24 and 25.

On page 3, after line 9, insert:

"6–404.

The Unit shall:

(1) evaluate at each facility:

(i) the child advocacy grievance process;

(ii) the Department's monitoring process;

(iii) the treatment of and services to youth;

(iv) the physical conditions of the facility; and

(v) the adequacy of staffing;

(2) review all reports of disciplinary actions, grievances, and grievance dispositions received from each facility and alterations in the status or placement of a child that result in more security, additional obligations, or less personal freedom;

(3) receive copies of the grievances submitted to the Department;

(4) perform unannounced site visits and on–site inspections of facilities;

(5) receive and review all incident reports submitted to the Department from facilities;

(6) receive reports of the findings of child protective services investigations of allegations of abuse or neglect of a child in a facility; **[**and**]**

(7) ENSURE THAT EACH FACILITY IS IN COMPLIANCE WITH THE REGULATIONS APPLICABLE TO RESIDENTIAL FACILITIES;

(8) COLLABORATE WITH THE DEPARTMENT, THE DEPARTMENT OF HUMAN RESOURCES, THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, AND THE GOVERNOR'S OFFICE FOR CHILDREN IN ALL MATTERS RELATED TO THE LICENSING AND MONITORING OF CHILDREN'S RESIDENTIAL FACILITIES; AND

[(7)**]** **(9)** have a representative available to attend meetings of the advisory boards established under Article 83C, § 2–119 of the Code.";

and in lines 11 and 21, in each instance, strike "Special Secretary" and substitute "Executive Director".

On page 4, in line 5, strike "Special Secretary" and substitute "Executive Director".

AMENDMENT NO. 3

On page 4, in line 17, strike "regular".

AMENDMENT NO. 4

On page 4, in lines 20 and 22, in each instance, strike "October 1, 2007" and substitute "January 1, 2008"; and in line 28, strike "June" and substitute "October".

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

Senate Bill 389 – Senator Stone

AN ACT concerning

Civil Actions – Liability of Insurer – ~~Failure to Act in Good~~ Bad Faith

(Amendment ID: SB0389/262816/1)

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 389
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Bad" and substitute "Failure to Act in Good"; strike beginning with the first "an" in line 3 down through "faith" in line 10 and substitute "the recovery of actual damages, expenses, litigation costs, and interest in first–party claims against property and casualty insurers under certain circumstances; providing that the

interest is to be computed at a certain rate and from a certain date; requiring a clerk of a court to file a copy of certain verdicts and other dispositions with the Maryland Insurance Administration; providing that a failure to act in good faith under certain circumstances constitutes an unfair claim settlement practice for certain purposes; providing for certain penalties; providing for certain restitution in certain proceedings under certain circumstances; providing for certain procedures; providing for a certain appeal to a circuit court from a final decision under certain circumstances; providing for the tolling of certain limitations under certain circumstances; requiring the Administration to report annually on certain matters to the General Assembly on or before a certain date; defining certain terms; providing for the application of this Act; and generally relating to certain proceedings concerning property and casualty insurers who fail to act in good faith in settling a first–party claim under certain circumstances"; after line 10, insert:

"BY repealing and reenacting, with amendments,
Article 1 – Rules of Interpretation
Section 32
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)";

in line 13, after "Insurer"" insert "; and 5–118"; and after line 15, insert:

"BY repealing and reenacting, with amendments,
Article – Insurance
Section 27–303(7) and (8), 27–304(16) and (17), and 27–305(a) and (c)
Annotated Code of Maryland
(2006 Replacement Volume and 2006 Supplement)

BY adding to
Article – Insurance
Section 27–303(9), 27–304(18), and 27–1001 and the subtitle "Subtitle 10. Property and Casualty Insurance – First–Party Claims"
Annotated Code of Maryland
(2006 Replacement Volume and 2006 Supplement)".

AMENDMENT NO. 2
On page 1, after line 17, insert:

"Article 1 – Rules of Interpretation

32.

(a) Except as provided in subsection (b) of this section, in a statute providing for de novo judicial review or appeal of a quasi–judicial administrative agency action, the term "de novo" means judicial review based upon an administrative record and such additional evidence as would be authorized by § 10–222(f) and (g) of the State Government Article.

(b) This section does not apply to review of cases from:

(1) The Workers' Compensation Commission; **[**or**]**

(2) The Health Care Alternative Dispute Resolution Office**; OR**

(3) THE MARYLAND INSURANCE ADMINISTRATION UNDER § 27–1001 OF THE INSURANCE ARTICLE.".

On page 2, after line 2, insert:

"**(A) (1) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

(2) "CASUALTY INSURANCE" HAS THE MEANING STATED IN § 1–101 OF THE INSURANCE ARTICLE.

(3) "COMMERCIAL INSURANCE" HAS THE MEANING STATED IN § 27–601 OF THE INSURANCE ARTICLE.

(4) "GOOD FAITH" MEANS AN INFORMED JUDGMENT BASED ON HONESTY AND DILIGENCE SUPPORTED BY EVIDENCE THE INSURER KNEW OR SHOULD HAVE KNOWN AT THE TIME THE INSURER MADE A DECISION ON A CLAIM.

(5) "INSURER" HAS THE MEANING STATED IN § 1–101 OF THE INSURANCE ARTICLE.

(6) "PROPERTY INSURANCE" HAS THE MEANING STATED IN § 1–101 OF THE INSURANCE ARTICLE.

(B) THIS SUBTITLE APPLIES ONLY TO FIRST–PARTY CLAIMS UNDER PROPERTY AND CASUALTY INSURANCE POLICIES ISSUED, SOLD, OR DELIVERED IN THE STATE.

(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A PARTY MAY NOT FILE AN ACTION UNDER THIS SUBTITLE BEFORE THE DATE OF A FINAL DECISION UNDER § 27–1001 OF THE INSURANCE ARTICLE.

(2) PARAGRAPH (1) OF THIS SUBSECTION DOES NOT APPLY TO AN ACTION:

(I) WITHIN THE SMALL CLAIM JURISDICTION OF THE DISTRICT COURT UNDER § 4–405 OF THIS ARTICLE;

(II) IF THE INSURED AND THE INSURER AGREE TO WAIVE THE REQUIREMENT UNDER PARAGRAPH (1) OF THIS SUBSECTION; OR

(III) UNDER A COMMERCIAL INSURANCE POLICY ON A CLAIM WITH RESPECT TO WHICH THE APPLICABLE LIMIT OF LIABILITY EXCEEDS $1,000,000.";

strike in their entirety lines 3 through 18, inclusive, and substitute:

"**(D) THIS SECTION APPLIES ONLY IN A CIVIL ACTION:**

(1) (I) TO DETERMINE THE COVERAGE THAT EXISTS UNDER THE INSURER'S INSURANCE POLICY; OR

(II) TO DETERMINE THE EXTENT TO WHICH THE INSURED IS ENTITLED TO RECEIVE PAYMENT FROM THE INSURER FOR A COVERED LOSS;

(2) THAT ALLEGES THAT THE INSURER FAILED TO ACT IN GOOD FAITH; AND

(3) THAT SEEKS, IN ADDITION TO THE ACTUAL DAMAGES UNDER THE POLICY, TO RECOVER EXPENSES AND LITIGATION COSTS, AND INTEREST ON THOSE EXPENSES OR COSTS, UNDER SUBSECTION (E) OF THIS SECTION.";

in line 19, strike "**(C)**" and substitute "**(E)**"; in line 20, strike "**COURT**" and substitute "**TRIER OF FACT**"; in lines 21 and 22, strike "**ACTED IN BAD FAITH**" and substitute "**FAILED TO ACT IN GOOD FAITH**"; strike beginning with "**MAY**" in line 23 down through "**POLICY**" in line 24 and substitute "**ACTUAL DAMAGES MAY NOT EXCEED THE LIMITS OF THE APPLICABLE POLICY**"; strike beginning with "**NONECONOMIC**" in line 25 down through "**(4)**" in line 27; and in line 28, after "**INSURED**" insert "**IN AN ACTION UNDER THIS SECTION OR UNDER § 27–1001 OF THE INSURANCE ARTICLE OR BOTH**".

On page 3, in line 1, strike "**(5)**" and substitute "**(3)**"; in the same line, strike "**EXPENSES**" and substitute "**ACTUAL DAMAGES, EXPENSES,**"; strike beginning with the second "**THE**" in line 5 down through "**AGENT**" in line 6 and substitute "**ON WHICH THE INSURED'S CLAIM WOULD HAVE BEEN PAID IF THE INSURER ACTED IN GOOD FAITH**"; after line 6, insert:

"**(F) AN INSURER MAY NOT BE FOUND TO HAVE FAILED TO ACT IN GOOD FAITH UNDER THIS SECTION SOLELY ON THE BASIS OF DELAY IN DETERMINING COVERAGE OR THE EXTENT OF PAYMENT TO WHICH THE INSURED IS ENTITLED IF THE INSURER ACTED WITHIN THE TIME PERIOD SPECIFIED BY STATUTE OR REGULATION FOR INVESTIGATION OF A CLAIM BY AN INSURER.**

(G) THE AMOUNT OF ATTORNEY'S FEES RECOVERED FROM AN INSURER UNDER SUBSECTION (E) OF THIS SECTION MAY NOT EXCEED ONE–THIRD OF THE ACTUAL DAMAGES RECOVERED.

(H) THE CLERK OF THE COURT SHALL FILE A COPY OF THE VERDICT OR ANY OTHER FINAL DISPOSITION OF AN ACTION UNDER THIS SECTION WITH THE MARYLAND INSURANCE ADMINISTRATION.";

in line 8, strike "**(D)**" and substitute "**(I)**"; in line 9, after "**DAMAGES**" insert "**OR OTHER REMEDIES**"; and after line 10, insert:

"**(J) IF A PARTY TO THE PROCEEDING ELECTS TO HAVE THE CASE TRIED BY A JURY IN ACCORDANCE WITH THE MARYLAND RULES, THE CASE SHALL BE TRIED BY A JURY.**

5–118.

FOR THE PURPOSES OF THIS SUBTITLE, THE FILING OF A COMPLAINT WITH THE MARYLAND INSURANCE ADMINISTRATION IN ACCORDANCE WITH § 27–1001 OF THE INSURANCE ARTICLE SHALL BE DEEMED THE FILING OF AN ACTION UNDER § 3–1701 OF THIS ARTICLE.

Article – Insurance

27–303.

It is an unfair claim settlement practice and a violation of this subtitle for an insurer or nonprofit health service plan to:

(7) fail to meet the requirements of Title 15, Subtitle 10B of this article for preauthorization for a health care service; **[**or**]**

(8) fail to comply with the provisions of Title 15, Subtitle 10A of this article**; OR**

(9) FAIL TO ACT IN GOOD FAITH, AS DEFINED UNDER § 27–1001 OF THIS TITLE, IN SETTLING A FIRST–PARTY CLAIM UNDER A POLICY OF PROPERTY AND CASUALTY INSURANCE.

27–304.

It is an unfair claim settlement practice and a violation of this subtitle for an insurer or nonprofit health service plan, when committed with the frequency to indicate a general business practice, to:

(16) fail to meet the requirements of Title 15, Subtitle 10B of this article for preauthorization for a health care service; **[**or**]**

(17) fail to comply with the provisions of Title 15, Subtitle 10A of this article**; OR**

(18) FAIL TO ACT IN GOOD FAITH, AS DEFINED UNDER § 27–1001 OF THIS TITLE, IN SETTLING A FIRST–PARTY CLAIM UNDER A POLICY OF PROPERTY AND CASUALTY INSURANCE.

27–305.

(a) The Commissioner may impose a penalty**:**

(1) not exceeding $2,500 for each violation of § 27–303 of this subtitle or a regulation adopted under § 27–303 of this subtitle**; AND**

(2) NOT EXCEEDING $125,000 FOR EACH VIOLATION OF § 27–303(9) OF THIS SUBTITLE OR A REGULATION ADOPTED UNDER § 27–303(9) OF THIS SUBTITLE.

(c) (1) On finding a violation of this subtitle, the Commissioner may require an insurer or nonprofit health service plan to make restitution to each claimant who has suffered actual economic damage because of the violation.

(2) **[**Restitution**] SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, RESTITUTION** may not exceed the amount of actual economic damage sustained, subject to the limits of any applicable policy.

(3) FOR A VIOLATION OF § 27–303(9) OF THIS SUBTITLE, THE COMMISSIONER MAY REQUIRE RESTITUTION TO AN INSURED FOR THE FOLLOWING:

(I) ACTUAL DAMAGES, WHICH ACTUAL DAMAGES MAY NOT EXCEED THE LIMITS OF ANY APPLICABLE POLICY;

(II) EXPENSES AND LITIGATION COSTS INCURRED BY THE INSURED IN PURSUING AN ADMINISTRATIVE COMPLAINT UNDER § 27–303(9) OF THIS SUBTITLE, INCLUDING REASONABLE ATTORNEY'S FEES; AND

(III) INTEREST ON ALL ACTUAL DAMAGES, EXPENSES, AND LITIGATION COSTS INCURRED BY THE INSURED COMPUTED:

1. AT THE RATE ALLOWED UNDER § 11–107(A) OF THE COURTS ARTICLE; AND

2. FROM THE DATE ON WHICH THE INSURED'S CLAIM WOULD HAVE BEEN PAID IF THE INSURER ACTED IN GOOD FAITH.

(4) THE AMOUNT OF ATTORNEY'S FEES RECOVERED FROM AN INSURER UNDER PARAGRAPH (3) OF THIS SUBSECTION MAY NOT EXCEED ONE–THIRD OF THE ACTUAL DAMAGES RECOVERED.

SUBTITLE 10. PROPERTY AND CASUALTY INSURANCE – FIRST–PARTY CLAIMS.

27–1001.

(A) IN THIS SECTION, "GOOD FAITH" MEANS AN INFORMED JUDGMENT BASED ON HONESTY AND DILIGENCE SUPPORTED BY EVIDENCE THE INSURER KNEW OR SHOULD HAVE KNOWN AT THE TIME THE INSURER MADE A DECISION ON A CLAIM.

(B) THIS SECTION APPLIES ONLY TO ACTIONS UNDER § 3–1701 OF THE COURTS ARTICLE.

(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A PERSON MAY NOT BRING OR PURSUE AN ACTION UNDER § 3–1701 OF THE COURTS ARTICLE IN A COURT UNLESS THE PERSON COMPLIES WITH THIS SECTION.

(2) PARAGRAPH (1) OF THIS SUBSECTION DOES NOT APPLY TO AN ACTION:

(I) WITHIN THE SMALL CLAIM JURISDICTION OF THE DISTRICT COURT UNDER § 4–405 OF THE COURTS ARTICLE;

(II) IF THE INSURED AND THE INSURER AGREE TO WAIVE THE REQUIREMENT UNDER PARAGRAPH (1) OF THIS SUBSECTION; OR

(III) UNDER A COMMERCIAL INSURANCE POLICY ON A CLAIM WITH RESPECT TO WHICH THE APPLICABLE LIMIT OF LIABILITY EXCEEDS $1,000,000.

(D) (1) A COMPLAINT STATING A CAUSE OF ACTION UNDER § 3–1701 OF THE COURTS ARTICLE SHALL FIRST BE FILED WITH THE ADMINISTRATION.

(2) THE COMPLAINT SHALL:

(I) BE ACCOMPANIED BY EACH DOCUMENT THAT THE INSURED HAS SUBMITTED TO THE INSURER FOR PROOF OF LOSS;

(II) SPECIFY THE APPLICABLE INSURANCE COVERAGE AND THE AMOUNT OF THE CLAIM UNDER THE APPLICABLE COVERAGE; AND

(III) STATE THE AMOUNT OF ACTUAL DAMAGES, AND THE CLAIM FOR EXPENSES AND LITIGATION COSTS DESCRIBED UNDER SUBSECTION (E)(2) OF THIS SECTION.

(3) THE ADMINISTRATION SHALL FORWARD THE FILING TO THE INSURER.

(4) WITHIN 30 DAYS AFTER THE DATE THE FILING IS FORWARDED TO THE INSURER BY THE ADMINISTRATION, THE INSURER SHALL:

(I) FILE WITH THE ADMINISTRATION, EXCEPT FOR GOOD CAUSE SHOWN, A WRITTEN RESPONSE TOGETHER WITH A COPY OF EACH DOCUMENT FROM THE INSURER'S CLAIM FILE THAT ENABLES RECONSTRUCTION OF THE INSURER'S ACTIVITIES RELATIVE TO THE INSURED'S CLAIM, INCLUDING DOCUMENTATION OF EACH PERTINENT COMMUNICATION, TRANSACTION, NOTE, WORK PAPER, CLAIM FORM, BILL, AND EXPLANATION OF BENEFITS FORM RELATIVE TO THE CLAIM; AND

(II) MAIL TO THE INSURED A COPY OF THE RESPONSE AND, EXCEPT FOR GOOD CAUSE SHOWN, EACH DOCUMENT FROM THE INSURER'S CLAIM FILE THAT ENABLES RECONSTRUCTION OF THE INSURER'S ACTIVITIES RELATIVE TO THE INSURED'S CLAIM, INCLUDING DOCUMENTATION OF EACH PERTINENT COMMUNICATION, TRANSACTION, NOTE, WORK PAPER, CLAIM FORM, BILL, AND EXPLANATION OF BENEFITS FORM RELATIVE TO THE CLAIM.

(E) (1) (I) WITHIN 90 DAYS AFTER THE DATE THE FILING WAS RECEIVED BY THE ADMINISTRATION, THE ADMINISTRATION SHALL ISSUE A DECISION THAT DETERMINES:

1. WHETHER THE INSURER IS OBLIGATED UNDER THE APPLICABLE POLICY TO COVER THE UNDERLYING FIRST–PARTY CLAIM;

2. THE AMOUNT THE INSURED WAS ENTITLED TO RECEIVE FROM THE INSURER UNDER THE APPLICABLE POLICY ON THE UNDERLYING COVERED FIRST–PARTY CLAIM;

3. WHETHER THE INSURER BREACHED ITS OBLIGATION UNDER THE APPLICABLE POLICY TO COVER AND PAY THE UNDERLYING COVERED FIRST–PARTY CLAIM, AS DETERMINED BY THE ADMINISTRATION;

4. WHETHER AN INSURER THAT BREACHED ITS OBLIGATION FAILED TO ACT IN GOOD FAITH; AND

5. THE AMOUNT OF DAMAGES, EXPENSES, LITIGATION COSTS, AND INTEREST, AS APPLICABLE AND AS AUTHORIZED UNDER PARAGRAPH (2) OF THIS SUBSECTION.

(II) THE FAILURE OF THE ADMINISTRATION TO ISSUE A DECISION WITHIN THE TIME SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE CONSIDERED A DETERMINATION THAT THE INSURER DID NOT BREACH ANY OBLIGATION TO THE INSURED.

(2) WITH RESPECT TO THE DETERMINATION OF DAMAGES UNDER PARAGRAPH (1)(I)5 OF THIS SUBSECTION:

(I) IF THE ADMINISTRATION FINDS THAT THE INSURER BREACHED AN OBLIGATION TO THE INSURED, THE ADMINISTRATION SHALL DETERMINE THE OBLIGATION OF THE INSURER TO PAY:

1. ACTUAL DAMAGES, WHICH ACTUAL DAMAGES MAY NOT EXCEED THE LIMITS OF ANY APPLICABLE POLICY; AND

2. INTEREST ON ALL ACTUAL DAMAGES INCURRED BY THE INSURED COMPUTED:

A. AT THE RATE ALLOWED UNDER § 11–107(A) OF THE COURTS ARTICLE; AND

B. FROM THE DATE ON WHICH THE INSURED'S CLAIM SHOULD HAVE BEEN PAID; AND

(II) IF THE ADMINISTRATION ALSO FINDS THAT THE INSURER FAILED TO ACT IN GOOD FAITH, THE ADMINISTRATION SHALL ALSO DETERMINE THE OBLIGATION OF THE INSURER TO PAY:

1. EXPENSES AND LITIGATION COSTS INCURRED BY THE INSURED, INCLUDING REASONABLE ATTORNEY'S FEES, IN PURSUING RECOVERY UNDER THIS SUBTITLE; AND

2. INTEREST ON ALL EXPENSES AND LITIGATION COSTS INCURRED BY THE INSURED COMPUTED:

A. AT THE RATE ALLOWED UNDER § 11–107(A) OF THE COURTS ARTICLE; AND

B. FROM THE APPLICABLE DATE OR DATES ON WHICH THE INSURED'S EXPENSES AND COSTS WERE INCURRED.

(3) AN INSURER MAY NOT BE FOUND TO HAVE FAILED TO ACT IN GOOD FAITH UNDER THIS SECTION SOLELY ON THE BASIS OF DELAY IN DETERMINING COVERAGE OR THE EXTENT OF PAYMENT TO WHICH THE INSURED IS ENTITLED IF THE INSURER ACTED WITHIN THE TIME PERIOD SPECIFIED BY STATUTE OR REGULATION FOR INVESTIGATION OF A CLAIM BY AN INSURER.

(4) THE AMOUNT OF THE ATTORNEY'S FEES DETERMINED TO BE PAYABLE TO AN INSURED UNDER PARAGRAPH (2) OF THIS SUBSECTION MAY NOT EXCEED ONE–THIRD OF THE ACTUAL DAMAGES PAYABLE TO THE INSURED.

(5) THE ADMINISTRATION SHALL SERVE A COPY OF THE DECISION ON THE INSURED AND THE INSURER IN ACCORDANCE WITH § 2–204(C) OF THIS ARTICLE.

(F) (1) IF A PARTY RECEIVES AN ADVERSE DECISION, THE PARTY SHALL HAVE 30 DAYS AFTER THE DATE OF SERVICE OF THE ADMINISTRATION'S DECISION TO REQUEST A HEARING.

(2) ALL HEARINGS REQUESTED UNDER THIS SECTION SHALL:

(I) BE REFERRED BY THE COMMISSIONER TO THE OFFICE OF ADMINISTRATIVE HEARINGS FOR A FINAL DECISION UNDER TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE;

(II) BE HEARD DE NOVO;

(III) RESULT IN A FINAL DECISION THAT MAKES THE DETERMINATIONS SET FORTH IN SUBSECTION (E) OF THIS SECTION.

(3) IF NO ADMINISTRATIVE HEARING IS REQUESTED IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION, THE DECISION ISSUED BY THE ADMINISTRATION SHALL BECOME A FINAL DECISION.

(G) (1) IF A PARTY RECEIVES AN ADVERSE DECISION, THE PARTY MAY APPEAL A FINAL DECISION BY THE ADMINISTRATION OR AN ADMINISTRATIVE LAW JUDGE UNDER THIS SECTION TO A CIRCUIT COURT IN ACCORDANCE WITH § 2–215 OF THIS ARTICLE AND TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.

(2) (I) THIS PARAGRAPH APPLIES ONLY IF MORE THAN ONE PARTY RECEIVES AN ADVERSE DECISION FROM THE ADMINISTRATION.

(II) IF A PARTY REQUESTS A HEARING BEFORE THE OFFICE OF ADMINISTRATIVE HEARINGS AND ANOTHER PARTY FILES AN APPEAL TO A CIRCUIT COURT:

1. JURISDICTION OVER THE REQUEST FOR HEARING IS TRANSFERRED TO THE CIRCUIT COURT;

2. THE REQUEST FOR HEARING, THE ADMINISTRATION'S DECISION, AND THE ADMINISTRATION'S CASE FILE, INCLUDING THE COMPLAINT, RESPONSE, AND ALL DOCUMENTS SUBMITTED TO THE ADMINISTRATION, SHALL BE TRANSMITTED PROMPTLY TO THE CIRCUIT COURT; AND

3. THE REQUEST FOR HEARING SHALL BE DOCKETED IN THE CIRCUIT COURT AND CONSOLIDATED FOR TRIAL WITH THE APPEAL.

(3) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, AN APPEAL TO A CIRCUIT COURT UNDER THIS SECTION SHALL BE HEARD DE NOVO.

(H) ON OR BEFORE JANUARY 1 OF EACH YEAR BEGINNING IN 2009, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE, THE ADMINISTRATION SHALL REPORT TO THE GENERAL ASSEMBLY ON THE FOLLOWING FOR THE PRIOR FISCAL YEAR:

(1) THE NUMBER AND TYPES OF COMPLAINTS UNDER THIS SECTION OR § 3–1701 OF THE COURTS ARTICLE FROM INSUREDS REGARDING FIRST–PARTY INSURANCE CLAIMS UNDER PROPERTY AND CASUALTY INSURANCE POLICIES;

(2) THE ADMINISTRATIVE AND JUDICIAL DISPOSITIONS OF THE COMPLAINTS DESCRIBED IN ITEM (1) OF THIS SUBSECTION;

(3) THE NUMBER AND TYPES OF REGULATORY ENFORCEMENT ACTIONS INSTITUTED BY THE ADMINISTRATION FOR UNFAIR CLAIM SETTLEMENT PRACTICES UNDER § 27–303(9) OR § 27–304(18) OF THIS TITLE; AND

(4) THE ADMINISTRATIVE AND JUDICIAL DISPOSITIONS OF THE REGULATORY ENFORCEMENT ACTIONS FOR UNFAIR CLAIM SETTLEMENT PRACTICES DESCRIBED UNDER ITEM (3) OF THIS SUBSECTION.".

AMENDMENT NO. 3

On page 3, before line 11, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That the provisions of this Act providing for administrative penalties and license sanctions that may be imposed by the Maryland Insurance Commissioner apply only to an act or omission occurring on or after the effective date of this Act.";

and in line 11, strike "2." and substitute "3.".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

Senate Bill 476 – Senator Zirkin

~~Juveniles – Group Home Education Program~~
Task Force to Study Group Home Education and Placement Practices

(Amendment ID: SB0476/212114/1)

BY: House Judiciary Committee

AMENDMENT TO SENATE BILL 476
(Third Reading File Bill)

On page 4, in line 15, strike "and" and substitute:

"(9) the Public Defender of Maryland, or the Public Defender's designee; and";

in line 16, strike "(9)" and substitute "(10)"; and in line 24, strike "Department of Legislative Services" and substitute "Governor's Office for Children".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

Senate Bill 519 – Senators Peters, Brochin, Jacobs, McFadden, Muse, Pugh, Raskin, Robey, Simonaire, and Stone

AN ACT concerning

~~Juveniles – School Attendance and Crimes Committed During School Hours – Penalties and Issuance of a License to Drive~~
Truancy – Prohibition Against Issuance of Learner's Instructional Permit

(Amendment ID: SB0519/472913/1)

BY: House Judiciary Committee

AMENDMENT TO SENATE BILL 519
(Third Reading File Bill)

On page 9, in line 6, strike "**DURING THE PRIOR SCHOOL SEMESTER**" and substitute "**WITHIN THE PAST CALENDAR YEAR**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 576 – Senator Jacobs

AN ACT concerning

Maryland Emergency Management Assistance Compact – Emergency Responders

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 1017 – Senators Muse and Miller

EMERGENCY BILL

AN ACT concerning

Crimes – Tobacco Paraphernalia – Distribution to ~~and Possession by~~ Minors

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #17

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 9 – Senator Garagiola

AN ACT concerning

~~Education~~ State Department of Education and Department of Health and Mental Hygiene – Student Surveys – ~~Youth Risk Behavior Surveillance System Survey~~ Workgroup

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 58 – Senators Pinsky, Britt, and Raskin

AN ACT concerning

Study Commission to Explore the Expanded Application of State Stipends for National Certification of Teachers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 224 – Senator McFadden (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Property Tax Credit for Newly Constructed Dwellings

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 268 – Senators Conway, Astle, Britt, Brochin, Colburn, Currie, DeGrange, Della, Dyson, Exum, Forehand, Frosh, Garagiola, Gladden, Greenip, Haines, Hogan, Hooper, Jones, Kasemeyer, Kelley, Klausmeier, Kramer, Lenett, McFadden, Middleton, Munson, Muse, Peters, Pinsky, Pugh, Raskin, Robey, Rosapepe, Stone, and Zirkin

AN ACT concerning

Higher Education – Blind and Print Disabled Students – Instructional Materials

(Amendment ID: SB0268/755468/1)

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 268
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after "Committee" insert "; providing for the termination of the Committee".

On page 2, in line 8, after "procedure;" insert "exempting certain persons from certain request procedures;".

AMENDMENT NO. 2

On page 3, in line 25, strike "**SEPTEMBER**" and substitute "**DECEMBER**"; and in line 30, strike "**THE FOLLOWING**"; and in the same line, strike "**19 MEMBERS**".

On page 4, in line 1, after "**(1)**" insert "**THE SECRETARY OF HIGHER EDUCATION, OR THE SECRETARY'S DESIGNEE;**

(2) THE SECRETARY OF DISABILITIES, OR THE SECRETARY'S DESIGNEE;

(3) THE STATE SUPERINTENDENT, OR THE STATE SUPERINTENDENT'S DESIGNEE; AND

(4) THE FOLLOWING 14 MEMBERS APPOINTED BY THE GOVERNOR:

(I)";

in the same line, strike "**APPOINTED BY**" and substitute "**REPRESENTING**"; in line 2, strike "**(2)**" and substitute "**(II)**"; and strike in their entirety lines 5 through 22, inclusive, and substitute:

"**(III) THREE MEMBERS, ONE REPRESENTING EACH OF THE FOLLOWING INSTITUTIONS OF HIGHER EDUCATION:**

1. THE UNIVERSITY SYSTEM OF MARYLAND;

2. A COMMUNITY COLLEGE; AND

3. A PRIVATE, 4–YEAR INSTITUTION OF HIGHER EDUCATION;".

On page 5, in line 9, after "**(D)**" insert "**THE GOVERNOR SHALL DESIGNATE THE CHAIR OF THE COMMITTEE.**

(E) (1) A MEMBER OF THE COMMITTEE SHALL SERVE FOR A PERIOD OF 3 YEARS.

(2) THE COMMITTEE SHALL EXPIRE ON DECEMBER 1, 2010.

(F) THE DEPARTMENT, THE DEPARTMENT OF DISABILITIES, AND THE MARYLAND HIGHER EDUCATION COMMISSION SHALL PROVIDE STAFF FOR THE COMMITTEE.

(G)".

On page 7, in line 13, after "**REASON**" insert a comma.

On page 8, in line 9, strike "**THE**" and substitute "**EXCEPT AS PROVIDED IN SUBSECTION (I) OF THIS SECTION, THE**".

On page 9, in line 1, strike "**A**" and substitute "**EXCEPT AS PROVIDED IN SUBSECTION (I) OF THIS SECTION, A**".

On page 10, after line 27, insert:

"**(I) (1) A MEMBER OF THE FACULTY OF AN INSTITUTION OF HIGHER EDUCATION:**

(I) MAY REQUEST FROM THE LIBRARY INSTRUCTIONAL MATERIALS IN AN ELECTRONIC FORMAT; AND

(II) IS NOT REQUIRED TO SIGN AN AGREEMENT SPECIFIED UNDER SUBSECTION (E) OF THIS SECTION.

(2) FOR A REQUEST ON BEHALF OF A FACULTY MEMBER, THE LIBRARY IS NOT REQUIRED TO PROVIDE TO A PUBLISHER THE CERTIFICATIONS SPECIFIED UNDER SUBSECTION (C) OF THIS SECTION.".

On page 12, in line 6, strike "June" and substitute "October".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 286 – Senator Kelley

AN ACT concerning

Maryland Dent–Care Program – Participants and Award Amounts

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 296 – Senator Kasemeyer

AN ACT concerning

Baltimore County – Property Tax Credit – Leadership Through Athletics, Inc.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 407 – Senator McFadden (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Hotel Room Tax – Convention Center Promotion

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 419 – ~~Senator Madaleno~~ Senators Madaleno, Brinkley, Currie, DeGrange, Hogan, Jones, Kasemeyer, Kramer, McFadden, Munson, Peters, Robey, and Stoltzfus

AN ACT concerning

Income Tax – Subtraction Modification – Military Retirement Income for Commissioned Officers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 456 – Senator Colburn

AN ACT concerning

Interest Rate for Overdue Property Tax – Mardela Springs

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 486 – Senator Hogan

AN ACT concerning

Property Tax Credit – Replacement Home Purchased After Acquisition of Dwelling for Public Use

(Amendment ID: SB0486/775760/1)

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 486
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "providing" in line 4 down through "corporation" in line 5 and substitute "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 county or municipal corporation"; strike beginning with "providing" in line 6 down through "regulations;" in line 8 and substitute "authorizing the county or municipal corporation to provide, by law, for the amount and duration of the credit, subject to certain limitations; authorizing the county or municipal corporation to provide, by law, for certain provisions necessary to carry out this Act;"; and in line 14, strike "9–110" and substitute "9–246".

On page 2, in line 2, strike "**9–110.**" and substitute "**9–246.**".

AMENDMENT NO. 2

On page 3, strike beginning with "**STATE**" in line 6 down through "**GRANT**" in line 7 and substitute "**MAYOR AND CITY COUNCIL OF BALTIMORE CITY OR THE GOVERNING BODY OF A COUNTY OR OF A MUNICIPAL CORPORATION MAY GRANT, BY LAW,**"; in line 11, strike "**SHALL**" and substitute "**MAY NOT**"; in the same line, after "**FOR**" insert "**MORE THAN**"; in the same line, after "**YEARS**" insert a comma; and in line 14, strike "**SHALL EQUAL**" and substitute "**MAY NOT EXCEED**".

AMENDMENT NO. 3

On page 3, in line 7, strike "**STATE,**"; in line 8, strike the comma; in line 15, strike "**STATE,**"; in the same line, strike the second comma; in line 23, strike "**STATE,**"; in the

same line, strike the second comma; in line 26, strike "**STATE,**"; and in the same line, strike the second comma.

On page 4, in line 12, after "**YEAR;**" insert "**AND**"; and strike beginning with "**; AND**" in line 16 down through "**110%**" in line 18.

AMENDMENT NO. 4

On page 4, in line 1, after "**SUBSECTION,**" insert "**AND**"; and in line 14, after "**PROPERTY**" insert "**TAX**".

AMENDMENT NO. 5

On page 4, strike beginning with "**DEPARTMENT**" in line 25 down through "**REGULATIONS**" in line 26 and substitute "**MAYOR AND CITY COUNCIL OF BALTIMORE CITY OR THE GOVERNING BODY OF A COUNTY OR MUNICIPAL CORPORATION MAY PROVIDE, BY LAW, FOR:**

(1) THE AMOUNT AND DURATION OF THE PROPERTY TAX CREDIT UNDER THIS SECTION;

(2) ADDITIONAL ELIGIBILITY CRITERIA FOR THE TAX CREDIT UNDER THIS SECTION;

(3) REGULATIONS AND PROCEDURES FOR THE APPLICATION AND UNIFORM PROCESSING OF REQUESTS FOR THE TAX CREDIT; AND

(4) ANY OTHER PROVISION NECESSARY".

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 492 – Senator Britt

AN ACT concerning

Commission on Civic Literacy

(Amendment ID: SB0492/835964/1)

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 492
(Third Reading File Bill)

On page 4, in lines 18, 21, 24, and 28, strike "**(B)**", "**(C)**", "**(D)**", and "**(E)**", respectively, and substitute "**(C)**", "**(D)**", "**(E)**", and "**(F)**", respectively.

On page 5, in line 3, strike "**(F)**" and substitute "**(G)**".

On page 6, in line 6, strike "**(G)**" and substitute "**(H)**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 522 – Senator Rosapepe

AN ACT concerning

Homestead Tax Credit – Eligibility Verification – Application

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 604 – Senator Forehand

AN ACT concerning

Higher Education – Senatorial Scholarships

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 634 – Senators Raskin ~~and Brochin~~, Brochin, Middleton, ~~and Hogan~~ Hogan, and Pugh

AN ACT concerning

Presidential Elections – Agreement Among the States to Elect the President by National Popular Vote

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 657 – Senators Muse, Britt, and Peters

AN ACT concerning

Prince George's County – Board of Education – Election of Members

(Amendment ID: SB0657/605964/1)

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 657
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "– Election of Members".

On pages 1 and 2, strike beginning with "repealing" in line 3 on page 1 down through "Education" in line 8 on page 2 and substitute "repealing certain provisions of law relating to the composition of certain school districts in Prince George's County; requiring the members of the Prince George's County Board of Education to be elected from certain school board districts; providing for the boundaries of certain school board

districts; requiring candidates to live in certain school board districts and be registered voters; providing for the initial terms of the elected members of the County Board; requiring that a vacancy on the County Board be filled by a certain election if the vacancy occurs within a certain time period; requiring that certain vacancies on the County Board remain vacant under certain circumstances; requiring certain special elections to take place within a certain number of days under certain provisions of law; requiring that certain special elections be funded by Prince George's County; requiring a certain individual elected to the County Board to serve for the remainder of a certain term and the following term; prohibiting a member of the County Board from holding an office of profit in Prince George's County government; repealing certain provisions relating to public meetings and executive sessions of the County Board; requiring a certain vote of the County Board to pass a motion of the County Board; altering the requirements for a quorum of the County Board; repealing a certain provision relating to the composition of a committee of the County Board; repealing certain provisions relating to the Chief Financial Officer of the county public school system; repealing a certain requirement that the County Board and the Maryland State Department of Education hire a consultant to conduct a comprehensive review of the Prince George's County school system; repealing certain requirements that the County Board and the Maryland State Department of Education conduct certain hearings and prepare certain reports concerning a certain comprehensive review; making stylistic changes; and generally relating to the Prince George's County Board of Education".

On page 2, strike in their entirety lines 9 through 24, inclusive, and substitute:

"BY repealing
Article – Education
Section 3–1001 and 3–1008
Annotated Code of Maryland
(2006 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Education
Section 3–1002 through 3–1007
Annotated Code of Maryland
(2006 Replacement Volume)

BY repealing

Chapter 289 of the Acts of the General Assembly of 2002, as amended by Chapter 344 of the Acts of the General Assembly of 2005
Section 17 and 18".

AMENDMENT NO. 2

On pages 5 and 6, strike in their entirety the lines beginning with line 1 on page 5 through line 16 on page 6, inclusive, and substitute:

"**[**3–1002.**]** **3–1001.**

(a) In this subtitle, "elected member" means one of the nine elected members of the Prince George's County Board **[**or a member appointed to fill a vacancy of one of these nine members**]**.

(b) The Prince George's County Board consists of **[**10 members as follows:

(1) Five elected members, each of whom resides in a different school board district;

(2) Four elected members who may reside anywhere in the county; and

(3) One**]** **NINE ELECTED MEMBERS AND ONE** student member selected under subsection (f)(2) of this section.

(c) (1) **(I)** **[**A candidate for the County Board shall be a resident of Prince George's County for at least 3 years and a registered voter of the county before the election**]** **ONE MEMBER FROM EACH OF THE NINE SCHOOL BOARD DISTRICTS SHALL BE ELECTED AS DESCRIBED IN SUBSECTION (D) OF THIS SECTION.**

(II) THE ELECTED MEMBERS OF THE COUNTY BOARD SHALL BE ELECTED AS FOLLOWS:

1. AT THE GENERAL ELECTION EVERY 4 YEARS AS REQUIRED BY SUBSECTION (G) OF THIS SECTION; AND

2. BY THE VOTERS OF THE SCHOOL BOARD DISTRICT THAT EACH MEMBER REPRESENTS.

(2) From the time of filing as a candidate for election, each candidate **[**for a position on the County Board representing a school board district shall reside in the school board district the candidate seeks to represent**]** **SHALL BE A REGISTERED VOTER OF THE COUNTY AND A RESIDENT OF THE SCHOOL BOARD DISTRICT THE CANDIDATE SEEKS TO REPRESENT.**

(3) An elected County Board member shall forfeit the office if the member:

(i) **[**In the case of a member elected to represent a school board district, fails**]** **FAILS** to reside in the school board district from which the member was elected, unless this change is caused by a change in the boundaries of the district; or

(ii) Fails to be a registered voter of the county.

(4) A County Board member may not hold another office of profit in **PRINCE GEORGE'S COUNTY [**county**]** government during the member's term.

(5) Each elected member of the County Board for a position representing a school board district shall be nominated by the registered voters of the member's school board district.

[(d) Members of the Prince George's County Board shall be elected:

(1) At the general election every 4 years as required by subsection (g) of this section; and

(2) By the registered voters of the entire county.**]**".

On pages 11 through 20, strike in their entirety the lines beginning with line 20 on page 11 through line 27 on page 20, inclusive, and substitute:

"(e) (1) If a candidate for the County Board dies or withdraws the candidacy during the period beginning with the date of the primary and ending 70 days before the date of the general election, the Board of **[**Supervisors of**]** Elections shall:

(i) Replace the name of the deceased or withdrawn candidate on the ballot for the general election with the name of the candidate who received the next highest number of votes in the primary election; or

(ii) If a contested primary was not held, reopen the filing process to allow other persons to file as candidates.

(2) (i) Except as otherwise provided in subparagraph (ii) of this paragraph, the Board of **[**Supervisors of**]** Elections shall add to the ballot for the general election the name of any person who files as a candidate in accordance with paragraph (1)(ii) of this subsection.

(ii) The Board of **[**Supervisors of**]** Elections may not add additional candidates to the ballot for the general election within 70 days before the date of the election.

(f) (1) The student member shall be an eleventh or twelfth grade student in the Prince George's County public school system during the student's term in office.

(2) An eligible student shall file a nomination form at least 2 weeks before a special election meeting of the Prince George's Regional Association of Student Governments. Nomination forms shall be made available in the administrative offices of all public senior high schools in the county, the office of student concerns, and the office of the president of the regional association. The delegates to the regional association annually shall elect the student member to the Board at a special election meeting to be held each school year.

(3) The student member may vote on all matters before the Board except those relating to:

(i) Capital and operating budgets;

(ii) School closings, reopenings, and boundaries;

(iii) Collective bargaining decisions;

(iv) Student disciplinary matters;

(v) Teacher and administrator disciplinary matters as provided under § 6–202(a) of this article; and

(vi) Other personnel matters.

(4) On an affirmative vote of a majority of the elected members of the County Board **PRESENT AND VOTING AT A MEETING AT WHICH A QUORUM IS PRESENT,** the Board may determine if a matter before the Board relates to a subject that the student member may not vote on under paragraph (3) of this subsection.

(5) Unless invited to attend by an affirmative vote of a majority **OF THE ELECTED MEMBERS** of the County Board **PRESENT AND VOTING AT A MEETING AT WHICH A QUORUM IS PRESENT**, the student member may not attend an executive session that relates to hearings on appeals of special education placements, hearings held under § 6–202(a) of this article, or collective bargaining.

(6) The Prince George's Regional Association of Student Governments may establish procedures for the election of the student member of the County Board.

(7) The election procedures established by the Prince George's Regional Association of Student Governments are subject to the approval of the elected members of the County Board.

(g) (1) **[**An**]** **EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, AN** elected member serves for a term of 4 years beginning on the first Monday in December after the member's election and until the member's successor is elected and qualifies.

(2) THE TERMS OF THE ELECTED MEMBERS ARE STAGGERED AS FOLLOWS:

(I) THE FIVE ELECTED MEMBERS WHO RECEIVED THE LOWEST PERCENTAGE OF VOTES, AS DETERMINED BY THE FINAL VOTE COUNT OF THE 2010 GENERAL ELECTION AS CERTIFIED BY THE BOARD OF ELECTIONS, SHALL SERVE FOR A TERM OF 2 YEARS; AND

(II) THE OTHER FOUR MEMBERS ELECTED IN THE 2010 GENERAL ELECTION SHALL SERVE FOR A TERM OF 4 YEARS.

[(2)**]** **(3)** The student member serves for a term of 1 year beginning at the end of a school year.

[(3) Subject to the confirmation of the County Council, the County Executive of Prince George's County shall appoint a qualified individual to fill any vacancy on the County Board until a successor is elected and qualifies at the next congressional election.**]**

(4) (I) A SEAT ON THE COUNTY BOARD HELD BY AN ELECTED MEMBER THAT BECOMES VACANT MORE THAN 180 DAYS BEFORE THE END OF THAT MEMBER'S TERM OF OFFICE SHALL BE FILLED FOR THE REMAINDER OF THE TERM AT A SPECIAL ELECTION.

(II) A SPECIAL ELECTION UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE HELD:

1. AT THE NEXT PRIMARY OR GENERAL ELECTION IF THE VACANCY OCCURS 180 DAYS OR LESS BEFORE A PRIMARY OR GENERAL ELECTION; OR

2. NO LATER THAN 60 DAYS AFTER THE VACANCY OCCURS IF THE VACANCY OCCURS MORE THAN 180 DAYS BEFORE A PRIMARY OR GENERAL ELECTION.

(III) A SPECIAL ELECTION UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE:

1. FUNDED BY PRINCE GEORGE'S COUNTY; AND

2. GOVERNED BY TITLE 8, SUBTITLE 8 OF THE ELECTION LAW ARTICLE EXCEPT AS OTHERWISE PROVIDED IN THIS PARAGRAPH OR WHERE SUCH CONSTRUCTION WOULD BE UNREASONABLE.

(IV) A VACANCY THAT OCCURS 180 DAYS OR LESS BEFORE THE EXPIRATION OF A MEMBER'S TERM OF OFFICE SHALL CONTINUE UNTIL A SUCCESSOR IS ELECTED AND QUALIFIES.

(V) AN INDIVIDUAL ELECTED TO A VACANT SEAT ON THE COUNTY BOARD AT THE GENERAL ELECTION HELD IN THE YEAR THAT THE TERM EXPIRES SHALL SERVE FOR THE REMAINDER OF THE EXPIRING TERM AND FOR THE FOLLOWING TERM.

(h) (1) With the approval of the Governor, the State Board may remove a member of the County Board for any of the following reasons:

(i) Immorality;

(ii) Misconduct in office;

(iii) Incompetency; or

(iv) Willful neglect of duty.

(2) Before removing a member, the State Board shall send the member a copy of the charges pending and give the member an opportunity within 10 days to request a hearing.

(3) If the member requests a hearing within the 10–day period:

(i) The State Board promptly shall hold a hearing, but a hearing may not be set within 10 days after the State Board sends the member a notice of the hearing; and

(ii) The member shall have an opportunity to be heard publicly before the State Board in the member's own defense, in person or by counsel.

(4) A member removed under this subsection has the right to a de novo review of the removal by the Circuit Court for Prince George's County.

(i) While serving on the County Board, a member may not be a candidate for a public office other than a position on the County Board.

[3–1003.**] 3–1002.**

(a) From and after December 4, 2006, at the beginning of each member's full term, the **[**chairman**]** **CHAIR** of the County Board is entitled to receive $19,000 annually as compensation and the other elected members are each entitled to receive $18,000 annually as compensation.

(b) (1) After submitting vouchers under the rules and regulations adopted by the County Board, the **[**chairman**]** **CHAIR** and the other members, including the student member, are entitled to the allowances for travel and other expenses provided in the Prince George's County budget.

(2) A member of the County Board may not be reimbursed more than $7,000 in travel and other expenses incurred in a single fiscal year.

[3–1004.**]** **3–1003.**

(a) The County Board shall hold an annual meeting on the first Monday in December to elect a **[**chairman**]** **CHAIR** and vice **[**chairman**]** **CHAIR** from among its members.

[(b) All actions of the County Board shall be taken at a public meeting and a record of the meeting and all actions shall be made public.

(c) This section does not prohibit the County Board from meeting and deliberating in executive session provided that all action of the County Board, together with the individual vote of each member, is contained in a public record.**]**

[(d)**]** **(B)** (1) Except as otherwise provided in paragraph (2) of this subsection, **[**the affirmative vote of the members of the County Board for the passage of a motion by the County Board shall be:

(i) Six members when the student member is voting; or

(ii) Five members when the student member is not voting**]** **A QUORUM OF THE COUNTY BOARD IS FIVE ELECTED MEMBERS.**

[(2) When there is one vacancy or more than one vacancy on the County Board, the affirmative vote of the members of the County Board for the passage of a motion by the Board shall be five members.**]**

(2) WHEN THERE ARE TWO OR MORE VACANCIES ON THE COUNTY BOARD, A QUORUM OF THE COUNTY BOARD IS FOUR ELECTED MEMBERS.

(3) THE AFFIRMATIVE VOTE OF A MAJORITY OF THE MEMBERS OF THE COUNTY BOARD IS REQUIRED TO PASS A MOTION OF THE COUNTY BOARD.

[3–1005.**] 3–1004.**

(a) There is a Shared Space Council for Prince George's County. The purpose of the Council is to consider the alternative use of any vacant public schools and any vacant space that exists in the Prince George's County public school system.

(b) The Council shall consist of 23 members, appointed as follows:

(1) One member from each legislative district within Prince George's County, each of whom shall be appointed by the legislative delegation from the district.

(2) One member from each of the following governmental agencies, departments, or institutions:

(i) The staff of the county Board of Education;

(ii) The staff of the County Executive;

(iii) The staff of the County Council;

(iv) The county Department of Social Services;

(v) The staff of the county Superintendent of Education;

(vi) The Prince George's County Planning Board;

(vii) The county Department of Aging;

(viii) The county Health Department;

(ix) The county Office of Coordination of Services to the Handicapped;

(x) The county Juvenile Services Administration;

(xi) The county Memorial Library System; and

(xii) The county Department of Program Planning and Economic Development.

(3) On a rotating basis, one member shall be from the faculty or administration of Bowie State College or Prince George's Community College. Such member shall be appointed by the president of the college.

(4) The members from governmental agencies, departments, or institutions shall be appointed by the director, chairman, or chief executive officer of the agency, department, or institution.

(5) Two members shall be appointed by the County Executive.

(c) The term of the members appointed pursuant to subsection (b)(2), (3), and (4) shall be 3 years. All other members shall serve for a term of 2 years. Any vacancy on the Council shall be filled in the same manner as the original appointment.

(d) The Council shall meet at least four times each year. It shall, on an annual basis and in conjunction with the County Board of Education, survey the schools within the county public school system and compile a listing of any vacant public schools and any vacant space that exists within the system. The Council shall evaluate the feasibility of using any vacant public school or vacant space for community or governmental purposes.

(e) The Council shall report the results, findings, and recommendations derived from such survey, listing, and evaluation to the County Board of Education, the County Executive, the County Council and the mayor of each municipality in the county.

[3–1006.**] 3–1005.**

[(a)**]** In addition to the powers otherwise granted to the County Board in this article, the County Board or a designated committee of the County Board may hear an appeal from a decision of the County Superintendent that relates to the grade, transfer, tuition, or any aspect of participation in a program or activity of a specific student who is not subject to the provisions of Title 8, Subtitle 4 of this article.

[(b) A designated committee shall consist of at least 5 members of the Board and at least 5 members of a designated committee shall be present to constitute a quorum of the committee.**]**

[3–1007.**] 3–1006.**

Notwithstanding any other provision of law, in Prince George's County, the Board of Education may implement the use of school uniforms by all students in the public schools in the county.

[3–1008.

(a) There is a Chief Financial Officer in the Prince George's County public school system who shall:

(1) Be responsible for the day–to–day management and oversight of the fiscal affairs of the Prince George's County public school system; and

(2) Report directly to the County Superintendent.

(b) The County Superintendent shall, subject to the approval of the County Board:

(1) Select the Chief Financial Officer; and

(2) Establish the salary of the Chief Financial Officer.

(c) The employment contract of the Chief Financial Officer shall provide that continued employment is contingent on the effective fiscal management of the Prince George's County public schools.

(d) The Chief Financial Officer is not a public officer under the Constitution or the laws of the State.**]**

Chapter 289 of the Acts of 2002, as amended by Chapter 344 of the Acts of 2005

[SECTION 17. AND BE IT FURTHER ENACTED, That, on or before June 1, 2007, a consultant shall conduct a comprehensive review of the Prince George's County public school system and the New Prince George's County Board of Education (New Board). The Prince George's County Board of Education (Board) and the Maryland State Department of Education shall jointly select and equally share the cost of the consultant and determine the scope of the comprehensive review. At a minimum, the comprehensive review shall evaluate both the educational and management reforms made by the New Board and shall determine whether there has been improvement in the management of and student achievement in the public schools in Prince George's County. The review may include recommendations to the General Assembly concerning the organizational structure of the Prince George's County public school system, in addition to recommendations to the Board concerning modifications to the master plan adopted in accordance with this Act. The consultant shall report the findings of the evaluation to the Governor, the County Executive of Prince George's County, the Board and, in accordance with § 2–1246 of the State Government Article, the General Assembly.**]**

[SECTION 18. AND BE IT FURTHER ENACTED, That the Prince George's County Board and the State Board of Education shall review the findings of the comprehensive review set forth in Section 17 of this Act and shall conduct four public hearings throughout Prince George's County. On or before September 1, 2007, the Prince George's County Board and State Board of Education shall report to the General Assembly the results of the public hearings and the review of the final comprehensive review, and propose to the General Assembly any changes appropriate in the management structure and levels of funding of the Prince George's County public school 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 Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 711 – Senators Gladden and Dyson

AN ACT concerning

Education – "Share the State Fair!" ~~Matching Fund~~ Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 739 – Senators Simonaire, Brinkley, Brochin, Colburn, Conway, Della, Edwards, Forehand, Frosh, Greenip, Haines, Harris, Hooper, Jacobs, Jones, Kittleman, Kramer, Lenett, Munson, Muse, Peters, Pinsky, Raskin, Robey, Rosapepe, Stone, and Zirkin

AN ACT concerning

Legislative Scholarships Integrity Act of 2007

Favorable report adopted.

FLOOR AMENDMENT

(Amendment ID: SB0739/133729/1)

BY: Delegate Mizeur

AMENDMENTS TO SENATE BILL 739
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, after line 16, insert:

"**(II) DOMESTIC PARTNER;**";

and in lines 17, 18, 19, 21, 22, 23, and 24, strike "**(II)**", "**(III)**", "**(IV)**", "**(V)**", "**(VI)**", "**(VII)**", and "**(VIII)**", respectively, and substitute "**(III)**", "**(IV)**", "**(V)**", "**(VI)**", "**(VII)**", "**(VIII)**", and "**(IX)**", respectively.

AMENDMENT NO. 2

On page 6, after line 13, insert:

"**(II) DOMESTIC PARTNER;**";

and in lines 14, 15, 16, 18, 19, 20, and 21, strike "**(II)**", "**(III)**", "**(IV)**", "**(V)**", "**(VI)**", "**(VII)**", and "**(VIII)**", respectively, and substitute "**(III)**", "**(IV)**", "**(V)**", "**(VI)**", "**(VII)**", "**(VIII)**", and "**(IX)**", respectively.

The preceding 2 amendments were withdrawn.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 817 – Senator Della

AN ACT concerning

Thoroughbred Racing – Restrictions on Night and Sunday Racing – Repeal

(Amendment ID: SB0817/905161/1)

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 817
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "Repeal" insert "– Pimlico Race Course Exception"; in line 4, after "by" insert "certain"; in line 6, after "Inc.;" insert "prohibiting a licensee from holding live racing at Pimlico Race Course after a certain time unless circumstances beyond the control of the licensee cause a delay; requiring the Maryland Jockey Club to hold meetings with certain persons to discuss security and lighting for the property of Pimlico Race Course and certain surrounding areas; requiring that a certain report be submitted to certain committees of the General Assembly on or before a certain date;"; and after line 11, insert:

"BY adding to
Article – Business Regulation
Section 11–504
Annotated Code of Maryland
(2004 Replacement Volume and 2006 Supplement)".

AMENDMENT NO. 2
On page 2, after line 28, insert:

"**11–504.**

A LICENSEE MAY NOT HOLD LIVE RACING AT PIMLICO RACE COURSE AFTER 10:00 P.M. UNLESS CIRCUMSTANCES BEYOND THE CONTROL OF THE LICENSEE CAUSE A DELAY.

SECTION 2. AND BE IT FURTHER ENACTED, That the Maryland Jockey Club shall hold meetings with the City of Baltimore and representatives of the neighborhoods in proximity to Pimlico Race Course to discuss security and lighting for the Pimlico Race Course property and the surrounding areas when live racing is scheduled after 6:15 p.m, with the exception of Preakness Day. The Maryland Jockey Club shall submit a report describing the discussions to the Senate Finance Committee and the House Committee on Ways and Means on or before June 15, 2007.";

and in line 29, 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 Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 834 – Senator Rosapepe

AN ACT concerning

Education – ~~Educational Excellence Awards~~ Guaranteed Access Grants – Eligibility Determination

(Amendment ID: SB0834/525366/1)

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 834
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Education" and substitute "Delegate Howard P. Rawlings Program of Educational Excellence Awards"; in line 4, after the first "of" insert "designating a certain financial assistance program as the Delegate Howard P. Rawlings Program of Educational Excellence Awards;"; in line 7, after "Grant;" insert "requiring the publishers of the Annotated Code of Maryland to correct certain terminology rendered incorrect by this Act and to describe certain corrections in a certain editor's note;"; and in the same line, after "to" insert "the Delegate Howard P. Rawlings Program of Educational Excellence Awards and".

AMENDMENT NO. 2

On page 2, in line 6, before "Program" insert "**DELEGATE HOWARD P. RAWLINGS**".

On page 3, in line 16, strike "an" and substitute "**A DELEGATE HOWARD P. RAWLINGS**".

On page 5, after line 5, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That the publisher of the Annotated Code of Maryland, in consultation with the Department of Legislative Services, shall correct, with no further action required by the General Assembly, terminology under Title 18, Subtitle 3 of the Education Article referring to the Program of Educational Excellence Awards rendered incorrect by this Act. The publisher shall adequately describe any such correction in an editor's note following an affected section.";

and in line 6, 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 Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 841 – Carroll County Senators

AN ACT concerning

Carroll County – Education – Organization of Teachers and Other Personnel

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 842 – Carroll County Senators

AN ACT concerning

Property Tax Credit – Carroll County – Gateway Renovation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 868 – Senators Haines, Brinkley, and Kittleman

AN ACT concerning

Carroll County – Bingo and Gaming Events – Qualified Organizations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 945 – Senators Madaleno, Kramer, Della, and Pinsky

AN ACT concerning

Income Tax – Captive Real Estate Investment Trusts

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 962 – Senator Brinkley

AN ACT concerning

Agricultural Ownership Entities – Homestead Tax Credit

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 1025 – The President (By Request – Administration)

AN ACT concerning

Election Law – Presidential Primary Election Date

(Amendment ID: SB1025/115163/1)

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 1025
(Third Reading File Bill)

On page 2, in line 8, strike "**[**9**]** **8**" and substitute "9".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS
REPORT #A01

Delegate Harrison, Chairman of the Committee on Rules and Executive Nominations reported favorably:

January 10, 2007

The Honorable Michael E. Busch
Speaker of the House
State House
Annapolis, MD 21401

Dear Mr. Speaker:

In accordance with Article II, §11 of the Constitution of Maryland, I am pleased to submit for confirmation by the Maryland House of Delegates, the following appointment made during the 2006 Recess of the General Assembly:

Vickie J. Neal
928 Gateway Drive
Chestertown, Maryland 21620

Appointed to
Chesapeake College Board of Trustees
For the remainder of a term of 5 years from July 1, 2006

Very truly yours,

Robert L. Ehrlich, Jr.
Governor

APPOINTMENTS

GOVERNOR ROBERT L. EHRLICH, JR.
GUBERNATORIAL APPOINTMENTS
REQUIRING CONFIRMATION BY THE MARYLAND HOUSE OF DELEGATES

Vickie J. Neal
928 Gateway Drive
Chestertown, Maryland 21620

Appointed to
Chesapeake College Board of Trustees
For the remainder of a term of 5 years from July 1, 2006

The favorable report of the Committee was adopted by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 957)

The preceding appointment was confirmed by the House.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

Senate Bill 275 – Senators Middleton and Munson

EMERGENCY BILL

AN ACT concerning

Maryland Tort Claims Act – Employee or Official of the Maryland Agricultural and Resource–Based Industry Development Corporation

STATUS OF BILL: BILL ON 3RD READING. FLOOR AMENDMENT BY DELEGATE RUDOLPH PENDING.

Delegate Simmons moved the Bill be recommitted.

The motion was adopted.

Senate Bill 741 – Senators Middleton, Astle, Della, Edwards, Exum, Garagiola, Kelley, Kittleman, Klausmeier, and Pugh

AN ACT concerning

Office of Cemetery Oversight – Sunset Extension and Program Evaluation

STATUS OF BILL: BILL ON 3RD READING. FLOOR AMENDMENT BY DELEGATE MORHAIM PENDING.

Delegate Davis moved to make the Bill and Amendments a Special Order for next session.

The motion was adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 958)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (SENATE BILLS) #32

Senate Bill 384 – Senator Frosh

AN ACT concerning

General Assembly – Legislative Inquiries and Examinations

Read the third time and passed by yeas and nays as follows:

Affirmative – 84 Negative – 52 (See Roll Call No. 959)

The Bill was then returned to the Senate.

Senate Joint Resolution 6 – Senators Exum, Britt, Conway, Frosh, Gladden, Jones, Madaleno, McFadden, Muse, and Pugh

A Senate Joint Resolution concerning

Slavery in Maryland

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 5 (See Roll Call No. 960)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #33

Senate Bill 532 – Senator Dyson

AN ACT concerning

Natural Resources – Diamondback Terrapin – Take and Possession

FLOOR AMENDMENT

(Amendment ID: SB0532/103929/2)

BY: Delegate Holmes

AMENDMENTS TO SENATE BILL 532
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after "purposes;" insert "providing for certain exceptions to the prohibition on possessing diamondback terrapin; requiring the Department, in consultation with the Maryland Aquaculture Coordinating Council, to adopt certain regulations before issuing certain permits;".

AMENDMENT NO. 2

On page 4, in line 3, strike "**OR**"; in line 7, after "**ARTICLE**" insert "**; OR**

(3) THE POSSESSION AND BREEDING OF DIAMONDBACK TERRAPIN BY A PERSON WHO HOLDS A VALID PERMIT ISSUED BY THE DEPARTMENT FOR:

(I) AQUACULTURE ACTIVITIES UNDER SUBTITLE 11A OF THIS TITLE; OR

(II) CAPTIVE WILDLIFE BREEDING UNDER TITLE 10, SUBTITLE 9 OF THIS ARTICLE";

and after line 7, insert:

"**(C) (1) THE DEPARTMENT, IN CONSULTATION WITH THE MARYLAND AQUACULTURE COORDINATING COUNCIL, SHALL ADOPT REGULATIONS FOR**

DIAMONDBACK TERRAPIN AQUACULTURE AND CAPTIVE BREEDING BEFORE ISSUING ANY ADDITIONAL PERMITS RELATING TO DIAMONDBACK TERRAPIN UNDER SUBTITLE 11A OF THIS TITLE OR TITLE 10, SUBTITLE 9 OF THIS ARTICLE.

(2) THE REGULATIONS ADOPTED IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION SHALL INCLUDE:

(I) VERIFIABLE SAFEGUARDS TO IDENTIFY LEGALLY OBTAINED DIAMONDBACK TERRAPIN;

(II) STANDARDS FOR DIAMONDBACK TERRAPIN HUSBANDRY; AND

(III) STANDARDS FOR SHIPPING DIAMONDBACK TERRAPIN.".

The preceding 2 amendments were read and adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 7 (See Roll Call No. 961)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #34

Senate Bill 16 – Senator Della

AN ACT concerning

Baltimore City – Local Government Tort Claims Act – Baltimore Public Markets Corporation and Lexington Market, Inc.

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 5 (See Roll Call No. 962)

The Bill was then returned to the Senate.

Senate Bill 152 – Senator Gladden

AN ACT concerning

Family Law – Criminal History Records Check Costs – Exemption for Volunteers

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 963)

The Bill was then returned to the Senate.

Senate Bill 170 – Senators Stone, Brochin, Colburn, Haines, Jacobs, and Mooney

AN ACT concerning

Child Sexual Abuse and Crimes of Violence

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 964)

The Bill was then returned to the Senate.

Senate Bill 371 – Senators Muse, Frosh, Pugh, and Rosapepe

AN ACT concerning

Interstate Compact for Juveniles

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 965)

The Bill was then returned to the Senate.

Senate Bill 434 – Senator Frosh

AN ACT concerning

Estates and Trusts – Disclaimers

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 966)

The Bill was then returned to the Senate.

Senate Bill 497 – Senators Haines, Brinkley, Hooper, Jacobs, and Mooney

AN ACT concerning

Public Safety – Disposal of Handguns Owned by a Law Enforcement Agency

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 967)

The Bill was then returned to the Senate.

Senate Bill 813 – Senator Colburn

AN ACT concerning

Dorchester County – Appointment of Members of Fire Companies as Deputy Sheriffs

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 968)

The Bill was then returned to the Senate.

Senate Bill 833 – Senator Stoltzfus

AN ACT concerning

Worcester County – Fire and Explosive Investigators – Authority

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 969)

The Bill was then returned to the Senate.

Senate Bill 974 – Chair, Judicial Proceedings Committee (By Request – Departmental – State Police)

AN ACT concerning

Department of State Police – Disposal of Property – Holding Period

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 970)

The Bill was then returned to the Senate.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 206 – Senators Stoltzfus and Colburn

EMERGENCY BILL

AN ACT concerning

Natural Resources – Soft Crabs – Bycatch

FOR the purpose of requiring certain regulations adopted by the Department of Natural Resources to establish a permissible bycatch for soft crabs to be no more restrictive than the permissible bycatch for hard crabs and peeler crabs; creating a certain exception to the prohibition against possessing a bycatch of undersized soft crabs; requiring the Department of Natural Resources to adopt certain regulations relating to a bycatch for soft crabs; making this Act an emergency measure~~; providing for the termination of this Act~~; and generally relating to catching or possessing soft crabs.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–809
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)

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

Senate Bill 240 – Senators Exum, Conway, Currie, Gladden, Jones, Muse, and Rosapepe

AN ACT concerning

State Government – Commemorative ~~Months~~ Month – Black History ~~Months~~ Month

FOR the purpose of requiring the Governor to proclaim the ~~months of January and~~ month of February to be "Black History ~~Months~~ Month".

BY adding to
Article – State Government
Section 13–502
Annotated Code of Maryland
(2004 Replacement Volume and 2006 Supplement)

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

Senate Bill 359 – Senator Zirkin

AN ACT concerning

Department of Juvenile Services – Reorganization and Regionalization

FOR the purpose of requiring the Department of Juvenile Services to serve children in the juvenile services system with certain programming that delivers services on a regional basis; ~~establishing a certain number of operational regions in the State;~~ requiring each region to include at least a certain number of secure facilities used solely for certain purposes; requiring each region to include a ~~sufficient~~ certain number of committed facilities to provide certain services to certain children under certain circumstances; requiring each region to include a nonpublic facility only under certain circumstances; authorizing the Department to place a child into a certain facility if a certain determination is made; requiring the Department to submit a certain plan to the Department of Budget and Management on or before a certain date; and generally relating to juvenile services.

~~BY adding to~~
~~Article 83C – Juvenile Services~~
~~Section 2–101(e) and 2–101.5~~
~~Annotated Code of Maryland~~
~~(2003 Replacement Volume and 2006 Supplement)~~

BY adding to
Article – Human Services
Section 9–238.1
Annotated Code of Maryland
(As enacted by Chapter 3 of the Acts of the General Assembly of 2007)

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

Senate Bill 372 – Senator Stoltzfus

AN ACT concerning

Somerset County – Sale of Property to City of Crisfield

FOR the purpose of authorizing the County Commissioners of Somerset County to sell certain property to the City of Crisfield under terms the County Commissioners consider appropriate; exempting the sale of certain property from certain general requirements for the sale of surplus property; and generally relating to the sale of county property in Somerset County.

BY repealing and reenacting, without amendments,
Article 25 – County Commissioners
Section 11A(a) and (b)(1) and (5)
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,
Article 25 – County Commissioners
Section 11A(d)
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)

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

Senate Bill 392 – Senators Kasemeyer, Astle, Brinkley, Brochin, Colburn, Conway, Currie, DeGrange, Della, Edwards, Exum, Forehand, Frosh, Garagiola, Gladden, Haines, Hogan, Hooper, Jones, Kelley, Kittleman, Klausmeier, Lenett, Madaleno, McFadden, Mooney, Munson, Muse, Peters, Pinsky, Pugh, Raskin, Robey, Rosapepe, Simonaire, Stoltzfus, Stone, ~~and Zirkin~~ Zirkin, Dyson, Britt, Harris, and Greenip

~~EMERGENCY BILL~~

AN ACT concerning

Election Law – Voting Systems – ~~Voter–Verified~~ Voter–Verifiable Paper Records

FOR the purpose of ~~requiring that certain voting systems produce a paper record of a voter's ballot choices and provide the voter with an opportunity to inspect the paper record before casting a final vote; requiring that the paper records be preserved at the polling place in a certain manner and for certain purposes; requiring that certain voting systems be accessible to certain individuals with disabilities; requiring certain comparisons and audits of certain ballots following an election; requiring public notice and demonstrations regarding certain voting systems and procedures; requiring the State Board of Elections to maintain certain information, to document certain occurrences, and to make certain information publicly available; requiring the Governor to allocate certain resources for certain~~

~~purposes; defining certain terms; requiring the State Board to adopt certain regulations and certain guidelines; providing for the application of this Act; making this Act an emergency measure; and generally relating to voter–verified paper records for voting systems~~ prohibiting the State Board of Elections from certifying a voting system unless the State Board determines that the voting system provides voter–verifiable paper records; defining a certain term; clarifying the standard to be considered by the State Board when evaluating whether a voting system is accessible to voters with disabilities; requiring the Attorney General to make a certain determination and to provide notice of the determination in writing to the Department of Legislative Services; making this Act subject to a certain contingency; requiring the Department of Budget and Management to make a certain determination and provide a certain notification by a certain time; providing for the application of this Act; and generally relating to voting systems and voter–verifiable paper records.

~~BY renumbering~~
~~Article – Election Law~~
~~Section 9–101 through 9–105, respectively~~
~~to be Section 9–102 through 9–106, respectively~~
~~Annotated Code of Maryland~~
~~(2003 Volume and 2006 Supplement)~~

BY repealing and reenacting, with amendments,
Article – Election Law
Section ~~1–101(xx)~~ 9–102
Annotated Code of Maryland
(2003 Volume and 2006 Supplement)

~~BY adding to~~
~~Article – Election Law~~
~~Section 9–101 and 9–107 through 9–112~~
~~Annotated Code of Maryland~~
~~(2003 Volume and 2006 Supplement)~~

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

Senate Bill 613 – Senators Jones, Astle, Currie, DeGrange, Gladden, and McFadden

AN ACT concerning

Maryland Heritage Structure Rehabilitation Tax Credit Program

FOR the purpose of requiring the Director of the Maryland Historical Trust to adopt

certain regulations to establish certain criteria for plans of proposed rehabilitation for purposes of the Maryland heritage structure rehabilitation tax credits; ~~exempting certain commercial rehabilitations from a certain competitive award process; repealing~~ altering a certain limit on the award of initial credit certificates for projects in a single jurisdiction; altering certain preferences for the award of initial credit certificates to certain commercial rehabilitations; altering a certain limit on the amount of initial credit certificates that may be issued within a fiscal year; repealing a requirement that a certain percentage of tax credits be provided for certain nonprofit organizations; altering certain provisions relating to certain authority of the Director to charge certain fees to certify heritage structures and rehabilitations; ~~providing that certain related structures may qualify separately for tax credits under certain conditions;~~ altering a certain time period for completing commercial rehabilitations for purposes of the credit; ~~exempting certain commercial rehabilitations from a certain limit on the aggregate credit amounts for which the Director may issue initial credit amounts for any fiscal year; extending to certain fiscal years a requirement that the Governor include in the budget bill a certain appropriation to a certain fund;~~ authorizing the Governor to include certain appropriations to a certain fund in the annual budget bill; defining a certain term; altering certain definitions; extending the termination date of the credit; providing for the application of this Act; and generally relating to the Maryland Heritage Structure Rehabilitation Tax Credit Program.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 5A–303
Annotated Code of Maryland
(2006 Replacement Volume and 2006 Supplement)

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

Senate Bill 722 – Senators Conway, Della, Jones, McFadden, and Pugh

AN ACT concerning

Baltimore City – Sheriff's Office and Police Department – Compensation – Study and Report

FOR the purpose of ~~altering the salary rate for a Baltimore City deputy sheriff, deputy sheriff sergeant, and deputy sheriff lieutenant; providing that the salary rate for a deputy sheriff, deputy sheriff sergeant, and deputy sheriff lieutenant shall be set at respective rates not less than the salary equivalent of a Baltimore City police officer, police sergeant, and police lieutenant with equal service time~~ requiring the Baltimore City Department of Finance, in consultation with the Baltimore City Sheriff's Office and the Baltimore City Police Department, to study any disparity

in the compensation of sworn officers of the Baltimore City Sheriff's Office and the Baltimore City Police Department, the feasibility of providing enhanced workers' compensation benefits to certain sworn officers of the Baltimore City Sheriff's Office, and the feasibility of implementing a certain increase in workers' compensation benefits for sworn officers of the Baltimore City Sheriff's Office in a certain manner; requiring a certain report; and generally relating to compensation for ~~deputy sheriffs, deputy sheriff sergeants, and deputy sheriff lieutenants in the~~ sworn officers employed by the Baltimore City Sheriff's Office and the Baltimore City Police Department.

~~BY repealing and reenacting, with amendments,~~
~~Article – Courts and Judicial Proceedings~~
~~Section 2–309(d)(1)~~
~~Annotated Code of Maryland~~
~~(2006 Replacement Volume)~~

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

Senate Bill 866 – Senator Conway

AN ACT concerning

Professional Counselors and Therapists – Definition of Appraisal

FOR the purpose of altering the definition of "appraisal" as it relates to the certification or licensing of professional counselors and therapists ~~by repealing a certain provision that excludes selecting, administering, scoring, and interpreting certain instruments unless a licensed or certified professional counselor has completed certain training~~; and generally relating to the definition of "appraisal" and the certification and licensing of professional counselors and therapists.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 17–101(c)
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)

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

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 13	Del. Elmore
HB 35	Del. Hixson
HB 45	Calvert County Del.
HB 53	Del. Morhaim
HB 79	Del. Cane
HB 80	Del. Cane
HB 112	Del. Cane
HB 121	Del. Elmore
HB 145	Del. Elmore
HB 179	Frederick County Del.
HB 181	Del. Bromwell
HB 191	Cecil County Del.
HB 197	Del. Elmore
HB 254	Del. Elmore
HB 296	Harford County Del.
HB 297	Harford County Del.
HB 299	Harford County Del.
HB 315	Del. Goldwater
HB 373	Charles County Del.
HB 379	Charles County Del.
HB 381	Charles County Del.
HB 382	Charles County Del.
HB 394	St. Mary’s County Del.
HB 457	Del. Rosenberg
HB 483	Prince George’s Del.
HB 602	St. Mary’s County Del.
HB 603	St. Mary’s County Del.
HB 614	Montgomery Co. Del.
HB 618	Montgomery Co. Del.
HB 751	Del. Oaks
HB 763	Montgomery Co. Del.
HB 781	Del. Hubbard
HB 907	Cecil County Del.
HB 969	St. Mary’s County Del.
HB 1078	Del. Conway
HB 1089	Howard County Del.
HB 1177	Del. A. Jones
HB 1266	Del. Beitzel

Read and ordered journalized.

CONCURRENCE CALENDAR #4

AMENDED IN THE SENATE

House Bill 352 – Washington County Delegation

AN ACT concerning

Washington County – Public Facilities Bonds

Delegate Conway moved that the House concur in the Senate amendments.

(Amendment ID: HB0352/689335/1)

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 352
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 13, after "buildings," insert "a school for the arts,".

AMENDMENT NO. 2

On pages 3 and 4, strike beginning with ", which" in line 40 on page 3 down through "bankers" in line 1 on page 4.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 971)

AMENDED IN THE SENATE

House Bill 28 – ~~Delegate Morhaim~~ Delegates Morhaim, Walker, Benson, Costa, Donoghue, Kipke, Kullen, Mizeur, Montgomery, Pena–Melnyk, Riley, and Tarrant

AN ACT concerning

Procurement – Small Business Reserve Program – ~~Sunset Extension~~ Modifications

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB0028/184839/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 28
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike "Modifications" and substitute "Sunset Extension"; and strike beginning with "altering" in line 4 down through "Program;" in line 5.

AMENDMENT NO. 2

On page 5, strike beginning with "**, BY**" in line 29 down through "**SUBTITLE,**" in line 30.

On page 6, strike beginning with "**, BY**" in line 3 down through "**SUBTITLE,**" in line 4; strike beginning with "**, BY**" in line 7 down through "**SUBTITLE,**" in line 8; in line 9, after "contracts;" insert "and"; strike in their entirety lines 10 through 13, inclusive; and in line 14, strike "**(V)**" and substitute "(iv)".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 972)

AMENDED IN THE SENATE

House Bill 579 – Delegates Tarrant, Bromwell, Harrison, Hucker, Jones, Kirk, Lawton, Mathias, Rice, Riley, ~~and Walker~~ Walker, Hammen, Benson, Costa, Donoghue, Elliott, Hubbard, Kach, Kipke, Kullen, McDonough, Morhaim, Nathan–Pulliam, Oaks, Pendergrass, V. Turner, and Weldon

AN ACT concerning

Health Insurance – Authorization of Additional Products and Small Group Administrative Discounts and Study

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB0579/347874/1)

BY: Finance Committee

AMENDMENT TO HOUSE BILL 579
(Third Reading File Bill)

On page 10, strike line 7 in its entirety and substitute:

"**(1) THIS TITLE, EXCEPT SUBTITLES 7 AND 8 OF THIS TITLE; AND**";

and in line 9, strike "**ARTICLE**" and substitute "**TITLE**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 973)

AMENDED IN THE SENATE

House Bill 847 – Delegate Bromwell

AN ACT concerning

Discount Medical Plan Organizations and Discount Drug Plan Organizations – Registration and Regulation

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB0847/357770/1)

BY: Finance Committee

AMENDMENT TO HOUSE BILL 847
(Third Reading File Bill)

On page 16, in line 12, strike "**ANY**" and substitute "**SUBJECT TO PARAGRAPH (1) OF THIS SUBSECTION, ANY**".

The preceding amendment was read and concurred in.

(Amendment ID: HB0847/583921/2)

BY: Senator Middleton

AMENDMENT TO HOUSE BILL 847
(Third Reading File Bill)

On page 1, strike beginning with "that" in line 17 down through "cards" in line 18 and substitute "each discount medical plan organization and each discount drug plan organization to provide to a plan member a discount card that includes, at a minimum, certain data elements; requiring a discount medical plan organization or discount drug plan organization to reissue a discount card under certain circumstances".

On page 9, in line 27, strike "**(A)**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 974)

AMENDED IN THE SENATE

House Bill 947 – Delegates Kach, Kipke, Kullen, Morhaim, Nathan–Pulliam, ~~and Riley~~ Riley, Hammen, Benson, Costa, Donoghue, Elliott, Hubbard, McDonough, Mizeur, Montgomery, Oaks, Pena–Melnyk, Pendergrass, Tarrant, V. Turner, and Weldon

AN ACT concerning

Health Insurance – Health Care Providers – Reimbursement ~~by Carriers~~ and Charges

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB0947/727473/1)

BY: Finance Committee

AMENDMENT TO HOUSE BILL 947
(Third Reading File Bill)

On page 3, in line 16, strike "**OR**" and substitute "**AND**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 975)

CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 220** SPONSOR: **Delegate Beidle**

SUBJECT: V**ehicle Laws – Special and Commemorative Registration Plates – Sunset Provisions**

THIRD READING CALENDAR HOUSE NO. **8** SENATE NO. **7**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the attached Judicial Proceedings Committee Amendment (HB0220/928679/1) Nos. 1, 2, and 3 be adopted.

(2) That the attached Judicial Proceedings Committee Amendment (HB0220/928679/1) No. 4 be rejected.

(3) That the attached Conference Committee Amendment (HB0220/393824/1) be adopted.

(Amendment ID: HB0220/928679/1)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 220
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike "– Sunset Provisions"; in line 4, after "of" insert "repealing the authority of the Motor Vehicle Administration to issue certain special commemorative registration plates for a certain class of vehicles;"; in line 8, after "Plate;" insert "providing for the termination of a certain provision of this Act;"; in line 10, strike "without" and substitute "with"; and in line 12, strike "13–619.2(a)" and substitute "13–619.2".

AMENDMENT NO. 2

On page 2, strike line 30 in its entirety; and in line 31, strike "(3)" and substitute "**(2)**".

On page 3, in lines 1 and 2, strike "(4)" and "(5)", respectively, and substitute "**(3)**" and "**(4)**", respectively.

AMENDMENT NO. 3

On page 5, after line 15, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Transportation";

and after line 19, insert:

"(b) The owner of a vehicle, or a lessee of the vehicle under a lease not intended as security, or a director, officer, employee, or partner of a business entity that owns the

vehicle considered eligible by the Administration may apply to the Administration for an original or substitute registration plate under this section if the vehicle is included in one of the following classes:

(1) A Class A (passenger) vehicle;

[(2) A Class B (for hire) vehicle;**]**

[(3)**]** **(2)** A Class E (truck) vehicle with a manufacturer's rated capacity of one ton or less;

[(4)**]** **(3)** A Class E (farm truck) vehicle;

[(5)**]** **(4)** A Class G (trailer) vehicle; or

[(6)**]** **(5)** A Class M (multipurpose) vehicle.

(c) (1) In addition to the annual registration fee otherwise required under this title, an owner of a vehicle assigned a registration plate under this section shall pay:

(i) When initially issued the registration plate, a one–time fee set by the Administration to recover the Administration's costs under this section; and

(ii) When initially issued the registration plate, and each time the registration plate is renewed, an additional fee set by the Administration to benefit the Maryland Agricultural Education Foundation, Inc.

(2) The additional fee collected under this section is not required for special registration of a vehicle that is exempt under § 13–903 of this title.

(3) No portion of the fee collected under this section may be credited to the Gasoline and Motor Vehicle Revenue Account for distribution under § 8–403 or § 8–404 of this article.

(d) The Administration shall consult with the Maryland Agricultural Education Foundation, Inc. on:

(1) The design of a registration plate to be issued under this section to honor Maryland agriculture;

(2) The setting of the fee to be charged under subsection (c)(1)(ii) of this section at a level intended to encourage the purchase of the registration plate issued under this section while providing a continuous revenue source to benefit the Foundation; and

(3) A schedule under which the Administration will transfer to the Foundation revenue collected on the Foundation's behalf.

(e) The Administration shall adopt regulations to govern the issuance of special registration plates under this section.

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:".

AMENDMENT NO. 4

On page 6, after line 9, insert:

"SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect October 1, 2007. It shall remain effective until the taking effect of the termination provision specified in Section 3 of Chapter 398 of the Acts of the General Assembly of 2003, as amended by this Act. If that termination provision takes effect, Section 2 of this Act shall be abrogated and of no further force and effect. Section 2 of this Act may not be interpreted to have any effect on that termination provision.";

in line 10, strike "2." and substitute "5."; and in the same line, after "That" insert ", subject to Section 4 of this Act,".

(Amendment ID: HB0220/393824/1)

BY: Conference Committee

AMENDMENT TO HOUSE BILL 220
(Third Reading File Bill)

On page 6, after line 9, insert:

"SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect October 1, 2007. It shall remain effective until the taking effect of the termination provision specified in Section 3 of Chapter 251 of the Acts of the General Assembly of 2000, as amended by Chapter 398 of the Acts of 2003 and this Act. If that termination provision takes effect, Section 2 of this Act shall be abrogated and of no further force and effect. Section 2 of this Act may not be interpreted to have any effect on that termination provision.";

in line 10, strike "2." and substitute "5."; and in the same line, after "That" insert ", subject to Section 4 of this Act,".

Senate Members:	House Members:
Chairman, **Sen. Forehand**	Chairman, **Del. Beidle**
Sen. Brochin	**Del. Ali**
Sen. Simonaire	**Del. Sossi**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 976)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 977)

RECESS

At 12:35 P.M. on motion of Delegate Barve the House recessed until 3:30 P.M. on Legislative Day April 1, 2007, Calendar Day Friday, April 6, 2007 in memory of former Delegate Patrick T. Welsh.

AFTER RECESS
Annapolis, Maryland
Legislative Day: April 1, 2007
Calendar Day: Friday, April 6, 2007

At 4:49 P.M. the House resumed its session and pledged Allegiance to the Flag.

Prayer by Delegate Tanya Thornton Shewell of Carroll County.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 978)

EXCUSES:
Del. Goldwater – illness

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **SB 0766**
SPONSOR: Sen Frosh
SUBJECT: Environment – Phosphorus – Dishwashing Detergent

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints: Senators Pinsky, Chairman, Rosapepe, and Greenip.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB 0766**
SPONSOR: Sen Frosh
SUBJECT: Environment – Phosphorus – Dishwashing Detergent

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments to the Senate Bill and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The Senate has appointed: Senators Pinsky, Chair, Rosapepe, and Greenip.
The House appoints: Delegates Hucker, Chairman, Weir, and O'Donnell.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 119	Del. Eckardt
HB 236	Del. Nathan–Pulliam
HB 275	Del. Kaiser
HB 318	Del. McHale
HB 445	Del. Kullen
HB 513	Howard County Del.
HB 637	Prince George's Del.
HB 664	Montgomery/PG Co. Del.
HB 670	Del. McComas

HB 687	Del. McComas
HB 769	Del. Anderson
HB 1036	Del. Lee
HB 1165	Del. Feldman
HB 1203	Del. Anderson
HB 1207	Del. Dumais
HB 1215	Ch., Envir. Mat. Com.
HB 1221	Del. Gutierrez
HB 1317	Del. Anderson
HB 1362	Dorchester Co. Del.
HB 1364	Dorchester Co. Del.
HB 1365	Dorchester Co. Del.
HB 1366	Dorchester Co. Del.
HB 1367	Del. Conway
HB 1434	The Speaker

Read and ordered journalized.

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 222	Del. Beitzel
HB 403	Allegany County Del.
HB 452	Del. Rosenberg
HB 458	Del. Tarrant
HB 489	Del. Glenn
HB 501	Prince George’s Del.
HB 502	Del. Stein
HB 505	Del. Kullen
HB 508	Prince George’s Del.
HB 536	Del. Dumais
HB 680	Prince George’s Del.
HB 693	Montgomery/PG Co. Del.
HB 726	Washington County Del.
HB 753	Washington County Del.
HB 930	Del. Shank
HB 1225	Carroll County Del.
HB 1227	Carroll County Del.
HB 1295	Harford County Del.

Read and ordered journalized.

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 184	Del. Krysiak
HB 227	Del. Hixson
HB 231	St. Mary's County Del.
HB 271	Del. Stifler
HB 494	Del. Stifler
HB 594	Del. Hubbard
HB 598	Del. Hixson
HB 640	Del. Kullen
HB 776	Del. O'Donnell
HB 783	Montgomery Co. Del.
HB 881	Howard County Del.
HB 1117	Del. Kirk
HB 1197	Ch., Ways and Means
HB 1217	Ch., Envir. Mat. Com.
HB 1248	Ch., Appropriations
HB 1348	Ch., Ways and Means
HB 1355	Washington County Del.
HB 1370	Del. Mizeur
HB 1386	Del. Bartlett
HB 1421	Ch., Ways and Means
HB 1422	Ch., Ways and Means
HB 1423	Ch. Hlth & Govt Ops
HB 1425	Ch., Econ Matters Co.
HB 1432	Ch., Econ Matters Co.

Read and ordered journalized.

THE COMMITTEE ON APPROPRIATIONS REPORT #16

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

Senate Bill 29 – Senators Conway, Exum, Gladden, Jones, Kelley, McFadden, and Pugh

AN ACT concerning

Maryland Higher Education Commission – Review of Duplicative Academic Programs

(Amendment ID: SB0029/424662/1**)**

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 29
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert "EMERGENCY BILL"; in line 2, strike beginning with "Maryland" down through "Review" and substitute "Higher Education – Appeal"; and strike beginning with "requiring" in line 4 down through "programs." in line 21 and substitute "authorizing certain parties to appeal a certain decision made by the Maryland Higher Education Commission between certain dates; requiring an appeal to be filed within a certain time period; requiring the Secretary of Higher Education to contract with a certain entity to assist in the conduct of a certain appeal; authorizing the Secretary to apply for a certain grant to assist in the conduct of a certain appeal; requiring parties to the appeal to participate in mediation and specifying the process and time period for mediation; requiring parties to the appeal to submit to binding arbitration under certain circumstances; specifying the process, procedures, and time period for arbitration; specifying that a certain decision shall be based on compliance with a certain agreement and certain State and federal laws; clarifying that a pre–existing program is not affected by a certain decision; requiring public institutions of higher education to accept certain students if a certain program is discontinued; requiring the Commission to convene a certain workgroup; stating a certain intent of the General Assembly; making this Act an emergency measure; and generally relating to the appeal process of certain duplicative academic programs.".

On page 2, in line 1, strike "with amendments" and substitute "without amendments".

AMENDMENT NO. 2

On pages 2 through 10, strike in their entirety the lines beginning with line 8 on page 2 through line 23 on page 10, inclusive, and substitute:

"Article – Education

11–206.

(a) This section does not apply to:

(1) New programs proposed to be implemented by public and nonpublic institutions of higher education using existing program resources in accordance with § 11–206.1 of this subtitle; and

(2) Programs offered by institutions of higher education that operate in the State without a certificate of approval in accordance with § 11–202(c)(2) or (3) of this subtitle.

(b) (1) Prior to the proposed date of implementation, the governing body of an institution of postsecondary education shall submit to the Commission each proposal for:

(i) A new program; or

(ii) A substantial modification of an existing program.

(2) The Commission shall review each such proposal and:

(i) With respect to each public institution of postsecondary education, either approve or disapprove the proposal;

(ii) With respect to each nonpublic institution of higher education, either recommend that the proposal be implemented or that the proposal not be implemented; and

(iii) With respect to a private career school, either approve or disapprove the proposal.

(3) If the Commission fails to act within 60 days of the date of submission of the completed proposal, the proposal shall be deemed approved.

(4) Except as provided in paragraph (3) of this subsection, a public institution of postsecondary education and private career school may not implement a proposal without the prior approval of the Commission.

(5) Except as provided in paragraph (3) of this subsection, and subject to the provisions of § 17–105 of this article, a nonpublic institution of higher education may

implement a proposal that has not received a positive recommendation by the Commission.

(6) (i) If the Commission disapproves a proposal, the Commission shall provide to the governing body that submits the proposal a written explanation of the reasons for the disapproval.

(ii) After revising a proposal to address the Commission's reasons for disapproval, the governing body may submit the revised proposal to the Commission for approval.

(c) (1) Prior to discontinuation, each institution of postsecondary education that proposes to discontinue an existing program shall provide written notification to the Commission specifying:

(i) The name of the program; and

(ii) The expected date of discontinuation.

(2) By rule or regulation, the Commission may require the payment by a private career school of a refund to any student or enrollee who, because of the discontinuation of an ongoing program, is unable to complete such program.

(d) The Commission shall review and make recommendations on programs in nonpublic institutions of higher education that receive State funds.

(e) (1) In this subsection, "governing board" includes the board of trustees of a community college.

(2) The Commission shall adopt regulations establishing standards for determining whether 2 or more programs are unreasonably duplicative.

(3) The Commission may review existing programs at public institutions of postsecondary education if the Commission has reason to believe that academic programs are unreasonably duplicative or inconsistent with an institution's adopted mission.

(4) The Commission may make a determination that an unreasonable duplication of programs exists on its own initiative or after receipt of a request for determination from any directly affected public institution of postsecondary education.

(5) (i) If the Commission makes a determination under paragraph (4) of this subsection the Commission may:

1. Make recommendations to a governing board on the continuation or modification of the programs;

2. Require any affected governing board to submit a plan to resolve the duplication; and

3. Negotiate, as necessary, with any affected governing board until the unreasonable duplication is eliminated.

(ii) Notwithstanding the provisions of subparagraph (i) of this paragraph, if the Commission determines that 2 or more existing programs offered by institutions under the governance of different governing boards are unreasonably duplicative, the governing boards of the institutions of postsecondary education at which the programs are offered shall have 180 days from the date of the Commission's determination to formulate and present to the Commission a joint plan to eliminate the duplication.

(iii) If in the Commission's judgment the plan satisfactorily eliminates the duplication, the governing board of the affected institutions shall be so notified and shall take appropriate steps to implement the plan.

(iv) If in the Commission's judgment the plan does not satisfactorily eliminate the duplication, or if no plan is jointly submitted within the time period specified in paragraph (6) of this subsection, the governing board of the affected institutions shall be so notified. The Commission may then seek to eliminate the duplication by revoking the authority of a public institution of postsecondary education to offer the unreasonably duplicative program.

(6) (i) Prior to imposing a sanction under paragraph (5) of this subsection, the Commission shall give notice of the proposed sanction to the governing board of each affected institution.

(ii) 1. Within 20 days of receipt of the notice, any affected institution may request an opportunity to meet with the Commission and present objections.

2. If timely requested, the Commission shall provide such opportunity prior to the Commission's decision to impose a sanction.

(iii) The Commission's decision shall be final and is not subject to further administrative appeal or judicial review.

11–206.1.

(a) In this section the following words have the meanings indicated.

(1) "Public institution of higher education" means:

(i) A public senior higher education institution; and

(ii) A community college.

(2) "Nonpublic institution of higher education" means a regionally accredited institution of higher education eligible for aid under § 17–103 of this article.

(b) (1) A president of a public institution of higher education may propose to establish a new program or abolish an existing program if the action:

(i) Is consistent with the institution's adopted mission statement under Subtitle 3 of this title; and

(ii) Can be implemented within the existing program resources of the institution.

(2) A president of a nonpublic institution of higher education may propose to establish a new program if the action:

(i) Is consistent with the mission statement published in the official catalog of the nonpublic institution; and

(ii) Can be implemented within the existing resources of the institution.

(3) The president of a public institution of higher education shall report any programs that are proposed to be established or abolished in accordance with paragraph (1) of this subsection to:

(i) The institution's governing board; and

(ii) The Maryland Higher Education Commission.

(4) The president of a nonpublic institution of higher education shall report any programs that are proposed to be established in accordance with paragraph (2) of this subsection to the Commission.

(5) Upon receipt of a proposed new program, the Commission shall notify all other institutions of higher education in the State.

(c) The governing board of a public institution of higher education shall:

(1) Review the actions taken under subsection (b) of this section;

(2) Ensure that any new program proposed to be established by a president:

(i) Is consistent with the institution's approved mission statement under Subtitle 3 of this title;

(ii) Meets a regional or statewide need consistent with the Maryland State Plan for Postsecondary Education;

(iii) Meets criteria for the quality of new programs, developed in consultation with the Commission; and

(iv) Can be implemented within the existing program resources of the institution, verified by a process established in consultation with the Commission.

(d) The Board of Regents of the University System of Maryland shall approve the proposed new program within 60 days if the program meets the criteria in subsection (c)(2) of this section, subject to the provisions of subsections (e) and (f) of this section.

(e) Within 30 days of receipt of a notice of an institution's intent to establish a new program in accordance with subsection (b) of this section, the Commission may file, or the institutions of higher education in the State may file with the Commission, an objection to implementation of a proposed program provided the objection is based on:

(1) Inconsistency of the proposed program with the institution's approved mission for a public institution of higher education and the mission statement published in the official catalog of a nonpublic institution of higher education;

(2) Not meeting a regional or statewide need consistent with the Maryland State Plan for Postsecondary Education;

(3) Unreasonable program duplication which would cause demonstrable harm to another institution; or

(4) Violation of the State's equal educational opportunity obligations under State and federal law.

(f) (1) If an objection is filed under subsection (e) of this section by the Commission or an institution within 30 days of receipt of a notice of an institution's intent to establish a new program, the Commission shall immediately notify the institution's governing board and president.

(2) The Commission shall determine if an institution's objection is justified based on the criteria in subsection (e) of this section.

(3) An objection shall be accompanied by detailed information supporting the reasons for the objection.

(4) If the Commission determines that an objection is justified, the Commission shall negotiate with the institution's governing board and president to modify the proposed program in order to resolve the objection.

(5) If the objection cannot be resolved within 30 days of receipt of an objection, the Commission shall make a final determination on approval of the new program for a public institution of higher education or a final recommendation on implementation for a nonpublic institution of higher education.

(g) (1) The Commission shall:

(i) Identify programs established under subsection (b) of this section that are inconsistent with the State Plan for Higher Education; and

(ii) Identify low productivity programs at public institutions of higher education.

(2) If the Commission identifies any programs that meet the criteria set forth in paragraph (1) of this subsection, the Commission shall notify the president of the institution.

(3) If the Commission notifies a president of an institution under paragraph (2) of this subsection, within 60 days the president of the institution shall provide to the Commission in writing:

(i) An action plan to abolish or modify the program; or

(ii) Justification for the continuation of the program.

(h) The Commission and the governing boards of the public institutions of higher education shall jointly develop a definition and accepted criteria for determining low productivity programs.

(i) The Commission shall:

(1) Monitor the program development and review process established under this section;

(2) Report annually to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on the nature and extent of any duplication or proliferation of programs; and

(3) Make available a copy of the report under paragraph (2) of this subsection to the public institutions of higher education and the nonpublic institutions of higher education.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) (1) This section applies only to a program that was approved by the Maryland Higher Education Commission under § 11–206 or § 11–206.1 of the Education Article after July 1, 2005, but before December 1, 2005, and about which an objection based on unnecessary duplication of programs was filed by Morgan State University, Coppin State University, Bowie State University, or the University of Maryland Eastern Shore.

(2) (i) Notwithstanding § 11–206 (e)(6)(iii) of the Education Article or any other provision of law, a party listed in paragraph (1) of this subsection who filed an objection to a program described in paragraph (1) of this subsection may appeal the Commission's decision, in accordance with this section.

(ii) An appeal under this section shall be submitted in writing to the Commission no later than 10 days after the effective date of this Act.

(b) Upon receiving a request to appeal and in order to assist in the conduct of an appeal under this section, the Secretary of Higher Education:

(1) shall contract with an independent entity with professional expertise in alternative dispute resolution to develop lists of qualified mediators and arbitrators and to provide any other assistance; and

(2) may apply for a funding or technical assistance grant.

(c) (1) As an initial step in the appeal, the party who filed the appeal and the prevailing party in the Commission's decision under subsection (a) of this section shall participate in mediation.

(2) The parties shall jointly choose one mediator or a co–mediation team of two mediators from a list of qualified, independent, unbiased, and trained professional mediators with a depth of mediation experience and skill.

(3) The parties may submit for consideration qualified candidates for inclusion on the list who meet the qualifications of this subsection.

(4) From the individuals on the list, without consulting the other party, each party shall select three names. If there is a name of an individual or team of individuals that both parties selected, that individual or team of individuals shall become the mediator or a co–mediation team of two mediators. If there is no name in common, each party shall continue to select three additional names from the list until a name in common is identified and that individual or team of individuals shall be the mediator or a co–mediation team of two mediators.

(5) With the assistance of the mediator, the parties shall seek to agree on all aspects of the conduct of the mediation.

(6) The mediator shall provide a written report of the mediation to both parties, and, if the dispute is not resolved in mediation, to the arbitrators.

(d) The parties shall submit the dispute or parts of the dispute that are unresolved to binding arbitration if the parties are unable to reach an agreement for the resolution of the dispute or parts of the dispute within 30 days from the date of the filing of the appeal, unless both parties and the mediator or mediators agree to extend the mediation.

(e) (1) Arbitration under this section shall comply with the requirements of this subsection.

(2) Arbitration shall be conducted by a panel of three arbitrators, who shall be selected from a list of individuals who meet the qualifications of this subsection.

(3) The parties may submit for consideration qualified candidates for inclusion on the list who meet the qualifications of this subsection.

(4) The list shall consist of a racially and ethnically diverse group of individuals who:

(i) are experienced arbitrators;

(ii) are objective and unbiased; and

(iii) have experience in higher education, civil rights law, or both.

(5) Individuals on the list described in paragraph (4) of this subsection may be, but are not required to be, residents of the State.

(6) From the list of qualified individuals, without consultation with the other party, each party shall choose one arbitrator.

(7) From the remaining individuals on the list, without consulting the other party, each party shall select three names. If there is a name that both parties selected, that individual shall become the third arbitrator. If there is no name in common, each party shall continue to select three additional names from the list until a name in common is identified and that individual shall be the third arbitrator.

(f) (1) Arbitration proceedings shall be completed within 30 days after the appeal is submitted to arbitration.

(2) The arbitration panel shall issue its written decision within 15 days after the conclusion of its proceedings and its decision is binding.

(g) (1) The arbitration panel's decision shall be based on whether the program complies with the State's agreement with the United States Department of Education Office for Civil Rights and the State's equal educational opportunity obligations under State and federal law.

(2) The arbitration panel's decision shall be limited to the program decision described in subsection (a) of this section and may not affect any other pre–existing program.

(h) (1) Arbitration shall be conducted in accordance with the requirements of this section.

(2) The arbitrators shall designate a time and place for the proceedings.

(3) The arbitration proceedings shall be heard and conducted by all the arbitrators.

(4) The arbitrators may adjourn the proceedings from time to time as necessary or postpone the proceedings for good cause shown.

(5) The parties have the right:

(i) to be represented by an attorney;

(ii) to be heard;

(iii) to present evidence; and

(iv) to cross examine witnesses.

(6) The arbitrators shall provide for the recording and transcription of the proceedings.

(7) Arbitration shall be conducted in accordance with the Maryland Rules of Evidence.

(8) The arbitrators may require witnesses to testify under oath and, if requested by either party, shall do so.

(9) A majority of the arbitrators shall determine any question and render a final decision.

(10) The arbitrators may issue subpoenas for the attendance of witnesses or the production of documents.

(11) A party or the arbitrators may file a petition with a court to enforce a subpoena.

(12) A subpoena shall be enforced in the manner provided by law or rule for the enforcement of subpoenas in a civil action.

(13) The arbitrators may permit a deposition to be taken in the manner and upon the terms designated by the arbitrators if:

(i) the witness cannot be subpoenaed; or

(ii) the witness is unable to attend a hearing.

(14) If an arbitrator for any reason ceases to act during the course of the proceedings, the remaining arbitrators shall continue with the proceedings and render a decision.

(15) The arbitrators shall deliver copies of their decision to the parties and the Maryland Higher Education Commission.

SECTION 3. AND BE IT FURTHER ENACTED, That if a program is discontinued by agreement of the parties through mediation or binding arbitration, a public institution of higher education shall accept transfer students in good standing in the discontinued program.

SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) The Maryland Higher Education Commission shall convene an intersegmental workgroup that includes members of the higher education community and State officials, including at least one expert in alternative dispute resolution.

(b) The workgroup shall review the academic program approval process and shall make recommendations regarding the program approval and appeal process.

(c) On or before December 1, 2007, the workgroup shall report its findings and recommendations, in accordance with § 2–1246 of the State Government Article, to the General Assembly.

SECTION 5. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that the Maryland Higher Education Commission may request a deficiency appropriation for the cost of conducting an appeal under Section 2 of this Act if a grant is not received or does not cover all of the costs incurred as the result of an appeal.".

AMENDMENT NO. 3

On page 10, strike in their entirety lines 24 and 25 and substitute:

"SECTION 6. 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 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 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

Senate Bill 203 – Senators Stoltzfus and Colburn

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2005 – Wicomico County – Salisbury Area Chamber of Commerce

(Amendment ID: SB0203/904269/1)

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 203
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after "2005" insert "to authorize the Board of Directors of the Salisbury Area Chamber of Commerce, Inc. to include funds expended on or after a certain date in the matching fund and".

AMENDMENT NO. 2

On page 2, in line 11, after "Act" insert "**, INCLUDING FUNDS EXPENDED ON OR AFTER DECEMBER 1, 2002,**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 374 – Senator Stoltzfus

AN ACT concerning

Worcester County – Sheriff's Office – Personnel Policies

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 565 – Senator Brinkley

AN ACT concerning

Frederick County – Collective Bargaining – Representatives for Correctional Officers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 874 – Senator Pugh

AN ACT concerning

Baltimore City – New Shiloh Multipurpose Center Loan of 2001

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 886 – Senator Dyson

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2005 – Calvert County – Old Wallville School

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 891 – Senator Astle

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2004 – Anne Arundel County – Carrie Weedon Science Center

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #18

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 1 – Senators Miller, Conway, Dyson, McFadden, Kasemeyer, Middleton, Currie, Frosh, Britt, DeGrange, Exum, Forehand, Garagiola, Gladden, Hogan, Jones, Kelley, Lenett, Madaleno, Peters, Pinsky, Pugh, Raskin, Robey, Rosapepe, ~~and Stone~~ Stone, Astle, Klausmeier, and Kramer

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Elective Franchise – Early Voting and Polling Places

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 132 – Senators Pugh, Britt, Conway, Forehand, Garagiola, Madaleno, McFadden, Muse, Peters, Raskin, Robey, and Zirkin

AN ACT concerning

Education – ~~Guidelines Governing~~ Student Discipline – Review of Local Policies and Procedures

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 525 – Senators Madaleno, Lenett, and Raskin

AN ACT concerning

Higher Education – Dual Enrollment Grant Program

(Amendment ID: SB0525/515763/1)

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 525
(Third Reading File Bill)

On page 3, in line 21, strike "**(I)**"; and strike beginning with "**OR**" in line 21 down through "**STATE;**" in line 23.

On page 5, in line 19, strike "1 year" and substitute "2 years"; and in line 20, strike "2008" and substitute "2009".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 705 – Senator Forehand

AN ACT concerning

Property Tax – ~~Exemption~~ Credit for Property Used as a Publicly Sponsored Business Incubator

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 926 – Senator Harris

AN ACT concerning

Harford County – Gaming – Political Fundraising

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 959 – Senators Brinkley and Mooney

AN ACT concerning

Frederick County Board of Elections – Salary Increase

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #19

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 112 – Senators Britt, Miller, Muse, Peters, Pinsky, and Rosapepe

AN ACT concerning

Prince George's County – Task Force on the Establishment of Vocational and Technical Education High School Academies

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 582 – Senator Rosapepe

AN ACT concerning

Prince George's County School Facilities Surcharge – Exemption

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **HB 0491**
SPONSOR: Del Anderson, et al
SUBJECT: Civil Liab – AMBER Alert Dissemination – Immun for Media and Commercial Mobile Radio Serv Prvdrs

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed: Delegates Simmons, Chair, Kramer, and Anderson.
The Senate appoints: Senators Raskin, Chairman, Forehand, and Jacobs.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **HB 1194**
SPONSOR: Del Sophocleus, et al
SUBJECT: Criminal Law – Unauthorized Possession of Contraband – Places of Confinement

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed: Delegates Waldstreicher, Chair, McComas, and Lee.
The Senate appoints: Senators Forehand, Chairman, Simonaire, and Gladden.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **SB 0214**
SPONSOR: Sen Colburn, et al
SUBJECT: Crimes – Unauthorized Possession – Place of Confinement

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints: Senators Forehand, Chairman, Simonaire, and Gladden.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB 0214**
SPONSOR: Sen Colburn, et al
SUBJECT: Crimes – Unauthorized Possession – Place of Confinement

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments to the Senate Bill and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The Senate has appointed: Senators Forehand, Chair, Simonaire, and Gladden.
The House appoints: Delegates Waldstreicher, Chairman, Lee, and McComas.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **SB 0662**
SPONSOR: Sens McFadden and Gladden (BCA)
SUBJECT: Local Law Enforcement Agencies – Disposal of Personal Property

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints: Senators Gladden, Chairman, Muse, and Mooney.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB 0662**
SPONSOR: Sens McFadden and Gladden (BCA)
SUBJECT: Local Law Enforcement Agencies – Disposal of Personal Property

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments to the Senate Bill and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The Senate has appointed: Senators Gladden, Chair, Muse, and Mooney.
The House appoints: Delegates Carter, Chairman, Valderrama, and Frank.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

Senate Bill 741 – Senators Middleton, Astle, Della, Edwards, Exum, Garagiola, Kelley, Kittleman, Klausmeier, and Pugh

AN ACT concerning

Office of Cemetery Oversight – Sunset Extension and Program Evaluation

STATUS OF BILL: BILL ON 3RD READING. FLOOR AMENDMENT BY DELEGATE MORHAIM PENDING.

FLOOR AMENDMENT

(Amendment ID: SB0741/783621/1)

BY: Delegate Morhaim

AMENDMENTS TO SENATE BILL 741
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, strike "and nonreligious–nonprofit"; and in line 15, strike "religious–nonprofit" and substitute "religious cemeteries, nonprofit".

On page 2, after line 32, insert:

"BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 5–102(a)
Annotated Code of Maryland
(2004 Replacement Volume and 2006 Supplement)";

and in line 35, strike "5–102(a),".

AMENDMENT NO. 2

On page 3, in line 23, in each instance, strike the bracket; and in line 24, strike "**RELIGIOUS–NONPROFIT**".

On page 5, in lines 14 and 15, strike "**AND NONRELIGIOUS–NONPROFIT CEMETERIES**"; in line 17, strike "**RELIGIOUS–NONPROFIT**" and substitute "**RELIGIOUS**"; and in the same line, after "**CEMETERIES,**" insert "**NONPROFIT CEMETERIES,**".

On page 6, in line 13, strike "**NONRELIGIOUS–NONPROFIT**" and substitute "**NONPROFIT**"; and in the same line, strike "**RELIGIOUS–NONPROFIT**" and substitute "**RELIGIOUS**".

The preceding 2 amendments were withdrawn.

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 979)

The Bill was then returned to the Senate.

AMENDED IN THE SENATE

House Bill 672 – Delegates McComas, Aumann, Bartlett, Braveboy, Elmore, McConkey, Shewell, Sossi, Stocksdale, Stull, and Walkup

AN ACT concerning

Petition for Guardianship of Disabled Person – Certificate of Competency by Licensed Certified Social Worker–Clinical

Delegate Vallario moved that the House not concur in the Senate amendments.

(Amendment ID: HB0672/353829/1)

BY: Senator Harris

AMENDMENTS TO HOUSE BILL 672
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after the semicolon insert "altering a certain provision of law so as to limit to certain licensed physicians those individuals who are required to examine or evaluate, within a 21–day period, a disabled person in connection with a petition for guardianship of that person;".

AMENDMENT NO. 2

On page 2, strike beginning with "at" in line 22 down through "professionals" in line 23 and substitute "**ONE OF THE PHYSICIANS**".

The preceding 2 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB 0672**
SPONSOR: Del McComas, et al
SUBJECT: Petition for Guardianship of Dis Person – Cert of Competency by Lic'd Certd Socl Worker–Clinical

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints Delegates Rosenberg, Chairman, Schuler, and McConkey.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

CONCURRENCE CALENDAR #5

AMENDED IN THE SENATE

House Bill 140 – The Speaker (By Request – Administration) and Delegates Barnes, Busch, Haynes, and Morhaim

AN ACT concerning

Statewide Advisory Commission on Immunization – ~~Universal Vaccine Purchasing System~~ Duties and Sunset Extension

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB0140/724432/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 140
(Third Reading File Bill)

On page 1, in line 2, strike "Immunization" and substitute "Immunizations".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 980)

AMENDED IN THE SENATE

House Bill 141 – Delegate Elliott

AN ACT concerning

State Board of Pharmacy – Sending Renewal Notices by Electronic Means

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB0141/774131/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 141
(Third Reading File Bill)

On page 3, in line 19, strike "permits expire" and substitute "**PERMIT EXPIRES**".

On page 5, in line 8, after "**TO**" insert "**THE**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 981)

AMENDED IN THE SENATE

House Bill 599 – ~~Delegate Hubbard~~ Delegates Hubbard, Hammen, Benson, Bromwell, Donoghue, Elliott, Kach, Kipke, Kullen, McDonough, Mizeur, Montgomery, Morhaim, Nathan–Pulliam, Oaks, Pena–Melnyk, Pendergrass, Riley, Tarrant, V. Turner, and Weldon

AN ACT concerning

The Baby Boomer Initiative Act

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB0599/557075/1)

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 599
(Third Reading File Bill)

AMENDMENT NO. 1

On page 3, strike line 5 in its entirety and substitute:

"**(9) THE DIRECTOR OF THE JOHNS HOPKINS UNIVERSITY CENTER ON AGING AND HEALTH, OR THE DIRECTOR'S DESIGNEE.**".

AMENDMENT NO. 2

On page 4, strike in their entirety lines 13 and 14 and substitute:

"**(C) THE REPRESENTATIVES ON THE COUNCIL FROM THE UNIVERSITY OF MARYLAND AND JOHNS HOPKINS INSTITUTIONS JOINTLY SHALL INITIATE A STUDY TO BETTER UNDERSTAND AND DOCUMENT:**";

and in line 20, after "**PERFORMANCE**" insert "**, IN COOPERATION WITH JOHNS HOPKINS INSTITUTIONS,**".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 982)

AMENDED IN THE SENATE

House Bill 879 – Delegates Anderson, Ali, Barnes, Carter, Conaway, Dumais, Glenn, Hammen, Healey, Howard, Hucker, Kirk, Krysiak, Lee, Manno, Mizeur, Oaks, Pena–Melnyk, Ramirez, Rosenberg, Ross, Schuler, Smigiel, Taylor, Vallario, Waldstreicher, and Walker

AN ACT concerning

Forensic Laboratories – Standards and Oversight

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB0879/147873/2)

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 879
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 18, strike "who" and substitute "that".

On page 3, in line 2, after "times;" insert "establishing the terms of the members of the Advisory Committee; prohibiting a member of the Advisory Committee from

receiving certain compensation; requiring the Department to staff the Advisory Committee;".

AMENDMENT NO. 2

On page 18, in line 19, strike "**OF HEALTH AND MENTAL HYGIENE**".

The preceding 2 amendments were read and concurred in.

(Amendment ID: HB0879/637778/1)

BY: Finance Committee

AMENDMENT TO HOUSE BILL 879
(Third Reading File Bill)

On page 9, in line 2, strike "**PERSON**" and substitute "**FORENSIC LABORATORY**"; and in line 3, strike "**PERSON**" and substitute "**FORENSIC LABORATORY**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 983)

AMENDED IN THE SENATE

House Bill 1071 – Delegates Anderson, Glenn, Kirk, and Krysiak

AN ACT concerning

Child Fatality Review Teams – Access and Disclosure of Information

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB1071/557272/1)

BY: Finance Committee

AMENDMENT TO HOUSE BILL 1071
(Third Reading File Bill)

On page 3, in line 7, after "**CHILD**" insert "**CONVICTED OF A CRIME OR**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 984)

AMENDED IN THE SENATE

House Bill 1181 – Delegates Minnick, Aumann, Bohanan, Boteler, Costa, Dwyer, Elliott, Frank, George, Harrison, Howard, Impallaria, Jameson, Krebs, Kullen, Levy, Love, McConkey, McDonough, O'Donnell, Proctor, Shank, Sophocleus, Stocksdale, Stukes, ~~and Wood~~ Wood, Hammen, Beitzel, Benson, Bromwell, Donoghue, Hubbard, Kach, Kipke, Mizeur, Montgomery, Morhaim, Nathan–Pulliam, Oaks, Pena–Melnyk, Pendergrass, Riley, Tarrant, V. Turner, and Weldon

AN ACT concerning

Task Force to Study State Assistance to Veterans

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB1181/164236/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1181
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after the first "of" insert "altering the process for the appointment of certain members of the Task Force to Study State Assistance to Veterans;"; and strike beginning with "to" in line 3 down through "Veterans" in line 4.

AMENDMENT NO. 2

On page 2, in line 16, strike "jointly"; and strike beginning with "President" in line 16 down through "House" in line 17 and substitute "**GOVERNOR**".

On page 3, in line 5, strike "and" and substitute a comma; and in the same line, after "House" insert "**, AND THE GOVERNOR**".

On page 4, in line 12, after "and" insert "**, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE,**".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 1 (See Roll Call No. 985)

AMENDED IN THE SENATE

House Bill 1270 – Delegates Hubbard, Bohanan, Frush, Hammen, Hecht, James, McHale, Pena–Melnyk, ~~and Rosenberg~~ Rosenberg, Beitzel, Benson, Bromwell, Donoghue, Elliott, Kach, Kipke, Kullen, McDonough, Mizeur, Montgomery, Morhaim, Nathan–Pulliam, Oaks, Pendergrass, Riley, Tarrant, V. Turner, and Weldon

EMERGENCY BILL

AN ACT concerning

Maryland HIV/AIDS Reporting Act

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB1270/264737/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1270
(Third Reading File Bill)

On page 9, in line 21, after "**18–201.1,**" insert "**§**".

On page 11, in line 27, after "18–201.1**,**" insert "**§**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 986)

AMENDED IN THE SENATE

House Bill 188 – Delegate Rosenberg

AN ACT concerning

Estates, Trusts, and Real Property – Rule Against Perpetuities

Delegate Vallario moved that the House concur in the Senate amendments.

(Amendment ID: HB0188/238671/1)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 188
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after "land," insert "rights or privileges to acquire interests in certain business entities,"; and in line 7, after "unless" insert "the interests are not subject to the common–law rules against perpetuities or".

AMENDMENT NO. 2

On page 3, in line 24, strike "**OR**"; after line 24, insert:

"**(10) A RIGHT OR PRIVILEGE, INCLUDING AN OPTION, WARRANT, PRE–EMPTIVE RIGHT, RIGHT OF FIRST REFUSAL, RIGHT OF FIRST OPTION, RIGHT OF FIRST NEGOTIATION, CALL RIGHT, EXCHANGE RIGHT, OR CONVERSION RIGHT, TO**

ACQUIRE AN INTEREST IN A DOMESTIC OR FOREIGN JOINT VENTURE, PARTNERSHIP, LIMITED LIABILITY PARTNERSHIP, LIMITED PARTNERSHIP, LIMITED LIABILITY LIMITED PARTNERSHIP, CORPORATION, COOPERATIVE, LIMITED LIABILITY COMPANY, BUSINESS TRUST, OR SIMILAR ENTERPRISE, WHETHER THE INTEREST IS CHARACTERIZED AS A JOINT VENTURE INTEREST, PARTNERSHIP INTEREST, LIMITED PARTNERSHIP INTEREST, MEMBERSHIP INTEREST, SECURITY, STOCK, OR OTHERWISE; OR";

and in line 25, strike "**(10)**" and substitute "**(11)**".

AMENDMENT NO. 3

On page 5, in line 16, after "**UNLESS**" insert "**THE NONDONATIVE PROPERTY INTEREST:**

(I) IS NOT SUBJECT TO THE RULE AGAINST PERPETUITIES UNDER § 11–102 OF THIS SUBTITLE; OR

(II) IS".

The preceding 3 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 987)

AMENDED IN THE SENATE

House Bill 285 – Delegates Stifler, Bates, Bromwell, Eckardt, Elliott, Frank, George, Glassman, Kelly, Krebs, McComas, O'Donnell, Olszewski, Schuler, Shank, Shewell, Smigiel, Sossi, and Valderrama

AN ACT concerning

Criminal Law – Possession of Child Pornography – Penalty

Delegate Vallario moved that the House concur in the Senate amendments.

(Amendment ID: HB0285/958478/1)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 285
(Third Reading File Bill)

On page 1, in line 5, strike "a certain depiction of"; in lines 7 and 8, strike "a certain depiction of"; and in line 8, after "age;" insert "providing for a certain affirmative defense to a charge under this Act;".

On page 2, in line 3, after "possess" insert "**AND INTENTIONALLY RETAIN**"; in line 4, strike "depicting" and substitute "**SHOWING**"; in line 17, strike "depict" and substitute "**SHOW**"; and after line 19, insert:

"**(D) IT IS AN AFFIRMATIVE DEFENSE TO A CHARGE OF VIOLATING THIS SECTION THAT THE PERSON PROMPTLY AND IN GOOD FAITH:**

(1) TOOK REASONABLE STEPS TO DESTROY EACH VISUAL REPRESENTATION; OR

(2) REPORTED THE MATTER TO A LAW ENFORCEMENT AGENCY.".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 988)

AMENDED IN THE SENATE

House Bill 337 – ~~Cecil County Delegation~~ Delegate Smigiel

AN ACT concerning

~~Cecil County~~ Criminal Procedure – Pretrial Release – ~~Use of Technology to Facilitate Pretrial Release Process~~ Posting of Bond Without Appearance of Defendant

Delegate Vallario moved that the House concur in the Senate amendments.

(Amendment ID: HB0337/378978/1)

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 337
(Third Reading File Bill)

On page 2, in line 5, strike "**AFTER**" and substitute "**NOTWITHSTANDING MARYLAND RULE 4–217(G), AFTER**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 989)

AMENDED IN THE SENATE

House Bill 571 – Delegates Levi, Ali, Anderson, Barkley, Barnes, Beidle, Benson, Carter, Conaway, Conway, Davis, DeBoy, Dumais, Elmore, Glenn, Haynes, Healey, Holmes, Hucker, Ivey, Jones, Kirk, Kullen, Lee, Manno, McComas, Montgomery, Oaks, Rice, Robinson, Ross, Schuh, Schuler, Smigiel, Stukes, Tarrant, Taylor, Vaughn, Waldstreicher, and Walker

AN ACT concerning

~~**Juveniles – School Attendance and Crimes Committed During School Hours – Penalties and Issuance of a License to Drive**~~
Truancy – Prohibition Against Issuance of Learner's Instructional Permit

Delegate Vallario moved that the House concur in the Senate amendments.

(Amendment ID: HB0571/558872/1)

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 571

(Third Reading File Bill)

On page 9, in line 13, strike "**WITHIN THE PAST CALENDAR YEAR**" and substitute "**DURING THE PRIOR SCHOOL SEMESTER**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 990)

AMENDED IN THE SENATE

House Bill 910 – Delegates Barkley, Ali, Aumann, Bates, Bohanan, Branch, Bronrott, Carter, G. Clagett, Conway, DeBoy, Dumais, Dwyer, Frank, Gutierrez, Guzzone, Heller, Jones, N. King, Kramer, Lee, McComas, McConkey, Montgomery, Proctor, Ramirez, Robinson, Schuler, Shank, Sophocleus, Stocksdale, Valderrama, Waldstreicher, and Wood

AN ACT concerning

Public Safety – Correctional Officers – Minimum Age

Delegate Vallario moved that the House concur in the Senate amendments.

(Amendment ID: HB0910/188472/1)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 910
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after "veteran" insert "or reserve member".

AMENDMENT NO. 2

On page 2, in line 19, strike "**, BEGINNING OCTOBER 1, 2007,**"; in line 20, after "**HIRED**" insert "**ON OR AFTER OCTOBER 1, 2007,**"; and in line 24, after "**VETERAN**" insert "**OR RESERVE MEMBER**".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 991)

AMENDED IN THE SENATE

House Bill 274 – Delegates Kaiser, Barkley, Bohanan, Cane, Donoghue, Feldman, George, Gutierrez, Heller, Howard, Hubbard, N. King, Kipke, Krebs, Kullen, Lawton, Manno, Mizeur, Montgomery, Olszewski, Pena–Melnyk, Proctor, Riley, Shewell, and Waldstreicher

AN ACT concerning

Study Commission to Explore the Expanded Application of State Stipends for National Certification of Teachers

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB0274/334131/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 274
(Third Reading File Bill)

On page 4, in line 2, after the first "therapists," insert "school"; and in line 10, after the second "therapists," insert "school".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 992)

AMENDED IN THE SENATE

House Bill 279 – Delegates Kaiser, Barkley, Cane, Donoghue, George, Gutierrez, Howard, Hubbard, Hucker, Kipke, Krebs, Kullen, Manno, Mizeur, Pena–Melnyk, Proctor, Riley, Ross, and Shewell

AN ACT concerning

Higher Education – Workforce Shortage Student Assistance Grants ~~– Eligibility~~

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB0279/164139/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 279
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "requiring" in line 6 down through "determination;" in line 9; and strike in their entirety lines 17 through 19, inclusive.

On page 2, strike beginning with "Commission" in line 1 down through "met;" in line 2; in line 7, strike "(e)(3),"; and in line 12, strike "and (e)(2)".

AMENDMENT NO. 2

On page 3, strike in their entirety lines 13 through 28, inclusive.

On page 5, strike in their entirety lines 19 through 28, inclusive; and in line 29, strike "4." and substitute "2.".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 993)

AMENDED IN THE SENATE

House Bill 436 – Delegates Kaiser, Aumann, Barnes, Beidle, V. Clagett, Conway, Frush, Gaines, Gilchrist, Healey, Hubbard, Lawton, Love, Mathias, Montgomery, Niemann, Pena–Melnyk, Riley, Ross, Simmons, Sophocleus, Waldstreicher, ~~and Walker~~ Walker, Bartlett, Barve, Cardin, Doory, Elmore, George, Hixson, Howard, Ivey, Jennings, N. King, Krebs, McKee, Murphy, Olszewski, Rice, Stukes, and F. Turner

AN ACT concerning

Homestead Tax Credit – Eligibility Verification – Application

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB0436/669639/1)

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 436
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after "application;" insert "requiring the counties to reimburse the Department for the administration of the homestead property tax credit application process;".

On page 2, in line 6, strike "and (l)" and substitute ", (l), and (m)".

AMENDMENT NO. 2

On page 3, in line 11, strike "**90**" and substitute "**180**"; and after line 28, insert:

"**(M) (1) THE COUNTIES SHALL REIMBURSE THE DEPARTMENT FOR THE ADMINISTRATION OF THE APPLICATION PROCESS UNDER SUBSECTION (D)(6) OF THIS SECTION.**

(2) FOR EACH FISCAL YEAR, THE REIMBURSEMENT REQUIRED UNDER THIS SUBSECTION SHALL BE PRORATED BASED ON THE RATIO OF THE NUMBER OF IMPROVED PROPERTIES THAT WOULD BE ELIGIBLE FOR THE CREDIT UNDER THIS SECTION LOCATED IN THE COUNTY COMPARED TO THE TOTAL NUMBER OF IMPROVED

RESIDENTIAL PROPERTIES ELIGIBLE FOR THE CREDIT UNDER THIS SECTION STATEWIDE AS OF JULY 1 OF THAT FISCAL YEAR.

(3) THE DEPARTMENT SHALL BILL EACH COUNTY ACCORDING TO THE FORMULA UNDER PARAGRAPH (2) OF THIS SUBSECTION.".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 994)

AMENDED IN THE SENATE

House Bill 610 – Delegate Dumais

AN ACT concerning

~~Education~~ Department of Education and Department of Health and Mental Hygiene – Student Surveys – ~~Youth Risk Behavior Surveillance System Survey~~ Workgroup

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB0610/884635/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 610
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before the first "Department" insert "State"; in line 15, strike "to"; in line 16, after "jointly" insert "to"; and strike beginning with "in" in line 20 down through "year" in line 21 and substitute "; providing for the termination of this Act".

On page 2, in line 3, strike "Workgroup" and substitute "workgroup"; and after line 3, insert:

"BY repealing and reenacting, without amendments,
Article – Education
Section 7–420
Annotated Code of Maryland
(2006 Replacement Volume)".

AMENDMENT NO. 2

On page 3, after line 14, insert:

"7–420.

(a) The Department shall establish procedures for the administration of the Centers for Disease Control and Prevention Youth Risk Behavior Surveillance System survey.

(b) The Department may omit up to a maximum of one–third of the survey questions if the Department considers the content of the questions inappropriate.

(c) (1) The Department shall require a local school system to obtain parental consent using a parental consent form before administering the survey.

(2) The parental consent form shall include a statement that explains how a parent can obtain a copy of the survey questions that will be administered and more information regarding the survey, including the mailing address, telephone number, and website address of the Centers for Disease Control and Prevention.".

AMENDMENT NO. 3

On page 7, strike in their entirety lines 15 and 16.

On page 7 in lines 17, 19, and 21, and on page 8 in lines 1 and 4, strike "**(3)**", "**(4)**", "**(5)**", "**(6)**", and "**(7)**", respectively, and substitute "**(2)**", "**(3)**", "**(4)**", "**(5)**", and "**(6)**", respectively.

On page 8, in line 7, strike "**GROUPS**" and substitute "**ENTITIES, GROUPS,**".

AMENDMENT NO. 4

On page 9, in lines 1 and 2, strike "**OF EACH EVEN–NUMBERED YEAR**" and substitute "**, 2008**".

On page 11, strike in their entirety lines 6 through 9, inclusive; in line 10, strike "3." and substitute "2."; and in line 11, after "2007." insert "It shall remain effective for a period of 2 years and, at the end of June 30, 2009, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.".

The preceding 4 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 995)

AMENDED IN THE SENATE

House Bill 1056 – Delegates Heller, Ali, Anderson, Aumann, Barkley, Bates, Bobo, Boteler, Braveboy, Bromwell, Bronrott, G. Clagett, V. Clagett, Conaway, Conway, DeBoy, Dumais, Elliott, Elmore, Feldman, Frank, Gilchrist, Glenn, Guzzone, Haddaway, Harrison, Haynes, Healey, Hixson, Hubbard, Hucker, Impallaria, Jennings, Jones, Kach, Kaiser, Kelly, N. King, Kipke, Kirk, Kramer, Krysiak, Kullen, Lawton, Lee, Love, Malone, Manno, McDonough, McKee, Minnick, Mizeur, Montgomery, Morhaim, Myers, Nathan–Pulliam, Oaks, Pendergrass, Proctor, Ramirez, Rice, Riley, Rosenberg, Schuler, Shewell, Simmons, Smigiel, Sophocleus, Sossi, Stukes, Stull, Taylor, F. Turner, Vaughn, Waldstreicher, Weir, Weldon, ~~and Wood~~ Wood, and Krebs

AN ACT concerning

Higher Education – Blind and Print Disabled Students – Instructional Materials

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB1056/763220/1)

BY: Senator Conway

AMENDMENTS TO HOUSE BILL 1056
(Third Reading File Bill)

AMENDMENT NO. 1

On page 11, in line 7, strike "**UNDER § 11–903 OF THIS SUBTITLE**" and substitute "**IN THIS SECTION**"; strike beginning with the colon in line 17 down through "**MAY**" in line 18 and substitute "**MAY**"; and strike beginning with "**; AND**" in line 19 down through "**SECTION**" in line 21.

AMENDMENT NO. 2

On page 12, in line 7, strike "**§ 11–903**" and substitute "**§ 11–904**".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 996)

AMENDED IN THE SENATE

House Bill 282 – Delegate Hammen (Chair, Health and Government Operations Committee)

AN ACT concerning

State Board of Physicians – Sunset Extension and Program Evaluation

Delegate Hammen moved that the House not concur in the Senate amendments.

(Amendment ID: HB0282/194138/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 282
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after "circumstances;" insert "altering the percentages of certain fees required to be distributed in certain fiscal years from the Board to the Office of Student Financial Assistance within the Maryland Higher Education Commission for certain uses under certain circumstances;".

On page 2, in line 5, after "penalty" insert "in lieu of certain sanctions"; in line 19, after "circumstances;" insert "prohibiting certain stays of challenges because of the selection of certain peer reviewers prior to certain filings;"; and strike beginning with "modifying" in line 33 down through "profiles" in line 35 and substitute "repealing the requirement that certain medical malpractice settlement information be available as part of a licensee's public individual profile; requiring the Board to provide certain notification regarding certain malpractice settlement information on the Board's Internet site; requiring the Board to provide certain information within a certain period of time".

On page 3, strike beginning with "requiring" in line 5 down through "circumstances;" in line 7; in line 23, after "date;" insert "requiring the Board to provide certain training to certain personnel of the Office of Administrative Hearings;"; in line 26, after "date;" insert "requiring the Board to submit a certain report regarding certain disagreement among certain peer reviewers on or before a certain date; requiring the Governor to include funding for certain new regular positions for the Board in the annual budget bill for a certain fiscal year; requiring the Chief Administrative Law Judge to designate certain administrative law judges to hear certain cases referred by the Board;"; in line 32, strike "14–405,"; in line 33, strike "14–411(b) and (c)" and substitute "14–411(c)"; in the same line, strike "14–411.1(b)(4)," and substitute "14–411.1(b), (c), and (d),"; in line 39, after "14–411(a)" insert "and (b)"; and in the same line, strike "14–411.1(b)(3),".

AMENDMENT NO. 2

On page 7, in line 26, after the second "the" insert "**JANET L. HOFFMAN**".

On page 8, in line 1, strike "14" and substitute "**EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, 10**"; after line 13, insert:

"**(II) 1. FOR FISCAL 2008, IF THE GOVERNOR DOES NOT INCLUDE IN THE STATE BUDGET THE FUNDS SPECIFIED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE COMPTROLLER SHALL DISTRIBUTE 14 PERCENT OF THE FEES RECEIVED FROM THE BOARD TO THE OFFICE OF STUDENT FINANCIAL ASSISTANCE TO BE USED AS PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.**

2. FOR FISCAL 2009, IF THE GOVERNOR DOES NOT INCLUDE IN THE STATE BUDGET THE FUNDS SPECIFIED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE COMPTROLLER SHALL DISTRIBUTE 12 PERCENT OF THE FEES

RECEIVED FROM THE BOARD TO THE OFFICE OF STUDENT FINANCIAL ASSISTANCE TO BE USED AS PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.";

in line 14, strike "(ii)" and substitute "**(III)**"; and in line 16, after the second "the" insert "**JANET L. HOFFMAN**".

AMENDMENT NO. 3

On page 11, in line 26, after "**CREDIT**" insert "**IN LIEU OF A SANCTION UNDER § 14–404 OF THIS TITLE**".

AMENDMENT NO. 4

On page 15, in line 5, strike "their own licenses" and substitute "**THE PEER REVIEWER'S OWN LICENSE**"; and in line 8, after "**LICENSED**" insert "**AND ENGAGED IN THE PRACTICE OF MEDICINE WITHIN THE PAST YEAR**".

AMENDMENT NO. 5

On pages 19 and 20, strike in their entirety the lines beginning with line 13 on page 19 through line 2 on page 20, inclusive.

AMENDMENT NO. 6

On page 20, after line 23, insert:

"(1) A description of any disciplinary action taken by the Board against the licensee within the most recent 10–year period that includes a copy of the public order;

(2) A description in summary form of any final disciplinary action taken by a licensing board in any other state or jurisdiction against the licensee within the most recent 10–year period;";

and strike in their entirety lines 27 through 29, inclusive, and substitute:

"**[**(5)**]** **(4)** A description of a conviction or entry of a plea of guilty or nolo contendere by the licensee for a crime involving moral turpitude reported to the Board under § 14–413(b) of this subtitle; and

[(6)**]** **(5)** Medical education and practice information about the licensee including:

(i) The name of any medical school that the licensee attended and the date on which the licensee graduated from the school;

(ii) A description of any internship and residency training;

(iii) A description of any specialty board certification by a recognized board of the American Board of Medical Specialties or the American Osteopathic Association;

(iv) The name of any hospital where the licensee has medical privileges as reported to the Board under § 14–413 of this subtitle;

(v) The location of the licensee's primary practice setting; and

(vi) Whether the licensee participates in the Maryland Medical Assistance Program.

(c) In addition to the requirements of subsection (b) of this section, the Board shall:

(1) Provide appropriate and accessible Internet links from the Board's Internet site:

(i) To the extent available, to the appropriate portion of the Internet site of each health maintenance organization licensed in this State which will allow the public to ascertain the names of the physicians affiliated with the health maintenance organization; and

(ii) To the appropriate portion of the Internet site of the American Medical Association; **[**and**]**

(2) Include a statement on each licensee's profile of information to be taken into consideration by a consumer when viewing a licensee's profile, including factors to consider when evaluating a licensee's malpractice data**; AND**

(3) PROVIDE ON THE BOARD'S INTERNET SITE:

(I) NOTIFICATION THAT A PERSON MAY CONTACT THE BOARD BY TELEPHONE, ELECTRONIC MAIL, OR WRITTEN REQUEST TO FIND OUT WHETHER THE NUMBER OF MEDICAL MALPRACTICE SETTLEMENTS INVOLVING A PARTICULAR LICENSEE TOTALS THREE OR MORE WITH A SETTLEMENT AMOUNT OF $150,000 OR GREATER WITHIN THE MOST RECENT 10–YEAR PERIOD AS REPORTED TO THE BOARD; AND

(II) A TELEPHONE NUMBER, ELECTRONIC MAIL ADDRESS, AND PHYSICAL ADDRESS THROUGH WHICH A PERSON MAY CONTACT THE BOARD TO REQUEST THE INFORMATION REQUIRED TO BE PROVIDED UNDER ITEM (I) OF THIS ITEM.

(d) The Board:

(1) On receipt of a written request for a licensee's profile from any person, shall forward a written copy of the profile to the person; **[**and**]**

(2) Shall maintain a website that serves as a single point of entry where all physician profile information is available to the public on the Internet**; AND**

(3) ON RECEIPT OF A VERBAL, ELECTRONIC, OR WRITTEN REQUEST IN ACCORDANCE WITH SUBSECTION (C)(3) OF THIS SECTION, SHALL PROVIDE THE INFORMATION WITHIN 2 BUSINESS DAYS OF THE REQUEST.".

AMENDMENT NO. 7

On page 24, in line 30, after "**THE**" insert "**JANET L. HOFFMAN**".

On page 25, in line 4, strike "**14**" and substitute "**EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, 10**"; after line 19, insert:

"**(II) 1. FOR FISCAL 2008, IF THE GOVERNOR DOES NOT INCLUDE IN THE STATE BUDGET THE FUNDS SPECIFIED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE COMPTROLLER SHALL DISTRIBUTE 14 PERCENT OF THE FEES RECEIVED FROM THE BOARD TO THE OFFICE OF STUDENT FINANCIAL ASSISTANCE TO BE USED AS PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.**

2. FOR FISCAL 2009, IF THE GOVERNOR DOES NOT INCLUDE IN THE STATE BUDGET THE FUNDS SPECIFIED UNDER SUBPARAGRAPH (I) OF

THIS PARAGRAPH, THE COMPTROLLER SHALL DISTRIBUTE 12 PERCENT OF THE FEES RECEIVED FROM THE BOARD TO THE OFFICE OF STUDENT FINANCIAL ASSISTANCE TO BE USED AS PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.";

in line 20, strike "**(II)**" and substitute "**(III)**"; and in line 23, after "**THE**" insert "**JANET L. HOFFMAN**".

AMENDMENT NO. 8

On page 29, after line 16, insert:

"SECTION 4. AND BE IT FURTHER ENACTED, That the Chief Administrative Law Judge shall designate a pool of administrative law judges in the Office of Administrative Hearings to hear cases referred to it by the State Board of Physicians.

SECTION 5. AND BE IT FURTHER ENACTED, That the State Board of Physicians shall provide training at least annually to the personnel of the Office of Administrative Hearings in order to improve the quality and efficiency of the hearings in physician discipline cases. The training shall include medical terminology, medical ethics, and, to the extent practicable, descriptions of basic medical and surgical procedures currently in use.";

in lines 17 and 30, strike "4." and "5.", respectively, and substitute "6." and "9.", respectively; and after line 29, insert:

"SECTION 7. AND BE IT FURTHER ENACTED, That the State Board of Physicians shall submit a report to the Governor and, in accordance with § 2–1246 of the State Government Article, to the General Assembly, on or before December 31, 2008, regarding:

(1) how many complaints reviewed by two peer reviewers resulted in disagreement between the peer reviewers; and

(2) of these complaints, how many resulted in charges being brought against a licensee.

SECTION 8. AND BE IT FURTHER ENACTED, That for fiscal 2009, the Governor shall include in the annual budget bill funding for an additional 7 new regular positions as compliance analysts for the State Board of Physicians, to be fully funded by

the Board of Physicians Fund established under § 14–207 of the Health Occupations Article, in order to efficiently investigate complaints and protect the health, safety, and welfare of the public.".

On page 30, in line 1, strike "6." and substitute "10.".

The preceding 8 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB 0282**
SPONSOR: Del Hammen (Chr HGO)
SUBJECT: State Board of Physicians – Sunset Extension and Program Evaluation

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints Delegates Donoghue, Chairman, Pendergrass, and Kach.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

AMENDED IN THE SENATE

House Bill 538 – Delegates Kaiser, Barkley, N. King, Lawton, Montgomery, Pena–Melnyk, F. Turner, and Waldstreicher

AN ACT concerning

Higher Education – Dual Enrollment Grant Program

Delegate Hixson moved that the House not concur in the Senate amendments.

(Amendment ID: HB0538/934331/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 538
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 5, after "audit;" insert "requiring a certain council to provide certain recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act;".

AMENDMENT NO. 2

On page 3, in line 21, after "**(1)**" insert "**(I)**"; and in the same line, after "**STATE;**" insert "**OR**

(II) A PROGRAM OF SECONDARY SCHOOL INSTRUCTION IN THE STATE;".

AMENDMENT NO. 3

On page 5, after line 3, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That on or before November 1, 2007, the Maryland Partnership for Teaching and Learning PreK – 16 Council shall provide the Governor and, in accordance with § 2–1246 of the State Government Article the General Assembly, a comprehensive list of recommendations that will surmount barriers to dual–enrollment and will facilitate dual–enrollment opportunities.";

in line 4, strike "2." and substitute "3."; and in line 12, after "2007." insert "It shall remain effective for a period of 1 year and 1 month and, at the end of June 30, 2008, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.".

The preceding 3 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB 0538**
SPONSOR: Del Kaiser, et al
SUBJECT: Higher Education – Dual Enrollment Grant Program

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints Delegates N. King, Chairman, Walker, and McKee.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

THE COMMITTEE ON JUDICIARY REPORT #20

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 673 – Delegates McComas, Ali, Bartlett, Bronrott, Eckardt, George, Haddaway, Kullen, Lee, Schuler, Sossi, and Weldon

AN ACT concerning

Crimes – Leaving Dogs Outside and Unattended by Use of Restraints – Penalties

(Amendment ID: HB0673/162219/1)

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 673

(First Reading File Bill)

On page 2, in line 10, strike "**TEMPORARY**"; strike beginning with "**DURING**" in line 12 down through "**(3)**" in line 16; in line 17, strike "**(4)**" and substitute "**(3)**"; strike beginning with "**IS**" in line 18 down through "**(II)**" in line 20; in line 20, after "**METAL;**" insert "**OR**"; in line 21, strike "**(III)**" and substitute "**(II)**"; and strike beginning with "**OR**" in line 22 down through "**LONG;**" in line 27.

On page 3, in lines 1, 3, and 4, strike "**(6)**", "**(7)**", and "**(8)**", respectively, and substitute "**(4)**", "**(5)**", and "**(6)**", respectively.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

Senate Bill 309 – Senator Stone

AN ACT concerning

Civil Actions – Dismissal ~~or Termination~~ – Limitations

(Amendment ID: SB0309/362317/1)

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 309
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "Actions" insert "or Claims – Reports"; in lines 3, 4, and 7, in each instance, after "action" insert "or claim"; in line 4, after "cause" insert "against the same party or parties"; in line 6, after "prejudice" insert "for failure to file a certain report under certain circumstances"; in line 9, after the second "of" insert "certain"; and in the same line, after "actions" insert "and claims".

AMENDMENT NO. 2

On page 2, in line 2, after "**(A)**" insert "**(1)**"; in line 3, in each instance, after "**ACTION**" insert "**OR CLAIM**"; and after line 3, insert:

"**(2) THIS SECTION APPLIES ONLY TO A CIVIL ACTION OR CLAIM THAT IS DISMISSED ONCE FOR FAILURE TO FILE A REPORT IN ACCORDANCE WITH § 3–2A–04(B)(3) OF THIS ARTICLE.**".

AMENDMENT NO. 3

On page 2, in lines 4 and 7, in each instance, after "**ACTION**" insert "**OR CLAIM**"; in line 8, strike "**WITHIN**" and substitute "**AGAINST THE SAME PARTY OR PARTIES ON OR BEFORE**"; in line 9, after "**THE**" insert "**EXPIRATION OF THE**"; in the same line, strike "**OR**"; in line 10, strike "**6 MONTHS**" and substitute "**60 DAYS**"; and in the same line, after "**DISMISSAL**" insert "**; OR**

(3) AUGUST 1, 2007, IF THE ACTION OR CLAIM WAS DISMISSED ON OR AFTER NOVEMBER 17, 2006, BUT BEFORE JUNE 1, 2007".

AMENDMENT NO. 4

On page 2, in line 14, after "action" insert "or claim"; in line 15, after "Act" insert "for which a final judgment has been rendered and for which appeals, if any, have been exhausted before the effective date of this Act"; and in line 17, strike "October" and substitute "June".

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 431 – Senator Kelley

AN ACT concerning

Children – Out–of–Home ~~Placement~~ Care Review Boards – Case Reviews

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 685 – Cecil County Senators

AN ACT concerning

~~Cecil County~~ Criminal Procedure – Pretrial Release – ~~Use of Technology to Facilitate Pretrial Release Process~~ Posting of Bond Without Appearance of Defendant

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 696 – Senators Stone, Britt, Della, Jones, Madaleno, and Pinsky

AN ACT concerning

Crimes – Leaving Dogs Outside and Unattended by Use of Restraints – Penalties

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

CONCURRENCE CALENDAR #6

AMENDED IN THE SENATE

House Bill 463 – Delegate Rosenberg and the Speaker (By Request – Administration) and Delegates Anderson, Beidle, Branch, Bromwell, Carter, V. Clagett, Conaway, Doory, Dumais, Glenn, Hammen, Harrison, Haynes, Jones, Kach, Kirk, Krysiak, Lafferty, Lawton, Love, McHale, McIntosh, Oaks, Olszewski, Robinson, Schuler, Sophocleus, Stukes, and Tarrant

AN ACT concerning

Ground Rents – Remedy for Nonpayment of Ground Rent

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0463/758178/1)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 463
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Remedy" and substitute "Remedies"; in line 3, strike "repealing" and substitute "applying"; in line 4, after "rent" insert "to certain property"; in line 8, after "rent" insert "on certain residential property"; in line 15, after "application" insert ", effect,"; and in the same line, after "Act;" insert "clarifying the application of certain provisions of law prohibiting the creation of certain reversionary interests under certain ground leases or subleases; providing that certain provisions of law authorizing a certain action for possession do not apply to certain actions for nonpayment of ground rent;".

On page 2, in line 3, strike "8–402.2 and"; in line 8, strike "8–402.2" and substitute "8–402.3"; in line 13, after "Section" insert "8–402.2,"; in the same line, after "8–111.1" insert a comma; and after line 15, insert:

"BY repealing and reenacting, with amendments,
Article – Real Property
Section 8–111.2
Annotated Code of Maryland
(As enacted by Chapter 1 of the Acts of the General Assembly of 2007)".

AMENDMENT NO. 2

On page 2, in line 19, strike the bracket; and after line 19, insert:

"**(A) (1) THIS SECTION APPLIES TO PROPERTY:**

(I) LEASED FOR BUSINESS, COMMERCIAL, MANUFACTURING, MERCANTILE, OR INDUSTRIAL PURPOSES, OR ANY OTHER PURPOSE THAT IS NOT PRIMARILY RESIDENTIAL;

(II) IMPROVED OR TO BE IMPROVED BY ANY APARTMENT, CONDOMINIUM, COOPERATIVE, OR OTHER BUILDING FOR MULTIFAMILY USE OF GREATER THAN FOUR DWELLING UNITS; OR

(III) LEASED FOR DWELLINGS OR MOBILE HOMES THAT ARE ERECTED OR PLACED IN A MOBILE HOME DEVELOPMENT OR MOBILE HOME PARK.

(2) THIS SECTION DOES NOT APPLY TO RESIDENTIAL PROPERTY THAT IS OR WAS USED, INTENDED TO BE USED, OR AUTHORIZED TO BE USED FOR FOUR OR FEWER DWELLING UNITS.".

On page 2 in lines 20 and 31, and on page 3 in line 23, strike "(a)", "(b)", and "(c)", respectively, and substitute "**(B)**","**(C)**", and "**(D)**", respectively.

On page 3, in line 15, strike "(b)" and substitute "**(C)**"; and in line 28, before "(d)" insert an opening bracket.

On page 5, in line 22, strike "**8–402.2.**" and substitute "**8–402.3.**".

On page 12, in line 19, strike "**§ 8–402.2**" and substitute "**§ 8–402.3**"; and in line 23, strike "**§ 8–402.2(E)**" and substitute "**§ 8–402.3(E)**".

On page 14, strike in their entirety lines 3 through 6, inclusive; and in line 12, after "**RENT**" insert "**UNDER A GROUND LEASE ON RESIDENTIAL PROPERTY THAT IS OR WAS USED, INTENDED TO BE USED, OR AUTHORIZED TO BE USED FOR FOUR OR FEWER DWELLING UNITS**".

AMENDMENT NO. 3

On page 11, in line 12, strike "**ENTRY OF THE JUDGMENT**" and substitute "**THE FILING OF THE STATEMENT OF LIEN IN THE LAND RECORDS**".

AMENDMENT NO. 4

On page 13, in line 14, before the third "**THE**" insert "**:**

(I) FOR A REDEEMABLE GROUND RENT,";

in line 17, after "**LEASE**" insert "**; AND**

(II) FOR AN IRREDEEMABLE GROUND RENT, THE AMOUNT OF THE LIEN AND THE PURCHASER SHALL TAKE TITLE TO THE PROPERTY SUBJECT TO THE GROUND LEASE";

and in line 19, after "**THE**" insert "**REDEEMABLE**".

AMENDMENT NO. 5

On page 14, after line 6, insert:

"8–111.2.

(A) THIS SECTION DOES NOT APPLY TO PROPERTY:

(1) LEASED FOR BUSINESS, COMMERCIAL, MANUFACTURING, MERCANTILE, OR INDUSTRIAL PURPOSES, OR ANY OTHER PURPOSE THAT IS NOT PRIMARILY RESIDENTIAL;

(2) IMPROVED OR TO BE IMPROVED BY ANY APARTMENT, CONDOMINIUM, COOPERATIVE, OR OTHER BUILDING FOR MULTIFAMILY USE OF GREATER THAN FOUR DWELLING UNITS; OR

(3) LEASED FOR DWELLINGS OR MOBILE HOMES THAT ARE ERECTED OR PLACED IN A MOBILE HOME DEVELOPMENT OR MOBILE HOME PARK.

(B) On or after January 22, 2007, the owner of a fee simple or leasehold estate in residential property that is **OR WAS** used, intended to be used, or authorized to be used for four or fewer dwelling units may not create a reversionary interest in the property under a ground lease or a ground sublease for a term of years renewable forever subject to the payment of a periodic ground rent.".

The preceding 5 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 997)

AMENDED IN THE SENATE

House Bill 580 – Delegate McIntosh and the Speaker (By Request – Administration) and Delegates Anderson, Beidle, Branch, Bromwell, Carter, V. Clagett, Conaway, Doory, Dumais, Glenn, Hammen, Haynes, Jones, Kirk, Krysiak, Lafferty, Lawton, Love, McHale, Oaks, Olszewski, Robinson, Schuler, Sophocleus, Stukes, and Tarrant

AN ACT concerning

Ground Rents – ~~Limitation of Actions –~~ Registry of Properties Subject to Ground Leases

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0580/878773/1)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 580
(Third Reading File Bill)

AMENDMENT NO. 1

On page 5, strike beginning with the colon in line 20 down through "**AN**" in line 21 and substitute "**AN**"; and strike beginning with the semicolon in line 21 down through "**LEASES**" in line 23.

AMENDMENT NO. 2

On page 11, in line 4, strike "**MAY**" and substitute "**ONCE THE GROUND LEASE EXTINGUISHMENT CERTIFICATE HAS BEEN FILED, MAY**".

AMENDMENT NO. 3

On page 11, in line 14, after "**FUND**" insert "**AND SHALL HELP DEFRAY THE COSTS OF THE REGISTRY CREATED UNDER THIS SUBTITLE**".

AMENDMENT NO. 4

On page 11, in line 20, strike "semiannual" and substitute "annual".

On page 11 in line 27, and on page 12 in line 1, in each instance, after "notification" insert ", by electronic and other means,".

The preceding 4 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 1 (See Roll Call No. 998)

AMENDED IN THE SENATE

House Bill 1041 – Delegate Rudolph

AN ACT concerning

Maryland Agricultural Land Preservation Fund – Foundation Grants ~~to Counties~~

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB1041/764638/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1041
(Third Reading File Bill)

On page 4, in line 14, strike "**§ 2–505(C)**" and substitute "**SUBSECTION (C)**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 999)

AMENDED IN THE SENATE

House Bill 1158 – Chair, Environmental Matters Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Shellfish Dealers – Licensure

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB1158/944137/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1158
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after "Resources;" insert "providing for certain exceptions to the licensure requirement for a person who deals in shellfish; requiring the Department to adopt certain regulations;".

AMENDMENT NO. 2

On page 2, in lines 6, 7, 9, and 10, in each instance, after "finfish" insert "**OR SHELLFISH**"; in line 12, after "finfish" insert "**AND SHELLFISH**"; and in line 15, strike "**SUBSECTION (A) OF**".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1000)

QUORUM CALL

The presiding officer announced a quorum call, showing 140 Members present.

(See Roll Call No. 1001)

ADJOURNMENT

At 5:36 P.M. on motion of Delegate Barve the House adjourned until 5:41 P.M., on Legislative Day April 2, 2007, Calendar Day Friday, April 6, 2007.

Annapolis, Maryland
Legislative Day: April 2, 2007
Calendar Day: Friday, April 6, 2007

The House met at 5:46 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Virginia P. Clagett of Anne Arundel County.

QUORUM CALL

The presiding officer announced a quorum call, showing 136 Members present.

(See Roll Call No. 1002)

The Journal of April 1, 2007 was read and approved.

EXCUSES:
Del. Burns – left early – worship service
Del. Goldwater – illness

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 1003)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #75

House Bill 358 – ~~Delegate Donoghue~~ Delegates Donoghue, Mizeur, V. Turner, Pena–Melnyk, Oaks, Montgomery, and Nathan–Pulliam

AN ACT concerning

Certified Social Workers–Clinical – Practice – Definition

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 1004)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #35

Senate Bill 2 – Senators Middleton, Miller, Currie, Astle, Britt, Conway, DeGrange, Dyson, Forehand, Frosh, Garagiola, Gladden, Hogan, Jones, Kasemeyer, Kelley, Kramer, Lenett, Madaleno, McFadden, Peters, Pinsky, Pugh, Raskin, Robey, Rosapepe, and Stone

AN ACT concerning

State Employees' Rights and Protections Act of 2007

FLOOR AMENDMENT

(Amendment ID: SB0002/563320/1)

BY: Delegate O'Donnell

AMENDMENTS TO SENATE BILL 2
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert "EMERGENCY BILL".

On page 2, in line 20, after "basis;" insert "making this Act an emergency measure;".

AMENDMENT NO. 2

On page 14, strike in their entirety lines 15 and 16 and substitute:

"SECTION 5. 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 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 rejected by a roll call vote as follows:

Affirmative – 38 Negative – 101 (See Roll Call No. 1005)

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1006)

The Bill was then returned to the Senate.

Senate Bill 50 – Senator Middleton

AN ACT concerning

Governor's Appointments Office and Appointing Authorities – Duties

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1007)

The Bill was then returned to the Senate.

Senate Bill 101 – The President (By Request – Administration) and Senators Hogan, Middleton, and Miller

AN ACT concerning

Nursing Facilities – Quality Assessment – Medicaid Reimbursement

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1008)

The Bill was then returned to the Senate.

Senate Bill 130 – Senators Peters, Hogan, Britt, Forehand, Garagiola, Klausmeier, Pugh, ~~and Raskin~~ Raskin, Rosapepe, Madaleno, Robey, Munson, and Jones

AN ACT concerning

Public Safety – State Aid for Police Protection Fund – Municipal Sworn Officer Allocation

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1009)

The Bill was then returned to the Senate.

Senate Bill 137 – Senators Middleton, Colburn, Dyson, Edwards, Mooney, and Pipkin

AN ACT concerning

State Employee and Retiree Health and Welfare Benefits Program – Eligibility for Enrollment and Participation

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1010)

The Bill was then returned to the Senate.

Senate Bill 572 – Senator Della

AN ACT concerning

State Personnel – Collective Bargaining – Use of Employee Information

Read the third time and passed by yeas and nays as follows:

Affirmative – 104 Negative – 36 (See Roll Call No. 1011)

The Bill was then returned to the Senate.

Senate Bill 583 – Senator Kramer (Chair, Joint Committee on Pensions)

AN ACT concerning

Alternate Contributory Pension Selection – Clarifications

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1012)

The Bill was then returned to the Senate.

Senate Bill 744 – Senator Della

AN ACT concerning

Former Governors – Death Benefits – Surviving Spouses

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1013)

The Bill was then returned to the Senate.

Senate Bill 895 – Senator DeGrange

AN ACT concerning

Public Safety Employees Killed in the Performance of Duties – ~~Helicopter Pilots and Aviation Maintenance Technicians~~ Public Safety Aviation Employees – Death Benefits

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1014)

The Bill was then returned to the Senate.

Senate Bill 957 – Senators Brinkley and Mooney

AN ACT concerning

Frederick County – Public Facilities Bonds

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1015)

The Bill was then returned to the Senate.

Senate Bill 999 – Senator Kramer (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Investment Oversight

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1016)

The Bill was then returned to the Senate.

CONSENT CALENDAR OF THIRD READING SENATE BILLS #36
THE FOLLOWING BILLS ARE ON THIRD READING:

NUMBER	SPONSOR	CONTENT	COMMITTEE
SB 96	Sen. Mooney	Frederick County – Alcoholic Beverages – Special Licenses	ECM
SB 201	Sen. Stoltzfus	Somerset County – Alcoholic Beverages – License Fees	ECM
SB 457	Sen. Colburn	Wicomico County – Board of License Commissioners – Attorney's Salary	ECM
SB 681	Cecil Co. Senators	Cecil County – Alcoholic Beverages – Caterer's	ECM

		License	
SB 683	Cecil Co. Senators	Cecil County – Alcoholic Beverages – Board of License Commissioners – Summonses and Subpoenas	ECM
SB 684	Cecil Co. Senators	Cecil County – Alcoholic Beverages – New Year's Sales	ECM
SB 713	Sen. Colburn	Dorchester County – Alcoholic Beverages – Special Class C Licensees – Distribution of Wristbands	ECM
SB 736	Cecil Co. Senators	Cecil County – Alcoholic Beverages – Sunday Sales for Class B and Class BLX Licenses	ECM
SB 814	Sen. Colburn	Wicomico County – Liquor Control Board – Salaries	ECM
SB 958	Sen. Brinkley	Frederick County – Alcoholic Beverages – Tables and Chairs at Wineries	ECM

All of the preceding bills were read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1017)

The Bills were then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #37

Senate Bill 52 – Senators Forehand, Frosh, Britt, and Della

AN ACT concerning

Consumer Protection – Consumer Reporting Agencies – Consumer Reports – Security Freezes

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1018)

The Bill was then returned to the Senate.

Senate Bill 194 – Senators Kelley, Astle, Garagiola, Klausmeier, and Middleton

AN ACT concerning

Consumer Protection – Personal Information Protection Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1019)

The Bill was then returned to the Senate.

Senate Bill 452 – Senator Colburn

AN ACT concerning

Dorchester County – Alcoholic Beverages – Class D License

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1020)

The Bill was then returned to the Senate.

Senate Bill 453 – Senator Colburn

AN ACT concerning

Dorchester County – Alcoholic Beverages – Issuance of Additional Class A Beer Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1021)

The Bill was then returned to the Senate.

Senate Bill 491 – Senator Britt

EMERGENCY BILL

AN ACT concerning

Public Utility Companies – ~~Electricity Rates for~~ Electric Universal Service Program – Residential Tenants and Condominium Owners – Study ~~of Nonresidential Customers~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 1022)

The Bill was then returned to the Senate.

Senate Bill 845 – Carroll County Senators

EMERGENCY BILL

AN ACT concerning

Carroll County – Alcoholic Beverages – Quota for Class A Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1023)

The Bill was then returned to the Senate.

Senate Bill 889 – Senator Astle

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Board of License Commissioners – Inspectors

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1024)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #38

Senate Bill 175 – Senators Zirkin and Muse

AN ACT concerning

Juveniles – Mentoring Program – "Maryland Rising"

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 1 (See Roll Call No. 1025)

The Bill was then returned to the Senate.

Senate Bill 360 – Senator Zirkin

AN ACT concerning

Juvenile Justice Monitoring Unit – Expansion of Jurisdiction

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 1 (See Roll Call No. 1026)

The Bill was then returned to the Senate.

Senate Bill 389 – Senator Stone

AN ACT concerning

Civil Actions – Liability of Insurer – ~~Failure to Act in Good~~ Bad Faith

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 2 (See Roll Call No. 1027)

The Bill was then returned to the Senate.

Senate Bill 476 – Senator Zirkin

~~Juveniles – Group Home Education Program~~
Task Force to Study Group Home Education and Placement Practices

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 1 (See Roll Call No. 1028)

The Bill was then returned to the Senate.

Senate Bill 519 – Senators Peters, Brochin, Jacobs, McFadden, Muse, Pugh, Raskin, Robey, Simonaire, and Stone

AN ACT concerning

~~Juveniles – School Attendance and Crimes Committed During School Hours – Penalties and Issuance of a License to Drive~~
Truancy – Prohibition Against Issuance of Learner's Instructional Permit

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 3 (See Roll Call No. 1029)

The Bill was then returned to the Senate.

Senate Bill 576 – Senator Jacobs

AN ACT concerning

Maryland Emergency Management Assistance Compact – Emergency Responders

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1030)

The Bill was then returned to the Senate.

Senate Bill 1017 – Senators Muse and Miller

EMERGENCY BILL

AN ACT concerning

Crimes – Tobacco Paraphernalia – Distribution to ~~and Possession by~~ Minors

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1031)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #39

Senate Bill 177 – Senator Zirkin

AN ACT concerning

Residential Child Care Programs – Out–of–Home Placement – Standards for Staff and System for Outcomes Evaluation

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 1 (See Roll Call No. 1032)

The Bill was then returned to the Senate.

Senate Bill 255 – Senator Conway

AN ACT concerning

State Board of Physicians – Sunset Extension and Program Evaluation

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1033)

The Bill was then returned to the Senate.

Senate Bill 339 – Senators Pugh, Britt, Brochin, Colburn, Conway, Currie, Della, Exum, Forehand, Frosh, Garagiola, Hogan, Hooper, Jones, Kelley, Lenett, McFadden, Middleton, Muse, Raskin, and Robey

AN ACT concerning

Drug Treatment – Maryland State Drug and Alcohol Abuse Council – Study of the State's Approach to Drug Treatment ~~and the Feasibility of Communal–Setting Treatment~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1034)

The Bill was then returned to the Senate.

Senate Bill 472 – Senator Munson

AN ACT concerning

Mental Hygiene Law – Court Records Relating to a Petition for Emergency Evaluation – Confidentiality

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1035)

The Bill was then returned to the Senate.

Senate Bill 723 – Senators Conway, Dyson, and Kelley

AN ACT concerning

Certified Social Workers–Clinical – Practice – Definition

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1036)

The Bill was then returned to the Senate.

Senate Bill 746 – Senator Conway

AN ACT concerning

Human Immunodeficiency Virus – Test Counseling and Informed Consent – Review

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1037)

The Bill was then returned to the Senate.

Senate Bill 759 – Senators Dyson, Conway, and Gladden

AN ACT concerning

~~**State Board of Pharmacy – Wholesale Drug Distribution – Permit Requirements**~~
Wholesale Distributor Permitting and Prescription Drug Integrity Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1038)

The Bill was then returned to the Senate.

Senate Bill 936 – Senators Klausmeier, Astle, Edwards, Garagiola, Kittleman, Middleton, and Pugh

AN ACT concerning

Nonprofit Health Service Plans – Boards of Directors – Term Limits and Compensation

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1039)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #40

Senate Bill 9 – Senator Garagiola

AN ACT concerning

~~Education~~ State Department of Education and Department of Health and Mental Hygiene – Student Surveys – ~~Youth Risk Behavior Surveillance System Survey~~ Workgroup

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1040)

The Bill was then returned to the Senate.

Senate Bill 58 – Senators Pinsky, Britt, and Raskin

AN ACT concerning

Study Commission to Explore the Expanded Application of State Stipends for National Certification of Teachers

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1041)

The Bill was then returned to the Senate.

Senate Bill 224 – Senator McFadden (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Property Tax Credit for Newly Constructed Dwellings

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1042)

The Bill was then returned to the Senate.

Senate Bill 268 – Senators Conway, Astle, Britt, Brochin, Colburn, Currie, DeGrange, Della, Dyson, Exum, Forehand, Frosh, Garagiola, Gladden, Greenip, Haines, Hogan, Hooper, Jones, Kasemeyer, Kelley, Klausmeier, Kramer, Lenett, McFadden, Middleton, Munson, Muse, Peters, Pinsky, Pugh, Raskin, Robey, Rosapepe, Stone, and Zirkin

AN ACT concerning

Higher Education – Blind and Print Disabled Students – Instructional Materials

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1043)

The Bill was then returned to the Senate.

Senate Bill 286 – Senator Kelley

AN ACT concerning

Maryland Dent–Care Program – Participants and Award Amounts

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1044)

The Bill was then returned to the Senate.

Senate Bill 296 – Senator Kasemeyer

AN ACT concerning

Baltimore County – Property Tax Credit – Leadership Through Athletics, Inc.

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1045)

The Bill was then returned to the Senate.

Senate Bill 407 – Senator McFadden (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Hotel Room Tax – Convention Center Promotion

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 8 (See Roll Call No. 1046)

The Bill was then returned to the Senate.

Senate Bill 419 – ~~Senator Madaleno~~ Senators Madaleno, Brinkley, Currie, DeGrange, Hogan, Jones, Kasemeyer, Kramer, McFadden, Munson, Peters, Robey, and Stoltzfus

AN ACT concerning

Income Tax – Subtraction Modification – Military Retirement Income for Commissioned Officers

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1047)

The Bill was then returned to the Senate.

Senate Bill 456 – Senator Colburn

AN ACT concerning

Interest Rate for Overdue Property Tax – Mardela Springs

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1048)

The Bill was then returned to the Senate.

Senate Bill 486 – Senator Hogan

AN ACT concerning

Property Tax Credit – Replacement Home Purchased After Acquisition of Dwelling for Public Use

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1049)

The Bill was then returned to the Senate.

Senate Bill 492 – Senator Britt

AN ACT concerning

Commission on Civic Literacy

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 1050)

The Bill was then returned to the Senate.

Senate Bill 522 – Senator Rosapepe

AN ACT concerning

Homestead Tax Credit – Eligibility Verification – Application

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1051)

The Bill was then returned to the Senate.

Senate Bill 604 – Senator Forehand

AN ACT concerning

Higher Education – Senatorial Scholarships

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 8 (See Roll Call No. 1052)

The Bill was then returned to the Senate.

Senate Bill 634 – Senators Raskin ~~and Brochin~~, Brochin, Middleton, ~~and Hogan~~ Hogan, and Pugh

AN ACT concerning

Presidential Elections – Agreement Among the States to Elect the President by National Popular Vote

Read the third time and passed by yeas and nays as follows:

Affirmative – 84 Negative – 54 (See Roll Call No. 1053)

The Bill was then returned to the Senate.

Senate Bill 657 – Senators Muse, Britt, and Peters

AN ACT concerning

Prince George's County – Board of Education – Election of Members

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1054)

The Bill was then returned to the Senate.

Senate Bill 711 – Senators Gladden and Dyson

AN ACT concerning

Education – "Share the State Fair!" ~~Matching Fund~~ Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1055)

The Bill was then returned to the Senate.

Senate Bill 739 – Senators Simonaire, Brinkley, Brochin, Colburn, Conway, Della, Edwards, Forehand, Frosh, Greenip, Haines, Harris, Hooper, Jacobs, Jones, Kittleman, Kramer, Lenett, Munson, Muse, Peters, Pinsky, Raskin, Robey, Rosapepe, Stone, and Zirkin

AN ACT concerning

Legislative Scholarships Integrity Act of 2007

FLOOR AMENDMENT

(Amendment ID: SB0739/905060/1)

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 739
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, strike "a term" and substitute "certain terms".

AMENDMENT NO. 2

On page 2, strike in its entirety line 15 and substitute:

"**(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

(2) "DOMESTIC PARTNER" MEANS AN INDIVIDUAL IN A RELATIONSHIP BETWEEN TWO INDIVIDUALS WHO:

(I) ARE AT LEAST 18 YEARS OLD;

(II) ARE NOT RELATED TO EACH OTHER BY BLOOD OR MARRIAGE WITHIN FOUR DEGREES OF CONSANGUINITY UNDER CIVIL LAW RULE;

(III) ARE NOT MARRIED OR IN A CIVIL UNION OR DOMESTIC PARTNERSHIP WITH ANOTHER INDIVIDUAL;

(IV) AGREE TO BE IN A RELATIONSHIP OF MUTUAL INTERDEPENDENCE IN WHICH EACH INDIVIDUAL CONTRIBUTES TO SOME EXTENT TO THE OTHER INDIVIDUAL'S MAINTENANCE AND SUPPORT; AND

(V) SHARE A COMMON RESIDENCE.

(3) (I) "RELATIVE" MEANS:";

in line 16, strike "**(I)**" and substitute "**1.**"; after line 16, insert:

"**2. DOMESTIC PARTNER;**";

in lines 17, 18, 19, 21, 22, 23, and 24, strike "**(II)**", "**(III)**", "**(IV)**", "**(V)**", "**(VI)**", "**(VII)**", and "**(VIII)**", respectively, and substitute "**3.**", "**4.**", "**5.**", "**6.**", "**7.**", "**8.**", and "**9.**", respectively; and in line 25, strike "**(2)**" and substitute "**(II)**".

AMENDMENT NO. 3

On page 6, strike in its entirety line 12 and substitute:

"**(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

(2) "DOMESTIC PARTNER" MEANS AN INDIVIDUAL IN A RELATIONSHIP BETWEEN TWO INDIVIDUALS WHO:

(I) ARE AT LEAST 18 YEARS OLD;

(II) ARE NOT RELATED TO EACH OTHER BY BLOOD OR MARRIAGE WITHIN FOUR DEGREES OF CONSANGUINITY UNDER CIVIL LAW RULE;

(III) ARE NOT MARRIED OR IN A CIVIL UNION OR DOMESTIC PARTNERSHIP WITH ANOTHER INDIVIDUAL;

(IV) AGREE TO BE IN A RELATIONSHIP OF MUTUAL INTERDEPENDENCE IN WHICH EACH INDIVIDUAL CONTRIBUTES TO SOME EXTENT TO THE OTHER INDIVIDUAL'S MAINTENANCE AND SUPPORT; AND

(V) SHARE A COMMON RESIDENCE.

(3) (I) "RELATIVE" MEANS:";

in line 13, strike "**(I)**" and substitute "**1.**"; after line 13, insert:

"**2. DOMESTIC PARTNER;**";

in lines 14, 15, 16, 18, 19, 20, and 21, strike "**(II)**", "**(III)**", "**(IV)**", "**(V)**", "**(VI)**", "**(VII)**", and "**(VIII)**", respectively, and substitute "**3.**", "**4.**", "**5.**", "**6.**", "**7.**", "**8.**", and "**9.**", respectively; and in line 22, strike "**(2)**" and substitute "**(II)**".

The preceding 3 amendments were read and adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 101 Negative – 35 (See Roll Call No. 1056)

The Bill was then returned to the Senate.

Senate Bill 817 – Senator Della

AN ACT concerning

Thoroughbred Racing – Restrictions on Night and Sunday Racing – Repeal

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 2 (See Roll Call No. 1057)

The Bill was then returned to the Senate.

Senate Bill 834 – Senator Rosapepe

AN ACT concerning

Education – ~~Educational Excellence Awards~~ Guaranteed Access Grants – Eligibility Determination

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1058)

The Bill was then returned to the Senate.

Senate Bill 841 – Carroll County Senators

AN ACT concerning

Carroll County – Education – Organization of Teachers and Other Personnel

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1059)

The Bill was then returned to the Senate.

Senate Bill 842 – Carroll County Senators

AN ACT concerning

Property Tax Credit – Carroll County – Gateway Renovation

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1060)

The Bill was then returned to the Senate.

Senate Bill 868 – Senators Haines, Brinkley, and Kittleman

AN ACT concerning

Carroll County – Bingo and Gaming Events – Qualified Organizations

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 1061)

The Bill was then returned to the Senate.

Senate Bill 945 – Senators Madaleno, Kramer, Della, and Pinsky

AN ACT concerning

Income Tax – Captive Real Estate Investment Trusts

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1062)

The Bill was then returned to the Senate.

Senate Bill 962 – Senator Brinkley

AN ACT concerning

Agricultural Ownership Entities – Homestead Tax Credit

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1063)

The Bill was then returned to the Senate.

Senate Bill 1025 – The President (By Request – Administration)

AN ACT concerning

Election Law – Presidential Primary Election Date

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 1 (See Roll Call No. 1064)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #41

Senate Bill 3 – Senators DeGrange, Miller, Astle, Currie, Della, Garagiola, Gladden, Hogan, Kasemeyer, Kelley, Kramer, Pugh, Raskin, and Stone

AN ACT concerning

~~**Property Protection Act of 2007**~~
Real Property – Condemnation – Procedures and Compensation

FLOOR AMENDMENT

(Amendment ID: SB0003/523120/1)

BY: Delegate Impallaria

AMENDMENTS TO SENATE BILL 3
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in lines 8 and 10, in each instance, strike "altering" and substitute "repealing".

AMENDMENT NO. 2

On page 11, in line 14, strike beginning with "not" through "**$45,000**"; and strike beginning with "(i)" in line 18 down through "(ii)" in line 21.

On page 12, in line 17, strike beginning with ", but" through "**$10,500**"; and strike beginning with "(i)" in line 23 down through "(ii)" in line 26.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 47 Negative – 85 (See Roll Call No. 1065)

FLOOR AMENDMENT

(Amendment ID: SB0003/403120/2)

BY: Delegate Kach

AMENDMENTS TO SENATE BILL 3
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike "– Procedures and Compensation"; and in line 4, after "of" insert "limiting the condemnation of private property under certain circumstances; defining a certain term; making stylistic changes;".

On page 2, strike beginning with "procedures" in line 22 down through "proceedings" in line 23 and substitute "condemnation of real property"; and in line 31, after "Section" insert "12–101, 12–101.1,".

On page 3, in line 2, after "Section" insert "12–101,".

AMENDMENT NO. 2

On page 3, after line 7, insert:

"**12–101.**

IN THIS TITLE, "PUBLIC USE" DOES NOT INCLUDE USE FOR ECONOMIC DEVELOPMENT PURPOSES, INCLUDING:

(1) URBAN RENEWAL;

(2) COMMUNITY REVITALIZATION OR REDEVELOPMENT;

(3) ATTRACTING NEW BUSINESS OR ENCOURAGING THE EXPANSION OR RETENTION OF EXISTING BUSINESS;

(4) JOB CREATION; OR

(5) GENERATING TAX REVENUE.

12–101.1.

NOTWITHSTANDING ANY OTHER LAW, THE STATE OR ANY OF ITS INSTRUMENTALITIES OR POLITICAL SUBDIVISIONS MAY NOT ACQUIRE PRIVATE PROPERTY BY CONDEMNATION UNLESS THE PRIVATE PROPERTY IS NECESSARY FOR A PUBLIC USE.

[12–101.**] 12–101.2.**

All proceedings for the acquisition of private property for public use by condemnation are governed by the provisions of this title and of Title 12, Chapter 200 of the Maryland Rules. Nothing in this title prevents this State or any of its instrumentalities or political subdivisions, acting under statute or ordinance passed pursuant to Article III of the Maryland Constitution, from taking private property for public use immediately on making the required payment and giving any required security. In addition, this title does not prevent the State Roads Commission from using the procedures set forth in Title 8, Subtitle 3 of the Transportation Article, or prevent Baltimore City from using the

procedure set forth in the Charter of Baltimore City and §§ 21–12 through 21–22, inclusive, of the Public Local Laws of Baltimore City.".

The preceding 2 amendments were read only.

Delegate Vaughn moved the previous question.

The motion was adopted.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 49 Negative – 86 (See Roll Call No. 1066)

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1067)

The Bill was then returned to the Senate.

Senate Bill 256 – Senator Astle

AN ACT concerning

City of Annapolis – Housing Authority – Approval of Commissioners by City Council

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1068)

The Bill was then returned to the Senate.

Senate Bill 278 – Senator McFadden

AN ACT concerning

Baltimore City – Housing Authority – Continued Occupancy by Family Member on Death of Tenant

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 1069)

The Bill was then returned to the Senate.

Senate Bill 287 – Senator Kelley

AN ACT concerning

Real Property – Condominiums and Homeowners Associations – Receivership

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1070)

The Bill was then returned to the Senate.

Senate Bill 553 – Senators Pipkin, Miller, Britt, and Brochin

AN ACT concerning

Environment – Landfills – Termination Date

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1071)

The Bill was then returned to the Senate.

Senate Bill 674 – Senators Pinsky, Britt, Della, Dyson, Forehand, Frosh, Garagiola, Gladden, Jones, Kelley, Lenett, Pugh, and Zirkin

AN ACT concerning

Maryland Energy Efficiency Standards Act of 2007

Delegate Bromwell moved to make the Bill a Special Order for Monday.

The motion was adopted.

Senate Bill 710 – Senators Conway, Dyson, Exum, Frosh, Gladden, Hogan, Kelley, and Pugh

AN ACT concerning

Affordable Housing – Enabling Authority for Counties and Municipalities

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1072)

The Bill was then returned to the Senate.

Senate Bill 772 – Senators Britt, Currie, Muse, Peters, Pinsky, and Rosapepe

AN ACT concerning

Prince George's County – State's Attorney's Office – Composition and Salaries

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1073)

The Bill was then returned to the Senate.

Senate Bill 775 – Senator Pipkin

AN ACT concerning

Queen Anne's County – State's Attorney – Salary

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1074)

The Bill was then returned to the Senate.

Senate Bill 784 – Senators Rosapepe, Britt, ~~and Pinsky~~ Pinsky, Conway, and Raskin

AN ACT concerning

Stormwater Management Act of 2007

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1075)

The Bill was then returned to the Senate.

Senate Bill 883 – Senators Conway, Dyson, Exum, Frosh, Gladden, and Kelley

AN ACT concerning

Ground Leases – Redemption – Preferred Interest Rate Loans

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1076)

The Bill was then returned to the Senate.

Senate Bill 885 – Senator Dyson

AN ACT concerning

~~**State Ethics Commission – Regulated Lobbyist – Fees**~~
Ethics Law – Miscellaneous Provisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1077)

The Bill was then returned to the Senate.

Senate Bill 975 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Environment)

AN ACT concerning

Oil Pollution and Tank Management

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 1078)

The Bill was then returned to the Senate.

Senate Bill 1008 – Senator Colburn

AN ACT concerning

Town of Brookview (Dorchester County) – Urban Renewal Authority for Slum Clearance

Read the third time and passed by yeas and nays as follows:

Affirmative – 122 Negative – 16 (See Roll Call No. 1079)

The Bill was then returned to the Senate.

Senate Bill 1009 – Senator Colburn

AN ACT concerning

Town of Eldorado (Dorchester County) – Urban Renewal Authority for Slum Clearance

Read the third time and passed by yeas and nays as follows:

Affirmative – 123 Negative – 16 (See Roll Call No. 1080)

The Bill was then returned to the Senate.

Senate Bill 1010 – Senator Colburn

AN ACT concerning

Town of Galestown (Dorchester County) – Urban Renewal Authority for Slum Clearance

Read the third time and passed by yeas and nays as follows:

Affirmative – 119 Negative – 17 (See Roll Call No. 1081)

The Bill was then returned to the Senate.

Senate Bill 1011 – Senator Colburn

AN ACT concerning

Town of Hurlock (Dorchester County) – Urban Renewal Authority for Slum Clearance

Read the third time and passed by yeas and nays as follows:

Affirmative – 120 Negative – 18 (See Roll Call No. 1082)

The Bill was then returned to the Senate.

Senate Bill 1027 – Senator Gladden

AN ACT concerning

Vehicle Laws – Race–Based Traffic Stops – Sunset Extension and Reporting Requirements

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1083)

The Bill was then returned to the Senate.

AMENDED IN THE SENATE

House Bill 359 – Delegates Frush, Ali, Anderson, Aumann, Barkley, Barnes, Barve, Beidle, Benson, Bobo, Braveboy, Bronrott, Cane, Cardin, Carter, V. Clagett,

Doory, Dumais, Elmore, Gaines, Gilchrist, Glenn, Goldwater, Griffith, Gutierrez, Guzzone, Haynes, Healey, Hecht, Heller, Holmes, Howard, Hubbard, Hucker, Ivey, Jones, Kach, N. King, Krebs, Kullen, Lafferty, Lawton, Lee, Manno, McIntosh, Mizeur, Montgomery, Morhaim, Murphy, Nathan–Pulliam, Niemann, Pena–Melnyk, Pendergrass, Proctor, Ramirez, Rice, Rosenberg, Ross, Schuh, Simmons, Stein, Stukes, Taylor, F. Turner, V. Turner, Valderrama, Vaughn, and Waldstreicher

AN ACT concerning

Clean Indoor Air Act of 2007

Delegate Davis moved that the House not concur in the Senate amendments.

(Amendment ID: HB0359/637572/1)

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 359
(Third Reading File Bill)

AMENDMENT NO. 1

On pages 1 and 2, strike beginning with "requiring" in line 12 on page 1 down through "circumstances;" in line 9 on page 2.

On page 2, strike beginning with "authorizing" in line 16 down through "circumstances;" in line 18 and substitute "authorizing the health officer of a county to grant a certain waiver under certain circumstances; authorizing the health officer of a county to impose certain conditions on a certain waiver; requiring a health officer of a county to develop certain criteria;"; and after line 22, insert:

"BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 1–102(a)(4)
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)".

On page 3, strike in their entirety lines 32 through 36, inclusive.

AMENDMENT NO. 2

On page 4, after line 2, insert:

"Article 2B – Alcoholic Beverages

1–102.

(a) (4) (i) "Club" means an association or corporation which is organized and operated exclusively for educational, social, fraternal, patriotic, political or athletic purposes and not for profit.

(ii) In Allegany County the Board of Alcoholic Beverages License Commissioners shall be the judges of whether such an establishment is operated in good faith within the meaning of this subsection.".

AMENDMENT NO. 3

On page 9, strike beginning with the colon in line 14 down through "**AN**" in line 15 and substitute "**AN**"; and strike beginning with "**; OR**" in line 16 down through "**BEVERAGES**" in line 19.

On page 10, strike beginning with "**INCLUDING**" in line 20 down through "**EMPLOYMENT,**" in line 21 and substitute "**AND AUTOMOBILES,**"; and strike beginning with "**BY**" in line 22 down through "**FOR**" in line 24 and substitute "**FOR CHILD CARE, DAY CARE,**".

On page 11, strike in their entirety lines 4 through 22, inclusive, and substitute:

"**(3) A RETAIL TOBACCO BUSINESS THAT IS A SOLE PROPRIETORSHIP, LIMITED LIABILITY COMPANY, CORPORATION, PARTNERSHIP, OR OTHER ENTERPRISE, IN WHICH:**

(I) THE PRIMARY ACTIVITY IS THE RETAIL SALE OF TOBACCO PRODUCTS AND ACCESSORIES; AND

(II) THE SALE OF OTHER PRODUCTS IS INCIDENTAL; OR

(4) A CLUB AS DEFINED IN ARTICLE 2B, § 1–102(A)(4) OF THE CODE.".

AMENDMENT NO. 4

On page 12, after line 11, insert:

"**(A) UPON THE REQUEST OF A RESTAURANT, COFFEE SHOP, TEA ROOM, OR SIMILAR ESTABLISHMENT, OR AN ESTABLISHMENT THAT IS GENERALLY RECOGNIZED AS A BAR OR TAVERN, THE HEALTH OFFICER OF A COUNTY MAY GRANT A WAIVER FROM THE PROVISIONS OF THIS SUBTITLE IF:**

(1) COMPLIANCE WITH THE PROVISIONS OF THIS SUBTITLE CAUSES UNDUE FINANCIAL HARDSHIP; OR

(2) OTHER FACTORS EXIST THAT RENDER COMPLIANCE WITH THIS SUBTITLE UNREASONABLE.

(B) THE HEALTH OFFICER OF A COUNTY MAY IMPOSE CONDITIONS OR RESTRICTIONS ON A WAIVER GRANTED UNDER SUBSECTION (A) OF THIS SECTION TO:

(1) MINIMIZE THE ADVERSE EFFECTS OF THE WAIVER ON INDIVIDUALS INVOLUNTARILY EXPOSED TO SECONDHAND SMOKE; AND

(2) ENSURE THAT THE WAIVER IS CONSISTENT WITH THE PURPOSES OF THIS SUBTITLE.

(C) THE HEALTH OFFICER OF A COUNTY SHALL DEVELOP CRITERIA FOR GRANTING A WAIVER UNDER SUBSECTION (A) OF THIS SECTION.

24–509.".

On pages 12 and 13, strike in their entirety the lines beginning with line 17 on page 12 through line 19 on page 13, inclusive, and substitute:

"**(A) A PERSON OR EMPLOYER WHO VIOLATES A PROVISION OF THIS SUBTITLE OR A REGULATION ADOPTED UNDER THIS SUBTITLE SHALL BE CONSIDERED IN VIOLATION OF THIS SUBTITLE AND SHALL BE SUBJECT TO A CIVIL PENALTY OF $100 FOR THE FIRST VIOLATION AND AT LEAST $250 FOR EACH SUBSEQUENT VIOLATION.**".

On page 13, in line 20, strike "**(D)**" and substitute "**(B)**".

On pages 13 through 15, strike in their entirety the lines beginning with line 29 on page 13 through line 4 on page 15, inclusive.

On page 19, in line 27, strike "**(1)**".

On pages 19 and 20, strike beginning with "**(2)**" in line 31 on page 19 down through "**ARTICLE.**" in line 15 on page 20.

On page 20, in line 16, strike "**(E)**" and substitute "**(C)**"; and in line 24, strike "**(F)**" and substitute "**(D)**".

On page 21, strike in their entirety lines 3 through 27, inclusive.

The preceding 4 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB 0359**
SPONSOR: Del Frush, et al
SUBJECT: Clean Indoor Air Act of 2007

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints Delegates D. Davis, Chairman, Vaughn, and Krysiak.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

AMENDED IN THE SENATE

House Bill 1016 – Delegates Hecht, Barkley, Barnes, Bartlett, Beidle, Bobo, Bohanan, Bronrott, Cane, G. Clagett, V. Clagett, Conaway, Conway, Davis, DeBoy, Donoghue, Doory, Elliott, Feldman, Gilchrist, Gutierrez, Guzzone, Harrison, Heller, Hubbard, Hucker, James, Jones, Kaiser, N. King, Kirk, Kramer, Krysiak, Kullen, Lawton, Levy, Love, Malone, Manno, Mathias, McHale, McIntosh, Minnick, Mizeur, Montgomery, Pena–Melnyk, Pendergrass, Rice, Riley, Robinson, Rudolph, Stull, Taylor, F. Turner, Walker, ~~and Weldon~~ Weldon, Burns, Haddaway, and Vaughn

AN ACT concerning

Renewable Energy Portfolio Standard – Solar Energy

Delegate Davis moved that the House not concur in the Senate amendments.

(Amendment ID: HB1016/817371/1)

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1016
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before "Renewable" insert "Electricity – Net Energy Metering –"; in line 3, after "of" insert "increasing a certain limit used to determine the availability of net energy metering to eligible customer–generators; increasing the amount of generating capacity of an electric generating system that may be used by an eligible customer–generator for net metering; requiring the Public Service Commission to make a certain determination concerning dual metering for certain eligible customer–generators; providing that an eligible customer–generator has a title to certain attributes or credits associated with certain electricity produced; requiring the Commission on or before a certain date each year to report to the General Assembly on the status of the net metering program in the State;"; in line 7, after "standard" insert "in certain manners during certain periods; requiring certain credits to be offered for certain purposes in a certain manner"; and strike beginning with "requiring" in line 10 down through "Commission" in line 14 and substitute "allowing certain renewable on–site

generators to retain or transfer certain credits in a certain manner; requiring certain electricity suppliers to submit a certain report".

On page 2, strike beginning with "requiring" in line 3 down through "request;" in line 4; in line 5, after "fund;" insert "requiring certain fees to be accounted for and used in a certain manner; requiring the Maryland Energy Administration to report each year on certain matters; requiring certain electricity suppliers to enter into certain contracts for not less than a certain term of years; requiring the Commission to set a maximum price for a solar renewable energy credit each year by taking into consideration certain market prices; prohibiting certain credits from being sold above a certain price; requiring the purchase of certain credits from certain systems to be made based on certain market prices determined by the Commission;"; strike beginning with "altering" in line 6 down through "circumstances;" in line 7; in line 9, in each instance, after "standards" insert "and procedures"; strike beginning with "altering" in line 10 down through "certificate;" in line 15; in line 17, after "report" insert "due on a certain date"; strike beginning with "requiring" in line 17 down through "purposes" in line 18 and substitute "altering certain definitions; making stylistic changes"; in line 18, after "application" insert "and construction"; in the same line, after "of" insert "certain provisions of"; in line 19, after "to" insert "net energy metering,"; in the same line, strike "use of"; in the same line, after "energy" insert "portfolio standard,"; in line 23, after "7–306," insert "7–701(h)(2) and (m),"; in the same line, strike "7–704(a)," and substitute "7–704,"; in the same line, after "7–705," insert "7–706(c)(1),"; in the same line, after "7–707(f)," insert "7–709,"; strike in their entirety lines 26 through 30, inclusive; and in line 33, strike "7–704(c)" and substitute "7–707(h)".

On pages 2 and 3, strike in their entirety the lines beginning with line 36 on page 2 through line 1 on page 3, inclusive.

AMENDMENT NO. 2

On page 9, strike beginning with "**STARTING**" in line 15 down through "**LATER:**" in line 16; in line 17, after "**(I)**" insert "**1. EXCEPT AS PROVIDED IN SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH,**"; in lines 20 and 21, strike "**; AND**" and substitute a period; after line 21, insert:

"**2. ON OR BEFORE DECEMBER 31, 2011, ENERGY FROM A TIER 1 RENEWABLE SOURCE UNDER § 7–701(L)(1) OF THIS SUBTITLE THAT IS NOT CONNECTED WITH THE ELECTRIC DISTRIBUTION GRID SERVING MARYLAND IS ELIGIBLE FOR INCLUSION IN MEETING THE RENEWABLE ENERGY PORTFOLIO**

STANDARD ONLY IF OFFERS FOR SOLAR CREDITS FROM MARYLAND GRID SOURCES ARE NOT MADE TO THE ELECTRICITY SUPPLIER THAT WOULD SATISFY REQUIREMENTS UNDER THE STANDARD AND ONLY TO THE EXTENT THAT SUCH OFFERS ARE NOT MADE.";

and in line 22, strike "**IF**" and substitute "**IF**".

AMENDMENT NO. 3

On page 7, after line 10, insert:

"7–701.

(h) (2) "Qualifying biomass" includes biomass listed in paragraph (1) of this section that is used for co–firing, subject to **[**§ 7–704(e)**] § 7–704(D)** of this subtitle.

(m) "Tier 2 renewable source" means one or more of the following types of energy sources:

(1) hydroelectric power other than pump storage generation;

(2) incineration of poultry litter**[**, if the Maryland Energy Administration and the Maryland Department of Agriculture determine that there is a sufficient quantity of poultry litter available for the economic viability of any existing and operating entity that is sited on the Delmarva Peninsula and that, as of July 1, 2004, processes and pasteurizes chicken litter as fertilizer**]**; and

(3) waste–to–energy.".

On page 8, in line 28, strike "**9.5%**" and substitute "**9.35%**".

On page 10, in line 8, after "standard" insert a comma; in the same line, after "service" insert "**, IF THE MARYLAND ENERGY ADMINISTRATION AND THE MARYLAND DEPARTMENT OF AGRICULTURE DETERMINE THAT THERE IS A SUFFICIENT QUANTITY OF POULTRY LITTER AVAILABLE FOR THE ECONOMIC VIABILITY OF ANY EXISTING AND OPERATING ENTITY THAT IS SITED ON THE DELMARVA PENINSULA AND THAT, AS OF JULY 1, 2004, PROCESSED AND PASTEURIZED CHICKEN LITTER AS FERTILIZER**"; after line 8, insert:

"(b) On or after January 1, 2004, an electricity supplier may:

(1) receive renewable energy credits; and

(2) accumulate renewable energy credits under this subtitle.";

and strike in their entirety lines 11 through 31, inclusive, and substitute:

"**[**(d)**]** **(C)** (1) This subsection applies only to a generating facility that is placed in service on or after January 1, 2004.

(2) (i) On or before December 31, 2005, an electricity supplier shall receive 120% credit toward meeting the renewable energy portfolio standard for energy derived from wind.

(ii) After December 31, 2005, and on or before December 31, 2008, an electricity supplier shall receive 110% credit toward meeting the renewable energy portfolio standard for energy derived from wind.

(3) On or before December 31, 2008, an electricity supplier shall receive 110% credit toward meeting the renewable energy portfolio standard for energy derived from methane under § 7–701(l)(4) of this subtitle.

[(e)**]** **(D)** An electricity supplier shall receive credit toward meeting the renewable energy portfolio standard for electricity derived from the biomass fraction of biomass co–fired with other fuels.

[(f)**]** **(E)** (1) In this subsection, "customer" means:

(i) an industrial electric customer that is not on standard offer service; or

(ii) a renewable on–site generator.

(2) (i) A customer may independently acquire renewable energy credits to satisfy the standards applicable to the customer's load, including credits created by a renewable on–site generator.

(ii) **[**Except as provided in subparagraph (iii)1 of this paragraph, the customer shall surrender the credits necessary to meet the standard to its electricity supplier for inclusion in the electricity supplier's compliance report under § 7–705 of this subtitle.

(iii) 1.**]** Credits that a customer **[**surrenders**]** **TRANSFERS** to its electricity supplier to meet the standard and that the electricity supplier relies on in submitting its compliance report may not be resold or retransferred by the customer or by the electricity supplier.

[2. The customer may retain or transfer any credits in excess of the amount needed to satisfy the standard for the customer's load.

(iv) A customer who surrenders credits under this subsection retains all rights and title to any environmental or other attributes associated with the credits, including emission reductions or related allowances.**]**

(3) A renewable on–site generator **[**shall receive credit**]** **MAY RETAIN OR TRANSFER AT ITS SOLE OPTION ANY CREDITS CREATED BY THE RENEWABLE ON–SITE GENERATOR, INCLUDING CREDITS** for the portion of its on–site generation from a Tier 1 renewable source or a Tier 2 renewable source that displaces the purchase of electricity by the renewable on–site generator from the grid.

(4) A customer that satisfies the standard applicable to the customer's load under this subsection may not be required to contribute to a compliance fee recovered under § 7–706 of this subtitle.

(5) The Commission shall adopt regulations governing the application and transfer of credits under this subsection consistent with federal law.

[(g)**]** **(F)** (1) In order to create a renewable energy credit, a Tier 1 renewable source or Tier 2 renewable source must substantially comply with all applicable environmental and administrative requirements, including air quality, water quality, solid waste, and right–to–know provisions, permit conditions, and administrative orders.

(2) (i) This paragraph applies to Tier 2 renewable sources that incinerate solid waste.

(ii) At least 80% of the solid waste incinerated at a Tier 2 renewable source facility shall be collected from:

1. for areas in Maryland, jurisdictions that achieve the recycling rates required under § 9–505 of the Environment Article; and

2. for other states, jurisdictions for which the electricity supplier demonstrates recycling substantially comparable to that required under § 9–505 of the Environment Article, in accordance with regulations of the Commission.

(iii) An electricity supplier may report credits received under this paragraph based on compliance by the facility with the percentage requirement of subparagraph (ii) of this paragraph during the year immediately preceding the year in which the electricity supplier receives the credit to apply to the standard.".

On page 11, in line 11, strike "paragraph" and substitute "**ITEM**".

On page 14, after line 11, insert:

"7–706.

(c) Any cost recovery under this section:

(1) for all electricity suppliers, may be in the form of a generation surcharge payable by all current electricity supply customers, except as otherwise provided in **[**§ 7–704(f)**] § 7–704(E)** of this subtitle;";

in line 15, strike "energy"; and after line 30, insert:

"**(H) (1) ON OR BEFORE FEBRUARY 1 OF EACH YEAR, THE ADMINISTRATION, IN CONSULTATION WITH THE COMMISSION, SHALL REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY, ON THE STATUS OF THE FUND.**

(2) THE REPORT SHALL INCLUDE:

(I) ALL AMOUNTS RECEIVED BY AND DISBURSED FROM THE FUND;

(II) ALL AMOUNTS USED BY THE ADMINISTRATION AND THE COMMISSION FOR ADMINISTRATIVE PURPOSES;

(III) THE EVALUATION CRITERIA USED BY THE ADMINISTRATION IN MAKING LOANS AND GRANTS FROM THE FUND AND IN SELECTING RECIPIENTS OF THOSE LOANS AND GRANTS;

(IV) THE NUMBER AND AMOUNTS OF LOANS AND GRANTS MADE IN THE PRECEDING CALENDAR YEAR;

(V) THE STATUS OF LOANS PENDING AS OF THE END OF THE PRECEDING CALENDAR YEAR;

(VI) THE ALLOCATION OF DISBURSEMENTS FOR DEVELOPMENT OF NEW SOLAR AND OTHER TIER 1 RENEWABLE SOURCES;

(VII) THE PROJECTED RECEIPTS OF THE FUND IN THE CURRENT CALENDAR YEAR; AND

(VIII) PLANS FOR THE USE OF RESOURCES OF THE FUND IN THE CURRENT CALENDAR YEAR.

7–709.

(a) An electricity supplier may use accumulated renewable energy credits to meet the renewable energy portfolio standard, including credits created by a renewable on–site generator.

(b) A renewable energy credit may be sold or otherwise transferred.

(C) (1) (I) IF AN ELECTRICITY SUPPLIER PURCHASES SOLAR RENEWABLE ENERGY CREDITS DIRECTLY FROM A RENEWABLE ON–SITE GENERATOR TO MEET THE SOLAR COMPONENT OF THE TIER 1 RENEWABLE ENERGY PORTFOLIO STANDARD, THE DURATION OF THE CONTRACT TERM FOR THE SOLAR RENEWABLE ENERGY CREDITS MAY NOT BE LESS THAN 15 YEARS.

(II) SUBJECT TO SUBPARAGRAPH (IV) OF THIS PARAGRAPH, THE MINIMUM REQUIRED TERM UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH DOES NOT AFFECT THE ABILITY OF THE PARTIES TO NEGOTIATE A PRICE FOR A SOLAR RENEWABLE ENERGY CREDIT THAT VARIES OVER TIME IN ANY MANNER.

(III) THE COMMISSION SHALL SET A MAXIMUM PRICE FOR A SOLAR RENEWABLE ENERGY CREDIT EACH YEAR BY TAKING INTO CONSIDERATION THE MARKET PRICES FOR SOLAR RENEWABLE ENERGY CREDITS IN ALL THE STATES THAT ARE WITHIN THE PJM REGION.

(IV) A SOLAR RENEWABLE ENERGY CREDIT MAY NOT BE SOLD FOR MORE THAN THE MAXIMUM PRICE ESTABLISHED BY THE COMMISSION IN ACCORDANCE WITH SUBPARAGRAPH (III) OF THIS PARAGRAPH.

(2) AN ELECTRICITY SUPPLIER THAT PURCHASES SOLAR RENEWABLE ENERGY CREDITS FROM A RENEWABLE ON–SITE GENERATOR WITH A CAPACITY NOT EXCEEDING 10 KILOWATTS SHALL PAY THE ON–SITE GENERATOR THE MAXIMUM PRICE ESTABLISHED EACH YEAR BY THE COMMISSION UNDER PARAGRAPH (1)(III) OF THIS SUBSECTION.

[(c)**]** **(D)** (1) Except as authorized under paragraph (2) of this subsection, a renewable energy credit shall exist for 3 years from the date created.

(2) A renewable energy credit may be diminished or extinguished before the expiration of 3 years by:

(i) the electricity supplier that received the credit;

(ii) a nonaffiliated entity of the electricity supplier:

1. that purchased the credit from the electricity supplier receiving the credit; or

2. to whom the electricity supplier otherwise transferred the credit; or

(iii) demonstrated noncompliance by the generating facility with the requirements of **[**§ 7–704(g)**] § 7–704(F)** of this subtitle.

[(d)**] (E)** Notwithstanding subsection **[**(c)(2)(iii)**] (D)(2)(III)** of this section, and only if the demonstrated noncompliance does not result in environmental degradation, an electricity supplier that reasonably includes in its annual report under § 7–705 of this subtitle a renewable energy credit that is extinguished for noncompliance with **[**§ 7–704(g)(1)**] § 7–704(F)(1)** or (2) of this subtitle:

(1) may continue to rely on that credit for that year; but

(2) for later years must:

(i) demonstrate a return to compliance of the generating facility under **[**§ 7–704(g)**] § 7–704(F)** of this subtitle; or

(ii) replace the credit with a renewable energy credit from another source.

[(e)**] (F)** The Commission by regulation shall establish requirements for documentation and verification of renewable energy credits by licensed electricity suppliers and other generators that create and receive credits for compliance with the standards for Tier 1 renewable sources and Tier 2 renewable sources.".

On page 15, in line 8, strike "**ENERGY**"; and in line 13, strike the first "**ENERGY**".

AMENDMENT NO. 4

On pages 15 through 18, strike in their entirety the lines beginning with line 22 on page 15 through line 22 on page 18, inclusive.

On page 19, in line 33, strike "provisions".

On page 20, in line 2, strike "and"; and in line 4, after "2014" insert ";

(5) determine the realized and projected availability of solar renewable energy credits in Maryland;

(6) consider the ability of a regional market to lower the cost impact of the solar requirements of the renewable energy portfolio standard on customers;

(7) consider the ability of a regional market, in complying with the solar requirements, to develop solar energy in Maryland; and

(8) determine the appropriate use of the funds that are paid into the Maryland Renewable Energy Fund from compliance fees, including specific criteria for making loans and grants, to achieve the intended goals of the renewable energy portfolio standard".

On pages 20 and 21, strike in their entirety the lines beginning with line 5 on page 20 through line 4 on page 21, inclusive.

On page 21, in lines 5 and 9, strike "7." and "8.", respectively, and substitute "6." and "7.", respectively; strike beginning with "The" in line 6 down through "2007." in line 8; and in line 10, strike "7" and substitute "6".

The preceding 4 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB 1016**
SPONSOR: Del Hecht, et al
SUBJECT: Renewable Energy Portfolio Standard – Solar Energy

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints Delegates McHale, Chairman, Hecht, and Haddaway.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

AMENDED IN THE SENATE

House Bill 636 – Prince George's County Delegation

AN ACT concerning

Prince George's County – Task Force to Improve Child Support Compliance
PG 426–07

Delegate Vallario moved that the House not concur in the Senate amendments.

(Amendment ID: HB0636/208373/1)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 636
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "requiring" in line 9 down through "enforcement;" in line 11.

AMENDMENT NO. 2

On page 2, in line 23, after "Governor;" insert "and"; and strike beginning with "One" in line 24 down through "(11)" in line 26.

On page 3, strike beginning with "The" in line 14 down through "(h)" in line 19.

The preceding 2 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB 0636**
SPONSOR: Prince George's County Delegation
SUBJECT: Prince George's County – Task Force to Improve Child Support Compliance
PG 426–07

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints Delegates Ramirez, Chairman, Barnes, and Dwyer.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (SENATE BILLS) #42

Senate Bill 29 – Senators Conway, Exum, Gladden, Jones, Kelley, McFadden, and Pugh

AN ACT concerning

Maryland Higher Education Commission – Review of Duplicative Academic Programs

Read the third time and passed by yeas and nays as follows:

Affirmative – 108 Negative – 29 (See Roll Call No. 1084)

The Bill was then returned to the Senate.

Senate Bill 203 – Senators Stoltzfus and Colburn

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2005 – Wicomico County – Salisbury Area Chamber of Commerce

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1085)

The Bill was then returned to the Senate.

Senate Bill 374 – Senator Stoltzfus

AN ACT concerning

Worcester County – Sheriff's Office – Personnel Policies

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 1086)

The Bill was then returned to the Senate.

Senate Bill 565 – Senator Brinkley

AN ACT concerning

Frederick County – Collective Bargaining – Representatives for Correctional Officers

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 3 (See Roll Call No. 1087)

The Bill was then returned to the Senate.

Senate Bill 874 – Senator Pugh

AN ACT concerning

Baltimore City – New Shiloh Multipurpose Center Loan of 2001

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1088)

The Bill was then returned to the Senate.

Senate Bill 886 – Senator Dyson

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2005 – Calvert County – Old Wallville School

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 1089)

The Bill was then returned to the Senate.

Senate Bill 891 – Senator Astle

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2004 – Anne Arundel County – Carrie Weedon Science Center

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1090)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #43

Senate Bill 1 – Senators Miller, Conway, Dyson, McFadden, Kasemeyer, Middleton, Currie, Frosh, Britt, DeGrange, Exum, Forehand, Garagiola, Gladden, Hogan, Jones, Kelley, Lenett, Madaleno, Peters, Pinsky, Pugh, Raskin, Robey, Rosapepe, ~~and Stone~~ Stone, Astle, Klausmeier, and Kramer

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Elective Franchise – Early Voting and Polling Places

Read the third time and passed by yeas and nays as follows:

Affirmative – 107 Negative – 32 (See Roll Call No. 1091)

The Bill was then returned to the Senate.

Senate Bill 132 – Senators Pugh, Britt, Conway, Forehand, Garagiola, Madaleno, McFadden, Muse, Peters, Raskin, Robey, and Zirkin

AN ACT concerning

Education – ~~Guidelines Governing~~ Student Discipline – Review of Local Policies and Procedures

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1092)

The Bill was then returned to the Senate.

Senate Bill 525 – Senators Madaleno, Lenett, and Raskin

AN ACT concerning

Higher Education – Dual Enrollment Grant Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1093)

The Bill was then returned to the Senate.

Senate Bill 705 – Senator Forehand

AN ACT concerning

Property Tax – ~~Exemption~~ Credit for Property Used as a Publicly Sponsored Business Incubator

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1094)

The Bill was then returned to the Senate.

Senate Bill 926 – Senator Harris

AN ACT concerning

Harford County – Gaming – Political Fundraising

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 5 (See Roll Call No. 1095)

The Bill was then returned to the Senate.

Senate Bill 959 – Senators Brinkley and Mooney

AN ACT concerning

Frederick County Board of Elections – Salary Increase

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1096)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #44

Senate Bill 112 – Senators Britt, Miller, Muse, Peters, Pinsky, and Rosapepe

AN ACT concerning

Prince George's County – Task Force on the Establishment of Vocational and Technical Education High School Academies

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1097)

The Bill was then returned to the Senate.

Senate Bill 582 – Senator Rosapepe

AN ACT concerning

Prince George's County School Facilities Surcharge – Exemption

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1098)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #45

Senate Bill 309 – Senator Stone

AN ACT concerning

Civil Actions – Dismissal ~~or Termination~~ – Limitations

Read the third time and passed by yeas and nays as follows:

Affirmative – 101 Negative – 36 (See Roll Call No. 1099)

The Bill was then returned to the Senate.

Senate Bill 431 – Senator Kelley

AN ACT concerning

Children – Out–of–Home ~~Placement~~ Care Review Boards – Case Reviews

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1100)

The Bill was then returned to the Senate.

Senate Bill 685 – Cecil County Senators

AN ACT concerning

~~Cecil County~~ Criminal Procedure – Pretrial Release – ~~Use of Technology to Facilitate Pretrial Release Process~~ Posting of Bond Without Appearance of Defendant

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1101)

The Bill was then returned to the Senate.

Senate Bill 696 – Senators Stone, Britt, Della, Jones, Madaleno, and Pinsky

AN ACT concerning

Crimes – Leaving Dogs Outside and Unattended by Use of Restraints – Penalties

Delegate Rudolph moved to make the Bill a Special Order for Monday.

The motion was adopted.

THIRD READING CALENDAR (SENATE BILLS) #46

Senate Bill 458 – Senator Colburn

AN ACT concerning

Wicomico County – Alcoholic Beverages – Minimum Seating Capacity for Licensed Restaurants

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1102)

The Bill was then returned to the Senate.

THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT #18

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 101 – Delegates Burns, Anderson, Bohanan, Cane, Carter, Conaway, Doory, Glenn, Howard, Jones, Lafferty, Levy, McIntosh, Morhaim, Nathan–Pulliam, Oaks, Rosenberg, Stein, Vallario, and Vaughn

AN ACT concerning

State Government – Commemorative Months – Black History Months

(Amendment ID: HB0101/186386/1)

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 101
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Vaughn" and substitute "Vaughn, Hammen, Benson, Bromwell, Costa, Donoghue, Elliott, Hubbard, Kipke, Kullen, Mizeur, Montgomery, Pena–Melnyk, Pendergrass, Riley, Tarrant, V. Turner, and Weldon"; in

line 2, in each instance, strike "Months" and substitute "Month"; in line 3, strike "months of January and" and substitute "month of"; in line 4, strike "Months" and substitute "Month"; and strike in their entirety lines 12 through 19, inclusive.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 1 through 3, inclusive; in line 8, strike "months of January and" and substitute "month of"; in line 9, strike "the"; in the same line, strike "Months" and substitute "Month"; in line 17, strike "**MONTHS OF JANUARY AND**" and substitute "**MONTH OF**"; and in lines 18 and 20, in each instance, strike "**MONTHS**" and substitute "**MONTH**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 693 – Senators Zirkin, Britt, Colburn, Dyson, Harris, and Middleton

AN ACT concerning

HIV Testing – ~~Prohibited~~ Exposure – ~~Victims~~ Forensic Scientist

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 764 – Senator Dyson

AN ACT concerning

Higher Education – St. Mary's College of Maryland – Procurement Authority

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 774 – Senators Britt, Currie, Exum, Forehand, Gladden, Jones, Kelley, Kramer, Lenett, Madaleno, Muse, Pugh, Raskin, Robey, and Zirkin

AN ACT concerning

~~**Task Force on the HPV Vaccine**~~
Cervical Cancer Committee – HPV Vaccine Subcommittee

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 873 – Senators Garagiola ~~and Peters~~, Peters, and Dyson

AN ACT concerning

Task Force to Study State Assistance to Veterans

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 915 – Senator McFadden

AN ACT concerning

State Government – Maryland Veterans Commission – Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 937 – Senator Kelley

AN ACT concerning

State Board for Certification of Residential Child Care Program Administrators – Fees

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 1022 – ~~Senator Middleton~~ Senators Middleton, Della, Exum, Garagiola, Kelley, Klausmeier, and Pugh

AN ACT concerning

Group Life Insurance – Additional Insureds – Domestic Partners

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **SB 0382**
SPONSOR: Sen Raskin, et al
SUBJECT: Civil Liab – AMBER Alert Dissemination – Immun for Media and Commercial Mobile Radio Serv Prvdrs

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints: Senators Raskin, Chairman, Forehand, and Jacobs.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB 0382**
SPONSOR: Sen Raskin, et al
SUBJECT: Civil Liab – AMBER Alert Dissemination – Immun for Media and Commercial Mobile Radio Serv Prvdrs

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments to the Senate Bill and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The Senate has appointed: Senators Raskin, Chair, Forehand, and Jacobs.
The House appoints: Delegates Simmons, Chairman, Kramer, and Anderson.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

CONFERENCE COMMITTEE REPORT

BILL NO.: **SB 69** SPONSOR: **Senator V. Jones**

SUBJECT: **Task Force to Study Prison Violence in Maryland**

THIRD READING CALENDAR HOUSE NO. **17** SENATE NO. **10**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

That the attached House Judiciary Committee Amendments (SB0069/322411/1) be adopted.

(Amendment ID: SB0069/322411/1)

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 69
(Third Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 1, in line 6, strike "with a certain frequency" and substitute "at certain times and places"; in lines 6 and 7, strike "a certain report" and substitute "certain reports"; in line 7, strike "a"; in the same line, strike "date" and substitute "dates"; and in line 14, strike "comprised" and substitute "composed".

AMENDMENT NO. 2

On page 2, after line 10, insert:

"(7) the Public Defender of Maryland, or the Public Defender's designee;";

in line 12, strike "(7)" and substitute "(8)"; in line 15, strike "workers" and substitute "correctional officers"; in line 24, strike "and"; and in line 25, after "Correction" insert ";

(viii) one representative knowledgeable and experienced in the field of medical and health care services for prisoners;

(ix) one representative of the Department of State Police; and

(x) two members, at least one of whom is a member of the Maryland Classified Employees Association, and each of whom is employed as a case manager, psychologist, addiction counselor, or warden in a State prison".

AMENDMENT NO. 3

On page 3, in line 1, strike "at least bimonthly"; in line 9, strike "and"; after line 11, insert:

"(v) the impact of contraband on violence in the State's prisons;

(vi) the role of gang activity on violence in the State's prisons; and

(vii) any other issues that the Task Force considers relevant;";

in line 15, after "submit" insert ":

(1) an interim report to the Governor and, subject to § 2–1246 of the State Government Article, the General Assembly, on or before December 31, 2007; and

(2) a final report of";

in line 21, strike "October" and substitute "July"; in the same line, strike "2 years" and substitute "1 year and 7 months"; and in line 22, strike "September 30, 2009" and substitute "January 31, 2009".

Senate Members:	House Members:
Chairman, **Lisa A. Gladden**	Chairman, **Christopher B. Shank**
Norman R. Stone, Jr.	**Kevin Kelly**
Larry E. Haines	**Ben Barnes**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 1103)

The Bill was then returned to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 1104)

ADJOURNMENT

At 7:29 P.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Legislative Day April 3, 2007, Calendar Day Monday, April 9, 2007.

Annapolis, Maryland
Legislative Day: April 3, 2007
Calendar Day: Monday, April 9, 2007

The House met at 11:39 A.M. and pledged Allegiance to the Flag.

Prayer by Speaker Michael E. Busch of Anne Arundel County.

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 1105)

The Journal of April 2, 2007 was read and approved.

EXCUSES:
Del. Goldwater – illness
Del. Rudolph – late – personal

CONFERENCE COMMITTEE REPORT

House Bill 50 – By The Speaker (By Request – Administration)

Budget Bill
(Fiscal Year 2008)

CONFERENCE COMMITTEE REPORT ON HOUSE BILL 50 – THE BUDGET BILL

(See Exhibit R of Appendix II)

REPORT OF THE CONFERENCE COMMITTEE ON HOUSE BILL 50 – THE BUDGET BILL

(See Exhibit S of Appendix II)

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 133 Negative – 5 (See Roll Call No. 1106)

The Bill was then sent to the Senate.

CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 387** SPONSOR: **Delegate Smigiel**

SUBJECT: **Torts – Release of Claim for Damages – Voidable**

THIRD READING CALENDAR HOUSE NO. **16** SENATE NO. **7**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

That the attached Judicial Proceedings Committee Amendments (HB0387/598771/1) be adopted.

(Amendment ID: HB0387/598771/1)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 387
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after "voidable;" insert "altering the circumstances under which a release of a claim for certain damages is voidable;".

AMENDMENT NO. 2

On page 2, in line 5, after "injuries" insert "**WITHOUT THE ASSISTANCE OR GUIDANCE OF AN ATTORNEY AT LAW**".

Senate Members: House Members:

Chairman, **C. Anthony Muse**	Chairman, **Curt Anderson**
Norman R. Stone, Jr.	**Frank M. Conaway, Jr.**
Lisa A. Gladden	**Tony McConkey**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1107)

The Bill was then sent to the Senate.

CONFERENCE COMMITTEE REPORT

BILL NO.: **SB 91** SPONSOR: **Senator Garagiola**

SUBJECT: **Clean Indoor Air Act of 2007**

THIRD READING CALENDAR HOUSE NO. **15** SENATE NO. **38**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the attached Economic Matters Committee Amendments (SB0091/323097/1) be adopted.

(2) That the attached Conference Committee Amendments (SB0091/123828/2) be adopted.

(Amendment ID: SB0091/323097/1)

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 91
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "products" insert "in certain places"; in line 12, after the first "Act;" insert "requiring that certain moneys be placed in a certain fund; authorizing the Secretary of Health and Mental Hygiene and the Commissioner of Labor and Industry to waive certain penalties under certain circumstances; establishing a certain affirmative defense; providing that an employer who discharges or discriminates against an employee for certain reasons is deemed in violation of certain provisions of law; prohibiting an employee from making certain groundless or malicious complaints or from taking certain actions in bad faith; authorizing the Secretary of Health and Mental Hygiene and the Commissioner of Labor and Industry to bring certain actions against certain persons under certain circumstances;"; and in lines 18 and 19, strike "health officer of a county" and substitute "Secretary of Health and Mental Hygiene".

On page 2, strike beginning with "authorizing" in line 1 down through "criteria;" in line 2; and strike in their entirety lines 8 through 12, inclusive.

On page 3, after line 23, insert:

"BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 7–317(b)
Annotated Code of Maryland
(2006 Replacement Volume and 2006 Supplement)".

AMENDMENT NO. 2

On page 3, strike in their entirety lines 26 through 33, inclusive.

On page 9, in line 14, strike "**AN**" and substitute "**:**

(1) AN";

and in line 16, after "**PERMISSION**" insert "**; OR**

(2) AN INDOOR AREA OF ANY ESTABLISHMENT LICENSED OR PERMITTED UNDER ARTICLE 2B OF THE CODE FOR THE SALE OR POSSESSION OF ALCOHOLIC BEVERAGES".

On page 10, in line 17, strike "**AND AUTOMOBILES,**" and substitute **"INCLUDING RESIDENCES USED AS A BUSINESS OR PLACE OF EMPLOYMENT,**"; in line 18, strike beginning with "**FOR**" through the second "**CARE,**" and substitute "**BY A PERSON WHO IS LICENSED OR REGISTERED UNDER SUBTITLE 5 OF THE FAMILY LAW ARTICLE TO PROVIDE DAY CARE OR CHILD CARE, AND PRIVATE VEHICLES, UNLESS BEING USED FOR**"; and in line 23, after "**TOBACCO**" insert "**SHOP THAT DERIVES ITS PRIMARY REVENUE FROM THE SALE OF TOBACCO PRODUCTS AND TOBACCO–RELATED PRODUCTS AND ACCESSORIES AND DERIVES ONLY INCIDENTAL REVENUE FROM THE SALE OF NONTOBACCO–RELATED PRODUCTS;**

(4) ANY FACILITY OF A MANUFACTURER, IMPORTER, WHOLESALER, OR DISTRIBUTOR OF TOBACCO PRODUCTS OR OF ANY TOBACCO LEAF DEALER OR PROCESSOR IN WHICH EMPLOYEES OF THE MANUFACTURER, IMPORTER, WHOLESALER, DISTRIBUTOR, OR PROCESSOR WORK OR CONGREGATE; OR

(5) A RESEARCH OR EDUCATIONAL LABORATORY FOR THE PURPOSE OF CONDUCTING SCIENTIFIC RESEARCH INTO THE HEALTH EFFECTS OF TOBACCO SMOKE".

AMENDMENT NO. 3

On page 11, strike beginning with "**BUSINESS**" in line 3 down through "**CODE**" in line 10.

On page 12, strike in their entirety lines 2 through 24, inclusive, and substitute:

"**(A) SUBJECT TO SUBSECTION (C) OF THIS SECTION AND EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, A PERSON WHO VIOLATES A PROVISION OF THIS SUBTITLE OR A REGULATION ADOPTED UNDER § 24–507(A) OF THIS SUBTITLE:**

(1) FOR A FIRST VIOLATION, SHALL BE ISSUED A WRITTEN REPRIMAND BY THE SECRETARY OR THE SECRETARY'S DESIGNEE;

(2) FOR A SECOND VIOLATION, IS SUBJECT TO A CIVIL PENALTY OF $100; AND

(3) FOR EACH SUBSEQUENT VIOLATION, IS SUBJECT TO A CIVIL PENALTY NOT LESS THAN $250.

(B) THE SECRETARY MAY WAIVE A PENALTY ESTABLISHED UNDER SUBSECTION (A) OF THIS SECTION, GIVING CONSIDERATION TO FACTORS THAT INCLUDE:

(1) THE SERIOUSNESS OF THE VIOLATION; AND

(2) ANY DEMONSTRATED GOOD FAITH MEASURES TO COMPLY WITH THE PROVISIONS OF THIS SUBTITLE.

(C) (1) THIS SUBSECTION DOES NOT APPLY TO AN ALLEGED VIOLATION OF SUBSECTION (D) OF THIS SECTION.

(2) IT IS AN AFFIRMATIVE DEFENSE TO A COMPLAINT BROUGHT AGAINST A PERSON FOR A VIOLATION OF A PROVISION OF THIS SUBTITLE OR A REGULATION ADOPTED UNDER THIS SUBTITLE THAT THE PERSON OR AN EMPLOYEE OF THE PERSON:

(I) POSTED A "NO SMOKING" SIGN AS REQUIRED UNDER § 24–506 OF THIS SUBTITLE;

(II) REMOVED ALL ASHTRAYS AND OTHER SMOKING PARAPHERNALIA FROM ALL AREAS WHERE SMOKING IS PROHIBITED; AND

(III) IF THE VIOLATION OCCURRED IN A BAR, TAVERN, OR RESTAURANT:

1. REFUSED TO SEAT OR SERVE ANY INDIVIDUAL WHO WAS SMOKING IN A PROHIBITED AREA; AND

2. IF THE INDIVIDUAL CONTINUED TO SMOKE AFTER AN INITIAL WARNING, ASKED THE INDIVIDUAL TO LEAVE THE ESTABLISHMENT.";

and in line 25, strike "**(B)**" and substitute "**(D)**".

On page 13, after line 3, insert:

"**(E) (1) AN EMPLOYEE MAY NOT:**

(I) MAKE A GROUNDLESS OR MALICIOUS COMPLAINT UNDER THIS SUBTITLE TO THE SECRETARY OR AN AUTHORIZED REPRESENTATIVE OF THE SECRETARY;

(II) IN BAD FAITH, BRING AN ACTION UNDER THIS SUBTITLE; OR

(III) IN BAD FAITH, TESTIFY IN AN ACTION UNDER THIS SUBTITLE OR A PROCEEDING THAT RELATES TO THE SUBJECT OF THIS SUBTITLE.

(2) THE SECRETARY MAY BRING AN ACTION FOR INJUNCTIVE RELIEF AND DAMAGES AGAINST A PERSON WHO VIOLATES THE PROVISIONS OF PARAGRAPH (1) OF THIS SUBSECTION.

(F) A PENALTY COLLECTED BY THE SECRETARY UNDER THIS SECTION SHALL BE PAID TO THE CIGARETTE RESTITUTION FUND ESTABLISHED UNDER § 7–317 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

24–509.

(A) THE SECRETARY, IN CONSULTATION WITH THE COMPTROLLER, MAY GRANT A WAIVER FROM THE APPLICATION OF A SPECIFIC PROVISION OF THIS SUBTITLE, IF PRIOR TO THE GRANTING OF THE WAIVER, THE APPLICANT FOR A WAIVER ESTABLISHES IN WRITING:

(1) COMPLIANCE WITH A SPECIFIC PROVISION OF THIS SUBTITLE WOULD CAUSE UNDUE FINANCIAL HARDSHIP; OR

(2) THE EXISTENCE OF OTHER FACTORS THAT WOULD RENDER COMPLIANCE UNREASONABLE.

(B) THE SECRETARY MAY IMPOSE CONDITIONS OR RESTRICTIONS ON A WAIVER GRANTED UNDER SUBSECTION (A) OF THIS SECTION TO:

(1) MINIMIZE THE ADVERSE EFFECTS OF THE WAIVER ON INDIVIDUALS INVOLUNTARILY EXPOSED TO SECONDHAND SMOKE; AND

(2) ENSURE THAT THE WAIVER IS CONSISTENT WITH THE PURPOSES OF THIS SUBTITLE.

(C) THE SECRETARY SHALL ADOPT REGULATIONS NECESSARY TO IMPLEMENT THIS SECTION.".

AMENDMENT NO. 4

On page 17, in line 25, after "**(B)**" insert "**(1)**"; after line 28, insert:

"**(2) SUBJECT TO SUBSECTION (C) OF THIS SECTION, A PERSON WHO VIOLATES A REGULATION ADOPTED UNDER THIS SUBTITLE:**

(I) FOR A FIRST VIOLATION, SHALL BE ISSUED A WRITTEN REPRIMAND BY THE COMMISSIONER OR THE COMMISSIONER'S DESIGNEE;

(II) FOR A SECOND VIOLATION, IS SUBJECT TO A CIVIL PENALTY OF $100; AND

(III) FOR EACH SUBSEQUENT VIOLATION, IS SUBJECT TO A CIVIL PENALTY NOT LESS THAN $250.

(C) THE COMMISSIONER MAY WAIVE A PENALTY ESTABLISHED UNDER SUBSECTION (B) OF THIS SECTION, GIVING CONSIDERATION TO FACTORS THAT INCLUDE:

(1) THE SERIOUSNESS OF THE VIOLATION; AND

(2) ANY DEMONSTRATED GOOD FAITH MEASURES TO COMPLY WITH THE PROVISIONS OF THIS SUBTITLE.

(D) A PENALTY COLLECTED BY THE COMMISSIONER UNDER THIS SECTION SHALL BE PAID TO THE CIGARETTE RESTITUTION FUND ESTABLISHED UNDER § 7–317 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.";

in line 29, strike "**(C)**" and substitute "**(E)**"; and in line 30, after "**REPORT**" insert "**, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE,**".

On page 18, in line 6, strike "**(D)**" and substitute "**(F)**"; and after line 13, insert:

"**(G) (1) AN EMPLOYEE MAY NOT:**

(I) MAKE A GROUNDLESS OR MALICIOUS COMPLAINT TO THE COMMISSIONER OR AN AUTHORIZED REPRESENTATIVE OF THE COMMISSIONER;

(II) IN BAD FAITH, BRING AN ACTION UNDER THIS SUBTITLE; OR

(III) IN BAD FAITH, TESTIFY IN AN ACTION UNDER THIS SUBTITLE OR A PROCEEDING THAT RELATES TO THE SUBJECT OF THIS SUBTITLE.

(2) THE COMMISSIONER MAY BRING AN ACTION FOR INJUNCTIVE RELIEF AND DAMAGES AGAINST A PERSON WHO VIOLATES THE PROVISIONS OF PARAGRAPH (1) OF THIS SUBSECTION.

Article – State Finance and Procurement

7–317.

(b) (1) The Fund is a continuing, nonlapsing fund that is not subject to § 7–302 of this subtitle.

(2) There shall be credited to the Fund all revenues consisting of funds received by the State from any source resulting, directly or indirectly, from any judgment against or settlement with tobacco product manufacturers, tobacco research associations, or any other person in the tobacco industry relating to litigation, administrative proceedings, or any other claims made or prosecuted by the State to recover damages for violations of State law.

(3) THERE SHALL BE CREDITED TO THE FUND ALL MONEYS COLLECTED UNDER § 24–508 OF THE HEALTH – GENERAL ARTICLE OR § 5–608 OF THE LABOR AND EMPLOYMENT ARTICLE.".

(Amendment ID: SB0091/123828/2)

BY: Conference Committee

AMENDMENTS TO SENATE BILL 91, AS AMENDED
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 8, after "public" insert ", beginning on a certain date,".

On page 2 of the bill, in line 3, strike "declaring that nothing in this Act shall" and substitute "providing that certain provisions of law may not"; in line 5, strike "providing for a delayed effective date;"; and in line 36, strike "24–510" and substitute "24–511".

On page 1 of the Economic Matters Committee Amendments (SB0091/323097/1), in line 4 of Amendment No. 1, after "circumstances" insert "before a certain date; providing that a certain waiver terminates on a certain date"; and in lines 11 and 12, strike "Secretary of Health and Mental Hygiene" and substitute "health officer of a county".

AMENDMENT NO. 2

On page 2 of the Economic Matters Committee Amendments, in Amendment No. 2, strike beginning with "**SHOP**" in line 13 down through "**PRODUCTS**" in line 16 and substitute "**BUSINESS THAT IS A SOLE PROPRIETORSHIP, LIMITED LIABILITY COMPANY, CORPORATION, PARTNERSHIP, OR OTHER ENTERPRISE, IN WHICH:**

(I) THE PRIMARY ACTIVITY IS THE RETAIL SALE OF TOBACCO PRODUCTS AND ACCESSORIES; AND

(II) THE SALE OF OTHER PRODUCTS IS INCIDENTAL".

AMENDMENT NO. 3

On page 5 of the Economic Matters Committee Amendments, in line 17 of Amendment No. 3, strike "**THE SECRETARY, IN CONSULTATION WITH THE COMPTROLLER,**" and substitute "**WITHIN 90 DAYS FROM THE RECEIPT OF AN APPLICATION FOR A WAIVER AND THE DATE THAT ALL CONDITIONS FOR THE APPLICATION FOR A WAIVER REQUIRED IN THE REGULATIONS ADOPTED BY THE SECRETARY HAVE BEEN SATISFIED, THE HEALTH OFFICER OF A COUNTY**".

On page 6 of the Economic Matters Committee Amendments, in line 10 of Amendment No. 3, after "**SECTION**" insert "**.**

(D) (1) A WAIVER MAY NOT BE GRANTED UNDER SUBSECTION (A) OF THIS SECTION ON OR AFTER JANUARY 31, 2011.

(2) A WAIVER GRANTED UNDER SUBSECTION (A) OF THIS SECTION TERMINATES ON JANUARY 31, 2011".

AMENDMENT NO. 4

On page 10 of the bill, in line 5, after "**SUBTITLE,**" insert "**BEGINNING ON FEBRUARY 1, 2008,**".

On page 18 of the bill, in line 22, strike "January 1, 2008" and substitute "October 1, 2007".

AMENDMENT NO. 5

On page 13 of the bill, after line 4, insert:

"**NOTHING IN THIS SUBTITLE SHALL BE CONSTRUED TO PREEMPT A COUNTY OR MUNICIPAL GOVERNMENT FROM ENACTING AND ENFORCING MORE STRINGENT MEASURES TO REDUCE INVOLUNTARY EXPOSURE TO ENVIRONMENTAL TOBACCO SMOKE.**

24–511.".

On page 18 of the bill, strike in their entirety lines 17 through 20, inclusive; and in line 21, strike "4." and substitute "3.".

Senate Members:	House Members:
Chairman, **Rob Garagiola**	Chairman, **Dereck E. Davis**
Nathaniel Exum	**Carolyn J. Krysiak**
John C. Astle	**Michael L. Vaughn**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 100 Negative – 40 (See Roll Call No. 1108)

The Bill was then returned to the Senate.

CONFERENCE COMMITTEE REPORT

BILL NO.: **SB 368** SPONSOR: **Senator Muse**

SUBJECT: **Torts – Release of Claim for Damages – Voidable**

THIRD READING CALENDAR HOUSE NO. **17** SENATE NO. **34**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

That the House Judiciary Committee Amendments (SB0368/162710/1) be rejected.

Senate Members:	House Members:
_____	_____
Chairman, **C. Anthony Muse**	Chairman, **Curt Anderson**
_____	_____
Norman R. Stone, Jr.	**Frank M. Conaway, Jr.**
_____	_____
Lisa A. Gladden	**Tony McConkey**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1109)

The Bill was then returned to the Senate.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #24

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 156 – Senators Kelley, Colburn, Conway, Exum, Hooper, Jacobs, Jones, Miller, Mooney, and Rosapepe

AN ACT concerning

Insurers – Third Party Claimants – Notice of Payment to Claimant's Attorney

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 189 – Senators Jacobs, Harris, and Hooper

AN ACT concerning

Harford County – Alcoholic Beverages Licensees – Age of Employees

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 190 – Senators Jacobs, Harris, and Hooper

AN ACT concerning

Harford County – Alcoholic Beverages – Repeal of Obsolete and Unused Provisions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 191 – Senators Jacobs, Harris, and Hooper

AN ACT concerning

Harford County – Liquor Control Board – Salaries

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 459 – Senators Colburn, Pipkin, and Stoltzfus

AN ACT concerning

Alcoholic Beverages – Places of Public Entertainment and Unlicensed Establishments

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 461 – Senators Pugh, Britt, Brochin, Jones, Kelley, Lenett, Madaleno, McFadden, Muse, Peters, Pinsky, Raskin, and Robey

AN ACT concerning

Labor and Employment – Maryland Workforce Investment Act – Transit Service for Low–Income Individuals

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 600 – Senator Kittleman

AN ACT concerning

Workers' Compensation Commission – Authorization for Release of Medical Information – Work–Related Injury or Occupational Disease

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 640 – Senator Raskin

AN ACT concerning

Consumer Protection – Motor Vehicle Manufacturers – Warranty Adjustment Programs

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 998 – Senator Stone (By Request – Baltimore County Administration) and Senators Brochin, Kasemeyer, Kelley, and Klausmeier

AN ACT concerning

Baltimore County – Alcoholic Beverages – Multiple License Holdings

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #29

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 276 – Anne Arundel County Delegation

AN ACT concerning

Roadside Solicitation of Money or Donations from Occupants of Vehicles in Anne Arundel County – Prohibition

(Amendment ID: HB0276/830518/1)

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 276
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Roadside" and substitute "Anne Arundel County – Roadside Advertising or"; strike beginning with "from" in line 2 down through "County" in line 3; in lines 4 and 5, strike "roadway, median divider, or intersection" and substitute "highway"; in line 6, after "vehicle" insert "or to advertise any message"; in line 13, after the semicolon insert "defining a certain term;"; and in line 15, after "solicitation" insert "or advertising".

AMENDMENT NO. 2

On page 2, in line 7, strike "**ANNE ARUNDEL COUNTY,**"; in line 22, strike the bracket; after line 22, insert:

"**(2) (I) A PERSON MAY NOT STAND IN A HIGHWAY TO:**

1. SOLICIT MONEY OR DONATIONS OF ANY KIND FROM THE OCCUPANT OF A VEHICLE; OR

2. ADVERTISE ANY MESSAGE.

(II) "HIGHWAY" INCLUDES:

1. RIGHTS–OF–WAY, ROADWAY SURFACES, ROADWAY SUBGRADES, SHOULDERS, MEDIAN DIVIDERS, DRAINAGE FACILITIES AND STRUCTURES, RELATED STORMWATER MANAGEMENT FACILITIES AND STRUCTURES, ROADWAY CUTS, ROADWAY FILLS, GUARDRAILS, BRIDGES, HIGHWAY GRADE SEPARATION STRUCTURES, RAILROAD GRADE SEPARATIONS, TUNNELS, OVERPASSES, UNDERPASSES, INTERCHANGES, ENTRANCE PLAZAS, APPROACHES, AND OTHER STRUCTURES FORMING AN INTEGRAL PART OF A STREET, ROAD, OR HIGHWAY, INCLUDING BICYCLE AND WALKING PATHS; AND

2. ANY OTHER PROPERTY ACQUIRED FOR THE CONSTRUCTION, OPERATION, OR USE OF THE HIGHWAY.";

and in line 23, before "(2)" insert an opening bracket.

On page 4, in line 12, in each instance, strike the bracket; and in the same line, strike "**(E)**".

On page 5, in line 5, in each instance, strike the bracket; and in the same line, strike "**(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 McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 363 – Queen Anne's County Delegation

AN ACT concerning

Environment – Landfills – Termination Date

(Amendment ID: HB0363/260715/1)

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 363
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after "State;" insert "requiring the Department of the Environment to report to the General Assembly on or before a certain date;".

AMENDMENT NO. 2

On page 2, after line 11, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1, 2008, the Department of the Environment shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on appropriate methods to authorize a county to remove a proposed landfill from a county plan, including any information on methods or practices utilized by other states.";

and in line 12, 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 Environmental Matters reported favorably with amendments:

House Bill 549 – Anne Arundel County Delegation

AN ACT concerning

Anne Arundel County – Chesapeake Bay Critical Area – Violations of Local Law

(Amendment ID: HB0549/620416/1)

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 549
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "Law" insert "– Statute of Limitations – Disclosure in Real Estate Sales"; in line 8, after "offense" insert "; requiring that a seller disclose certain information about the violation in a disclosure statement of a contract for sale of real estate in Anne Arundel County; providing that the disclosure requirements imposed by this Act do not apply under certain circumstances; and generally relating to the prosecution of offenses that occur in the Chesapeake Bay Critical Area and to the disclosure of violations of a local law that occur in the Chesapeake Bay Critical Area in contracts for the sale of real property in Anne Arundel County"; and after line 13, insert:

"BY adding to
Article – Real Property
Section 14–117(l)
Annotated Code of Maryland
(2003 Replacement Volume and 2006 Supplement)".

AMENDMENT NO. 2

On page 2, after line 14, insert:

"Article – Real Property

14–117.

(L) (1) THIS SUBSECTION APPLIES TO ANNE ARUNDEL COUNTY.

(2) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, IF ANNE ARUNDEL COUNTY OR THE STATE HAS INITIATED ENFORCEMENT ACTION FOR A VIOLATION OF A LOCAL LAW DESCRIBED IN § 5–106(BB)(1) OF THE COURTS AND JUDICIAL PROCEEDINGS ARTICLE, THE SELLER OF THE REAL PROPERTY SHALL DISCLOSE IN THE DISCLOSURE STATEMENT OF A CONTRACT FOR SALE OF THE REAL PROPERTY WHERE THE VIOLATION OCCURRED:

(I) THE NATURE OF THE VIOLATION;

(II) THE STATUS OF ANY ONGOING PROCEEDINGS TO ENFORCE THE VIOLATION; AND

(III) ANY ACTIONS THE BUYER OF THE REAL PROPERTY MAY BE REQUIRED TO TAKE WITH RESPECT TO THE PROPERTY IN ORDER TO CURE THE VIOLATION.

(3) IF A VIOLATION OF A LOCAL LAW DESCRIBED IN § 5–106(BB)(1) OF THE COURTS AND JUDICIAL PROCEEDINGS ARTICLE IS CURED AND A BUYER OF THE REAL PROPERTY WHERE THE VIOLATION OCCURRED WOULD NOT HAVE ANY OBLIGATION TO CURE THE VIOLATION, PARAGRAPH (2) OF THIS SUBSECTION DOES NOT APPLY.".

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 Environmental Matters reported favorably with amendments:

House Bill 909 – Delegates Bronrott, Ali, Barkley, Barnes, Barve, Beidle, Bobo, Burns, Cane, Cardin, V. Clagett, Dumais, Elmore, Feldman, Frush, Gaines, George, Gilchrist, Glenn, Goldwater, Gutierrez, Guzzone, Harrison, Healey, Hecht, Heller, Hixson, Holmes, Howard, Hubbard, Hucker, Kaiser, N. King, Kirk, Kramer, Krysiak, Lafferty, Lawton, Lee, Love, Manno, Mizeur, Montgomery, Morhaim, Niemann, Pena–Melnyk, Pendergrass, Riley, Rosenberg, Shewell, Stein, Taylor, F. Turner, Vaughn, and Waldstreicher

AN ACT concerning

Maryland Energy Efficiency Standards Act of 2007

(Amendment ID: HB0909/830619/1**)**

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 909
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after "by" insert "certain"; in the same line, after "companies;" insert "authorizing the Commission to consider certain costs of certain electric companies as costs to be included in a certain life–cycle cost methodology for certain purposes;"; and in line 13, after "circumstances;" insert "authorizing the presiding officers of the General Assembly to direct certain committees to hold a hearing on a certain application by the Administration for a certain waiver of federal preemption; authorizing the Administration to adopt certain test methods under certain circumstances;".

On pages 1 and 2, strike beginning with "authorizing" in line 18 on page 1 down through "circumstances" in line 1 on page 2 and substitute "requiring the Administration to consider and propose to the General Assembly every 2 years certain new or revised standards for certain products".

AMENDMENT NO. 2

On page 7, in line 24, strike "**THE**" and substitute "**EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, THE REGULATIONS SHALL BE CONSISTENT WITH THE REGULATIONS ADOPTED BY THE U.S. DEPARTMENT OF ENERGY.**

(C) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE";

and after line 29, insert:

"**(2) THE REGULATIONS ADOPTED UNDER THIS SECTION MAY NOT APPLY TO AN ELECTRIC COOPERATIVE THAT SUPPLIES ELECTRICITY TO LESS THAN 60,000 ELECTRIC METERS IN THE STATE.**".

On page 18, in line 19, after "**LAMPS;**" insert "**AND**"; and strike beginning with "**; AND**" in line 20 down through "**SECTION**" in line 22.

AMENDMENT NO. 3

On page 8, before line 1, insert:

"**(D) FOR ELECTRIC COMPANIES THAT MAINTAIN INVENTORIES OF DISTRIBUTION TRANSFORMERS IN THE STATE FOR INSTALLATION IN ADJACENT SERVICE AREAS OUTSIDE OF THE STATE, THE COMMISSION MAY ALSO CONSIDER ADDITIONAL INVENTORY MANAGEMENT COSTS AS COSTS FOR INCLUSION WITHIN THE LIFE–CYCLE COST METHODOLOGY TO BE USED BY ELECTRIC COMPANIES FOR PURPOSES OF THIS SECTION.**".

AMENDMENT NO. 4

On pages 9 and 10, strike in their entirety the lines beginning with line 25 on page 9 through line 26 on page 10, inclusive.

On page 11, in line 1, strike "**(12)**" and substitute "**(9)**"; in lines 15, 23, and 26, strike "**(13)**", "**(14)**", and "**(15)**", respectively, and substitute "**(10)**", "**(11)**", and "**(12)**", respectively.

On page 12, in line 1, strike "**(16)**" and substitute "**(13)**".

On page 13, in lines 7, 11, 14, 17, 20, and 25, strike "**(17)**", "**(18)**", "**(19)**", "**(20)**", "**(21)**", and "**(22)**", respectively, and substitute "**(14)**", "**(15)**", "**(16)**", "**(17)**", "**(18)**", and "**(19)**", respectively.

On page 14, in lines 1, 14, 16, 19, and 22, strike "**(23)**", "**(24)**", "**(25)**", "**(26)**", and "**(27)**", respectively, and substitute "**(20)**", "**(21)**", "**(22)**", "**(23)**", and "**(24)**", respectively.

On page 15, in line 16, strike "**(28)**" and substitute "**(25)**".

On page 16, in lines 6, 9, 11, 17, and 21, strike "**(29)**", "**(30)**", "**(31)**", "**(32)**", and "**(33)**", respectively, and substitute "**(26)**", "**(27)**", "**(28)**", "**(29)**", and "**(30)**", respectively.

On page 17, in lines 1, 16, and 22, strike "**(34)**", "**(35)**", and "**(36)**", respectively, and substitute "**(31)**", "**(32)**", and "**(33)**", respectively.

On page 18, strike in their entirety lines 11 through 13, inclusive; and in lines 14, 15, 16, 18, and 20, strike "**(XIV)**", "**(XV)**", "**(XVI)**", "**(XVII)**", and "**(XVIII)**", respectively, and substitute "**(XII)**", "**(XIII)**", "**(XIV)**", "**(XV)**", and "**(XVI)**", respectively.

On page 21, in line 23, strike "**(XVIII)**" and substitute "**(XVI)**".

On pages 22 and 23, strike in their entirety the lines beginning with line 19 on page 22 through line 2 on page 23, inclusive.

On page 23, in lines 3, 6, and 14, strike "**(V)**", "**(VI)**", and "**(VII)**", respectively, and substitute "**(III)**", "**(IV)**", and "**(V)**", respectively.

On page 24, in line 17, strike "**(VIII)**" and substitute "**(VI)**".

On page 25, in line 6, strike "**(IX)**" and substitute "**(VII)**".

On page 27, strike beginning with "**COMPACT**" in line 24 down through "**OR**" in line 26; and in line 32, strike "**(VI)**" and substitute "**(IV)**".

On page 29, in line 20, strike "**(XVIII)**" and substitute "**(XVI)**".

AMENDMENT NO. 5

On page 27, in line 24, strike "**2009**" and substitute "**2012**".

On page 29, in line 24, strike the first "**THE**"; in line 25, strike "**ADOPT THE**" and substitute "**PROPOSE**"; in line 26, after "**THAT**" insert "**ANY**"; in line 27, after "**WOULD**" insert "**:**

(I)";

in the same line, after "**STATE**" insert a semicolon; in line 28, strike "**AND WOULD**" and substitute:

"**(II)**";

and in line 29, after "**PRODUCTS**" insert "**; AND**

(III) BE TECHNOLOGICALLY FEASIBLE AND ECONOMICALLY JUSTIFIED".

AMENDMENT NO. 6

On page 30, in line 1, strike "**THE**" and substitute "**SUBJECT TO PARAGRAPHS (6) AND (7) OF THIS SUBSECTION, THE**"; and after line 4, insert:

"**(6) THE ADMINISTRATION MAY APPLY FOR A WAIVER UNDER PARAGRAPH (5) OF THIS SUBSECTION, IF:**

(I) AT LEAST 90 DAYS BEFORE THE DAY ON WHICH THE APPLICATION FOR THE WAIVER IS SUBMITTED TO THE FEDERAL GOVERNMENT, THE ADMINISTRATION ANNOUNCES ITS INTENTION TO SUBMIT THE APPLICATION BY PUBLICATION IN THE MARYLAND REGISTER AND WRITING TO THE PRESIDING OFFICERS OF THE GENERAL ASSEMBLY; AND

(II) AT LEAST 60 DAYS BEFORE THE DAY ON WHICH THE APPLICATION FOR THE WAIVER IS SUBMITTED TO THE FEDERAL GOVERNMENT, THE ADMINISTRATION, AFTER REASONABLE NOTICE OTHER THAN PUBLICATION IN THE MARYLAND REGISTER, SHALL HOLD A PUBLIC HEARING ON THE PROPOSED APPLICATION TO RECEIVE PUBLIC COMMENT.

(7) THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF DELEGATES MAY DIRECT THAT THE APPROPRIATE STANDING COMMITTEES

OF THE GENERAL ASSEMBLY HOLD HEARINGS ON THE PROPOSED APPLICATION FOR THE WAIVER AND PROVIDE COMMENTS TO THE ADMINISTRATION.".

AMENDMENT NO. 7

On page 29, strike beginning with "**THE**" in line 21 down through "**SECTION**" in line 23 and substitute "**EVERY 2 YEARS, THE ADMINISTRATION SHALL CONSIDER AND PROPOSE TO THE GENERAL ASSEMBLY:**

(I) NEW STANDARDS FOR PRODUCTS NOT SPECIFICALLY LISTED IN SUBSECTION (B)(1) OF THIS SECTION; AND

(II) REVISED, MORE STRINGENT STANDARDS FOR PRODUCTS LISTED IN SUBSECTION (B)(1) OF THIS SECTION".

AMENDMENT NO. 8

On page 30, in line 10, after "**AVAILABLE**" insert "**OR WHEN AN ALTERNATIVE TEST METHOD HAS BEEN ADOPTED BY ANOTHER STATE OR THE FEDERAL GOVERNMENT**".

AMENDMENT NO. 9

On page 19, in line 7, strike "or"; and in line 9, after "vehicles" insert "**; OR**

(V) RESIDENTIAL FURNACES THAT USE NATURAL GAS OR PROPANE AND THAT ARE INSTALLED AS A REPLACEMENT FOR A PREVIOUSLY INSTALLED FURNACE".

On page 23, in line 7, after "**PROPANE**" insert "**AND THAT ARE INSTALLED AS THE ORIGINAL FURNACE IN NEWLY CONSTRUCTED RESIDENTIAL BUILDINGS**".

The preceding 9 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 Environmental Matters reported favorably with amendments:

House Bill 1043 – Delegates Rosenberg and Sophocleus

AN ACT concerning

Real Property – Condemnation – Procedures and Compensation

(Amendment ID: HB1043/160115/1**)**

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1043
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Sophocleus" and substitute ", Sophocleus, Ali, Beidle, V. Clagett, Glenn, Healey, Holmes, Hucker, Lafferty, Lawton, Malone, Shewell, Stein, and Weir"; strike beginning with "eliminating" in line 3 down through "changes;" in line 16 and substitute "requiring the State, its instrumentality, or a political subdivision to file a condemnation action for certain property within a certain period of time after a certain administrative or legislative determination to take the property; requiring the State, its instrumentality, or a political subdivision to obtain a new authorization to condemn certain property if it does not file a condemnation action within a certain period of time; altering certain monetary limitations on payments made to certain displaced residential owners and renters to secure replacement dwellings in certain condemnation proceedings; altering certain monetary limitations for reestablishing certain farms, nonprofit organizations, or small businesses at new sites; altering certain monetary limitations on certain fixed fee payments paid to certain displaced farm or business owners in lieu of certain reestablishment expenses; requiring a representative of a displacing agency to contact the owner of a certain business or farm operation within a certain period of time before the filing of a condemnation action to negotiate regarding relocation plans for the business or farm operation; providing for the application of a certain provision of this Act; requiring the State or any of its instrumentalities or political subdivisions to file an action of condemnation within a certain time period under certain circumstances;"; and strike in their entirety lines 18 through 22, inclusive.

On page 2, in line 1, strike "12–102.1" and substitute "12–105.1 and 12–205.1"; in line 4, strike "without" and substitute "with"; and in line 6, strike "12–201(a), (c), (f), and (g)" and substitute "12–202, 12–204, and 12–205".

AMENDMENT NO. 2

On pages 2 through 4, strike in their entirety the lines beginning with line 12 on page 2 through line 11 on page 4, inclusive, and substitute:

"**12–105.1.**

(A) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE STATE OR ANY OF ITS INSTRUMENTALITIES OR POLITICAL SUBDIVISIONS SHALL FILE AN ACTION TO ACQUIRE PRIVATE PROPERTY FOR PUBLIC USE BY CONDEMNATION WITHIN 4 YEARS OF THE DATE OF THE SPECIFIC ADMINISTRATIVE OR LEGISLATIVE AUTHORIZATION TO ACQUIRE THE PROPERTY.

(B) IF AN ACTION FOR CONDEMNATION IS NOT FILED WITHIN 4 YEARS OF THE DATE DESCRIBED IN SUBSECTION (A) OF THIS SECTION, THE STATE OR ANY OF ITS INSTRUMENTALITIES OR POLITICAL SUBDIVISIONS MAY NOT PROCEED WITH CONDEMNATION UNTIL IT FIRST OBTAINS A NEW AUTHORIZATION TO ACQUIRE THE PROPERTY.".

On page 4, in line 14, strike the opening bracket; strike beginning with "$22,500" in line 14 down through "**AGENCY**" in line 15 and substitute "**$45,000**"; and in lines 18 and 21, in each instance, strike the bracket.

On page 5, in line 17, strike the opening bracket; in the same line, strike beginning with "$5,250" through "**AGENCY**" and substitute "**$10,500**"; and in lines 23 and 26, in each instance, strike the bracket.

On page 6, in line 21, strike the brackets; in line 24, strike the opening bracket; and in the same line, strike "$10,000**]**" and substitute "**$60,000**".

On pages 6 and 7, strike in their entirety the lines beginning with line 25 on page 6 through line 6 on page 7, inclusive.

On page 7, in line 19, strike "**$50,000**" and substitute "**$60,000**"; after line 22, insert:

"**12–205.1.**

IN ANY PROCEEDING FOR THE ACQUISITION OF PRIVATE PROPERTY FOR PUBLIC USE BY CONDEMNATION IN WHICH LAND OR ANY PART OF IT IS BEING USED FOR A BUSINESS OR FARM OPERATION, A REPRESENTATIVE OF THE DISPLACING AGENCY SHALL CONTACT THE OWNER OF THE BUSINESS OR FARM OPERATION NOT LESS THAN 30 DAYS BEFORE THE FILING OF THE ACTION AND NEGOTIATE IN GOOD FAITH REGARDING A PLAN UNDER WHICH THE BUSINESS OR FARM OPERATION MAY BE RELOCATED.

SECTION 2. AND BE IT FURTHER ENACTED, That § 12–105.1 of the Real Property Article as enacted by Section 1 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 specific administrative or legislative authorization to acquire property granted by the State or any of its instrumentalities or political subdivisions before the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That with regard to any specific administrative or legislative authorization to acquire property granted by the State or any of its instrumentalities or political subdivisions before the effective date of this Act, the State or any of its instrumentalities or political subdivisions shall file an action of condemnation within 4 years from the effective date of this Act, and if an action of condemnation is not filed within 4 years from the effective date of this Act, the State or any of its instrumentalities or political subdivisions shall obtain a new authorization to acquire property before proceeding with the condemnation.";

and in line 23, strike "2." and substitute "4.".

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 Environmental Matters reported favorably with amendments:

Senate Bill 252 – Chair, Anne Arundel County Senators

AN ACT concerning

~~Roadside~~ Anne Arundel County – Roadside Advertising or Solicitation of Money or Donations ~~from Occupants of Vehicles in Anne Arundel County~~ – Prohibition

(Amendment ID: SB0252/140613/1**)**

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 252
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 6 and 8, in each instance, strike "right–of–way"; and in lines 8 and 9, strike "a commercial, political, or other" and substitute "any".

AMENDMENT NO. 2

On page 3, strike beginning with "**IN**" in line 1 down through "**(3)**" in line 4 and substitute "**(I)**"; in line 4, strike "**RIGHT–OF–WAY**" and substitute "**HIGHWAY**"; in lines 5 and 7, strike "**(I)**" and "**(II)**", respectively, and substitute "**1.**" and "**2.**", respectively; in line 7, strike "**A COMMERCIAL, POLITICAL, OR OTHER**" and substitute "**ANY**"; and after line 8, insert:

"**(II) "HIGHWAY" INCLUDES:**

1. RIGHTS–OF–WAY, ROADWAY SURFACES, ROADWAY SUBGRADES, SHOULDERS, MEDIAN DIVIDERS, DRAINAGE FACILITIES AND STRUCTURES, RELATED STORMWATER MANAGEMENT FACILITIES AND STRUCTURES, ROADWAY CUTS, ROADWAY FILLS, GUARDRAILS, BRIDGES, HIGHWAY GRADE SEPARATION STRUCTURES, RAILROAD GRADE SEPARATIONS, TUNNELS, OVERPASSES, UNDERPASSES, INTERCHANGES, ENTRANCE PLAZAS, APPROACHES, AND OTHER STRUCTURES FORMING AN INTEGRAL PART OF A STREET, ROAD, OR HIGHWAY, INCLUDING BICYCLE AND WALKING PATHS; AND

2. ANY OTHER PROPERTY ACQUIRED FOR THE CONSTRUCTION, OPERATION, OR USE OF THE HIGHWAY.".

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 Environmental Matters reported favorably with amendments:

Senate Bill 408 – Anne Arundel County Senators

AN ACT concerning

Anne Arundel County – Chesapeake Bay Critical Area – Violations of Local Law

(Amendment ID: SB0408/880218/1**)**

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 408
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "Law" insert "– Statute of Limitations – Disclosure in Real Estate Sales Contracts"; strike beginning with "seeking" in line 4 down through "fine" in line 5; strike beginning with "providing" in line 8 down through "Area" in line 11 and substitute "requiring a contract for sale of real estate in Anne Arundel County where a certain violation occurred to disclose certain information about the violation; providing that the disclosure requirements imposed by this Act do not apply under certain circumstances; and generally relating to violations of local laws in the Chesapeake Bay Critical Area in Anne Arundel County"; and strike in their entirety the lines beginning with line 17 on page 1 through line 2 on page 2, inclusive, and substitute:

"BY adding to
Article – Real Property
Section 14–117(l)
Annotated Code of Maryland
(2003 Replacement Volume and 2006 Supplement)".

AMENDMENT NO. 2

On page 2, strike beginning with "**SEEKING**" in line 20 down through "**FINE**" in line 21.

AMENDMENT NO. 3

On pages 2 and 3, strike in their entirety the lines beginning with line 24 on page 2 through line 33 on page 3, inclusive, and substitute:

"Article – Real Property

14–117.

(L) (1) THIS SUBSECTION APPLIES TO ANNE ARUNDEL COUNTY.

(2) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, IF ANNE ARUNDEL COUNTY OR THE STATE HAS INITIATED ENFORCEMENT ACTION FOR A VIOLATION OF A LOCAL LAW DESCRIBED IN § 5–106(BB)(1) OF THE COURTS AND JUDICIAL PROCEEDINGS ARTICLE, A CONTRACT FOR SALE OF THE REAL PROPERTY WHERE THE VIOLATION OCCURRED SHALL DISCLOSE:

(I) THE NATURE OF THE VIOLATION;

(II) THE STATUS OF ANY ONGOING PROCEEDINGS TO ENFORCE THE VIOLATION; AND

(III) ANY ACTIONS THE BUYER OF THE REAL PROPERTY MAY BE REQUIRED TO TAKE WITH RESPECT TO THE PROPERTY IN ORDER TO CURE THE VIOLATION.

(3) IF A VIOLATION OF A LOCAL LAW DESCRIBED IN § 5–106(BB)(1) OF THE COURTS AND JUDICIAL PROCEEDINGS ARTICLE IS CURED AND A BUYER OF THE REAL PROPERTY WHERE THE VIOLATION OCCURRED WOULD NOT HAVE ANY OBLIGATION TO CURE THE VIOLATION, PARAGRAPH (2) OF THIS SUBSECTION DOES NOT APPLY.".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Frush moved to put **Senate Bill 408** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1110)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 408** was placed on Third Reading.

Senate Bill 408 – Anne Arundel County Senators

AN ACT concerning

Anne Arundel County – Chesapeake Bay Critical Area – Violations of Local Law

STATUS OF BILL: BILL ON 3RD READING

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1111)

The Bill was then returned to the Senate.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 511 – Senator Dyson

AN ACT concerning

Real Property – Sale of Property Encumbered by a Conservation ~~Easements – Notification of Buyers~~ Easement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate V. Clagett moved to put **Senate Bill 511** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1112)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 511** was placed on Third Reading.

Senate Bill 511 – Senator Dyson

AN ACT concerning

Real Property – Sale of Property Encumbered by a Conservation ~~Easements – Notification of Buyers~~ Easement

STATUS OF BILL: BILL ON 3RD READING

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1113)

The Bill was then returned to the Senate.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 702 – Senator Dyson

AN ACT concerning

~~Natural Resources – Yellow Perch – Harvest Restrictions~~
Yellow Perch Conservation and Sustainability Act

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Holmes moved to put **Senate Bill 702** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1114)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 702** was placed on Third Reading.

Senate Bill 702 – Senator Dyson

AN ACT concerning

~~**Natural Resources – Yellow Perch – Harvest Restrictions**~~
Yellow Perch Conservation and Sustainability Act

STATUS OF BILL: BILL ON 3RD READING

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 1115)

The Bill was then returned to the Senate.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 935 – Senators Robey, DeGrange, Hogan, Kasemeyer, Lenett, Madaleno, Muse, Peters, Pugh, Raskin, and Stoltzfus

AN ACT concerning

Vehicle Laws – Traffic Control Signals – Exit Ramps

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

Senate Bill 970 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Environment)

AN ACT concerning

Environment – Water Appropriation Permits – Penalties

(Amendment ID: SB0970/820219/1**)**

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 970
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "requiring" in line 8 down through "action;" in line 10.

AMENDMENT NO. 2

On page 5, strike in their entirety lines 27 through 30, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Levy moved to make the Bill a Special Order for next session.

The motion was adopted.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 973 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Environment)

AN ACT concerning

Environment – Permissible Methods of Service

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Frush moved to put **Senate Bill 973** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1116)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 973** was placed on Third Reading.

Senate Bill 973 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Environment)

AN ACT concerning

Environment – Permissible Methods of Service

STATUS OF BILL: BILL ON 3RD READING

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 3 (See Roll Call No. 1117)

The Bill was then returned to the Senate.

CONFERENCE COMMITTEE REPORT

House Bill 51 – By The Speaker (By Request – Administration)

AN ACT concerning

Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2007 and the Maryland Consolidated Capital Bond Loans of 2000, 2001, 2003, 2004, 2005, and 2006

REPORT OF THE CONFERENCE COMMITTEE ON HOUSE BILL 51 – THE CAPITAL BUDGET BILL

(See Exhibit T of Appendix II)

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1118)

The Bill was then sent to the Senate.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #20

CONSENT CALENDAR #13

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Judiciary:

Senate Bill 93 – Senators Stone and Miller

AN ACT concerning

Unclaimed Restitution – Disbursements and Use

The Bill was re–referred to the Committee on Judiciary.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Health and Government Operations:

Senate Bill 240 – Senators Exum, Conway, Currie, Gladden, Jones, Muse, and Rosapepe

AN ACT concerning

State Government – Commemorative ~~Months~~ Month – Black History ~~Months~~ Month

The Bill was re–referred to the Committee on Health and Government Operations.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Judiciary:

Senate Bill 359 – Senator Zirkin

AN ACT concerning

Department of Juvenile Services – Reorganization and Regionalization

The Bill was re–referred to the Committee on Judiciary.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Ways and Means:

Senate Bill 613 – Senators Jones, Astle, Currie, DeGrange, Gladden, and McFadden

AN ACT concerning

Maryland Heritage Structure Rehabilitation Tax Credit Program

The Bill was re–referred to the Committee on Ways and Means.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Ways and Means:

Senate Bill 827 – Senator McFadden

AN ACT concerning

Baltimore City – Property Tax ~~Credit –~~ Exemption – Affordable and Inclusionary Housing

The Bill was re–referred to the Committee on Ways and Means.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Judiciary:

Senate Bill 876 – Senator Stone

AN ACT concerning

~~Education – Suspected Child Abuse by Employee or Independent Contractor – Notice to Nonpublic Schools~~
Child Abuse and Neglect – Disclosure of Records to Nonpublic School Principals and Superintendents

The Bill was re–referred to the Committee on Judiciary.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Ways and Means:

Senate Bill 907 – Senators Currie, Hogan, and McFadden

AN ACT concerning

Budget Accountability – Master Plans ~~– Submission~~ and Evaluations

The Bill was re–referred to the Committee on Ways and Means.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

Senate Bill 674 – Senators Pinsky, Britt, Della, Dyson, Forehand, Frosh, Garagiola, Gladden, Jones, Kelley, Lenett, Pugh, and Zirkin

AN ACT concerning

Maryland Energy Efficiency Standards Act of 2007

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 1 (See Roll Call No. 1119)

The Bill was then returned to the Senate.

Senate Bill 696 – Senators Stone, Britt, Della, Jones, Madaleno, and Pinsky

AN ACT concerning

Crimes – Leaving Dogs Outside and Unattended by Use of Restraints – Penalties

STATUS OF BILL: BILL ON 3RD READING. FLOOR AMENDMENT BY DELEGATE GLASSMAN PENDING.

Delegate Vallario moved to make the Bill and Amendments a Special Order for next session.

The motion was adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 140 Members present.

(See Roll Call No. 1120)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #76

House Bill 101 – Delegates Burns, Anderson, Bohanan, Cane, Carter, Conaway, Doory, Glenn, Howard, Jones, Lafferty, Levy, McIntosh, Morhaim, Nathan–Pulliam, Oaks, Rosenberg, Stein, Vallario, ~~and Vaughn~~ Vaughn, Hammen, Benson, Bromwell, Costa, Donoghue, Elliott, Hubbard, Kipke, Kullen, Mizeur, Montgomery, Pena–Melnyk, Pendergrass, Riley, Tarrant, V. Turner, and Weldon

AN ACT concerning

State Government – Commemorative ~~Months~~ Month – Black History ~~Months~~ Month

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1121)

The Bill was then sent to the Senate.

House Bill 673 – Delegates McComas, Ali, Bartlett, Bronrott, Eckardt, George, Haddaway, Kullen, Lee, Schuler, Sossi, and Weldon

AN ACT concerning

Crimes – Leaving Dogs Outside and Unattended by Use of Restraints – Penalties

Delegate Vallario moved to make the Bill a Special Order for next session.

The motion was adopted.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **HB 0282**
SPONSOR: Del Hammen (Chr HGO)
SUBJECT: State Board of Physicians – Sunset Extension and Program Evaluation

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed: Delegates Donoghue, Chair, Pendergrass, and Kach.
The Senate appoints: Senators Dyson, Chairman, Zirkin, and Harris.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **HB 0359**
SPONSOR: Del Frush, et al
SUBJECT: Clean Indoor Air Act of 2007

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed: Delegates D. Davis, Chair, Vaughn, and Krysiak.
The Senate appoints: Senators Garagiola, Chairman, Astle, and Exum.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **HB 0538**
SPONSOR: Del Kaiser, et al
SUBJECT: Higher Education – Dual Enrollment Grant Program

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed: Delegates N. King, Chair, Walker, and McKee.
The Senate appoints: Senators Pinsky, Chairman, Rosapepe, and Colburn.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **HB 0760**
SPONSOR: Del V. Clagett, et al
SUBJECT: Natural Resources – Diamondback Terrapin – Take and Possession

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed: Delegates Holmes, Chair, V. Clagett, and O'Donnell.
The Senate appoints: Senators Dyson, Chairman, Pinsky, and Britt.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **HB 1016**
SPONSOR: Del Hecht, et al
SUBJECT: Renewable Energy Portfolio Standard – Solar Energy

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed: Delegates McHale, Chair, Hecht, and Haddaway.
The Senate appoints: Senators Garagiola, Chairman, Klausmeier, and Edwards.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (SENATE BILLS) #47

Senate Bill 693 – Senators Zirkin, Britt, Colburn, Dyson, Harris, and Middleton

AN ACT concerning

HIV Testing – ~~Prohibited~~ Exposure – ~~Victims~~ Forensic Scientist

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1122)

The Bill was then returned to the Senate.

Senate Bill 764 – Senator Dyson

AN ACT concerning

Higher Education – St. Mary's College of Maryland – Procurement Authority

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1123)

The Bill was then returned to the Senate.

Senate Bill 774 – Senators Britt, Currie, Exum, Forehand, Gladden, Jones, Kelley, Kramer, Lenett, Madaleno, Muse, Pugh, Raskin, Robey, and Zirkin

AN ACT concerning

~~**Task Force on the HPV Vaccine**~~
Cervical Cancer Committee – HPV Vaccine Subcommittee

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1124)

The Bill was then returned to the Senate.

Senate Bill 873 – Senators Garagiola ~~and Peters~~, Peters, and Dyson

AN ACT concerning

Task Force to Study State Assistance to Veterans

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1125)

The Bill was then returned to the Senate.

Senate Bill 915 – Senator McFadden

AN ACT concerning

State Government – Maryland Veterans Commission – Membership

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1126)

The Bill was then returned to the Senate.

Senate Bill 937 – Senator Kelley

AN ACT concerning

State Board for Certification of Residential Child Care Program Administrators – Fees

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1127)

The Bill was then returned to the Senate.

Senate Bill 1022 – ~~Senator Middleton~~ Senators Middleton, Della, Exum, Garagiola, Kelley, Klausmeier, and Pugh

AN ACT concerning

Group Life Insurance – Additional Insureds – Domestic Partners

Read the third time and passed by yeas and nays as follows:

Affirmative – 111 Negative – 28 (See Roll Call No. 1128)

The Bill was then returned to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 1129)

ADJOURNMENT

At 12:41 P.M. on motion of Delegate Barve the House adjourned until 4:00 P.M., on Legislative Day April 4, 2007, Calendar Day Monday, April 9, 2007.

Annapolis, Maryland
Legislative Day: April 4, 2007
Calendar Day: Monday, April 9, 2007

The House met at 4:11 P.M. and pledged Allegiance to the Flag.

Prayer by Delegates Walker, Rice, Ivey, Murphy, and Gilchrist.

QUORUM CALL

The presiding officer announced a quorum call, showing 140 Members present.

(See Roll Call No. 1130)

The Journal of April 3, 2007 was read and approved.

EXCUSES:
Del. Goldwater – illness

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **HB 0636**
SPONSOR: Prince George's County Delegation
SUBJECT: Prince George's County – Task Force to Improve Child Support Compliance
PG 426–07

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed: Delegates Ramirez, Chair, Barnes, and Dwyer.
The Senate appoints: Senators Muse, Chairman, Stone, and Forehand.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **HB 0672**
SPONSOR: Del McComas, et al
SUBJECT: Petition for Guardianship of Dis Person – Cert of Competency by Lic'd Certd Socl Worker–Clinical

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed: Delegates Rosenberg, Chair, Schuler, and McConkey.
The Senate appoints: Senators Forehand, Chairman, Raskin, and Jacobs.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **SB 0255**
SPONSOR: Sen Conway
SUBJECT: State Board of Physicians – Sunset Extension and Program Evaluation

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints: Senators Dyson, Chairman, Zirkin, and Harris.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB 0255**
SPONSOR: Sen Conway
SUBJECT: State Board of Physicians – Sunset Extension and Program Evaluation

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House amendments to the Senate Bill and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The Senate has appointed: Senators Dyson, Chair, Zirkin, and Harris.
The House appoints: Delegates Donoghue, Chairman, Pendergrass, and Kach.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **SB 0532**
SPONSOR: Sen Dyson

SUBJECT: Natural Resources – Diamondback Terrapin – Take and Possession

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints: Senators Dyson, Chairman, Pinsky, and Britt.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB 0532**
SPONSOR: Sen Dyson
SUBJECT: Natural Resources – Diamondback Terrapin – Take and Possession

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House amendments to the Senate Bill and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The Senate has appointed: Senators Dyson, Chair, Pinsky, and Britt.
The House appoints: Delegates Holmes, Chairman, V. Clagett, and O'Donnell.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 83 – Senator Zirkin

AN ACT concerning

Sexual Offenders – Evaluation Before Sentencing

FOR the purpose of requiring a court, unless there is a certain waiver, before sentencing a certain defendant under certain circumstances, to order that the defendant submit to a presentence investigation conducted by the Division of Parole and Probation and a mental health evaluation conducted by a certain individual employed or engaged by the Department of Health and Mental Hygiene; requiring a court to consider the presentence investigation and mental health evaluation when sentencing the defendant; and generally relating to evaluation and sentencing of sexual offenders.

BY adding to
Article – Criminal Procedure
Section ~~11–704.1~~ 11–727
Annotated Code of Maryland
(2001 Volume and 2006 Supplement)

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

Senate Bill 332 – Senators Frosh and Brochin

AN ACT concerning

~~High Performance Buildings Act~~
Maryland Green Building Council

FOR the purpose of ~~requiring certain buildings to be high performance buildings; requiring certain buildings that are renovated to be high performance buildings under certain circumstances; exempting certain building types from certain high performance building standards; requiring certain buildings rented by the State to be high performance buildings; providing for the applicability of this Act; defining a term; and generally relating to high performance buildings~~ establishing the Maryland Green Building Council in the Department of General Services; providing for the membership and terms of the Council; prohibiting certain members of the Council from receiving compensation for serving on the Council; authorizing certain members of the Council to receive reimbursement for certain expenses; requiring the Governor to appoint the chair; providing that the Council may act with an affirmative vote of a certain number of members; requiring the Department of General Services to provide certain staff support to the Council;

requiring certain other agencies and units of State government to furnish assistance to the Council under certain circumstances; providing for duties of the Council to be accomplished on or before a certain date; requiring a certain report by the Council; and generally relating to the Maryland Green Building Council.

~~BY repealing and reenacting, with amendments,~~
~~Article – State Finance and Procurement~~
~~Section 3–602(d)~~
~~Annotated Code of Maryland~~
~~(2006 Replacement Volume and 2006 Supplement)~~

BY adding to
Article – State Finance and Procurement
Section ~~3–602.1~~ 4–809
Annotated Code of Maryland
(2006 Replacement Volume and 2006 Supplement)

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

Senate Bill 552 – Senators Garagiola, Forehand, Hogan, Lenett, McFadden, Raskin, Rosapepe, ~~and Simonaire~~ Simonaire, Jones, and Madaleno

AN ACT concerning

Education – Relocatable Classrooms – Indoor Air Quality Standards

FOR the purpose of requiring the Board of Public Works, in consultation with the Department of General Services and the Department of Housing and Community Development, to adopt regulations to establish certain standards and specifications to enhance the indoor air quality of certain relocatable classrooms; providing for the application of this Act; and generally relating to regulations governing the indoor air quality of relocatable classrooms.

BY repealing and reenacting, without amendments,
Article – Education
Section 5–301(a)
Annotated Code of Maryland
(2006 Replacement Volume)

~~BY repealing and reenacting, with amendments,~~
~~Article – Education~~
~~Section 5–301(b)~~
~~Annotated Code of Maryland~~
~~(2006 Replacement Volume)~~

BY adding to
Article – Education
Section 5–301(b–1)
Annotated Code of Maryland
(2006 Replacement Volume)

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

Senate Bill 632 – Senator Jacobs and the President (By Request – ~~Administration, Attorney General, and Maryland State's Attorneys' Association)~~ Administration and Attorney General) and Senators Brochin, Haines, Simonaire, and Stone

AN ACT concerning

Maryland Gang Prosecution Act of 2007

FOR the purpose of prohibiting a person from participating in a certain criminal gang knowing that the members of the gang engage in ~~or have engaged in~~ a certain pattern of criminal gang activity; prohibiting a person from knowingly and willfully ~~promoting, furthering, or assisting in a~~ directing or participating in a certain criminal offense committed for the benefit of, at the direction of, or in association with a criminal gang; prohibiting a person from committing a violation of this Act involving the commission of an offense that results in the death of the victim; establishing penalties for a violation of this Act; establishing that a sentence imposed under this Act may be separate from and consecutive to or concurrent with a sentence for a crime based on the act establishing a violation of this Act; providing that a defendant may only be charged with a violation under this Act by indictment, criminal information, or a petition alleging a delinquent act; authorizing the Attorney General, ~~with the consent~~ at the request of a certain State's Attorney, to aid in a certain investigation and prosecution under certain circumstances; establishing that the Attorney General has all the powers and duties of a State's Attorney in certain circumstances; authorizing certain State's Attorneys or the Attorney General to join certain causes of action in certain circumstances; authorizing a certain grand jury to conduct a certain investigation; requiring the Attorney General and the Maryland State's Attorneys' Association to provide the General Assembly with a certain report; defining ~~a certain term~~ certain terms; altering a certain term; and generally relating to criminal gangs.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 9–801
Annotated Code of Maryland
(2002 Volume and 2006 Supplement)

BY adding to

Article – Criminal Law
Section 9–804
Annotated Code of Maryland
(2002 Volume and 2006 Supplement)

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

Senate Bill 920 – ~~Senator Colburn~~ Senators Colburn and Edwards

AN ACT concerning

Individuals with Developmental Disabilities Respite Care – Sunset ~~Repeal~~ Extension

FOR the purpose of ~~repealing~~ extending the termination provisions relating to the requirement that State residential centers operated by the Department of Health and Mental Hygiene provide respite care; and generally relating to respite care and individuals with developmental disabilities.

BY repealing and reenacting, with amendments,
Chapter 178 of the Acts of the General Assembly of 2004
Section 4

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

Senate Bill 1018 – Senator Muse

AN ACT concerning

Task Force to Study Rent Stabilization for the Elderly in Prince George's County

FOR the purpose of creating a Task Force to Study Rent Stabilization for the Elderly in Prince George's County; providing for the composition of the Task Force; requiring the county executive to choose a chair from among the members of the Task Force; requiring Prince George's County to provide staffing for the Task Force; prohibiting a Task Force member from receiving compensation but authorizing a member to be reimbursed for certain expenses; establishing the duties of the Task Force; requiring the Task Force to report to the County Council by a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Rent Stabilization for the Elderly in Prince George's County.

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

Senate Bill 1030 – Senator Dyson

AN ACT concerning

Critical Areas – Applications for Variances – Local Jurisdictions

FOR the purpose of clarifying that certain provisions of law apply to a local jurisdiction during the consideration, processing, and decision on an application for a certain variance notwithstanding any provision, or lack of provision, in the local jurisdiction's local laws and ordinances; providing for the application of this Act; and generally relating to applications for variances in the Chesapeake Bay and Atlantic Coastal Bays Critical Area Program.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 8–1808(d)
Annotated Code of Maryland
(2000 Replacement Volume and 2006 Supplement)

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

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 62	Del. Eckardt
HB 102	Wicomico County Del.
HB 216	Del. Morhaim
HB 326	Del. Hubbard
HB 356	Washington County Del.
HB 390	Del. Simmons
HB 412	Del. Elmore
HB 423	Del. McIntosh
HB 488	Del. Morhaim
HB 551	Anne Arundel Co. Del.
HB 629	Prince George's Del.
HB 722	Washington County Del.
HB 772	Howard County Del.
HB 786	Del. Lawton
HB 1114	Anne Arundel Co. Del.
HB 1245	Anne Arundel Co. Del.
HB 1412	Del. Harrison

Read and ordered journalized.

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 277	Del. Rosenberg
HB 339	Del. Costa
HB 432	Del. James
HB 519	Del. Bromwell
HB 627	Prince George's Del.
HB 979	Del. Pendergrass
HB 992	Del. Anderson
HB 1082	Del. Hubbard
HB 1139	Montgomery Co. Del.
HB 1143	Del. Barve
HB 1180	Del. Harrison
HB 1189	Del. Bobo
HB 1249	Ch., Appropriations
HB 1283	Ch. Hlth & Govt Ops
HB 1310	Del. Conway
HB 1313	Del. Hubbard
HB 1323	Ch., Econ Matters Co.
HB 1324	Ch., Econ Matters Co.
HB 1347	Ch., Ways and Means
HB 1379	Del. Davis

Read and ordered journalized.

THE COMMITTEE ON APPROPRIATIONS REPORT #17

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

Senate Bill 986 – Senators DeGrange, Brinkley, Currie, Hogan, Kasemeyer, Kramer, and Munson

AN ACT concerning

Creation of a State Debt – Aging School Program – Qualified Zone Academy Bonds

(Amendment ID: SB0986/324764/1)

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 986
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after "sales;" insert "providing that a certain amount from certain bonds that is to be distributed under a certain program shall be allocated in accordance with a certain statutory provision;".

AMENDMENT NO. 2

On page 3, after line 19, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That from the bonds authorized in Section 1 of this Act, $5,500,000 that is to be distributed under the Aging Schools Program shall be allocated to local education agencies in accordance with § 5–206(f) of the Education Article.";

and in line 20, 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 Bohanan moved to put **Senate Bill 986** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1131)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 986** was placed on Third Reading.

Senate Bill 986 – Senators DeGrange, Brinkley, Currie, Hogan, Kasemeyer, Kramer, and Munson

AN ACT concerning

Creation of a State Debt – Aging School Program – Qualified Zone Academy Bonds

STATUS OF BILL: BILL ON 3RD READING

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1132)

The Bill was then returned to the Senate.

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #30

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 1012 – Senator Astle

AN ACT concerning

Natural Resources – Fishery Management Reform Act

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #21

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 93 – Senators Stone and Miller

AN ACT concerning

Unclaimed Restitution – Disbursements and Use

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 173 – Senator Edwards

AN ACT concerning

Garrett County – Local Government Tort Claims Act – Inclusion of Garrett County Municipalities, Inc.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 876 – Senator Stone

AN ACT concerning

~~**Education – Suspected Child Abuse by Employee or Independent Contractor – Notice to Nonpublic Schools**~~
Child Abuse and Neglect – Disclosure of Records to Nonpublic School Principals and Superintendents

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #20

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 813 – Delegates Rosenberg, Anderson, and Stukes

AN ACT concerning

Baltimore City – Property Tax Credit – Inclusionary Housing

(Amendment ID: HB0813/255066/1)

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 813
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Credit –" and substitute "Exemption – Affordable and"; strike beginning with "authorizing" in line 3 down through "developments" in line 5 and substitute "providing for certain exemptions from the Baltimore City property tax under certain circumstances for certain development projects"; in line 5, after "affordable" insert "residential"; in lines 5 and 6, strike "and are owned by certain owners;" and substitute "; prohibiting the Baltimore City Board of Estimates from entering into certain agreements if the agreements would result in a certain reduction in property tax revenues for a taxable year;"; strike beginning with "eligibility" in line 7 down through "credit," in line 8; in line 8, after "regulations" insert ", requirements, limitations, criteria,"; in line 9, strike "credit" and substitute "exemption"; in line 10, after "application" insert "and termination"; in the same line, after "Act;" insert "defining certain terms;"; in the same line, strike "credits for" and substitute "exemptions for affordable and"; and in line 14, strike "9–304(g)" and substitute "7–504.1".

On page 2, in line 5, after "of" insert "affordable and"; in line 6, strike "rental residential"; and in lines 7 and 9, in each instance, strike "credit" and substitute "exemption".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 13 through 29, inclusive, and substitute:

"**7–504.1.**

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "AFFORDABLE RENT" MEANS RENT THAT DOES NOT EXCEED 30% OF A HOUSEHOLD'S INCOME.

(3) "AREA MEDIAN INCOME" MEANS THE MEDIAN HOUSEHOLD INCOME FOR AN AREA ADJUSTED FOR HOUSEHOLD SIZE AS PUBLISHED AND ANNUALLY UPDATED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

(4) "QUALIFYING DEVELOPMENT" MEANS:

(I) A REDEVELOPMENT PROJECT OF 30 OR MORE RESIDENTIAL RENTAL UNITS THAT WILL SET ASIDE 10% OR MORE OF THE DEVELOPMENT'S TOTAL

UNITS TO BE RENTED AT AN AFFORDABLE RENT TO A HOUSEHOLD EARNING NOT MORE THAN 60% OF THE AREA MEDIAN INCOME; OR

(II) A NEW RESIDENTIAL RENTAL DEVELOPMENT PROJECT THAT:

1. IS NEW CONSTRUCTION OR IS A CONVERSION OF A NONRESIDENTIAL STRUCTURE THAT WILL PROVIDE 30 OR MORE UNITS OF HOUSING;

2. HAS A COMBINED PRIVATE CAPITAL INVESTMENT OF EQUITY AND DEBT OF AT LEAST $10,000,000;

3. SETS ASIDE AT LEAST 10% OF THE DEVELOPMENT'S TOTAL UNITS TO BE RENTED AT AN AFFORDABLE RENT TO A HOUSEHOLD EARNING NOT MORE THAN 60% OF THE AREA MEDIAN INCOME;

4. HAS NOT OBTAINED SITE PLAN APPROVAL ON OR BEFORE JUNE 30, 2007; AND

5. SATISFIES ADDITIONAL REQUIREMENTS AS DETERMINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY.

(5) "SITE PLAN APPROVAL" MEANS APPROVAL FROM THE BALTIMORE CITY PLANNING COMMISSION OF THE LAND DEVELOPMENT PROPOSAL OF A QUALIFIED DEVELOPMENT TO ENSURE ITS CONSISTENCY WITH LAND DEVELOPMENT POLICIES AND REGULATIONS AND ACCEPTED LAND DESIGN PRACTICES.

(B) A REDEVELOPMENT PROJECT OR NEW RESIDENTIAL RENTAL DEVELOPMENT PROJECT IS EXEMPT OR PARTIALLY EXEMPT FROM BALTIMORE CITY REAL PROPERTY TAXES IF:

(1) THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY DETERMINE THAT THE PROJECT:

(I) IS A QUALIFYING DEVELOPMENT MEETING THE REQUIREMENTS OF THIS SECTION; AND

(II) MEETS THE REQUIREMENT OF ANY OTHER RELEVANT ANALYSIS;

(2) THE OWNER OR OWNERS OF THE QUALIFYING DEVELOPMENT SATISFY A FINANCIAL REVIEW ADMINISTERED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY THAT PROVIDES:

(I) A DETAILED DESCRIPTION OF THE PROJECT AND THE DEVELOPMENT BUDGET FOR THE PROJECT, INCLUDING THE IDENTIFICATION OF ALL SOURCES OF DEBT AND EQUITY FINANCING;

(II) A MULTIYEAR PRO FORMA CASH FLOW ANALYSIS OF THE PROJECT DETAILING ALL INCOMING AND OUTGOING CASH FLOW INCLUDING REVENUES, OPERATING EXPENSES, DEBT SERVICE, TAXES, CAPITAL EXPENDITURES, AND ANY OTHER CASH OUTLAYS;

(III) THE PROJECTED RETURN ON INVESTMENT FOR THE OWNER; AND

(IV) THE AMOUNT OF POTENTIAL REVENUE THAT MAY BE LOST THROUGH THE PROVISION OF AFFORDABLE HOUSING; AND

(3) THE OWNER OR OWNERS OF THE QUALIFYING DEVELOPMENT AND THE BALTIMORE CITY BOARD OF ESTIMATES ENTER INTO AN AGREEMENT THAT:

(I) PROVIDES THAT THE OWNER OR OWNERS OF THE QUALIFYING DEVELOPMENT SHALL PAY TO BALTIMORE CITY A NEGOTIATED AMOUNT IN LIEU OF THE PAYMENT OF CITY REAL PROPERTY TAXES;

(II) SPECIFIES AN AMOUNT THAT THE OWNER OR OWNERS SHALL PAY TO BALTIMORE CITY EACH YEAR IN LIEU OF THE PAYMENT OF CITY REAL PROPERTY TAXES DURING THE TERM OF THE AGREEMENT THAT IS NOT LESS THAN 75% OF THE ANNUAL PROPERTY TAXES THAT WOULD OTHERWISE BE DUE TO THE CITY FOR THE QUALIFYING DEVELOPMENT IN THE INITIAL YEAR OF THE AGREEMENT; AND

(III) IS LIMITED TO A TERM OF NOT MORE THAN 10 YEARS.

(C) AT THE COMPLETION OF THE TERM OF THE AGREEMENT, THE QUALIFYING DEVELOPMENT MAY SEEK TO RENEW THE AGREEMENT FOR ADDITIONAL TERMS BUT SUBSEQUENT TERMS SHALL EACH BE LIMITED TO A TERM OF NOT MORE THAN 10 YEARS.

(D) THE BALTIMORE CITY BOARD OF ESTIMATES MAY NOT ENTER INTO AN AGREEMENT FOR PAYMENT OF A NEGOTIATED AMOUNT IN LIEU OF TAXES UNDER THIS SECTION IF THE AGREEMENT WOULD CAUSE THE TOTAL REDUCTION IN PROPERTY TAX REVENUES FROM ALL AGREEMENTS ENTERED INTO UNDER THIS SECTION TO EXCEED $2,000,000 IN ANY TAXABLE YEAR.

(E) THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY MAY PROVIDE, BY LAW, FOR:

(1) THE CRITERIA TO BE MET FOR A PROJECT TO BE CONSIDERED A REDEVELOPMENT PROJECT FOR PURPOSES OF THIS SECTION;

(2) ADDITIONAL LIMITATIONS, CRITERIA, AND REGULATIONS REGARDING QUALIFYING DEVELOPMENTS AUTHORIZED TO ENTER INTO AN AGREEMENT FOR PAYMENT IN LIEU OF TAXES UNDER THIS SECTION;

(3) ADDITIONAL PROCEDURES AND REQUIREMENTS REGARDING THE AMOUNT AND DURATION OF THE PAYMENT IN LIEU OF TAXES AGREEMENT AUTHORIZED UNDER THIS SECTION;

(4) REGULATIONS AND PROCEDURES FOR THE APPLICATION AND UNIFORM PROCESSING OF THE TAX EXEMPTIONS AND PAYMENT IN LIEU OF TAXES AGREEMENTS AUTHORIZED UNDER THIS SECTION; AND

(5) ANY OTHER PROVISION NECESSARY TO CARRY OUT THIS SECTION.".

AMENDMENT NO. 3

On page 3, in line 3, after "2007" insert "but before July 1, 2010. It shall remain effective for a period of 3 years and 1 month and, at the end of June 30, 2010, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 613 – Senators Jones, Astle, Currie, DeGrange, Gladden, and McFadden

AN ACT concerning

Maryland Heritage Structure Rehabilitation Tax Credit Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 827 – Senator McFadden

AN ACT concerning

Baltimore City – Property Tax ~~Credit –~~ Exemption – Affordable and Inclusionary Housing

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 871 – ~~Senator Currie~~ Senators Currie and Peters

AN ACT concerning

Prince George's County – Property Tax Credit – Kettering–Largo–Mitchellville Boys and Girls Club

(Amendment ID: SB0871/475061/1)

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 871
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike "requiring" and substitute "authorizing"; in the same line, after "grant" insert ", by law,"; and in line 12, strike "9–318(a)" and substitute "9–318(b)(1)".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 2 through 14, inclusive, and substitute:

"(b) (1) The governing body of Prince George's County may grant, by law, a property tax credit under this section against county property tax imposed on:

(i) real property that is:

1. owned by a nonprofit community civic association or corporation;

2. dedicated by plat or deed restriction to the use of the lot owners in the community, if the use is not contingent on the payment of:

A. dues to the association or corporation, unless dues are used only to improve or maintain the real property of the community; or

B. compensation for admission to or use of the real property, unless the compensation is used only to improve or maintain the real property of the community;

(ii) real property that is owned by the Piscataway Hills Citizens Association;

(iii) real property that is improved to promote housing, community redevelopment, and business revitalization;

(iv) real property used by the property owner to provide child care for the children of at least 25 employees;

(v) real property that is:

1. owned by the American Center for Physics, Inc.;

2. leased by the American Center for Physics, Inc. to affiliated societies; and

3. used only for nonprofit activities relating to the advancement and diffusion of the knowledge of physics and its application to human welfare; **[**and**]**

(vi) subject to the condition established under paragraph (6) of this subsection, residential real property that is located within an area that the governing body determines is adversely impacted by its proximity to a refuse disposal system for which a permit has been issued under § 9–204 of the Environment Article**; AND**

(VII) REAL PROPERTY THAT IS OWNED BY THE KETTERING–LARGO–MITCHELLVILLE BOYS AND GIRLS CLUB.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 1033 – Senator Currie

AN ACT concerning

Tax Credits for Individuals Facing Employment Barriers – Sunset Extension

(Amendment ID: SB1033/635866/1)

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 1033

(Third Reading File Bill)

On page 6, in line 27, after "**CARE**" insert "**OR TRANSPORTATION**".

On page 9, in line 22, strike "**THE**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Krebs moved to put **Senate Bill 1033** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 1133)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 1033** was placed on Third Reading.

Senate Bill 1033 – Senator Currie

AN ACT concerning

Tax Credits for Individuals Facing Employment Barriers – Sunset Extension

STATUS OF BILL: BILL ON 3RD READING

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1134)

The Bill was then returned to the Senate.

THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT #19

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 262 – Senators Klausmeier and Della

AN ACT concerning

Consent Provisions – Minors – Mental or Emotional Disorder

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 418 – The President (By Request – Department of Legislative Services)

AN ACT concerning

State Government – Submission of Publications to the General Assembly – Procedures

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

Senate Bill 742 – Senator Klausmeier

AN ACT concerning

Swimming Pools – Automated External Defibrillator Programs

(Amendment ID: SB0742/716584/1)

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 742
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "Programs" insert "– Study"; and strike beginning with "requiring" in line 3 down through "terms;" in line 11 and substitute "requiring the Maryland Institute for Emergency Medical Services Systems to conduct a certain study regarding automated external defibrillators; requiring the Maryland Institute for Emergency Medical Services Systems to make a certain report to certain committees of the General Assembly on or before a certain date;".

AMENDMENT NO. 2

On pages 1 through 4, strike in their entirety the lines beginning with line 14 on page 1 through line 23 on page 4, inclusive, and substitute:

"SECTION 1. AND BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That:

(a) The Maryland Institute for Emergency Medical Services Systems in consultation with interested stakeholders shall study whether automated external defibrillators should be provided on–site at swimming pools in State.

(b) In conducting the study required under subsection (a) of this section, the Maryland Institute for Emergency Medical Services Systems shall examine:

(i) which swimming pools should be required to provide automated external defibrillators;

(ii) whether the presence of individuals trained in the use of automated external defibrillators should be required by swimming pools; and

(iii) the safety of providing automated external defibrillation at a swimming pool.

(c) In addition to the study required under subsection (a) of this section, the Maryland Institute for Emergency Medical Services Systems shall make recommendations on locations, other than swimming pools, where automated external defibrillators should be required.

(d) On or before December 1, 2007, the Maryland Institute for Emergency Medical Services Systems shall report its findings and recommendations, in accordance

with § 2–1246 of the State Government Article, to the House Health and Government Operations Committee and the Senate Finance Committee.".

On page 4, in line 25, 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.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 851 – Senators Lenett, Colburn, Dyson, Klausmeier, Madaleno, ~~and Middleton~~ Middleton, Britt, DeGrange, Hooper, Jones, and McFadden

AN ACT concerning

Physicians – Unauthorized Practice of Medicine – Penalty

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 861 – Senator Pugh

AN ACT concerning

Task Force – Urban Senior Care Communities in Baltimore City

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

Senate Bill 938 – Senators Hooper, Colburn, Harris, Jones, and Middleton

AN ACT concerning

Public Health – Injury Reports – Statewide Applicability

(Amendment ID: SB0938/766184/1)

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 938
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Statewide Applicability" and substitute "Workgroup"; and strike beginning with "repealing" in line 3 down through "counties" in line 4 and substitute "requiring certain entities to convene a certain workgroup to develop certain recommendations regarding certain injury reports; requiring the workgroup to make a certain report to certain committees of the General Assembly on or before a certain date; and generally relating to a workgroup on certain injury reports".

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 5 on page 1 through line 22 on page 2, inclusive, and substitute:

"SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That:

(a) The Maryland Hospital Association, the Maryland State Medical Society, the Department of State Police, the Department of Health and Mental Hygiene, and other interested stakeholders shall convene a workgroup to develop recommendations regarding the reporting requirement of § 20–701 of the Health – General Article, including:

(i) whether the reporting requirement should be applicable throughout the State;

(ii) the health care providers or other individuals who should be subject to the reporting requirement and when those providers or other individuals should be required to report;

(iii) the types of injuries that should be reported; and

(iv) the penalties to be imposed for failing to report.

(b) On or before December 1, 2007, the workgroup shall report to the Senate Finance Committee and the House Health and Government Operations Committee, in accordance with § 2–1246 of the State Government Article, on the recommendations developed under subsection (a) of this section.".

On page 2, in line 24, 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

The presiding officer submitted the Special Orders of the day, as follows:

Senate Bill 970 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Environment)

AN ACT concerning

Environment – Water Appropriation Permits – Penalties

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate Levy moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 673 – Delegates McComas, Ali, Bartlett, Bronrott, Eckardt, George, Haddaway, Kullen, Lee, Schuler, Sossi, and Weldon

AN ACT concerning

Crimes – Leaving Dogs Outside and Unattended by Use of Restraints – Penalties

STATUS OF BILL: BILL ON 3RD READING.

Delegate Vallario moved to reconsider the vote by which **House Bill 673** was ordered printed for Third Reading.

The motion was adopted.

Delegate Vallario moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

Senate Bill 696 – Senators Stone, Britt, Della, Jones, Madaleno, and Pinsky

AN ACT concerning

Crimes – Leaving Dogs Outside and Unattended by Use of Restraints – Penalties

STATUS OF BILL: BILL ON 3RD READING. FLOOR AMENDMENT BY DELEGATE GLASSMAN PENDING.

FLOOR AMENDMENT

(Amendment ID: SB0696/253328/1)

BY: Delegate Glassman

AMENDMENTS TO SENATE BILL 696
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike "during certain time periods and".

AMENDMENT NO. 2

On page 2, strike beginning with "**BETWEEN**" in line 11 down through "**(2)**" in line 21; and in line 22, strike "**(3)**" and substitute "**(2)**".

On page 3, in lines 6, 8, and 9, strike "**(4)**", "**(5)**", and "**(6)**", respectively, and substitute "**(3)**", "**(4)**", and "**(5)**", respectively.

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

(Amendment ID: SB0696/673023/1)

BY: Delegate Jennings

AMENDMENT TO SENATE BILL 696
(Third Reading File Bill)

On page 3, in line 7, strike "**FOOD, CLEAN WATER,**" and substitute "**CLEAN WATER**".

The preceding amendment was read and adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 8 (See Roll Call No. 1135)

The Bill was then returned to the Senate.

CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 1067** SPONSOR: **Delegate Anderson**

SUBJECT: **Local Law Enforcement Agencies – Disposal of Personal Property**

THIRD READING CALENDAR HOUSE NO. **49** SENATE NO. **7**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

That the Judicial Proceedings Committee Amendments (HB1067/528171/1) be rejected.

Senate Members: House Members:

_____ _____

Chairman, **Lisa A. Gladden**

Chairman, **Jill P. Carter**

C. Anthony Muse

Kris Valderrama

Alexander X. Mooney

William J. Frank

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1136)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 140 Members present.

(See Roll Call No. 1137)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #77

House Bill 363 – Queen Anne's County Delegation

AN ACT concerning

Environment – Landfills – Termination Date

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1138)

The Bill was then sent to the Senate.

House Bill 549 – Anne Arundel County Delegation

AN ACT concerning

Anne Arundel County – Chesapeake Bay Critical Area – Violations of Local Law – Statute of Limitations – Disclosure in Real Estate Sales

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1139)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #78

House Bill 276 – Anne Arundel County Delegation

AN ACT concerning

~~Roadside~~ Anne Arundel County – Roadside Advertising or Solicitation of Money or Donations ~~from Occupants of Vehicles in Anne Arundel County~~ – Prohibition

Delegate J. King moved the previous question.

The motion was adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 113 Negative – 25 (See Roll Call No. 1140)

The Bill was then sent to the Senate.

House Bill 1043 – Delegates Rosenberg ~~and Sophocleus~~, Sophocleus, Ali, Beidle, V. Clagett, Glenn, Healey, Holmes, Hucker, Lafferty, Lawton, Malone, Shewell, Stein, and Weir

AN ACT concerning

Real Property – Condemnation – Procedures and Compensation

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1141)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #48

Senate Bill 156 – Senators Kelley, Colburn, Conway, Exum, Hooper, Jacobs, Jones, Miller, Mooney, and Rosapepe

AN ACT concerning

Insurers – Third Party Claimants – Notice of Payment to Claimant's Attorney

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 1142)

The Bill was then returned to the Senate.

Senate Bill 189 – Senators Jacobs, Harris, and Hooper

AN ACT concerning

Harford County – Alcoholic Beverages Licensees – Age of Employees

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1143)

The Bill was then returned to the Senate.

Senate Bill 190 – Senators Jacobs, Harris, and Hooper

AN ACT concerning

Harford County – Alcoholic Beverages – Repeal of Obsolete and Unused Provisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1144)

The Bill was then returned to the Senate.

Senate Bill 191 – Senators Jacobs, Harris, and Hooper

AN ACT concerning

Harford County – Liquor Control Board – Salaries

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 2 (See Roll Call No. 1145)

The Bill was then returned to the Senate.

Senate Bill 459 – Senators Colburn, Pipkin, and Stoltzfus

AN ACT concerning

Alcoholic Beverages – Places of Public Entertainment and Unlicensed Establishments

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1146)

The Bill was then returned to the Senate.

Senate Bill 461 – Senators Pugh, Britt, Brochin, Jones, Kelley, Lenett, Madaleno, McFadden, Muse, Peters, Pinsky, Raskin, and Robey

AN ACT concerning

Labor and Employment – Maryland Workforce Investment Act – Transit Service for Low–Income Individuals

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 1147)

The Bill was then returned to the Senate.

Senate Bill 600 – Senator Kittleman

AN ACT concerning

Workers' Compensation Commission – Authorization for Release of Medical Information – Work–Related Injury or Occupational Disease

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 2 (See Roll Call No. 1148)

The Bill was then returned to the Senate.

Senate Bill 640 – Senator Raskin

AN ACT concerning

Consumer Protection – Motor Vehicle Manufacturers – Warranty Adjustment Programs

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1149)

The Bill was then returned to the Senate.

Senate Bill 998 – Senator Stone (By Request – Baltimore County Administration) and Senators Brochin, Kasemeyer, Kelley, and Klausmeier

AN ACT concerning

Baltimore County – Alcoholic Beverages – Multiple License Holdings

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 1150)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #49

Senate Bill 252 – Chair, Anne Arundel County Senators

AN ACT concerning

~~Roadside~~ Anne Arundel County – Roadside Advertising or Solicitation of Money or Donations ~~from Occupants of Vehicles in Anne Arundel County~~ – Prohibition

Read the third time and passed by yeas and nays as follows:

Affirmative – 112 Negative – 27 (See Roll Call No. 1151)

The Bill was then returned to the Senate.

Senate Bill 935 – Senators Robey, DeGrange, Hogan, Kasemeyer, Lenett, Madaleno, Muse, Peters, Pugh, Raskin, and Stoltzfus

AN ACT concerning

Vehicle Laws – Traffic Control Signals – Exit Ramps

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 1 (See Roll Call No. 1152)

The Bill was then returned to the Senate.

CONCURRENCE CALENDAR #7

AMENDED IN THE SENATE

House Bill 1006 – ~~Delegate Kach~~ Delegates Kach, Harrison, Braveboy, Impallaria, Hecht, Manno, McHale, Walkup, Krysiak, Minnick, Burns, Love, J. King, Stifler, and Vaughn

AN ACT concerning

Workers' Compensation – Benefits – Cost of Living Adjustment

Delegate Davis moved that the House concur in the Senate amendments.

(Amendment ID: HB1006/227079/1)

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1006
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after "employers" insert ", counties, and municipal corporations".

AMENDMENT NO. 2

On page 3, in line 20, after "**TO**" insert "**:**

(1)";

in line 21, after "**EMPLOYEE**" insert "**;**

(2) A COUNTY; AND

(3) A MUNICIPAL CORPORATION";

and in line 27, after "**UNIT**" insert "**, A COUNTY, OR A MUNICIPAL CORPORATION**".

On page 4, in line 3, after "**EMPLOYER**" insert "**, COUNTY, OR MUNICIPAL CORPORATION**".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 1153)

AMENDED IN THE SENATE

House Bill 401 – Delegates Barnes, Malone, Ali, Conway, Costa, DeBoy, Frush, Glassman, Hubbard, Jennings, Kipke, Levi, Mathias, Morhaim, Niemann, Pena–Melnyk, Ross, Stein, Stull, Weir, and Weldon

AN ACT concerning

Public Safety – Carbon Monoxide Alarms

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0401/534637/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 401
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after "alarms;" insert "requiring that a certain disclosure form include certain information about a carbon monoxide alarm under certain circumstances;"; and in line 13, strike "providing for the application of this Act;".

On page 2, after line 2, insert:

"BY repealing and reenacting, without amendments,
Article – Real Property
Section 10–702(c)
Annotated Code of Maryland
(2003 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 10–702(e)(2)
Annotated Code of Maryland
(2003 Replacement Volume and 2006 Supplement)".

AMENDMENT NO. 2

On page 3, in line 20, strike "**OR**" and substitute "**AND**"; and strike line 21 in its entirety and substitute:

"**(2) IS A NEWLY CONSTRUCTED DWELLING FOR WHICH A BUILDING PERMIT IS ISSUED ON OR AFTER JANUARY 1, 2008.**".

AMENDMENT NO. 3

On page 5, after line 13, insert:

"Article – Real Property

10–702.

(c) (1) A vendor of single family residential real property shall complete and deliver to each purchaser:

(i) A written residential property condition disclosure statement on a form provided by the State Real Estate Commission; or

(ii) A written residential property disclaimer statement on a form provided by the State Real Estate Commission.

(2) The State Real Estate Commission shall develop by regulation a single standardized form that includes the residential property condition disclosure and disclaimer statements required by this subsection.

(e) (2) The disclosure form shall include a list of defects, including latent defects, or information of which the vendor has actual knowledge in relation to the following:

(i) Water and sewer systems, including the source of household water, water treatment systems, and sprinkler systems;

(ii) Insulation;

(iii) Structural systems, including the roof, walls, floors, foundation, and any basement;

(iv) Plumbing, electrical, heating, and air conditioning systems;

(v) Infestation of wood–destroying insects;

(vi) Land use matters;

(vii) Hazardous or regulated materials, including asbestos, lead–based paint, radon, underground storage tanks, and licensed landfills;

(viii) Any other material defects of which the vendor has actual knowledge; **[**and**]**

(ix) Whether the smoke detectors will provide an alarm in the event of a power outage**; AND**

(X) IF THE PROPERTY RELIES ON THE COMBUSTION OF A FOSSIL FUEL FOR HEAT, VENTILATION, HOT WATER, OR CLOTHES DRYER OPERATION, WHETHER A CARBON MONOXIDE ALARM IS INSTALLED ON THE PROPERTY.";

strike in their entirety lines 14 through 17, inclusive; and in line 18, strike "3." and substitute "2.".

The preceding 3 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1154)

AMENDED IN THE SENATE

House Bill 473 – Delegates Elmore, Cane, Eckardt, Haddaway, Mathias, Smigiel, and Walkup

AN ACT concerning

Natural Resources – Soft Crabs – Bycatch

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0473/173627/2)

BY: Senator Stoltzfus

AMENDMENTS TO HOUSE BILL 473
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert "EMERGENCY BILL"; in line 3, after "of" insert "requiring certain regulations adopted by the Department of Natural Resources to establish a permissible bycatch for soft crabs to be no more restrictive than the permissible bycatch for hard crabs and peeler crabs;"; and in line 5, after "crabs;" insert "making this Act an emergency measure;".

AMENDMENT NO. 2

On page 2, in line 17, after "**(2)**" insert "**(I) THIS PARAGRAPH APPLIES UNTIL THE DEPARTMENT ADOPTS REGULATIONS UNDER PARAGRAPH (3) OF THIS SUBSECTION.**

(II)";

strike beginning with "**IN**" in line 20 down through "**DEPARTMENT**" in line 21 and substitute "**IF THE BYCATCH IS NOT GREATER THAN ONE UNDERSIZED SOFT CRAB PER DOZEN SOFT CRABS POSSESSED**"; and after line 21, insert:

"**(3) (I) THE DEPARTMENT SHALL ADOPT REGULATIONS ESTABLISHING AND GOVERNING A PERMISSIBLE BYCATCH FOR SOFT CRABS UNDER THIS SUBSECTION.**

(II) THE REGULATIONS THAT THE DEPARTMENT ADOPTS UNDER THIS PARAGRAPH MAY NOT BE MORE RESTRICTIVE THAN THE APPLICABLE RESTRICTIONS ON THE PERMISSIBLE BYCATCH FOR HARD CRABS AND PEELER CRABS.".

AMENDMENT NO. 3

On page 3, strike in their entirety lines 5 and 6 and substitute:

"SECTION 3. AND BE IT FURTHER ENACTED, That this 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 3 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1155)

THE COMMITTEE ON APPROPRIATIONS REPORT #19

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 668 – Senators Pinsky, Britt, Currie, Muse, and Peters

AN ACT concerning

Teachers' Retirement System and Teachers' Pension ~~Systems~~ System – Reemployment of Retirees

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 961 – Senators Brinkley and Mooney

AN ACT concerning

Frederick County – Employees' Pension System – Alternate Contributory Pension Selection

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 1014 – Senator Conway

AN ACT concerning

Higher Education – Morgan State University – Board of Regents – ~~Student Member~~ Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #25

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 502 – Senator Astle

AN ACT concerning

Commercial Law – Consumer Protection – Vehicle Protection Products Act

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

Senate Bill 507 – Senator Zirkin

AN ACT concerning

Baltimore County – Alcoholic Beverages – Wine Tasting

(Amendment ID: SB0507/533590/1)

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 507
(Third Reading File Bill)

On page 1, in line 6, strike "beer, wine, and liquor tasting"; and in the same line, after "BWLT" insert "beer, wine, and liquor tasting".

On page 2, in line 11, strike "**LIGHT**".

The preceding amendment was read only.

Delegate Davis moved to make the Bill and Amendments a Special Order for next session.

The motion was adopted.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 571 – Senator Della

AN ACT concerning

Baltimore City – 46th Alcoholic Beverages District – Licenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS
REPORT #21

CONSENT CALENDAR #14

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Judiciary:

Senate Bill 83 – Senator Zirkin

AN ACT concerning

Sexual Offenders – Evaluation Before Sentencing

The Bill was re–referred to the Committee on Judiciary.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Health and Government Operations and the Committee on Appropriations:

Senate Bill 332 – Senators Frosh and Brochin

AN ACT concerning

~~**High Performance Buildings Act**~~
Maryland Green Building Council

The Bill was re–referred to the Committee on Health and Government Operations and the Committee on Appropriations.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Ways and Means:

Senate Bill 392 – Senators Kasemeyer, Astle, Brinkley, Brochin, Colburn, Conway, Currie, DeGrange, Della, Edwards, Exum, Forehand, Frosh, Garagiola, Gladden, Haines, Hogan, Hooper, Jones, Kelley, Kittleman, Klausmeier, Lenett, Madaleno, McFadden, Mooney, Munson, Muse, Peters, Pinsky, Pugh, Raskin, Robey, Rosapepe, Simonaire, Stoltzfus, Stone, ~~and Zirkin~~ Zirkin, Dyson, Britt, Harris, and Greenip

EMERGENCY BILL

AN ACT concerning

Election Law – Voting Systems – ~~Voter–Verified~~ Voter–Verifiable Paper Records

The Bill was re–referred to the Committee on Ways and Means.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Ways and Means:

Senate Bill 552 – Senators Garagiola, Forehand, Hogan, Lenett, McFadden, Raskin, Rosapepe, ~~and Simonaire~~ Simonaire, Jones, and Madaleno

AN ACT concerning

Education – Relocatable Classrooms – Indoor Air Quality Standards

The Bill was re–referred to the Committee on Ways and Means.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Judiciary:

Senate Bill 632 – Senator Jacobs and the President (By Request – ~~Administration, Attorney General, and Maryland State's Attorneys' Association)~~ Administration and Attorney General) and Senators Brochin, Haines, Simonaire, and Stone

AN ACT concerning

Maryland Gang Prosecution Act of 2007

The Bill was re–referred to the Committee on Judiciary.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Health and Government Operations:

Senate Bill 749 – Senator Pipkin

AN ACT concerning

Health Insurance – Provider Contracts – Conditions of Participation with Carriers

The Bill was re–referred to the Committee on Health and Government Operations.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Health and Government Operations:

Senate Bill 920 – ~~Senator Colburn~~ Senators Colburn and Edwards

AN ACT concerning

Individuals with Developmental Disabilities Respite Care – Sunset ~~Repeal~~ Extension

The Bill was re–referred to the Committee on Health and Government Operations.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Environmental Matters:

Senate Bill 1018 – Senator Muse

AN ACT concerning

Task Force to Study Rent Stabilization for the Elderly in Prince George's County

The Bill was re–referred to the Committee on Environmental Matters.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

Senate Bill 970 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Environment)

AN ACT concerning

Environment – Water Appropriation Permits – Penalties

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate Levy moved to make the Bill a Special Order for next session.

The motion was adopted.

House Bill 673 – Delegates McComas, Ali, Bartlett, Bronrott, Eckardt, George, Haddaway, Kullen, Lee, Schuler, Sossi, and Weldon

AN ACT concerning

Crimes – Leaving Dogs Outside and Unattended by Use of Restraints – Penalties

STATUS OF BILL: BILL ON 2ND READING. RECONSIDERED.

Delegate Vallario moved to make the Bill a Special Order for next session.

The motion was adopted.

AMENDED IN THE SENATE

House Bill 755 – Delegates Ali, Barkley, Elmore, George, Kaiser, N. King, Manno, McConkey, Riley, Rosenberg, ~~and Sossi~~ Sossi, and Stocksdale

AN ACT concerning

Property Tax Credit – Replacement Home Purchased After Acquisition of Dwelling for Public Use

Delegate Hixson moved that the House not concur in the Senate amendments.

(Amendment ID: HB0755/589631/1)

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 755
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "authorizing" in line 5 down through "corporation" in line 7 and substitute "providing for a tax credit against the State, county, and municipal corporation"; in line 9, after "use;" insert "providing for the computation and duration of the credit; requiring the State Department of Assessments and Taxation to adopt certain regulations;"; and strike beginning with "authorizing" in line 11 down through "Act;" in line 14.

On page 2, in line 1, strike "9–246" and substitute "9–110"; and in line 7, strike "**9–246.**" and substitute "**9–110.**".

AMENDMENT NO. 2

On page 3, strike beginning with "**MAYOR**" in line 10 down through "**LAW,**" in line 11 and substitute "**STATE, A COUNTY, OR A MUNICIPAL CORPORATION SHALL**

GRANT"; in line 12, after "**THE**" insert "**STATE,**"; in the same line, after "**COUNTY**" insert a comma; in line 16, strike "**MAY NOT**" and substitute "**SHALL**"; in the same line, strike "**MORE THAN**"; in line 19, strike "**MAY NOT EXCEED**" and substitute "**SHALL EQUAL**"; in line 20, after "**THE**", insert "**STATE,**"; and in the same line, after "**COUNTY**" insert a comma.

AMENDMENT NO. 3

On page 4, in line 1, after "**THE**" insert "**STATE,**"; in the same line, after "**COUNTY**" insert a comma; in line 3, after "**APPLICABLE**" insert "**STATE,**"; in line 4, after "**COUNTY**" insert a comma; in line 18, strike "**AND**"; in line 22, after "**110%**", insert "**; AND**

(III) FOR PURPOSES OF THE STATE PROPERTY TAX, 110%";

and strike beginning with "**MAYOR**" in line 31 down through "**FOR:**" in line 33 and substitute "**DEPARTMENT OF ASSESSMENTS AND TAXATION SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION.**".

AMENDMENT NO. 4

On page 5, strike in their entirety lines 1 through 8, inclusive.

The preceding 4 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB 0755**
SPONSOR: Del Ali, et al
SUBJECT: Property Tax Credit – Replacement Home Purchased After Acquisition of Dwelling for Public Use

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints Delegates Barve, Chairman, Ivey, and Elmore.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **SB 0268**
SPONSOR: Sen Conway, et al
SUBJECT: Higher Education – Blind and Print Disabled Students – Instructional Materials

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints: Senators Lenett, Chairman, Hooper, and Dyson.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB 0268**
SPONSOR: Sen Conway, et al
SUBJECT: Higher Education – Blind and Print Disabled Students – Instructional Materials

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House amendments to the Senate Bill and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The Senate has appointed: Senators Lenett, Chair, Hooper, and Dyson.
The House appoints: Delegates Olszewski, Chairman, Kaiser, and McKee.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 538** SPONSOR: **Delegate Kaiser**

SUBJECT: **Higher Education – Dual Enrollment Grant Program**

THIRD READING CALENDAR HOUSE NO. **23** SENATE NO. **23**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the attached Education, Health, and Environmental Affairs Committee Amendment (HB0538/934331/1) Nos. 1 and 3 be adopted.

(2) That the attached Education, Health, and Environmental Affairs Committee Amendment (HB0538/934331/1) No. 2 be rejected.

(3) That the attached Conference Committee Amendment (HB0538/283323/1) be adopted.

(Amendment ID: HB0538/934331/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 538
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 5, after "audit;" insert "requiring a certain council to provide certain recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act;".

AMENDMENT NO. 2

On page 3, in line 21, after "**(1)**" insert "**(I)**"; and in the same line, after "**STATE;**" insert "**OR**

(II) A PROGRAM OF SECONDARY SCHOOL INSTRUCTION IN THE STATE;".

AMENDMENT NO. 3

On page 5, after line 3, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That on or before November 1, 2007, the Maryland Partnership for Teaching and Learning PreK – 16 Council shall provide the Governor and, in accordance with § 2–1246 of the State Government Article the General Assembly, a comprehensive list of recommendations that will surmount barriers to dual–enrollment and will facilitate dual–enrollment opportunities.";

in line 4, strike "2." and substitute "3."; and in line 12, after "2007." insert "It shall remain effective for a period of 1 year and 1 month and, at the end of June 30, 2008, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.".

(Amendment ID: HB0538/283323/1)

BY: Conference Committee

AMENDMENT TO HOUSE BILL 538, AS AMENDED

In the Education, Health, and Environmental Affairs Committee Amendments (HB0538/934331/1), in line 9 of Amendment No. 3, strike "1 year" and substitute "2 years"; and in the same line, strike "2008" and substitute "2009".

Senate Members:	House Members:
Chairman, **Paul G. Pinsky**	Chairman, **Nancy J. King**
Jim Rosapepe	**Jay Walker**
Richard F. Colburn	**Robert A. McKee**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1156)

The Bill was then sent to the Senate.

CONFERENCE COMMITTEE REPORT

BILL NO.: **SB 662** SPONSOR: **Senator McFadden**

SUBJECT: **Local Law Enforcement Agencies – Disposal of Personal Property**

THIRD READING CALENDAR HOUSE NO. **20** SENATE NO. **33**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

That the attached House Judiciary Committee Amendments (SB0662/762115/1) be adopted.

(Amendment ID: SB0662/762115/1)

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 662
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after "made" insert a comma; and strike beginning with "requiring" in line 11 down through "entities;" in line 14.

AMENDMENT NO. 2

On page 2, in line 13, after "**(B)**" insert "**(1)**"; and after line 15, insert:

"**(2) THIS SECTION DOES NOT APPLY TO PERSONAL PROPERTY RETAINED BY A LOCAL LAW ENFORCEMENT AGENCY FOR USE AS EVIDENCE IN A CRIMINAL PROSECUTION.**

(3) THIS SECTION DOES NOT SUPERSEDE THE PROVISIONS FOR SEIZURE AND FORFEITURE CONTAINED IN TITLES 12 AND 13 OF THE CRIMINAL PROCEDURE ARTICLE.".

AMENDMENT NO. 3

On page 4, in line 11, strike "**(2), (3), AND (4)**" and substitute "**(2) AND (3)**"; strike in their entirety lines 13 through 20, inclusive; in line 21, strike "**(3)**" and substitute "**(2)**"; strike beginning with the colon in line 24 down through "**(I)**" in line 25; and strike beginning with "**; OR**" in line 26 down through "**SUBSECTION**" in line 28.

On page 5, in line 1, strike "**(4)**" and substitute "**(3)**"; and in the same line, strike "**(3)**" and substitute "**(2)**".

Senate Members:

Chairman, **Lisa A. Gladden**

C. Anthony Muse

Alexander X. Mooney

House Members:

Chairman, **Jill P. Carter**

Kris Valderrama

William J. Frank

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1157)

The Bill was then returned to the Senate.

CONFERENCE COMMITTEE REPORT

BILL NO.: **SB 214** SPONSOR: **Senator Colburn**

SUBJECT: **Crimes – Unauthorized Possession – Place of Confinement**

THIRD READING CALENDAR HOUSE NO. **25** SENATE NO. **24**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the attached House Judiciary Committee Amendments (SB0214/512017/1) be adopted.

(2) That the attached Conference Committee Amendment (SB0214/323421/1) be adopted.

(Amendment ID: SB0214/512017/1)

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 214
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Crimes" and substitute "Criminal Law"; in the same line, after "Possession" insert "of Contraband"; strike beginning with "in" in line 5 down through "confinement." in line 14 and substitute "in a place of confinement; prohibiting a person detained or confined in a place of confinement from knowingly possessing a weapon or contraband to effect an escape; prohibiting a person detained or confined in a

place of confinement from knowingly possessing or receiving an alcoholic beverage or controlled dangerous substance; prohibiting a person from delivering a certain telecommunication device to a person detained or confined in a place of confinement, possessing a certain telecommunication device with the intent to deliver it to a person detained or confined in a place of confinement, or depositing or concealing a certain telecommunication device in a certain manner with a certain intent; prohibiting a person detained or confined in a place of confinement from knowingly possessing or receiving a certain telecommunication device; establishing certain criminal penalties; defining a certain term; and generally relating to possession, receiving, or delivering of contraband and other prohibited items in a place of confinement.”; and strike in their entirety lines 15 through 19, inclusive, and substitute:

“BY renumbering
Article – Criminal Law
Section 9–417
to be Section 9–418
Annotated Code of Maryland
(2002 Volume and 2006 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 4, strike “(g)”; in the same line, strike “9–416, and 9–417” and substitute “and 9–416”; in line 9, strike “9–410(g) and”; in line 13, after “That” insert “Section(s) 9–417 of Article – Criminal Law of the Annotated Code of Maryland be renumbered to be Section(s) 9–418.

SECTION 2. AND BE IT FURTHER ENACTED, That”;

strike in their entirety lines 15 and 16; after line 18, insert:

“(b) “Alcoholic beverage” means beer, wine, or distilled spirits.”;

and after line 22, insert:

“(d) “Controlled dangerous substance” has the meaning stated in § 5–101 of this article.”.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 21 through 24, inclusive.

On page 4, in line 5, strike "**WITHOUT AUTHORIZATION BY THE MANAGING OFFICIAL,**"; in line 20, after "not" insert "**KNOWINGLY POSSESS OR**"; and in line 21, strike "**OR KNOWINGLY POSSESS**".

On page 5, in line 4, after "not" insert "**KNOWINGLY POSSESS OR**"; in line 5, strike "**OR KNOWINGLY POSSESS**"; and in line 17, strike "**RECEIVE OR KNOWINGLY POSSESS**" and substitute "**KNOWINGLY POSSESS OR RECEIVE**".

On page 6, in line 2, strike "**RECEIVE OR KNOWINGLY POSSESS**" and substitute "**KNOWINGLY POSSESS OR RECEIVE**"; and strike in their entirety lines 8 through 22, inclusive, and substitute:

"**(A) (1) A PERSON MAY NOT DELIVER A TELECOMMUNICATION DEVICE TO A PERSON DETAINED OR CONFINED IN A PLACE OF CONFINEMENT.**

(2) A PERSON MAY NOT POSSESS A TELECOMMUNICATION DEVICE WITH THE INTENT TO DELIVER IT TO A PERSON DETAINED OR CONFINED IN A PLACE OF CONFINEMENT.

(3) A PERSON MAY NOT DEPOSIT OR CONCEAL A TELECOMMUNICATION DEVICE IN OR ABOUT A PLACE OF CONFINEMENT OR ON ANY LAND APPURTENANT TO THE PLACE OF CONFINEMENT WITH THE INTENT THAT IT BE OBTAINED BY A PERSON DETAINED OR CONFINED IN THE PLACE OF CONFINEMENT.

(4) A PERSON DETAINED OR CONFINED IN A PLACE OF CONFINEMENT MAY NOT KNOWINGLY POSSESS OR RECEIVE A TELECOMMUNICATION DEVICE.

(B) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 3 YEARS OR A FINE NOT EXCEEDING $1,000 OR BOTH.".

On page 6, in line 23, strike "2." and substitute "3.".

(Amendment ID: SB0214/323421/1)

BY: Conference Committee

AMENDMENTS TO SENATE BILL 214, AS AMENDED

AMENDMENT NO. 1

On page 1 of the House Judiciary Committee Amendments (SB0214/512017/1), in lines 9 and 10 of Amendment No. 1, in each instance, before "place" insert "certain".

AMENDMENT NO. 2

On page 3 of the House Judiciary Committee Amendments, in lines 2, 5, and 7, of Amendment No. 3, in each instance, after "**CONFINEMENT**" insert "**WITH SIGNS POSTED INDICATING THAT SUCH CONDUCT IS PROHIBITED**".

Senate Members:	House Members:
Chairman, **Jennie M. Forehand**	Chairman, **Jeff Waldstreicher**
Bryan W. Simonaire	**Susan C. Lee**
Lisa A. Gladden	**Susan K. McComas**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1158)

The Bill was then returned to the Senate.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #22

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Environmental Matters:

Senate Bill 1030 – Senator Dyson

AN ACT concerning

Critical Areas – Applications for Variances – Local Jurisdictions

The Bill was re–referred to the Committee on Environmental Matters.

QUORUM CALL

The presiding officer announced a quorum call, showing 140 Members present.

(See Roll Call No. 1159)

ADJOURNMENT

At 5:33 P.M. on motion of Delegate Barve the House adjourned until 8:00 P.M., on Legislative Day April 5, 2007, Calendar Day Monday, April 9, 2007.

Annapolis, Maryland
Legislative Day: April 5, 2007
Calendar Day: Monday, April 9, 2007

The House met at 8:21 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Eric Bromwell of Baltimore County.

QUORUM CALL

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

(See Roll Call No. 1160)

The Journal of April 4, 2007 was read and approved.

EXCUSES:
Del. Goldwater – illness
Del. Davis – business – left briefly

CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 636** SPONSOR: **Prince George's County Delegation**

SUBJECT: **Prince George's County – Task Force to Improve Child Support Compliance PG 426–07**

THIRD READING CALENDAR HOUSE NO. **32** SENATE NO. **30**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the Judicial Proceedings Committee Amendments (HB0636/208373/1) be rejected.

(2) That the attached Conference Committee Amendment (HB0636/323821/1) be adopted.

(Amendment ID: HB0636/323821/1)

BY: Conference Committee

AMENDMENT TO HOUSE BILL 636
(Third Reading File Bill)

On page 2, in line 23, after "Governor;" insert "and"; and strike beginning with "One" in line 24 down through "(11)" in line 26.

Senate Members:	House Members:
Chairman, **C. Anthony Muse**	Chairman, **Victor R. Ramirez**
Norman R. Stone, Jr.	**Ben Barnes**
Jennie M. Forehand	**Donald H. Dwyer, Jr.**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1161)

The Bill was then sent to the Senate.

CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 1016** SPONSOR: **Delegate Hecht**

SUBJECT: **Renewable Energy Portfolio Standard – Solar Energy**

THIRD READING CALENDAR HOUSE NO. **54** SENATE NO. **31**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the attached Finance Committee Amendments (HB1016/817371/1) be adopted.

(2) That the attached Conference Committee Amendment (HB1016/943122/1) be adopted.

(Amendment ID: HB1016/817371/1)

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1016
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before "Renewable" insert "Electricity – Net Energy Metering –"; in line 3, after "of" insert "increasing a certain limit used to determine the availability of net energy metering to eligible customer–generators; increasing the amount of generating capacity of an electric generating system that may be used by an eligible customer–generator for net metering; requiring the Public Service Commission to make a certain determination concerning dual metering for certain eligible customer–generators; providing that an eligible customer–generator has a title to certain attributes or credits associated with certain electricity produced; requiring the Commission on or before a certain date each year to report to the General Assembly on the status of the net metering program in the State;"; in line 7, after "standard" insert "in certain manners during certain periods; requiring certain credits to be offered for certain purposes in a certain manner"; and strike beginning with "requiring" in line 10 down through "Commission" in line 14 and substitute "allowing certain renewable on–site generators to retain or transfer certain credits in a certain manner; requiring certain electricity suppliers to submit a certain report".

On page 2, strike beginning with "requiring" in line 3 down through "request;" in line 4; in line 5, after "fund;" insert "requiring certain fees to be accounted for and used in a certain manner; requiring the Maryland Energy Administration to report each year on certain matters; requiring certain electricity suppliers to enter into certain contracts for not less than a certain term of years; requiring the Commission to set a maximum price

for a solar renewable energy credit each year by taking into consideration certain market prices; prohibiting certain credits from being sold above a certain price; requiring the purchase of certain credits from certain systems to be made based on certain market prices determined by the Commission;"; strike beginning with "altering" in line 6 down through "circumstances;" in line 7; in line 9, in each instance, after "standards" insert "and procedures"; strike beginning with "altering" in line 10 down through "certificate;" in line 15; in line 17, after "report" insert "due on a certain date"; strike beginning with "requiring" in line 17 down through "purposes" in line 18 and substitute "altering certain definitions; making stylistic changes"; in line 18, after "application" insert "and construction"; in the same line, after "of" insert "certain provisions of"; in line 19, after "to" insert "net energy metering,"; in the same line, strike "use of"; in the same line, after "energy" insert "portfolio standard,"; in line 23, after "7–306," insert "7–701(h)(2) and (m),"; in the same line, strike "7–704(a)," and substitute "7–704,"; in the same line, after "7–705," insert "7–706(c)(1),"; in the same line, after "7–707(f)," insert "7–709,"; strike in their entirety lines 26 through 30, inclusive; and in line 33, strike "7–704(c)" and substitute "7–707(h)".

On pages 2 and 3, strike in their entirety the lines beginning with line 36 on page 2 through line 1 on page 3, inclusive.

AMENDMENT NO. 2

On page 9, strike beginning with "**STARTING**" in line 15 down through "**LATER:**" in line 16; in line 17, after "**(I)**" insert "**1. EXCEPT AS PROVIDED IN SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH,**"; in lines 20 and 21, strike "**; AND**" and substitute a period; after line 21, insert:

"**2. ON OR BEFORE DECEMBER 31, 2011, ENERGY FROM A TIER 1 RENEWABLE SOURCE UNDER § 7–701(L)(1) OF THIS SUBTITLE THAT IS NOT CONNECTED WITH THE ELECTRIC DISTRIBUTION GRID SERVING MARYLAND IS ELIGIBLE FOR INCLUSION IN MEETING THE RENEWABLE ENERGY PORTFOLIO STANDARD ONLY IF OFFERS FOR SOLAR CREDITS FROM MARYLAND GRID SOURCES ARE NOT MADE TO THE ELECTRICITY SUPPLIER THAT WOULD SATISFY REQUIREMENTS UNDER THE STANDARD AND ONLY TO THE EXTENT THAT SUCH OFFERS ARE NOT MADE.**";

and in line 22, strike "**IF**" and substitute "**IF**".

AMENDMENT NO. 3

On page 7, after line 10, insert:

"7–701.

(h) (2) "Qualifying biomass" includes biomass listed in paragraph (1) of this section that is used for co–firing, subject to **[**§ 7–704(e)**] § 7–704(D)** of this subtitle.

(m) "Tier 2 renewable source" means one or more of the following types of energy sources:

(1) hydroelectric power other than pump storage generation;

(2) incineration of poultry litter**[**, if the Maryland Energy Administration and the Maryland Department of Agriculture determine that there is a sufficient quantity of poultry litter available for the economic viability of any existing and operating entity that is sited on the Delmarva Peninsula and that, as of July 1, 2004, processes and pasteurizes chicken litter as fertilizer**]**; and

(3) waste–to–energy.".

On page 8, in line 28, strike "**9.5%**" and substitute "**9.35%**".

On page 10, in line 8, after "standard" insert a comma; in the same line, after "service" insert "**, IF THE MARYLAND ENERGY ADMINISTRATION AND THE MARYLAND DEPARTMENT OF AGRICULTURE DETERMINE THAT THERE IS A SUFFICIENT QUANTITY OF POULTRY LITTER AVAILABLE FOR THE ECONOMIC VIABILITY OF ANY EXISTING AND OPERATING ENTITY THAT IS SITED ON THE DELMARVA PENINSULA AND THAT, AS OF JULY 1, 2004, PROCESSED AND PASTEURIZED CHICKEN LITTER AS FERTILIZER**"; after line 8, insert:

"(b) On or after January 1, 2004, an electricity supplier may:

(1) receive renewable energy credits; and

(2) accumulate renewable energy credits under this subtitle.";

and strike in their entirety lines 11 through 31, inclusive, and substitute:

"**[**(d)**]** **(C)** (1) This subsection applies only to a generating facility that is placed in service on or after January 1, 2004.

(2) (i) On or before December 31, 2005, an electricity supplier shall receive 120% credit toward meeting the renewable energy portfolio standard for energy derived from wind.

(ii) After December 31, 2005, and on or before December 31, 2008, an electricity supplier shall receive 110% credit toward meeting the renewable energy portfolio standard for energy derived from wind.

(3) On or before December 31, 2008, an electricity supplier shall receive 110% credit toward meeting the renewable energy portfolio standard for energy derived from methane under § 7–701(l)(4) of this subtitle.

[(e)**]** **(D)** An electricity supplier shall receive credit toward meeting the renewable energy portfolio standard for electricity derived from the biomass fraction of biomass co–fired with other fuels.

[(f)**]** **(E)** (1) In this subsection, "customer" means:

(i) an industrial electric customer that is not on standard offer service; or

(ii) a renewable on–site generator.

(2) (i) A customer may independently acquire renewable energy credits to satisfy the standards applicable to the customer's load, including credits created by a renewable on–site generator.

(ii) **[**Except as provided in subparagraph (iii)1 of this paragraph, the customer shall surrender the credits necessary to meet the standard to its electricity supplier for inclusion in the electricity supplier's compliance report under § 7–705 of this subtitle.

(iii) 1.**]** Credits that a customer **[**surrenders**]** **TRANSFERS** to its electricity supplier to meet the standard and that the electricity supplier relies on in

submitting its compliance report may not be resold or retransferred by the customer or by the electricity supplier.

[2. The customer may retain or transfer any credits in excess of the amount needed to satisfy the standard for the customer's load.

(iv) A customer who surrenders credits under this subsection retains all rights and title to any environmental or other attributes associated with the credits, including emission reductions or related allowances.**]**

(3) A renewable on–site generator **[**shall receive credit**]** **MAY RETAIN OR TRANSFER AT ITS SOLE OPTION ANY CREDITS CREATED BY THE RENEWABLE ON–SITE GENERATOR, INCLUDING CREDITS** for the portion of its on–site generation from a Tier 1 renewable source or a Tier 2 renewable source that displaces the purchase of electricity by the renewable on–site generator from the grid.

(4) A customer that satisfies the standard applicable to the customer's load under this subsection may not be required to contribute to a compliance fee recovered under § 7–706 of this subtitle.

(5) The Commission shall adopt regulations governing the application and transfer of credits under this subsection consistent with federal law.

[(g)**]** **(F)** (1) In order to create a renewable energy credit, a Tier 1 renewable source or Tier 2 renewable source must substantially comply with all applicable environmental and administrative requirements, including air quality, water quality, solid waste, and right–to–know provisions, permit conditions, and administrative orders.

(2) (i) This paragraph applies to Tier 2 renewable sources that incinerate solid waste.

(ii) At least 80% of the solid waste incinerated at a Tier 2 renewable source facility shall be collected from:

1. for areas in Maryland, jurisdictions that achieve the recycling rates required under § 9–505 of the Environment Article; and

2. for other states, jurisdictions for which the electricity supplier demonstrates recycling substantially comparable to that required under § 9–505 of the Environment Article, in accordance with regulations of the Commission.

(iii) An electricity supplier may report credits received under this paragraph based on compliance by the facility with the percentage requirement of subparagraph (ii) of this paragraph during the year immediately preceding the year in which the electricity supplier receives the credit to apply to the standard.".

On page 11, in line 11, strike "paragraph" and substitute "**ITEM**".

On page 14, after line 11, insert:

"7–706.

(c) Any cost recovery under this section:

(1) for all electricity suppliers, may be in the form of a generation surcharge payable by all current electricity supply customers, except as otherwise provided in **[**§ 7–704(f)**] § 7–704(E)** of this subtitle;";

in line 15, strike "energy"; and after line 30, insert:

"**(H) (1) ON OR BEFORE FEBRUARY 1 OF EACH YEAR, THE ADMINISTRATION, IN CONSULTATION WITH THE COMMISSION, SHALL REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY, ON THE STATUS OF THE FUND.**

(2) THE REPORT SHALL INCLUDE:

(I) ALL AMOUNTS RECEIVED BY AND DISBURSED FROM THE FUND;

(II) ALL AMOUNTS USED BY THE ADMINISTRATION AND THE COMMISSION FOR ADMINISTRATIVE PURPOSES;

(III) THE EVALUATION CRITERIA USED BY THE ADMINISTRATION IN MAKING LOANS AND GRANTS FROM THE FUND AND IN SELECTING RECIPIENTS OF THOSE LOANS AND GRANTS;

(IV) THE NUMBER AND AMOUNTS OF LOANS AND GRANTS MADE IN THE PRECEDING CALENDAR YEAR;

(V) THE STATUS OF LOANS PENDING AS OF THE END OF THE PRECEDING CALENDAR YEAR;

(VI) THE ALLOCATION OF DISBURSEMENTS FOR DEVELOPMENT OF NEW SOLAR AND OTHER TIER 1 RENEWABLE SOURCES;

(VII) THE PROJECTED RECEIPTS OF THE FUND IN THE CURRENT CALENDAR YEAR; AND

(VIII) PLANS FOR THE USE OF RESOURCES OF THE FUND IN THE CURRENT CALENDAR YEAR.

7–709.

(a) An electricity supplier may use accumulated renewable energy credits to meet the renewable energy portfolio standard, including credits created by a renewable on–site generator.

(b) A renewable energy credit may be sold or otherwise transferred.

(C) (1) (I) IF AN ELECTRICITY SUPPLIER PURCHASES SOLAR RENEWABLE ENERGY CREDITS DIRECTLY FROM A RENEWABLE ON–SITE GENERATOR TO MEET THE SOLAR COMPONENT OF THE TIER 1 RENEWABLE ENERGY PORTFOLIO STANDARD, THE DURATION OF THE CONTRACT TERM FOR THE SOLAR RENEWABLE ENERGY CREDITS MAY NOT BE LESS THAN 15 YEARS.

(II) SUBJECT TO SUBPARAGRAPH (IV) OF THIS PARAGRAPH, THE MINIMUM REQUIRED TERM UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH DOES NOT AFFECT THE ABILITY OF THE PARTIES TO NEGOTIATE A PRICE FOR A SOLAR RENEWABLE ENERGY CREDIT THAT VARIES OVER TIME IN ANY MANNER.

(III) THE COMMISSION SHALL SET A MAXIMUM PRICE FOR A SOLAR RENEWABLE ENERGY CREDIT EACH YEAR BY TAKING INTO CONSIDERATION THE MARKET PRICES FOR SOLAR RENEWABLE ENERGY CREDITS IN ALL THE STATES THAT ARE WITHIN THE PJM REGION.

(IV) A SOLAR RENEWABLE ENERGY CREDIT MAY NOT BE SOLD FOR MORE THAN THE MAXIMUM PRICE ESTABLISHED BY THE COMMISSION IN ACCORDANCE WITH SUBPARAGRAPH (III) OF THIS PARAGRAPH.

(2) AN ELECTRICITY SUPPLIER THAT PURCHASES SOLAR RENEWABLE ENERGY CREDITS FROM A RENEWABLE ON–SITE GENERATOR WITH A CAPACITY NOT EXCEEDING 10 KILOWATTS SHALL PAY THE ON–SITE GENERATOR THE MAXIMUM PRICE ESTABLISHED EACH YEAR BY THE COMMISSION UNDER PARAGRAPH (1)(III) OF THIS SUBSECTION.

[(c)**]** **(D)** (1) Except as authorized under paragraph (2) of this subsection, a renewable energy credit shall exist for 3 years from the date created.

(2) A renewable energy credit may be diminished or extinguished before the expiration of 3 years by:

(i) the electricity supplier that received the credit;

(ii) a nonaffiliated entity of the electricity supplier:

1. that purchased the credit from the electricity supplier receiving the credit; or

2. to whom the electricity supplier otherwise transferred the credit; or

(iii) demonstrated noncompliance by the generating facility with the requirements of **[**§ 7–704(g)**] § 7–704(F)** of this subtitle.

[(d)**]** **(E)** Notwithstanding subsection **[**(c)(2)(iii)**] (D)(2)(III)** of this section, and only if the demonstrated noncompliance does not result in environmental degradation, an electricity supplier that reasonably includes in its annual report under §

7–705 of this subtitle a renewable energy credit that is extinguished for noncompliance with **[**§ 7–704(g)(1)**] § 7–704(F)(1)** or (2) of this subtitle:

(1) may continue to rely on that credit for that year; but

(2) for later years must:

(i) demonstrate a return to compliance of the generating facility under **[**§ 7–704(g)**] § 7–704(F)** of this subtitle; or

(ii) replace the credit with a renewable energy credit from another source.

[(e)**]** **(F)** The Commission by regulation shall establish requirements for documentation and verification of renewable energy credits by licensed electricity suppliers and other generators that create and receive credits for compliance with the standards for Tier 1 renewable sources and Tier 2 renewable sources.".

On page 15, in line 8, strike "**ENERGY**"; and in line 13, strike the first "**ENERGY**".

AMENDMENT NO. 4

On pages 15 through 18, strike in their entirety the lines beginning with line 22 on page 15 through line 22 on page 18, inclusive.

On page 19, in line 33, strike "provisions".

On page 20, in line 2, strike "and"; and in line 4, after "2014" insert ";

(5) determine the realized and projected availability of solar renewable energy credits in Maryland;

(6) consider the ability of a regional market to lower the cost impact of the solar requirements of the renewable energy portfolio standard on customers;

(7) consider the ability of a regional market, in complying with the solar requirements, to develop solar energy in Maryland; and

(8) determine the appropriate use of the funds that are paid into the Maryland Renewable Energy Fund from compliance fees, including specific criteria for making loans and grants, to achieve the intended goals of the renewable energy portfolio standard".

On pages 20 and 21, strike in their entirety the lines beginning with line 5 on page 20 through line 4 on page 21, inclusive.

On page 21, in lines 5 and 9, strike "7." and "8.", respectively, and substitute "6." and "7.", respectively; strike beginning with "The" in line 6 down through "2007." in line 8; and in line 10, strike "7" and substitute "6".

(Amendment ID: HB1016/943122/1)

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 1016, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Finance Committee Amendments (HB1016/817371/1), strike beginning with "Commission" in line 20 of Amendment No. 1 down through "prices" in line 24 and substitute "purchase of certain credits from certain systems to be made in a certain manner in accordance with rates and methods".

AMENDMENT NO. 2

On pages 8 and 9 of the Finance Committee Amendments, in Amendment No. 3, strike beginning with "**SUBJECT**" in line 21 on page 8 down through "**THE**" in line 1 on page 9 and substitute "**THE**".

On page 9 of the Finance Committee Amendments, strike in their entirety lines 5 through 16, inclusive, and substitute:

"**(2) (I) AN ELECTRICITY SUPPLIER THAT PURCHASES SOLAR RENEWABLE ENERGY CREDITS FROM A RENEWABLE ON–SITE GENERATOR WITH A CAPACITY NOT EXCEEDING 10 KILOWATTS SHALL PURCHASE THE CREDITS WITH A SINGLE INITIAL PAYMENT REPRESENTING THE FULL ESTIMATED PRODUCTION OF THE SYSTEM FOR THE LIFE OF THE CONTRACT.**

(II) THE COMMISSION SHALL:

1. DEVELOP A METHOD FOR ESTIMATING ANNUAL PRODUCTION FROM THE TYPE OF SYSTEM DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH AND ALLOCATING THE CREDITS TO THE ELECTRICITY SUPPLIER IN A MANNER THAT IS CONSISTENT WITH THE DURATION OF THE CONTRACT; AND

2. DETERMINE THE RATE FOR A PAYMENT MADE TO A RENEWABLE ON–SITE GENERATOR UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.".

Senate Members:	House Members:
Chairman, **Rob Garagiola**	Chairman, **Brian K. McHale**
Katherine Klausmeier	**Sue Hecht**
George C. Edwards	**Jeannie Haddaway**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 133 Negative – 2 (See Roll Call No. 1162)

The Bill was then sent to the Senate.

CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 1131** SPONSOR: **Delegate Hubbard**

SUBJECT: **Environment – Phosphorus – Dishwashing Detergent**

THIRD READING CALENDAR HOUSE NO. **37** SENATE NO. **12**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the Education, Health, and Environmental Affairs Committee Amendment (HB1131/504535/1) be rejected.

(2) That the attached Conference Committee Amendment (HB1131/293321/1) be adopted.

(Amendment ID: HB1131/293321/1)

BY: Conference Committee

AMENDMENT TO HOUSE BILL 1131
(Third Reading File Bill)

On page 3, in line 9, strike "**JULY 1, 2010**" and substitute "**JANUARY 1, 2010**".

Senate Members:	House Members:
Chairman, **Paul G. Pinsky**	Chairman, **Tom Hucker**
Jim Rosapepe	did not sign **Michael H. Weir, Jr.**
Janet Greenip	did not sign **Anthony J. O'Donnell**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 1163)

The Bill was then sent to the Senate.

CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 1194** SPONSOR: **Delegate Sophocleus**

SUBJECT: **Criminal Law – Unauthorized Possession of Contraband – Place of**

Confinement

THIRD READING CALENDAR HOUSE NO. **24** SENATE NO. **18**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the Judicial Proceedings Committee Amendments (HB1194/678070/1) be rejected.

(2) That the attached Conference Committee Amendments (HB1194/203729/1) be adopted.

(Amendment ID: HB1194/203729/1)

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 1194
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Places" and substitute "Place"; and in lines 11 and 13, in each instance, before "place" insert "certain".

AMENDMENT NO. 2

On page 6, in lines 13, 16, and 18, in each instance, after "**CONFINEMENT**" insert "**WITH SIGNS POSTED INDICTING THAT SUCH CONDUCT IS PROHIBITED**".

Senate Members:	House Members:
Chairman, **Jennie M. Forehand**	Chairman, **Jeff Waldstreicher**
Bryan W. Simonaire	**Susan K. McComas**
Lisa A. Gladden	**Susan C. Lee**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 1164)

The Bill was then sent to the Senate.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **SB 0519**
SPONSOR: Sen Peters, et al
SUBJECT: Truancy – Prohibition Against Issuance of Learner's Instructional Permit

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints: Senators Brochin, Chairman, Muse, and Jacobs.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB 0519**
SPONSOR: Sen Peters, et al
SUBJECT: Truancy – Prohibition Against Issuance of Learner's Instructional Permit

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments to the Senate Bill and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The Senate has appointed: Senators Brochin, Chair, Muse, and Jacobs.
The House appoints: Delegates Rosenberg, Chairman, Levi, and McComas.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 535 – Senators Klausmeier and Exum

AN ACT concerning

Public Safety – Carbon Monoxide Alarms

FOR the purpose of requiring the installation of certain carbon monoxide alarms ~~within a certain distance from~~ in a central location outside of each sleeping area within certain dwellings or, under certain circumstances, within a certain distance from carbon monoxide–producing fixtures and equipment within certain dwellings; establishing certain standards for the required carbon monoxide alarm; ~~establishing certain duties related to the replacement, repair, and maintenance of carbon monoxide alarms;~~ prohibiting a person from rendering a carbon monoxide alarm inoperable with a certain exception; clarifying that this Act does not prevent a county or municipal corporation from enacting more stringent requirements relating to carbon monoxide alarms; requiring that a certain disclosure form include certain information about a carbon monoxide alarm under certain circumstances; defining certain terms; and generally relating to carbon monoxide alarms.

BY adding to
Article – Public Safety
Section 12–1101 through 12–1106 to be under the new subtitle "Subtitle 11. Carbon Monoxide Alarms"
Annotated Code of Maryland

(2003 Volume and 2006 Supplement)

BY repealing and reenacting, without amendments,
Article – Real Property
Section 10–702(c)
Annotated Code of Maryland
(2003 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 10–702(e)(2)
Annotated Code of Maryland
(2003 Replacement Volume and 2006 Supplement)

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

Senate Bill 791 – Senator Middleton

AN ACT concerning

Mental Health – Incarcerated Individuals with Mental Illness

FOR the purpose of requiring the Department of Public Safety and Correctional Services to provide certain access to a certain amount of medication to certain individuals under certain circumstances; establishing certain immunity from civil liability for certain persons; requiring the Mental Hygiene Administration to ~~compensate~~ reimburse certain mental health providers for certain services; ~~requiring the Governor to provide a certain appropriation in certain fiscal years for compensating certain providers for certain services; requiring the Governor to provide a certain appropriation in a certain fiscal year for hiring and training certain individuals for certain purposes; requiring the Department of Human Resources and the Department of Public Safety and Correctional Services to submit a certain report to certain committees of the General Assembly on or before a certain date;~~ requiring the Mental Hygiene Administration to develop a certain ~~implementation~~ plan ~~for diverting certain individuals into certain mental health services~~ to divert certain individuals with a serious mental illness to certain types of services; requiring the Mental Hygiene Administration to work with each core service agency in the State to develop a plan to enter into memoranda of understanding with local detention centers to establish a certain data sharing initiative; requiring the Mental Hygiene Administration to submit certain reports to certain committees of the General Assembly and to a certain workgroup on or before a certain date; requiring the Department of Public Safety and Correctional Services, in collaboration with the Motor Vehicle Administration, to develop a

plan to provide departing inmates with a certain identification card; expressing the intent of the General Assembly that the Mental Hygiene Administration expend no more than a certain amount of money in a certain year to implement the provisions of this Act; requiring the Department of Public Safety and Correctional Services to submit a certain report to certain committees of the General Assembly on or before a certain date; and generally relating to mental health treatment for incarcerated individuals.

BY adding to
Article – Correctional Services
Section 9–612
Annotated Code of Maryland
(1999 Volume and 2006 Supplement)

BY adding to
Article – Health – General
Section 10–814 ~~and 15–104.1~~
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)

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

Senate Bill 802 – Senator Pugh

AN ACT concerning

Baltimore City – Released Inmates – Identification Card Pilot Program

FOR the purpose of requiring the Motor Vehicle Administration and the Department of Health and Mental Hygiene to adopt regulations for and establish a pilot program in Baltimore City to provide certain identification cards to certain individuals released from correctional facilities in ~~the State~~ Baltimore City; ~~requiring the regulations to establish a fee for the issuance of the identification card; establishing certain exceptions to the fee requirement;~~ prohibiting a person from committing a fraud in applying for the identification card; prohibiting a person from committing a misrepresentation in applying for the identification card; prohibiting a person from committing a fraud in using the identification card; ~~requiring the identification card to be of a size and design required by the regulations; requiring the identification card to contain certain information; establishing that the identification card may be used as legal identification for any purpose by the person to whom the card was issued; establishing that the identification card expires after a certain time period; requiring an identification card issued under this Act to be surrendered to the Administration under certain circumstances;~~ authorizing the Administration to cancel an identification card issued under this Act under certain circumstances; requiring the Administration

and the Department to adopt and publish certain regulations by a certain date; requiring the Administration and the Department to have the pilot program operational by a certain date; requiring the Administration and the Department to report to the General Assembly on or before a certain date on the results of the pilot program; and generally relating to a pilot program to provide identification cards to certain individuals released from correctional facilities in ~~the State~~ Baltimore City.

BY adding to
Article – Transportation
Section 12–302
Annotated Code of Maryland
(2006 Replacement Volume and 2006 Supplement)

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

Senate Bill 806 – Senator McFadden

AN ACT concerning

Baltimore City – Alcoholic Beverages Act of 2007

FOR the purpose of revising and restating certain alcoholic beverages provisions concerning the issuance and transfer of certain alcoholic beverages licenses in certain areas of Baltimore City; clarifying certain exemptions from the prohibitions against the issuance of new licenses and the transfer of licenses in certain areas of Baltimore City; clarifying that certain alcoholic beverages districts shall at all times be coterminous with certain legislative districts; updating certain obsolete references to certain districts, wards, and precincts; requiring the Board of Liquor License Commissioners to obtain criminal records of applicants for licenses from a certain agency and to forward certain fingerprints to a certain agency; authorizing each inspector of the Board to examine certain identification used as proof of age; defining a certain term; and generally relating to the issuance of new alcoholic beverages licenses and the transfer of alcoholic beverages licenses in Baltimore City.

BY repealing
Article 2B – Alcoholic Beverages
Section 9–204.1
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 9–204.1, 10–103(b)(13)(xiv), and 15–112(d)(14)

Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)

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

Senate Bill 1031 – Senators Britt, Currie, Exum, Miller, Muse, Peters, Pinsky, and Rosapepe

AN ACT concerning

Environment – Landfills – Prohibition

FOR the purpose of altering a prohibition against issuing a certain permit to construct or operate a landfill to include any new landfill in any location in Prince George's County that was not in operation on a certain date; expanding a certain prohibition against issuing a certain permit to construct or operate a landfill within a certain distance of certain areas in Queen Anne's County; repealing the termination date of certain provisions of law relating to landfills in the State; and generally relating to permits for landfills.

BY repealing and reenacting, without amendments,
Article – Environment
Section 9–204(a) and (d)
Annotated Code of Maryland
(1996 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 9–204(m)
Annotated Code of Maryland
(1996 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,
Chapter 228 of the Acts of the General Assembly of 2006
Section 2

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

Senate Bill 1036 – Senators DeGrange and Astle

EMERGENCY BILL

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Immediate Suspension of Licenses

FOR the purpose of authorizing the Board of License Commissioners for Anne Arundel County to suspend a license immediately ~~for a violation of the alcoholic beverages law~~ if a certain person alleges that the licensee has sold or furnished alcoholic beverages to a person under a certain age under certain circumstances; requiring that the suspension be in effect not longer than a certain amount of time; ~~specifying that an appeal does not stay the order of the Board suspending a license~~ requiring the Board to hold a hearing and give notice within a certain time; requiring that the licensee be allowed to resume the sale of alcoholic beverages under certain circumstances; specifying that this Act does not prevent a licensee from seeking certain relief; making certain technical and stylistic changes; making this Act an emergency measure; and generally relating to the Board of License Commissioners for Anne Arundel County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 10–401(a)(2), 12–108(a), and 16–405
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 10–401(a)(3), 10–403(a), and 15–112(c)(1)
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 15–112(c)(6)
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)

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

CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 359** SPONSOR: **Delegate Frush**

SUBJECT: **Clean Indoor Air Act of 2007**

THIRD READING CALENDAR HOUSE NO. **41** SENATE NO. **17**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the Finance Committee Amendments (HB0359/637572/1) be rejected.

(2) That the attached Conference Committee Amendments (HB0359/513627/1) be adopted.

(Amendment ID: HB0359/513627/1)

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 359
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after "public" insert ", beginning on a certain date,".

On page 2, in line 3, after "circumstances" insert "before a certain date; providing that a certain waiver terminates on a certain date"; in lines 16 and 17, strike "Secretary of Health and Mental Hygiene" and substitute "health officer of a county"; in line 18, strike "declaring that nothing in this Act shall" and substitute "providing that certain provisions of law may not"; and in line 20, strike "providing for a delayed effective date;".

On page 3, in line 7, strike "24–510" and substitute "24–511".

AMENDMENT NO. 2

On page 11, strike beginning with "**SHOP**" in line 4 down through "**PRODUCTS**" in line 14 and substitute "**BUSINESS THAT IS A SOLE PROPRIETORSHIP, LIMITED LIABILITY COMPANY, CORPORATION, PARTNERSHIP, OR OTHER ENTERPRISE, IN WHICH:**

(I) THE PRIMARY ACTIVITY IS THE RETAIL SALE OF TOBACCO PRODUCTS AND ACCESSORIES; AND

(II) THE SALE OF OTHER PRODUCTS IS INCIDENTAL".

AMENDMENT NO. 3

On page 14, in line 16, strike "**THE SECRETARY, IN CONSULTATION WITH THE COMPTROLLER,**" and substitute "**WITHIN 90 DAYS FROM THE RECEIPT OF AN APPLICATION FOR A WAIVER AND THE DATE THAT ALL CONDITIONS FOR THE APPLICATION FOR A WAIVER REQUIRED IN THE REGULATIONS ADOPTED BY THE SECRETARY HAVE BEEN SATISFIED, THE HEALTH OFFICER OF A COUNTY**".

On page 15, after line 4, insert:

"**(D) (1) A WAIVER MAY NOT BE GRANTED UNDER SUBSECTION (A) OF THIS SECTION ON OR AFTER JANUARY 31, 2011.**

(2) A WAIVER GRANTED UNDER SUBSECTION (A) OF THIS SECTION TERMINATES ON JANUARY 31, 2011.".

AMENDMENT NO. 4

On page 10, in line 8, after "**SUBTITLE,**" insert "**BEGINNING ON FEBRUARY 1, 2008,**".

AMENDMENT NO. 5

On page 15, after line 5, insert:

"**NOTHING IN THIS SUBTITLE SHALL BE CONSTRUED TO PREEMPT A COUNTY OR MUNICIPAL GOVERNMENT FROM ENACTING AND ENFORCING MORE STRINGENT MEASURES TO REDUCE INVOLUNTARY EXPOSURE TO ENVIRONMENTAL TOBACCO SMOKE.**

24–511.".

On page 22, strike in their entirety lines 1 through 4, inclusive; in line 5, strike "4." and substitute "3."; and in line 6, strike "January 1, 2008" and substitute "October 1, 2007".

Senate Members: House Members:

_____ _____

Chairman, **Rob Garagiola** Chairman, **Dereck E. Davis**

John C. Astle **Michael L. Vaughn**

Nathaniel Exum **Carolyn J. Krysiak**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 101 Negative – 39 (See Roll Call No. 1165)

The Bill was then sent to the Senate.

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 148	Del. Hixson
HB 383	Del. N. King
HB 692	Montgomery/PG Co. Del.
HB 1354	Ch., Envir. Mat. Com.

Read and ordered journalized.

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #31

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 1030 – Senator Dyson

AN ACT concerning

Critical Areas – Applications for Variances – Local Jurisdictions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Frush moved to put **Senate Bill 1030** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1166)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 1030** was placed on Third Reading.

Senate Bill 1030 – Senator Dyson

AN ACT concerning

Critical Areas – Applications for Variances – Local Jurisdictions

STATUS OF BILL: BILL ON 3RD READING

Read the third time and passed by yeas and nays as follows:

Affirmative – 124 Negative – 13 (See Roll Call No. 1167)

The Bill was then returned to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 673 – Delegates McComas, Ali, Bartlett, Bronrott, Eckardt, George, Haddaway, Kullen, Lee, Schuler, Sossi, and Weldon

AN ACT concerning

Crimes – Leaving Dogs Outside and Unattended by Use of Restraints – Penalties

STATUS OF BILL: BILL ON 2ND READING. RECONSIDERED.

FLOOR AMENDMENT

(Amendment ID: HB0673/853722/1)

BY: Chair, Judiciary Committee

AMENDMENTS TO HOUSE BILL 673
(Bill as Printed for Third Reading)

AMENDMENT NO. 1

On page 1, in line 5, strike "during certain time periods and".

AMENDMENT NO. 2

On page 2, strike beginning with "**BETWEEN**" in line 11 down through "**(2)**" in line 14; and in line 19, strike "**(3)**" and substitute "**(2)**".

On page 3, in lines 4, 6, and 7, strike "**(4)**", "**(5)**", and "**(6)**", respectively, and substitute "**(3)**", "**(4)**", and "**(5)**", respectively; and in line 5, strike "**FOOD, CLEAN WATER,**" and substitute "**CLEAN WATER**".

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 507 – Senator Zirkin

AN ACT concerning

Baltimore County – Alcoholic Beverages – Wine Tasting

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

(Amendment ID: SB0507/533590/1)

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 507
(Third Reading File Bill)

On page 1, in line 6, strike "beer, wine, and liquor tasting"; and in the same line, after "BWLT" insert "beer, wine, and liquor tasting".

On page 2, in line 11, strike "**LIGHT**".

The preceding amendment was withdrawn.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis moved to put **Senate Bill 507** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 134 Negative – 2 (See Roll Call No. 1168)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 507** was placed on Third Reading.

Senate Bill 507 – Senator Zirkin

AN ACT concerning

Baltimore County – Alcoholic Beverages – Wine Tasting

STATUS OF BILL: BILL ON 3RD READING

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 6 (See Roll Call No. 1169)

The Bill was then returned to the Senate.

Senate Bill 970 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Environment)

AN ACT concerning

Environment – Water Appropriation Permits – Penalties

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

(Amendment ID: SB0970/503220/1)

BY: Delegate Levy

AMENDMENTS TO SENATE BILL 970, AS AMENDED
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Environmental Matters Committee Amendments (SB0970/820219/1), strike Amendment No. 1 in its entirety.

On page 1 of the bill, in line 10, after "action;" insert "providing that the Department shall be considered in compliance of certain provisions of this Act after certain consultation with a local government;".

AMENDMENT NO. 2

On page 1 of the Environmental Matters Committee Amendments, strike Amendment No. 2 in its entirety.

On page 5 of the bill, in line 27, after "**(3)**" insert "**(I)**"; and after line 30, insert:

"**(II) PRIOR CONSULTATION BY THE DEPARTMENT WITH THE LOCAL GOVERNMENT SHALL CONSTITUTE COMPLIANCE WITH THIS SUBSECTION.**".

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Frush moved to put **Senate Bill 970** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 1170)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 970** was placed on Third Reading.

Senate Bill 970 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Environment)

AN ACT concerning

Environment – Water Appropriation Permits – Penalties

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 5 (See Roll Call No. 1171)

The Bill was then returned to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 1172)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #79

House Bill 909 – Delegates Bronrott, Ali, Barkley, Barnes, Barve, Beidle, Bobo, Burns, Cane, Cardin, V. Clagett, Dumais, Elmore, Feldman, Frush, Gaines, George, Gilchrist, Glenn, Goldwater, Gutierrez, Guzzone, Harrison, Healey, Hecht, Heller, Hixson, Holmes, Howard, Hubbard, Hucker, Kaiser, N. King, Kirk, Kramer, Krysiak, Lafferty, Lawton, Lee, Love, Manno, Mizeur, Montgomery, Morhaim, Niemann, Pena–Melnyk, Pendergrass, Riley, Rosenberg, Shewell, Stein, Taylor, F. Turner, Vaughn, and Waldstreicher

AN ACT concerning

Maryland Energy Efficiency Standards Act of 2007

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 2 (See Roll Call No. 1173)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #80

House Bill 813 – Delegates Rosenberg, Anderson, and Stukes

AN ACT concerning

Baltimore City – Property Tax ~~Credit –~~ Exemption – Affordable and Inclusionary Housing

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1174)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #50

Senate Bill 93 – Senators Stone and Miller

AN ACT concerning

Unclaimed Restitution – Disbursements and Use

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1175)

The Bill was then returned to the Senate.

Senate Bill 173 – Senator Edwards

AN ACT concerning

Garrett County – Local Government Tort Claims Act – Inclusion of Garrett County Municipalities, Inc.

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 4 (See Roll Call No. 1176)

The Bill was then returned to the Senate.

Senate Bill 262 – Senators Klausmeier and Della

AN ACT concerning

Consent Provisions – Minors – Mental or Emotional Disorder

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1177)

The Bill was then returned to the Senate.

Senate Bill 418 – The President (By Request – Department of Legislative Services)

AN ACT concerning

State Government – Submission of Publications to the General Assembly – Procedures

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1178)

The Bill was then returned to the Senate.

Senate Bill 613 – Senators Jones, Astle, Currie, DeGrange, Gladden, and McFadden

AN ACT concerning

Maryland Heritage Structure Rehabilitation Tax Credit Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 6 (See Roll Call No. 1179)

The Bill was then returned to the Senate.

Senate Bill 742 – Senator Klausmeier

AN ACT concerning

Swimming Pools – Automated External Defibrillator Programs

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1180)

The Bill was then returned to the Senate.

Senate Bill 827 – Senator McFadden

AN ACT concerning

Baltimore City – Property Tax ~~Credit –~~ Exemption – Affordable and Inclusionary Housing

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1181)

The Bill was then returned to the Senate.

Senate Bill 851 – Senators Lenett, Colburn, Dyson, Klausmeier, Madaleno, ~~and Middleton~~ Middleton, Britt, DeGrange, Hooper, Jones, and McFadden

AN ACT concerning

Physicians – Unauthorized Practice of Medicine – Penalty

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 1182)

The Bill was then returned to the Senate.

Senate Bill 861 – Senator Pugh

AN ACT concerning

Task Force – Urban Senior Care Communities in Baltimore City

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1183)

The Bill was then returned to the Senate.

Senate Bill 871 – ~~Senator Currie~~ Senators Currie and Peters

AN ACT concerning

Prince George's County – Property Tax Credit – Kettering–Largo–Mitchellville Boys and Girls Club

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1184)

The Bill was then returned to the Senate.

Senate Bill 876 – Senator Stone

AN ACT concerning

~~**Education – Suspected Child Abuse by Employee or Independent Contractor – Notice to Nonpublic Schools**~~
Child Abuse and Neglect – Disclosure of Records to Nonpublic School Principals and Superintendents

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1185)

The Bill was then returned to the Senate.

Senate Bill 938 – Senators Hooper, Colburn, Harris, Jones, and Middleton

AN ACT concerning

Public Health – Injury Reports – Statewide Applicability

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1186)

The Bill was then returned to the Senate.

Senate Bill 1012 – Senator Astle

AN ACT concerning

Natural Resources – Fishery Management Reform Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 121 Negative – 19 (See Roll Call No. 1187)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #51

Senate Bill 502 – Senator Astle

AN ACT concerning

Commercial Law – Consumer Protection – Vehicle Protection Products Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1188)

The Bill was then returned to the Senate.

Senate Bill 571 – Senator Della

AN ACT concerning

Baltimore City – 46th Alcoholic Beverages District – Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1189)

The Bill was then returned to the Senate.

Senate Bill 668 – Senators Pinsky, Britt, Currie, Muse, and Peters

AN ACT concerning

Teachers' Retirement System and Teachers' Pension ~~Systems~~ System – Reemployment of Retirees

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1190)

The Bill was then returned to the Senate.

Senate Bill 961 – Senators Brinkley and Mooney

AN ACT concerning

Frederick County – Employees' Pension System – Alternate Contributory Pension Selection

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1191)

The Bill was then returned to the Senate.

Senate Bill 1014 – Senator Conway

AN ACT concerning

Higher Education – Morgan State University – Board of Regents – ~~Student Member~~ Membership

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1192)

The Bill was then returned to the Senate.

CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 672** SPONSOR: **Delegate McComas**

SUBJECT: **Petition for Guardianship of Dis Person – Cert of Competency by Lic'd Certd Socl Worker–Clinical**

THIRD READING CALENDAR HOUSE NO. **21** SENATE NO. **32**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

That Senator Harris' amendments (HB0672/353829/1) be rejected.

Senate Members:	House Members:
Chairman, **Jennie M. Forehand**	Chairman, **Samuel I. Rosenberg**
Jamie Raskin	**Todd Schuler**
did not sign **Nancy Jacobs**	**Tony McConkey**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 1193)

The Bill was then sent to the Senate.

CONFERENCE COMMITTEE REPORT

BILL NO.: **SB 766** SPONSOR: **Senator Frosh**

SUBJECT: **Environment – Phosphorus – Dishwashing Detergent**

THIRD READING CALENDAR HOUSE NO. **13** SENATE NO. **24**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the Environmental Matters Committee Amendment (SB0766/660913/1) be rejected.

(2) That the attached Conference Committee Amendment (SB0766/583423/1) be adopted.

(Amendment ID: SB0766/583423/1)

BY: Conference Committee

AMENDMENT TO SENATE BILL 766
(Third Reading File Bill)

On page 3, in line 9, strike "**JULY 1, 2009**" and substitute "**JANUARY 1, 2010**".

Senate Members:	House Members:
Chairman, **Paul G. Pinsky**	Chairman, **Tom Hucker**
Jim Rosapepe	**Michael H. Weir, Jr.**
Janet Greenip	**Anthony J. O'Donnell**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1194)

The Bill was then returned to the Senate.

CONCURRENCE CALENDAR #9

AMENDED IN THE SENATE

House Bill 745 – Delegates Stein, Cardin, Cane, Mizeur, ~~and Morhaim~~ Morhaim, Hammen, Beitzel, Benson, Bromwell, Costa, Donoghue, Elliott, Hubbard, Kach, Kipke, Kullen, McDonough, Montgomery, Nathan–Pulliam, Oaks, Pena–Melnyk, Pendergrass, Tarrant, V. Turner, and Weldon

AN ACT concerning

State–Owned Heavy Equipment and Heating Equipment – Biodiesel Fuel Requirement

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB0745/154134/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 745
(Third Reading File Bill)

AMENDMENT NO. 1
On page 1, in line 6, after "use" insert ", subject to availability,".

AMENDMENT NO. 2
On page 2, in line 16, after "**USE**" insert "**, SUBJECT TO AVAILABILITY,**".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1195)

AMENDED IN THE SENATE

House Bill 942 – Delegates Bronrott, Barve, ~~and Morhaim~~ Morhaim, Beitzel, Benson, Bromwell, Costa, Donoghue, Elliott, Hammen, Hubbard, Kach, Kipke, Kullen, Mizeur, Montgomery, Nathan–Pulliam, Oaks, Pena–Melnyk, Pendergrass, Riley, Tarrant, V. Turner, and Weldon

AN ACT concerning

~~High Performance Buildings Act~~
Maryland Green Building Council

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB0942/649030/1)

BY: Budget and Taxation Committee

AMENDMENT TO HOUSE BILL 942
(Third Reading File Bill)

On page 6, in line 28, strike "**; AND**" and substitute a period.

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1196)

AMENDED IN THE SENATE

House Bill 970 – Delegates Hubbard, Benson, Bromwell, Costa, Elliott, Kipke, Kullen, Mizeur, Montgomery, Oaks, Pena–Melnyk, Tarrant, Taylor, and Weldon

AN ACT concerning

Rosewood ~~Transition Plan~~ Center – Plan for Services to Residents

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB0970/173120/1)

BY: Senator Klausmeier

AMENDMENT TO HOUSE BILL 970
(Third Reading File Bill)

On page 12, in line 3, strike "and," and substitute ", consistent with the Department of Health and Mental Hygiene's Phase II Facility Review issued in January, 2007, and".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1197)

AMENDED IN THE SENATE

House Bill 1030 – ~~Delegate Montgomery~~ Delegates Montgomery, Hammen, Benson, Bromwell, Costa, Elliott, Hubbard, Kach, Kipke, Kullen, McDonough, Mizeur, Morhaim, Nathan–Pulliam, Oaks, Pena–Melnyk, Pendergrass, Riley, V. Turner, and Weldon

AN ACT concerning

~~State Board of Pharmacy – Wholesale Drug Distribution – Permit Requirements~~
Wholesale Distributor Permitting and Prescription Drug Integrity Act

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB1030/874535/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1030
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 22, after "a" insert "certain".

AMENDMENT NO. 2

On page 9, in line 19, after "**MANUFACTURER;**" insert "**OR**"; in line 21, strike "**; OR**" and substitute a period; and strike in their entirety lines 22 through 25, inclusive.

On page 31, in line 12, after "**PERSON**" insert "**KNOWINGLY**".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1198)

AMENDED IN THE SENATE

House Bill 1049 – Delegates Pena–Melnyk, Aumann, Barnes, Beidle, Branch, Braveboy, DeBoy, Frush, Gaines, Haynes, Howard, Hucker, Impallaria, Ivey, N. King, Love, Manno, Mizeur, Montgomery, Morhaim, Nathan–Pulliam, Proctor, Ramirez, Ross,

Shewell, Sossi, Stein, ~~and Taylor~~ Taylor, Lee, Hammen, Beitzel, Benson, Bromwell, Donoghue, Elliott, Hubbard, Kach, Kullen, McDonough, Oaks, Pendergrass, Riley, Tarrant, V. Turner, and Weldon

AN ACT concerning

~~Task Force on the HPV Vaccine~~
Cervical Cancer Committee – HPV Vaccine Subcommittee

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB1049/854835/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1049
(Third Reading File Bill)

On page 5, in line 20, after "**MEDICAL**" insert "**AND**"; and in line 28, strike "**AND**".

On page 6, in line 5, after "**MEMBERS**" insert "**; AND**

(XII) ONE PARENT OF A STUDENT IN A NONPUBLIC SCHOOL PROGRAM, APPOINTED BY THE MARYLAND COUNCIL FOR AMERICAN PRIVATE EDUCATION";

in line 18, strike "**AND**" and substitute:

"**(V) IDENTIFY AND EVALUATE VARIOUS SOURCES OF RESOURCES TO COVER THE COSTS OF THE HPV VACCINE; AND**";

and in line 19, strike "**(V)**" and substitute "**(VI)**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1199)

AMENDED IN THE SENATE

House Bill 1359 – Delegates Conway, Cane, Eckardt, Elmore, Haddaway, Mathias, Rudolph, Shewell, Smigiel, Sossi, and Walkup

AN ACT concerning

Individuals with Developmental Disabilities Respite Care – Sunset Repeal

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB1359/277577/1)

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1359
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Repeal" and substitute "Extension"; and in line 3, strike "repealing" and substitute "extending".

AMENDMENT NO. 2

On page 1, in line 14, strike the bracket; and in the same line, strike "3" and substitute "5".

On page 2, in line 1, strike "2007" and substitute "2009"; and in line 2, strike the bracket.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1200)

AMENDED IN THE SENATE

House Bill 653 – Prince George's County Delegation

AN ACT concerning

Prince George's County – Marriage License Fee – Increase

PG 411–07

Delegate Vallario moved that the House concur in the Senate amendments.

(Amendment ID: HB0653/168577/1)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 653
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike "clerk to pay" and substitute "Director of Finance of Prince George's County to distribute"; and in line 7, after "County;" insert "providing that, if the Family Crisis Center changes its name or objectives or ceases to exist, the proceeds shall be used to fund certain programs;".

AMENDMENT NO. 2

On page 2, in lines 17, 19, 21, and 22, in each instance, strike the bracket; in line 17, before "**FAMILY**" insert "**, WHO SHALL DISTRIBUTE THE PROCEEDS TO THE**"; in line 18, strike "**AND**"; in line 19, after "(3)" insert "**IF THE FAMILY CRISIS CENTER OF PRINCE GEORGE'S COUNTY CHANGES ITS NAME OR OBJECTIVES OR CEASES TO EXIST,**"; and in line 22, strike "**(3)**".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1201)

AMENDED IN THE SENATE

House Bill 689 – Harford County Delegation

AN ACT concerning

Maryland Emergency Management Assistance Compact

Delegate Vallario moved that the House concur in the Senate amendments.

(Amendment ID: HB0689/954131/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 689
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "Compact" insert "– Emergency Responders"; strike beginning with "providing" in line 3 down through "to" in line 4 and substitute "defining the term "emergency responder" for purposes of"; in line 5, strike ", under certain circumstances; defining certain terms" and substitute "; including in the defined term certain firefighters, certain emergency medical services providers, certain rescue squad members, certain county employees, and certain law enforcement officers"; in line 10, strike "and 14–802"; and after line 12, insert:

"BY repealing and reenacting, without amendments,
Article – Public Safety
Section 14–802
Annotated Code of Maryland
(2003 Volume and 2006 Supplement)".

AMENDMENT NO. 2

On page 2, in line 7, after "**(D)**" insert "**(1)**"; in the same line, strike "**A:**" and substitute "**AN INDIVIDUAL WHO IS SENT OR DIRECTED BY A PARTY JURISDICTION IN RESPONSE TO A REQUEST FOR ASSISTANCE BY ANOTHER PARTY JURISDICTION.**

(2) "EMERGENCY RESPONDER" INCLUDES A:";

in lines 8, 9, and 12, strike "**(1)**", "**(2)**", and "**(3)**", respectively, and substitute "**(I)**", "**(II)**", and "**(III)**", respectively; in line 10, strike "**WITHIN THIS STATE**" and substitute a comma; in line 11, after "**ARTICLE**" insert "**, WITHIN THIS STATE**"; strike beginning with "**OR**" in line 13 down through "**SUBTITLE**" in line 18 and substitute:

"**(IV) COUNTY EMPLOYEE WHO IS PERFORMING AN EMERGENCY SUPPORT FUNCTION DESCRIBED IN § 14–803(2)(B)(5)(II) OF THIS SUBTITLE; AND**

(V) LAW ENFORCEMENT OFFICER AS DEFINED IN § 3–101 OF THIS ARTICLE";

strike in their entirety lines 21 and 22; and in line 23, strike "**(G)**" and substitute "**(F)**".

On page 3, in lines 6 and 7, strike "**: (1)**"; in line 7, strike the brackets; in the same line, strike "**ALL**"; and strike beginning with "**; AND**" in line 8 down through "**BODY**" in line 16.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1202)

AMENDED IN THE SENATE

House Bill 713 – The Speaker (By Request – Administration, Attorney General, and Maryland State's Attorneys' Association) and Delegates James, Riley, Rosenberg, Ali, Anderson, Aumann, Barkley, Barnes, Bartlett, Barve, Bates, Beidle, Beitzel, Benson, Bohanan, Boteler, Branch, Bromwell, Bronrott, Burns, Cane, Cardin, Carter, G. Clagett, V. Clagett, Conway, Costa, Davis, DeBoy, Donoghue, Doory, Dumais, Eckardt, Elmore, Feldman, Frank, Frush, Gaines, George, Gilchrist, Glassman, Glenn, Griffith, Guzzone, Haddaway, Hammen, Haynes, Healey, Hecht, Heller, Hixson, Holmes, Howard, Hucker, Jameson, Jennings, Jones, Kach, Kelly, J. King, N. King, Kipke, Kirk, Kramer, Krysiak, Kullen, Lafferty, Lawton, Lee, Levi, Levy, Love, Malone, Manno, Mathias, McComas, McHale, McIntosh, McKee, Miller, Mizeur, Montgomery, Morhaim, Murphy, Myers, Nathan–Pulliam, Niemann, Olszewski, Pena–Melnyk, Pendergrass, Proctor, Rice, Ross, Rudolph, Schuh, Schuler, Shank, Smigiel, Sophocleus, Sossi, Stein, Stifler, Stukes, Tarrant, Taylor, F. Turner, Vaughn, Waldstreicher, Walker, Weir, and Wood

AN ACT concerning

Maryland Gang Prosecution Act of 2007

Delegate Vallario moved that the House concur in the Senate amendments.

(Amendment ID: HB0713/188978/2)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 713
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Administration, Attorney General, and Maryland State's Attorneys' Association" and substitute "Administration and Attorney General".

On page 2, in line 15, after "investigation;" insert "requiring the Attorney General and the Maryland State's Attorneys' Association to provide the General Assembly with a certain report;".

AMENDMENT NO. 2

On page 3, in line 3, before "**COLLECTIVELY**" insert "**INDIVIDUALLY OR**".

AMENDMENT NO. 3

On page 4, strike beginning with "**OF**" in line 1 down through "**9–305**" in line 2 and substitute "**OF § 3–203, § 3–701, § 4–503, § 5–602, § 6–103, § 6–109, § 6–202, § 6–203, § 6–204, § 7–104, § 7–105, § 9–302, § 9–303, OR § 9–305**".

AMENDMENT NO. 4

On page 5, after line 30, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That the Attorney General and the Maryland State's Attorneys' Association shall report to the General Assembly on or before January 1, 2008, in accordance with § 2–1246 of the State Government Article, on recommendations for additional legislation to aid in the prosecution of gang activity.".

On page 6, in line 1, strike "2." and substitute "3.".

The preceding 4 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1203)

AMENDED IN THE SENATE

House Bill 1325 – Delegates Conway, Barnes, Benson, DeBoy, Eckardt, Elmore, Frush, Glassman, Haddaway, Holmes, Hubbard, Impallaria, James, Jennings, Levi, McComas, McDonough, Niemann, Pena–Melnyk, Proctor, Riley, Ross, Rudolph, Shewell, Smigiel, Sossi, Stifler, Valderrama, Vallario, Vaughn, and Walkup

AN ACT concerning

Juvenile Law – Truancy Reduction Pilot Programs

Delegate Vallario moved that the House concur in the Senate amendments.

(Amendment ID: HB1325/458175/1)

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 1325
(Third Reading File Bill)

AMENDMENT NO. 1

On pages 1 and 2, strike beginning with "authorizing" in line 10 on page 1 down through "change;" in line 1 on page 2.

On page 2, strike in their entirety lines 7 through 16, inclusive; and strike in their entirety lines 19 and 20 and substitute:

"Section 3–8C–01 and 3–8C–02".

AMENDMENT NO. 2

On pages 2 through 7, strike in their entirety the lines beginning with line 34 on page 2 through line 3 on page 7, inclusive.

On pages 7 through 9, strike in their entirety the lines beginning with line 21 on page 7 through line 15 on page 9, inclusive.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1204)

AMENDED IN THE SENATE

House Bill 1427 – Chair, Judiciary Committee (By Request – Departmental – Human Resources)

AN ACT concerning

Family Law – Child Support – Collection Fee

Delegate Vallario moved that the House concur in the Senate amendments.

(Amendment ID: HB1427/178873/1)

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 1427
(Third Reading File Bill)

On page 1, in line 4, after the semicolon insert "providing for the termination of this Act;".

On page 2, in line 20, after the period insert "It shall remain effective for a period of 1 year and, at the end of September 30, 2008, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 97 Negative – 41 (See Roll Call No. 1205)

CONCURRENCE CALENDAR #8

AMENDED IN THE SENATE

House Bill 1247 – Delegates Conway, Aumann, Barkley, Barve, Bates, Bohanan, Busch, G. Clagett, DeBoy, Gutierrez, Guzzone, Haynes, Heller, James, Jones, Levy, Murphy, Proctor, Robinson, Schuh, Sophocleus, Stocksdale, and Wood

AN ACT concerning

Postretirement Health Benefits Trust Fund – Clarification

Delegate Conway moved that the House concur in the Senate amendments.

(Amendment ID: HB1247/199133/1)

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 1247
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after "circumstances;" insert "authorizing the Board of Trustees of the State Retirement and Pension System to adopt a trust document and regulations;".

AMENDMENT NO. 2

On page 2, in line 27, after "**2007**" insert "**AND FISCAL YEAR 2008**"; and in line 28, after "**2006**" insert "**OR CHAPTER OF THE ACTS OF 2007 (H.B. 50)**".

AMENDMENT NO. 3

On page 5, after line 6, insert:

"**(K) THE BOARD OF TRUSTEES MAY ADOPT A TRUST DOCUMENT AND REGULATIONS TO CARRY OUT THIS TITLE.**".

AMENDMENT NO. 4

On page 8, in lines 27 and 31, in each instance, strike "determination letter" and substitute "ruling".

The preceding 4 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1206)

AMENDED IN THE SENATE

House Bill 133 – The Speaker (By Request – Administration) and Delegates Busch, Haynes, ~~and McIntosh~~ McIntosh, Ali, Beidle, Bobo, Boteler, Cane, V. Clagett, Frush, Glassman, Glenn, Healey, Holmes, Hucker, Lafferty, Lawton, Malone, Montgomery, Niemann, O'Donnell, Shewell, Sossi, Stein, Stull, and Weir

AN ACT concerning

Natural Resources – Chesapeake Bay – Oyster Restoration

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0133/674337/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 133
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 19, after "harvesting;" insert "requiring the Department to provide certain publications to certain persons under certain circumstances; prohibiting a person from catching oysters for sale without providing certain certification to the Department;"; in line 29, after "oysters;" insert "requiring a certain amount of the oyster seed or spat produced at a certain laboratory to be made available to certain leaseholders for purchase;"; and in line 36, after "4–204(c)," insert "4–701(e)(2),".

AMENDMENT NO. 2

On page 8, after line 19, insert:

"4–701.

(e) (2) **(I)** A person may not catch oysters for sale without **[**possessing**]:**

1. **POSSESSING** a valid license under this section **[**and paying**];**

2. **PAYING** an annual surcharge of $300 **[**which shall be used by the Department only for oyster repletion activities**]; AND**

3. **CERTIFYING TO THE DEPARTMENT THAT THE PERSON RECEIVED THE PUBLICATIONS REQUIRED UNDER § 4–1006.2 OF THIS TITLE.**

(II) **THE DEPARTMENT SHALL USE THE SURCHARGES COLLECTED UNDER THIS PARAGRAPH ONLY FOR OYSTER REPLETION ACTIVITIES.**";

and strike beginning with "**THE**" in line 28 down through "**PERSON**" in line 29 and substitute "**A PERSON MAY CATCH OYSTERS UNDER A TIDAL FISH LICENSE THAT HAS AN OYSTER AUTHORIZATION AND FOR WHICH THE OYSTER SURCHARGES HAVE BEEN PAID**".

AMENDMENT NO. 3

On page 14, after line 8, insert:

"SECTION 3. AND BE IT FURTHER ENACTED, That one–tenth of the oyster seed or spat produced for planting in accordance with Section 1 of this Act at the University of Maryland Center for Environmental Science Horn Point Laboratory shall be made available for purchase to any leaseholder of land beneath the waters of the Chesapeake Bay and its tributaries who leased in accordance with Title 4, Subtitle 11A of the Natural Resources Article.";

in lines 9, 27, and 32, strike "3.", "4.", and "5.", respectively, and substitute "4.", "5.", and "6.", respectively; and in line 33, strike "4" and substitute "5".

The preceding 3 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1207)

AMENDED IN THE SENATE

House Bill 1284 – Delegates McHale, Anderson, Carter, Conaway, Hammen, Harrison, Haynes, Kirk, Krysiak, McIntosh, Oaks, Robinson, Rosenberg, Stukes, and Tarrant

AN ACT concerning

Ground Leases – Redemption – Preferred Interest Rate Loans

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB1284/344836/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1284
(Third Reading File Bill)

On page 2, in line 30, after "home**;**" insert "**AND**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1208)

AMENDED IN THE SENATE

House Bill 19 – Delegates Cardin, Morhaim, and Stein

AN ACT concerning

Task Force to Implement Holocaust, Genocide, Human Rights, and Tolerance Education – Membership

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB0019/914036/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 19
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "to" in line 5 down through "Education" in line 9.

AMENDMENT NO. 2

On page 2, in lines 4 and 10, in each instance, strike the bracket; in line 4, strike "two members" and substitute "**ONE MEMBER**"; strike beginning with "**THE**" in line 4 down through "**MEMBERS**" in line 5; in line 5, strike the colon and substitute a semicolon; strike in their entirety lines 6 through 9, inclusive; in line 10, strike "two members" and substitute "**ONE MEMBER**"; strike beginning with "**THE**" in line 10 down through "**MEMBERS**" in line 11; in line 11, strike the colon and substitute a semicolon; strike in their entirety lines 12 through 15, inclusive; and in line 25, strike "five" and substitute "**SEVEN**".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 135 Negative – 2 (See Roll Call No. 1209)

CONCURRENCE CALENDAR #10

AMENDED IN THE SENATE

House Bill 68 – Delegates Cane, Eckardt, Elmore, Haddaway, and Mathias

AN ACT concerning

Wicomico County – Alcoholic Beverages – Places of Public Entertainment and Unlicensed Establishments

Delegate Davis moved that the House concur in the Senate amendments.

(Amendment ID: HB0068/624439/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 68
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Wicomico County –"; in line 4, after "in" insert "Caroline County, Dorchester County, Kent County, Queen Anne's County, Somerset County, Talbot County,"; in the same line, after "County" insert ", or Worcester County"; in line 8, strike "Wicomico County" and substitute "certain counties"; in line 10, strike "a certain penalty" and substitute "certain penalties"; in line 12, after "in" insert "Caroline County, Dorchester County, Kent County, Queen Anne's County, Somerset County, Talbot County,"; in the same line, after "County" insert ", and Worcester County"; in line 15, after "Section" insert "20–103.1, 20–107.1, 20–108.2,"; in the same line, after "20–110" insert ", 20–111, 20–112, and 20–113"; and after line 17, insert:

"BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 20–105.1
Annotated Code of Maryland
(2005 Replacement Volume and 2006 Supplement)".

AMENDMENT NO. 2

On page 2, after line 1, insert:

"**20–103.1.**

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "PLACE OF PUBLIC ENTERTAINMENT" MEANS A BUSINESS ESTABLISHMENT THAT DOES NOT HOLD A LICENSE UNDER THIS ARTICLE AND THAT ALLOWS ON ITS PREMISES ANY FORM OF ATTIRE OR SEXUAL DISPLAY LISTED UNDER § 10–405(C) THROUGH (F) OF THIS ARTICLE.

(3) "SETUPS" INCLUDES DRINKING CONTAINERS AND ICE.

(B) THIS SECTION APPLIES ONLY IN CAROLINE COUNTY.

(C) (1) A PERSON MAY NOT SERVE OR DISPENSE SETUPS OR SERVE, DISPENSE, KEEP, OR ALLOW TO BE CONSUMED ANY ALCOHOLIC BEVERAGES OR OTHER COMPONENT PARTS OF MIXED ALCOHOLIC DRINKS IN A PLACE OF PUBLIC ENTERTAINMENT.

(2) A PERSON WHO OPERATES A BUSINESS ESTABLISHMENT FOR PROFIT THAT IS NOT LICENSED UNDER THIS ARTICLE MAY NOT KNOWINGLY ALLOW CUSTOMERS TO BRING ALCOHOLIC BEVERAGES FOR CONSUMPTION INTO THE ESTABLISHMENT.

(D) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 2 YEARS OR A FINE NOT EXCEEDING $10,000 OR BOTH.

20–105.1.

(a) **(1)** In this **[**section,**]** **SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

(2) **[**"bottle**]** **"BOTTLE** club" means a club, room, or premises:

[(1)**]** **(I)** That serves, sells, gives, or dispenses alcoholic beverages to its members or guests;

[(2)**]** **(II)** That keeps for its members or guests any alcoholic beverages;

[(3)**]** **(III)** That allows to be consumed by its members or guests on its premises any alcoholic beverages that have been reserved or purchased by the members or guests;

[(4)**]** **(IV)** At which patrons are served, given, or allowed to consume alcoholic beverages after legal closing hours from the supplies that the patrons have previously purchased or reserved; or

[(5)**]** **(V)** That sells, dispenses, or serves to, keeps for, or allows to be consumed any setups or other component parts of mixed alcoholic drinks by its members or guests.

(3) "PLACE OF PUBLIC ENTERTAINMENT" MEANS A BUSINESS ESTABLISHMENT THAT DOES NOT HOLD A LICENSE UNDER THIS ARTICLE AND THAT ALLOWS ON ITS PREMISES ANY FORM OF ATTIRE OR SEXUAL DISPLAY LISTED UNDER § 10–405(C) THROUGH (F) OF THIS ARTICLE.

(4) "SETUPS" INCLUDES DRINKING CONTAINERS AND ICE.

(b) This section applies only in Dorchester County.

(c) A bottle club may not evade the alcoholic beverage license laws, including those laws relating to hours of operation and the sale, giving, serving, dispensing, keeping, and allowing to be consumed on the premises of the club or on premises under its control or in its possession any alcoholic beverage, setups, or other component parts of mixed alcoholic drinks.

(d) **(1)** A person who operates a business establishment for profit that is not licensed under this article may not knowingly allow customers to bring alcoholic beverages for consumption into an unlicensed building.

(2) A PERSON MAY NOT SERVE OR DISPENSE SETUPS OR SERVE, DISPENSE, KEEP, OR ALLOW TO BE CONSUMED ANY ALCOHOLIC BEVERAGES OR OTHER COMPONENT PARTS OF MIXED ALCOHOLIC DRINKS IN A PLACE OF PUBLIC ENTERTAINMENT.

(e) On the filing of an application for a waiver of this section, the Board of License Commissioners may grant the waiver.

(f) The Board of License Commissioners shall adopt regulations to implement this section.

(g) A person who violates this section is guilty of a misdemeanor and on conviction is subject to **IMPRISONMENT NOT EXCEEDING 2 YEARS OR** a fine not exceeding $10,000 **OR BOTH**.

20–107.1.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "PLACE OF PUBLIC ENTERTAINMENT" MEANS A BUSINESS ESTABLISHMENT THAT DOES NOT HOLD A LICENSE UNDER THIS ARTICLE AND THAT ALLOWS ON ITS PREMISES ANY FORM OF ATTIRE OR SEXUAL DISPLAY LISTED UNDER § 10–405(C) THROUGH (F) OF THIS ARTICLE.

(3) "SETUPS" INCLUDES DRINKING CONTAINERS AND ICE.

(B) THIS SECTION APPLIES ONLY IN KENT COUNTY.

(C) (1) A PERSON MAY NOT SERVE OR DISPENSE SETUPS OR SERVE, DISPENSE, KEEP, OR ALLOW TO BE CONSUMED ANY ALCOHOLIC BEVERAGES OR OTHER COMPONENT PARTS OF MIXED ALCOHOLIC DRINKS IN A PLACE OF PUBLIC ENTERTAINMENT.

(2) A PERSON WHO OPERATES A BUSINESS ESTABLISHMENT FOR PROFIT THAT IS NOT LICENSED UNDER THIS ARTICLE MAY NOT KNOWINGLY ALLOW CUSTOMERS TO BRING ALCOHOLIC BEVERAGES FOR CONSUMPTION INTO THE ESTABLISHMENT.

(D) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 2 YEARS OR A FINE NOT EXCEEDING $10,000 OR BOTH.

20–108.2.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "PLACE OF PUBLIC ENTERTAINMENT" MEANS A BUSINESS ESTABLISHMENT THAT DOES NOT HOLD A LICENSE UNDER THIS ARTICLE AND THAT ALLOWS ON ITS PREMISES ANY FORM OF ATTIRE OR SEXUAL DISPLAY LISTED UNDER § 10–405(C) THROUGH (F) OF THIS ARTICLE.

(3) "SETUPS" INCLUDES DRINKING CONTAINERS AND ICE.

(B) THIS SECTION APPLIES ONLY IN QUEEN ANNE'S COUNTY.

(C) (1) A PERSON MAY NOT SERVE OR DISPENSE SETUPS OR SERVE, DISPENSE, KEEP, OR ALLOW TO BE CONSUMED ANY ALCOHOLIC BEVERAGES OR OTHER COMPONENT PARTS OF MIXED ALCOHOLIC DRINKS IN A PLACE OF PUBLIC ENTERTAINMENT.

(2) A PERSON WHO OPERATES A BUSINESS ESTABLISHMENT FOR PROFIT THAT IS NOT LICENSED UNDER THIS ARTICLE MAY NOT KNOWINGLY ALLOW CUSTOMERS TO BRING ALCOHOLIC BEVERAGES FOR CONSUMPTION INTO THE ESTABLISHMENT.

(D) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 2 YEARS OR A FINE NOT EXCEEDING $10,000 OR BOTH.

20–110.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "PLACE OF PUBLIC ENTERTAINMENT" MEANS A BUSINESS ESTABLISHMENT THAT DOES NOT HOLD A LICENSE UNDER THIS ARTICLE AND THAT ALLOWS ON ITS PREMISES ANY FORM OF ATTIRE OR SEXUAL DISPLAY LISTED UNDER § 10–405(C) THROUGH (F) OF THIS ARTICLE.

(3) "SETUPS" INCLUDES DRINKING CONTAINERS AND ICE.

(B) THIS SECTION APPLIES ONLY IN SOMERSET COUNTY.

(C) (1) A PERSON MAY NOT SERVE OR DISPENSE SETUPS OR SERVE, DISPENSE, KEEP, OR ALLOW TO BE CONSUMED ANY ALCOHOLIC BEVERAGES OR OTHER COMPONENT PARTS OF MIXED ALCOHOLIC DRINKS IN A PLACE OF PUBLIC ENTERTAINMENT.

(2) A PERSON WHO OPERATES A BUSINESS ESTABLISHMENT FOR PROFIT THAT IS NOT LICENSED UNDER THIS ARTICLE MAY NOT KNOWINGLY ALLOW CUSTOMERS TO BRING ALCOHOLIC BEVERAGES FOR CONSUMPTION INTO THE ESTABLISHMENT.

(D) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 2 YEARS OR A FINE NOT EXCEEDING $10,000 OR BOTH.

20–111.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "PLACE OF PUBLIC ENTERTAINMENT" MEANS A BUSINESS ESTABLISHMENT THAT DOES NOT HOLD A LICENSE UNDER THIS ARTICLE AND THAT ALLOWS ON ITS PREMISES ANY FORM OF ATTIRE OR SEXUAL DISPLAY LISTED UNDER § 10–405(C) THROUGH (F) OF THIS ARTICLE.

(3) "SETUPS" INCLUDES DRINKING CONTAINERS AND ICE.

(B) THIS SECTION APPLIES ONLY IN TALBOT COUNTY.

(C) (1) A PERSON MAY NOT SERVE OR DISPENSE SETUPS OR SERVE, DISPENSE, KEEP, OR ALLOW TO BE CONSUMED ANY ALCOHOLIC BEVERAGES OR OTHER COMPONENT PARTS OF MIXED ALCOHOLIC DRINKS IN A PLACE OF PUBLIC ENTERTAINMENT.

(2) A PERSON WHO OPERATES A BUSINESS ESTABLISHMENT FOR PROFIT THAT IS NOT LICENSED UNDER THIS ARTICLE MAY NOT KNOWINGLY ALLOW CUSTOMERS TO BRING ALCOHOLIC BEVERAGES FOR CONSUMPTION INTO THE ESTABLISHMENT.

(D) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 2 YEARS OR A FINE NOT EXCEEDING $10,000 OR BOTH.";

in line 2, strike "**20–110.**" and substitute "**20–112.**"; and after line 21, insert:

"**20–113.**

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "PLACE OF PUBLIC ENTERTAINMENT" MEANS A BUSINESS ESTABLISHMENT THAT DOES NOT HOLD A LICENSE UNDER THIS ARTICLE AND THAT ALLOWS ON ITS PREMISES ANY FORM OF ATTIRE OR SEXUAL DISPLAY LISTED UNDER § 10–405(C) THROUGH (F) OF THIS ARTICLE.

(3) "SETUPS" INCLUDES DRINKING CONTAINERS AND ICE.

(B) THIS SECTION APPLIES ONLY IN WORCESTER COUNTY.

(C) (1) A PERSON MAY NOT SERVE OR DISPENSE SETUPS OR SERVE, DISPENSE, KEEP, OR ALLOW TO BE CONSUMED ANY ALCOHOLIC BEVERAGES OR OTHER COMPONENT PARTS OF MIXED ALCOHOLIC DRINKS IN A PLACE OF PUBLIC ENTERTAINMENT.

(2) A PERSON WHO OPERATES A BUSINESS ESTABLISHMENT FOR PROFIT THAT IS NOT LICENSED UNDER THIS ARTICLE MAY NOT KNOWINGLY ALLOW CUSTOMERS TO BRING ALCOHOLIC BEVERAGES FOR CONSUMPTION INTO THE ESTABLISHMENT.

(D) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 2 YEARS OR A FINE NOT EXCEEDING $10,000 OR BOTH.".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1210)

AMENDED IN THE SENATE

House Bill 117 – Delegates Lee, Rudolph, Goldwater, Ali, Anderson, Aumann, Barkley, Bobo, Bronrott, Dumais, Frank, Gaines, Gilchrist, Harrison, Hecht, Howard, Hucker, Impallaria, Ivey, James, Kach, Kaiser, Kirk, Krysiak, Kullen, Lawton, Manno, McDonough, Montgomery, Nathan–Pulliam, Niemann, O'Donnell, Rice, Shank, Shewell, Simmons, Smigiel, Stifler, Stocksdale, Stukes, Taylor, F. Turner, Valderrama, Vallario, Vaughn, ~~and Waldstreicher~~ Waldstreicher, Braveboy, Burns, Davis, Haddaway, Love, Jameson, J. King, Mathias, McHale, Minnick, Walkup, Holmes, Costa, Dwyer, Eckardt, Elliott, Elmore, George, and Sossi

AN ACT concerning

Consumer Protection – Consumer Reporting Agencies – Security Freezes

Delegate Davis moved that the House concur in the Senate amendments.

(Amendment ID: HB0117/257374/1)

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 117
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "Agencies" insert "– Consumer Reports"; in line 7, after "received" insert "in certain manners"; in line 8, after "report;" insert "establishing an exception for a certain consumer reporting agency to the requirement to place a security freeze on a consumer report;"; in line 10, strike "provide" and substitute "release a consumer's consumer report or"; and in the same line, strike "in" and substitute "derived from".

On page 2, in line 3, strike the first "a"; in the same line, strike "number of business days" and substitute "time periods"; in line 6, strike ", with certain exceptions" and substitute "; authorizing a consumer reporting agency to develop certain procedures on or before a certain date"; strike beginning with "prohibiting" in line 7 down through "exceptions" in line 8 and substitute "establishing certain maximum fees for certain services relating to a security freeze; prohibiting the charging of fees by a consumer

reporting agency to a consumer who presents certain documentation to the consumer reporting agency"; and in line 10, after "times;" insert "providing that the exclusive remedy for a violation of a certain provision of this Act is to file a certain complaint with the Commissioner of Financial Regulation;".

AMENDMENT NO. 2

On page 4, in line 1, after "**(B)**" insert "**(1)**"; in lines 3, 8, 12, 14, 17, 20, 23, 25, and 28, strike "**(1)**", "**(2)**", "**(3)**", "**(4)**", "**(5)**", "**(6)**", "**(I)**", "**(II)**", and "**(III)**", respectively, and substitute "**(I)**", "**(II)**", "**(III)**", "**(IV)**", "**(V)**", "**(VI)**", "**1.**", "**2.**", and "**3.**", respectively.

On page 5, in lines 1, 3, 5, and 7, strike "**(7)**", "**(8)**", "**(9)**", and "**(10)**", respectively, and substitute "**(VII)**", "**(VIII)**", "**(IX)**", and "**(X)**", respectively; after line 10, insert:

"**(2) THIS SECTION DOES NOT APPLY TO:**

(I) A CHECK SERVICES OR FRAUD PREVENTION SERVICES COMPANY THAT ISSUES:

1. REPORTS ON INCIDENTS OF FRAUD; OR

2. AUTHORIZATIONS FOR THE PURPOSE OF APPROVING OR PROCESSING NEGOTIABLE INSTRUMENTS, ELECTRONIC FUNDS TRANSFERS, OR SIMILAR PAYMENT METHODS;

(II) A DEPOSIT ACCOUNT INFORMATION SERVICE COMPANY THAT ISSUES REPORTS REGARDING ACCOUNT CLOSURES DUE TO FRAUD, SUBSTANTIAL OVERDRAFTS, AUTOMATED TELLER MACHINE ABUSE, OR SIMILAR NEGATIVE INFORMATION REGARDING A CONSUMER TO INQUIRING BANKS OR OTHER FINANCIAL INSTITUTIONS FOR USE ONLY IN REVIEWING A CONSUMER REQUEST FOR A DEPOSIT ACCOUNT AT THE INQUIRING BANK OR FINANCIAL INSTITUTION; OR

(III) A CONSUMER REPORTING AGENCY DATABASE OR FILE THAT CONSISTS ENTIRELY OF CONSUMER INFORMATION CONCERNING, AND USED SOLELY FOR:

1. CRIMINAL RECORD INFORMATION;

2. PERSONAL LOSS HISTORY INFORMATION;

3. FRAUD PREVENTION OR DETECTION;

4. EMPLOYMENT SCREENING; OR

5. TENANT SCREENING.";

in line 14, strike "**SUBJECT**" and substitute "**BEGINNING JANUARY 1, 2010, SUBJECT**"; in the same line, strike "**(5)**" and substitute "**(6)**"; in line 25, strike "**IDENTIFICATION**" and substitute "**IDENTIFYING INFORMATION**"; and in line 27, strike "**A**" and substitute "**EXCEPT AS PROVIDED IN PARAGRAPH (5) OF THIS SUBSECTION, A**".

On page 6, in line 15, after "**REPORT**" insert "**TO A SPECIFIC PERSON OR**"; after line 19, insert:

"**(5) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, A CONSUMER REPORTING AGENCY IS NOT REQUIRED TO PLACE A SECURITY FREEZE ON A CONSUMER REPORT IF THE CONSUMER REPORTING AGENCY:**

1. ACTS ONLY AS A RESELLER OF CREDIT INFORMATION BY ASSEMBLING AND MERGING INFORMATION CONTAINED IN A DATABASE OF ANOTHER CONSUMER REPORTING AGENCY OR MULTIPLE CONSUMER REPORTING AGENCIES; AND

2. DOES NOT MAINTAIN A PERMANENT DATABASE OF CREDIT INFORMATION FROM WHICH NEW CONSUMER REPORTS ARE PRODUCED.

(II) A CONSUMER REPORTING AGENCY THAT ACTS AS A RESELLER OF CREDIT INFORMATION SHALL HONOR A SECURITY FREEZE PLACED ON A CONSUMER REPORT BY ANOTHER CONSUMER REPORTING AGENCY.";

in line 20, strike "**(5)**" and substitute "**(6)**"; in line 32, strike "**PROVIDE**" and substitute "**RELEASE A CONSUMER'S CONSUMER REPORT OR**"; and in the same line, strike "**IN**" and substitute "**DERIVED FROM**".

AMENDMENT NO. 3

On page 7, in line 18, after "**TO**" insert "**TEMPORARILY LIFT A SECURITY FREEZE TO**"; and in line 19, after "**ACCESSED**" insert "**BY A SPECIFIC PERSON OR**".

On page 8, in line 5, strike "**IDENTIFICATION**" and substitute "**IDENTIFYING INFORMATION**"; in line 9, after "**THE**" insert "**PERSON THAT IS TO RECEIVE THE CONSUMER REPORT OR THE**"; in line 12, strike "**OR (IV)**"; in line 14, strike "**5**" and substitute "**3**"; in line 16, after "**(II)**" insert "**1.**"; strike beginning with the colon in line 19 down through "**MADE**" in line 20 and substitute "**MADE**"; and in line 22, strike "**; AND**" and substitute a period.

On pages 8 and 9, strike in their entirety the lines beginning with line 23 on page 8 through line 20 on page 9, inclusive.

On page 9, in line 21, strike "**(IV)**" and substitute "**2.**"; in line 22, strike "**SUBPARAGRAPH (III)2**" and substitute "**SUBSUBPARAGRAPH 1**"; in line 23, strike "**PARAGRAPH**" and substitute "**SUBPARAGRAPH**"; and in lines 23 and 24, strike "**AUTHORIZED OR OTHERWISE**".

On page 10, in line 20, strike "**(C)(5)**" and substitute "**(C)(6)**"; and strike in their entirety lines 29 and 30 and substitute:

"**(2) IF A CONSUMER WANTS TO REMOVE A SECURITY FREEZE FROM THE CONSUMER'S CONSUMER REPORT, THE CONSUMER SHALL:**

(I) CONTACT THE CONSUMER REPORTING AGENCY BY:

1. MAIL IN THE MANNER PRESCRIBED BY THE CONSUMER REPORTING AGENCY;

2. TELEPHONE IN THE MANNER PRESCRIBED BY THE CONSUMER REPORTING AGENCY;

3. ELECTRONIC MAIL USING AN ELECTRONIC POSTMARK IF A SECURE ELECTRONIC MAIL CONNECTION IS MADE AVAILABLE TO THE CONSUMER BY THE CONSUMER REPORTING AGENCY; OR

4. ELECTRONIC REQUEST IF A SECURE CONNECTION IS MADE AVAILABLE ON THE WEBSITE OF THE CONSUMER REPORTING AGENCY;

(II) REQUEST THAT THE SECURITY FREEZE BE REMOVED; AND

(III) PROVIDE THE FOLLOWING TO THE CONSUMER REPORTING AGENCY:".

On page 11, in lines 1 and 2, strike "**(I)**" and "**(II)**", respectively, and substitute "**1.**" and "**2.**", respectively; in line 1, strike "**IDENTIFICATION**" and substitute "**IDENTIFYING INFORMATION**"; strike beginning with "**PARAGRAPHS**" in line 8 down through "**(4)**" in line 9 and substitute "**PARAGRAPH (2)**"; in line 13, after "**$5,**" insert "**FOR EACH PLACEMENT, TEMPORARY LIFT, OR REMOVAL OF A SECURITY FREEZE.**"; strike beginning with "**IF**" in line 13 down through "**FREEZE.**" in line 27; and in line 28, strike "**(4) A**" and substitute "**(3) NOTWITHSTANDING PARAGRAPH (2) OF THIS SUBSECTION, A**".

AMENDMENT NO. 4

On page 12, in line 14, strike "**AT NO CHARGE TO YOU**"; in line 16, after "**RELEASING**" insert "**YOUR CREDIT REPORT OR**"; in the same line, strike "**IN**" and substitute "**DERIVED FROM**"; in line 22, strike "**, BY TELEPHONE,**"; and in line 31, after "**REPORT**" insert "**TO A SPECIFIC PERSON OR**".

On page 13, in line 6, strike "**IDENTIFICATION**" and substitute "**IDENTIFYING INFORMATION**"; in line 8, after "**THE**" insert "**PERSON WHO IS TO RECEIVE THE CREDIT REPORT OR THE**"; in line 12, strike "**5**" and substitute "**3**"; in line 14, strike "**1, 2010**" and substitute "**31, 2009**"; in the same line, after "**REQUESTS.**" insert "**A CONSUMER REPORTING AGENCY MUST COMPLY WITH A REQUEST TO REMOVE A SECURITY FREEZE ON A CREDIT REPORT WITHIN 3 BUSINESS DAYS AFTER THE REQUEST IS RECEIVED.**"; in line 18, after "**FREEZE**" insert "**, EITHER COMPLETELY IF YOU ARE SEEKING CREDIT FROM A NUMBER OF SOURCES, OR JUST FOR A SPECIFIC CREDITOR IF YOU ARE APPLYING ONLY TO THAT CREDITOR,**"; and after line 18, insert:

"**A CONSUMER REPORTING AGENCY MAY CHARGE A REASONABLE FEE NOT EXCEEDING $5 FOR EACH PLACEMENT, TEMPORARY LIFT, OR REMOVAL OF A SECURITY FREEZE. HOWEVER, A CONSUMER REPORTING AGENCY MAY NOT CHARGE ANY FEE TO A CONSUMER WHO, AT THE TIME OF A REQUEST TO PLACE, TEMPORARILY LIFT, OR REMOVE A SECURITY FREEZE, PRESENTS TO THE CONSUMER REPORTING AGENCY A POLICE REPORT OF ALLEGED IDENTITY FRAUD AGAINST THE CONSUMER OR AN IDENTITY THEFT PASSPORT.** ".

On pages 13 and 14, strike in their entirety the lines beginning with line 27 on page 13 through line 28 on page 14, inclusive.

On page 15, in line 1, strike "**(L)**" and substitute "**(K)**"; in line 2, after "**REPORT**" insert "**SUBJECT TO A SECURITY FREEZE**"; in the same line, strike "**IN**" and substitute "**DERIVED FROM**"; in line 3, after "**REPORT**" insert "**SUBJECT TO A SECURITY FREEZE**"; in line 4, after "**AFTER**" insert "**DISCOVERING OR BEING NOTIFIED OF**"; in line 5, after "**CONSUMER**" insert "**IN WRITING**"; in line 8, after the second "**THE**" insert "**CONSUMER REPORT OR THE**"; and after line 23, insert:

"**(L) THE EXCLUSIVE REMEDY FOR A VIOLATION OF SUBSECTION (E)(2)(II) OF THIS SECTION SHALL BE A COMPLAINT FILED WITH THE COMMISSIONER UNDER § 14–1217 OF THIS SUBTITLE.**".

The preceding 4 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1211)

AMENDED IN THE SENATE

House Bill 208 – Delegates Howard, Ali, Aumann, Benson, Cane, Harrison, Haynes, Healey, Holmes, Kaiser, Kirk, Kullen, Lee, Pendergrass, Rice, Ross, Sossi, F. Turner, ~~and Vaughn~~ Vaughn, Braveboy, Burns, Feldman, Hecht, Jameson, Manno, Mathias, McHale, Rudolph, Shewell, and Walkup

AN ACT concerning

Consumer Protection – Personal Information Protection Act

Delegate Davis moved that the House concur in the Senate amendments.

(Amendment ID: HB0208/117473/1)

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 208

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after "to" insert "conduct a certain investigation and"; and in line 14, after "manner;" insert "requiring certain businesses to retain certain records for a certain period of time under certain circumstances;".

AMENDMENT NO. 2

On page 3, in line 18, after "**ACCOUNT;**" insert "**OR**"; and strike beginning with "**; OR**" in line 20 down through "**NUMBER**" in line 21.

AMENDMENT NO. 3

On pages 5 and 6, strike in their entirety the lines beginning with line 29 on page 5 through line 15 on page 6, inclusive, and substitute:

"**(B) (1) A BUSINESS THAT OWNS OR LICENSES COMPUTERIZED DATA THAT INCLUDES PERSONAL INFORMATION OF AN INDIVIDUAL RESIDING IN THE STATE, WHEN IT DISCOVERS OR IS NOTIFIED OF A BREACH OF THE SECURITY OF A SYSTEM, SHALL CONDUCT IN GOOD FAITH A REASONABLE AND PROMPT INVESTIGATION TO DETERMINE THE LIKELIHOOD THAT PERSONAL INFORMATION OF THE INDIVIDUAL HAS BEEN OR WILL BE MISUSED AS A RESULT OF THE BREACH.**

(2) IF AFTER THE INVESTIGATION IS CONCLUDED, THE BUSINESS DETERMINES THAT MISUSE OF THE INDIVIDUAL'S PERSONAL INFORMATION HAS OCCURRED OR IS REASONABLY LIKELY TO OCCUR AS A RESULT OF A BREACH OF THE SECURITY OF A SYSTEM, THE BUSINESS SHALL NOTIFY THE INDIVIDUAL OF THE BREACH.".

On page 6, in line 16, strike "**(2)**" and substitute "**(3)**"; in line 17, strike "**(1)**" and substitute "**(2)**"; strike beginning with "**DISCOVERS**" in line 20 down through "**SYSTEM**" in line 21 and substitute "**CONDUCTS THE INVESTIGATION REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION**"; after line 21, insert:

"**(4) IF AFTER THE INVESTIGATION REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION IS CONCLUDED, THE BUSINESS DETERMINES THAT NOTIFICATION UNDER PARAGRAPH (2) OF THIS SUBSECTION IS NOT REQUIRED, THE BUSINESS SHALL MAINTAIN RECORDS THAT REFLECT ITS DETERMINATION FOR 3 YEARS AFTER THE DETERMINATION IS MADE.**";

in line 25, after "**SYSTEM**" insert "**IF IT IS LIKELY THAT THE BREACH HAS RESULTED OR WILL RESULT IN THE MISUSE OF PERSONAL INFORMATION OF AN INDIVIDUAL RESIDING IN THE STATE**";

and after line 32, insert:

"**(3) A BUSINESS THAT IS REQUIRED TO NOTIFY AN OWNER OR LICENSEE OF PERSONAL INFORMATION OF A BREACH OF THE SECURITY OF A SYSTEM UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL SHARE WITH THE OWNER OR LICENSEE INFORMATION RELATIVE TO THE BREACH.**".

AMENDMENT NO. 4

On page 7, strike beginning with the first "**NOTICE**" in line 18 down through "**7001**" in line 20 and substitute "**MAIL TO THE MOST RECENT ELECTRONIC MAIL ADDRESS OF THE INDIVIDUAL IN THE RECORDS OF THE BUSINESS, IF:**

(I) THE INDIVIDUAL HAS EXPRESSLY CONSENTED TO RECEIVE ELECTRONIC NOTICE; OR

(II) THE BUSINESS CONDUCTS ITS BUSINESS PRIMARILY THROUGH INTERNET ACCOUNT TRANSACTIONS OR THE INTERNET";

in line 26, strike "**$125,000**" and substitute "**$100,000**"; and in line 27, strike "**250,000**" and substitute "**175,000**".

AMENDMENT NO. 5

On page 8, in line 10, strike "**SUBSECTIONS**" and substitute "**SUBSECTION**"; and in the same line, strike "**AND (C)**".

On page 9, in line 2, strike "**SUBSECTIONS**" and substitute "**SUBSECTION**"; and in the same line, strike "**AND (C)**".

The preceding 5 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1212)

AMENDED IN THE SENATE

House Bill 430 – Delegates Taylor, Hucker, Ali, Anderson, Barkley, Barnes, Barve, Benson, Bobo, Braveboy, Bronrott, Cane, V. Clagett, Conaway, Dumais, Feldman, Frush, Gaines, Gilchrist, Gutierrez, Harrison, Haynes, Hecht, Heller, Hixson, Holmes, Howard, Hubbard, Ivey, Jones, Kaiser, N. King, Kirk, Krysiak, Kullen, Lawton, Lee, Levi, Love, Manno, McIntosh, Mizeur, Montgomery, Niemann, Oaks, Olszewski, Pena–Melnyk, Pendergrass, Proctor, Ramirez, Rice, Riley, Ross, Schuler, Simmons, Stukes, F. Turner, Vallario, Vaughn, ~~and Waldstreicher~~ Waldstreicher, and Healey

AN ACT concerning

State Procurement Contracts – Living Wage

Delegate Davis moved that the House concur in the Senate amendments.

(Amendment ID: HB0430/757277/1)

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 430
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after "employers;" insert "authorizing the Commissioner to authorize, by regulation, certain reductions in certain wage rates;"; in line 9, after "circumstances;" insert "requiring the Commissioner to make certain assessments every five years;"; in line 10, strike "certain units of State government" and substitute "the Commissioner"; and strike beginning with "granting" in line 12 down through "association" in line 13 and substitute "requiring the Commissioner to conduct a certain study".

On page 2, in line 1, after "information;" insert "requiring the Commissioner to develop a certain notice and to make the notice available in certain manners;"; strike beginning with "prohibiting" in line 3 down through "action;" in line 4; in line 17, strike "12–101(c); and"; and in the same line, strike "18–110" and substitute "18–109".

AMENDMENT NO. 2

On pages 2 and 3, strike beginning with "12–101." in line 33 on page 2 down through "**ARTICLE.**" in line 5 on page 3.

On page 3, in line 12, after "**(C)**" insert "**(1)**"; and after line 13, insert:

"**(2) "EMPLOYER" DOES NOT INCLUDE A CONTRACTOR OR SUBCONTRACTOR THAT:**

(I) EMPLOYS 10 OR FEWER EMPLOYEES; AND

(II) HAS A STATE CONTRACT FOR SERVICES VALUED AT LESS THAN $500,000.".

AMENDMENT NO. 3

On page 4, in line 23, strike "**(D)**" and substitute "**(C)**".

On page 5, strike in their entirety lines 16 through 19, inclusive; in line 20, strike "**(D)**" and substitute "**(C)**"; and after line 29, insert:

"**(D) THE COMMISSIONER MAY AUTHORIZE, BY REGULATION, AN EMPLOYER TO REDUCE THE WAGE RATES PAID UNDER SUBSECTION (A) OF THIS SECTION BY NO MORE THAN 50 CENTS OF THE HOURLY COST OF THE EMPLOYER'S CONTRIBUTION TO AN EMPLOYEE'S DEFERRED COMPENSATION PLAN.**".

On page 6, after line 6, insert:

"**(C) THE COMMISSIONER EVERY 5 YEARS SHALL ASSESS THE APPROPRIATENESS OF:**

(1) THE MEASURES USED TO ADJUST THE WAGE RATES UNDER § 18–103(B) OF THIS SUBTITLE TO ENSURE THAT THE MEASURES ACCURATELY REFLECT THE WAGE RATES OF EMPLOYEES IN THE TIER 1 AREA AND TIER 2 AREA OF THE STATE; AND

(2) THE PLACEMENT OF COUNTIES IN THE TIER 1 AREA AND TIER 2 AREA.".

AMENDMENT NO. 4

On page 6, strike beginning with "**(A)**" in line 8 down through "**(B)**" in line 10; and strike beginning with "**POSTED**" in line 22 down through "**TITLE**" in line 24 and substitute "**:**

(1) DEVELOPED BY THE COMMISSIONER IN ENGLISH, SPANISH, AND ANY OTHER LANGUAGE COMMONLY USED BY EMPLOYEES AT A WORK SITE; AND

(2) (I) ON REQUEST OF AN EMPLOYER, PROVIDED WITHOUT CHARGE TO THE EMPLOYER; OR

(II) MADE AVAILABLE FOR DOWNLOAD ON THE INTERNET WITHOUT CHARGE".

AMENDMENT NO. 5

On page 9, strike in their entirety lines 7 through 13, inclusive.

AMENDMENT NO. 6

On page 10, after line 3, insert:

"SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) The Commissioner of Labor and Industry shall study the impact on the standard of living of employees that results from allowing an employer to reduce the living wage rates paid under Section 1 of this Act by all or part of the hourly cost of the employer's contribution to a deferred retirement plan of the employer's employees.

(b) The study required under subsection (a) of this section shall include a review of living wage requirements in other jurisdictions in Maryland and nationally.

(c) The Commissioner of Labor and Industry shall report the findings and recommendations resulting from the study required under subsection (a) of this section, in accordance with § 2–1246 of the State Government Article, to the Governor and the General Assembly by December 1, 2007.";

and in lines 4 and 8, strike "3." and "4.", respectively, and substitute "4." and "5.", respectively.

The preceding 6 amendments were read and concurred in.

(Amendment ID: HB0430/333521/1)

BY: Senator Kittleman

AMENDMENT TO HOUSE BILL 430
(Third Reading File Bill)

On page 5, in line 6, after "**INCREASE**" insert "**OR DECREASE**".

The preceding amendment was read and concurred in.

(Amendment ID: HB0430/303627/1)

BY: Senator Kittleman

AMENDMENTS TO HOUSE BILL 430, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Finance Committee Amendments (HB0430/757277/1), in line 4 of Amendment No. 1, strike "every five years" and substitute "at certain intervals".

AMENDMENT NO. 2

On page 2 of the Finance Committee Amendments, in line 10 of Amendment No. 3, strike "**5**" and substitute "**3**".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 91 Negative – 49 (See Roll Call No. 1213)

AMENDED IN THE SENATE

House Bill 1288 – Delegates Vaughn, Davis, Feldman, Hucker, Manno, Proctor, Ramirez, Ross, and Valderrama

AN ACT concerning

State Real Estate Commission – ~~Home Builders and~~ Sales Agents for Home Builders – Licensure

Delegate Davis moved that the House concur in the Senate amendments.

(Amendment ID: HB1288/644333/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1288
(Third Reading File Bill)

On page 1, in line 10, after "17–207," insert "17–301,"; and in line 16, strike "and 17–301".

On page 4, in line 1, strike the brackets.

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 137 Negative – 2 (See Roll Call No. 1214)

THE COMMITTEE ON WAYS AND MEANS REPORT #21

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 392 – Senators Kasemeyer, Astle, Brinkley, Brochin, Colburn, Conway, Currie, DeGrange, Della, Edwards, Exum, Forehand, Frosh, Garagiola, Gladden, Haines, Hogan, Hooper, Jones, Kelley, Kittleman, Klausmeier, Lenett, Madaleno, McFadden, Mooney, Munson, Muse, Peters, Pinsky, Pugh, Raskin, Robey, Rosapepe, Simonaire, Stoltzfus, Stone, ~~and Zirkin~~ Zirkin, Dyson, Britt, Harris, and Greenip

EMERGENCY BILL

AN ACT concerning

Election Law – Voting Systems – ~~Voter–Verified~~ Voter–Verifiable Paper Records

(Amendment ID: SB0392/185467/1)

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 392
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, strike beginning with "clarifying" in line 7 down through "disabilities" in line 9 and substitute "requiring that certain voting systems be accessible to certain individuals with disabilities; requiring the State Board to provide certain training on the voting system to election judges"; in line 24, after "9–102" insert "and 10–206".

AMENDMENT NO. 2

On page 14, strike beginning with "**, INCLUDING**" in line 8 down through "**DISABILITIES**" in line 16; after line 17, insert:

"**(F) A VOTING SYSTEM SELECTED, CERTIFIED, AND IMPLEMENTED UNDER THIS SECTION SHALL:**

(1) PROVIDE ACCESS TO VOTERS WITH DISABILITIES THAT IS EQUIVALENT TO ACCESS AFFORDED VOTERS WITHOUT DISABILITIES WITHOUT CREATING A SEGREGATED BALLOT FOR VOTERS WITH DISABILITIES;

(2) ENSURE THE INDEPENDENT, PRIVATE CASTING, INSPECTION, VERIFICATION, AND CORRECTION OF SECRET BALLOTS BY VOTERS WITH DISABILITIES IN AN ACCESSIBLE MEDIA BY BOTH VISUAL AND NONVISUAL MEANS, INCLUDING SYNCHRONIZED AUDIO OUTPUT AND ENHANCED VISUAL DISPLAY; AND

(3) COMPLY WITH BOTH THE AMERICANS WITH DISABILITIES ACT, P.L. 101–336, AND THE HELP AMERICA VOTE ACT, P.L. 107–252, INCLUDING ACCESSIBILITY STANDARDS ADOPTED AS PART OF THE VOLUNTARY VOTING SYSTEM GUIDELINES PURSUANT TO THE HELP AMERICA VOTE ACT.

(G) (1) AT LEAST ONE VOTING SYSTEM IN EACH POLLING PLACE ON ELECTION DAY SHALL PROVIDE ACCESS FOR VOTERS WITH DISABILITIES IN COMPLIANCE WITH SUBSECTION (F) OF THIS SECTION.

(2) THE STATE BOARD SHALL ENSURE THAT ADEQUATE BACKUP EQUIPMENT IS AVAILABLE AND CONTINGENCY PLANS ARE ESTABLISHED TO ENSURE COMPLIANCE WITH PARAGRAPH (1) OF THIS SUBSECTION.

(H) BEFORE THE SELECTION OF A VOTING SYSTEM, THE STATE BOARD SHALL:

(1) ENSURE THAT AN ACCESSIBLE VOTING SYSTEM CONFORMS TO THE ACCESS REQUIREMENTS OF THE VOLUNTARY VOTING SYSTEM GUIDELINES DEVELOPED IN ACCORDANCE WITH THE HELP AMERICA VOTE ACT IN EFFECT AT THE TIME OF SELECTION; AND

(2) CONDUCT AN ACCESSIBILITY AND USABILITY EVALUATION OF THE VOTING SYSTEM TO ASSESS ITS ACCESSIBILITY AND USABILITY BY VOTERS WITH DISABILITIES, INCLUDING:

(I) A PUBLIC DEMONSTRATION OF THE SYSTEM; AND

(II) AN EVALUATION BY INDIVIDUALS REPRESENTING A CROSS–SECTION OF VOTERS WITH DISABILITIES.".

AMENDMENT NO. 3

On page 14, in line 18, strike "**(F)**" and substitute "**(I)**".

AMENDMENT NO. 4

On page 15, after line 24, 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) The training materials utilized by the program may include:

(1) an instruction manual and other written directives;

(2) curriculum for training sessions; and

(3) audiovisuals.

(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) (1) THE STATE BOARD SHALL PROVIDE ELECTION JUDGES WITH UNIFORM STATEWIDE TRAINING ON THE VOTING SYSTEM, INCLUDING:

(I) ALL FEATURES OF THE VOTING SYSTEM THAT PROVIDE ACCESS TO VOTERS WITH DISABILITIES; AND

(II) THE RIGHTS OF VOTERS WITH DISABILITIES, INCLUDING THOSE RIGHTS GUARANTEED BY STATE AND FEDERAL LAW.

[(e)**]** **(F)** Each local board shall conduct election judge training based on the program developed by the State Board.

[(f)**]** **(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.".

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 552 – Senators Garagiola, Forehand, Hogan, Lenett, McFadden, Raskin, Rosapepe, ~~and Simonaire~~ Simonaire, Jones, and Madaleno

AN ACT concerning

Education – Relocatable Classrooms – Indoor Air Quality Standards

(Amendment ID: SB0552/165460/1)

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 552
(Third Reading File Bill)

On page 4, in line 5, after "purchased" insert "or leased".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 907 – Senators Currie, Hogan, and McFadden

AN ACT concerning

Budget Accountability – Master Plans ~~– Submission~~ and Evaluations

(Amendment ID: SB0907/375861/1)

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 907
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after "dates;" insert "repealing a certain provision of law authorizing the State Board of Education to withhold State funds from a county board under certain circumstances;".

AMENDMENT NO. 2

On pages 6 and 7, strike in their entirety the lines beginning with line 30 on page 6 through line 3 on page 7, inclusive.

On page 7, in lines 4, 9, 13, and 15, strike "(l)", "(m)", "(n)", and "(o)", respectively, and substitute "**(K)**", "**(L)**", "**(M)**", and "**(N)**", respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #23

CONSENT CALENDAR #15

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Environmental Matters:

Senate Bill 535 – Senators Klausmeier and Exum

AN ACT concerning

Public Safety – Carbon Monoxide Alarms

The Bill was re–referred to the Committee on Environmental Matters.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Judiciary:

Senate Bill 802 – Senator Pugh

AN ACT concerning

Baltimore City – Released Inmates – Identification Card Pilot Program

The Bill was re–referred to the Committee on Judiciary.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Economic Matters:

Senate Bill 806 – Senator McFadden

AN ACT concerning

Baltimore City – Alcoholic Beverages Act of 2007

The Bill was re–referred to the Committee on Economic Matters.

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Economic Matters:

Senate Bill 1036 – Senators DeGrange and Astle

EMERGENCY BILL

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Immediate Suspension of Licenses

The Bill was re–referred to the Committee on Economic Matters.

CONCURRENCE CALENDAR #11

AMENDED IN THE SENATE

House Bill 503 – Prince George's County Delegation

AN ACT concerning

Prince George's County – Alcoholic Beverages – Class B–DD (Development District) License

PG 304–07

Delegate Davis moved that the House concur in the Senate amendments.

(Amendment ID: HB0503/934731/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 503
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, strike "certain areas" and substitute "a certain area"; strike beginning with "repealing" in line 14 down through "license;" in line 15 and substitute "limiting the number of Class B–DD licenses that a license holder in a certain area may hold for restaurants in that area; authorizing the Board of License Commissioners to revoke a license to enforce certain provisions; requiring certain restaurants to submit a certain monthly report to the Board of License Commissioners;"; in line 17, strike "certain areas, including in"; in the same line, strike "area," and substitute "area as the area"; and strike beginning with "repealing" in line 18 down through "circumstances;" in line 19.

On page 2, in line 10, after "6–201(r)(15)" insert "and 9–217(f)(7)"; strike in their entirety lines 13 through 17, inclusive; in line 20, strike the first "and"; and in the same line, after "and (5)" insert ", and 10–401(g)(5)".

AMENDMENT NO. 2

On page 3, in line 2, strike "**§ 9–217(F)(5)**" and substitute "**§ 9–217(F)(7)**"; in line 14, strike "**§ 9–217(F)(5)(II)1D**" and substitute "**§ 9–217(F)(7)**"; in line 15, strike "**ISSUANCE, THERE ARE FIVE**" and substitute "**ISSUANCE:**

A. THERE ARE FOUR";

in line 16, strike "**AREA.**" and substitute "**AREA; OR**

B. THE APPLICANT FOR THAT LICENSE IS THE LICENSE HOLDER OF THREE CLASS B–DD LICENSES FOR RESTAURANTS OPERATING WITHIN THAT AREA.";

and after line 22, insert:

"**(IX) 1. A RESTAURANT IN THE CAPITAL PLAZA COMMERCIAL AREA DESCRIBED IN § 9–217(F)(7) OF THIS ARTICLE IS NOT ELIGIBLE FOR A CLASS B–DD LICENSE UNLESS:**

A. IT SATISFIES ALL OF THE REQUIREMENTS SET FORTH IN PARAGRAPH (1)(II)3 OF THIS SUBSECTION; AND

B. ITS AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD AND NONALCOHOLIC BEVERAGES EXCEED ITS AVERAGE DAILY RECEIPTS FROM THE SALE OF ALCOHOLIC BEVERAGES.

2. THE BOARD OF LICENSE COMMISSIONERS MAY REVOKE A LICENSE IN ORDER TO ENFORCE THE PROVISIONS OF THIS SUBPARAGRAPH.

3. A LICENSE HOLDER FOR A RESTAURANT DESCRIBED IN SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH SHALL SUBMIT A MONTHLY REPORT TO THE BOARD OF LICENSE COMMISSIONERS OF THE RESTAURANT'S AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD AND NONALCOHOLIC BEVERAGES AND THE RESTAURANT'S AVERAGE DAILY RECEIPTS FROM THE SALE OF ALCOHOLIC BEVERAGES TO VERIFY THAT THE RESTAURANT HAS MET THE REQUIREMENTS OF SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH.".

On pages 3 and 4, strike in their entirety the lines beginning with line 23 on page 3 through line 17 on page 4, inclusive.

On page 5 in lines 27, 28, and 31, on page 6 in lines 8 and 23, and on page 7 in line 20, in each instance, strike the bracket.

On page 5, in line 13, after "This" insert "**SUBSECTION**"; in line 28, strike "**THE**"; and strike beginning with "**ISSUE**" in line 31 down through "**RESTAURANT**" in line 32.

On page 6, strike in their entirety lines 13 through 17, inclusive.

On page 7, after line 20, insert:

"**(7) SUBJECT TO § 6–201(R)(15) OF THIS ARTICLE, THE BOARD OF LICENSE COMMISSIONERS MAY ISSUE UP TO FOUR CLASS B–DD (DEVELOPMENT**

DISTRICT) LICENSES FOR RESTAURANTS LOCATED WITHIN THE CAPITAL PLAZA COMMERCIAL AREA, CONSISTING OF COMMERCIAL PROPERTIES WITHIN THE AREA BOUNDED BY THE BALTIMORE–WASHINGTON PARKWAY ON THE WEST AND NORTHWEST, MARYLAND ROUTE 450 ON THE SOUTH, AND COOPER LANE ON THE EAST AND NORTHEAST.

10–401.

(g) (5) In addition to the above, the Board may revoke the license of a licensee for:

(i) A felony conviction of a licensee or any stockholder of a corporation having the use of an alcoholic beverages license; **[**or**]**

(ii) **FAILURE TO COMPLY WITH § 6–201(R)(15)(IX) OF THIS ARTICLE; OR**

(III) Closing the licensed premises for more than 30 days without the Board's permission. The Board may allow a closing of the licensed premises for a reasonable period of time.".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 1215)

AMENDED IN THE SENATE

House Bill 164 – Delegates N. King, Ali, Barkley, Barve, Bronrott, Dumais, Elmore, Feldman, Gilchrist, Hixson, Ivey, Jennings, Kaiser, Kramer, Lawton, Love, Montgomery, Olszewski, Rice, Ross, Waldstreicher, ~~and Walker~~ Walker, Bartlett, Cardin, George, Howard, Krebs, McKee, Murphy, Stukes, and F. Turner

AN ACT concerning

Education – Relocatable Classrooms – Indoor Air Quality Standards

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB0164/959031/1)

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 164
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after "Services" insert "and the Department of Housing and Community Development"; and in line 6, after "classrooms;" insert "providing for the application of this Act;".

On pages 1 and 2, strike in their entirety the lines beginning with line 13 on page 1 through line 2 on page 2, inclusive, and substitute:

"BY adding to
Article – Education
Section 5–301(b–1)
Annotated Code of Maryland
(2006 Replacement Volume)".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 9 through 21, inclusive, and substitute:

"**(B–1) THE BOARD OF PUBLIC WORKS, IN CONSULTATION WITH THE DEPARTMENT OF GENERAL SERVICES AND THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT, SHALL ADOPT REGULATIONS ESTABLISHING CRITERIA DESIGNED TO ENHANCE INDOOR AIR QUALITY FOR THE OCCUPANTS OF RELOCATABLE CLASSROOMS PURCHASED OR LEASED USING STATE OR LOCAL FUNDS, INCLUDING SPECIFICATIONS THAT:**";

and in lines 22, 24, and 28, strike "**1.**", "**2.**", and "**3.**", respectively, and substitute "**(1)**", "**(2)**", and "**(3)**", respectively.

On page 3, in lines 1, 3, and 6, respectively, strike "**4.**", "**5.**", and "**6.**", respectively, and substitute "**(4)**", "**(5)**", and "**(6)**", respectively; in line 3, strike "**AN**"; in

line 4, strike "**SYSTEM**" and substitute "**SYSTEMS**"; strike in their entirety lines 9 through 23, inclusive, and substitute:

"SECTION 2. AND BE IT FURTHER ENACTED, That 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 relocatable classrooms purchased before the effective date of this Act.";

and in line 24, strike "2." and substitute "3.".

The preceding 2 amendments were read and concurred in.

(Amendment ID: HB0164/963323/1)

BY: Senator Hogan

AMENDMENT TO HOUSE BILL 164, AS AMENDED

On page 2 of the Budget and Taxation Committee Amendments (HB0164/959031/1), in line 7 of Amendment No. 2, after "purchased" insert "or leased".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 1216)

AMENDED IN THE SENATE

House Bill 204 – Delegates Rice, Ali, Barkley, Barnes, Bronrott, Cardin, Dumais, Feldman, Gutierrez, Hixson, Hucker, Ivey, N. King, Kipke, Kramer, Lawton, Manno, Mizeur, Olszewski, Pena–Melnyk, Ross, Schuler, Stukes, Tarrant, Taylor, Valderrama, Vaughn, Waldstreicher, ~~and Walker~~ Walker, Bartlett, Barve, Elmore, George, Gilchrist, Howard, Jennings, Kaiser, Krebs, McKee, Murphy, and F. Turner

AN ACT concerning

~~Tax Credit – Student Textbooks~~
Task Force to Study the Cost of Textbooks for Higher Education

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB0204/444639/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 204
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 3 in its entirety and substitute:

"Higher Education – Study of the Cost of Textbooks for Higher Education".

On pages 1 and 2, strike beginning with line 11 on page 1 through line 4 on page 2, inclusive, and substitute:

"FOR the purpose of requiring the Department of Legislative Services, with the assistance of certain committees, to study and compile certain information regarding certain costs associated with textbooks for higher education on or before a certain date; and generally relating to the cost of textbooks for higher education.".

AMENDMENT NO. 2

On pages 3 through 6, strike in their entirety the lines beginning with line 16 on page 3 through line 5 on page 6, inclusive, and substitute:

"SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That on or before November 1, 2007, the Department of Legislative Services, with the assistance of the Senate Education, Health, and Environmental Affairs Committee and the House Committee on Ways and Means, shall study and compile information on:

(1) retail prices of textbooks for higher education students in the State, including average and median prices for undergraduate, graduate, and community college student textbooks;

(2) factors that impact retail prices of textbooks, including:

(i) how professors choose textbooks for their classes;

(ii) the amount retail booksellers increase retail prices above publishers' list prices;

(iii) publishers' methods of setting list prices;

(iv) barriers to competition; and

(v) publishers' methods of marketing textbooks to professors;

(3) the advantages and disadvantages of posting textbook information online as proposed by Senate Bill 166 from the 2007 Legislative Session; and

(4) the advantages and disadvantages of requiring tuition to cover the cost of textbooks as proposed by Senate Bill 785 from the 2007 Legislative Session.".

On page 6, strike beginning with "It" in line 7 down through "effect." in line 9.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1217)

AMENDED IN THE SENATE

House Bill 619 – Delegates Kelly, Ali, Anderson, Aumann, Barkley, Barnes, Bartlett, Barve, Bates, Beidle, Beitzel, Benson, Bobo, Bohanan, Boteler, Branch, Braveboy, Bromwell, Bronrott, Burns, Cane, Carter, G. Clagett, V. Clagett, Conaway, Conway, Costa, Davis, DeBoy, Donoghue, Dumais, Dwyer, Eckardt, Elliott, Elmore, Feldman, Frank, Gaines, George, Gilchrist, Glassman, Glenn, Goldwater, Griffith, Gutierrez,

Guzzone, Haddaway, Hammen, Harrison, Haynes, Healey, Hecht, Heller, Holmes, Howard, Hubbard, Hucker, Impallaria, Ivey, James, Jameson, Jennings, Jones, Kach, Kaiser, J. King, N. King, Kipke, Kirk, Kramer, Krebs, Krysiak, Kullen, Lafferty, Lawton, Lee, Levy, Love, Malone, Manno, McComas, McConkey, McDonough, McHale, McIntosh, McKee, Miller, Minnick, Mizeur, Montgomery, Morhaim, Murphy, Myers, Nathan–Pulliam, Niemann, Oaks, O'Donnell, Olszewski, Pena–Melnyk, Pendergrass, Proctor, Rice, Riley, Robinson, Rosenberg, Ross, Rudolph, Schuh, Schuler, Shank, Shewell, Simmons, Smigiel, Sophocleus, Sossi, Stein, Stifler, Stocksdale, Stukes, Stull, Tarrant, Taylor, F. Turner, Valderrama, Vallario, Vaughn, Waldstreicher, Walker, Walkup, Weir, Weldon, and Wood

AN ACT concerning

Public Schools – County Superintendent of Schools – Notification of Criminal Charges

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB0619/608574/1)

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 619
(Third Reading File Bill)

On page 3, in line 15, after "**CHARGES**" insert "**THAT ARE PUNISHABLE BY A PERIOD OF INCARCERATION**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 1218)

AMENDED IN THE SENATE

House Bill 654 – Prince George's County Delegation

AN ACT concerning

Prince George's County – Transfer Tax – Deputy Sheriffs

PG 409–07

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB0654/479131/1)

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 654
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike "and a certain tax rate reduction".

AMENDMENT NO. 2

On page 2, strike beginning with "**OR**" in line 21 down through "**SHERIFF'S**" in line 22.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1219)

AMENDED IN THE SENATE

House Bill 1186 – Chair, Economic Matters Committee (By Request – Departmental – Business and Economic Development)

AN ACT concerning

Business and Economic Development – Financing Transactions

Delegate Davis moved that the House not concur in the Senate amendments.

(Amendment ID: HB1186/457777/1)

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1186
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "altering" in line 8 down through "Fund;" in line 10.

AMENDMENT NO. 2

On pages 7 and 8, strike in their entirety the lines beginning with line 28 on page 7 through line 5 on page 8, inclusive.

The preceding 2 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB 1186**
SPONSOR: Chr ECM (Dept)
SUBJECT: Business and Economic Development – Financing Transactions

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 282** SPONSOR: **Delegate Hammen**

SUBJECT: **State Board of Physicians – Sunset Extension and Program Evaluation**

THIRD READING CALENDAR HOUSE NO. **17** SENATE NO. **28**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the attached Education, Health, and Environmental Affairs Committee Amendments (HB0282/194138/1) be adopted; and

(2) That the attached Conference Committee Amendments (HB0282/383526/1) be adopted.

(Amendment ID: HB0282/194138/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 282
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after "circumstances;" insert "altering the percentages of certain fees required to be distributed in certain fiscal years from the Board to the Office of Student Financial Assistance within the Maryland Higher Education Commission for certain uses under certain circumstances;".

On page 2, in line 5, after "penalty" insert "in lieu of certain sanctions"; in line 19, after "circumstances;" insert "prohibiting certain stays of challenges because of the selection of certain peer reviewers prior to certain filings;"; and strike beginning with "modifying" in line 33 down through "profiles" in line 35 and substitute "repealing the requirement that certain medical malpractice settlement information be available as part of a licensee's public individual profile; requiring the Board to provide certain notification regarding certain malpractice settlement information on the Board's Internet site; requiring the Board to provide certain information within a certain period of time".

On page 3, strike beginning with "requiring" in line 5 down through "circumstances;" in line 7; in line 23, after "date;" insert "requiring the Board to provide certain training to certain personnel of the Office of Administrative Hearings;"; in line

26, after "date;" insert "requiring the Board to submit a certain report regarding certain disagreement among certain peer reviewers on or before a certain date; requiring the Governor to include funding for certain new regular positions for the Board in the annual budget bill for a certain fiscal year; requiring the Chief Administrative Law Judge to designate certain administrative law judges to hear certain cases referred by the Board;"; in line 32, strike "14–405,"; in line 33, strike "14–411(b) and (c)" and substitute "14–411(c)"; in the same line, strike "14–411.1(b)(4)," and substitute "14–411.1(b), (c), and (d),"; in line 39, after "14–411(a)" insert "and (b)"; and in the same line, strike "14–411.1(b)(3),".

AMENDMENT NO. 2

On page 7, in line 26, after the second "the" insert "**JANET L. HOFFMAN**".

On page 8, in line 1, strike "14" and substitute "**EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, 10**"; after line 13, insert:

"**(II) 1. FOR FISCAL 2008, IF THE GOVERNOR DOES NOT INCLUDE IN THE STATE BUDGET THE FUNDS SPECIFIED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE COMPTROLLER SHALL DISTRIBUTE 14 PERCENT OF THE FEES RECEIVED FROM THE BOARD TO THE OFFICE OF STUDENT FINANCIAL ASSISTANCE TO BE USED AS PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.**

2. FOR FISCAL 2009, IF THE GOVERNOR DOES NOT INCLUDE IN THE STATE BUDGET THE FUNDS SPECIFIED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE COMPTROLLER SHALL DISTRIBUTE 12 PERCENT OF THE FEES RECEIVED FROM THE BOARD TO THE OFFICE OF STUDENT FINANCIAL ASSISTANCE TO BE USED AS PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.";

in line 14, strike "(ii)" and substitute "**(III)**"; and in line 16, after the second "the" insert "**JANET L. HOFFMAN**".

AMENDMENT NO. 3

On page 11, in line 26, after "**CREDIT**" insert "**IN LIEU OF A SANCTION UNDER § 14–404 OF THIS TITLE**".

AMENDMENT NO. 4

On page 15, in line 5, strike "their own licenses" and substitute "**THE PEER REVIEWER'S OWN LICENSE**"; and in line 8, after "**LICENSED**" insert "**AND ENGAGED IN THE PRACTICE OF MEDICINE WITHIN THE PAST YEAR**".

AMENDMENT NO. 5

On pages 19 and 20, strike in their entirety the lines beginning with line 13 on page 19 through line 2 on page 20, inclusive.

AMENDMENT NO. 6

On page 20, after line 23, insert:

"(1) A description of any disciplinary action taken by the Board against the licensee within the most recent 10–year period that includes a copy of the public order;

(2) A description in summary form of any final disciplinary action taken by a licensing board in any other state or jurisdiction against the licensee within the most recent 10–year period;";

and strike in their entirety lines 27 through 29, inclusive, and substitute:

"**[**(5)**]** **(4)** A description of a conviction or entry of a plea of guilty or nolo contendere by the licensee for a crime involving moral turpitude reported to the Board under § 14–413(b) of this subtitle; and

[(6)**]** **(5)** Medical education and practice information about the licensee including:

(i) The name of any medical school that the licensee attended and the date on which the licensee graduated from the school;

(ii) A description of any internship and residency training;

(iii) A description of any specialty board certification by a recognized board of the American Board of Medical Specialties or the American Osteopathic Association;

(iv) The name of any hospital where the licensee has medical privileges as reported to the Board under § 14–413 of this subtitle;

(v) The location of the licensee's primary practice setting; and

(vi) Whether the licensee participates in the Maryland Medical Assistance Program.

(c) In addition to the requirements of subsection (b) of this section, the Board shall:

(1) Provide appropriate and accessible Internet links from the Board's Internet site:

(i) To the extent available, to the appropriate portion of the Internet site of each health maintenance organization licensed in this State which will allow the public to ascertain the names of the physicians affiliated with the health maintenance organization; and

(ii) To the appropriate portion of the Internet site of the American Medical Association; **[**and**]**

(2) Include a statement on each licensee's profile of information to be taken into consideration by a consumer when viewing a licensee's profile, including factors to consider when evaluating a licensee's malpractice data**; AND**

(3) PROVIDE ON THE BOARD'S INTERNET SITE:

(I) NOTIFICATION THAT A PERSON MAY CONTACT THE BOARD BY TELEPHONE, ELECTRONIC MAIL, OR WRITTEN REQUEST TO FIND OUT WHETHER THE NUMBER OF MEDICAL MALPRACTICE SETTLEMENTS INVOLVING A PARTICULAR LICENSEE TOTALS THREE OR MORE WITH A SETTLEMENT AMOUNT OF $150,000 OR GREATER WITHIN THE MOST RECENT 10–YEAR PERIOD AS REPORTED TO THE BOARD; AND

(II) A TELEPHONE NUMBER, ELECTRONIC MAIL ADDRESS, AND PHYSICAL ADDRESS THROUGH WHICH A PERSON MAY CONTACT THE BOARD TO

REQUEST THE INFORMATION REQUIRED TO BE PROVIDED UNDER ITEM (I) OF THIS ITEM.

(d) The Board:

(1) On receipt of a written request for a licensee's profile from any person, shall forward a written copy of the profile to the person; **[**and**]**

(2) Shall maintain a website that serves as a single point of entry where all physician profile information is available to the public on the Internet**; AND**

(3) ON RECEIPT OF A VERBAL, ELECTRONIC, OR WRITTEN REQUEST IN ACCORDANCE WITH SUBSECTION (C)(3) OF THIS SECTION, SHALL PROVIDE THE INFORMATION WITHIN 2 BUSINESS DAYS OF THE REQUEST.".

AMENDMENT NO. 7

On page 24, in line 30, after "**THE**" insert "**JANET L. HOFFMAN**".

On page 25, in line 4, strike "**14**" and substitute "**EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, 10**"; after line 19, insert:

"**(II) 1. FOR FISCAL 2008, IF THE GOVERNOR DOES NOT INCLUDE IN THE STATE BUDGET THE FUNDS SPECIFIED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE COMPTROLLER SHALL DISTRIBUTE 14 PERCENT OF THE FEES RECEIVED FROM THE BOARD TO THE OFFICE OF STUDENT FINANCIAL ASSISTANCE TO BE USED AS PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.**

2. FOR FISCAL 2009, IF THE GOVERNOR DOES NOT INCLUDE IN THE STATE BUDGET THE FUNDS SPECIFIED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE COMPTROLLER SHALL DISTRIBUTE 12 PERCENT OF THE FEES RECEIVED FROM THE BOARD TO THE OFFICE OF STUDENT FINANCIAL ASSISTANCE TO BE USED AS PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.";

in line 20, strike "**(II)**" and substitute "**(III)**"; and in line 23, after "**THE**" insert "**JANET L. HOFFMAN**".

AMENDMENT NO. 8

On page 29, after line 16, insert:

"SECTION 4. AND BE IT FURTHER ENACTED, That the Chief Administrative Law Judge shall designate a pool of administrative law judges in the Office of Administrative Hearings to hear cases referred to it by the State Board of Physicians.

SECTION 5. AND BE IT FURTHER ENACTED, That the State Board of Physicians shall provide training at least annually to the personnel of the Office of Administrative Hearings in order to improve the quality and efficiency of the hearings in physician discipline cases. The training shall include medical terminology, medical ethics, and, to the extent practicable, descriptions of basic medical and surgical procedures currently in use.";

in lines 17 and 30, strike "4." and "5.", respectively, and substitute "6." and "9.", respectively; and after line 29, insert:

"SECTION 7. AND BE IT FURTHER ENACTED, That the State Board of Physicians shall submit a report to the Governor and, in accordance with § 2–1246 of the State Government Article, to the General Assembly, on or before December 31, 2008, regarding:

(1) how many complaints reviewed by two peer reviewers resulted in disagreement between the peer reviewers; and

(2) of these complaints, how many resulted in charges being brought against a licensee.

SECTION 8. AND BE IT FURTHER ENACTED, That for fiscal 2009, the Governor shall include in the annual budget bill funding for an additional 7 new regular positions as compliance analysts for the State Board of Physicians, to be fully funded by the Board of Physicians Fund established under § 14–207 of the Health Occupations Article, in order to efficiently investigate complaints and protect the health, safety, and welfare of the public.".

On page 30, in line 1, strike "6." and substitute "10.".

(Amendment ID: HB0282/383526/1)

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 282, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Education, Health, and Environmental Affairs Committee Amendments (HB0282/194138/1), in Amendment No. 1, strike beginning with "requiring" in line 19 down through "year;" in line 10.

AMENDMENT NO. 2

On page 2 of the Education, Health, and Environmental Affairs Committee Amendments, in line 3 of Amendment No. 2, strike "**10**" and substitute "**12**"; in line 4, strike "**1.**"; and strike beginning with "**2.**" in line 10 down through "**PARAGRAPH.**" in line 15.

AMENDMENT NO. 3

On page 3 of the Education, Health, and Environmental Affairs Committee Amendments, in line 3 of Amendment No. 4, strike "**WITHIN THE PAST YEAR**".

AMENDMENT NO. 4

On page 5 of the Education, Health, and Environmental Affairs Committee Amendments, in line 6 of Amendment No. 6, strike "**10–YEAR**" and substitute "**5–YEAR**".

AMENDMENT NO. 5

On page 6 of the Education, Health, and Environmental Affairs Committee Amendments, in line 2 of Amendment No. 7, strike "**10**" and substitute "**12**"; in line 3, strike "**1.**"; and strike beginning with "**2.**" in line 9 down through "**PARAGRAPH.**" in line 14.

AMENDMENT NO. 6

On page 7 of the Education, Health, and Environmental Affairs Committee Amendments, in Amendment No. 8, strike beginning with "SECTION" in line 14 down through "public." in line 19; and in line 20, strike "10." and substitute "9.".

AMENDMENT NO. 7

On page 29 of the bill, in line 30, strike "9." and substitute "8.".

Senate Members:	House Members:
Chairman, **Roy P. Dyson**	Chairman, **John P. Donoghue**
Bobby A. Zirkin	did not sign **Shane E. Pendergrass**
Andrew P. Harris	**Wade Kach**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1220)

The Bill was then sent to the Senate.

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 54	Del. Elmore
HB 351	Del. George
HB 413	Del. Love
HB 708	Montgomery/PG Co. Del.
HB 756	Del. Beitzel
HB 876	Del. Lawton
HB 922	Del. Hucker
HB 949	Del. Stein
HB 1046	Del. Mizeur
HB 1239	Prince George's Del.
HB 1321	Ch., Econ Matters Co.
HB 1356	Allegany County Del.
HB 1424	Ch. Hlth & Govt Ops

Read and ordered journalized.

THE COMMITTEE ON JUDICIARY REPORT #22

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 83 – Senator Zirkin

AN ACT concerning

Sexual Offenders – Evaluation Before Sentencing

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 359 – Senator Zirkin

AN ACT concerning

Department of Juvenile Services – Reorganization and Regionalization

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 632 – Senator Jacobs and the President (By Request – ~~Administration, Attorney General, and Maryland State's Attorneys' Association)~~ Administration and Attorney General) and Senators Brochin, Haines, Simonaire, and Stone

AN ACT concerning

Maryland Gang Prosecution Act of 2007

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #26

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

Senate Bill 400 – Senators Pipkin, Astle, Della, Exum, Garagiola, Kelley, Klausmeier, ~~and Middleton~~ Middleton, and Pugh

EMERGENCY BILL

AN ACT concerning

Electric Industry Restructuring – Proceedings – Review and Evaluation

(Amendment ID: SB0400/143794/1)

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 400
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "prohibiting" in line 9 down through "program;" in line 12; and in line 15, after "goal;" insert "requiring the Commission to convene one or more workgroups to study and make recommendations on certain matters concerning the availability of adequate generation and transmission assets in the State;".

On page 2, in line 1, after "assessment" insert ", subject to certain limitations"; in line 6, after "to" insert "the status of the restructured electric utility industry and"; in line 9, strike "First"; in line 13, strike "First"; and in line 18, strike "First".

AMENDMENT NO. 2

On page 3, in line 19, after "(a)" insert "(1)"; in line 23, after "the" insert "**CURRENT AND FUTURE**"; in line 25, after "customers." insert:

"**(2)**";

and after line 30, insert:

"**(3) IN ITS EVALUATION, THE COMMISSION SHALL ALSO CONSIDER THE AVAILABILITY OF ADEQUATE TRANSMISSION AND GENERATION FACILITIES TO SERVE THE ELECTRICAL LOAD DEMANDS OF ALL CUSTOMERS IN THE STATE, PRICING AND PHYSICAL CONSTRAINTS ON THE ELECTRICAL TRANSMISSION AND DISTRIBUTION GRIDS IN THE STATE, AND OPTIONS AND POLICY RECOMMENDATIONS TO PROVIDE AN**

ADEQUATE, SAFE, AND RELIABLE SUPPLY OF ELECTRICITY AT REASONABLE COST TO ALL CUSTOMERS IN THE STATE.".

On page 4, in line 28, strike "**AND**"; and in line 30, after "**DEVELOPMENT**" insert "**; AND**

(7) REQUIRING INVESTOR–OWNED ELECTRIC COMPANIES TO PURCHASE ACCOUNTS RECEIVABLE OF ELECTRICITY SUPPLIERS FOR RESIDENTIAL AND SMALL COMMERCIAL ACCOUNTS".

On page 9, in line 1, after "(2)" insert "(i) In conducting its review and analysis of the availability of adequate transmission and generation facilities serving the State under Section 7(a) of Chapter 5 of the Acts of the General Assembly of the Special Session of 2006, as amended by this Act, the Commission shall convene one or more workgroups that may include, and shall otherwise encourage participation from representatives of, the following:

1. members of the House of Delegates of Maryland, appointed by the Speaker of the House;

2. members of the Senate of Maryland, appointed by the President of the Senate of Maryland;

3. the Federal Energy Regulatory Commission;

4. PJM Interconnection, LLC;

5. the North American Electric Reliability Corporation;

6. competitive generation suppliers in the State and in the PJM region;

7. transmission suppliers in the State and in the PJM region;

8. the Office of People's Counsel;

9. the Maryland Energy Administration;

10. the Maryland Department of the Environment;

11. the Maryland Department of Natural Resources;

12. other interested State agencies;

13. local governments, through the Maryland Association of Counties and the Maryland Municipal League;

14. organizations representing environmental interests in the State;

15. organizations representing commercial and industrial electric customers in the State; and

16. other interested parties as identified by the Commission.

(ii) The workgroup or workgroups shall assist the Commission in studying and preparing recommendations for statutory and regulatory changes to increase the availability of generation and transmission assets in the State.

(3)".

AMENDMENT NO. 3

On page 5, strike beginning with "**FOR**" in line 23 down through "**COMPANIES**" in line 24.

On pages 5 through 7, strike beginning with "**THE**" in line 26 on page 5 through "**PROGRAM.**" in line 12 on page 7.

On page 7, strike beginning with "**REGARDLESS**" in line 13 down through "**THE**" in line 15 and substitute "**THE**".

On pages 7 and 8, strike beginning with "**IN**" in line 21 on page 7 down through "**GOAL.**" in line 6 on page 8.

On page 9, in line 2, strike "those sections" and substitute "Section 5 and Section 7 of Chapter 5 of the Acts of the General Assembly of the Special Session of 2006, prior to the amendment of those sections by this Act"; in line 9, strike "January 1, 2008" and substitute "December 1, 2007"; in line 19, strike "31" and substitute "1"; and strike beginning with "As" in line 23 down through "aspects." in line 30.

On page 10, in line 13, strike "$4,000,000" and substitute "$3,000,000"; in line 16, after "(1)" insert "except as provided in subsection (d) of this section,"; in line 30, strike "The" and substitute "For that portion of the assessment to be paid by both electricity suppliers and electric companies under subsection (d) of this section, the"; and in line 31, after the second "of" insert "multiplying".

On page 11, strike in its entirety line 2 and substitute "and"; and after line 5 insert:

"(d) (1) Of the $3,000,000 assessment authorized under subsection (a) of this section, the Public Service Commission may not expend more than $1,500,000 on consultants and experts related to the issues identified in Section 2(b)(1) of this Act, either in connection with the interim report or the final report of the Commission.

(2) The portion of the assessment that is allocated to the studies of issues identified in Section 2(b)(1) of this Act:

(i) shall be paid only by each electric company; and

(ii) shall equal the product of multiplying:

1. the amount to be collected under this section; and

2. the ratio of the gross operating revenues of each electric company to the total gross operating revenue for all electric companies in the State.".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT #20

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 240 – Senators Exum, Conway, Currie, Gladden, Jones, Muse, and Rosapepe

AN ACT concerning

State Government – Commemorative ~~Months~~ Month – Black History ~~Months~~ Month

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **SB 0029**
SPONSOR: Sen Conway, et al
SUBJECT: Maryland Higher Education Commission – Review of Duplicative Academic Programs

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints: Senators Conway, Chairman, Dyson, and Pinsky.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB 0029**
SPONSOR: Sen Conway, et al
SUBJECT: Maryland Higher Education Commission – Review of Duplicative Academic Programs

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments. The House respectfully requests the Senate to reconsider and concur.

Said Bill is returned herewith.

By Order,

Mary Monahan
Chief Clerk

Read and adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 1221)

ADJOURNMENT

At 9:58 P.M. on motion of Delegate Barve the House adjourned until 10:30 P.M. on Legislative Day April 6, 2007, Calendar Day Monday, April 9, 2007.

Annapolis, Maryland
Legislative Day: April 6, 2007
Calendar Day: Monday, April 9, 2007

The House met at 10:37 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Saqib Ali of Montgomery County.

QUORUM CALL

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

(See Roll Call No. 1222)

The Journal of April 5, 2007 was read and approved.

EXCUSES:
Del. Goldwater – illness

THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT #20

Delegate Hammen, Chair, for the Committee on Health and Government Operations and Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 332 – Senators Frosh and Brochin

AN ACT concerning

~~High Performance Buildings Act~~
Maryland Green Building Council

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen moved to put **Senate Bill 332** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 1223)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 332** was placed on Third Reading.

Senate Bill 332 – Senators Frosh and Brochin

AN ACT concerning

~~High Performance Buildings Act~~
Maryland Green Building Council

STATUS OF BILL: BILL ON 3RD READING

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 1224)

The Bill was then returned to the Senate.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

Senate Bill 749 – Senator Pipkin

AN ACT concerning

Health Insurance – Provider Contracts – Conditions of Participation with Carriers

(Amendment ID: SB0749/736284/1)

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 749
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 16, after "terms;" insert "providing for a delayed effective date;".

AMENDMENT NO. 2

On page 6, in line 8, strike "2007" and substitute "2009".

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 moved to put **Senate Bill 749** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 1225)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 749** was placed on Third Reading.

Senate Bill 749 – Senator Pipkin

AN ACT concerning

Health Insurance – Provider Contracts – Conditions of Participation with Carriers

STATUS OF BILL: BILL ON 3RD READING

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 1226)

The Bill was then returned to the Senate.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 920 – ~~Senator Colburn~~ Senators Colburn and Edwards

AN ACT concerning

Individuals with Developmental Disabilities Respite Care – Sunset ~~Repeal~~ Extension

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen moved to put **Senate Bill 920** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 1227)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 920** was placed on Third Reading.

Senate Bill 920 – ~~Senator Colburn~~ Senators Colburn and Edwards

AN ACT concerning

Individuals with Developmental Disabilities Respite Care – Sunset ~~Repeal~~ Extension

STATUS OF BILL: BILL ON 3RD READING

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 1228)

The Bill was then returned to the Senate.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #24

Delegate Harrison, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Judiciary:

Senate Bill 791 – Senator Middleton

AN ACT concerning

Mental Health – Incarcerated Individuals with Mental Illness

The Bill was re–referred to the Committee on Judiciary.

CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 760** SPONSOR: **Delegate V. Clagett**

SUBJECT: **Natural Resources – Diamondback Terrapin – Take and Possession**

THIRD READING CALENDAR HOUSE NO. **21** SENATE NO. **18**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That Delegate Klausmeier's Amendments (HB0760/923128/1) be rejected.

(2) That the attached Conference Committee Amendments (HB0760/313920/1) be adopted.

(Amendment ID: HB0760/313920/1)

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 760
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after "purposes;" insert "providing for certain exceptions to the prohibition on taking or possessing diamondback terrapin; requiring the Department, in consultation with the Maryland Aquaculture Coordinating Council, to adopt certain regulations before issuing certain permits;".

AMENDMENT NO. 2

On page 4, in line 6, strike "**OR**"; in line 10, after "**ARTICLE**" insert "**; OR**

(3) THE POSSESSION AND BREEDING OF DIAMONDBACK TERRAPIN BY A PERSON WHO HOLDS A VALID PERMIT ISSUED BY THE DEPARTMENT FOR:

(I) AQUACULTURE ACTIVITIES UNDER SUBTITLE 11A OF THIS TITLE; OR

(II) CAPTIVE WILDLIFE BREEDING UNDER TITLE 10, SUBTITLE 9 OF THIS ARTICLE";

and after line 10, insert:

"**(C) (1) THE DEPARTMENT, IN CONSULTATION WITH THE MARYLAND AQUACULTURE COORDINATING COUNCIL, SHALL ADOPT REGULATIONS FOR DIAMONDBACK TERRAPIN AQUACULTURE AND CAPTIVE BREEDING BEFORE ISSUING ANY ADDITIONAL PERMITS RELATING TO DIAMONDBACK TERRAPIN UNDER SUBTITLE 11A OF THIS TITLE OR TITLE 10, SUBTITLE 9 OF THIS ARTICLE.**

(2) THE REGULATIONS ADOPTED IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION SHALL INCLUDE:

(I) VERIFIABLE SAFEGUARDS TO IDENTIFY LEGALLY OBTAINED DIAMONDBACK TERRAPIN;

(II) STANDARDS FOR DIAMONDBACK TERRAPIN HUSBANDRY; AND

(III) STANDARDS FOR SHIPPING DIAMONDBACK TERRAPIN.".

Senate Members:	House Members:
Chairman, **Roy P. Dyson**	Chairman, **Marvin E. Holmes, Jr.**
Paul G. Pinsky	**Virginia P. Clagett**
Gwendolyn Britt	**Anthony J. O'Donnell**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 136 Negative – 2 (See Roll Call No. 1229)

The Bill was then sent to the Senate.

CONFERENCE COMMITTEE REPORT

BILL NO.: **SB 255** SPONSOR: **Senator Conway**

SUBJECT: **State Board of Physicians – Sunset Extension and Program Evaluation**

THIRD READING CALENDAR HOUSE NO. **39** SENATE NO. **32**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the Health and Government Operations Committee Amendments (SB0255/436684/1) be rejected; and

(2) That the attached Conference Committee Amendments (SB0255/493621/1) be adopted.

(Amendment ID: SB0255/493621/1)

BY: Conference Committee

AMENDMENTS TO SENATE BILL 255
(Third Reading File Bill)

AMENDMENT NO. 1

On page 3, strike beginning with "requiring" in line 42 down through "year;" in line 43.

AMENDMENT NO. 2

On page 8, in line 17, strike "**10**" and substitute "**12**"; and in line 30, strike "**1.**".

On page 9, strike in their entirety lines 3 through 8, inclusive.

AMENDMENT NO. 3

On page 16, in line 14, strike "**WITHIN THE PAST YEAR**".

AMENDMENT NO. 4

On page 23, in line 1, strike "**10–YEAR**" and substitute "**5–YEAR**".

AMENDMENT NO. 5

On page 27, in line 19, strike "**10**" and substitute "**12**".

On page 28, in line 3, strike "**1.**"; and strike in their entirety lines 9 through 14, inclusive.

AMENDMENT NO. 6

On page 33, strike in their entirety lines 9 through 14, inclusive; in line 15, strike "9." and substitute "8."; and in line 19, strike "10." and substitute "9.".

Senate Members:	House Members:
Chairman, **Roy P. Dyson**	Chairman, **John P. Donoghue**
Bobby A. Zirkin	did not sign **Shane E. Pendergrass**
Andrew P. Harris	**Wade Kach**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1230)

The Bill was then returned to the Senate.

CONFERENCE COMMITTEE REPORT

BILL NO.: **SB 268** SPONSOR: **Senator Conway**

SUBJECT: **Higher Education – Blind and Print Disabled Students – Instructional Materials**

THIRD READING CALENDAR HOUSE NO. **40** SENATE NO. **28**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the attached Committee on Ways and Means Amendments (SB0268/755468/1) be adopted.

(2) That the attached Conference Committee Amendment (SB0268/513721/1) be adopted.

(Amendment ID: SB0268/755468/1)

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 268
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after "Committee" insert "; providing for the termination of the Committee".

On page 2, in line 8, after "procedure;" insert "exempting certain persons from certain request procedures;".

AMENDMENT NO. 2

On page 3, in line 25, strike "**SEPTEMBER**" and substitute "**DECEMBER**"; and in line 30, strike "**THE FOLLOWING**"; and in the same line, strike "**19 MEMBERS**".

On page 4, in line 1, after "**(1)**" insert "**THE SECRETARY OF HIGHER EDUCATION, OR THE SECRETARY'S DESIGNEE;**

(2) THE SECRETARY OF DISABILITIES, OR THE SECRETARY'S DESIGNEE;

(3) THE STATE SUPERINTENDENT, OR THE STATE SUPERINTENDENT'S DESIGNEE; AND

(4) THE FOLLOWING 14 MEMBERS APPOINTED BY THE GOVERNOR:

(I)";

in the same line, strike "**APPOINTED BY**" and substitute "**REPRESENTING**"; in line 2, strike "**(2)**" and substitute "**(II)**"; and strike in their entirety lines 5 through 22, inclusive, and substitute:

"**(III) THREE MEMBERS, ONE REPRESENTING EACH OF THE FOLLOWING INSTITUTIONS OF HIGHER EDUCATION:**

1. THE UNIVERSITY SYSTEM OF MARYLAND;

2. A COMMUNITY COLLEGE; AND

3. A PRIVATE, 4–YEAR INSTITUTION OF HIGHER EDUCATION;".

On page 5, in line 9, after "**(D)**" insert "**THE GOVERNOR SHALL DESIGNATE THE CHAIR OF THE COMMITTEE.**

(E) (1) A MEMBER OF THE COMMITTEE SHALL SERVE FOR A PERIOD OF 3 YEARS.

(2) THE COMMITTEE SHALL EXPIRE ON DECEMBER 1, 2010.

(F) THE DEPARTMENT, THE DEPARTMENT OF DISABILITIES, AND THE MARYLAND HIGHER EDUCATION COMMISSION SHALL PROVIDE STAFF FOR THE COMMITTEE.

(G)".

On page 7, in line 13, after "**REASON**" insert a comma.

On page 8, in line 9, strike "**THE**" and substitute "**EXCEPT AS PROVIDED IN SUBSECTION (I) OF THIS SECTION, THE**".

On page 9, in line 1, strike "**A**" and substitute "**EXCEPT AS PROVIDED IN SUBSECTION (I) OF THIS SECTION, A**".

On page 10, after line 27, insert:

"**(I) (1) A MEMBER OF THE FACULTY OF AN INSTITUTION OF HIGHER EDUCATION:**

(I) MAY REQUEST FROM THE LIBRARY INSTRUCTIONAL MATERIALS IN AN ELECTRONIC FORMAT; AND

(II) IS NOT REQUIRED TO SIGN AN AGREEMENT SPECIFIED UNDER SUBSECTION (E) OF THIS SECTION.

(2) FOR A REQUEST ON BEHALF OF A FACULTY MEMBER, THE LIBRARY IS NOT REQUIRED TO PROVIDE TO A PUBLISHER THE CERTIFICATIONS SPECIFIED UNDER SUBSECTION (C) OF THIS SECTION.".

On page 12, in line 6, strike "June" and substitute "October".

(Amendment ID: SB0268/513721/1)

BY: Conference Committee

AMENDMENTS TO SENATE BILL 268, AS AMENDED
(Third Reading File Bill)

AMENDMENT NO. 1

On page 10 of the bill, in lines 18 and 19, strike "**UNDER § 11–903 OF THIS SUBTITLE**" and substitute "**IN THIS SECTION**".

AMENDMENT NO. 2

On page 3 of the Committee on Ways and Means Amendments (SB0268/755468/1), in Amendment No. 2, strike beginning with the colon in line 7 down

through "**MAY**" in line 8 and substitute "**MAY**"; and strike beginning with "**; AND**" in line 9 down through "**SECTION**" in line 11.

AMENDMENT NO. 3

On page 11 of the bill, in line 8, strike "**§ 11–903**" and substitute "**§ 11–904**".

Senate Members:	House Members:
Chairman, **Mike Lenett**	Chairman, **John Olszewski, Jr.**
J. Robert Hooper	**Anne R. Kaiser**
Roy P. Dyson	**Robert A. McKee**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1231)

The Bill was then returned to the Senate.

CONCURRENCE CALENDAR #12

AMENDED IN THE SENATE

House Bill 440 – Delegates Barkley, Ali, and N. King

AN ACT concerning

Vehicle Laws – Engine Brakes – Restrictions

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0440/988378/1)

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 440

(Third Reading File Bill)

On page 1, strike beginning with "installed" in line 6 down through "specifications" in line 7 and substitute "connected to a properly functioning exhaust muffler system in constant operation when the vehicle's ignition is engaged; prohibiting a person from disabling the exhaust muffler system on a certain vehicle except under certain circumstances".

On page 2, strike beginning with "**INSTALLED**" in line 21 down through "**SPECIFICATIONS**" and in line 22 and substitute "**CONNECTED TO A PROPERLY FUNCTIONING EXHAUST MUFFLER SYSTEM IN CONSTANT OPERATION WHEN THE VEHICLE'S IGNITION IS ENGAGED.**

(C) A PERSON MAY NOT DISABLE THE EXHAUST MUFFLER SYSTEM OF A COMMERCIAL MOTOR VEHICLE THAT IS EQUIPPED WITH AN ENGINE BRAKE EXCEPT TO MAKE A BONA FIDE REPAIR OR REPLACEMENT".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 136 Negative – 2 (See Roll Call No. 1232)

AMENDED IN THE SENATE

House Bill 558 – Delegates Stull, Bartlett, Bates, Beitzel, Boteler, Cane, G. Clagett, V. Clagett, Eckardt, Elliott, Elmore, Glassman, Haddaway, Hecht, Jameson, Jennings, Kach, Krebs, Kullen, Lawton, Levy, McConkey, McKee, Myers, O'Donnell, Rudolph, Shewell, Smigiel, Sossi, Stifler, Stocksdale, Weir, Weldon, and Wood

AN ACT concerning

Department of Agriculture – ~~Appointment or~~ Employment – Exemption from Ethics Restrictions

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0558/744035/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 558
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after "regulations;" insert "requiring the Department and the State Ethics Commission to prepare and submit a certain report to the General Assembly;".

AMENDMENT NO. 2

On page 3, after line 13, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That on or before December 31, 2010, the Department of Agriculture and the State Ethics Commission shall jointly prepare and submit a report to the General Assembly, in accordance with § 2–1246 of the State Government Article, that includes:

(a) The number of employees hired by the Department, on or after October 1, 2007, who own or operate a farm;

(b) The positions for which the employees identified in subsection (a) of this section were hired; and

(c) Information on how the Department addressed any conflict of interest or potential conflict of interest in hiring the employees identified in subsection (a) of this section.";

and in line 14, strike "2." and substitute "3.".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1233)

AMENDED IN THE SENATE

House Bill 773 – Delegates Lafferty, Barkley, Barve, Beidle, Cane, V. Clagett, DeBoy, Glenn, Guzzone, Holmes, Hucker, Kach, Kullen, Lawton, Malone, McIntosh, Murphy, Niemann, Rosenberg, Schuler, Stein, and Stull

AN ACT concerning

Task Force on the Future for Growth and Development – Membership and Charge

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0773/634331/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 773
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after "issues" insert "and to serve as an advisory board to the Governor's Smart Growth Subcabinet".

AMENDMENT NO. 2

On page 2, after line 18, insert:

"**(V) THE SECRETARY OF TRANSPORTATION, OR THE SECRETARY'S DESIGNEE;**

(VI) THE SECRETARY OF HOUSING AND COMMUNITY DEVELOPMENT, OR THE SECRETARY'S DESIGNEE;

(VII) THE CHAIR OF THE BASE REALIGNMENT AND CLOSURE SUBCABINET, OR THE CHAIR'S DESIGNEE;";

in line 19, strike "(v)" and substitute "**(VIII)**"; in line 21, strike "(vi)" and substitute "**(IX)**"; and in line 25, after "Counties;" insert "**AND**".

On page 3, strike in their entirety lines 1 through 6, inclusive; in line 7, strike "**(VIII)**" and substitute "**(X)**"; in line 11, strike "and"; in line 12, after "community" insert "**; AND**"; and after line 13, insert:

"**4. THREE REPRESENTATIVES OF CITIZENS ORGANIZATIONS THAT ADDRESS AFFORDABLE HOUSING, TRANSPORTATION, AND SMART GROWTH**".

On page 5, after line 10, insert:

"**(10) (I) DETERMINE THE PARAMETERS FOR A STATE DEVELOPMENT PLAN, STATE TRANSPORTATION PLAN, STATE HOUSING PLAN; AND**

(II) DETERMINE HOW THESE PLANS WORK TOGETHER WITH LOCAL LAND USE PLANS;";

in lines 11, 13, and 17, strike "**(10)**", "**(11)**", and "**(12)**", respectively, and substitute "**(11)**", "**(12)**", and "**(13)**", respectively; in line 14, strike "**AND**"; and in line 19, after "State" insert "**; AND**

(14) SERVE AS AN ADVISORY BOARD TO THE GOVERNOR'S SMART GROWTH SUBCABINET, PROVIDING ADVICE AND GUIDANCE AT LEAST TWICE ANNUALLY THROUGH DECEMBER 31, 2010".

The preceding 2 amendments were read and concurred in.

(Amendment ID: HB0773/523821/2)

BY: Senator Pipkin

AMENDMENT TO HOUSE BILL 773, AS AMENDED
(Third Reading File Bill)

On page 1 of the Education, Health, and Environmental Affairs Committee Amendments (HB0773/634331/1), in line 7 of Amendment No. 2, after "**DESIGNEE;**" insert:

"**(VIII) THE EXECUTIVE DIRECTOR OF THE RURAL MARYLAND COUNCIL, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;**";

and in lines 8 and 9 of the Amendment, strike "**(VIII)**" and "**(IX)**", respectively, and substitute "**(IX)**" and "**(X)**", respectively.

On page 2 of the bill, in line 22, after "League" insert "**, WITH ONE REPRESENTING A RURAL COUNTY**"; and in line 25, after "Counties" insert "**, WITH ONE REPRESENTING A RURAL COUNTY**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1234)

AMENDED IN THE SENATE

House Bill 893 – Delegate James

AN ACT concerning

Bay Restoration Fund – Wastewater Treatment Facilities Upgrades – Reporting Requirements

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB0893/124538/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 893
(Third Reading File Bill)

On page 3, in line 4, after "**DURING**" insert "**THE CALENDAR YEAR BEFORE**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1235)

AMENDED IN THE SENATE

House Bill 1224 – Chair, Environmental Matters Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Program Open Space – Use of Acquisition Funds

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB1224/104339/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1224
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "increasing" in line 5 down through "Space;" in line 7; and in line 11, strike "and 5–905(c)(1)".

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 15 on page 2 through line 6 on page 3, inclusive.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1236)

AMENDED IN THE SENATE

House Bill 1291 – Chair, Environmental Matters Committee (By Request – Departmental – Environment)

AN ACT concerning

Solid Waste Regulation – Criminal Penalties

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB1291/524432/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1291
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "requiring" in line 5 down through "circumstances;" in line 6.

AMENDMENT NO. 2

On page 2, in line 2, strike "**(A)**"; strike beginning with "**, VIOLATIONS**" in line 2 down through "**SUBTITLE,**" in line 3; in line 3, strike "§ 9–267" and substitute "**§§ 9–229(B), 9–267, AND 9–268.1**"; in line 4, strike "**9–343**" and substitute "**9–344**"; and strike in their entirety lines 9 through 14, inclusive.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 1237)

AMENDED IN THE SENATE

House Bill 1331 – Delegates Cane, Conway, Eckardt, Elmore, Glassman, Haddaway, Jennings, Mathias, Rudolph, Smigiel, Stull, and Weldon

AN ACT concerning

Maryland Agricultural Land Preservation Foundation – Removal of Districts

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB1331/213022/1)

BY: Senator Dyson

AMENDMENT TO HOUSE BILL 1331
(Third Reading File Bill)

On page 6, in line 12, strike "June 20" and substitute "June 30".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1238)

AMENDED IN THE SENATE

House Bill 1389 – Delegates Conway, Beitzel, Bohanan, Cane, Eckardt, Elliott, Elmore, Haddaway, Jameson, Jennings, Kelly, Kullen, Mathias, McKee, Rudolph, Smigiel, Sossi, Stull, Walkup, and Wood

AN ACT concerning

Agriculture – Crop Insurance Premium Program – Cost Share

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB1389/924132/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1389
(Third Reading File Bill)

On page 2, in lines 18 and 27, in each instance, strike "**10%**" and substitute "**8%**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1239)

CONCURRENCE CALENDAR #13

AMENDED IN THE SENATE

House Bill 572 – Delegates Elliott, Benson, Donoghue, Goldwater, Hammen, Hubbard, Krebs, Kullen, Mizeur, Montgomery, Morhaim, Nathan–Pulliam, Oaks, Pena–Melnyk, Riley, Shewell, Stull, Tarrant, and Weldon

AN ACT concerning

Health Insurance – ~~Expansion of Coverage~~ Personal Responsibility – Study

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB0572/497677/1)

BY: Finance Committee

AMENDMENT TO HOUSE BILL 572
(Third Reading File Bill)

On page 12, in line 7, after "income" insert ", in other financially difficult situations,"; and in line 10, after "insurance" insert ", and what the level of the incentives would have to be to result in the increased purchase of health insurance".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 129 Negative – 9 (See Roll Call No. 1240)

AMENDED IN THE SENATE

House Bill 793 – Delegates Nathan–Pulliam, Benson, Braveboy, Cane, Conaway, Costa, Gaines, Glenn, Griffith, Gutierrez, Kipke, Lee, Montgomery, Oaks, Pena–Melnyk, ~~and Tarrant~~ Tarrant, Hammen, Morhaim, Bromwell, V. Turner, Donoghue, Elliott, Hubbard, Weldon, Riley, Kach, Kullen, McDonough, Mizeur, and Pendergrass

AN ACT concerning

Sickle Cell Disease – ~~Adults – Best Practices Treatment and Awareness Act~~ Statewide Steering Committee on Services for Adults with Sickle Cell Disease

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB0793/834739/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 793
(Third Reading File Bill)

On page 3, strike in their entirety lines 21 through 23, inclusive.

On page 4, strike in their entirety lines 1 through 5, inclusive; in lines 6 and 9, strike "**(5)**" and "**(6)**", respectively, and substitute "**(3)**" and "**(4)**", respectively; in line 11, strike "**AND**"; and in line 13, after "**CENTER**" insert "**;**

(III) DEVELOP, IMPLEMENT, AND LEAD A STATE COMPREHENSIVE EDUCATION AND TREATMENT PROGRAM FOR ADULTS WITH SICKLE CELL DISEASE; AND

(IV) DEVELOP AND IMPLEMENT A HEALTH CARE PROVIDER AWARENESS AND EDUCATION CAMPAIGN TO INCREASE PROVIDER AWARENESS OF HEALTH DISPARITIES, COMMUNITY DYNAMICS, CULTURAL PRACTICE, BEHAVIORAL AND PSYCHOSOCIAL ISSUES, AND THE USE OF STANDARDIZED TREATMENT AND EMERGENCY ROOM PROTOCOLS".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1241)

AMENDED IN THE SENATE

House Bill 988 – ~~Delegate Nathan–Pulliam~~ Delegates Nathan–Pulliam, Hammen, Benson, Costa, Donoghue, Elliott, Hubbard, Kach, Kipke, Kullen, McDonough, Mizeur, Montgomery, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Riley, Tarrant, V. Turner, and Weldon

EMERGENCY BILL

AN ACT concerning

State Board of Dental Examiners – ~~Restructuring~~ Program Evaluation and Licensee Protection

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB0988/954738/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 988
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, strike beginning with "requiring" in line 16 down through "files;" in line 17 and substitute "establishing that certain members are not eligible to serve another term;"; in line 21, strike "and assess and identify" and substitute ", including the assessment and identification of"; and in the same line, after "patterns" insert ", and recommend certain tracking mechanisms for certain complaints".

AMENDMENT NO. 2

On page 12, in line 18, after "Act." insert "Members of the Board who have not served 4 years as of the effective date of this Act may continue to serve until they have completed their term. At the end of the term, the member is not eligible to serve another term and shall continue to serve until a successor is appointed and qualifies.".

AMENDMENT NO. 3

On pages 13 and 14, strike in their entirety the lines beginning with line 26 on page 13 through line 11 on page 14, inclusive.

On page 14, in line 15, strike "4." and substitute "3."; in line 23, strike "shall" and substitute "shall:

(1)";

and in lines 26, 27, 29, and 31, strike "(1)", "(2)", "(3)", and "(4)", respectively, and substitute "(i)", "(ii)", "(iii)", and "(iv)", respectively.

On page 15, in lines 1, 4, 6, 7, and 10, strike "(5)", "(6)", "(7)", "(8)", and "(9)", respectively, and substitute "(v)", "(vi)", "(vii)", "(viii)", and "(ix)", respectively; in line 12, strike "licensee" and substitute "licensee; and

(2) recommend a mechanism for tracking future complaints in a manner similar to the review outlined in item (1) of this subsection to ensure that sanctions are consistently applied against licensees and that sanctions are within the bounds of the Board's legislative and regulatory authority.";

and in line 16, strike "5." and substitute "4.".

The preceding 3 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1242)

AMENDED IN THE SENATE

House Bill 1242 – Delegate Weldon

AN ACT concerning

Open Meetings Act

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB1242/664233/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1242
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "repealing" in line 3 down through "serve;" in line 4; in line 5, after "the" insert "State Open Meetings"; and in line 11, strike "10–502.2,".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 12 through 26, inclusive.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1243)

CONFERENCE COMMITTEE REPORT

BILL NO.: **SB 519** SPONSOR: **Senator Peters**

SUBJECT: **Truancy – Prohibition Against Issuance of Learner's Instructional Permit**

THIRD READING CALENDAR HOUSE NO. **38** SENATE NO. **39**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

That the House Judiciary Committee Amendment (SB0519/472913/1) be rejected.

Senate Members: House Members:

Chairman, **Jim Brochin**	Chairman, **Samuel I. Rosenberg**
C. Anthony Muse	**Gerron Levi**
Nancy Jacobs	**Susan K. McComas**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 2 (See Roll Call No. 1244)

The Bill was then returned to the Senate.

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 564	Del. Haddaway
HB 601	Del. Bohanan
HB 667	Montgomery/PG Co. Del.
HB 691	Montgomery/PG Co. Del.
HB 710	Montgomery/PG Co. Del.
HB 711	Montgomery/PG Co. Del.
HB 723	Montgomery/PG Co. Del.
HB 784	Del. Lawton
HB 908	Prince George's Del.
HB 957	Del. Montgomery
HB 1091	Frederick County Del.
HB 1155	Del. Howard
HB 1228	Carroll County Del.
HB 1309	Del. A. Jones
HB 1344	Frederick County Del.
HB 1429	Del. Frush

Read and ordered journalized.

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 509	Prince George's Del.
HB 709	Montgomery/PG Co. Del.
HB 755	Del. Ali
HB 889	Del. Burns
HB 1004	Del. Donoghue
HB 1116	Ch., Appropriations

Read and ordered journalized.

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 1175	Del. Davis
HB 1223	Ch., Envir. Mat. Com.
HB 1257	Del. Hixson
HB 1320	Del. Davis
HB 1326	Ch., Econ Matters Co.
HB 1418	Ch., Envir. Mat. Com.
HB 1441	Charles County Del.

Read and ordered journalized.

QUORUM CALL

The presiding officer announced a quorum call, showing 117 Members present.

(See Roll Call No. 1245)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (SENATE BILLS) #52

Senate Bill 83 – Senator Zirkin

AN ACT concerning

Sexual Offenders – Evaluation Before Sentencing

Read the third time and passed by yeas and nays as follows:

Affirmative – 113 Negative – 0 (See Roll Call No. 1246)

The Bill was then returned to the Senate.

Senate Bill 240 – Senators Exum, Conway, Currie, Gladden, Jones, Muse, and Rosapepe

AN ACT concerning

State Government – Commemorative ~~Months~~ Month – Black History ~~Months~~ Month

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 1247)

The Bill was then returned to the Senate.

Senate Bill 359 – Senator Zirkin

AN ACT concerning

Department of Juvenile Services – Reorganization and Regionalization

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 1248)

The Bill was then returned to the Senate.

Senate Bill 392 – Senators Kasemeyer, Astle, Brinkley, Brochin, Colburn, Conway, Currie, DeGrange, Della, Edwards, Exum, Forehand, Frosh, Garagiola, Gladden, Haines, Hogan, Hooper, Jones, Kelley, Kittleman, Klausmeier, Lenett, Madaleno, McFadden, Mooney, Munson, Muse, Peters, Pinsky, Pugh, Raskin, Robey, Rosapepe, Simonaire, Stoltzfus, Stone, ~~and Zirkin~~ Zirkin, Dyson, Britt, Harris, and Greenip

EMERGENCY BILL

AN ACT concerning

Election Law – Voting Systems – ~~Voter–Verified~~ Voter–Verifiable Paper Records

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1249)

The Bill was then returned to the Senate.

Senate Bill 400 – Senators Pipkin, Astle, Della, Exum, Garagiola, Kelley, Klausmeier, ~~and Middleton~~ Middleton, and Pugh

EMERGENCY BILL

AN ACT concerning

Electric Industry Restructuring – Proceedings – Review and Evaluation

FLOOR AMENDMENT

(Amendment ID: SB0400/693626/1)

BY: Delegate O'Donnell

AMENDMENTS TO SENATE BILL 400
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 20, after "appropriations;" insert "providing for the return of certain unexpended funds to certain electric companies and electricity suppliers under certain circumstances;".

AMENDMENT NO. 2

On page 10, strike beginning with the colon in line 26 down through "2009" in line 29 and substitute "shall be returned on a prorated basis to those electric companies and electricity suppliers against which the special assessment was imposed".

The preceding 2 amendments were read only.

Delegate Minnick moved the previous question.

The motion was adopted.

The preceding 2 amendments were read and rejected.

Read the third time and passed by yeas and nays as follows:

Affirmative – 118 Negative – 18 (See Roll Call No. 1250)

The Bill was then returned to the Senate.

Senate Bill 552 – Senators Garagiola, Forehand, Hogan, Lenett, McFadden, Raskin, Rosapepe, ~~and Simonaire~~ Simonaire, Jones, and Madaleno

AN ACT concerning

Education – Relocatable Classrooms – Indoor Air Quality Standards

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 1251)

The Bill was then returned to the Senate.

Senate Bill 907 – Senators Currie, Hogan, and McFadden

AN ACT concerning

Budget Accountability – Master Plans ~~– Submission~~ and Evaluations

Read the third time and passed by yeas and nays as follows:

Affirmative – 104 Negative – 32 (See Roll Call No. 1252)

The Bill was then returned to the Senate.

CONCURRENCE CALENDAR #14

AMENDED IN THE SENATE

House Bill 65 – Delegates Eckardt, Cane, and Haddaway

AN ACT concerning

Dorchester County – Alcoholic Beverages – Issuance of Additional Class A Beer Licenses

Delegate Davis moved that the House concur in the Senate amendments.

(Amendment ID: HB0065/523628/1)

BY: Senator Colburn

AMENDMENT TO HOUSE BILL 65
(Third Reading File Bill)

On page 2, strike beginning with "**PURSUANT**" in line 8 down through "**ARTICLE**" in line 9.

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1253)

AMENDED IN THE SENATE

House Bill 1409 – ~~Delegate Davis~~ Delegates Davis, Braveboy, Burns, Feldman, Haddaway, Harrison, Hecht, Jameson, Kirk, Krysiak, Manno, Mathias, McHale, Minnick, Rudolph, and Vaughn

AN ACT concerning

Insurance – Fraud – Intentional Motor Vehicle Accidents, Creation of Documentation of Motor Vehicle Accidents, and Reports

Delegate Davis moved that the House concur in the Senate amendments.

(Amendment ID: HB1409/137274/1)

BY: Finance Committee

AMENDMENT TO HOUSE BILL 1409

(Third Reading File Bill)

On page 4, strike line 26 in its entirety; and in line 27, strike "**3.**" and substitute "**2.**".

On page 5, in line 1, strike "**4.**" and substitute "**3.**".

On page 6, in line 8, strike "**A REPORTER**" and substitute "**AN EMPLOYEE**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1254)

AMENDED IN THE SENATE

House Bill 1442 – Delegate Rudolph

EMERGENCY BILL

AN ACT concerning

~~**Homeowner's Insurance – Issuance and Renewal of Policies in Certain Geographic Areas**~~
Task Force on the Availability and Affordability of Property Insurance in Coastal Areas

Delegate Davis moved that the House concur in the Senate amendments.

(Amendment ID: HB1442/437378/1)

BY: Finance Committee

AMENDMENT TO HOUSE BILL 1442
(Third Reading File Bill)

On page 2, in line 27, strike "three members" and substitute "one member".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1255)

CONCURRENCE CALENDAR #15

AMENDED IN THE SENATE

House Bill 1150 – Delegates Ali, Barkley, McComas, and Shewell

AN ACT concerning

Maryland Department of Transportation – Evaluation of the Telework Partnership with Employers Initiative

Delegate McIntosh moved that the House concur in the Senate amendments.

(Amendment ID: HB1150/827874/1)

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1150
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "to" in line 4 down through "consultant" in line 5; and in line 7, strike "require the consultant to".

AMENDMENT NO. 2

On page 2, in line 11, strike "That, subject to the approval of the Board of Public Works," and substitute "That"; strike beginning with "engage" in line 12 down through "to" in line 13 and substitute ", within currently budgeted resources,"; in line 14, strike "require that"; and strike beginning with "the" in line 14 down through "consultant" in line 15.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1256)

AMENDED IN THE SENATE

House Bill 18 – ~~Delegate Hixson~~ Delegates Hixson, Bobo, Montgomery, Ali, Barve, Boteler, Bronrott, Cardin, Doory, Feldman, George, Gilchrist, Haynes, Howard, Hucker, Ivey, Jones, Kaiser, N. King, Kirk, Krebs, Lawton, Lee, Levi, Manno, McKee, Murphy, Olszewski, Pendergrass, Ramirez, Rice, Ross, Stukes, F. Turner, and Walker

AN ACT concerning

Election Law – Voting Systems – Voter–Verified Paper Records

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB0018/343726/1)

BY: Senator Dyson

AMENDMENTS TO HOUSE BILL 18
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Voter–Verified" and substitute "Voter–Verifiable".

On pages 1 and 2, strike beginning with "requiring" in line 3 on page 1 down through "systems" in line 2 on page 2 and substitute "prohibiting the State Board of Elections from certifying a voting system unless the State Board determines that the voting system provides voter–verifiable paper records; defining a certain term; requiring that certain voting systems be accessible to certain individuals with disabilities; requiring the State Board to provide certain training on the voting system to election judges; requiring the Attorney General to make a certain determination and to provide notice of the determination in writing to the Department of Legislative Services; making this Act subject to a certain contingency; requiring the Department of Budget and Management to make a certain determination and provide a certain notification by a certain time;

providing for the application of this Act; and generally relating to voting systems and voter–verifiable paper records".

On page 2, strike in their entirety lines 3 through 24, inclusive, and substitute:

"BY repealing and reenacting, with amendments,
Article – Election Law
Section 9–102 and 10–206
Annotated Code of Maryland
(2003 Volume and 2006 Supplement)".

AMENDMENT NO. 2

On pages 2 through 12, strike in their entirety the lines beginning with line 25 on page 2 through line 18 on page 12, inclusive, and substitute:

"SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Election Law

9–102.

(A) IN THIS SECTION, A "VOTER–VERIFIABLE PAPER RECORD" INCLUDES:

(1) A PAPER BALLOT PREPARED BY THE VOTER FOR THE PURPOSE OF BEING READ BY A PRECINCT–BASED OPTICAL SCANNER;

(2) A PAPER BALLOT PREPARED BY THE VOTER TO BE MAILED TO THE APPLICABLE LOCAL BOARD, WHETHER MAILED FROM A DOMESTIC OR AN OVERSEAS LOCATION; AND

(3) A PAPER BALLOT CREATED THROUGH THE USE OF A BALLOT MARKING DEVICE.

[(a)**]** **(B)** The State Board shall adopt regulations for the review, certification, and decertification of voting systems.

[(b)**]** **(C)** The State Board shall periodically review and evaluate alternative voting systems.

[(c)**]** **(D)** The State Board may not certify a voting system unless the State Board determines that:

(1) the voting system will:

(i) protect the secrecy of the ballot;

(ii) protect the security of the voting process;

(iii) count and record all votes accurately;

(iv) accommodate any ballot used under this article;

(v) protect all other rights of voters and candidates; **[**and**]**

(vi) be capable of creating a paper record of all votes cast in order that an audit trail is available in the event of a recount**, INCLUDING A MANUAL RECOUNT; AND**

(VII) PROVIDE A VOTER–VERIFIABLE PAPER RECORD THAT:

1. IS AN INDIVIDUAL DOCUMENT THAT IS PHYSICALLY SEPARATED FROM ANY OTHER SIMILAR DOCUMENT AND NOT PART OF A CONTINUOUS ROLL;

2. IS SUFFICIENTLY DURABLE TO WITHSTAND REPEATED HANDLING FOR THE PURPOSES OF MANDATORY RANDOM AUDITS AND RECOUNTS; AND

3. USES INK THAT DOES NOT FADE, SMEAR, OR OTHERWISE DEGRADE AND OBSCURE OR OBLITERATE THE PAPER RECORD OVER TIME;

(2) the voting system has been:

(i) examined by an independent testing laboratory that is approved by the **[**National Association of State Election Directors**]** **U.S. ELECTION ASSISTANCE COMMISSION**; and

(ii) shown by the testing laboratory to meet the performance and test standards for electronic voting systems established by the Federal Election Commission **OR THE U.S. ELECTION ASSISTANCE COMMISSION**; and

(3) the public interest will be served by the certification of the voting system.

[(d)**]** **(E)** In determining whether a voting system meets the required standards, the State Board shall consider:

(1) the commercial availability of the system and its replacement parts and components;

(2) the availability of continuing service for the system;

(3) the cost of implementing the system;

(4) the efficiency of the system;

(5) the likelihood that the system will malfunction;

(6) the system's ease of understanding for the voter;

(7) the convenience of voting afforded by the system;

(8) the timeliness of the tabulation and reporting of election returns;

(9) the potential for an alternative means of verifying the tabulation;

(10) accessibility for all voters with disabilities recognized by the Americans with Disabilities Act; and

(11) any other factor that the State Board considers relevant.

(F) A VOTING SYSTEM SELECTED, CERTIFIED, AND IMPLEMENTED UNDER THIS SECTION SHALL:

(1) PROVIDE ACCESS TO VOTERS WITH DISABILITIES THAT IS EQUIVALENT TO ACCESS AFFORDED VOTERS WITHOUT DISABILITIES WITHOUT CREATING A SEGREGATED BALLOT FOR VOTERS WITH DISABILITIES;

(2) ENSURE THE INDEPENDENT, PRIVATE CASTING, INSPECTION, VERIFICATION, AND CORRECTION OF SECRET BALLOTS BY VOTERS WITH DISABILITIES IN AN ACCESSIBLE MEDIA BY BOTH VISUAL AND NONVISUAL MEANS, INCLUDING SYNCHRONIZED AUDIO OUTPUT AND ENHANCED VISUAL DISPLAY; AND

(3) COMPLY WITH BOTH THE AMERICANS WITH DISABILITIES ACT, P.L. 101–336, AND THE HELP AMERICA VOTE ACT, P.L. 107–252, INCLUDING ACCESSIBILITY STANDARDS ADOPTED AS PART OF THE VOLUNTARY VOTING SYSTEM GUIDELINES PURSUANT TO THE HELP AMERICA VOTE ACT.

(G) (1) AT LEAST ONE VOTING SYSTEM IN EACH POLLING PLACE ON ELECTION DAY SHALL PROVIDE ACCESS FOR VOTERS WITH DISABILITIES IN COMPLIANCE WITH SUBSECTION (F) OF THIS SECTION.

(2) THE STATE BOARD SHALL ENSURE THAT ADEQUATE BACKUP EQUIPMENT IS AVAILABLE AND CONTINGENCY PLANS ARE ESTABLISHED TO ENSURE COMPLIANCE WITH PARAGRAPH (1) OF THIS SUBSECTION.

(H) BEFORE THE SELECTION OF A VOTING SYSTEM, THE STATE BOARD SHALL:

(1) ENSURE THAT AN ACCESSIBLE VOTING SYSTEM CONFORMS TO THE ACCESS REQUIREMENTS OF THE VOLUNTARY VOTING SYSTEM GUIDELINES DEVELOPED IN ACCORDANCE WITH THE HELP AMERICA VOTE ACT IN EFFECT AT THE TIME OF SELECTION; AND

(2) CONDUCT AN ACCESSIBILITY AND USABILITY EVALUATION OF THE VOTING SYSTEM TO ASSESS ITS ACCESSIBILITY AND USABILITY BY VOTERS WITH DISABILITIES, INCLUDING:

(I) A PUBLIC DEMONSTRATION OF THE SYSTEM; AND

(II) AN EVALUATION BY INDIVIDUALS REPRESENTING A CROSS–SECTION OF VOTERS WITH DISABILITIES.

[(e)**]** **(I)** (1) The State Board shall adopt regulations relating to requirements for each voting system selected and certified under § 9–101 of this subtitle.

(2) The regulations shall specify the procedures necessary to assure that the standards of this title are maintained, including:

(i) a description of the voting system;

(ii) a public information program by the local board, at the time of introduction of a new voting system, to be directed to all voters, candidates, campaign groups, schools, and news media in the county;

(iii) local election officials' responsibility for management of the system;

(iv) the actions required to assure the security of the voting system;

(v) the supplies and equipment required;

(vi) the storage, delivery, and return of the supplies and equipment necessary for the operation of the voting system;

(vii) standards for training election officials in the operation and use of the voting system;

(viii) before each election and for all ballot styles to be used, testing by the members of the local board to ensure the accuracy of tallying, tabulation, and reporting of the vote, and observing of that testing by representatives of political parties and of candidates who are not affiliated with political parties;

(ix) the number of voting stations or voting booths required in each polling place, in relation to the number of registered voters assigned to the polling place;

(x) the practices and procedures in each polling place appropriate to the operation of the voting system;

(xi) assuring ballot accountability in systems using a document ballot;

(xii) the actions required to tabulate votes; and

(xiii) postelection review and audit of the system's output.

(3) Certification of a voting system is not effective until the regulations applicable to the voting system have been adopted.

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) The training materials utilized by the program may include:

(1) an instruction manual and other written directives;

(2) curriculum for training sessions; and

(3) audiovisuals.

(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) (1) THE STATE BOARD SHALL PROVIDE ELECTION JUDGES WITH UNIFORM STATEWIDE TRAINING ON THE VOTING SYSTEM, INCLUDING:

(I) ALL FEATURES OF THE VOTING SYSTEM THAT PROVIDE ACCESS TO VOTERS WITH DISABILITIES; AND

(II) THE RIGHTS OF VOTERS WITH DISABILITIES, INCLUDING THOSE RIGHTS GUARANTEED BY STATE AND FEDERAL LAW.

[(e)**]** **(F)** Each local board shall conduct election judge training based on the program developed by the State Board.

[(f)**]** **(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.".

AMENDMENT NO. 3

On page 12, in line 19, strike "3." and substitute "2."; and in line 20, strike "March" and substitute "January".

AMENDMENT NO. 4

On page 12, after line 21, insert:

"SECTION 3. AND BE IT FURTHER ENACTED, That, if the Attorney General determines on or after the effective date of this Act that any provision of this Act is in conflict with any law of the United States or a rule, regulation, or policy of the U.S. Election Assistance Commission, the conflicting provision of this Act shall be abrogated and of no force or effect. The Attorney General, within 5 days after determining the existence of a conflict, shall notify in writing the Department of Legislative Services, Legislative Services Building, 90 State Circle, Annapolis, MD 21401.".

On page 13, in lines 4, 6, and 12, in each instance, strike "2" and substitute "1"; in line 13, strike "Section 4" and substitute "Sections 2 through 4"; and in line 14, strike "July" and substitute "October".

The preceding 4 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 1257)

AMENDED IN THE SENATE

House Bill 269 – Delegates Rosenberg and N. King

AN ACT concerning

Walter Sondheim Jr. Public Service Summer Internship Scholarship Program

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB0269/164135/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 269
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after "amount" insert "subject to the availability of certain funds".

AMENDMENT NO. 2

On page 4, in line 4, strike "**ON**" and substitute "**SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, ON**"; after line 9, insert:

"**(3) FUNDS FOR THE SCHOLARSHIPS AWARDED UNDER THIS SUBTITLE SHALL BE AS PROVIDED IN THE STATE BUDGET.**";

and in line 10, strike "**THE**" and substitute "**SUBJECT TO THE AVAILABILITY OF FUNDS, THE**".

On page 5, in lines 2 and 4, in each instance, strike "**SHALL**" and substitute "**MAY**".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1258)

AMENDED IN THE SENATE

House Bill 697 – Prince George's County Delegation

AN ACT concerning

Prince George's County School Facilities Surcharge – Exemption

PG 410–07

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB0697/294537/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 697
(Third Reading File Bill)

On page 3, in line 3, strike "**OR**"; and in line 10, after "**SOUTH**" insert "**;**

6. THE AREA BOUNDED BY AUTOVILLE DRIVE AND A LINE EXTENDING FROM THE SOUTHERN END OF AUTOVILLE DRIVE DIRECTLY SOUTH TO MARYLAND ROUTE 193 TO THE WEST, ERIE STREET TO THE NORTH, U.S. ROUTE 1 TO THE EAST, AND MARYLAND ROUTE 193 TO THE SOUTH; OR

7. THE AREA BOUNDED BY U.S. ROUTE 1 TO THE WEST, MARYLAND ROUTE 193 TO THE NORTH, 48TH AVENUE TO THE EAST, AND GREENBELT ROAD TO THE SOUTH".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 1259)

AMENDED IN THE SENATE

House Bill 1017 – Delegates Walker, Tarrant, Anderson, Barnes, Benson, Braveboy, Carter, Conaway, Davis, Doory, Gaines, Glenn, Hammen, Harrison, Haynes, Healey, Holmes, Howard, Hucker, Ivey, Kirk, Krysiak, Levi, Manno, McHale, McIntosh, Oaks, Pena–Melnyk, Proctor, Ramirez, Rice, Robinson, Rosenberg, Ross, Schuler, Stukes, Valderrama, Vaughn, and Waldstreicher

AN ACT concerning

Baltimore City and Prince George's County – Parent–Teacher Association Matching Fund Pilot Program

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB1017/824637/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1017
(Third Reading File Bill)

On page 1, in line 14, after "date;" insert "providing for the termination of this Act;".

On page 3, in line 6, strike "**$250,000**" and substitute "**$200,000**".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 113 Negative – 20 (See Roll Call No. 1260)

AMENDED IN THE SENATE

House Bill 1123 – Delegates Hixson, Barkley, Barve, Bronrott, Dumais, Gilchrist, Gutierrez, Heller, Hucker, Kaiser, N. King, Kramer, Lawton, Lee, Manno, Mizeur, Montgomery, Rice, Simmons, and Taylor

AN ACT concerning

Workforce Shortage Student Assistance Grants – Ida G. and L. Leonard Ruben ~~Scholarship~~ Scholarships

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB1123/584536/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1123
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 12 in its entirety and substitute:

"Section 18–708(b) and (c)";

and strike in their entirety lines 15 and 16.

On page 2, strike in their entirety lines 1 through 3, inclusive, and substitute:

"BY repealing and reenacting, with amendments,
Article – Education
Section 18–708(e)(5)
Annotated Code of Maryland
(2006 Replacement Volume)".

AMENDMENT NO. 2

On page 2, in line 22, after "providers" insert "**(THE GRANT TO BE KNOWN AS THE IDA G. AND L. LEONARD RUBEN SCHOLARSHIPS)**".

On page 3, strike in their entirety lines 4 through 8, inclusive.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1261)

AMENDED IN THE SENATE

House Bill 1199 – Delegates Hixson ~~and N. King~~, N. King, Bartlett, Barve, Cardin, Doory, Elmore, George, Gilchrist, Howard, Ivey, Jennings, Kaiser, Krebs, McKee, Murphy, Olszewski, Rice, Ross, Stukes, and Walker

AN ACT concerning

Education – Meals for Achievement In–Classroom Breakfast Program – Eligibility

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB1199/894530/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1199
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "Education –" insert "Maryland"; strike beginning with "altering" in line 4 down through "Program;" in line 5 and substitute "authorizing the General Assembly to consider expanding the Maryland Meals for Achievement In–Classroom Breakfast Program under certain circumstances;"; and in line 8, strike "with" and substitute "without".

AMENDMENT NO. 2

On page 2, in line 18, strike the brackets; and in the same line, strike "**35%**".

On page 3, after line 24, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That if the Governor provides full funding in the State budget for all eligible schools under the Maryland Meals for Achievement In–Classroom Breakfast Program, then the General Assembly may consider expanding the eligibility criteria for the Program.";

and in line 25, strike "2." and substitute "3.".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 1262)

AMENDED IN THE SENATE

House Bill 1372 – Delegates Gaines, Barkley, Benson, Bohanan, Branch, DeBoy, Frush, Griffith, Healey, Love, Murphy, Pena–Melnyk, ~~and Ross~~ Ross, Bartlett, Barve, Cardin, Doory, Elmore, George, Gilchrist, Hixson, Howard, Ivey, Jennings, Kaiser, N. King, Krebs, McKee, Olszewski, Rice, Stukes, and Walker

AN ACT concerning

Student Health – Inhalant Abuse – Awareness Campaign and Education Requirements
(Mackenzie's Law)

Delegate Hixson moved that the House concur in the Senate amendments.

(Amendment ID: HB1372/764639/1)

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1372
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "Campaign" in line 2 down through "Requirements" in line 3 and substitute ", Training, and Distribution of Materials"; in line 5, strike "Superintendent of Schools" and substitute "Department of Education";

strike beginning with "establish" in line 6 down through "date" in line 13 and substitute "provide awareness and training for certain individuals on inhalant abuse; requiring the Department of Health and Mental Hygiene to provide to the State Department of Education certain information and materials on inhalant abuse"; and strike beginning with "an" in line 13 down through "to" in line 14 and substitute "awareness of and training and distribution of materials related to".

AMENDMENT NO. 2

On page 2, in line 9, strike "**STATE SUPERINTENDENT**" and substitute "**DEPARTMENT**"; in line 10, after "**SHALL**" insert "**PROVIDE AWARENESS AND TRAINING FOR DIRECTORS OF STUDENT SERVICES IN LOCAL EDUCATION AGENCIES ON INHALANT ABUSE.**

(B) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL PROVIDE TO THE DEPARTMENT:

(1) RESOURCE INFORMATION ON INHALANT ABUSE TO BE DISTRIBUTED TO LOCAL SCHOOL SUPERVISORS OF HEALTH, COUNSELING, AND PSYCHOLOGY; AND

(2) MATERIALS FOR DISTRIBUTION THAT DESCRIBE LOCAL, STATE, AND NATIONAL RESOURCES TO WHICH STUDENTS, PARENTS, COUNSELORS, AND SCHOOL PERSONNEL CAN REFER FOR INFORMATION ON INHALANT ABUSE.";

and strike beginning with "**ESTABLISH**" in line 10 down through "**SUBDIVISION;**" in line 28.

On page 3, strike in their entirety lines 1 through 22, inclusive; and in line 23, strike "3." and substitute "2.".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1263)

CONFERENCE COMMITTEE REPORT

BILL NO.: **SB 532** SPONSOR: **Senator Dyson**

SUBJECT: **Natural Resources – Diamondback Terrapin – Take and Possession**

THIRD READING CALENDAR HOUSE NO. **33** SENATE NO. **24**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the attached Environmental Matters Committee Amendment (SB0532/770113/1) be adopted.

(2) That the attached Delegate Holmes Amendments (SB0532/103929/2) be adopted.

(3) That the attached Conference Committee Amendment (SB0532/733724/1) be adopted.

(Amendment ID: SB0532/770113/1)

BY: Environmental Matters Committee

AMENDMENT TO SENATE BILL 532
(Third Reading File Bill)

On page 8, in line 14, strike "October" and substitute "July".

(Amendment ID: SB0532/103929/2)

BY: Delegate Holmes

AMENDMENTS TO SENATE BILL 532
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after "purposes;" insert "providing for certain exceptions to the prohibition on possessing diamondback terrapin; requiring the Department, in consultation with the Maryland Aquaculture Coordinating Council, to adopt certain regulations before issuing certain permits;".

AMENDMENT NO. 2

On page 4, in line 3, strike "**OR**"; in line 7, after "**ARTICLE**" insert "**; OR**

(3) THE POSSESSION AND BREEDING OF DIAMONDBACK TERRAPIN BY A PERSON WHO HOLDS A VALID PERMIT ISSUED BY THE DEPARTMENT FOR:

(I) AQUACULTURE ACTIVITIES UNDER SUBTITLE 11A OF THIS TITLE; OR

(II) CAPTIVE WILDLIFE BREEDING UNDER TITLE 10, SUBTITLE 9 OF THIS ARTICLE";

and after line 7, insert:

"**(C) (1) THE DEPARTMENT, IN CONSULTATION WITH THE MARYLAND AQUACULTURE COORDINATING COUNCIL, SHALL ADOPT REGULATIONS FOR DIAMONDBACK TERRAPIN AQUACULTURE AND CAPTIVE BREEDING BEFORE ISSUING ANY ADDITIONAL PERMITS RELATING TO DIAMONDBACK TERRAPIN UNDER SUBTITLE 11A OF THIS TITLE OR TITLE 10, SUBTITLE 9 OF THIS ARTICLE.**

(2) THE REGULATIONS ADOPTED IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION SHALL INCLUDE:

(I) VERIFIABLE SAFEGUARDS TO IDENTIFY LEGALLY OBTAINED DIAMONDBACK TERRAPIN;

(II) STANDARDS FOR DIAMONDBACK TERRAPIN HUSBANDRY; AND

(III) STANDARDS FOR SHIPPING DIAMONDBACK TERRAPIN.".

(Amendment ID: SB0532/733724/1)

BY: Conference Committee

AMENDMENT TO SENATE BILL 532, AS AMENDED

On page 1 of Delegate Holmes' Amendments (SB0532/103929/2), in line 2 of Amendment No. 1, after "on" insert "taking or".

Senate Members:	House Members:
Chairman, **Roy P. Dyson**	Chairman, **Marvin E. Holmes, Jr.**
Paul G. Pinsky	**Virginia P. Clagett**
Gwendolyn Britt	**Anthony J. O'Donnell**

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 135 Negative – 4 (See Roll Call No. 1264)

The Bill was then returned to the Senate.

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #32

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 535 – Senators Klausmeier and Exum

AN ACT concerning

Public Safety – Carbon Monoxide Alarms

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 1018 – Senator Muse

AN ACT concerning

Task Force to Study Rent Stabilization for the Elderly in Prince George's County

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR
HB 447	St. Mary's County Del.

Read and ordered journalized.

CONCURRENCE CALENDAR #16

AMENDED IN THE SENATE

House Bill 281 – Delegates Hubbard and Rosenberg

AN ACT concerning

Mental Health – Incarcerated Individuals with Mental Illness

Delegate Vallario moved that the House concur in the Senate amendments.

(Amendment ID: HB0281/283926/1)

BY: Senator Middleton

AMENDMENT TO HOUSE BILL 281
(Third Reading File Bill)

On page 3, in line 18, strike "**NOT**"; and in the same line, strike "**UNDER ANY**" and substitute "**WITHOUT**".

On page 5, in line 29, strike "implementation".

On page 7, in line 18, strike "implementation".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 1265)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #81

House Bill 673 – Delegates McComas, Ali, Bartlett, Bronrott, Eckardt, George, Haddaway, Kullen, Lee, Schuler, Sossi, and Weldon

SECOND PRINTING

AN ACT concerning

Crimes – Leaving Dogs Outside and Unattended by Use of Restraints – Penalties

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 9 (See Roll Call No. 1266)

The Bill was then sent to the Senate.

CONCURRENCE CALENDAR #17

AMENDED IN THE SENATE

House Bill 1057 – ~~Delegate Mizeur~~ Delegates Mizeur, Hammen, Benson, Bromwell, Costa, Elliott, Hubbard, Kach, Kipke, Kullen, ~~McDonough,~~ Montgomery, Morhaim, Nathan–Pulliam, Oaks, Pena–Melnyk, Pendergrass, Riley, Tarrant, V. Turner, and Weldon

AN ACT concerning

Health Insurance – ~~Equity in~~ Family Coverage Expansion Act

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB1057/247170/1)

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1057
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after "proof;" insert "requiring the Maryland Insurance Commissioner to adopt regulations to implement certain provisions of this Act;"; and in line 11, strike "Maryland Insurance".

On page 2, in line 2, after "Act;" insert "providing for the construction of this Act;".

AMENDMENT NO. 2

On page 3, in line 15, strike "**(1)**"; strike beginning with the first "**THE**" in line 15 down through "**CHILD**" in line 17 and substitute "**, "CHILD**"; in line 19, strike "**(I)**" and substitute "**(1)**"; in line 20, strike "**1.**" and substitute "**(I)**"; in line 22, strike "**2.**" and substitute "**(II)**"; and in line 24, strike "**3.**" and substitute "**(III)**".

On page 4, in lines 1, 4, 5, and 6, strike "**(II)**", "**(III)**", "**(IV)**", and "**(V)**", respectively, and substitute "**(2)**", "**(3)**", "**(4)**", and "**(5)**", respectively; and strike in their entirety lines 7 through 17, inclusive.

On page 5, after line 21, insert:

"**(E) THE COMMISSIONER SHALL ADOPT REGULATIONS TO IMPLEMENT THIS SECTION.**".

AMENDMENT NO. 3

On page 6, in line 25, strike "**ARTICLE**" and substitute "**SUBTITLE**".

On page 8, in line 3, strike "**AND**"; and in line 4 strike "**COVERAGE**" and substitute "**COVERAGE; AND**

6. FIXED INDEMNITY LIMITED BENEFIT INSURANCE THAT DOES NOT PROVIDE BENEFITS ON AN EXPENSE INCURRED BASIS".

AMENDMENT NO. 4

On page 9, in line 23, after "buy–in" insert ", including any potential for adverse selection that such a buy–in might create".

On page 10, in line 3, strike "October 1, 2007" and substitute "January 1, 2008"; after line 3, insert:

"SECTION 4. AND BE IT FURTHER ENACTED, That this Act may not be construed in any way that conflicts with the public policy of the State that recognizes a valid marriage to be only a marriage between a man and a woman.";

in line 4, strike "4." and substitute "5."; and in line 5, strike "October" and substitute "June".

The preceding 4 amendments were read and concurred in.

(Amendment ID: HB1057/923428/1)

BY: Senator Haines

AMENDMENT TO HOUSE BILL 1057, AS AMENDED

On page 2 of the Finance Committee Amendments (HB1057/247170/1), in line 6 of Amendment No. 4, after "way" insert ":

(1)";

and in line 7, after "woman" insert "; or

(2) to establish a civil union in this State".

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 122 Negative – 18 (See Roll Call No. 1267)

AMENDED IN THE SENATE

House Bill 1439 – Chair, Health and Government Operations Committee (By Request – Departmental – Military)

AN ACT concerning

Military Department – Adjutant General and Assistant Adjutants General

Delegate Hammen moved that the House concur in the Senate amendments.

(Amendment ID: HB1439/673429/1)

BY: Senator Della

AMENDMENTS TO HOUSE BILL 1439
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "General" insert "– Qualifications and Duties"; and in line 5, after "General;" insert "requiring the Adjutant General in consultation with the Assistant Adjutants General to submit a certain report to the General Assembly;".

AMENDMENT NO. 2

On page 3, after line 15, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That the Adjutant General for the Maryland Army National Guard, in consultation with the Assistant Adjutants General, shall report to the General Assembly on a quarterly basis beginning on January 1, 2008, in accordance with § 2–1246 of the State Government Article, on the number of Maryland National Guard members killed or injured while on active duty and the circumstances of the deaths or injuries.";

and in line 16, strike "2." and substitute "3.".

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 1268)

THE COMMITTEE ON ECONOMIC MATTERS REPORT #27

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 261 – Senators Garagiola, Brinkley, Colburn, Conway, Forehand, Hogan, Hooper, Jacobs, Jones, Klausmeier, Kramer, Lenett, Madaleno, McFadden, Mooney, Pugh, and Raskin

AN ACT concerning

~~**Biodiesel Renewable Fuel Act**~~
Task Force on Renewable Alternative Fuels

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis moved to put **Senate Bill 261** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 1269)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 261** was placed on Third Reading.

Senate Bill 261 – Senators Garagiola, Brinkley, Colburn, Conway, Forehand, Hogan, Hooper, Jacobs, Jones, Klausmeier, Kramer, Lenett, Madaleno, McFadden, Mooney, Pugh, and Raskin

AN ACT concerning

~~**Biodiesel Renewable Fuel Act**~~
Task Force on Renewable Alternative Fuels

STATUS OF BILL: BILL ON 3RD READING

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1270)

The Bill was then returned to the Senate.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

Senate Bill 333 – Senators Frosh ~~and Forehand~~, Forehand, Conway, Dyson, Britt, Colburn, Lenett, Pinsky, Rosapepe, and Zirkin

AN ACT concerning

Commission on Maryland's Energy Future

(Amendment ID: SB0333/953299/2)

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 333
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Commission" and substitute "Task Force"; in lines 3, 4, 5, and 6, in each instance, strike "Commission" and substitute "Task Force"; in line 4, after the semicolon insert "requiring the Task Force to assess certain matters in order to assist the Public Service Commission in a certain evaluation; requiring the Task Force to solicit input from and encourage participation of certain persons;"; strike beginning with "within" in line 5 down through "Act" in line 6 and substitute "by certain dates"; in line

6, after "Governor" insert ", the Commission,"; and in line 8, after "to" insert "the adequacy of electric generation and transmission supply in the State, and".

AMENDMENT NO. 2

On page 2, after line 3, insert:

"WHEREAS, The Public Service Commission, the PJM Interconnection, and the Power Plant Research Program of the Department of Natural Resources have all identified significant constraints in the transmission systems serving Maryland and a widening gap between the projected demand for electricity in the State and the availability of transmission and generation facilities to meet that demand; and";

and in line 9, after "energy;" insert "and

WHEREAS, A coordinated approach among all levels of government and the private sector is needed to address the needs of the region and the State for strategies to address availability, safety, and reliability issues of the electricity generation, transmission, and distribution systems and to employ in an effective manner alternative energy sources and energy conservation measures;".

On page 2 in lines 12 and 13, on page 3 in line 10, and on page 4 in lines 10, 11, 19, and 21, in each instance, strike "Commission" and substitute "Task Force".

On page 3, in line 22, after "(4)" insert "in order to assist the Public Service Commission in its evaluation of current and future transmission and generation facilities under Section 7(a) of Chapter 5 of the Acts of the General Assembly of the 2006 Special Session:

(i) assess the availability of adequate transmission and generation facilities to serve the electrical load demands of all customers in the State;

(ii) identify pricing and physical constraints on the electrical transmission and distribution grids in the State; and

(iii) develop and assess options and policy recommendations to provide an adequate, safe, and reliable supply of electricity at reasonable cost to all customers in the State;

(5)";

and in lines 24, 27, and 28, strike "(5)", "(6)", and "(7)", respectively, and substitute "(6)", "(7)", and "(8)", respectively.

On page 4, in lines 6, 10, and 12, strike "(8)", "(9)", and "(10)", respectively, and substitute "(9)", "(10)", and "(11)", respectively; after line 18, insert:

"(f) In studying the current and future availability of adequate transmission and generation facilities under subsection (e)(5) of this section, and other matters as appropriate, the Task Force shall solicit input from, shall encourage participation of, and may establish workgroups including representation from legislators, from federal, State, and local government agencies, and from private citizens and private–sector interest groups that approach the Task Force or that the Task Force otherwise identifies.";

in lines 19 and 21, strike "(f)" and "(g)", respectively, and substitute "(g)" and "(h) (1)", respectively; in line 21, strike "On" and substitute "Except as provided in paragraph (2) of this subsection, on"; in line 22, after "Governor" insert ", the Public Service Commission,"; after line 23, insert:

"(2) On or before March 1, 2008, the Task Force shall report its findings and recommendations under subsection (e)(5) of this section to the Governor, the Public Service Commission, and, in accordance with § 2–1246 of the State Government Article, the General Assembly.";

and in line 25, strike "6" and substitute "7".

The preceding 2 amendments were read only.

Delegate Davis moved to make the Bill and Amendments a Special Order for the end of this calendar.

The motion was adopted.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

Senate Bill 361 – Senators Lenett, Forehand, Britt, Colburn, Conway, Currie, Dyson, Edwards, Frosh, Haines, Hooper, Jones, Kelley, Madaleno, McFadden, Munson, Muse, Peters, Pinsky, Pugh, Raskin, Robey, Rosapepe, Simonaire, Stone, and Zirkin

AN ACT concerning

Cigarette Fire Safety Performance Standard and Firefighter Protection Act

(Amendment ID: SB0361/563396/1)

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 361
(Third Reading File Bill)

On page 5, in line 8, strike "**(E)**" and substitute "**(E)(1)**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis moved to put **Senate Bill 361** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 1271)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 361** was placed on Third Reading.

Senate Bill 361 – Senators Lenett, Forehand, Britt, Colburn, Conway, Currie, Dyson, Edwards, Frosh, Haines, Hooper, Jones, Kelley, Madaleno, McFadden, Munson, Muse, Peters, Pinsky, Pugh, Raskin, Robey, Rosapepe, Simonaire, Stone, and Zirkin

AN ACT concerning

Cigarette Fire Safety Performance Standard and Firefighter Protection Act

STATUS OF BILL: BILL ON 3RD READING

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 1272)

The Bill was then returned to the Senate.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

Senate Bill 806 – Senator McFadden

AN ACT concerning

Baltimore City – Alcoholic Beverages Act of 2007

(Amendment ID: SB0806/323994/1)

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 806
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "revising" in line 3 down through "precincts;" in line 9; and in line 13, strike "defining a certain term;".

On pages 1 and 2, strike in their entirety the lines beginning with line 16 on page 1 through line 1 on page 2, inclusive.

On page 2, in line 4, strike "9–204.1,"; and in the same line, strike ", and" and substitute "**AND**".

AMENDMENT NO. 2

On pages 2 through 8, strike in their entirety the lines beginning with line 13 on page 2 through line 13 on page 8, 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 moved to put **Senate Bill 806** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 1273)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 806** was placed on Third Reading.

Senate Bill 806 – Senator McFadden

AN ACT concerning

Baltimore City – Alcoholic Beverages Act of 2007

STATUS OF BILL: BILL ON 3RD READING

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 1274)

The Bill was then returned to the Senate.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 1036 – Senators DeGrange and Astle

EMERGENCY BILL

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Immediate Suspension of Licenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis moved to put **Senate Bill 1036** on Third Reading on the same day in compliance with the Constitution.

The roll call vote resulted as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1275)

Two–thirds of the Delegates elected having voted in the affirmative, **Senate Bill 1036** was placed on Third Reading.

Senate Bill 1036 – Senators DeGrange and Astle

EMERGENCY BILL

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Immediate Suspension of Licenses

STATUS OF BILL: BILL ON 3RD READING

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 1276)

The Bill was then returned to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

Senate Bill 333 – Senators Frosh ~~and Forehand~~, Forehand, Conway, Dyson, Britt, Colburn, Lenett, Pinsky, Rosapepe, and Zirkin

AN ACT concerning

Commission on Maryland's Energy Future

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

(Amendment ID: SB0333/953299/2)

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 333
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Commission" and substitute "Task Force"; in lines 3, 4, 5, and 6, in each instance, strike "Commission" and substitute "Task Force"; in line 4, after the semicolon insert "requiring the Task Force to assess certain matters in order to assist the Public Service Commission in a certain evaluation; requiring the Task Force to solicit input from and encourage participation of certain persons;"; strike beginning with "within" in line 5 down through "Act" in line 6 and substitute "by certain dates"; in line 6, after "Governor" insert ", the Commission,"; and in line 8, after "to" insert "the adequacy of electric generation and transmission supply in the State, and".

AMENDMENT NO. 2

On page 2, after line 3, insert:

"WHEREAS, The Public Service Commission, the PJM Interconnection, and the Power Plant Research Program of the Department of Natural Resources have all identified significant constraints in the transmission systems serving Maryland and a widening gap between the projected demand for electricity in the State and the availability of transmission and generation facilities to meet that demand; and";

and in line 9, after "energy;" insert "and

WHEREAS, A coordinated approach among all levels of government and the private sector is needed to address the needs of the region and the State for strategies to address availability, safety, and reliability issues of the electricity generation, transmission, and distribution systems and to employ in an effective manner alternative energy sources and energy conservation measures;".

On page 2 in lines 12 and 13, on page 3 in line 10, and on page 4 in lines 10, 11, 19, and 21, in each instance, strike "Commission" and substitute "Task Force".

On page 3, in line 22, after "(4)" insert "in order to assist the Public Service Commission in its evaluation of current and future transmission and generation facilities under Section 7(a) of Chapter 5 of the Acts of the General Assembly of the 2006 Special Session:

(i) assess the availability of adequate transmission and generation facilities to serve the electrical load demands of all customers in the State;

(ii) identify pricing and physical constraints on the electrical transmission and distribution grids in the State; and

(iii) develop and assess options and policy recommendations to provide an adequate, safe, and reliable supply of electricity at reasonable cost to all customers in the State;

(5)";

and in lines 24, 27, and 28, strike "(5)", "(6)", and "(7)", respectively, and substitute "(6)", "(7)", and "(8)", respectively.

On page 4, in lines 6, 10, and 12, strike "(8)", "(9)", and "(10)", respectively, and substitute "(9)", "(10)", and "(11)", respectively; after line 18, insert:

"(f) In studying the current and future availability of adequate transmission and generation facilities under subsection (e)(5) of this section, and other matters as appropriate, the Task Force shall solicit input from, shall encourage participation of, and may establish workgroups including representation from legislators, from federal, State, and local government agencies, and from private citizens and private–sector interest groups that approach the Task Force or that the Task Force otherwise identifies.";

in lines 19 and 21, strike "(f)" and "(g)", respectively, and substitute "(g)" and "(h) (1)", respectively; in line 21, strike "On" and substitute "Except as provided in paragraph (2) of this subsection, on"; in line 22, after "Governor" insert ", the Public Service Commission,"; after line 23, insert:

"(2) On or before March 1, 2008, the Task Force shall report its findings and recommendations under subsection (e)(5) of this section to the Governor, the Public Service Commission, and, in accordance with § 2–1246 of the State Government Article, the General Assembly.";

and in line 25, strike "6" and substitute "7".

The preceding 2 amendments were read only.

REPORT ON THE STATE OPERATING BUDGET (HOUSE BILL 50) AND THE STATE CAPITAL BUDGET (HOUSE BILL 51) AND RELATED RECOMMENDATIONS BY THE CHAIRMEN OF THE SENATE BUDGET AND TAXATION COMMITTEE AND THE HOUSE COMMITTEE ON APPROPRIATIONS – JOINT CHAIRMEN'S REPORT
(See Exhibit U of Appendix II)

CHIEF CLERK'S OFFICE RECEIPTS FOR BILLS DELIVERED TO THE GOVERNOR
(See Exhibit V of Appendix II)

MESSAGE TO THE SENATE

APRIL 9, 2007

BY THE MAJORITY LEADER:

LADIES AND GENTLEMEN OF THE SENATE:

WE PROPOSE WITH YOUR CONCURRENCE, THAT WHEN THE GENERAL ASSEMBLY ADJOURNS APRIL 9, 2007 AT TWELVE O'CLOCK MIDNIGHT, IT STANDS ADJOURNED SINE DIE.

WE FURTHER PROPOSE THE APPOINTMENT OF A JOINT COMMITTEE, TWO ON THE PART OF THE SENATE AND TWO ON THE PART OF THE HOUSE, TO WAIT UPON HIS EXCELLENCY, THE GOVERNOR OF MARYLAND, TO INFORM HIM THAT THE GENERAL ASSEMBLY WILL ADJOURN APRIL 9, 2007, AT TWELVE O'CLOCK SINE DIE, IN ACCORDANCE WITH THE PROVISIONS OF THE CONSTITUTION AND TO INQUIRE IF HE HAS ANY FURTHER COMMUNICATIONS TO MAKE TO THE GENERAL ASSEMBLY.

WE HAVE APPOINTED ON THE PART OF THE HOUSE, DELEGATES BARVE AND O'DONNELL.

BY ORDER,

MARY MONAHAN
CHIEF CLERK

Adopted.

MESSAGE TO THE HOUSE OF DELEGATES

April 9, 2007

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

We have received your message proposing that when the General Assembly adjourns, April 9, 2007, at Twelve o'clock Midnight, it stands adjourned Sine Die.

The Senate concurs therein.

We agree to the Joint Committee to wait upon his Excellency, the Honorable Martin O'Malley, Governor of Maryland. The Senate appoints Senators Kasemeyer and Brinkley.

By Order,

William B.C. Addison, Jr.
Secretary

Journalized.

At 12:00 A.M. on motion of Delegate Barve the House adjourned Sine Die.

House Rules are not available electronically.

Please see the printed House Journal.

APPENDIX I

ROLL CALLS

List of Excuses - 2007

January 11
Del. Bronrott – personal – late
Del. Walkup – personal – late

January 12
Del. Jones – business - district
Del. McComas – business – court

January 15
Del. Bates – personal **–** family business - out of town
Del. Jennings – personal
Del. Kelly – personal
Del. Levi – personal – funeral – death in family
Del. Mathias – Martin Luther King, Jr. Service
Del. McConkey – illness
Del. F. Turner – personal – wife sick

January 16
Del. Bates - personal - family business - out of town
Del. Elmore - medical
Del. Levi - personal - funeral - death in family
Del. McDonough - personal - traffic
Del. Vaughn - medical

January 17
Del. Bronrott - in traffic - late
Del. Vaughn - in traffic – late
Del. Davis – stuck in traffic

January 18
Del. Davis – personal
Del. Glassman – personal – doctor appointment
Del. Goldwater – illness
Del. V. Turner – medical

January 19
Del. Carter - medical
Del. Goldwater - illness
Del. Griffith – personal – speaking engagement
Del. McKee - surgery
Del. V. Turner - medical

January 22
Del. Goldwater – illness
Del. Kelly – business
Del. McKee – recovering from surgery
Del. V. Turner - medical

January 23
Del. Costa – illness
Del. Goldwater – illness
Del. Harrison – doctor's appointment
Del. McKee – recovering from surgery
Del. V. Turner – medical
Del. Walkup - Personal

January 24
Del. Beidle – mtg. w/Governor
Del. Bronrott – funeral
Del. G. Clagett – mtg. w/Governor
Del. V. Clagett – mtg. w/Governor
Del. Dwyer – mtg. w/Governor
Del. George – mtg. w/Governor
Del. Goldwater – illness
Del. Kipke – mtg. w/Governor
Del. Lee – funeral
Del. Love- medical
Del. McConkey – mtg. w/Governor – left early
Del. McIntosh – doctor's appointment
Del. McKee – recovering from surgery
Del. Schuh – mtg. w/Governor
Del. Sophocleus – mtg. w/Governor
Del. V. Turner – medical

January 25
Del. Bartlett – stuck in traffic jam
Del. Goldwater – illness
Del. Nathan-Pulliam – illness
Del. V. Turner – medical

January 26
Del. Cane – business/National AG Conf. – D.C.
Del. V. Clagett – funeral
Del. Goldwater – illness
Del. McKee – doctor's appointment
Del. Ross – out of town
Del. V. Turner – medical

List of Excuses - 2007

January 29
Del. Bobo – illness
Del. Davis – illness
Del. Kelly – personal
Del. F. Turner – illness
Del. V. Turner – medical
Del. Walkup – husband ill

January 30
Del. J. King – court
Del. V. Turner – medical

January 31
Del. Rosenberg – personal
Del. V. Turner – medical

February 1
Del. Holmes – business
Del. J. King – court
Del. Proctor - funeral
Del. Rosenberg – personal
Del. V. Turner – medical

February 2
Del. McConkey – illness
Del. Mizeur – Democratic National Committee Mtg.
Del. O'Donnell - medical
Del. Rosenberg – personal
Del. V. Turner – medical
Del. Walkup – medical

February 5
Del. Barve – illness
Del. Goldwater – illness
Del. V. Turner – medical
Del. Walkup – medical

February 6
Del. Goldwater – illness
Del. O'Donnell – funeral
Del. V. Turner – medical
Del. Walkup – medical

February 7
Del. Goldwater – illness
Del. V. Turner – medical

February 8
Del. Goldwater – illness
Del. V. Turner – medical

February 9
Del. Goldwater – illness
Del. Love - illness
Del. V. Turner – medical

February 12
Del. Carter – late – car trouble
Del. Glenn – illness
Del. Goldwater – illness
Del. Heller – illness
Del. McDonough – illness - flu
Del. V. Turner – medical

February 13
Del. Glenn – illness
Del. Goldwater – illness
Del. Hecht - illness
Del. McDonough – illness - flu
Del. V. Turner – medical

February 14
(Inclement weather – ice storm)
Del. Carter – mother in hospital
Del. Glassman – medical appointment
Del. Glenn – illness
Del. Goldwater – illness
Del. Kelly – inclement weather
Del. McConkey – late - inclement weather/road closed
Del. McDonough – illness - flu
Del. V. Turner – medical

List of Excuses - 2007

February 15
Del. Bates – illness
Del. Carter – mother in hospital
Del. Donoghue – wife surgery
Del. Goldwater – illness
Del. Hucker – illness
Del. Kach – left early – illness
Del. Simmons – left early – illness
Del. V. Turner – medical
Del. Weir - illness

February 16
Del. Carter – mother in hospital
Del. G. Clagett – medical
Del. Donoghue – wife surgery
Del. Goldwater – illness
Del. Kach – illness
Del. V. Turner – medical
Del. Weir – illness

February 19
Del. Carter – mother's illness
Del. Goldwater – illness
Del. McIntosh – traveling to Boston
Del. F. Turner – illness
Del. V. Turner – medical

February 20
Del. Goldwater – illness
Del. V. Turner – medical
Del. Walkup – medical

February 21
Del. Goldwater – illness
Del. V. Turner – medical

February 22
Del. Davis - funeral
Del. Goldwater – illness
Del. Impallaria – personal
Del. Sophocleus – personal – court
Del. V. Turner – medical

February 23
Del. Conaway – personal – room flooded
Del. Goldwater – illness
Del. Jameson – funeral
Del. Mathias – business
Del. Sophocleus – personal - court
Del. V. Turner – medical

February 26
Del. George – illness
Del. Goldwater – illness
Del. McHale – personal
Del. Mizeur – business in district
Del. Myers – business
Del. Pendergrass – business
Del. V. Turner – medical
Del. Walkup – illness

February 27
Del. Goldwater – illness
Del. Hixson – doctor's appointment
Del. Pendergrass – business
Del. V. Turner – medical

February 28
Del. Conaway – late - business
Del. Goldwater – illness
Del. Healey – funeral
Del. James – illness
Del. McDonough – illness
Del. Minnick – funeral
Del. Pendergrass – business
Del. F. Turner – left early – doctor's appointment
Del. V. Turner – medical

March 1
Del. Donoghue – doctor's appointment
Del. Goldwater – illness
Del. James – illness
Del. McDonough – illness
Del. V. Turner – medical

March 2
Del. Burns - funeral

List of Excuses - 2007

Del. Goldwater – illness
Del. V. Turner – medical
Del. Walker - business

March 5
Del. Goldwater – illness
Del. Myers – business

March 6
Del. Goldwater – illness
Del. Holmes – funeral

March 7
Del. Goldwater – illness
Del. Holmes – personal

March 8
Del. Goldwater – illness
Del. Pendergrass – personal
Del. Sophocleus – illness

March 9
Del. Davis – personal
Del. Goldwater – illness
Del. Healey – left early -business
Del. Howard – business

March 12
Del. Goldwater – illness

March 13
Del. Goldwater – illness
Del. J. King – doctor's appointment
Del. Shewell – illness

March 14
Del. Goldwater – illness
Del. Shewell – illness

March 15
Del. Davis – funeral
Del. Goldwater – illness
Del. Proctor – funeral
Del. Weir – funeral

March 16
Del. Goldwater – illness

March 19
Del. Goldwater – illness
Del. McHale – business
Del. Myers – personal

March 20
Del. Goldwater – illness
Del. Howard – funeral
Del. Kaiser – funeral
Del. Proctor – funeral

March 21
Del. Goldwater – illness

March 22
Del. Goldwater – illness

March 23 – 1st Session
Del. Branch – funeral
Del. Davis – late – doctor's appointment
Del. Goldwater – illness
Del. N. King – at White House
Del. F. Turner – medical

March 23 – 2nd Session
Del. Branch – funeral
Del. Goldwater – illness
Del. F. Turner – medical

March 24 (Saturday)
Del. Cane – funeral
Del. Goldwater – illness
Del. Minnick – left early – personal
Del. F. Turner – medical

March 26 – 1st Session
Del. Conway – left early - family emergency
Del. Goldwater - illness
Del. Holmes – business - late
Del. Malone – illness – food poisoning

March 26 – 2nd Session
Del. Conway – family emergency
Del. Goldwater - illness

Del. Malone – illness – food poisoning
Del. F. Turner – left early – illness

March 27
Del. Goldwater - illness
Del. Krebs – left early – Governor's luncheon
Del. Malone – illness – food poisoning
Del. Ross – child ill, doctor's appointment
Del. Stukes – late - caught in traffic
Del. F. Turner – wife's surgery
Del. Walkup - late – doctor

March 28
Del. Bronrott – late - business
Del. Goldwater - illness
Del. F. Turner – wife's surgery

March 29
Del. Conway – brother-in-law – very ill<<CC;HB0050;DP >>

Del. Goldwater - illness
Del. McDonough - illness
Del. Stifler – funeral

March 30
Del. Conway – brother-in-law – very ill
Del. Costa - illness
Del. Goldwater - illness
Del. Heller – illness
Del. Malone – daughter being inducted into National Honor Society

April 2
Del. Ali – late – traffic
Del. Conway – death in family
Del. Glenn – personal - late
Del. Goldwater – illness
Del. Kelly – personal - late
Del. Walkup – late – doctor's appointment

April 3
Del. Bronrott – late – stuck in traffic
Del. Conway – funeral
Del. Goldwater – illness
Del. F. Turner – late – medical

April 4
Del. Davis – doctor's appointment
Del. Goldwater – illness
Del. Love – late - personal
Del. Walker – late – traffic

April 5 – 1st Session
Del. Goldwater – illness

April 5 – 2nd Session
Del. Cane – business
Del. Goldwater – illness

April 5 – 3rd Session
Del. Cane – business
Del. Goldwater – illness

April 6 – 1st Session
Del. Goldwater – illness
Del. F. Turner – medical

April 6 – 2nd Session
Del. Goldwater – illness

April 6 – 3rd Session
Del. Burns – left early – worship service
Del. Goldwater – illness

April 9 – 1st Session
Del. Goldwater – illness
Del. Rudolph – late – personal

April 9 – 2nd Session
Del. Goldwater – illness

April 9 – 3rd Session
Del. Goldwater – illness
Del. Davis – business – left briefly

April 9 – 4th Session
Del. Goldwater – illness

Seq No. 0001 January 10, 2007 12:05 PM
Presiding: Chief Clerk Legislative Date: January 10, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 139

QUORUM

139 Yeas	0 Nays	0 Excused	2 Not Voting	0 Excused (Absent)

Voting Yea - 139

Speaker Busch	Davis	Hixson	Malone	Rosenberg
Ali	DeBoy	Holmes	Manno	Ross
Anderson	Donoghue	Howard	Mathias	Rudolph
Aumann	Doory	Hubbard	McComas	Schuler
Barkley	Dumais	Hucker	McConkey	Shank
Barnes	Dwyer	Impallaria	McDonough	Shewell
Bartlett	Eckardt	Ivey	McHale	Simmons
Barve	Elliott	James	McIntosh	Smigiel
Bates	Elmore	Jameson	McKee	Sophocleus
Beidle	Feldman	Jennings	Miller	Sossi
Beitzel	Frank	Jones	Minnick	Stein
Benson	Frush	Kach	Mizeur	Stifler
Bobo	Gaines	Kaiser	Montgomery	Stocksdale
Bohanan	George	Kelly	Morhaim	Stukes
Boteler	Gilchrist	King_J	Murphy	Stull
Branch	Glassman	King_N	Myers	Tarrant
Braveboy	Glenn	Kipke	Nathan-Pulliam	Taylor
Bromwell	Goldwater	Kirk	Niemann	Turner_F
Bronrott	Griffith	Kramer	O'Donnell	Turner_V
Burns	Gutierrez	Krebs	Oaks	Valderrama
Cane	Guzzone	Krysiak	Olszewski	Vallario
Cardin	Haddaway	Kullen	Pena-Melnyk	Vaughn
Carter	Hammen	Lafferty	Pendergrass	Waldstreicher
Clagett_G	Harrison	Lawton	Proctor	Walker
Clagett_V	Haynes	Lee	Ramirez	Walkup
Conaway	Healey	Levi	Rice	Weir
Conway	Hecht	Levy	Riley	Weldon
Costa	Heller	Love	Robinson	

Voting Nay - 0

Not Voting - 2

Schuh	Wood

Excused From Voting - 0

Excused (Absent) - 0

Seq No. 0002 January 10, 2007 12:48 PM
Presiding: Speaker Busch Legislative Date: January 10, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 141

QUORUM

141 Yeas	0 Nays	0 Excused	0 Not Voting	0 Excused (Absent)

Voting Yea - 141

Speaker Busch	DeBoy	Howard	McComas	Schuler
Ali	Donoghue	Hubbard	McConkey	Shank
Anderson	Doory	Hucker	McDonough	Shewell
Aumann	Dumais	Impallaria	McHale	Simmons
Barkley	Dwyer	Ivey	McIntosh	Smigiel
Barnes	Eckardt	James	McKee	Sophocleus
Bartlett	Elliott	Jameson	Miller	Sossi
Barve	Elmore	Jennings	Minnick	Stein
Bates	Feldman	Jones	Mizeur	Stifler
Beidle	Frank	Kach	Montgomery	Stocksdale
Beitzel	Frush	Kaiser	Morhaim	Stukes
Benson	Gaines	Kelly	Murphy	Stull
Bobo	George	King_J	Myers	Tarrant
Bohanan	Gilchrist	King_N	Nathan-Pulliam	Taylor
Boteler	Glassman	Kipke	Niemann	Turner_F
Branch	Glenn	Kirk	O'Donnell	Turner_V
Braveboy	Goldwater	Kramer	Oaks	Valderrama
Bromwell	Griffith	Krebs	Olszewski	Vallario
Bronrott	Gutierrez	Krysiak	Pena-Melnyk	Vaughn
Burns	Guzzone	Kullen	Pendergrass	Waldstreicher
Cane	Haddaway	Lafferty	Proctor	Walker
Cardin	Hammen	Lawton	Ramirez	Walkup
Carter	Harrison	Lee	Rice	Weir
Clagett_G	Haynes	Levi	Riley	Weldon
Clagett_V	Healey	Levy	Robinson	Wood
Conaway	Hecht	Love	Rosenberg	
Conway	Heller	Malone	Ross	
Costa	Hixson	Manno	Rudolph	
Davis	Holmes	Mathias	Schuh	

Voting Nay - 0
Not Voting - 0
Excused From Voting - 0
Excused (Absent) - 0

Seq No. 0003 January 11, 2007 10:03 AM
Presiding: Speaker Busch Legislative Date: January 11, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 120

QUORUM

120 Yeas	0 Nays	0 Excused	19 Not Voting	2 Excused (Absent)

Voting Yea - 120

Speaker Busch	Donoghue	Hixson	Love	Rudolph
Ali	Doory	Holmes	Malone	Schuh
Aumann	Dumais	Howard	Manno	Schuler
Barkley	Dwyer	Hucker	Mathias	Shank
Barnes	Eckardt	Impallaria	McComas	Shewell
Bartlett	Elliott	Ivey	McConkey	Simmons
Barve	Elmore	James	McDonough	Smigiel
Bates	Feldman	Jameson	McHale	Sophocleus
Beidle	Frank	Jones	McKee	Sossi
Beitzel	Frush	Kach	Miller	Stein
Bobo	Gaines	Kaiser	Montgomery	Stifler
Bohanan	George	Kelly	Morhaim	Stocksdale
Boteler	Gilchrist	King_J	Murphy	Stull
Branch	Glassman	King_N	Nathan-Pulliam	Tarrant
Braveboy	Goldwater	Kipke	O'Donnell	Taylor
Bromwell	Gutierrez	Kirk	Oaks	Turner_F
Burns	Guzzone	Kramer	Olszewski	Valderrama
Cardin	Haddaway	Krebs	Pena-Melnyk	Vallario
Carter	Hammen	Krysiak	Pendergrass	Vaughn
Clagett_G	Harrison	Kullen	Ramirez	Waldstreicher
Clagett_V	Haynes	Lafferty	Rice	Walker
Costa	Healey	Lawton	Robinson	Weir
Davis	Hecht	Lee	Rosenberg	Weldon
DeBoy	Heller	Levy	Ross	Wood

Voting Nay - 0

Not Voting - 19

Anderson	Conway	Jennings	Mizeur	Riley
Benson	Glenn	Levi	Myers	Stukes
Cane	Griffith	McIntosh	Niemann	Turner_V
Conaway	Hubbard	Minnick	Proctor	

Excused From Voting - 0

Excused (Absent) - 2

Bronrott	Walkup

Seq No. 0004 January 11, 2007 10:27 AM
Presiding: Speaker Busch Legislative Date: January 11, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 139

QUORUM

139 Yeas	0 Nays	0 Excused	2 Not Voting	0 Excused (Absent)

Voting Yea - 139

Speaker Busch	DeBoy	Holmes	Mathias	Rudolph
Ali	Donoghue	Howard	McComas	Schuh
Anderson	Doory	Hubbard	McConkey	Schuler
Aumann	Dumais	Hucker	McDonough	Shank
Barkley	Dwyer	Impallaria	McHale	Shewell
Barnes	Eckardt	Ivey	McIntosh	Simmons
Bartlett	Elliott	James	McKee	Smigiel
Barve	Elmore	Jameson	Miller	Sophocleus
Bates	Feldman	Jennings	Minnick	Sossi
Beidle	Frank	Jones	Mizeur	Stein
Beitzel	Frush	Kach	Montgomery	Stifler
Benson	Gaines	Kaiser	Morhaim	Stocksdale
Bobo	George	Kelly	Murphy	Stukes
Bohanan	Gilchrist	King_J	Myers	Stull
Boteler	Glassman	King_N	Nathan-Pulliam	Tarrant
Branch	Glenn	Kipke	Niemann	Taylor
Braveboy	Goldwater	Kirk	O'Donnell	Turner_F
Bromwell	Griffith	Kramer	Oaks	Turner_V
Bronrott	Gutierrez	Krebs	Olszewski	Valderrama
Burns	Guzzone	Krysiak	Pena-Melnyk	Vallario
Cane	Haddaway	Kullen	Pendergrass	Vaughn
Cardin	Hammen	Lafferty	Proctor	Waldstreicher
Carter	Harrison	Lawton	Ramirez	Walker
Clagett_G	Haynes	Lee	Rice	Walkup
Clagett_V	Healey	Levy	Riley	Weir
Conway	Hecht	Love	Robinson	Weldon
Costa	Heller	Malone	Rosenberg	Wood
Davis	Hixson	Manno	Ross	

Voting Nay - 0

Not Voting - 2

Conaway	Levi

Excused From Voting - 0

Excused (Absent) - 0

Seq No. 0005 January 12, 2007 11:05 AM
Presiding: Speaker Busch Legislative Date: January 12, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 128

QUORUM

128 Yeas	0 Nays	0 Excused	11 Not Voting	2 Excused (Absent)

Voting Yea - 128

Speaker Busch	Donoghue	Holmes	Malone	Schuh
Ali	Doory	Howard	Manno	Schuler
Anderson	Dumais	Hubbard	Mathias	Shank
Aumann	Dwyer	Hucker	McConkey	Shewell
Barkley	Eckardt	Impallaria	McDonough	Simmons
Barnes	Elliott	Ivey	McHale	Smigiel
Bartlett	Elmore	James	McIntosh	Sophocleus
Barve	Feldman	Jameson	McKee	Sossi
Bates	Frank	Jennings	Miller	Stein
Beidle	Frush	Kach	Minnick	Stifler
Beitzel	Gaines	Kaiser	Mizeur	Stocksdale
Benson	George	Kelly	Montgomery	Stukes
Bobo	Gilchrist	King_J	Myers	Stull
Boteler	Glassman	King_N	Niemann	Tarrant
Branch	Glenn	Kipke	O'Donnell	Taylor
Braveboy	Griffith	Kirk	Olszewski	Turner_F
Bromwell	Gutierrez	Kramer	Pena-Melnyk	Turner_V
Bronrott	Guzzone	Krebs	Pendergrass	Valderrama
Burns	Haddaway	Krysiak	Proctor	Vallario
Cardin	Hammen	Kullen	Ramirez	Vaughn
Clagett_G	Harrison	Lafferty	Rice	Waldstreicher
Clagett_V	Haynes	Lawton	Riley	Walker
Conaway	Healey	Lee	Robinson	Weir
Conway	Hecht	Levi	Rosenberg	Weldon
Costa	Heller	Levy	Ross	
Davis	Hixson	Love	Rudolph	

Voting Nay - 0

Not Voting - 11

Bohanan	DeBoy	Murphy	Walkup
Cane	Goldwater	Nathan-Pulliam	Wood
Carter	Morhaim	Oaks	

Excused From Voting - 0

Excused (Absent) - 2

Jones	McComas

Seq No. 0006 January 12, 2007 11:23 AM
Presiding: Speaker Busch Legislative Date: January 12, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 139

QUORUM

139 Yeas	0 Nays	0 Excused	0 Not Voting	2 Excused (Absent)

Voting Yea - 139

Speaker Busch	Davis	Hixson	Manno	Rudolph
Ali	DeBoy	Holmes	Mathias	Schuh
Anderson	Donoghue	Howard	McConkey	Schuler
Aumann	Doory	Hubbard	McDonough	Shank
Barkley	Dumais	Hucker	McHale	Shewell
Barnes	Dwyer	Impallaria	McIntosh	Simmons
Bartlett	Eckardt	Ivey	McKee	Smigiel
Barve	Elliott	James	Miller	Sophocleus
Bates	Elmore	Jameson	Minnick	Sossi
Beidle	Feldman	Jennings	Mizeur	Stein
Beitzel	Frank	Kach	Montgomery	Stifler
Benson	Frush	Kaiser	Morhaim	Stocksdale
Bobo	Gaines	Kelly	Murphy	Stukes
Bohanan	George	King_J	Myers	Stull
Boteler	Gilchrist	King_N	Nathan-Pulliam	Tarrant
Branch	Glassman	Kipke	Niemann	Taylor
Braveboy	Glenn	Kirk	O'Donnell	Turner_F
Bromwell	Goldwater	Kramer	Oaks	Turner_V
Bronrott	Griffith	Krebs	Olszewski	Valderrama
Burns	Gutierrez	Krysiak	Pena-Melnyk	Vallario
Cane	Guzzone	Kullen	Pendergrass	Vaughn
Cardin	Haddaway	Lafferty	Proctor	Waldstreicher
Carter	Hammen	Lawton	Ramirez	Walker
Clagett_G	Harrison	Lee	Rice	Walkup
Clagett_V	Haynes	Levi	Riley	Weir
Conaway	Healey	Levy	Robinson	Weldon
Conway	Hecht	Love	Rosenberg	Wood
Costa	Heller	Malone	Ross	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 2

Jones	McComas

Seq No. 0007 January 15, 2007 8:13 PM
Presiding: Speaker Busch Legislative Date: January 15, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 133

QUORUM

133 Yeas	0 Nays	0 Excused	1 Not Voting	7 Excused (Absent)

Voting Yea - 133

Speaker Busch	Davis	Heller	Manno	Schuh
Ali	DeBoy	Hixson	McComas	Schuler
Anderson	Donoghue	Holmes	McDonough	Shank
Aumann	Doory	Howard	McHale	Shewell
Barkley	Dumais	Hubbard	McIntosh	Simmons
Barnes	Dwyer	Hucker	McKee	Smigiel
Bartlett	Eckardt	Impallaria	Miller	Sophocleus
Barve	Elliott	Ivey	Minnick	Sossi
Beidle	Elmore	James	Mizeur	Stein
Beitzel	Feldman	Jameson	Montgomery	Stifler
Benson	Frank	Jones	Morhaim	Stocksdale
Bobo	Frush	Kach	Murphy	Stukes
Bohanan	Gaines	Kaiser	Nathan-Pulliam	Stull
Boteler	George	King_J	Niemann	Tarrant
Branch	Gilchrist	King_N	O'Donnell	Taylor
Braveboy	Glassman	Kipke	Oaks	Turner_V
Bromwell	Glenn	Kirk	Olszewski	Valderrama
Bronrott	Goldwater	Kramer	Pena-Melnyk	Vallario
Burns	Griffith	Krebs	Pendergrass	Vaughn
Cane	Gutierrez	Krysiak	Proctor	Waldstreicher
Cardin	Guzzone	Kullen	Ramirez	Walker
Carter	Haddaway	Lafferty	Rice	Walkup
Clagett_G	Hammen	Lawton	Riley	Weir
Clagett_V	Harrison	Lee	Robinson	Weldon
Conaway	Haynes	Levy	Rosenberg	Wood
Conway	Healey	Love	Ross	
Costa	Hecht	Malone	Rudolph	

Voting Nay - 0

Not Voting - 1

Myers

Excused From Voting - 0

Excused (Absent) - 7

Bates	Kelly	Mathias	Turner_F
Jennings	Levi	McConkey	

Seq No. 0008 January 15, 2007 8:42 PM
Presiding: Speaker Busch Legislative Date: January 15, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 133

QUORUM

133 Yeas	0 Nays	0 Excused	1 Not Voting	7 Excused (Absent)

Voting Yea - 133

Speaker Busch	Davis	Heller	Manno	Schuh
Ali	DeBoy	Hixson	McComas	Schuler
Anderson	Donoghue	Holmes	McDonough	Shank
Aumann	Doory	Howard	McHale	Shewell
Barkley	Dumais	Hubbard	McIntosh	Simmons
Barnes	Dwyer	Hucker	McKee	Smigiel
Bartlett	Eckardt	Impallaria	Miller	Sophocleus
Barve	Elliott	Ivey	Minnick	Sossi
Beidle	Elmore	James	Mizeur	Stein
Beitzel	Feldman	Jameson	Montgomery	Stifler
Benson	Frank	Jones	Morhaim	Stocksdale
Bobo	Frush	Kach	Murphy	Stukes
Bohanan	Gaines	Kaiser	Nathan-Pulliam	Stull
Boteler	George	King_J	Niemann	Tarrant
Branch	Gilchrist	King_N	O'Donnell	Taylor
Braveboy	Glassman	Kipke	Oaks	Turner_V
Bromwell	Glenn	Kirk	Olszewski	Valderrama
Bronrott	Goldwater	Kramer	Pena-Melnyk	Vallario
Burns	Griffith	Krebs	Pendergrass	Vaughn
Cane	Gutierrez	Krysiak	Proctor	Waldstreicher
Cardin	Guzzone	Kullen	Ramirez	Walker
Carter	Haddaway	Lafferty	Rice	Walkup
Clagett_G	Hammen	Lawton	Riley	Weir
Clagett_V	Harrison	Lee	Robinson	Weldon
Conaway	Haynes	Levy	Rosenberg	Wood
Conway	Healey	Love	Ross	
Costa	Hecht	Malone	Rudolph	

Voting Nay - 0

Not Voting - 1

Myers

Excused From Voting - 0

Excused (Absent) - 7

Bates	Kelly	Mathias	Turner_F
Jennings	Levi	McConkey	

Seq No. 0009 January 16, 2007 10:04 AM
Presiding: Speaker Busch Legislative Date: January 16, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 134

QUORUM

134 Yeas	0 Nays	0 Excused	2 Not Voting	5 Excused (Absent)

Voting Yea - 134

Speaker Busch	Davis	Holmes	Manno	Rudolph
Ali	DeBoy	Howard	Mathias	Schuh
Anderson	Donoghue	Hubbard	McComas	Schuler
Aumann	Doory	Hucker	McConkey	Shank
Barkley	Dumais	Impallaria	McHale	Shewell
Barnes	Dwyer	Ivey	McIntosh	Simmons
Bartlett	Eckardt	James	McKee	Smigiel
Barve	Elliott	Jameson	Miller	Sophocleus
Beidle	Feldman	Jennings	Minnick	Sossi
Beitzel	Frank	Jones	Mizeur	Stein
Benson	Frush	Kach	Montgomery	Stifler
Bobo	Gaines	Kaiser	Murphy	Stocksdale
Bohanan	George	Kelly	Myers	Stukes
Boteler	Gilchrist	King_J	Nathan-Pulliam	Stull
Branch	Glassman	King_N	Niemann	Tarrant
Braveboy	Goldwater	Kipke	O'Donnell	Taylor
Bromwell	Griffith	Kirk	Oaks	Turner_F
Bronrott	Gutierrez	Kramer	Olszewski	Turner_V
Burns	Guzzone	Krebs	Pena-Melnyk	Valderrama
Cane	Haddaway	Krysiak	Pendergrass	Vallario
Cardin	Hammen	Kullen	Proctor	Waldstreicher
Carter	Harrison	Lafferty	Ramirez	Walker
Clagett_G	Haynes	Lawton	Rice	Walkup
Clagett_V	Healey	Lee	Riley	Weir
Conaway	Hecht	Levy	Robinson	Weldon
Conway	Heller	Love	Rosenberg	Wood
Costa	Hixson	Malone	Ross	

Voting Nay - 0

Not Voting - 2

Glenn	Morhaim

Excused From Voting - 0

Excused (Absent) - 5

Bates	Elmore	Levi	McDonough	Vaughn

Seq No. 0010 January 16, 2007 10:15 AM
Presiding: Speaker Busch Legislative Date: January 16, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 136

QUORUM

136 Yeas	0 Nays	0 Excused	0 Not Voting	5 Excused (Absent)

Voting Yea - 136

Speaker Busch	DeBoy	Howard	McComas	Schuler
Ali	Donoghue	Hubbard	McConkey	Shank
Anderson	Doory	Hucker	McHale	Shewell
Aumann	Dumais	Impallaria	McIntosh	Simmons
Barkley	Dwyer	Ivey	McKee	Smigiel
Barnes	Eckardt	James	Miller	Sophocleus
Bartlett	Elliott	Jameson	Minnick	Sossi
Barve	Feldman	Jennings	Mizeur	Stein
Beidle	Frank	Jones	Montgomery	Stifler
Beitzel	Frush	Kach	Morhaim	Stocksdale
Benson	Gaines	Kaiser	Murphy	Stukes
Bobo	George	Kelly	Myers	Stull
Bohanan	Gilchrist	King_J	Nathan-Pulliam	Tarrant
Boteler	Glassman	King_N	Niemann	Taylor
Branch	Glenn	Kipke	O'Donnell	Turner_F
Braveboy	Goldwater	Kirk	Oaks	Turner_V
Bromwell	Griffith	Kramer	Olszewski	Valderrama
Bronrott	Gutierrez	Krebs	Pena-Melnyk	Vallario
Burns	Guzzone	Krysiak	Pendergrass	Waldstreicher
Cane	Haddaway	Kullen	Proctor	Walker
Cardin	Hammen	Lafferty	Ramirez	Walkup
Carter	Harrison	Lawton	Rice	Weir
Clagett_G	Haynes	Lee	Riley	Weldon
Clagett_V	Healey	Levy	Robinson	Wood
Conaway	Hecht	Love	Rosenberg	
Conway	Heller	Malone	Ross	
Costa	Hixson	Manno	Rudolph	
Davis	Holmes	Mathias	Schuh	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 5

Bates	Elmore	Levi	McDonough	Vaughn

Seq No. 0011 January 17, 2007 10:02 AM
Presiding: Speaker Busch Legislative Date: January 17, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 126

QUORUM

126 Yeas	0 Nays	0 Excused	13 Not Voting	2 Excused (Absent)

Voting Yea - 126

Speaker Busch	Dwyer	Hucker	McComas	Schuh
Ali	Eckardt	Impallaria	McConkey	Schuler
Anderson	Elliott	Ivey	McDonough	Shank
Aumann	Elmore	James	McHale	Simmons
Barkley	Feldman	Jameson	McIntosh	Smigiel
Barnes	Frank	Jones	McKee	Sophocleus
Bartlett	Frush	Kach	Miller	Sossi
Barve	Gaines	Kaiser	Minnick	Stein
Bates	George	Kelly	Mizeur	Stifler
Beidle	Gilchrist	King_J	Montgomery	Stocksdale
Beitzel	Glassman	King_N	Morhaim	Stukes
Bobo	Glenn	Kipke	Murphy	Stull
Boteler	Goldwater	Kirk	Myers	Tarrant
Braveboy	Griffith	Kramer	Nathan-Pulliam	Taylor
Bromwell	Gutierrez	Krebs	Niemann	Turner_V
Burns	Guzzone	Krysiak	O'Donnell	Vallario
Cardin	Haddaway	Kullen	Oaks	Waldstreicher
Carter	Hammen	Lafferty	Olszewski	Walker
Clagett_G	Harrison	Lawton	Pena-Melnyk	Walkup
Clagett_V	Haynes	Lee	Pendergrass	Weir
Conaway	Healey	Levi	Ramirez	Weldon
Costa	Hecht	Levy	Rice	Wood
DeBoy	Heller	Love	Riley	
Donoghue	Hixson	Malone	Robinson	
Doory	Holmes	Manno	Rosenberg	
Dumais	Howard	Mathias	Ross	

Voting Nay - 0

Not Voting - 13

Benson	Cane	Hubbard	Rudolph	Valderrama
Bohanan	Conway	Jennings	Shewell	
Branch	Davis	Proctor	Turner_F	

Excused From Voting - 0

Excused (Absent) - 2

Bronrott	Vaughn

SENATE SEQ NO. 39A - January 17, 2007 - Attendance Quorum: 46

Excused: Senator Currie

Joint Session of General Assembly

Seq No. 0012 January 17, 2007 10:18 AM
Presiding: Speaker Busch Legislative Date: January 17, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 139 (House)

JOINT SESSION
HOUSE QUORUM

139 Yeas	0 Nays	0 Excused	2 Not Voting	0 Excused (Absent)

Voting Yea - 139

Speaker Busch	Donoghue	Howard	Mathias	Rudolph
Ali	Doory	Hubbard	McComas	Schuh
Anderson	Dumais	Hucker	McConkey	Schuler
Aumann	Dwyer	Impallaria	McDonough	Shank
Barkley	Eckardt	Ivey	McHale	Shewell
Barnes	Elliott	James	McIntosh	Simmons
Bartlett	Elmore	Jameson	McKee	Smigiel
Barve	Feldman	Jennings	Miller	Sophocleus
Bates	Frank	Jones	Minnick	Sossi
Beidle	Frush	Kach	Mizeur	Stein
Beitzel	Gaines	Kaiser	Montgomery	Stifler
Bobo	George	Kelly	Morhaim	Stocksdale
Bohanan	Gilchrist	King_J	Murphy	Stukes
Boteler	Glassman	King_N	Myers	Stull
Branch	Glenn	Kipke	Nathan-Pulliam	Tarrant
Braveboy	Goldwater	Kirk	Niemann	Taylor
Bromwell	Griffith	Kramer	O'Donnell	Turner_F
Bronrott	Gutierrez	Krebs	Oaks	Turner_V
Burns	Guzzone	Krysiak	Olszewski	Valderrama
Cane	Haddaway	Kullen	Pena-Melnyk	Vallario
Cardin	Hammen	Lafferty	Pendergrass	Vaughn
Carter	Harrison	Lawton	Proctor	Waldstreicher
Clagett_G	Haynes	Lee	Ramirez	Walker
Clagett_V	Healey	Levi	Rice	Walkup
Conaway	Hecht	Levy	Riley	Weir
Conway	Heller	Love	Robinson	Weldon
Costa	Hixson	Malone	Rosenberg	Wood
DeBoy	Holmes	Manno	Ross	

Voting Nay - 0

Not Voting - 2

Benson	Davis

Excused From Voting - 0

Excused (Absent) - 0

Seq No. 0013 January 17, 2007 10:24 AM
Presiding: Speaker Busch Legislative Date: January 17, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 140

QUORUM

140 Yeas	0 Nays	0 Excused	0 Not Voting	1 Excused (Absent)

Voting Yea - 140

Speaker Busch	DeBoy	Holmes	Manno	Ross
Ali	Donoghue	Howard	Mathias	Rudolph
Anderson	Doory	Hubbard	McComas	Schuh
Aumann	Dumais	Hucker	McConkey	Schuler
Barkley	Dwyer	Impallaria	McDonough	Shank
Barnes	Eckardt	Ivey	McHale	Shewell
Bartlett	Elliott	James	McIntosh	Simmons
Barve	Elmore	Jameson	McKee	Smigiel
Bates	Feldman	Jennings	Miller	Sophocleus
Beidle	Frank	Jones	Minnick	Sossi
Beitzel	Frush	Kach	Mizeur	Stein
Benson	Gaines	Kaiser	Montgomery	Stifler
Bobo	George	Kelly	Morhaim	Stocksdale
Bohanan	Gilchrist	King_J	Murphy	Stukes
Boteler	Glassman	King_N	Myers	Stull
Branch	Glenn	Kipke	Nathan-Pulliam	Tarrant
Braveboy	Goldwater	Kirk	Niemann	Taylor
Bromwell	Griffith	Kramer	O'Donnell	Turner_F
Bronrott	Gutierrez	Krebs	Oaks	Turner_V
Burns	Guzzone	Krysiak	Olszewski	Valderrama
Cane	Haddaway	Kullen	Pena-Melnyk	Vallario
Cardin	Hammen	Lafferty	Pendergrass	Vaughn
Carter	Harrison	Lawton	Proctor	Waldstreicher
Clagett_G	Haynes	Lee	Ramirez	Walker
Clagett_V	Healey	Levi	Rice	Walkup
Conaway	Hecht	Levy	Riley	Weir
Conway	Heller	Love	Robinson	Weldon
Costa	Hixson	Malone	Rosenberg	Wood

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 1

Davis

Seq No. 0014 January 18, 2007 10:20 AM
Presiding: Speaker Busch Legislative Date: January 18, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 128

QUORUM

128 Yeas	0 Nays	0 Excused	9 Not Voting	4 Excused (Absent)

Voting Yea - 128

Speaker Busch	DeBoy	Howard	Manno	Ross
Ali	Donoghue	Hubbard	Mathias	Rudolph
Anderson	Doory	Hucker	McComas	Schuh
Aumann	Dumais	Impallaria	McDonough	Schuler
Barkley	Dwyer	Ivey	McHale	Shank
Barnes	Eckardt	James	McIntosh	Shewell
Bartlett	Elliott	Jameson	McKee	Smigiel
Barve	Elmore	Jennings	Miller	Sophocleus
Bates	Feldman	Jones	Mizeur	Sossi
Beidle	Frank	Kach	Montgomery	Stein
Beitzel	Gaines	Kaiser	Morhaim	Stifler
Benson	George	Kelly	Murphy	Stocksdale
Bobo	Gilchrist	King_J	Myers	Stull
Bohanan	Glenn	King_N	Nathan-Pulliam	Tarrant
Boteler	Griffith	Kipke	Niemann	Taylor
Braveboy	Gutierrez	Kirk	O'Donnell	Turner_F
Bromwell	Guzzone	Kramer	Oaks	Valderrama
Burns	Haddaway	Krebs	Olszewski	Vaughn
Cane	Hammen	Krysiak	Pena-Melnyk	Waldstreicher
Cardin	Harrison	Kullen	Pendergrass	Walker
Carter	Haynes	Lafferty	Proctor	Walkup
Clagett_G	Healey	Lawton	Ramirez	Weir
Clagett_V	Hecht	Lee	Rice	Weldon
Conaway	Heller	Levi	Riley	Wood
Conway	Hixson	Levy	Robinson	
Costa	Holmes	Love	Rosenberg	

Voting Nay - 0

Not Voting - 9

Branch	Frush	McConkey	Simmons	Vallario
Bronrott	Malone	Minnick	Stukes	

Excused From Voting - 0

Excused (Absent) - 4

Davis	Glassman	Goldwater	Turner_V

Seq No. 0015 January 18, 2007 10:34 AM
Presiding: Speaker Busch Legislative Date: January 18, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 133

QUORUM

133 Yeas	0 Nays	0 Excused	4 Not Voting	4 Excused (Absent)

Voting Yea - 133

Speaker Busch	Costa	Howard	Mathias	Rudolph
Ali	DeBoy	Hubbard	McComas	Schuh
Anderson	Donoghue	Hucker	McConkey	Schuler
Aumann	Doory	Impallaria	McDonough	Shank
Barkley	Dumais	Ivey	McHale	Shewell
Barnes	Dwyer	James	McIntosh	Smigiel
Bartlett	Eckardt	Jameson	McKee	Sophocleus
Barve	Elliott	Jennings	Miller	Sossi
Bates	Elmore	Jones	Mizeur	Stein
Beidle	Feldman	Kach	Montgomery	Stifler
Beitzel	Frank	Kaiser	Morhaim	Stocksdale
Benson	Gaines	Kelly	Murphy	Stukes
Bobo	George	King_J	Myers	Stull
Bohanan	Gilchrist	King_N	Nathan-Pulliam	Tarrant
Boteler	Glenn	Kipke	Niemann	Taylor
Branch	Griffith	Kirk	O'Donnell	Turner_F
Braveboy	Gutierrez	Kramer	Oaks	Valderrama
Bromwell	Guzzone	Krebs	Olszewski	Vallario
Bronrott	Haddaway	Krysiak	Pena-Melnyk	Vaughn
Burns	Hammen	Kullen	Pendergrass	Waldstreicher
Cane	Harrison	Lafferty	Proctor	Walker
Cardin	Haynes	Lawton	Ramirez	Walkup
Carter	Healey	Lee	Rice	Weir
Clagett_G	Hecht	Levi	Riley	Weldon
Clagett_V	Heller	Levy	Robinson	Wood
Conaway	Hixson	Love	Rosenberg	
Conway	Holmes	Manno	Ross	

Voting Nay - 0

Not Voting - 4

Frush	Malone	Minnick	Simmons

Excused From Voting - 0

Excused (Absent) - 4

Davis	Glassman	Goldwater	Turner_V

Seq No. 0016 January 19, 2007 11:03 AM
Presiding: Speaker Busch Legislative Date: January 19, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 131

QUORUM

131 Yeas	0 Nays	0 Excused	5 Not Voting	5 Excused (Absent)

Voting Yea - 131

Speaker Busch	DeBoy	Hucker	McComas	Schuler
Ali	Donoghue	Impallaria	McConkey	Shank
Anderson	Doory	Ivey	McDonough	Shewell
Aumann	Dumais	James	McHale	Simmons
Barkley	Dwyer	Jameson	McIntosh	Smigiel
Barnes	Eckardt	Jennings	Miller	Sophocleus
Bartlett	Elliott	Jones	Minnick	Sossi
Barve	Elmore	Kach	Mizeur	Stein
Bates	Feldman	Kaiser	Montgomery	Stifler
Beidle	Frank	Kelly	Morhaim	Stocksdale
Beitzel	Frush	King_J	Murphy	Stukes
Bobo	Gaines	King_N	Myers	Stull
Bohanan	George	Kipke	Nathan-Pulliam	Tarrant
Boteler	Gilchrist	Kirk	O'Donnell	Taylor
Branch	Glassman	Kramer	Oaks	Turner_F
Braveboy	Glenn	Krebs	Olszewski	Valderrama
Bromwell	Gutierrez	Krysiak	Pena-Melnyk	Vaughn
Bronrott	Guzzone	Kullen	Pendergrass	Waldstreicher
Burns	Haddaway	Lafferty	Proctor	Walker
Cane	Hammen	Lawton	Ramirez	Walkup
Cardin	Harrison	Lee	Rice	Weir
Clagett_G	Haynes	Levi	Riley	Weldon
Clagett_V	Healey	Levy	Robinson	Wood
Conaway	Hecht	Love	Rosenberg	
Conway	Heller	Malone	Ross	
Costa	Holmes	Manno	Rudolph	
Davis	Howard	Mathias	Schuh	

Voting Nay - 0

Not Voting - 5

Benson	Hixson	Hubbard	Niemann	Vallario

Excused From Voting - 0

Excused (Absent) - 5

Carter	Goldwater	Griffith	McKee	Turner_V

Seq No. 0017 January 19, 2007 11:16 AM
Presiding: Speaker Busch Legislative Date: January 19, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 132

QUORUM

132 Yeas	0 Nays	0 Excused	4 Not Voting	5 Excused (Absent)

Voting Yea - 132

Speaker Busch	Davis	Howard	Mathias	Schuh
Ali	DeBoy	Hucker	McComas	Schuler
Anderson	Donoghue	Impallaria	McConkey	Shank
Aumann	Doory	Ivey	McDonough	Shewell
Barkley	Dumais	James	McHale	Simmons
Barnes	Dwyer	Jameson	McIntosh	Smigiel
Bartlett	Eckardt	Jennings	Miller	Sophocleus
Barve	Elliott	Jones	Minnick	Sossi
Bates	Elmore	Kach	Mizeur	Stein
Beidle	Feldman	Kaiser	Montgomery	Stifler
Beitzel	Frank	Kelly	Morhaim	Stocksdale
Benson	Frush	King_J	Murphy	Stukes
Bobo	Gaines	King_N	Myers	Stull
Bohanan	George	Kipke	Nathan-Pulliam	Tarrant
Boteler	Gilchrist	Kirk	O'Donnell	Taylor
Branch	Glassman	Kramer	Oaks	Turner_F
Braveboy	Glenn	Krebs	Olszewski	Valderrama
Bromwell	Gutierrez	Krysiak	Pena-Melnyk	Vaughn
Bronrott	Guzzone	Kullen	Pendergrass	Waldstreicher
Burns	Haddaway	Lafferty	Proctor	Walker
Cane	Hammen	Lawton	Ramirez	Walkup
Cardin	Harrison	Lee	Rice	Weir
Clagett_G	Haynes	Levi	Riley	Weldon
Clagett_V	Healey	Levy	Robinson	Wood
Conaway	Hecht	Love	Rosenberg	
Conway	Heller	Malone	Ross	
Costa	Holmes	Manno	Rudolph	

Voting Nay - 0

Not Voting - 4

Hixson	Hubbard	Niemann	Vallario

Excused From Voting - 0

Excused (Absent) - 5

Carter	Goldwater	Griffith	McKee	Turner_V

Seq No. 0018 January 22, 2007 8:09 PM
Presiding: Speaker Busch Legislative Date: January 22, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 136

QUORUM

136 Yeas	0 Nays	0 Excused	1 Not Voting	4 Excused (Absent)

Voting Yea - 136

Speaker Busch	DeBoy	Howard	McComas	Schuler
Ali	Donoghue	Hubbard	McConkey	Shank
Anderson	Doory	Hucker	McDonough	Shewell
Aumann	Dumais	Impallaria	McHale	Simmons
Barkley	Dwyer	Ivey	McIntosh	Smigiel
Barnes	Eckardt	James	Miller	Sophocleus
Bartlett	Elliott	Jameson	Minnick	Sossi
Barve	Elmore	Jennings	Mizeur	Stein
Bates	Feldman	Jones	Montgomery	Stifler
Beidle	Frank	Kach	Morhaim	Stocksdale
Beitzel	Frush	Kaiser	Murphy	Stukes
Benson	Gaines	King_J	Myers	Stull
Bobo	George	King_N	Nathan-Pulliam	Tarrant
Bohanan	Gilchrist	Kipke	Niemann	Taylor
Boteler	Glassman	Kirk	O'Donnell	Turner_F
Branch	Glenn	Kramer	Oaks	Valderrama
Braveboy	Griffith	Krebs	Olszewski	Vallario
Bromwell	Gutierrez	Krysiak	Pena-Melnyk	Vaughn
Bronrott	Guzzone	Kullen	Pendergrass	Waldstreicher
Burns	Haddaway	Lafferty	Proctor	Walker
Cane	Hammen	Lawton	Ramirez	Walkup
Cardin	Harrison	Lee	Rice	Weir
Carter	Haynes	Levi	Riley	Weldon
Clagett_G	Healey	Levy	Robinson	Wood
Clagett_V	Hecht	Love	Rosenberg	
Conaway	Heller	Malone	Ross	
Conway	Hixson	Manno	Rudolph	
Costa	Holmes	Mathias	Schuh	

Voting Nay - 0

Not Voting - 1

Davis

Excused From Voting - 0

Excused (Absent) - 4

Goldwater	Kelly	McKee	Turner_V

Seq No. 0019 January 22, 2007 8:31 PM
Presiding: Speaker Busch Legislative Date: January 22, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 137

QUORUM

137 Yeas	0 Nays	0 Excused	0 Not Voting	4 Excused (Absent)

Voting Yea - 137

Speaker Busch	Davis	Holmes	Mathias	Schuh
Ali	DeBoy	Howard	McComas	Schuler
Anderson	Donoghue	Hubbard	McConkey	Shank
Aumann	Doory	Hucker	McDonough	Shewell
Barkley	Dumais	Impallaria	McHale	Simmons
Barnes	Dwyer	Ivey	McIntosh	Smigiel
Bartlett	Eckardt	James	Miller	Sophocleus
Barve	Elliott	Jameson	Minnick	Sossi
Bates	Elmore	Jennings	Mizeur	Stein
Beidle	Feldman	Jones	Montgomery	Stifler
Beitzel	Frank	Kach	Morhaim	Stocksdale
Benson	Frush	Kaiser	Murphy	Stukes
Bobo	Gaines	King_J	Myers	Stull
Bohanan	George	King_N	Nathan-Pulliam	Tarrant
Boteler	Gilchrist	Kipke	Niemann	Taylor
Branch	Glassman	Kirk	O'Donnell	Turner_F
Braveboy	Glenn	Kramer	Oaks	Valderrama
Bromwell	Griffith	Krebs	Olszewski	Vallario
Bronrott	Gutierrez	Krysiak	Pena-Melnyk	Vaughn
Burns	Guzzone	Kullen	Pendergrass	Waldstreicher
Cane	Haddaway	Lafferty	Proctor	Walker
Cardin	Hammen	Lawton	Ramirez	Walkup
Carter	Harrison	Lee	Rice	Weir
Clagett_G	Haynes	Levi	Riley	Weldon
Clagett_V	Healey	Levy	Robinson	Wood
Conaway	Hecht	Love	Rosenberg	
Conway	Heller	Malone	Ross	
Costa	Hixson	Manno	Rudolph	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 4

Goldwater	Kelly	McKee	Turner_V

Seq No. 0020 January 23, 2007 11:05 AM
Presiding: Speaker Busch Legislative Date: January 23, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 129

QUORUM

129 Yeas	0 Nays	0 Excused	6 Not Voting	6 Excused (Absent)

Voting Yea - 129

Speaker Busch	Conway	Hubbard	Mathias	Rudolph
Ali	DeBoy	Hucker	McComas	Schuh
Anderson	Donoghue	Impallaria	McConkey	Schuler
Aumann	Doory	Ivey	McDonough	Shank
Barkley	Dumais	James	McHale	Shewell
Barnes	Dwyer	Jameson	McIntosh	Simmons
Bartlett	Eckardt	Jennings	Miller	Smigiel
Barve	Elliott	Jones	Minnick	Sophocleus
Bates	Elmore	Kach	Mizeur	Sossi
Beidle	Feldman	Kaiser	Montgomery	Stein
Beitzel	Frank	Kelly	Morhaim	Stifler
Benson	Frush	King_J	Murphy	Stocksdale
Bobo	Gaines	King_N	Myers	Stukes
Bohanan	Gilchrist	Kipke	Nathan-Pulliam	Stull
Boteler	Glassman	Kramer	Niemann	Tarrant
Branch	Glenn	Krebs	O'Donnell	Taylor
Braveboy	Griffith	Krysiak	Oaks	Turner_F
Bromwell	Gutierrez	Kullen	Olszewski	Valderrama
Bronrott	Guzzone	Lafferty	Pena-Melnyk	Vallario
Burns	Haddaway	Lawton	Pendergrass	Vaughn
Cane	Hammen	Lee	Ramirez	Waldstreicher
Cardin	Haynes	Levi	Rice	Walker
Carter	Healey	Levy	Riley	Weir
Clagett_G	Hecht	Love	Robinson	Weldon
Clagett_V	Heller	Malone	Rosenberg	Wood
Conaway	Howard	Manno	Ross	

Voting Nay - 0

Not Voting - 6

Davis	Hixson	Kirk
George	Holmes	Proctor

Excused From Voting - 0

Excused (Absent) - 6

Costa	Harrison	Turner_V
Goldwater	McKee	Walkup

Seq No. 0021 January 23, 2007 11:16 AM
Presiding: Speaker Busch Legislative Date: January 23, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 135

QUORUM

135 Yeas	0 Nays	0 Excused	0 Not Voting	6 Excused (Absent)

Voting Yea - 135

Speaker Busch	Davis	Holmes	Malone	Rosenberg
Ali	DeBoy	Howard	Manno	Ross
Anderson	Donoghue	Hubbard	Mathias	Rudolph
Aumann	Doory	Hucker	McComas	Schuh
Barkley	Dumais	Impallaria	McConkey	Schuler
Barnes	Dwyer	Ivey	McDonough	Shank
Bartlett	Eckardt	James	McHale	Shewell
Barve	Elliott	Jameson	McIntosh	Simmons
Bates	Elmore	Jennings	Miller	Smigiel
Beidle	Feldman	Jones	Minnick	Sophocleus
Beitzel	Frank	Kach	Mizeur	Sossi
Benson	Frush	Kaiser	Montgomery	Stein
Bobo	Gaines	Kelly	Morhaim	Stifler
Bohanan	George	King_J	Murphy	Stocksdale
Boteler	Gilchrist	King_N	Myers	Stukes
Branch	Glassman	Kipke	Nathan-Pulliam	Stull
Braveboy	Glenn	Kirk	Niemann	Tarrant
Bromwell	Griffith	Kramer	O'Donnell	Taylor
Bronrott	Gutierrez	Krebs	Oaks	Turner_F
Burns	Guzzone	Krysiak	Olszewski	Valderrama
Cane	Haddaway	Kullen	Pena-Melnyk	Vallario
Cardin	Hammen	Lafferty	Pendergrass	Vaughn
Carter	Haynes	Lawton	Proctor	Waldstreicher
Clagett_G	Healey	Lee	Ramirez	Walker
Clagett_V	Hecht	Levi	Rice	Weir
Conaway	Heller	Levy	Riley	Weldon
Conway	Hixson	Love	Robinson	Wood

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 6

Costa	Harrison	Turner_V
Goldwater	McKee	Walkup

Seq No. 0023 January 24, 2007 11:07 AM
Presiding: Speaker Busch Legislative Date: January 24, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 124

QUORUM

124 Yeas	0 Nays	0 Excused	2 Not Voting	15 Excused (Absent)

Voting Yea - 124

Speaker Busch	Donoghue	Howard	Mathias	Ross
Ali	Doory	Hubbard	McComas	Rudolph
Anderson	Dumais	Hucker	McConkey	Schuler
Aumann	Eckardt	Impallaria	McDonough	Shank
Barkley	Elliott	Ivey	McHale	Shewell
Barnes	Elmore	James	Miller	Simmons
Bartlett	Feldman	Jameson	Minnick	Smigiel
Barve	Frank	Jennings	Mizeur	Sossi
Bates	Frush	Jones	Montgomery	Stein
Beitzel	Gaines	Kach	Morhaim	Stifler
Benson	Gilchrist	Kaiser	Murphy	Stocksdale
Bobo	Glassman	Kelly	Myers	Stukes
Bohanan	Glenn	King_J	Nathan-Pulliam	Stull
Boteler	Griffith	King_N	Niemann	Tarrant
Branch	Gutierrez	Kirk	O'Donnell	Taylor
Braveboy	Guzzone	Kramer	Oaks	Turner_F
Bromwell	Haddaway	Krebs	Olszewski	Valderrama
Burns	Hammen	Krysiak	Pena-Melnyk	Vallario
Cane	Harrison	Kullen	Pendergrass	Vaughn
Cardin	Haynes	Lafferty	Proctor	Waldstreicher
Conaway	Healey	Lawton	Ramirez	Walker
Conway	Hecht	Levi	Rice	Walkup
Costa	Heller	Levy	Riley	Weir
Davis	Hixson	Malone	Robinson	Wood
DeBoy	Holmes	Manno	Rosenberg	

Voting Nay - 0

Not Voting - 2

Carter	Weldon

Excused From Voting - 0

Excused (Absent) - 15

Beidle	Clagett_V	Goldwater	Love	Schuh
Bronrott	Dwyer	Kipke	McIntosh	Sophocleus
Clagett_G	George	Lee	McKee	Turner_V

Seq No. 0024 January 24, 2007 11:19 AM
Presiding: Speaker Busch Legislative Date: January 24, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 124

QUORUM

124 Yeas	0 Nays	0 Excused	1 Not Voting	16 Excused (Absent)

Voting Yea - 124

Speaker Busch	DeBoy	Holmes	Manno	Ross
Ali	Donoghue	Howard	Mathias	Rudolph
Anderson	Doory	Hubbard	McComas	Schuler
Aumann	Dumais	Hucker	McDonough	Shank
Barkley	Eckardt	Impallaria	McHale	Shewell
Barnes	Elliott	Ivey	Miller	Simmons
Bartlett	Elmore	James	Minnick	Smigiel
Barve	Feldman	Jameson	Mizeur	Sossi
Bates	Frank	Jennings	Montgomery	Stein
Beitzel	Frush	Jones	Morhaim	Stifler
Benson	Gaines	Kach	Murphy	Stocksdale
Bobo	Gilchrist	Kaiser	Myers	Stukes
Bohanan	Glassman	Kelly	Nathan-Pulliam	Stull
Boteler	Glenn	King_J	Niemann	Tarrant
Branch	Griffith	King_N	O'Donnell	Taylor
Braveboy	Gutierrez	Kirk	Oaks	Turner_F
Bromwell	Guzzone	Kramer	Olszewski	Valderrama
Burns	Haddaway	Krebs	Pena-Melnyk	Vallario
Cane	Hammen	Krysiak	Pendergrass	Vaughn
Cardin	Harrison	Kullen	Proctor	Waldstreicher
Carter	Haynes	Lafferty	Ramirez	Walker
Conaway	Healey	Lawton	Rice	Walkup
Conway	Hecht	Levi	Riley	Weir
Costa	Heller	Levy	Robinson	Wood
Davis	Hixson	Malone	Rosenberg	

Voting Nay - 0

Not Voting - 1

Weldon

Excused From Voting - 0

Excused (Absent) - 16

Beidle	Dwyer	Lee	McKee
Bronrott	George	Love	Schuh
Clagett_G	Goldwater	McConkey	Sophocleus
Clagett_V	Kipke	McIntosh	Turner_V

Seq No. 0025 January 25, 2007 11:07 AM
Presiding: Speaker Busch Legislative Date: January 25, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 135

QUORUM

135 Yeas	0 Nays	0 Excused	2 Not Voting	4 Excused (Absent)

Voting Yea - 135

Speaker Busch	Davis	Holmes	Malone	Ross
Ali	DeBoy	Howard	Manno	Rudolph
Anderson	Donoghue	Hubbard	Mathias	Schuh
Aumann	Doory	Hucker	McComas	Schuler
Barkley	Dumais	Impallaria	McConkey	Shank
Barnes	Dwyer	Ivey	McDonough	Shewell
Barve	Eckardt	James	McIntosh	Simmons
Bates	Elliott	Jameson	McKee	Smigiel
Beidle	Elmore	Jennings	Miller	Sophocleus
Beitzel	Feldman	Jones	Minnick	Sossi
Benson	Frank	Kach	Mizeur	Stein
Bobo	Frush	Kaiser	Montgomery	Stifler
Bohanan	Gaines	Kelly	Morhaim	Stocksdale
Boteler	George	King_J	Murphy	Stukes
Branch	Gilchrist	King_N	Myers	Stull
Braveboy	Glassman	Kipke	Niemann	Tarrant
Bromwell	Glenn	Kirk	O'Donnell	Taylor
Bronrott	Griffith	Kramer	Oaks	Turner_F
Burns	Gutierrez	Krebs	Olszewski	Valderrama
Cane	Guzzone	Krysiak	Pena-Melnyk	Vallario
Cardin	Haddaway	Kullen	Pendergrass	Vaughn
Carter	Hammen	Lafferty	Proctor	Waldstreicher
Clagett_G	Harrison	Lawton	Ramirez	Walker
Clagett_V	Haynes	Lee	Rice	Walkup
Conaway	Healey	Levi	Riley	Weir
Conway	Hecht	Levy	Robinson	Weldon
Costa	Hixson	Love	Rosenberg	Wood

Voting Nay - 0

Not Voting - 2

Heller	McHale

Excused From Voting - 0

Excused (Absent) - 4

Bartlett	Goldwater	Nathan-Pulliam	Turner_V

Seq No. 0026 January 25, 2007 11:19 AM
Presiding: Speaker Busch Legislative Date: January 25, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 137

QUORUM

137 Yeas	0 Nays	0 Excused	0 Not Voting	4 Excused (Absent)

Voting Yea - 137

Speaker Busch	DeBoy	Howard	Mathias	Schuh
Ali	Donoghue	Hubbard	McComas	Schuler
Anderson	Doory	Hucker	McConkey	Shank
Aumann	Dumais	Impallaria	McDonough	Shewell
Barkley	Dwyer	Ivey	McHale	Simmons
Barnes	Eckardt	James	McIntosh	Smigiel
Barve	Elliott	Jameson	McKee	Sophocleus
Bates	Elmore	Jennings	Miller	Sossi
Beidle	Feldman	Jones	Minnick	Stein
Beitzel	Frank	Kach	Mizeur	Stifler
Benson	Frush	Kaiser	Montgomery	Stocksdale
Bobo	Gaines	Kelly	Morhaim	Stukes
Bohanan	George	King_J	Murphy	Stull
Boteler	Gilchrist	King_N	Myers	Tarrant
Branch	Glassman	Kipke	Niemann	Taylor
Braveboy	Glenn	Kirk	O'Donnell	Turner_F
Bromwell	Griffith	Kramer	Oaks	Valderrama
Bronrott	Gutierrez	Krebs	Olszewski	Vallario
Burns	Guzzone	Krysiak	Pena-Melnyk	Vaughn
Cane	Haddaway	Kullen	Pendergrass	Waldstreicher
Cardin	Hammen	Lafferty	Proctor	Walker
Carter	Harrison	Lawton	Ramirez	Walkup
Clagett_G	Haynes	Lee	Rice	Weir
Clagett_V	Healey	Levi	Riley	Weldon
Conaway	Hecht	Levy	Robinson	Wood
Conway	Heller	Love	Rosenberg	
Costa	Hixson	Malone	Ross	
Davis	Holmes	Manno	Rudolph	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 4

Bartlett	Goldwater	Nathan-Pulliam	Turner_V

Seq No. 0028 January 26, 2007 11:06 AM
Presiding: Speaker Busch Legislative Date: January 26, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 125

QUORUM

125 Yeas	0 Nays	0 Excused	10 Not Voting	6 Excused (Absent)

Voting Yea - 125

Speaker Busch	DeBoy	Howard	Manno	Rudolph
Ali	Donoghue	Hubbard	Mathias	Schuh
Anderson	Doory	Hucker	McComas	Schuler
Aumann	Dumais	Impallaria	McConkey	Shank
Barkley	Dwyer	Ivey	McDonough	Shewell
Barnes	Eckardt	Jameson	McHale	Simmons
Bartlett	Elliott	Jennings	Miller	Smigiel
Barve	Elmore	Jones	Minnick	Sophocleus
Bates	Feldman	Kach	Mizeur	Sossi
Beidle	Frank	Kaiser	Montgomery	Stein
Beitzel	Frush	Kelly	Morhaim	Stifler
Benson	Gaines	King_J	Murphy	Stocksdale
Bobo	George	King_N	Myers	Stukes
Boteler	Gilchrist	Kipke	Nathan-Pulliam	Stull
Branch	Glenn	Kirk	O'Donnell	Tarrant
Braveboy	Griffith	Kramer	Oaks	Taylor
Bromwell	Gutierrez	Krebs	Olszewski	Turner_F
Bronrott	Guzzone	Krysiak	Pena-Melnyk	Valderrama
Burns	Haddaway	Kullen	Pendergrass	Vallario
Cardin	Hammen	Lafferty	Proctor	Vaughn
Carter	Harrison	Lawton	Ramirez	Waldstreicher
Clagett_G	Haynes	Lee	Rice	Walker
Conaway	Healey	Levi	Riley	Walkup
Conway	Hecht	Levy	Robinson	Weir
Costa	Holmes	Love	Rosenberg	Weldon

Voting Nay - 0

Not Voting - 10

Bohanan	Glassman	Hixson	Malone	Niemann
Davis	Heller	James	McIntosh	Wood

Excused From Voting - 0

Excused (Absent) - 6

Cane	Goldwater	Ross
Clagett_V	McKee	Turner_V

Seq No. 0029 January 26, 2007 11:17 AM
Presiding: Speaker Busch Legislative Date: January 26, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 133

QUORUM

133 Yeas	0 Nays	0 Excused	2 Not Voting	6 Excused (Absent)

Voting Yea - 133

Speaker Busch	DeBoy	Holmes	Malone	Rudolph
Ali	Donoghue	Howard	Manno	Schuler
Anderson	Doory	Hubbard	Mathias	Shank
Aumann	Dumais	Hucker	McComas	Shewell
Barkley	Dwyer	Impallaria	McConkey	Simmons
Barnes	Eckardt	Ivey	McDonough	Smigiel
Bartlett	Elliott	James	McHale	Sophocleus
Barve	Elmore	Jameson	McIntosh	Sossi
Bates	Feldman	Jennings	Miller	Stein
Beidle	Frank	Jones	Minnick	Stifler
Beitzel	Frush	Kach	Mizeur	Stocksdale
Benson	Gaines	Kaiser	Montgomery	Stukes
Bobo	George	Kelly	Morhaim	Stull
Bohanan	Gilchrist	King_J	Murphy	Tarrant
Boteler	Glassman	King_N	Myers	Taylor
Branch	Glenn	Kipke	Nathan-Pulliam	Turner_F
Braveboy	Griffith	Kirk	O'Donnell	Valderrama
Bromwell	Gutierrez	Kramer	Oaks	Vallario
Bronrott	Guzzone	Krebs	Olszewski	Vaughn
Burns	Haddaway	Krysiak	Pena-Melnyk	Waldstreicher
Cardin	Hammen	Kullen	Pendergrass	Walker
Carter	Harrison	Lafferty	Proctor	Walkup
Clagett_G	Haynes	Lawton	Ramirez	Weir
Conaway	Healey	Lee	Rice	Weldon
Conway	Hecht	Levi	Riley	Wood
Costa	Heller	Levy	Robinson	
Davis	Hixson	Love	Rosenberg	

Voting Nay - 0

Not Voting - 2

Niemann	Schuh

Excused From Voting - 0

Excused (Absent) - 6

Cane	Goldwater	Ross
Clagett_V	McKee	Turner_V

Seq No. 0031 January 29, 2007 8:07 PM
Presiding: Speaker Busch Legislative Date: January 29, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 135

QUORUM

135 Yeas	0 Nays	0 Excused	0 Not Voting	6 Excused (Absent)

Voting Yea - 135

Speaker Busch	DeBoy	Hixson	Malone	Robinson
Ali	Donoghue	Holmes	Manno	Rosenberg
Anderson	Doory	Howard	Mathias	Ross
Aumann	Dumais	Hubbard	McComas	Rudolph
Barkley	Dwyer	Hucker	McConkey	Schuh
Barnes	Eckardt	Impallaria	McDonough	Schuler
Bartlett	Elliott	Ivey	McHale	Shank
Barve	Elmore	James	McIntosh	Shewell
Bates	Feldman	Jameson	McKee	Simmons
Beidle	Frank	Jennings	Miller	Smigiel
Beitzel	Frush	Jones	Minnick	Sophocleus
Benson	Gaines	Kach	Mizeur	Sossi
Bohanan	George	Kaiser	Montgomery	Stein
Boteler	Gilchrist	King_J	Morhaim	Stifler
Branch	Glassman	King_N	Murphy	Stocksdale
Braveboy	Glenn	Kipke	Myers	Stukes
Bromwell	Goldwater	Kirk	Nathan-Pulliam	Stull
Bronrott	Griffith	Kramer	Niemann	Tarrant
Burns	Gutierrez	Krebs	O'Donnell	Taylor
Cane	Guzzone	Krysiak	Oaks	Valderrama
Cardin	Haddaway	Kullen	Olszewski	Vallario
Carter	Hammen	Lafferty	Pena-Melnyk	Vaughn
Clagett_G	Harrison	Lawton	Pendergrass	Waldstreicher
Clagett_V	Haynes	Lee	Proctor	Walker
Conaway	Healey	Levi	Ramirez	Weir
Conway	Hecht	Levy	Rice	Weldon
Costa	Heller	Love	Riley	Wood

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 6

Bobo	Kelly	Turner_V
Davis	Turner_F	Walkup

Seq No. 0032 January 29, 2007 8:36 PM
Presiding: Speaker Busch Legislative Date: January 29, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 135

QUORUM

135 Yeas	0 Nays	0 Excused	0 Not Voting	6 Excused (Absent)

Voting Yea - 135

Speaker Busch	DeBoy	Hixson	Malone	Robinson
Ali	Donoghue	Holmes	Manno	Rosenberg
Anderson	Doory	Howard	Mathias	Ross
Aumann	Dumais	Hubbard	McComas	Rudolph
Barkley	Dwyer	Hucker	McConkey	Schuh
Barnes	Eckardt	Impallaria	McDonough	Schuler
Bartlett	Elliott	Ivey	McHale	Shank
Barve	Elmore	James	McIntosh	Shewell
Bates	Feldman	Jameson	McKee	Simmons
Beidle	Frank	Jennings	Miller	Smigiel
Beitzel	Frush	Jones	Minnick	Sophocleus
Benson	Gaines	Kach	Mizeur	Sossi
Bohanan	George	Kaiser	Montgomery	Stein
Boteler	Gilchrist	King_J	Morhaim	Stifler
Branch	Glassman	King_N	Murphy	Stocksdale
Braveboy	Glenn	Kipke	Myers	Stukes
Bromwell	Goldwater	Kirk	Nathan-Pulliam	Stull
Bronrott	Griffith	Kramer	Niemann	Tarrant
Burns	Gutierrez	Krebs	O'Donnell	Taylor
Cane	Guzzone	Krysiak	Oaks	Valderrama
Cardin	Haddaway	Kullen	Olszewski	Vallario
Carter	Hammen	Lafferty	Pena-Melnyk	Vaughn
Clagett_G	Harrison	Lawton	Pendergrass	Waldstreicher
Clagett_V	Haynes	Lee	Proctor	Walker
Conaway	Healey	Levi	Ramirez	Weir
Conway	Hecht	Levy	Rice	Weldon
Costa	Heller	Love	Riley	Wood

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 6

Bobo	Kelly	Turner_V
Davis	Turner_F	Walkup

Seq No. 0034 January 30, 2007 10:11 AM
Presiding: Speaker Busch Legislative Date: January 30, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 138

QUORUM

138 Yeas	0 Nays	0 Excused	1 Not Voting	2 Excused (Absent)

Voting Yea - 138

Speaker Busch	Davis	Holmes	Mathias	Rudolph
Ali	DeBoy	Howard	McComas	Schuh
Anderson	Donoghue	Hubbard	McConkey	Schuler
Aumann	Doory	Hucker	McDonough	Shank
Barkley	Dumais	Impallaria	McHale	Shewell
Barnes	Dwyer	Ivey	McIntosh	Simmons
Bartlett	Eckardt	James	McKee	Smigiel
Barve	Elliott	Jameson	Miller	Sophocleus
Bates	Elmore	Jennings	Minnick	Sossi
Beidle	Feldman	Jones	Mizeur	Stein
Beitzel	Frank	Kach	Montgomery	Stifler
Benson	Frush	Kaiser	Morhaim	Stocksdale
Bobo	Gaines	Kelly	Murphy	Stukes
Bohanan	George	King_N	Myers	Stull
Boteler	Gilchrist	Kipke	Nathan-Pulliam	Tarrant
Branch	Glassman	Kirk	Niemann	Taylor
Braveboy	Glenn	Kramer	O'Donnell	Turner_F
Bromwell	Goldwater	Krebs	Oaks	Valderrama
Bronrott	Griffith	Krysiak	Olszewski	Vallario
Burns	Gutierrez	Kullen	Pena-Melnyk	Vaughn
Cane	Guzzone	Lafferty	Pendergrass	Waldstreicher
Cardin	Haddaway	Lawton	Proctor	Walker
Carter	Hammen	Lee	Ramirez	Walkup
Clagett_G	Haynes	Levi	Rice	Weir
Clagett_V	Healey	Levy	Riley	Weldon
Conaway	Hecht	Love	Robinson	Wood
Conway	Heller	Malone	Rosenberg	
Costa	Hixson	Manno	Ross	

Voting Nay - 0

Not Voting - 1

Harrison

Excused From Voting - 0

Excused (Absent) - 2

King_J	Turner_V

Seq No. 0035 January 30, 2007 10:30 AM
Presiding: Speaker Busch Legislative Date: January 30, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 139

QUORUM

139 Yeas	0 Nays	0 Excused	0 Not Voting	2 Excused (Absent)

Voting Yea - 139

Speaker Busch	Davis	Hixson	Manno	Ross
Ali	DeBoy	Holmes	Mathias	Rudolph
Anderson	Donoghue	Howard	McComas	Schuh
Aumann	Doory	Hubbard	McConkey	Schuler
Barkley	Dumais	Hucker	McDonough	Shank
Barnes	Dwyer	Impallaria	McHale	Shewell
Bartlett	Eckardt	Ivey	McIntosh	Simmons
Barve	Elliott	James	McKee	Smigiel
Bates	Elmore	Jameson	Miller	Sophocleus
Beidle	Feldman	Jennings	Minnick	Sossi
Beitzel	Frank	Jones	Mizeur	Stein
Benson	Frush	Kach	Montgomery	Stifler
Bobo	Gaines	Kaiser	Morhaim	Stocksdale
Bohanan	George	Kelly	Murphy	Stukes
Boteler	Gilchrist	King_N	Myers	Stull
Branch	Glassman	Kipke	Nathan-Pulliam	Tarrant
Braveboy	Glenn	Kirk	Niemann	Taylor
Bromwell	Goldwater	Kramer	O'Donnell	Turner_F
Bronrott	Griffith	Krebs	Oaks	Valderrama
Burns	Gutierrez	Krysiak	Olszewski	Vallario
Cane	Guzzone	Kullen	Pena-Melnyk	Vaughn
Cardin	Haddaway	Lafferty	Pendergrass	Waldstreicher
Carter	Hammen	Lawton	Proctor	Walker
Clagett_G	Harrison	Lee	Ramirez	Walkup
Clagett_V	Haynes	Levi	Rice	Weir
Conaway	Healey	Levy	Riley	Weldon
Conway	Hecht	Love	Robinson	Wood
Costa	Heller	Malone	Rosenberg	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 2

King_J	Turner_V

Seq No. 0036 January 31, 2007 11:54 AM
Presiding: Speaker Busch Legislative Date: January 31, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 138

QUORUM

138 Yeas	0 Nays	0 Excused	1 Not Voting	2 Excused (Absent)

Voting Yea - 138

Speaker Busch	Davis	Hixson	Malone	Ross
Ali	DeBoy	Holmes	Manno	Rudolph
Anderson	Donoghue	Howard	Mathias	Schuh
Aumann	Doory	Hubbard	McComas	Schuler
Barkley	Dumais	Hucker	McConkey	Shank
Barnes	Dwyer	Impallaria	McDonough	Shewell
Bartlett	Eckardt	Ivey	McHale	Simmons
Barve	Elliott	James	McIntosh	Smigiel
Bates	Elmore	Jameson	McKee	Sophocleus
Beidle	Feldman	Jennings	Miller	Sossi
Beitzel	Frank	Jones	Minnick	Stein
Benson	Frush	Kach	Mizeur	Stifler
Bobo	Gaines	Kaiser	Montgomery	Stocksdale
Bohanan	George	Kelly	Morhaim	Stukes
Boteler	Gilchrist	King_J	Murphy	Stull
Branch	Glassman	King_N	Myers	Tarrant
Braveboy	Glenn	Kipke	Nathan-Pulliam	Taylor
Bromwell	Goldwater	Kirk	Niemann	Turner_F
Bronrott	Griffith	Kramer	O'Donnell	Valderrama
Burns	Gutierrez	Krebs	Oaks	Vaughn
Cane	Guzzone	Krysiak	Olszewski	Waldstreicher
Cardin	Haddaway	Kullen	Pena-Melnyk	Walker
Carter	Hammen	Lafferty	Pendergrass	Walkup
Clagett_G	Harrison	Lawton	Proctor	Weir
Clagett_V	Haynes	Lee	Ramirez	Weldon
Conaway	Healey	Levi	Rice	Wood
Conway	Hecht	Levy	Riley	
Costa	Heller	Love	Robinson	

Voting Nay - 0

Not Voting - 1

Vallario

Excused From Voting - 0

Excused (Absent) - 2

Rosenberg Turner_V

SENATE SEQ NO. 89A - January 31, 2007 - Attendance Quorum: 46

Excused: Senator Jones

Joint Session of the General Assembly - State of the State Address

Seq No. 0037 January 31, 2007 12:10 PM
Presiding: Speaker Busch Legislative Date: January 31, 2007

Maryland House of Delegates
2007 Regular Session

House Quorum: 139

JOINT SESSION
HOUSE QUORUM

139 Yeas	0 Nays	0 Excused	0 Not Voting	2 Excused (Absent)

Voting Yea - 139

Speaker Busch	Davis	Hixson	Malone	Ross
Ali	DeBoy	Holmes	Manno	Rudolph
Anderson	Donoghue	Howard	Mathias	Schuh
Aumann	Doory	Hubbard	McComas	Schuler
Barkley	Dumais	Hucker	McConkey	Shank
Barnes	Dwyer	Impallaria	McDonough	Shewell
Bartlett	Eckardt	Ivey	McHale	Simmons
Barve	Elliott	James	McIntosh	Smigiel
Bates	Elmore	Jameson	McKee	Sophocleus
Beidle	Feldman	Jennings	Miller	Sossi
Beitzel	Frank	Jones	Minnick	Stein
Benson	Frush	Kach	Mizeur	Stifler
Bobo	Gaines	Kaiser	Montgomery	Stocksdale
Bohanan	George	Kelly	Morhaim	Stukes
Boteler	Gilchrist	King_J	Murphy	Stull
Branch	Glassman	King_N	Myers	Tarrant
Braveboy	Glenn	Kipke	Nathan-Pulliam	Taylor
Bromwell	Goldwater	Kirk	Niemann	Turner_F
Bronrott	Griffith	Kramer	O'Donnell	Valderrama
Burns	Gutierrez	Krebs	Oaks	Vallario
Cane	Guzzone	Krysiak	Olszewski	Vaughn
Cardin	Haddaway	Kullen	Pena-Melnyk	Waldstreicher
Carter	Hammen	Lafferty	Pendergrass	Walker
Clagett_G	Harrison	Lawton	Proctor	Walkup
Clagett_V	Haynes	Lee	Ramirez	Weir
Conaway	Healey	Levi	Rice	Weldon
Conway	Hecht	Levy	Riley	Wood
Costa	Heller	Love	Robinson	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 2

Rosenberg	Turner_V

Seq No. 0038 January 31, 2007 1:02 PM
Presiding: Speaker Busch Legislative Date: January 31, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 139

QUORUM

139 Yeas	0 Nays	0 Excused	0 Not Voting	2 Excused (Absent)

Voting Yea - 139

Speaker Busch	Davis	Hixson	Malone	Ross
Ali	DeBoy	Holmes	Manno	Rudolph
Anderson	Donoghue	Howard	Mathias	Schuh
Aumann	Doory	Hubbard	McComas	Schuler
Barkley	Dumais	Hucker	McConkey	Shank
Barnes	Dwyer	Impallaria	McDonough	Shewell
Bartlett	Eckardt	Ivey	McHale	Simmons
Barve	Elliott	James	McIntosh	Smigiel
Bates	Elmore	Jameson	McKee	Sophocleus
Beidle	Feldman	Jennings	Miller	Sossi
Beitzel	Frank	Jones	Minnick	Stein
Benson	Frush	Kach	Mizeur	Stifler
Bobo	Gaines	Kaiser	Montgomery	Stocksdale
Bohanan	George	Kelly	Morhaim	Stukes
Boteler	Gilchrist	King_J	Murphy	Stull
Branch	Glassman	King_N	Myers	Tarrant
Braveboy	Glenn	Kipke	Nathan-Pulliam	Taylor
Bromwell	Goldwater	Kirk	Niemann	Turner_F
Bronrott	Griffith	Kramer	O'Donnell	Valderrama
Burns	Gutierrez	Krebs	Oaks	Vallario
Cane	Guzzone	Krysiak	Olszewski	Vaughn
Cardin	Haddaway	Kullen	Pena-Melnyk	Waldstreicher
Carter	Hammen	Lafferty	Pendergrass	Walker
Clagett_G	Harrison	Lawton	Proctor	Walkup
Clagett_V	Haynes	Lee	Ramirez	Weir
Conaway	Healey	Levi	Rice	Weldon
Conway	Hecht	Levy	Riley	Wood
Costa	Heller	Love	Robinson	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 2

Rosenberg	Turner_V

Seq No. 0039 February 1, 2007 10:50 AM
Presiding: Speaker Busch Legislative Date: February 1, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 129

QUORUM

129 Yeas	0 Nays	0 Excused	7 Not Voting	5 Excused (Absent)

Voting Yea - 129

Speaker Busch	Conway	Hecht	Malone	Schuh
Ali	Costa	Hixson	Manno	Schuler
Anderson	Davis	Howard	Mathias	Shank
Aumann	DeBoy	Hubbard	McComas	Shewell
Barkley	Doory	Hucker	McConkey	Simmons
Barnes	Dumais	Impallaria	McDonough	Smigiel
Bartlett	Dwyer	Ivey	McKee	Sophocleus
Barve	Eckardt	James	Miller	Sossi
Bates	Elliott	Jameson	Minnick	Stein
Beidle	Elmore	Jennings	Mizeur	Stifler
Beitzel	Feldman	Jones	Montgomery	Stocksdale
Benson	Frank	Kach	Morhaim	Stukes
Bobo	Frush	Kaiser	Murphy	Stull
Bohanan	Gaines	Kelly	Myers	Tarrant
Boteler	George	King_N	Nathan-Pulliam	Taylor
Branch	Gilchrist	Kipke	Niemann	Turner_F
Braveboy	Glassman	Kramer	O'Donnell	Valderrama
Bromwell	Glenn	Krebs	Oaks	Vallario
Bronrott	Goldwater	Krysiak	Olszewski	Vaughn
Burns	Griffith	Kullen	Pena-Melnyk	Waldstreicher
Cane	Gutierrez	Lafferty	Pendergrass	Walker
Cardin	Guzzone	Lawton	Ramirez	Walkup
Carter	Haddaway	Lee	Riley	Weir
Clagett_G	Hammen	Levi	Robinson	Weldon
Clagett_V	Haynes	Levy	Ross	Wood
Conaway	Healey	Love	Rudolph	

Voting Nay - 0

Not Voting - 7

Donoghue	Heller	McHale	Rice	
Harrison	Kirk	McIntosh		

Excused From Voting - 0

Excused (Absent) - 5

Holmes	King_J	Proctor	Rosenberg	Turner_V

SENATE SEQ NO. 93A - February 1, 2007 - Attendance Quorum: 47

Joint Session of the General Assembly - Election of Treasurer

Seq No. 0040 February 1, 2007 11:11 AM
Presiding: Speaker Busch Legislative Date: February 1, 2007

Maryland House of Delegates
2007 Regular Session

House Quorum: 136

JOINT SESSION
HOUSE QUORUM

136 Yeas	0 Nays	0 Excused	0 Not Voting	5 Excused (Absent)

Voting Yea - 136

Speaker Busch	Davis	Hixson	Mathias	Schuler
Ali	DeBoy	Howard	McComas	Shank
Anderson	Donoghue	Hubbard	McConkey	Shewell
Aumann	Doory	Hucker	McDonough	Simmons
Barkley	Dumais	Impallaria	McHale	Smigiel
Barnes	Dwyer	Ivey	McIntosh	Sophocleus
Bartlett	Eckardt	James	McKee	Sossi
Barve	Elliott	Jameson	Miller	Stein
Bates	Elmore	Jennings	Minnick	Stifler
Beidle	Feldman	Jones	Mizeur	Stocksdale
Beitzel	Frank	Kach	Montgomery	Stukes
Benson	Frush	Kaiser	Morhaim	Stull
Bobo	Gaines	Kelly	Murphy	Tarrant
Bohanan	George	King_N	Myers	Taylor
Boteler	Gilchrist	Kipke	Nathan-Pulliam	Turner_F
Branch	Glassman	Kirk	Niemann	Valderrama
Braveboy	Glenn	Kramer	O'Donnell	Vallario
Bromwell	Goldwater	Krebs	Oaks	Vaughn
Bronrott	Griffith	Krysiak	Olszewski	Waldstreicher
Burns	Gutierrez	Kullen	Pena-Melnyk	Walker
Cane	Guzzone	Lafferty	Pendergrass	Walkup
Cardin	Haddaway	Lawton	Ramirez	Weir
Carter	Hammen	Lee	Rice	Weldon
Clagett_G	Harrison	Levi	Riley	Wood
Clagett_V	Haynes	Levy	Robinson	
Conaway	Healey	Love	Ross	
Conway	Hecht	Malone	Rudolph	
Costa	Heller	Manno	Schuh	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 5

Holmes	King_J	Proctor	Rosenberg	Turner_V

Seq No. 0041 February 1, 2007 12:04 PM
Presiding: Speaker Busch Legislative Date: February 1, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 133

QUORUM

133 Yeas	0 Nays	0 Excused	3 Not Voting	5 Excused (Absent)

Voting Yea - 133

Speaker Busch	Davis	Heller	Malone	Rudolph
Ali	DeBoy	Hixson	Manno	Schuh
Anderson	Donoghue	Howard	McComas	Schuler
Aumann	Doory	Hubbard	McConkey	Shank
Barkley	Dumais	Hucker	McDonough	Shewell
Barnes	Dwyer	Impallaria	McHale	Simmons
Bartlett	Eckardt	Ivey	McIntosh	Smigiel
Barve	Elliott	James	McKee	Sophocleus
Bates	Elmore	Jameson	Miller	Sossi
Beidle	Feldman	Jennings	Minnick	Stein
Beitzel	Frank	Jones	Mizeur	Stifler
Benson	Frush	Kach	Montgomery	Stocksdale
Bobo	Gaines	Kaiser	Morhaim	Stukes
Bohanan	George	Kelly	Murphy	Stull
Boteler	Gilchrist	King_N	Myers	Tarrant
Branch	Glassman	Kipke	Nathan-Pulliam	Taylor
Braveboy	Glenn	Kirk	Niemann	Turner_F
Bromwell	Goldwater	Kramer	O'Donnell	Valderrama
Bronrott	Griffith	Krebs	Oaks	Vaughn
Burns	Gutierrez	Krysiak	Olszewski	Waldstreicher
Cardin	Guzzone	Kullen	Pena-Melnyk	Walker
Carter	Haddaway	Lafferty	Pendergrass	Walkup
Clagett_G	Hammen	Lawton	Ramirez	Weir
Clagett_V	Harrison	Lee	Rice	Weldon
Conaway	Haynes	Levi	Riley	Wood
Conway	Healey	Levy	Robinson	
Costa	Hecht	Love	Ross	

Voting Nay - 0

Not Voting - 3

Cane	Mathias	Vallario

Excused From Voting - 0

Excused (Absent) - 5

Holmes	King_J	Proctor	Rosenberg	Turner_V

Seq No. 0042 February 2, 2007 11:06 AM
Presiding: Speaker Busch Legislative Date: February 2, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 133

QUORUM

133 Yeas	0 Nays	0 Excused	2 Not Voting	6 Excused (Absent)

Voting Yea - 133

Speaker Busch	DeBoy	Hixson	Love	Rudolph
Ali	Donoghue	Holmes	Malone	Schuh
Anderson	Doory	Howard	Manno	Schuler
Aumann	Dumais	Hubbard	Mathias	Shank
Barkley	Dwyer	Hucker	McComas	Shewell
Barnes	Eckardt	Impallaria	McDonough	Simmons
Bartlett	Elliott	Ivey	McHale	Smigiel
Barve	Elmore	James	McIntosh	Sophocleus
Bates	Feldman	Jameson	McKee	Sossi
Beidle	Frank	Jennings	Miller	Stein
Beitzel	Frush	Jones	Minnick	Stifler
Benson	Gaines	Kach	Montgomery	Stocksdale
Bobo	George	Kaiser	Morhaim	Stukes
Bohanan	Gilchrist	Kelly	Murphy	Stull
Boteler	Glassman	King_J	Myers	Tarrant
Branch	Glenn	King_N	Nathan-Pulliam	Taylor
Braveboy	Goldwater	Kipke	Niemann	Turner_F
Bromwell	Griffith	Kirk	Oaks	Valderrama
Cane	Gutierrez	Kramer	Olszewski	Vallario
Cardin	Guzzone	Krebs	Pena-Melnyk	Vaughn
Carter	Haddaway	Krysiak	Pendergrass	Waldstreicher
Clagett_G	Hammen	Kullen	Proctor	Walker
Clagett_V	Harrison	Lafferty	Ramirez	Weir
Conaway	Haynes	Lawton	Rice	Weldon
Conway	Healey	Lee	Riley	Wood
Costa	Hecht	Levi	Robinson	
Davis	Heller	Levy	Ross	

Voting Nay - 0

Not Voting - 2

Bronrott	Burns

Excused From Voting - 0

Excused (Absent) - 6

McConkey	O'Donnell	Turner_V
Mizeur	Rosenberg	Walkup

Seq No. 0043 February 2, 2007 11:21 AM
Presiding: Speaker Busch Legislative Date: February 2, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 135

QUORUM

135 Yeas	0 Nays	0 Excused	0 Not Voting	6 Excused (Absent)

Voting Yea - 135

Speaker Busch	Costa	Hecht	Levi	Robinson
Ali	Davis	Heller	Levy	Ross
Anderson	DeBoy	Hixson	Love	Rudolph
Aumann	Donoghue	Holmes	Malone	Schuh
Barkley	Doory	Howard	Manno	Schuler
Barnes	Dumais	Hubbard	Mathias	Shank
Bartlett	Dwyer	Hucker	McComas	Shewell
Barve	Eckardt	Impallaria	McDonough	Simmons
Bates	Elliott	Ivey	McHale	Smigiel
Beidle	Elmore	James	McIntosh	Sophocleus
Beitzel	Feldman	Jameson	McKee	Sossi
Benson	Frank	Jennings	Miller	Stein
Bobo	Frush	Jones	Minnick	Stifler
Bohanan	Gaines	Kach	Montgomery	Stocksdale
Boteler	George	Kaiser	Morhaim	Stukes
Branch	Gilchrist	Kelly	Murphy	Stull
Braveboy	Glassman	King_J	Myers	Tarrant
Bromwell	Glenn	King_N	Nathan-Pulliam	Taylor
Bronrott	Goldwater	Kipke	Niemann	Turner_F
Burns	Griffith	Kirk	Oaks	Valderrama
Cane	Gutierrez	Kramer	Olszewski	Vallario
Cardin	Guzzone	Krebs	Pena-Melnyk	Vaughn
Carter	Haddaway	Krysiak	Pendergrass	Waldstreicher
Clagett_G	Hammen	Kullen	Proctor	Walker
Clagett_V	Harrison	Lafferty	Ramirez	Weir
Conaway	Haynes	Lawton	Rice	Weldon
Conway	Healey	Lee	Riley	Wood

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 6

McConkey	O'Donnell	Turner_V
Mizeur	Rosenberg	Walkup

Seq No. 0047 February 5, 2007 8:07 PM
Presiding: Speaker Busch Legislative Date: February 5, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 136

QUORUM

136 Yeas	0 Nays	0 Excused	1 Not Voting	4 Excused (Absent)

Voting Yea - 136

Speaker Busch	DeBoy	Hubbard	McComas	Schuh
Ali	Donoghue	Hucker	McConkey	Schuler
Anderson	Doory	Impallaria	McDonough	Shank
Aumann	Dumais	Ivey	McHale	Shewell
Barkley	Dwyer	James	McIntosh	Simmons
Barnes	Eckardt	Jameson	McKee	Smigiel
Bartlett	Elliott	Jennings	Miller	Sophocleus
Bates	Elmore	Jones	Minnick	Sossi
Beidle	Feldman	Kach	Mizeur	Stein
Beitzel	Frank	Kaiser	Montgomery	Stifler
Benson	Frush	Kelly	Morhaim	Stocksdale
Bobo	Gaines	King_J	Murphy	Stukes
Bohanan	George	King_N	Myers	Stull
Boteler	Gilchrist	Kipke	Nathan-Pulliam	Tarrant
Branch	Glassman	Kirk	Niemann	Taylor
Braveboy	Glenn	Kramer	O'Donnell	Turner_F
Bromwell	Griffith	Krebs	Oaks	Valderrama
Bronrott	Gutierrez	Krysiak	Olszewski	Vallario
Burns	Guzzone	Kullen	Pena-Melnyk	Vaughn
Cane	Haddaway	Lafferty	Pendergrass	Waldstreicher
Cardin	Hammen	Lawton	Proctor	Walker
Carter	Haynes	Lee	Ramirez	Weir
Clagett_G	Healey	Levi	Rice	Weldon
Clagett_V	Hecht	Levy	Riley	Wood
Conaway	Heller	Love	Robinson	
Conway	Hixson	Malone	Rosenberg	
Costa	Holmes	Manno	Ross	
Davis	Howard	Mathias	Rudolph	

Voting Nay - 0

Not Voting - 1

Harrison

Excused From Voting - 0

Excused (Absent) - 4

Barve	Goldwater	Turner_V	Walkup

Seq No. 0048 February 5, 2007 8:41 PM
Presiding: Speaker Busch Legislative Date: February 5, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 134

QUORUM

134 Yeas	0 Nays	0 Excused	3 Not Voting	4 Excused (Absent)

Voting Yea - 134

Speaker Busch	Davis	Holmes	Manno	Rosenberg
Ali	DeBoy	Howard	Mathias	Ross
Anderson	Donoghue	Hucker	McComas	Rudolph
Aumann	Doory	Impallaria	McConkey	Schuh
Barkley	Dumais	Ivey	McDonough	Shank
Barnes	Dwyer	James	McHale	Shewell
Bartlett	Eckardt	Jameson	McIntosh	Simmons
Bates	Elliott	Jennings	McKee	Smigiel
Beidle	Elmore	Jones	Miller	Sophocleus
Beitzel	Feldman	Kach	Minnick	Sossi
Benson	Frank	Kaiser	Mizeur	Stein
Bobo	Frush	Kelly	Montgomery	Stifler
Bohanan	George	King_J	Morhaim	Stocksdale
Boteler	Gilchrist	King_N	Murphy	Stukes
Branch	Glassman	Kipke	Myers	Stull
Braveboy	Glenn	Kirk	Nathan-Pulliam	Tarrant
Bromwell	Griffith	Kramer	Niemann	Taylor
Bronrott	Gutierrez	Krebs	O'Donnell	Turner_F
Burns	Guzzone	Krysiak	Oaks	Valderrama
Cane	Haddaway	Kullen	Olszewski	Vallario
Cardin	Hammen	Lafferty	Pena-Melnyk	Vaughn
Carter	Harrison	Lawton	Pendergrass	Waldstreicher
Clagett_G	Haynes	Lee	Proctor	Walker
Clagett_V	Healey	Levi	Ramirez	Weir
Conaway	Hecht	Levy	Rice	Weldon
Conway	Heller	Love	Riley	Wood
Costa	Hixson	Malone	Robinson	

Voting Nay - 0

Not Voting - 3

Gaines	Hubbard	Schuler

Excused From Voting - 0

Excused (Absent) - 4

Barve	Goldwater	Turner_V	Walkup

Seq No. 0049 February 6, 2007 10:09 AM
Presiding: Speaker Busch Legislative Date: January 6, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 135

QUORUM

135 Yeas	0 Nays	0 Excused	2 Not Voting	4 Excused (Absent)

Voting Yea - 135

Speaker Busch	Costa	Holmes	Malone	Rosenberg
Ali	Davis	Howard	Manno	Ross
Anderson	DeBoy	Hubbard	Mathias	Rudolph
Aumann	Donoghue	Hucker	McComas	Schuh
Barkley	Dumais	Impallaria	McConkey	Schuler
Barnes	Dwyer	Ivey	McDonough	Shank
Bartlett	Eckardt	James	McHale	Shewell
Barve	Elliott	Jameson	McIntosh	Simmons
Bates	Elmore	Jennings	McKee	Smigiel
Beidle	Feldman	Jones	Miller	Sophocleus
Beitzel	Frank	Kach	Minnick	Sossi
Benson	Frush	Kaiser	Mizeur	Stein
Bobo	Gaines	Kelly	Montgomery	Stifler
Bohanan	Gilchrist	King_J	Morhaim	Stocksdale
Boteler	Glassman	King_N	Murphy	Stukes
Branch	Glenn	Kipke	Myers	Stull
Braveboy	Griffith	Kirk	Nathan-Pulliam	Tarrant
Bromwell	Gutierrez	Kramer	Niemann	Taylor
Bronrott	Guzzone	Krebs	Oaks	Turner_F
Burns	Haddaway	Krysiak	Olszewski	Valderrama
Cane	Hammen	Kullen	Pena-Melnyk	Vallario
Cardin	Harrison	Lafferty	Pendergrass	Vaughn
Carter	Haynes	Lawton	Proctor	Waldstreicher
Clagett_G	Healey	Lee	Ramirez	Walker
Clagett_V	Hecht	Levi	Rice	Weir
Conaway	Heller	Levy	Riley	Weldon
Conway	Hixson	Love	Robinson	Wood

Voting Nay - 0

Not Voting - 2

Doory	George

Excused From Voting - 0

Excused (Absent) - 4

Goldwater	O'Donnell	Turner_V	Walkup

Seq No. 0050 February 6, 2007 10:26 AM
Presiding: Speaker Busch Legislative Date: January 6, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 137

QUORUM

137 Yeas	0 Nays	0 Excused	0 Not Voting	4 Excused (Absent)

Voting Yea - 137

Speaker Busch	Davis	Holmes	Manno	Rudolph
Ali	DeBoy	Howard	Mathias	Schuh
Anderson	Donoghue	Hubbard	McComas	Schuler
Aumann	Doory	Hucker	McConkey	Shank
Barkley	Dumais	Impallaria	McDonough	Shewell
Barnes	Dwyer	Ivey	McHale	Simmons
Bartlett	Eckardt	James	McIntosh	Smigiel
Barve	Elliott	Jameson	McKee	Sophocleus
Bates	Elmore	Jennings	Miller	Sossi
Beidle	Feldman	Jones	Minnick	Stein
Beitzel	Frank	Kach	Mizeur	Stifler
Benson	Frush	Kaiser	Montgomery	Stocksdale
Bobo	Gaines	Kelly	Morhaim	Stukes
Bohanan	George	King_J	Murphy	Stull
Boteler	Gilchrist	King_N	Myers	Tarrant
Branch	Glassman	Kipke	Nathan-Pulliam	Taylor
Braveboy	Glenn	Kirk	Niemann	Turner_F
Bromwell	Griffith	Kramer	Oaks	Valderrama
Bronrott	Gutierrez	Krebs	Olszewski	Vallario
Burns	Guzzone	Krysiak	Pena-Melnyk	Vaughn
Cane	Haddaway	Kullen	Pendergrass	Waldstreicher
Cardin	Hammen	Lafferty	Proctor	Walker
Carter	Harrison	Lawton	Ramirez	Weir
Clagett_G	Haynes	Lee	Rice	Weldon
Clagett_V	Healey	Levi	Riley	Wood
Conaway	Hecht	Levy	Robinson	
Conway	Heller	Love	Rosenberg	
Costa	Hixson	Malone	Ross	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 4

Goldwater	O'Donnell	Turner_V	Walkup

Seq No. 0051 February 7, 2007 10:02 AM
Presiding: Speaker Busch Legislative Date: February 7, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 115

QUORUM

115 Yeas	0 Nays	0 Excused	24 Not Voting	2 Excused (Absent)

Voting Yea - 115

Speaker Busch	Conway	Howard	McComas	Schuler
Ali	Costa	Hucker	McDonough	Shank
Anderson	DeBoy	Impallaria	McHale	Shewell
Aumann	Donoghue	Ivey	McIntosh	Simmons
Barkley	Doory	Jameson	McKee	Smigiel
Barnes	Dumais	Jennings	Miller	Sophocleus
Bartlett	Dwyer	Jones	Minnick	Sossi
Bates	Eckardt	Kaiser	Mizeur	Stein
Beidle	Elliott	Kelly	Montgomery	Stifler
Beitzel	Elmore	King_J	Morhaim	Stukes
Benson	Feldman	King_N	Murphy	Stull
Bobo	Frank	Kipke	Myers	Tarrant
Bohanan	George	Kramer	Niemann	Taylor
Boteler	Gilchrist	Krebs	O'Donnell	Turner_F
Braveboy	Glenn	Krysiak	Olszewski	Valderrama
Bromwell	Gutierrez	Kullen	Pena-Melnyk	Vallario
Bronrott	Guzzone	Lafferty	Pendergrass	Vaughn
Burns	Haddaway	Lawton	Ramirez	Waldstreicher
Cane	Hammen	Lee	Rice	Walker
Cardin	Harrison	Levy	Robinson	Walkup
Clagett_G	Haynes	Malone	Rosenberg	Weir
Clagett_V	Healey	Manno	Ross	Weldon
Conaway	Holmes	Mathias	Schuh	Wood

Voting Nay - 0

Not Voting - 24

Barve	Gaines	Hixson	Levi	Proctor
Branch	Glassman	Hubbard	Love	Riley
Carter	Griffith	James	McConkey	Rudolph
Davis	Hecht	Kach	Nathan-Pulliam	Stocksdale
Frush	Heller	Kirk	Oaks	

Excused From Voting - 0

Excused (Absent) - 2

Goldwater	Turner_V

Seq No. 0052 February 7, 2007 10:18 AM
Presiding: Speaker Busch Legislative Date: February 7, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 138

QUORUM

138 Yeas	0 Nays	0 Excused	1 Not Voting	2 Excused (Absent)

Voting Yea - 138

Speaker Busch	Davis	Howard	Mathias	Rudolph
Ali	DeBoy	Hubbard	McComas	Schuh
Anderson	Donoghue	Hucker	McConkey	Schuler
Aumann	Doory	Impallaria	McDonough	Shank
Barkley	Dumais	Ivey	McHale	Shewell
Barnes	Dwyer	James	McIntosh	Simmons
Bartlett	Eckardt	Jameson	McKee	Smigiel
Barve	Elliott	Jennings	Miller	Sophocleus
Bates	Elmore	Jones	Minnick	Sossi
Beidle	Feldman	Kach	Mizeur	Stein
Beitzel	Frank	Kaiser	Montgomery	Stifler
Benson	Frush	Kelly	Morhaim	Stocksdale
Bobo	Gaines	King_J	Murphy	Stukes
Bohanan	George	King_N	Myers	Stull
Boteler	Gilchrist	Kipke	Nathan-Pulliam	Tarrant
Branch	Glassman	Kirk	Niemann	Taylor
Braveboy	Glenn	Kramer	O'Donnell	Turner_F
Bromwell	Griffith	Krebs	Oaks	Valderrama
Bronrott	Gutierrez	Krysiak	Olszewski	Vallario
Burns	Guzzone	Kullen	Pena-Melnyk	Vaughn
Cane	Haddaway	Lafferty	Pendergrass	Waldstreicher
Cardin	Hammen	Lawton	Proctor	Walker
Carter	Harrison	Lee	Ramirez	Walkup
Clagett_G	Haynes	Levi	Rice	Weir
Clagett_V	Healey	Levy	Riley	Weldon
Conaway	Hecht	Love	Robinson	Wood
Conway	Hixson	Malone	Rosenberg	
Costa	Holmes	Manno	Ross	

Voting Nay - 0

Not Voting - 1

Heller

Excused From Voting - 0

Excused (Absent) - 2

Goldwater	Turner_V

Seq No. 0054 February 8, 2007 10:06 AM
Presiding: Speaker Busch Legislative Date: February 8, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 131

QUORUM

131 Yeas	0 Nays	0 Excused	8 Not Voting	2 Excused (Absent)

Voting Yea - 131

Speaker Busch	DeBoy	Howard	McComas	Shank
Ali	Donoghue	Hubbard	McConkey	Shewell
Anderson	Doory	Hucker	McDonough	Simmons
Aumann	Dumais	Impallaria	McIntosh	Smigiel
Barkley	Dwyer	Ivey	McKee	Sophocleus
Barnes	Eckardt	Jameson	Miller	Sossi
Barve	Elliott	Jones	Minnick	Stein
Bates	Elmore	Kach	Mizeur	Stifler
Beidle	Feldman	Kaiser	Montgomery	Stocksdale
Beitzel	Frank	Kelly	Morhaim	Stukes
Bobo	Gaines	King_J	Murphy	Stull
Bohanan	George	King_N	Myers	Tarrant
Boteler	Gilchrist	Kipke	Nathan-Pulliam	Taylor
Branch	Glassman	Kirk	O'Donnell	Turner_F
Braveboy	Glenn	Kramer	Oaks	Valderrama
Bromwell	Griffith	Krebs	Olszewski	Vallario
Bronrott	Gutierrez	Krysiak	Pena-Melnyk	Vaughn
Burns	Guzzone	Kullen	Pendergrass	Waldstreicher
Cane	Haddaway	Lafferty	Proctor	Walker
Cardin	Hammen	Lawton	Rice	Walkup
Carter	Harrison	Lee	Riley	Weir
Clagett_G	Haynes	Levi	Robinson	Weldon
Clagett_V	Healey	Levy	Rosenberg	Wood
Conaway	Hecht	Love	Ross	
Conway	Heller	Malone	Rudolph	
Costa	Hixson	Manno	Schuh	
Davis	Holmes	Mathias	Schuler	

Voting Nay - 0

Not Voting - 8

Bartlett	Frush	Jennings	Niemann
Benson	James	McHale	Ramirez

Excused From Voting - 0

Excused (Absent) - 2

Goldwater	Turner_V

Seq No. 0055 February 8, 2007 10:10 AM
Presiding: Speaker Busch Legislative Date: February 8, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 135

QUORUM

135 Yeas	0 Nays	0 Excused	4 Not Voting	2 Excused (Absent)

Voting Yea - 135

Speaker Busch	Costa	Holmes	Malone	Ross
Ali	Davis	Howard	Manno	Rudolph
Anderson	DeBoy	Hubbard	Mathias	Schuh
Aumann	Donoghue	Hucker	McComas	Schuler
Barkley	Doory	Impallaria	McConkey	Shank
Barnes	Dwyer	Ivey	McDonough	Shewell
Bartlett	Eckardt	James	McHale	Simmons
Barve	Elliott	Jameson	McIntosh	Smigiel
Bates	Elmore	Jennings	McKee	Sophocleus
Beidle	Feldman	Jones	Miller	Sossi
Beitzel	Frank	Kach	Minnick	Stein
Benson	Frush	Kaiser	Mizeur	Stifler
Bobo	Gaines	Kelly	Montgomery	Stocksdale
Bohanan	George	King_J	Morhaim	Stukes
Boteler	Gilchrist	King_N	Murphy	Stull
Branch	Glassman	Kipke	Myers	Tarrant
Braveboy	Glenn	Kirk	Nathan-Pulliam	Taylor
Bromwell	Griffith	Kramer	O'Donnell	Turner_F
Bronrott	Guzzone	Krebs	Oaks	Valderrama
Burns	Haddaway	Krysiak	Olszewski	Vallario
Cane	Hammen	Kullen	Pena-Melnyk	Vaughn
Cardin	Harrison	Lafferty	Pendergrass	Waldstreicher
Carter	Haynes	Lawton	Proctor	Walker
Clagett_G	Healey	Lee	Rice	Walkup
Clagett_V	Hecht	Levi	Riley	Weir
Conaway	Heller	Levy	Robinson	Weldon
Conway	Hixson	Love	Rosenberg	Wood

Voting Nay - 0

Not Voting - 4

Dumais	Gutierrez	Niemann	Ramirez

Excused From Voting - 0

Excused (Absent) - 2

Goldwater	Turner_V

Seq No. 0056 February 8, 2007 10:11 AM
Presiding: Speaker Busch Legislative Date: February 8, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (136-0)

SB 6 Third Reading (SB) Calendar No. 1
The President (APP)
Human Services
On Third Reading

136 Yeas	0 Nays	0 Excused	3 Not Voting	2 Excused (Absent)

Voting Yea - 136

Speaker Busch	Davis	Holmes	Manno	Schuler
Ali	DeBoy	Howard	Mathias	Shank
Anderson	Donoghue	Hubbard	McComas	Shewell
Aumann	Doory	Hucker	McConkey	Simmons
Barkley	Dumais	Impallaria	McDonough	Smigiel
Barnes	Dwyer	Ivey	McHale	Sophocleus
Bartlett	Eckardt	James	McIntosh	Sossi
Barve	Elliott	Jameson	McKee	Stein
Bates	Elmore	Jennings	Miller	Stifler
Beidle	Feldman	Jones	Minnick	Stocksdale
Beitzel	Frank	Kach	Mizeur	Stukes
Benson	Frush	Kaiser	Montgomery	Stull
Bobo	Gaines	Kelly	Morhaim	Tarrant
Bohanan	George	King_J	Murphy	Taylor
Boteler	Gilchrist	King_N	Myers	Turner_F
Branch	Glassman	Kipke	Nathan-Pulliam	Valderrama
Braveboy	Glenn	Kirk	Oaks	Vallario
Bromwell	Griffith	Kramer	Olszewski	Vaughn
Bronrott	Gutierrez	Krebs	Pena-Melnyk	Waldstreicher
Burns	Guzzone	Krysiak	Pendergrass	Walker
Cane	Haddaway	Kullen	Proctor	Walkup
Cardin	Hammen	Lafferty	Rice	Weir
Carter	Harrison	Lawton	Riley	Weldon
Clagett_G	Haynes	Lee	Robinson	Wood
Clagett_V	Healey	Levi	Rosenberg	
Conaway	Hecht	Levy	Ross	
Conway	Heller	Love	Rudolph	
Costa	Hixson	Malone	Schuh	

Voting Nay - 0

Not Voting - 3

Niemann	O'Donnell	Ramirez

Excused From Voting - 0

Excused (Absent) - 2

Goldwater	Turner_V

Seq No. 0057 February 8, 2007 10:25 AM
Presiding: Speaker Busch Legislative Date: February 8, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 137

QUORUM

137 Yeas	0 Nays	0 Excused	2 Not Voting	2 Excused (Absent)

Voting Yea - 137

Speaker Busch	Davis	Holmes	Manno	Schuh
Ali	DeBoy	Howard	Mathias	Schuler
Anderson	Donoghue	Hubbard	McComas	Shank
Aumann	Doory	Hucker	McConkey	Shewell
Barkley	Dumais	Impallaria	McDonough	Simmons
Barnes	Dwyer	Ivey	McHale	Smigiel
Bartlett	Eckardt	James	McIntosh	Sophocleus
Barve	Elliott	Jameson	McKee	Sossi
Bates	Elmore	Jennings	Miller	Stein
Beidle	Feldman	Jones	Minnick	Stifler
Beitzel	Frank	Kach	Mizeur	Stocksdale
Benson	Frush	Kaiser	Montgomery	Stukes
Bobo	Gaines	Kelly	Morhaim	Stull
Bohanan	George	King_J	Murphy	Tarrant
Boteler	Gilchrist	King_N	Myers	Taylor
Branch	Glassman	Kipke	Nathan-Pulliam	Turner_F
Braveboy	Glenn	Kirk	O'Donnell	Valderrama
Bromwell	Griffith	Kramer	Oaks	Vallario
Bronrott	Gutierrez	Krebs	Olszewski	Vaughn
Burns	Guzzone	Krysiak	Pena-Melnyk	Waldstreicher
Cane	Haddaway	Kullen	Pendergrass	Walker
Cardin	Hammen	Lafferty	Proctor	Walkup
Carter	Harrison	Lawton	Rice	Weir
Clagett_G	Haynes	Lee	Riley	Weldon
Clagett_V	Healey	Levi	Robinson	Wood
Conaway	Hecht	Levy	Rosenberg	
Conway	Heller	Love	Ross	
Costa	Hixson	Malone	Rudolph	

Voting Nay - 0

Not Voting - 2

Niemann	Ramirez

Excused From Voting - 0

Excused (Absent) - 2

Goldwater	Turner_V

Seq No. 0058 February 9, 2007 11:06 AM
Presiding: Speaker Busch Legislative Date: February 9, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 132

QUORUM

132 Yeas	0 Nays	0 Excused	6 Not Voting	3 Excused (Absent)

Voting Yea - 132

Speaker Busch	Donoghue	Impallaria	McDonough	Schuler
Ali	Dumais	Ivey	McHale	Shank
Anderson	Dwyer	James	McIntosh	Shewell
Aumann	Eckardt	Jameson	McKee	Simmons
Barkley	Elliott	Jennings	Miller	Smigiel
Bartlett	Elmore	Jones	Minnick	Sophocleus
Barve	Feldman	Kach	Mizeur	Sossi
Bates	Frank	Kaiser	Montgomery	Stein
Beidle	Gaines	Kelly	Morhaim	Stifler
Beitzel	George	King_J	Murphy	Stocksdale
Bobo	Gilchrist	King_N	Myers	Stukes
Boteler	Glassman	Kipke	Nathan-Pulliam	Stull
Branch	Glenn	Kirk	Niemann	Tarrant
Braveboy	Griffith	Kramer	O'Donnell	Taylor
Bromwell	Gutierrez	Krebs	Oaks	Turner_F
Bronrott	Guzzone	Krysiak	Olszewski	Valderrama
Burns	Haddaway	Kullen	Pena-Melnyk	Vallario
Cane	Hammen	Lafferty	Pendergrass	Vaughn
Cardin	Harrison	Lawton	Proctor	Waldstreicher
Carter	Haynes	Lee	Ramirez	Walker
Clagett_G	Healey	Levi	Rice	Walkup
Clagett_V	Hecht	Levy	Riley	Weir
Conaway	Hixson	Malone	Robinson	Weldon
Conway	Holmes	Manno	Rosenberg	Wood
Costa	Howard	Mathias	Ross	
Davis	Hubbard	McComas	Rudolph	
DeBoy	Hucker	McConkey	Schuh	

Voting Nay - 0

Not Voting - 6

Barnes	Bohanan	Frush
Benson	Doory	Heller

Excused From Voting - 0

Excused (Absent) - 3

Goldwater	Love	Turner_V

Seq No. 0059 February 9, 2007 11:09 AM
Presiding: Speaker Busch Legislative Date: February 9, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 136

QUORUM

136 Yeas	0 Nays	0 Excused	2 Not Voting	3 Excused (Absent)

Voting Yea - 136

Speaker Busch	Davis	Howard	McComas	Schuh
Ali	DeBoy	Hubbard	McConkey	Schuler
Anderson	Donoghue	Hucker	McDonough	Shank
Aumann	Dumais	Impallaria	McHale	Shewell
Barkley	Dwyer	Ivey	McIntosh	Simmons
Barnes	Eckardt	James	McKee	Smigiel
Bartlett	Elliott	Jameson	Miller	Sophocleus
Barve	Elmore	Jennings	Minnick	Sossi
Bates	Feldman	Jones	Mizeur	Stein
Beidle	Frank	Kach	Montgomery	Stifler
Beitzel	Frush	Kaiser	Morhaim	Stocksdale
Benson	Gaines	Kelly	Murphy	Stukes
Bobo	George	King_J	Myers	Stull
Bohanan	Gilchrist	King_N	Nathan-Pulliam	Tarrant
Boteler	Glassman	Kipke	Niemann	Taylor
Branch	Glenn	Kirk	O'Donnell	Turner_F
Braveboy	Griffith	Kramer	Oaks	Valderrama
Bromwell	Gutierrez	Krebs	Olszewski	Vaughn
Bronrott	Guzzone	Krysiak	Pena-Melnyk	Waldstreicher
Burns	Haddaway	Kullen	Pendergrass	Walker
Cane	Hammen	Lafferty	Proctor	Walkup
Cardin	Harrison	Lawton	Ramirez	Weir
Carter	Haynes	Lee	Rice	Weldon
Clagett_G	Healey	Levi	Riley	Wood
Clagett_V	Hecht	Levy	Robinson	
Conaway	Heller	Malone	Rosenberg	
Conway	Hixson	Manno	Ross	
Costa	Holmes	Mathias	Rudolph	

Voting Nay - 0

Not Voting - 2

Doory	Vallario

Excused From Voting - 0

Excused (Absent) - 3

Goldwater	Love	Turner_V

Seq No. 0060 February 9, 2007 11:10 AM
Presiding: Speaker Busch Legislative Date: February 9, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (138-0)

HB 2 Third Reading (HB) Calendar No. 1
Del. Kullen (APP)
Maryland Consolidated Capital Bond Loan of 2006 -
Calvert County - United Way of Calvert County
On Third Reading (Emerg)

138 Yeas	0 Nays	0 Excused	0 Not Voting	3 Excused (Absent)

Voting Yea - 138

Speaker Busch	Davis	Holmes	Mathias	Rudolph
Ali	DeBoy	Howard	McComas	Schuh
Anderson	Donoghue	Hubbard	McConkey	Schuler
Aumann	Doory	Hucker	McDonough	Shank
Barkley	Dumais	Impallaria	McHale	Shewell
Barnes	Dwyer	Ivey	McIntosh	Simmons
Bartlett	Eckardt	James	McKee	Smigiel
Barve	Elliott	Jameson	Miller	Sophocleus
Bates	Elmore	Jennings	Minnick	Sossi
Beidle	Feldman	Jones	Mizeur	Stein
Beitzel	Frank	Kach	Montgomery	Stifler
Benson	Frush	Kaiser	Morhaim	Stocksdale
Bobo	Gaines	Kelly	Murphy	Stukes
Bohanan	George	King_J	Myers	Stull
Boteler	Gilchrist	King_N	Nathan-Pulliam	Tarrant
Branch	Glassman	Kipke	Niemann	Taylor
Braveboy	Glenn	Kirk	O'Donnell	Turner_F
Bromwell	Griffith	Kramer	Oaks	Valderrama
Bronrott	Gutierrez	Krebs	Olszewski	Vallario
Burns	Guzzone	Krysiak	Pena-Melnyk	Vaughn
Cane	Haddaway	Kullen	Pendergrass	Waldstreicher
Cardin	Hammen	Lafferty	Proctor	Walker
Carter	Harrison	Lawton	Ramirez	Walkup
Clagett_G	Haynes	Lee	Rice	Weir
Clagett_V	Healey	Levi	Riley	Weldon
Conaway	Hecht	Levy	Robinson	Wood
Conway	Heller	Malone	Rosenberg	
Costa	Hixson	Manno	Ross	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 3

Goldwater	Love	Turner_V

Seq No. 0061 February 9, 2007 11:11 AM
Presiding: Speaker Busch Legislative Date: February 9, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (138-0)

HB 26 Third Reading (HB) Calendar No. 1
Del. Lee et al (JUD)
Task Force to Study Identity Theft
On Third Reading (Emerg)

138 Yeas	0 Nays	0 Excused	0 Not Voting	3 Excused (Absent)

Voting Yea - 138

Speaker Busch	Davis	Holmes	Mathias	Rudolph
Ali	DeBoy	Howard	McComas	Schuh
Anderson	Donoghue	Hubbard	McConkey	Schuler
Aumann	Doory	Hucker	McDonough	Shank
Barkley	Dumais	Impallaria	McHale	Shewell
Barnes	Dwyer	Ivey	McIntosh	Simmons
Bartlett	Eckardt	James	McKee	Smigiel
Barve	Elliott	Jameson	Miller	Sophocleus
Bates	Elmore	Jennings	Minnick	Sossi
Beidle	Feldman	Jones	Mizeur	Stein
Beitzel	Frank	Kach	Montgomery	Stifler
Benson	Frush	Kaiser	Morhaim	Stocksdale
Bobo	Gaines	Kelly	Murphy	Stukes
Bohanan	George	King_J	Myers	Stull
Boteler	Gilchrist	King_N	Nathan-Pulliam	Tarrant
Branch	Glassman	Kipke	Niemann	Taylor
Braveboy	Glenn	Kirk	O'Donnell	Turner_F
Bromwell	Griffith	Kramer	Oaks	Valderrama
Bronrott	Gutierrez	Krebs	Olszewski	Vallario
Burns	Guzzone	Krysiak	Pena-Melnyk	Vaughn
Cane	Haddaway	Kullen	Pendergrass	Waldstreicher
Cardin	Hammen	Lafferty	Proctor	Walker
Carter	Harrison	Lawton	Ramirez	Walkup
Clagett_G	Haynes	Lee	Rice	Weir
Clagett_V	Healey	Levi	Riley	Weldon
Conaway	Hecht	Levy	Robinson	Wood
Conway	Heller	Malone	Rosenberg	
Costa	Hixson	Manno	Ross	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 3

Goldwater	Love	Turner_V

Seq No. 0062 February 9, 2007 11:12 AM
Presiding: Speaker Busch Legislative Date: February 9, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (138-0)

HB 23 Third Reading (HB) Calendar No. 2
Del. Love (APP)
Md Consolidated Capital Bond Loan of 2006 - Anne Arundel Co - Hancock's Resolution Visitor's Center
On Third Reading (Emerg)

138 Yeas	0 Nays	0 Excused	0 Not Voting	3 Excused (Absent)

Voting Yea - 138

Speaker Busch	Davis	Holmes	Mathias	Rudolph
Ali	DeBoy	Howard	McComas	Schuh
Anderson	Donoghue	Hubbard	McConkey	Schuler
Aumann	Doory	Hucker	McDonough	Shank
Barkley	Dumais	Impallaria	McHale	Shewell
Barnes	Dwyer	Ivey	McIntosh	Simmons
Bartlett	Eckardt	James	McKee	Smigiel
Barve	Elliott	Jameson	Miller	Sophocleus
Bates	Elmore	Jennings	Minnick	Sossi
Beidle	Feldman	Jones	Mizeur	Stein
Beitzel	Frank	Kach	Montgomery	Stifler
Benson	Frush	Kaiser	Morhaim	Stocksdale
Bobo	Gaines	Kelly	Murphy	Stukes
Bohanan	George	King_J	Myers	Stull
Boteler	Gilchrist	King_N	Nathan-Pulliam	Tarrant
Branch	Glassman	Kipke	Niemann	Taylor
Braveboy	Glenn	Kirk	O'Donnell	Turner_F
Bromwell	Griffith	Kramer	Oaks	Valderrama
Bronrott	Gutierrez	Krebs	Olszewski	Vallario
Burns	Guzzone	Krysiak	Pena-Melnyk	Vaughn
Cane	Haddaway	Kullen	Pendergrass	Waldstreicher
Cardin	Hammen	Lafferty	Proctor	Walker
Carter	Harrison	Lawton	Ramirez	Walkup
Clagett_G	Haynes	Lee	Rice	Weir
Clagett_V	Healey	Levi	Riley	Weldon
Conaway	Hecht	Levy	Robinson	Wood
Conway	Heller	Malone	Rosenberg	
Costa	Hixson	Manno	Ross	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 3

Goldwater	Love	Turner_V

Seq No. 0063 February 9, 2007 11:27 AM
Presiding: Speaker Busch Legislative Date: February 9, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 138

QUORUM

138 Yeas	0 Nays	0 Excused	0 Not Voting	3 Excused (Absent)

Voting Yea - 138

Speaker Busch	Davis	Holmes	Mathias	Rudolph
Ali	DeBoy	Howard	McComas	Schuh
Anderson	Donoghue	Hubbard	McConkey	Schuler
Aumann	Doory	Hucker	McDonough	Shank
Barkley	Dumais	Impallaria	McHale	Shewell
Barnes	Dwyer	Ivey	McIntosh	Simmons
Bartlett	Eckardt	James	McKee	Smigiel
Barve	Elliott	Jameson	Miller	Sophocleus
Bates	Elmore	Jennings	Minnick	Sossi
Beidle	Feldman	Jones	Mizeur	Stein
Beitzel	Frank	Kach	Montgomery	Stifler
Benson	Frush	Kaiser	Morhaim	Stocksdale
Bobo	Gaines	Kelly	Murphy	Stukes
Bohanan	George	King_J	Myers	Stull
Boteler	Gilchrist	King_N	Nathan-Pulliam	Tarrant
Branch	Glassman	Kipke	Niemann	Taylor
Braveboy	Glenn	Kirk	O'Donnell	Turner_F
Bromwell	Griffith	Kramer	Oaks	Valderrama
Bronrott	Gutierrez	Krebs	Olszewski	Vallario
Burns	Guzzone	Krysiak	Pena-Melnyk	Vaughn
Cane	Haddaway	Kullen	Pendergrass	Waldstreicher
Cardin	Hammen	Lafferty	Proctor	Walker
Carter	Harrison	Lawton	Ramirez	Walkup
Clagett_G	Haynes	Lee	Rice	Weir
Clagett_V	Healey	Levi	Riley	Weldon
Conaway	Hecht	Levy	Robinson	Wood
Conway	Heller	Malone	Rosenberg	
Costa	Hixson	Manno	Ross	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 3

Goldwater	Love	Turner_V

Seq No. 0065 February 12, 2007 8:03 PM
Presiding: Speaker Busch Legislative Date: February 12, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 132

QUORUM

132 Yeas	0 Nays	0 Excused	3 Not Voting	6 Excused (Absent)

Voting Yea - 132

Speaker Busch	Davis	Howard	Mathias	Rudolph
Ali	DeBoy	Hubbard	McComas	Schuh
Anderson	Donoghue	Hucker	McConkey	Schuler
Aumann	Doory	Impallaria	McHale	Shank
Barkley	Dumais	Ivey	McIntosh	Shewell
Barnes	Dwyer	James	McKee	Simmons
Bartlett	Eckardt	Jameson	Miller	Smigiel
Barve	Elliott	Jennings	Minnick	Sophocleus
Bates	Elmore	Jones	Mizeur	Sossi
Beidle	Feldman	Kach	Montgomery	Stein
Beitzel	Frank	Kaiser	Morhaim	Stifler
Benson	Frush	Kelly	Murphy	Stocksdale
Bobo	Gaines	King_J	Myers	Stukes
Bohanan	George	King_N	Nathan-Pulliam	Stull
Boteler	Gilchrist	Kipke	Niemann	Tarrant
Branch	Glassman	Kirk	O'Donnell	Taylor
Braveboy	Griffith	Kramer	Oaks	Turner_F
Bromwell	Gutierrez	Krebs	Olszewski	Valderrama
Bronrott	Guzzone	Krysiak	Pena-Melnyk	Vallario
Burns	Haddaway	Kullen	Pendergrass	Vaughn
Cane	Hammen	Lafferty	Proctor	Waldstreicher
Cardin	Harrison	Lawton	Ramirez	Walker
Clagett_G	Haynes	Lee	Rice	Weldon
Clagett_V	Healey	Levy	Riley	Wood
Conaway	Hecht	Love	Robinson	
Conway	Hixson	Malone	Rosenberg	
Costa	Holmes	Manno	Ross	

Voting Nay - 0

Not Voting - 3

Levi	Walkup	Weir

Excused From Voting - 0

Excused (Absent) - 6

Carter	Goldwater	McDonough
Glenn	Heller	Turner_V

Seq No. 0066 February 12, 2007 8:34 PM
Presiding: Speaker Busch Legislative Date: February 12, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 136

QUORUM

136 Yeas	0 Nays	0 Excused	0 Not Voting	5 Excused (Absent)

Voting Yea - 136

Speaker Busch	Davis	Hubbard	McComas	Schuler
Ali	DeBoy	Hucker	McConkey	Shank
Anderson	Donoghue	Impallaria	McHale	Shewell
Aumann	Doory	Ivey	McIntosh	Simmons
Barkley	Dumais	James	McKee	Smigiel
Barnes	Dwyer	Jameson	Miller	Sophocleus
Bartlett	Eckardt	Jennings	Minnick	Sossi
Barve	Elliott	Jones	Mizeur	Stein
Bates	Elmore	Kach	Montgomery	Stifler
Beidle	Feldman	Kaiser	Morhaim	Stocksdale
Beitzel	Frank	Kelly	Murphy	Stukes
Benson	Frush	King_J	Myers	Stull
Bobo	Gaines	King_N	Nathan-Pulliam	Tarrant
Bohanan	George	Kipke	Niemann	Taylor
Boteler	Gilchrist	Kirk	O'Donnell	Turner_F
Branch	Glassman	Kramer	Oaks	Valderrama
Braveboy	Griffith	Krebs	Olszewski	Vallario
Bromwell	Gutierrez	Krysiak	Pena-Melnyk	Vaughn
Bronrott	Guzzone	Kullen	Pendergrass	Waldstreicher
Burns	Haddaway	Lafferty	Proctor	Walker
Cane	Hammen	Lawton	Ramirez	Walkup
Cardin	Harrison	Lee	Rice	Weir
Carter	Haynes	Levi	Riley	Weldon
Clagett_G	Healey	Levy	Robinson	Wood
Clagett_V	Hecht	Love	Rosenberg	
Conaway	Hixson	Malone	Ross	
Conway	Holmes	Manno	Rudolph	
Costa	Howard	Mathias	Schuh	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 5

Glenn	Goldwater	Heller	McDonough	Turner_V

Seq No. 0067 February 13, 2007 10:06 AM
Presiding: Speaker Busch Legislative Date: February 13, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 132

QUORUM

132 Yeas	0 Nays	0 Excused	4 Not Voting	5 Excused (Absent)

Voting Yea - 132

Speaker Busch	Davis	Impallaria	McConkey	Schuler
Ali	DeBoy	Ivey	McHale	Shank
Anderson	Doory	James	McIntosh	Shewell
Aumann	Dumais	Jameson	McKee	Simmons
Barkley	Dwyer	Jennings	Miller	Smigiel
Barnes	Eckardt	Jones	Minnick	Sophocleus
Bartlett	Elliott	Kach	Mizeur	Sossi
Barve	Elmore	Kaiser	Montgomery	Stein
Bates	Feldman	Kelly	Morhaim	Stifler
Beitzel	Frank	King_J	Murphy	Stocksdale
Benson	Frush	King_N	Myers	Stukes
Bobo	Gaines	Kipke	Nathan-Pulliam	Stull
Bohanan	George	Kirk	Niemann	Tarrant
Boteler	Gilchrist	Kramer	O'Donnell	Taylor
Branch	Glassman	Krebs	Oaks	Turner_F
Braveboy	Griffith	Krysiak	Olszewski	Valderrama
Bromwell	Gutierrez	Kullen	Pena-Melnyk	Vallario
Bronrott	Guzzone	Lafferty	Pendergrass	Vaughn
Burns	Haddaway	Lawton	Proctor	Waldstreicher
Cane	Hammen	Lee	Ramirez	Walker
Cardin	Harrison	Levi	Rice	Walkup
Carter	Haynes	Levy	Riley	Weir
Clagett_G	Healey	Love	Robinson	Weldon
Clagett_V	Hixson	Malone	Rosenberg	Wood
Conaway	Holmes	Manno	Ross	
Conway	Howard	Mathias	Rudolph	
Costa	Hucker	McComas	Schuh	

Voting Nay - 0

Not Voting - 4

Beidle	Donoghue	Heller	Hubbard	

Excused From Voting - 0

Excused (Absent) - 5

Glenn	Goldwater	Hecht	McDonough	Turner_V

Seq No. 0068 February 13, 2007 10:18 AM
Presiding: Speaker Busch Legislative Date: February 13, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 136

QUORUM

136 Yeas	0 Nays	0 Excused	0 Not Voting	5 Excused (Absent)

Voting Yea - 136

Speaker Busch	Davis	Hubbard	McComas	Schuler
Ali	DeBoy	Hucker	McConkey	Shank
Anderson	Donoghue	Impallaria	McHale	Shewell
Aumann	Doory	Ivey	McIntosh	Simmons
Barkley	Dumais	James	McKee	Smigiel
Barnes	Dwyer	Jameson	Miller	Sophocleus
Bartlett	Eckardt	Jennings	Minnick	Sossi
Barve	Elliott	Jones	Mizeur	Stein
Bates	Elmore	Kach	Montgomery	Stifler
Beidle	Feldman	Kaiser	Morhaim	Stocksdale
Beitzel	Frank	Kelly	Murphy	Stukes
Benson	Frush	King_J	Myers	Stull
Bobo	Gaines	King_N	Nathan-Pulliam	Tarrant
Bohanan	George	Kipke	Niemann	Taylor
Boteler	Gilchrist	Kirk	O'Donnell	Turner_F
Branch	Glassman	Kramer	Oaks	Valderrama
Braveboy	Griffith	Krebs	Olszewski	Vallario
Bromwell	Gutierrez	Krysiak	Pena-Melnyk	Vaughn
Bronrott	Guzzone	Kullen	Pendergrass	Waldstreicher
Burns	Haddaway	Lafferty	Proctor	Walker
Cane	Hammen	Lawton	Ramirez	Walkup
Cardin	Harrison	Lee	Rice	Weir
Carter	Haynes	Levi	Riley	Weldon
Clagett_G	Healey	Levy	Robinson	Wood
Clagett_V	Heller	Love	Rosenberg	
Conaway	Hixson	Malone	Ross	
Conway	Holmes	Manno	Rudolph	
Costa	Howard	Mathias	Schuh	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 5

Glenn	Goldwater	Hecht	McDonough	Turner_V

Seq No. 0069 February 14, 2007 10:08 AM
Presiding: Speaker Busch Legislative Date: February 14, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 116

QUORUM

116 Yeas	0 Nays	0 Excused	17 Not Voting	8 Excused (Absent)

Voting Yea - 116

Speaker Busch	Donoghue	Jameson	Miller	Shank
Ali	Doory	Jennings	Minnick	Shewell
Aumann	Dumais	Jones	Mizeur	Simmons
Barkley	Dwyer	Kach	Montgomery	Smigiel
Barnes	Eckardt	Kaiser	Morhaim	Sophocleus
Bartlett	Elliott	King_J	Murphy	Sossi
Barve	Elmore	King_N	Myers	Stein
Bates	Feldman	Kipke	Nathan-Pulliam	Stifler
Beidle	Frank	Kirk	Niemann	Stocksdale
Beitzel	George	Kramer	O'Donnell	Stukes
Benson	Gilchrist	Krebs	Oaks	Tarrant
Bohanan	Griffith	Krysiak	Olszewski	Taylor
Boteler	Haddaway	Kullen	Pena-Melnyk	Turner_F
Braveboy	Hammen	Lafferty	Pendergrass	Valderrama
Bromwell	Haynes	Lawton	Proctor	Vallario
Burns	Healey	Lee	Ramirez	Vaughn
Cane	Hixson	Levi	Rice	Waldstreicher
Cardin	Holmes	Levy	Riley	Walker
Clagett_G	Howard	Love	Robinson	Weir
Conaway	Hubbard	Malone	Rosenberg	Weldon
Conway	Hucker	Manno	Ross	
Costa	Impallaria	Mathias	Rudolph	
Davis	Ivey	McComas	Schuh	
DeBoy	James	McHale	Schuler	

Voting Nay - 0

Not Voting - 17

Anderson	Clagett_V	Guzzone	McIntosh	Wood
Bobo	Frush	Harrison	McKee	
Branch	Gaines	Hecht	Stull	
Bronrott	Gutierrez	Heller	Walkup	

Excused From Voting - 0

Excused (Absent) - 8

Carter	Glenn	Kelly	McDonough
Glassman	Goldwater	McConkey	Turner_V

Seq No. 0070 February 14, 2007 10:37 AM
Presiding: Speaker Busch Legislative Date: February 14, 2007

Maryland House of Delegates
2007 Regular Session

Floor Amendment (ODonnell) Rejected (35-99)

HB 201 Special Orders
The Speaker et al
Elective Franchise - Authority to Establish Early Voting
Favorable with amendments adp - ON 2ND RDG (Const)
FLOOR AMD Del. O'Donnell /793428/2

35 Yeas	99 Nays	0 Excused	0 Not Voting	7 Excused (Absent)

Voting Yea - 35

Aumann	Eckardt	Jennings	McKee	Smigiel
Bartlett	Elliott	Kach	Miller	Sossi
Bates	Elmore	King_J	Myers	Stifler
Beitzel	Frank	Kipke	O'Donnell	Stocksdale
Boteler	George	Krebs	Schuh	Stull
Costa	Haddaway	McComas	Shank	Walkup
Dwyer	Impallaria	McConkey	Shewell	Weldon

Voting Nay - 99

Speaker Busch	Conway	Holmes	Malone	Robinson
Ali	Davis	Howard	Manno	Rosenberg
Anderson	DeBoy	Hubbard	Mathias	Ross
Barkley	Donoghue	Hucker	McHale	Rudolph
Barnes	Doory	Ivey	McIntosh	Schuler
Barve	Dumais	James	Minnick	Simmons
Beidle	Feldman	Jameson	Mizeur	Sophocleus
Benson	Frush	Jones	Montgomery	Stein
Bobo	Gaines	Kaiser	Morhaim	Stukes
Bohanan	Gilchrist	King_N	Murphy	Tarrant
Branch	Griffith	Kirk	Nathan-Pulliam	Taylor
Braveboy	Gutierrez	Kramer	Niemann	Turner_F
Bromwell	Guzzone	Krysiak	Oaks	Valderrama
Bronrott	Hammen	Kullen	Olszewski	Vallario
Burns	Harrison	Lafferty	Pena-Melnyk	Vaughn
Cane	Haynes	Lawton	Pendergrass	Waldstreicher
Cardin	Healey	Lee	Proctor	Walker
Clagett_G	Hecht	Levi	Ramirez	Weir
Clagett_V	Heller	Levy	Rice	Wood
Conaway	Hixson	Love	Riley	

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 7

Carter	Glenn	Kelly	Turner_V
Glassman	Goldwater	McDonough	

Seq No. 0071 February 14, 2007 10:50 AM
Presiding: Speaker Busch Legislative Date: February 14, 2007

Maryland House of Delegates
2007 Regular Session

Floor Amendment (Smigiel) Rejected (34-100)

HB 201 Special Orders
The Speaker et al
Elective Franchise - Authority to Establish Early Voting
Favorable with amendments adp - ON 2ND RDG (Const)
FLOOR AMD Del. Smigiel /123320/1

34 Yeas	100 Nays	0 Excused	0 Not Voting	7 Excused (Absent)

Voting Yea - 34

Aumann	Eckardt	Jennings	Miller	Sossi
Bartlett	Elliott	King_J	Myers	Stifler
Bates	Elmore	Kipke	O'Donnell	Stocksdale
Beitzel	Frank	Krebs	Schuh	Stull
Boteler	George	McComas	Shank	Walkup
Costa	Haddaway	McConkey	Shewell	Weldon
Dwyer	Impallaria	McKee	Smigiel	

Voting Nay - 100

Speaker Busch	Conway	Holmes	Love	Riley
Ali	Davis	Howard	Malone	Robinson
Anderson	DeBoy	Hubbard	Manno	Rosenberg
Barkley	Donoghue	Hucker	Mathias	Ross
Barnes	Doory	Ivey	McHale	Rudolph
Barve	Dumais	James	McIntosh	Schuler
Beidle	Feldman	Jameson	Minnick	Simmons
Benson	Frush	Jones	Mizeur	Sophocleus
Bobo	Gaines	Kach	Montgomery	Stein
Bohanan	Gilchrist	Kaiser	Morhaim	Stukes
Branch	Griffith	King_N	Murphy	Tarrant
Braveboy	Gutierrez	Kirk	Nathan-Pulliam	Taylor
Bromwell	Guzzone	Kramer	Niemann	Turner_F
Bronrott	Hammen	Krysiak	Oaks	Valderrama
Burns	Harrison	Kullen	Olszewski	Vallario
Cane	Haynes	Lafferty	Pena-Melnyk	Vaughn
Cardin	Healey	Lawton	Pendergrass	Waldstreicher
Clagett_G	Hecht	Lee	Proctor	Walker
Clagett_V	Heller	Levi	Ramirez	Weir
Conaway	Hixson	Levy	Rice	Wood

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 7

Carter	Glenn	Kelly	Turner_V
Glassman	Goldwater	McDonough	

Seq No. 0072 February 14, 2007 10:58 AM
Presiding: Speaker Busch Legislative Date: February 14, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 134

QUORUM

134 Yeas	0 Nays	0 Excused	0 Not Voting	7 Excused (Absent)

Voting Yea - 134

Speaker Busch	Davis	Howard	Mathias	Rudolph
Ali	DeBoy	Hubbard	McComas	Schuh
Anderson	Donoghue	Hucker	McConkey	Schuler
Aumann	Doory	Impallaria	McHale	Shank
Barkley	Dumais	Ivey	McIntosh	Shewell
Barnes	Dwyer	James	McKee	Simmons
Bartlett	Eckardt	Jameson	Miller	Smigiel
Barve	Elliott	Jennings	Minnick	Sophocleus
Bates	Elmore	Jones	Mizeur	Sossi
Beidle	Feldman	Kach	Montgomery	Stein
Beitzel	Frank	Kaiser	Morhaim	Stifler
Benson	Frush	King_J	Murphy	Stocksdale
Bobo	Gaines	King_N	Myers	Stukes
Bohanan	George	Kipke	Nathan-Pulliam	Stull
Boteler	Gilchrist	Kirk	Niemann	Tarrant
Branch	Griffith	Kramer	O'Donnell	Taylor
Braveboy	Gutierrez	Krebs	Oaks	Turner_F
Bromwell	Guzzone	Krysiak	Olszewski	Valderrama
Bronrott	Haddaway	Kullen	Pena-Melnyk	Vallario
Burns	Hammen	Lafferty	Pendergrass	Vaughn
Cane	Harrison	Lawton	Proctor	Waldstreicher
Cardin	Haynes	Lee	Ramirez	Walker
Clagett_G	Healey	Levi	Rice	Walkup
Clagett_V	Hecht	Levy	Riley	Weir
Conaway	Heller	Love	Robinson	Weldon
Conway	Hixson	Malone	Rosenberg	Wood
Costa	Holmes	Manno	Ross	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 7

Carter	Glenn	Kelly	Turner_V
Glassman	Goldwater	McDonough	

Seq No. 0073 February 15, 2007 10:08 AM
Presiding: Speaker Busch Legislative Date: February 15, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 131

QUORUM

131 Yeas	0 Nays	0 Excused	3 Not Voting	7 Excused (Absent)

Voting Yea - 131

Speaker Busch	Doory	Hubbard	McConkey	Schuh
Ali	Dumais	Impallaria	McDonough	Schuler
Anderson	Dwyer	Ivey	McHale	Shank
Aumann	Eckardt	James	McIntosh	Shewell
Barkley	Elliott	Jameson	McKee	Simmons
Barnes	Elmore	Jennings	Miller	Smigiel
Bartlett	Feldman	Jones	Minnick	Sophocleus
Barve	Frank	Kach	Mizeur	Sossi
Beidle	Frush	Kaiser	Montgomery	Stein
Beitzel	Gaines	Kelly	Morhaim	Stifler
Benson	George	King_J	Murphy	Stocksdale
Bobo	Gilchrist	King_N	Myers	Stukes
Bohanan	Glassman	Kipke	Nathan-Pulliam	Stull
Boteler	Glenn	Kramer	Niemann	Tarrant
Branch	Griffith	Krebs	O'Donnell	Taylor
Braveboy	Gutierrez	Krysiak	Oaks	Turner_F
Bromwell	Guzzone	Kullen	Olszewski	Valderrama
Bronrott	Haddaway	Lafferty	Pena-Melnyk	Vallario
Burns	Hammen	Lawton	Pendergrass	Vaughn
Cardin	Harrison	Lee	Proctor	Waldstreicher
Clagett_G	Haynes	Levi	Ramirez	Walker
Clagett_V	Healey	Levy	Rice	Walkup
Conaway	Hecht	Love	Riley	Weldon
Conway	Heller	Malone	Robinson	
Costa	Hixson	Manno	Rosenberg	
Davis	Holmes	Mathias	Ross	
DeBoy	Howard	McComas	Rudolph	

Voting Nay - 0

Not Voting - 3

Cane	Kirk	Wood

Excused From Voting - 0

Excused (Absent) - 7

Bates	Donoghue	Hucker	Weir
Carter	Goldwater	Turner_V	

Seq No. 0074 February 15, 2007 10:41 AM
Presiding: Speaker Busch Legislative Date: February 15, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 134

QUORUM

134 Yeas	0 Nays	0 Excused	0 Not Voting	7 Excused (Absent)

Voting Yea - 134

Speaker Busch	DeBoy	Howard	Mathias	Ross
Ali	Doory	Hubbard	McComas	Rudolph
Anderson	Dumais	Impallaria	McConkey	Schuh
Aumann	Dwyer	Ivey	McDonough	Schuler
Barkley	Eckardt	James	McHale	Shank
Barnes	Elliott	Jameson	McIntosh	Shewell
Bartlett	Elmore	Jennings	McKee	Simmons
Barve	Feldman	Jones	Miller	Smigiel
Beidle	Frank	Kach	Minnick	Sophocleus
Beitzel	Frush	Kaiser	Mizeur	Sossi
Benson	Gaines	Kelly	Montgomery	Stein
Bobo	George	King_J	Morhaim	Stifler
Bohanan	Gilchrist	King_N	Murphy	Stocksdale
Boteler	Glassman	Kipke	Myers	Stukes
Branch	Glenn	Kirk	Nathan-Pulliam	Stull
Braveboy	Griffith	Kramer	Niemann	Tarrant
Bromwell	Gutierrez	Krebs	O'Donnell	Taylor
Bronrott	Guzzone	Krysiak	Oaks	Turner_F
Burns	Haddaway	Kullen	Olszewski	Valderrama
Cane	Hammen	Lafferty	Pena-Melnyk	Vallario
Cardin	Harrison	Lawton	Pendergrass	Vaughn
Clagett_G	Haynes	Lee	Proctor	Waldstreicher
Clagett_V	Healey	Levi	Ramirez	Walker
Conaway	Hecht	Levy	Rice	Walkup
Conway	Heller	Love	Riley	Weldon
Costa	Hixson	Malone	Robinson	Wood
Davis	Holmes	Manno	Rosenberg	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 7

Bates	Donoghue	Hucker	Weir
Carter	Goldwater	Turner_V	

Seq No. 0075 February 15, 2007 10:42 AM
Presiding: Speaker Busch Legislative Date: February 15, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (134-0)

HB 54 Third Reading (HB) Calendar No. 3
Del. Elmore (ENV)
Somerset and Queen Anne's Counties - Authorzn to
Harvest Seafood and Engage in the Seafood Industry
On Third Reading

134 Yeas	0 Nays	0 Excused	0 Not Voting	7 Excused (Absent)

Voting Yea - 134

Speaker Busch	DeBoy	Howard	Mathias	Ross
Ali	Doory	Hubbard	McComas	Rudolph
Anderson	Dumais	Impallaria	McConkey	Schuh
Aumann	Dwyer	Ivey	McDonough	Schuler
Barkley	Eckardt	James	McHale	Shank
Barnes	Elliott	Jameson	McIntosh	Shewell
Bartlett	Elmore	Jennings	McKee	Simmons
Barve	Feldman	Jones	Miller	Smigiel
Beidle	Frank	Kach	Minnick	Sophocleus
Beitzel	Frush	Kaiser	Mizeur	Sossi
Benson	Gaines	Kelly	Montgomery	Stein
Bobo	George	King_J	Morhaim	Stifler
Bohanan	Gilchrist	King_N	Murphy	Stocksdale
Boteler	Glassman	Kipke	Myers	Stukes
Branch	Glenn	Kirk	Nathan-Pulliam	Stull
Braveboy	Griffith	Kramer	Niemann	Tarrant
Bromwell	Gutierrez	Krebs	O'Donnell	Taylor
Bronrott	Guzzone	Krysiak	Oaks	Turner_F
Burns	Haddaway	Kullen	Olszewski	Valderrama
Cane	Hammen	Lafferty	Pena-Melnyk	Vallario
Cardin	Harrison	Lawton	Pendergrass	Vaughn
Clagett_G	Haynes	Lee	Proctor	Waldstreicher
Clagett_V	Healey	Levi	Ramirez	Walker
Conaway	Hecht	Levy	Rice	Walkup
Conway	Heller	Love	Riley	Weldon
Costa	Hixson	Malone	Robinson	Wood
Davis	Holmes	Manno	Rosenberg	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 7

Bates	Donoghue	Hucker	Weir
Carter	Goldwater	Turner_V	

Seq No. 0076 February 15, 2007 10:43 AM
Presiding: Speaker Busch Legislative Date: February 15, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (134-0)

HB 58 Third Reading (HB) Calendar No. 3
The Speaker (JUD)
Judgeships - Circuit and District Courts
On Third Reading

134 Yeas	0 Nays	0 Excused	0 Not Voting	7 Excused (Absent)

Voting Yea - 134

Speaker Busch	DeBoy	Howard	Mathias	Ross
Ali	Doory	Hubbard	McComas	Rudolph
Anderson	Dumais	Impallaria	McConkey	Schuh
Aumann	Dwyer	Ivey	McDonough	Schuler
Barkley	Eckardt	James	McHale	Shank
Barnes	Elliott	Jameson	McIntosh	Shewell
Bartlett	Elmore	Jennings	McKee	Simmons
Barve	Feldman	Jones	Miller	Smigiel
Beidle	Frank	Kach	Minnick	Sophocleus
Beitzel	Frush	Kaiser	Mizeur	Sossi
Benson	Gaines	Kelly	Montgomery	Stein
Bobo	George	King_J	Morhaim	Stifler
Bohanan	Gilchrist	King_N	Murphy	Stocksdale
Boteler	Glassman	Kipke	Myers	Stukes
Branch	Glenn	Kirk	Nathan-Pulliam	Stull
Braveboy	Griffith	Kramer	Niemann	Tarrant
Bromwell	Gutierrez	Krebs	O'Donnell	Taylor
Bronrott	Guzzone	Krysiak	Oaks	Turner_F
Burns	Haddaway	Kullen	Olszewski	Valderrama
Cane	Hammen	Lafferty	Pena-Melnyk	Vallario
Cardin	Harrison	Lawton	Pendergrass	Vaughn
Clagett_G	Haynes	Lee	Proctor	Waldstreicher
Clagett_V	Healey	Levi	Ramirez	Walker
Conaway	Hecht	Levy	Rice	Walkup
Conway	Heller	Love	Riley	Weldon
Costa	Hixson	Malone	Robinson	Wood
Davis	Holmes	Manno	Rosenberg	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 7

Bates	Donoghue	Hucker	Weir
Carter	Goldwater	Turner_V	

Seq No. 0077 February 15, 2007 10:43 AM
Presiding: Speaker Busch Legislative Date: February 15, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (134-0)

HB 61 Third Reading (HB) Calendar No. 3
Del. Eckardt et al (ENV)
Mid-Shore Regional Council - Membership - Immunity
On Third Reading

134 Yeas	0 Nays	0 Excused	0 Not Voting	7 Excused (Absent)

Voting Yea - 134

Speaker Busch	DeBoy	Howard	Mathias	Ross
Ali	Doory	Hubbard	McComas	Rudolph
Anderson	Dumais	Impallaria	McConkey	Schuh
Aumann	Dwyer	Ivey	McDonough	Schuler
Barkley	Eckardt	James	McHale	Shank
Barnes	Elliott	Jameson	McIntosh	Shewell
Bartlett	Elmore	Jennings	McKee	Simmons
Barve	Feldman	Jones	Miller	Smigiel
Beidle	Frank	Kach	Minnick	Sophocleus
Beitzel	Frush	Kaiser	Mizeur	Sossi
Benson	Gaines	Kelly	Montgomery	Stein
Bobo	George	King_J	Morhaim	Stifler
Bohanan	Gilchrist	King_N	Murphy	Stocksdale
Boteler	Glassman	Kipke	Myers	Stukes
Branch	Glenn	Kirk	Nathan-Pulliam	Stull
Braveboy	Griffith	Kramer	Niemann	Tarrant
Bromwell	Gutierrez	Krebs	O'Donnell	Taylor
Bronrott	Guzzone	Krysiak	Oaks	Turner_F
Burns	Haddaway	Kullen	Olszewski	Valderrama
Cane	Hammen	Lafferty	Pena-Melnyk	Vallario
Cardin	Harrison	Lawton	Pendergrass	Vaughn
Clagett_G	Haynes	Lee	Proctor	Waldstreicher
Clagett_V	Healey	Levi	Ramirez	Walker
Conaway	Hecht	Levy	Rice	Walkup
Conway	Heller	Love	Riley	Weldon
Costa	Hixson	Malone	Robinson	Wood
Davis	Holmes	Manno	Rosenberg	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 7

Bates	Donoghue	Hucker	Weir
Carter	Goldwater	Turner_V	

Seq No. 0078 February 15, 2007 10:43 AM
Presiding: Speaker Busch Legislative Date: February 15, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (132-0)

HB 145 Third Reading (HB) Calendar No. 3
Del. Elmore (ENV)
Somerset County - Treasurer - Salary
On Third Reading

132 Yeas	0 Nays	0 Excused	2 Not Voting	7 Excused (Absent)

Voting Yea - 132

Speaker Busch	DeBoy	Howard	McComas	Rudolph
Ali	Doory	Impallaria	McConkey	Schuh
Anderson	Dumais	Ivey	McDonough	Schuler
Aumann	Dwyer	James	McHale	Shank
Barkley	Eckardt	Jameson	McIntosh	Shewell
Barnes	Elliott	Jennings	McKee	Simmons
Bartlett	Elmore	Jones	Miller	Smigiel
Barve	Feldman	Kach	Minnick	Sophocleus
Beidle	Frank	Kaiser	Mizeur	Sossi
Beitzel	Frush	Kelly	Montgomery	Stein
Benson	Gaines	King_J	Morhaim	Stifler
Bobo	George	King_N	Murphy	Stocksdale
Bohanan	Gilchrist	Kipke	Myers	Stukes
Boteler	Glassman	Kirk	Nathan-Pulliam	Tarrant
Branch	Glenn	Kramer	Niemann	Taylor
Braveboy	Griffith	Krebs	O'Donnell	Turner_F
Bromwell	Gutierrez	Krysiak	Oaks	Valderrama
Bronrott	Guzzone	Kullen	Olszewski	Vallario
Burns	Haddaway	Lafferty	Pena-Melnyk	Vaughn
Cane	Hammen	Lawton	Pendergrass	Waldstreicher
Cardin	Harrison	Lee	Proctor	Walker
Clagett_G	Haynes	Levi	Ramirez	Walkup
Clagett_V	Healey	Levy	Rice	Weldon
Conaway	Hecht	Love	Riley	Wood
Conway	Heller	Malone	Robinson	
Costa	Hixson	Manno	Rosenberg	
Davis	Holmes	Mathias	Ross	

Voting Nay - 0

Not Voting - 2

Hubbard	Stull

Excused From Voting - 0

Excused (Absent) - 7

Bates	Donoghue	Hucker	Weir
Carter	Goldwater	Turner_V	

Seq No. 0079 February 15, 2007 10:44 AM
Presiding: Speaker Busch Legislative Date: February 15, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (134-0)

HB 146 Third Reading (HB) Calendar No. 3
Del. Beitzel (ENV)
Local Government - Garrett County Commissioners -
Disposal of Surplus County Property
On Third Reading

134 Yeas	0 Nays	0 Excused	0 Not Voting	7 Excused (Absent)

Voting Yea - 134

Speaker Busch	DeBoy	Howard	Mathias	Ross
Ali	Doory	Hubbard	McComas	Rudolph
Anderson	Dumais	Impallaria	McConkey	Schuh
Aumann	Dwyer	Ivey	McDonough	Schuler
Barkley	Eckardt	James	McHale	Shank
Barnes	Elliott	Jameson	McIntosh	Shewell
Bartlett	Elmore	Jennings	McKee	Simmons
Barve	Feldman	Jones	Miller	Smigiel
Beidle	Frank	Kach	Minnick	Sophocleus
Beitzel	Frush	Kaiser	Mizeur	Sossi
Benson	Gaines	Kelly	Montgomery	Stein
Bobo	George	King_J	Morhaim	Stifler
Bohanan	Gilchrist	King_N	Murphy	Stocksdale
Boteler	Glassman	Kipke	Myers	Stukes
Branch	Glenn	Kirk	Nathan-Pulliam	Stull
Braveboy	Griffith	Kramer	Niemann	Tarrant
Bromwell	Gutierrez	Krebs	O'Donnell	Taylor
Bronrott	Guzzone	Krysiak	Oaks	Turner_F
Burns	Haddaway	Kullen	Olszewski	Valderrama
Cane	Hammen	Lafferty	Pena-Melnyk	Vallario
Cardin	Harrison	Lawton	Pendergrass	Vaughn
Clagett_G	Haynes	Lee	Proctor	Waldstreicher
Clagett_V	Healey	Levi	Ramirez	Walker
Conaway	Hecht	Levy	Rice	Walkup
Conway	Heller	Love	Riley	Weldon
Costa	Hixson	Malone	Robinson	Wood
Davis	Holmes	Manno	Rosenberg	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 7

Bates	Donoghue	Hucker	Weir
Carter	Goldwater	Turner_V	

Seq No. 0080 February 15, 2007 10:45 AM
Presiding: Speaker Busch Legislative Date: February 15, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (134-0)

HB 172 Third Reading (HB) Calendar No. 3
Del. McIntosh (ENV)
Real Property - Ground Rents - Prohib on Creation
of Reversionary Interests in Residential Property
On Third Reading (Emerg)

134 Yeas	0 Nays	0 Excused	0 Not Voting	7 Excused (Absent)

Voting Yea - 134

Speaker Busch	DeBoy	Howard	Mathias	Ross
Ali	Doory	Hubbard	McComas	Rudolph
Anderson	Dumais	Impallaria	McConkey	Schuh
Aumann	Dwyer	Ivey	McDonough	Schuler
Barkley	Eckardt	James	McHale	Shank
Barnes	Elliott	Jameson	McIntosh	Shewell
Bartlett	Elmore	Jennings	McKee	Simmons
Barve	Feldman	Jones	Miller	Smigiel
Beidle	Frank	Kach	Minnick	Sophocleus
Beitzel	Frush	Kaiser	Mizeur	Sossi
Benson	Gaines	Kelly	Montgomery	Stein
Bobo	George	King_J	Morhaim	Stifler
Bohanan	Gilchrist	King_N	Murphy	Stocksdale
Boteler	Glassman	Kipke	Myers	Stukes
Branch	Glenn	Kirk	Nathan-Pulliam	Stull
Braveboy	Griffith	Kramer	Niemann	Tarrant
Bromwell	Gutierrez	Krebs	O'Donnell	Taylor
Bronrott	Guzzone	Krysiak	Oaks	Turner_F
Burns	Haddaway	Kullen	Olszewski	Valderrama
Cane	Hammen	Lafferty	Pena-Melnyk	Vallario
Cardin	Harrison	Lawton	Pendergrass	Vaughn
Clagett_G	Haynes	Lee	Proctor	Waldstreicher
Clagett_V	Healey	Levi	Ramirez	Walker
Conaway	Hecht	Levy	Rice	Walkup
Conway	Heller	Love	Riley	Weldon
Costa	Hixson	Malone	Robinson	Wood
Davis	Holmes	Manno	Rosenberg	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 7

Bates	Donoghue	Hucker	Weir
Carter	Goldwater	Turner_V	

Seq No. 0081 February 15, 2007 10:45 AM
Presiding: Speaker Busch Legislative Date: February 15, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (134-0)

HB 187 Third Reading (HB) Calendar No. 3
Del. Rosenberg (JUD)
Estates and Trusts - Conservation Easement - Governing Instrument
On Third Reading

134 Yeas	0 Nays	0 Excused	0 Not Voting	7 Excused (Absent)

Voting Yea - 134

Speaker Busch	DeBoy	Howard	Mathias	Ross
Ali	Doory	Hubbard	McComas	Rudolph
Anderson	Dumais	Impallaria	McConkey	Schuh
Aumann	Dwyer	Ivey	McDonough	Schuler
Barkley	Eckardt	James	McHale	Shank
Barnes	Elliott	Jameson	McIntosh	Shewell
Bartlett	Elmore	Jennings	McKee	Simmons
Barve	Feldman	Jones	Miller	Smigiel
Beidle	Frank	Kach	Minnick	Sophocleus
Beitzel	Frush	Kaiser	Mizeur	Sossi
Benson	Gaines	Kelly	Montgomery	Stein
Bobo	George	King_J	Morhaim	Stifler
Bohanan	Gilchrist	King_N	Murphy	Stocksdale
Boteler	Glassman	Kipke	Myers	Stukes
Branch	Glenn	Kirk	Nathan-Pulliam	Stull
Braveboy	Griffith	Kramer	Niemann	Tarrant
Bromwell	Gutierrez	Krebs	O'Donnell	Taylor
Bronrott	Guzzone	Krysiak	Oaks	Turner_F
Burns	Haddaway	Kullen	Olszewski	Valderrama
Cane	Hammen	Lafferty	Pena-Melnyk	Vallario
Cardin	Harrison	Lawton	Pendergrass	Vaughn
Clagett_G	Haynes	Lee	Proctor	Waldstreicher
Clagett_V	Healey	Levi	Ramirez	Walker
Conaway	Hecht	Levy	Rice	Walkup
Conway	Heller	Love	Riley	Weldon
Costa	Hixson	Malone	Robinson	Wood
Davis	Holmes	Manno	Rosenberg	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 7

Bates	Donoghue	Hucker	Weir
Carter	Goldwater	Turner_V	

Seq No. 0082 February 15, 2007 11:21 AM
Presiding: Speaker Busch Legislative Date: February 15, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 132

QUORUM

132 Yeas	0 Nays	0 Excused	0 Not Voting	9 Excused (Absent)

Voting Yea - 132

Speaker Busch	DeBoy	Howard	McComas	Rudolph
Ali	Doory	Hubbard	McConkey	Schuh
Anderson	Dumais	Impallaria	McDonough	Schuler
Aumann	Dwyer	Ivey	McHale	Shank
Barkley	Eckardt	James	McIntosh	Shewell
Barnes	Elliott	Jameson	McKee	Smigiel
Bartlett	Elmore	Jennings	Miller	Sophocleus
Barve	Feldman	Jones	Minnick	Sossi
Beidle	Frank	Kaiser	Mizeur	Stein
Beitzel	Frush	Kelly	Montgomery	Stifler
Benson	Gaines	King_J	Morhaim	Stocksdale
Bobo	George	King_N	Murphy	Stukes
Bohanan	Gilchrist	Kipke	Myers	Stull
Boteler	Glassman	Kirk	Nathan-Pulliam	Tarrant
Branch	Glenn	Kramer	Niemann	Taylor
Braveboy	Griffith	Krebs	O'Donnell	Turner_F
Bromwell	Gutierrez	Krysiak	Oaks	Valderrama
Bronrott	Guzzone	Kullen	Olszewski	Vallario
Burns	Haddaway	Lafferty	Pena-Melnyk	Vaughn
Cane	Hammen	Lawton	Pendergrass	Waldstreicher
Cardin	Harrison	Lee	Proctor	Walker
Clagett_G	Haynes	Levi	Ramirez	Walkup
Clagett_V	Healey	Levy	Rice	Weldon
Conaway	Hecht	Love	Riley	Wood
Conway	Heller	Malone	Robinson	
Costa	Hixson	Manno	Rosenberg	
Davis	Holmes	Mathias	Ross	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 9

Bates	Donoghue	Hucker	Simmons	Weir
Carter	Goldwater	Kach	Turner_V	

Seq No. 0083 February 16, 2007 11:11 AM
Presiding: Speaker Busch Legislative Date: February 16, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 133

QUORUM

133 Yeas	0 Nays	0 Excused	1 Not Voting	7 Excused (Absent)

Voting Yea - 133

Speaker Busch	DeBoy	Howard	McComas	Rudolph
Ali	Doory	Hubbard	McConkey	Schuh
Anderson	Dumais	Hucker	McDonough	Schuler
Aumann	Dwyer	Impallaria	McHale	Shank
Barkley	Eckardt	Ivey	McIntosh	Shewell
Barnes	Elliott	James	McKee	Simmons
Bartlett	Elmore	Jameson	Miller	Smigiel
Barve	Feldman	Jennings	Minnick	Sophocleus
*Bates	Frank	Jones	Mizeur	Sossi
Beidle	Frush	Kaiser	Montgomery	Stein
Beitzel	Gaines	Kelly	Morhaim	Stifler
Benson	George	King_J	Murphy	Stocksdale
Bobo	Gilchrist	King_N	Myers	Stukes
Bohanan	Glassman	Kipke	Nathan-Pulliam	Stull
Boteler	Glenn	Kirk	Niemann	Tarrant
Branch	Griffith	Kramer	O'Donnell	Taylor
Braveboy	Gutierrez	Krebs	Oaks	Turner_F
Bromwell	Guzzone	Krysiak	Olszewski	Valderrama
Bronrott	Haddaway	Lafferty	Pena-Melnyk	Vallario
Burns	Hammen	Lawton	Pendergrass	Vaughn
Cane	Harrison	Lee	Proctor	Waldstreicher
Cardin	Haynes	Levi	Ramirez	Walker
Clagett_V	Healey	Levy	Rice	Walkup
Conaway	Hecht	Love	Riley	Weldon
Conway	Heller	Malone	Robinson	Wood
Costa	Hixson	Manno	Rosenberg	
Davis	Holmes	Mathias	Ross	

Voting Nay - 0

Not Voting - 1

Kullen

Excused From Voting - 0

Excused (Absent) - 7

Carter	Donoghue	Kach	Weir
Clagett_G	Goldwater	Turner_V	

* indicates vote change

Seq No. 0084 February 16, 2007 11:14 AM
Presiding: Speaker Busch Legislative Date: February 16, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 132

QUORUM

132 Yeas	0 Nays	0 Excused	2 Not Voting	7 Excused (Absent)

Voting Yea - 132

Speaker Busch	DeBoy	Howard	McComas	Schuh
Ali	Doory	Hubbard	McConkey	Schuler
Anderson	Dumais	Hucker	McDonough	Shank
Aumann	Dwyer	Impallaria	McHale	Shewell
Barkley	Eckardt	Ivey	McIntosh	Simmons
Barnes	Elliott	James	McKee	Smigiel
Bartlett	Elmore	Jameson	Miller	Sophocleus
Barve	Feldman	Jennings	Minnick	Sossi
Bates	Frank	Jones	Mizeur	Stein
Beidle	Frush	Kaiser	Montgomery	Stifler
Beitzel	Gaines	Kelly	Morhaim	Stocksdale
Benson	George	King_J	Murphy	Stukes
Bobo	Gilchrist	King_N	Myers	Stull
Bohanan	Glassman	Kipke	Nathan-Pulliam	Tarrant
Boteler	Glenn	Kirk	O'Donnell	Taylor
Branch	Griffith	Kramer	Oaks	Turner_F
Braveboy	Gutierrez	Krebs	Olszewski	Valderrama
Bromwell	Guzzone	Krysiak	Pena-Melnyk	Vallario
Bronrott	Haddaway	Lafferty	Pendergrass	Vaughn
Burns	Hammen	Lawton	Proctor	Waldstreicher
Cane	Harrison	Lee	Ramirez	Walker
Cardin	Haynes	Levi	Rice	Walkup
Clagett_V	Healey	Levy	Riley	Weldon
Conaway	Hecht	Love	Robinson	Wood
Conway	Heller	Malone	Rosenberg	
Costa	Hixson	Manno	Ross	
Davis	Holmes	Mathias	Rudolph	

Voting Nay - 0

Not Voting - 2

Kullen	Niemann

Excused From Voting - 0

Excused (Absent) - 7

Carter	Donoghue	Kach	Weir
Clagett_G	Goldwater	Turner_V	

Seq No. 0085 February 16, 2007 11:15 AM
Presiding: Speaker Busch Legislative Date: February 16, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (128-1)

HB 28 Third Reading (HB) Calendar No. 4
Del. Morhaim et al (HGO)
Procurement - Small Business Reserve Program - Modifications
On Third Reading

128 Yeas	1 Nays	0 Excused	5 Not Voting	7 Excused (Absent)

Voting Yea - 128

Speaker Busch	Davis	Holmes	Manno	Ross
Ali	DeBoy	Howard	Mathias	Rudolph
Anderson	Doory	Hubbard	McComas	Schuler
Aumann	Dumais	Hucker	McConkey	Shank
Barkley	Dwyer	Impallaria	McDonough	Shewell
Barnes	Eckardt	Ivey	McHale	Simmons
Bartlett	Elliott	James	McIntosh	Smigiel
Barve	Elmore	Jameson	McKee	Sophocleus
Bates	Feldman	Jennings	Miller	Sossi
Beidle	Frank	Jones	Minnick	Stein
Beitzel	Frush	Kaiser	Mizeur	Stifler
Benson	Gaines	Kelly	Montgomery	Stocksdale
Bobo	George	King_J	Morhaim	Stull
Bohanan	Gilchrist	King_N	Murphy	Tarrant
Boteler	Glassman	Kipke	Myers	Taylor
Branch	Glenn	Kirk	Nathan-Pulliam	Turner_F
Braveboy	Griffith	Kramer	O'Donnell	Valderrama
Bromwell	Gutierrez	Krebs	Oaks	Vallario
Bronrott	Guzzone	Krysiak	Olszewski	Vaughn
Burns	Haddaway	Lafferty	Pena-Melnyk	Waldstreicher
Cane	Hammen	Lawton	Pendergrass	Walker
Cardin	Haynes	Lee	Proctor	Walkup
Clagett_V	Healey	Levi	Ramirez	Weldon
Conaway	Hecht	Levy	Rice	Wood
Conway	Heller	Love	Riley	
Costa	Hixson	Malone	Robinson	

Voting Nay - 1

Schuh

Not Voting - 5

Harrison	Kullen	Niemann	Rosenberg	Stukes

Excused From Voting - 0

Excused (Absent) - 7

Carter	Donoghue	Kach	Weir
Clagett_G	Goldwater	Turner_V	

Seq No. 0086 February 16, 2007 11:18 AM
Presiding: Speaker Busch Legislative Date: February 16, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (101-31)

HB 201 Third Reading (HB) Calendar No. 4
The Speaker et al (W&M)
Elective Franchise - Authority to Establish Early Voting
On Third Reading (Const)

101 Yeas	31 Nays	0 Excused	2 Not Voting	7 Excused (Absent)

Voting Yea - 101

Speaker Busch	Doory	Hubbard	Mathias	Ross
Ali	Dumais	Hucker	McComas	Rudolph
Anderson	Elmore	Ivey	McHale	Schuh
Barkley	Feldman	James	McIntosh	Schuler
Barnes	Frush	Jameson	McKee	Simmons
Barve	Gaines	Jones	Minnick	Sophocleus
Beidle	Gilchrist	Kaiser	Mizeur	Stein
Benson	Glassman	Kelly	Montgomery	Stukes
Bobo	Glenn	King_N	Morhaim	Tarrant
Bohanan	Griffith	Kipke	Murphy	Taylor
Branch	Gutierrez	Kirk	Nathan-Pulliam	Turner_F
Braveboy	Guzzone	Kramer	Oaks	Valderrama
Bromwell	Hammen	Krysiak	Olszewski	Vallario
Bronrott	Harrison	Lafferty	Pena-Melnyk	Vaughn
Burns	Haynes	Lawton	Pendergrass	Waldstreicher
Cane	Healey	Lee	Proctor	Walker
Cardin	Hecht	Levi	Ramirez	Wood
Clagett_V	Heller	Levy	Rice	
Conway	Hixson	Love	Riley	
Davis	Holmes	Malone	Robinson	
DeBoy	Howard	Manno	Rosenberg	

Voting Nay - 31

Aumann	Dwyer	Jennings	O'Donnell	Stull
Bartlett	Eckardt	King_J	Shank	Walkup
Bates	Elliott	Krebs	Shewell	Weldon
Beitzel	Frank	McConkey	Smigiel	
Boteler	George	McDonough	Sossi	
Conaway	Haddaway	Miller	Stifler	
Costa	Impallaria	Myers	Stocksdale	

Not Voting - 2

Kullen	Niemann

Excused From Voting - 0

Excused (Absent) - 7

Carter	Donoghue	Kach	Weir
Clagett_G	Goldwater	Turner_V	

Seq No. 0087 February 16, 2007 11:18 AM
Presiding: Speaker Busch Legislative Date: February 16, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (128-2)

HB 214 Third Reading (HB) Calendar No. 4
Del. Morhaim et al (HGO)
Health Care Decisions Act - "Patient's Plan of Care" Form - Renaming
On Third Reading

128 Yeas	2 Nays	0 Excused	4 Not Voting	7 Excused (Absent)

Voting Yea - 128

Speaker Busch	Doory	Howard	Mathias	Rudolph
Ali	Dumais	Hubbard	McComas	Schuh
Anderson	Dwyer	Hucker	McConkey	Schuler
Aumann	Eckardt	Impallaria	McDonough	Shank
Barkley	Elliott	Ivey	McHale	Shewell
Barnes	Elmore	James	McIntosh	Simmons
Bartlett	Feldman	Jameson	McKee	Smigiel
Barve	Frank	Jennings	Minnick	Sophocleus
Beitzel	Frush	Jones	Mizeur	Sossi
Benson	Gaines	Kaiser	Montgomery	Stein
Bobo	George	Kelly	Morhaim	Stocksdale
Bohanan	Gilchrist	King_J	Murphy	Stukes
Boteler	Glassman	King_N	Myers	Stull
Branch	Glenn	Kipke	Nathan-Pulliam	Tarrant
Braveboy	Griffith	Kirk	O'Donnell	Taylor
Bromwell	Gutierrez	Kramer	Oaks	Turner_F
Bronrott	Guzzone	Krebs	Olszewski	Valderrama
Burns	Haddaway	Krysiak	Pena-Melnyk	Vallario
Cane	Hammen	Lafferty	Pendergrass	Vaughn
Cardin	Harrison	Lawton	Proctor	Waldstreicher
Clagett_V	Haynes	Lee	Ramirez	Walker
Conaway	Healey	Levi	Rice	Walkup
Conway	Hecht	Levy	Riley	Weldon
Costa	Heller	Love	Robinson	Wood
Davis	Hixson	Malone	Rosenberg	
DeBoy	Holmes	Manno	Ross	

Voting Nay - 2

Bates	Miller

Not Voting - 4

Beidle	Kullen	Niemann	Stifler

Excused From Voting - 0

Excused (Absent) - 7

Carter	Donoghue	Kach	Weir
Clagett_G	Goldwater	Turner_V	

Seq No. 0088 February 16, 2007 11:19 AM
Presiding: Speaker Busch Legislative Date: February 16, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (132-0)

HB 216 Third Reading (HB) Calendar No. 4
Del. Morhaim et al (HGO)
HIV Testing - Exposure - Forensic Scientist
On Third Reading

132 Yeas	0 Nays	0 Excused	2 Not Voting	7 Excused (Absent)

Voting Yea - 132

Speaker Busch	DeBoy	Howard	McComas	Schuh
Ali	Doory	Hubbard	McConkey	Schuler
Anderson	Dumais	Hucker	McDonough	Shank
Aumann	Dwyer	Impallaria	McHale	Shewell
Barkley	Eckardt	Ivey	McIntosh	Simmons
Barnes	Elliott	James	McKee	Smigiel
Bartlett	Elmore	Jameson	Miller	Sophocleus
Barve	Feldman	Jennings	Minnick	Sossi
Bates	Frank	Jones	Mizeur	Stein
Beidle	Frush	Kaiser	Montgomery	Stifler
Beitzel	Gaines	Kelly	Morhaim	Stocksdale
Benson	George	King_J	Murphy	Stukes
Bobo	Gilchrist	King_N	Myers	Stull
Bohanan	Glassman	Kipke	Nathan-Pulliam	Tarrant
Boteler	Glenn	Kirk	O'Donnell	Taylor
Branch	Griffith	Kramer	Oaks	Turner_F
Braveboy	Gutierrez	Krebs	Olszewski	Valderrama
Bromwell	Guzzone	Krysiak	Pena-Melnyk	Vallario
Bronrott	Haddaway	Lafferty	Pendergrass	Vaughn
Burns	Hammen	Lawton	Proctor	Waldstreicher
Cane	Harrison	Lee	Ramirez	Walker
Cardin	Haynes	Levi	Rice	Walkup
Clagett_V	Healey	Levy	Riley	Weldon
Conaway	Hecht	Love	Robinson	Wood
Conway	Heller	Malone	Rosenberg	
Costa	Hixson	Manno	Ross	
Davis	Holmes	Mathias	Rudolph	

Voting Nay - 0

Not Voting - 2

Kullen	Niemann

Excused From Voting - 0

Excused (Absent) - 7

Carter	Donoghue	Kach	Weir
Clagett_G	Goldwater	Turner_V	

Seq No. 0089 February 16, 2007 11:20 AM
Presiding: Speaker Busch Legislative Date: February 16, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (128-3)

HB 236 Third Reading (HB) Calendar No. 4
Del. Nathan-Pulliam et al (HGO)
Health Occupations - Nurses - Dispensing Methadone
On Third Reading

128 Yeas	3 Nays	0 Excused	3 Not Voting	7 Excused (Absent)

Voting Yea - 128

Speaker Busch	Davis	Holmes	Mathias	Schuh
Ali	DeBoy	Howard	McComas	Schuler
Anderson	Doory	Hubbard	McConkey	Shank
Aumann	Dumais	Hucker	McDonough	Shewell
Barkley	Dwyer	Ivey	McHale	Simmons
Barnes	Eckardt	James	McIntosh	Smigiel
Bartlett	Elliott	Jameson	McKee	Sophocleus
Barve	Elmore	Jennings	Miller	Sossi
Bates	Feldman	Jones	Mizeur	Stein
Beidle	Frank	Kaiser	Montgomery	Stifler
Beitzel	Frush	Kelly	Morhaim	Stocksdale
Benson	George	King_J	Murphy	Stukes
Bobo	Gilchrist	King_N	Myers	Stull
Bohanan	Glassman	Kipke	Nathan-Pulliam	Tarrant
Boteler	Glenn	Kirk	O'Donnell	Taylor
Branch	Griffith	Kramer	Oaks	Turner_F
Braveboy	Gutierrez	Krebs	Pena-Melnyk	Valderrama
Bromwell	Guzzone	Krysiak	Pendergrass	Vallario
Bronrott	Haddaway	Lafferty	Proctor	Vaughn
Burns	Hammen	Lawton	Ramirez	Waldstreicher
Cane	Harrison	Lee	Rice	Walker
Cardin	Haynes	Levi	Riley	Walkup
Clagett_V	Healey	Levy	Robinson	Weldon
Conaway	Hecht	Love	Rosenberg	Wood
Conway	Heller	Malone	Ross	
Costa	Hixson	Manno	Rudolph	

Voting Nay - 3

Impallaria	Minnick	Olszewski

Not Voting - 3

Gaines	Kullen	Niemann

Excused From Voting - 0

Excused (Absent) - 7

Carter	Donoghue	Kach	Weir
Clagett_G	Goldwater	Turner_V	

Seq No. 0090 February 16, 2007 11:35 AM
Presiding: Speaker Busch Legislative Date: February 16, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 133

QUORUM

133 Yeas	0 Nays	0 Excused	1 Not Voting	7 Excused (Absent)

Voting Yea - 133

Speaker Busch	DeBoy	Howard	McComas	Rudolph
Ali	Doory	Hubbard	McConkey	Schuh
Anderson	Dumais	Hucker	McDonough	Schuler
Aumann	Dwyer	Impallaria	McHale	Shank
Barkley	Eckardt	Ivey	McIntosh	Shewell
Barnes	Elliott	James	McKee	Simmons
Bartlett	Elmore	Jameson	Miller	Smigiel
Barve	Feldman	Jennings	Minnick	Sophocleus
Bates	Frank	Jones	Mizeur	Sossi
Beidle	Frush	Kaiser	Montgomery	Stein
Beitzel	Gaines	Kelly	Morhaim	Stifler
Benson	George	King_J	Murphy	Stocksdale
Bobo	Gilchrist	King_N	Myers	Stukes
Bohanan	Glassman	Kipke	Nathan-Pulliam	Stull
Boteler	Glenn	Kirk	Niemann	Tarrant
Branch	Griffith	Kramer	O'Donnell	Taylor
Braveboy	Gutierrez	Krebs	Oaks	Turner_F
Bromwell	Guzzone	Krysiak	Olszewski	Valderrama
Bronrott	Haddaway	Kullen	Pena-Melnyk	Vallario
Burns	Hammen	Lafferty	Pendergrass	Vaughn
Cane	Harrison	Lawton	Proctor	Waldstreicher
Cardin	Haynes	Lee	Ramirez	Walker
Clagett_V	Healey	Levi	Rice	Walkup
Conaway	Hecht	Love	Riley	Weldon
Conway	Heller	Malone	Robinson	Wood
Costa	Hixson	Manno	Rosenberg	
Davis	Holmes	Mathias	Ross	

Voting Nay - 0

Not Voting - 1

Levy

Excused From Voting - 0

Excused (Absent) - 7

Carter	Donoghue	Kach	Weir
Clagett_G	Goldwater	Turner_V	

Seq No. 0091 February 19, 2007 8:11 PM
Presiding: Speaker Busch Legislative Date: February 19, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 134

QUORUM

134 Yeas	0 Nays	0 Excused	2 Not Voting	5 Excused (Absent)

Voting Yea - 134

Speaker Busch	Davis	Hixson	Love	Robinson
Ali	DeBoy	Holmes	Malone	Rosenberg
Anderson	Donoghue	Howard	Manno	Ross
Aumann	Doory	Hubbard	Mathias	Rudolph
Barkley	Dumais	Hucker	McComas	Schuh
Barnes	Dwyer	Impallaria	McConkey	Schuler
Bartlett	Eckardt	Ivey	McDonough	Shank
Barve	Elliott	James	McHale	Shewell
Bates	Elmore	Jameson	McKee	Simmons
Beidle	Feldman	Jennings	Miller	Smigiel
Beitzel	Frank	Jones	Minnick	Sophocleus
Benson	Frush	Kach	Mizeur	Sossi
Bobo	Gaines	Kaiser	Montgomery	Stein
Bohanan	George	Kelly	Morhaim	Stifler
Boteler	Gilchrist	King_J	Murphy	Stocksdale
Branch	Glassman	King_N	Myers	Stukes
Braveboy	Glenn	Kipke	Nathan-Pulliam	Tarrant
Bromwell	Griffith	Kirk	Niemann	Taylor
Bronrott	Gutierrez	Kramer	O'Donnell	Valderrama
Burns	Guzzone	Krebs	Oaks	Vallario
Cane	Haddaway	Krysiak	Olszewski	Vaughn
Cardin	Hammen	Kullen	Pena-Melnyk	Waldstreicher
Clagett_G	Harrison	Lafferty	Pendergrass	Walker
Clagett_V	Haynes	Lawton	Proctor	Weir
Conaway	Healey	Lee	Ramirez	Weldon
Conway	Hecht	Levi	Rice	Wood
Costa	Heller	Levy	Riley	

Voting Nay - 0

Not Voting - 2

Stull	Walkup

Excused From Voting - 0

Excused (Absent) - 5

Carter	Goldwater	McIntosh	Turner_F	Turner_V

Seq No. 0092 February 19, 2007 8:14 PM
Presiding: Speaker Busch Legislative Date: February 19, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 134

QUORUM

134 Yeas	0 Nays	0 Excused	2 Not Voting	5 Excused (Absent)

Voting Yea - 134

Speaker Busch	Davis	Hixson	Love	Robinson
Ali	DeBoy	Holmes	Malone	Rosenberg
Anderson	Donoghue	Howard	Manno	Ross
Aumann	Doory	Hubbard	Mathias	Rudolph
Barkley	Dumais	Hucker	McComas	Schuh
Barnes	Dwyer	Impallaria	McConkey	Schuler
Bartlett	Eckardt	Ivey	McDonough	Shank
Barve	Elliott	James	McHale	Shewell
Bates	Elmore	Jameson	McKee	Simmons
Beidle	Feldman	Jennings	Miller	Smigiel
Beitzel	Frank	Jones	Minnick	Sophocleus
Benson	Frush	Kach	Mizeur	Sossi
Bobo	Gaines	Kaiser	Montgomery	Stein
Bohanan	George	Kelly	Morhaim	Stifler
Boteler	Gilchrist	King_J	Murphy	Stocksdale
Branch	Glassman	King_N	Myers	Stukes
Braveboy	Glenn	Kipke	Nathan-Pulliam	Tarrant
Bromwell	Griffith	Kirk	Niemann	Taylor
Bronrott	Gutierrez	Kramer	O'Donnell	Valderrama
Burns	Guzzone	Krebs	Oaks	Vallario
Cane	Haddaway	Krysiak	Olszewski	Vaughn
Cardin	Hammen	Kullen	Pena-Melnyk	Waldstreicher
Clagett_G	Harrison	Lafferty	Pendergrass	Walker
Clagett_V	Haynes	Lawton	Proctor	Weir
Conaway	Healey	Lee	Ramirez	Weldon
Conway	Hecht	Levi	Rice	Wood
Costa	Heller	Levy	Riley	

Voting Nay - 0

Not Voting - 2

Stull	Walkup

Excused From Voting - 0

Excused (Absent) - 5

Carter	Goldwater	McIntosh	Turner_F	Turner_V

Seq No. 0093 February 19, 2007 8:15 PM
Presiding: Speaker Busch Legislative Date: February 19, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (134-0)

HB 13 Third Reading (HB) Calendar No. 5
Del. Elmore (ENV)
Somerset County - County Commissioners and Members of the County Roads Board - Salaries
On Third Reading

134 Yeas	0 Nays	0 Excused	2 Not Voting	5 Excused (Absent)

Voting Yea - 134

Speaker Busch	Davis	Hixson	Love	Robinson
Ali	DeBoy	Holmes	Malone	Rosenberg
Anderson	Donoghue	Howard	Manno	Ross
Aumann	Doory	Hubbard	Mathias	Rudolph
Barkley	Dumais	Hucker	McComas	Schuh
Barnes	Dwyer	Impallaria	McConkey	Schuler
Bartlett	Eckardt	Ivey	McDonough	Shank
Barve	Elliott	James	McHale	Shewell
Bates	Elmore	Jameson	McKee	Simmons
Beidle	Feldman	Jennings	Miller	Smigiel
Beitzel	Frank	Jones	Minnick	Sophocleus
Benson	Frush	Kach	Mizeur	Sossi
Bobo	Gaines	Kaiser	Montgomery	Stein
Bohanan	George	Kelly	Morhaim	Stifler
Boteler	Gilchrist	King_J	Murphy	Stocksdale
Branch	Glassman	King_N	Myers	Stukes
Braveboy	Glenn	Kipke	Nathan-Pulliam	Tarrant
Bromwell	Griffith	Kirk	Niemann	Taylor
Bronrott	Gutierrez	Kramer	O'Donnell	Valderrama
Burns	Guzzone	Krebs	Oaks	Vallario
Cane	Haddaway	Krysiak	Olszewski	Vaughn
Cardin	Hammen	Kullen	Pena-Melnyk	Waldstreicher
Clagett_G	Harrison	Lafferty	Pendergrass	Walker
Clagett_V	Haynes	Lawton	Proctor	Weir
Conaway	Healey	Lee	Ramirez	Weldon
Conway	Hecht	Levi	Rice	Wood
Costa	Heller	Levy	Riley	

Voting Nay - 0

Not Voting - 2

Stull	Walkup

Excused From Voting - 0

Excused (Absent) - 5

Carter	Goldwater	McIntosh	Turner_F	Turner_V

Seq No. 0094 February 19, 2007 8:27 PM
Presiding: Speaker Busch Legislative Date: February 19, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 134

QUORUM

134 Yeas	0 Nays	0 Excused	2 Not Voting	5 Excused (Absent)

Voting Yea - 134

Speaker Busch	Davis	Hixson	Love	Robinson
Ali	DeBoy	Holmes	Malone	Rosenberg
Anderson	Donoghue	Howard	Manno	Ross
Aumann	Doory	Hubbard	Mathias	Rudolph
Barkley	Dumais	Hucker	McComas	Schuh
Barnes	Dwyer	Impallaria	McConkey	Schuler
Bartlett	Eckardt	Ivey	McDonough	Shank
Barve	Elliott	James	McHale	Shewell
Bates	Elmore	Jameson	McKee	Simmons
Beidle	Feldman	Jennings	Miller	Smigiel
Beitzel	Frank	Jones	Minnick	Sophocleus
Benson	Frush	Kach	Mizeur	Sossi
Bobo	Gaines	Kaiser	Montgomery	Stein
Bohanan	George	Kelly	Morhaim	Stifler
Boteler	Gilchrist	King_J	Murphy	Stocksdale
Branch	Glassman	King_N	Myers	Stukes
Braveboy	Glenn	Kipke	Nathan-Pulliam	Tarrant
Bromwell	Griffith	Kirk	Niemann	Taylor
Bronrott	Gutierrez	Kramer	O'Donnell	Valderrama
Burns	Guzzone	Krebs	Oaks	Vallario
Cane	Haddaway	Krysiak	Olszewski	Vaughn
Cardin	Hammen	Kullen	Pena-Melnyk	Waldstreicher
Clagett_G	Harrison	Lafferty	Pendergrass	Walker
Clagett_V	Haynes	Lawton	Proctor	Weir
Conaway	Healey	Lee	Ramirez	Weldon
Conway	Hecht	Levi	Rice	Wood
Costa	Heller	Levy	Riley	

Voting Nay - 0

Not Voting - 2

Stull	Walkup

Excused From Voting - 0

Excused (Absent) - 5

Carter	Goldwater	McIntosh	Turner_F	Turner_V

Seq No. 0095 February 20, 2007 10:11 AM
Presiding: Speaker Busch Legislative Date: February 20, 2007

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2007 Regular Session

Quorum: 138

QUORUM

138 Yeas	0 Nays	0 Excused	0 Not Voting	3 Excused (Absent)

Voting Yea - 138

Speaker Busch	Davis	Holmes	Manno	Ross
Ali	DeBoy	Howard	Mathias	Rudolph
Anderson	Donoghue	Hubbard	McComas	Schuh
Aumann	Doory	Hucker	McConkey	Schuler
Barkley	Dumais	Impallaria	McDonough	Shank
Barnes	Dwyer	Ivey	McHale	Shewell
Bartlett	Eckardt	James	McIntosh	Simmons
Barve	Elliott	Jameson	McKee	Smigiel
Bates	Elmore	Jennings	Miller	Sophocleus
Beidle	Feldman	Jones	Minnick	Sossi
Beitzel	Frank	Kach	Mizeur	Stein
Benson	Frush	Kaiser	Montgomery	Stifler
Bobo	Gaines	Kelly	Morhaim	Stocksdale
Bohanan	George	King_J	Murphy	Stukes
Boteler	Gilchrist	King_N	Myers	Stull
Branch	Glassman	Kipke	Nathan-Pulliam	Tarrant
Braveboy	Glenn	Kirk	Niemann	Taylor
Bromwell	Griffith	Kramer	O'Donnell	Turner_F
Bronrott	Gutierrez	Krebs	Oaks	Valderrama
Burns	Guzzone	Krysiak	Olszewski	Vallario
Cane	Haddaway	Kullen	Pena-Melnyk	Vaughn
Cardin	Hammen	Lafferty	Pendergrass	Waldstreicher
Carter	Harrison	Lawton	Proctor	Walker
Clagett_G	Haynes	Lee	Ramirez	Weir
Clagett_V	Healey	Levi	Rice	Weldon
Conaway	Hecht	Levy	Riley	Wood
Conway	Heller	Love	Robinson	
Costa	Hixson	Malone	Rosenberg	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 3

Goldwater	Turner_V	Walkup

Seq No. 0096 February 20, 2007 10:18 AM
Presiding: Speaker Busch Legislative Date: February 20, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 137

QUORUM

137 Yeas	0 Nays	0 Excused	1 Not Voting	3 Excused (Absent)

Voting Yea - 137

Speaker Busch	Davis	Holmes	Mathias	Rudolph
Ali	DeBoy	Howard	McComas	Schuh
Anderson	Donoghue	Hucker	McConkey	Schuler
Aumann	Doory	Impallaria	McDonough	Shank
Barkley	Dumais	Ivey	McHale	Shewell
Barnes	Dwyer	James	McIntosh	Simmons
Bartlett	Eckardt	Jameson	McKee	Smigiel
Barve	Elliott	Jennings	Miller	Sophocleus
Bates	Elmore	Jones	Minnick	Sossi
Beidle	Feldman	Kach	Mizeur	Stein
Beitzel	Frank	Kaiser	Montgomery	Stifler
Benson	Frush	Kelly	Morhaim	Stocksdale
Bobo	Gaines	King_J	Murphy	Stukes
Bohanan	George	King_N	Myers	Stull
Boteler	Gilchrist	Kipke	Nathan-Pulliam	Tarrant
Branch	Glassman	Kirk	Niemann	Taylor
Braveboy	Glenn	Kramer	O'Donnell	Turner_F
Bromwell	Griffith	Krebs	Oaks	Valderrama
Bronrott	Gutierrez	Krysiak	Olszewski	Vallario
Burns	Guzzone	Kullen	Pena-Melnyk	Vaughn
Cane	Haddaway	Lafferty	Pendergrass	Waldstreicher
Cardin	Hammen	Lawton	Proctor	Walker
Carter	Harrison	Lee	Ramirez	Weir
Clagett_G	Haynes	Levi	Rice	Weldon
Clagett_V	Healey	Levy	Riley	Wood
Conaway	Hecht	Love	Robinson	
Conway	Heller	Malone	Rosenberg	
Costa	Hixson	Manno	Ross	

Voting Nay - 0

Not Voting - 1

Hubbard

Excused From Voting - 0

Excused (Absent) - 3

Goldwater	Turner_V	Walkup

Seq No. 0097 February 20, 2007 10:18 AM
Presiding: Speaker Busch Legislative Date: February 20, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (122-16)

HB 131 Third Reading (HB) Calendar No. 6
Del. Bobo (ENV)
Maryland Clean Cars Act of 2007
On Third Reading

122 Yeas	16 Nays	0 Excused	0 Not Voting	3 Excused (Absent)

Voting Yea - 122

Speaker Busch	Davis	Hixson	Levy	Rosenberg
Ali	DeBoy	Holmes	Love	Ross
Anderson	Donoghue	Howard	Malone	Rudolph
Aumann	Doory	Hubbard	Manno	Schuh
Barkley	Dumais	Hucker	Mathias	Schuler
Barnes	Dwyer	Impallaria	McConkey	Shewell
Barve	Elliott	Ivey	McDonough	Simmons
Beidle	Elmore	James	McHale	Smigiel
Beitzel	Feldman	Jameson	McIntosh	Sophocleus
Benson	Frank	Jones	Minnick	Sossi
Bobo	Frush	Kach	Mizeur	Stein
Bohanan	Gaines	Kaiser	Montgomery	Stocksdale
Branch	George	Kelly	Morhaim	Stukes
Braveboy	Gilchrist	King_J	Murphy	Tarrant
Bromwell	Glassman	King_N	Nathan-Pulliam	Taylor
Bronrott	Glenn	Kipke	Niemann	Turner_F
Burns	Griffith	Kirk	Oaks	Valderrama
Cane	Gutierrez	Kramer	Olszewski	Vallario
Cardin	Guzzone	Krebs	Pena-Melnyk	Vaughn
Carter	Hammen	Krysiak	Pendergrass	Waldstreicher
Clagett_G	Harrison	Kullen	Proctor	Walker
Clagett_V	Haynes	Lafferty	Ramirez	Weir
Conaway	Healey	Lawton	Rice	
Conway	Hecht	Lee	Riley	
Costa	Heller	Levi	Robinson	

Voting Nay - 16

Bartlett	Haddaway	Miller	Stifler
Bates	Jennings	Myers	Stull
Boteler	McComas	O'Donnell	Weldon
Eckardt	McKee	Shank	Wood

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 3

Goldwater	Turner_V	Walkup

Seq No. 0098 February 20, 2007 10:30 AM
Presiding: Speaker Busch Legislative Date: February 20, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 138

QUORUM

138 Yeas	0 Nays	0 Excused	0 Not Voting	3 Excused (Absent)

Voting Yea - 138

Speaker Busch	Davis	Holmes	Manno	Ross
Ali	DeBoy	Howard	Mathias	Rudolph
Anderson	Donoghue	Hubbard	McComas	Schuh
Aumann	Doory	Hucker	McConkey	Schuler
Barkley	Dumais	Impallaria	McDonough	Shank
Barnes	Dwyer	Ivey	McHale	Shewell
Bartlett	Eckardt	James	McIntosh	Simmons
Barve	Elliott	Jameson	McKee	Smigiel
Bates	Elmore	Jennings	Miller	Sophocleus
Beidle	Feldman	Jones	Minnick	Sossi
Beitzel	Frank	Kach	Mizeur	Stein
Benson	Frush	Kaiser	Montgomery	Stifler
Bobo	Gaines	Kelly	Morhaim	Stocksdale
Bohanan	George	King_J	Murphy	Stukes
Boteler	Gilchrist	King_N	Myers	Stull
Branch	Glassman	Kipke	Nathan-Pulliam	Tarrant
Braveboy	Glenn	Kirk	Niemann	Taylor
Bromwell	Griffith	Kramer	O'Donnell	Turner_F
Bronrott	Gutierrez	Krebs	Oaks	Valderrama
Burns	Guzzone	Krysiak	Olszewski	Vallario
Cane	Haddaway	Kullen	Pena-Melnyk	Vaughn
Cardin	Hammen	Lafferty	Pendergrass	Waldstreicher
Carter	Harrison	Lawton	Proctor	Walker
Clagett_G	Haynes	Lee	Ramirez	Weir
Clagett_V	Healey	Levi	Rice	Weldon
Conaway	Hecht	Levy	Riley	Wood
Conway	Heller	Love	Robinson	
Costa	Hixson	Malone	Rosenberg	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 3

Goldwater	Turner_V	Walkup

Seq No. 0099 February 21, 2007 10:06 AM
Presiding: Speaker Busch Legislative Date: February 21, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 131

QUORUM

131 Yeas	0 Nays	0 Excused	8 Not Voting	2 Excused (Absent)

Voting Yea - 131

Speaker Busch	DeBoy	Hucker	McDonough	Shank
Ali	Donoghue	Impallaria	McHale	Shewell
Anderson	Dumais	Ivey	McKee	Simmons
Aumann	Dwyer	James	Miller	Smigiel
Barkley	Eckardt	Jameson	Minnick	Sophocleus
Barnes	Elliott	Jennings	Mizeur	Sossi
Bartlett	Elmore	Jones	Montgomery	Stein
Barve	Feldman	Kach	Morhaim	Stifler
Bates	Frank	Kaiser	Murphy	Stocksdale
Beidle	Frush	Kelly	Myers	Stukes
Beitzel	Gaines	King_J	Nathan-Pulliam	Stull
Benson	George	King_N	Niemann	Tarrant
Bohanan	Gilchrist	Kipke	O'Donnell	Taylor
Boteler	Glassman	Kirk	Oaks	Turner_F
Branch	Glenn	Kramer	Olszewski	Valderrama
Braveboy	Griffith	Krebs	Pena-Melnyk	Vallario
Bromwell	Gutierrez	Krysiak	Pendergrass	Vaughn
Bronrott	Guzzone	Kullen	Proctor	Waldstreicher
Burns	Haddaway	Lafferty	Ramirez	Walker
Cane	Hammen	Lawton	Rice	Walkup
Cardin	Haynes	Lee	Riley	Weir
Carter	Healey	Levy	Robinson	Weldon
Clagett_G	Hecht	Malone	Rosenberg	Wood
Clagett_V	Heller	Manno	Ross	
Conaway	Hixson	Mathias	Rudolph	
Costa	Holmes	McComas	Schuh	
Davis	Howard	McConkey	Schuler	

Voting Nay - 0

Not Voting - 8

Bobo	Doory	Hubbard	Love
Conway	Harrison	Levi	McIntosh

Excused From Voting - 0

Excused (Absent) - 2

Goldwater	Turner_V

Seq No. 0100 February 21, 2007 10:40 AM
Presiding: Speaker Busch Legislative Date: February 21, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 139

QUORUM

139 Yeas	0 Nays	0 Excused	0 Not Voting	2 Excused (Absent)

Voting Yea - 139

Speaker Busch	Davis	Holmes	Manno	Ross
Ali	DeBoy	Howard	Mathias	Rudolph
Anderson	Donoghue	Hubbard	McComas	Schuh
Aumann	Doory	Hucker	McConkey	Schuler
Barkley	Dumais	Impallaria	McDonough	Shank
Barnes	Dwyer	Ivey	McHale	Shewell
Bartlett	Eckardt	James	McIntosh	Simmons
Barve	Elliott	Jameson	McKee	Smigiel
Bates	Elmore	Jennings	Miller	Sophocleus
Beidle	Feldman	Jones	Minnick	Sossi
Beitzel	Frank	Kach	Mizeur	Stein
Benson	Frush	Kaiser	Montgomery	Stifler
Bobo	Gaines	Kelly	Morhaim	Stocksdale
Bohanan	George	King_J	Murphy	Stukes
Boteler	Gilchrist	King_N	Myers	Stull
Branch	Glassman	Kipke	Nathan-Pulliam	Tarrant
Braveboy	Glenn	Kirk	Niemann	Taylor
Bromwell	Griffith	Kramer	O'Donnell	Turner_F
Bronrott	Gutierrez	Krebs	Oaks	Valderrama
Burns	Guzzone	Krysiak	Olszewski	Vallario
Cane	Haddaway	Kullen	Pena-Melnyk	Vaughn
Cardin	Hammen	Lafferty	Pendergrass	Waldstreicher
Carter	Harrison	Lawton	Proctor	Walker
Clagett_G	Haynes	Lee	Ramirez	Walkup
Clagett_V	Healey	Levi	Rice	Weir
Conaway	Hecht	Levy	Riley	Weldon
Conway	Heller	Love	Robinson	Wood
Costa	Hixson	Malone	Rosenberg	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 2

Goldwater	Turner_V

Seq No. 0101 February 22, 2007 10:08 AM
Presiding: Speaker Busch Legislative Date: February 22, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 132

QUORUM

132 Yeas	0 Nays	0 Excused	4 Not Voting	5 Excused (Absent)

Voting Yea - 132

Speaker Busch	Costa	Hucker	McConkey	Schuh
Ali	DeBoy	Ivey	McDonough	Schuler
Anderson	Donoghue	James	McHale	Shank
Aumann	Doory	Jameson	McIntosh	Shewell
Barkley	Dumais	Jennings	McKee	Simmons
Barnes	Dwyer	Jones	Miller	Smigiel
Bartlett	Eckardt	Kach	Minnick	Sossi
Barve	Elliott	Kaiser	Mizeur	Stein
Bates	Elmore	Kelly	Montgomery	Stifler
Beidle	Feldman	King_J	Morhaim	Stocksdale
Beitzel	Frank	King_N	Murphy	Stukes
Benson	Frush	Kipke	Myers	Stull
Bobo	Gaines	Kirk	Nathan-Pulliam	Tarrant
Bohanan	George	Kramer	Niemann	Taylor
Boteler	Gilchrist	Krebs	O'Donnell	Turner_F
Branch	Glassman	Krysiak	Oaks	Valderrama
Braveboy	Glenn	Kullen	Olszewski	Vallario
Bromwell	Griffith	Lafferty	Pena-Melnyk	Vaughn
Bronrott	Gutierrez	Lawton	Pendergrass	Waldstreicher
Burns	Guzzone	Lee	Proctor	Walker
Cane	Haddaway	Levi	Ramirez	Walkup
Cardin	Haynes	Levy	Rice	Weir
Carter	Healey	Love	Riley	Weldon
Clagett_G	Hecht	Malone	Robinson	Wood
Clagett_V	Hixson	Manno	Rosenberg	
Conaway	Holmes	Mathias	Ross	
Conway	Howard	McComas	Rudolph	

Voting Nay - 0

Not Voting - 4

Hammen	Harrison	Heller	Hubbard	

Excused From Voting - 0

Excused (Absent) - 5

Davis	Goldwater	Impallaria	Sophocleus	Turner_V

Seq No. 0102 February 22, 2007 10:38 AM
Presiding: Speaker Busch Legislative Date: February 22, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 136

QUORUM

136 Yeas	0 Nays	0 Excused	0 Not Voting	5 Excused (Absent)

Voting Yea - 136

Speaker Busch	DeBoy	Howard	McComas	Schuh
Ali	Donoghue	Hubbard	McConkey	Schuler
Anderson	Doory	Hucker	McDonough	Shank
Aumann	Dumais	Ivey	McHale	Shewell
Barkley	Dwyer	James	McIntosh	Simmons
Barnes	Eckardt	Jameson	McKee	Smigiel
Bartlett	Elliott	Jennings	Miller	Sossi
Barve	Elmore	Jones	Minnick	Stein
Bates	Feldman	Kach	Mizeur	Stifler
Beidle	Frank	Kaiser	Montgomery	Stocksdale
Beitzel	Frush	Kelly	Morhaim	Stukes
Benson	Gaines	King_J	Murphy	Stull
Bobo	George	King_N	Myers	Tarrant
Bohanan	Gilchrist	Kipke	Nathan-Pulliam	Taylor
Boteler	Glassman	Kirk	Niemann	Turner_F
Branch	Glenn	Kramer	O'Donnell	Valderrama
Braveboy	Griffith	Krebs	Oaks	Vallario
Bromwell	Gutierrez	Krysiak	Olszewski	Vaughn
Bronrott	Guzzone	Kullen	Pena-Melnyk	Waldstreicher
Burns	Haddaway	Lafferty	Pendergrass	Walker
Cane	Hammen	Lawton	Proctor	Walkup
Cardin	Harrison	Lee	Ramirez	Weir
Carter	Haynes	Levi	Rice	Weldon
Clagett_G	Healey	Levy	Riley	Wood
Clagett_V	Hecht	Love	Robinson	
Conaway	Heller	Malone	Rosenberg	
Conway	Hixson	Manno	Ross	
Costa	Holmes	Mathias	Rudolph	

Voting Nay - 0

Not Voting - 0

Excused From Voting - 0

Excused (Absent) - 5

Davis	Goldwater	Impallaria	Sophocleus	Turner_V

Seq No. 0104 February 23, 2007 11:06 AM
Presiding: Speaker Busch Legislative Date: February 23, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 129

QUORUM

129 Yeas	0 Nays	0 Excused	6 Not Voting	6 Excused (Absent)

Voting Yea - 129

Speaker Busch	Donoghue	Howard	McComas	Ross
Ali	Doory	Hucker	McConkey	Rudolph
Anderson	Dumais	Impallaria	McDonough	Schuh
Aumann	Dwyer	Ivey	McHale	Schuler
Barkley	Eckardt	James	McIntosh	Shank
Barnes	Elliott	Jennings	McKee	Shewell
Bartlett	Elmore	Jones	Miller	Simmons
Barve	Feldman	Kach	Minnick	Smigiel
Bates	Frank	Kaiser	Mizeur	Sossi
Beidle	Frush	Kelly	Montgomery	Stein
Beitzel	Gaines	King_J	Morhaim	Stifler
Benson	George	King_N	Murphy	Stocksdale
Bobo	Gilchrist	Kipke	Myers	Stukes
Bohanan	Glassman	Kirk	Nathan-Pulliam	Stull
Boteler	Glenn	Kramer	Niemann	Tarrant
Branch	Griffith	Krebs	O'Donnell	Taylor
Braveboy	Gutierrez	Krysiak	Oaks	Turner_F
Bromwell	Guzzone	Kullen	Olszewski	Valderrama
Bronrott	Haddaway	Lafferty	Pena-Melnyk	Vallario
Cane	Hammen	Lawton	Pendergrass	Vaughn
Cardin	Harrison	Lee	Proctor	Waldstreicher
Carter	Haynes	Levi	Ramirez	Walker
Clagett_G	Healey	Levy	Rice	Walkup
Clagett_V	Hecht	Love	Riley	Weir
Costa	Hixson	Malone	Robinson	Weldon
DeBoy	Holmes	Manno	Rosenberg	

Voting Nay - 0

Not Voting - 6

Burns	Davis	Hubbard
Conway	Heller	Wood

Excused From Voting - 0

Excused (Absent) - 6

Conaway	Jameson	Sophocleus
Goldwater	Mathias	Turner_V

Seq No. 0105 February 23, 2007 11:09 AM
Presiding: Speaker Busch Legislative Date: February 23, 2007

Maryland House of Delegates
2007 Regular Session

Quorum: 128

QUORUM

128 Yeas	0 Nays	0 Excused	7 Not Voting	6 Excused (Absent)

Voting Yea - 128

Speaker Busch	Donoghue	Howard	McConkey	Schuh
Ali	Doory	Hucker	McDonough	Schuler
Anderson	Dumais	Impallaria	McHale	Shank
Aumann	Dwyer	Ivey	McIntosh	Shewell
Barkley	Eckardt	James	McKee	Simmons
Barnes	Elliott	Jennings	Miller	Smigiel
Bartlett	Elmore	Jones	Minnick	Sossi
Barve	Feldman	Kach	Mizeur	Stein
Bates	Frank	Kaiser	Montgomery	Stifler
Beidle	Gaines	Kelly	Morhaim	Stocksdale
Beitzel	George	King_J	Murphy	Stukes
Bobo	Gilchrist	King_N	Myers	Stull
Bohanan	Glassman	Kipke	Nathan-Pulliam	Tarrant
Boteler	Glenn	Kirk	Niemann	Taylor
Branch	Griffith	Kramer	O'Donnell	Turner_F
Braveboy	Gutierrez	Krebs	Oaks	Valderrama
Bromwell	Guzzone	Krysiak	Olszewski	Vallario
Bronrott	Haddaway	Kullen	Pena-Melnyk	Vaughn
Cane	Hammen	Lafferty	Pendergrass	Waldstreicher
Cardin	Harrison	Lawton	Proctor	Walker
Carter	Haynes	Lee	Ramirez	Walkup
Clagett_G	Healey	Levy	Rice	Weir
Clagett_V	Hecht	Love	Riley	Weldon
Conway	Heller	Malone	Robinson	Wood
Costa	Hixson	Manno	Rosenberg	
DeBoy	Holmes	McComas	Rudolph	

Voting Nay - 0

Not Voting - 7

Benson	Davis	Hubbard	Ross
Burns	Frush	Levi	

Excused From Voting - 0

Excused (Absent) - 6

Conaway	Jameson	Sophocleus
Goldwater	Mathias	Turner_V

Seq No. 0106 February 23, 2007 11:10 AM
Presiding: Speaker Busch Legislative Date: February 23, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (127-0)

HB 19 Third Reading (HB) Calendar No. 7
Del. Cardin et al (W&M)
Task Force to Implement Holocaust, Genocide, Human Rights, and Tolerance Education - Membership
On Third Reading

127 Yeas	0 Nays	0 Excused	8 Not Voting	6 Excused (Absent)

Voting Yea - 127

Speaker Busch	Donoghue	Impallaria	McHale	Schuler
Ali	Doory	Ivey	McIntosh	Shank
Anderson	Dumais	James	McKee	Shewell
Aumann	Dwyer	Jennings	Miller	Simmons
Barkley	Eckardt	Jones	Minnick	Smigiel
Barnes	Elliott	Kach	Mizeur	Sossi
Bartlett	Elmore	Kaiser	Montgomery	Stein
Barve	Feldman	Kelly	Morhaim	Stifler
Bates	Frank	King_J	Murphy	Stocksdale
Beidle	Gaines	King_N	Myers	Stukes
Beitzel	George	Kipke	Nathan-Pulliam	Stull
Bobo	Gilchrist	Kirk	Niemann	Tarrant
Bohanan	Glassman	Kramer	O'Donnell	Taylor
Boteler	Glenn	Krebs	Oaks	Turner_F
Branch	Gutierrez	Krysiak	Olszewski	Valderrama
Braveboy	Guzzone	Kullen	Pena-Melnyk	Vallario
Bromwell	Haddaway	Lafferty	Pendergrass	Vaughn
Bronrott	Hammen	Lawton	Proctor	Waldstreicher
Cane	Harrison	Lee	Ramirez	Walker
Cardin	Haynes	Levy	Rice	Walkup
Carter	Hecht	Love	Riley	Weir
Clagett_G	Heller	Malone	Robinson	Weldon
Clagett_V	Hixson	Manno	Rosenberg	Wood
Conway	Holmes	McComas	Ross	
Costa	Howard	McConkey	Rudolph	
DeBoy	Hucker	McDonough	Schuh	

Voting Nay - 0

Not Voting - 8

Benson	Davis	Griffith	Hubbard
Burns	Frush	Healey	Levi

Excused From Voting - 0

Excused (Absent) - 6

Conaway	Jameson	Sophocleus
Goldwater	Mathias	Turner_V

Seq No. 0107 February 23, 2007 11:11 AM
Presiding: Speaker Busch Legislative Date: February 23, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (130-0)

HB 94 Third Reading (HB) Calendar No. 7
Del. Hixson et al (APP)
Md Consolidated Capital Bond Loan of 2005 -
Montgomery Co - Old Blair High School Auditorium
On Third Reading

130 Yeas	0 Nays	0 Excused	5 Not Voting	6 Excused (Absent)

Voting Yea - 130

Speaker Busch	DeBoy	Holmes	McComas	Ross
Ali	Donoghue	Howard	McConkey	Rudolph
Anderson	Doory	Hubbard	McDonough	Schuh
Aumann	Dumais	Hucker	McHale	Schuler
Barkley	Dwyer	Impallaria	McIntosh	Shank
Barnes	Eckardt	Ivey	McKee	Shewell
Bartlett	Elliott	James	Miller	Simmons
Barve	Elmore	Jennings	Minnick	Smigiel
Bates	Feldman	Kach	Mizeur	Sossi
Beidle	Frank	Kaiser	Montgomery	Stein
Beitzel	Gaines	Kelly	Morhaim	Stifler
Benson	George	King_J	Murphy	Stocksdale
Bobo	Gilchrist	King_N	Myers	Stukes
Bohanan	Glassman	Kipke	Nathan-Pulliam	Stull
Boteler	Glenn	Kirk	Niemann	Tarrant
Branch	Griffith	Kramer	O'Donnell	Taylor
Braveboy	Gutierrez	Krebs	Oaks	Turner_F
Bromwell	Guzzone	Krysiak	Olszewski	Valderrama
Bronrott	Haddaway	Kullen	Pena-Melnyk	Vallario
Cane	Hammen	Lafferty	Pendergrass	Vaughn
Cardin	Harrison	Lawton	Proctor	Waldstreicher
Carter	Haynes	Lee	Ramirez	Walker
Clagett_G	Healey	Levy	Rice	Walkup
Clagett_V	Hecht	Love	Riley	Weir
Conway	Heller	Malone	Robinson	Weldon
Costa	Hixson	Manno	Rosenberg	Wood

Voting Nay - 0

Not Voting - 5

Burns	Davis	Frush	Jones	Levi

Excused From Voting - 0

Excused (Absent) - 6

Conaway	Jameson	Sophocleus
Goldwater	Mathias	Turner_V

Seq No. 0108 February 23, 2007 11:11 AM
Presiding: Speaker Busch Legislative Date: February 23, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (130-0)

HB 128 Third Reading (HB) Calendar No. 7
Del. Montgomery et al (APP)
Maryland Consolidated Capital Bond Loan of 2005 -
Montgomery County - Odd Fellows Hall
On Third Reading

130 Yeas	0 Nays	0 Excused	5 Not Voting	6 Excused (Absent)

Voting Yea - 130

Speaker Busch	DeBoy	Howard	McComas	Ross
Ali	Donoghue	Hubbard	McConkey	Rudolph
Anderson	Doory	Hucker	McDonough	Schuh
Aumann	Dumais	Impallaria	McHale	Schuler
Barkley	Dwyer	Ivey	McIntosh	Shank
Barnes	Eckardt	James	McKee	Shewell
Bartlett	Elliott	Jennings	Miller	Simmons
Barve	Elmore	Jones	Minnick	Smigiel
Bates	Feldman	Kach	Mizeur	Sossi
Beidle	Frank	Kaiser	Montgomery	Stein
Beitzel	Gaines	Kelly	Morhaim	Stifler
Benson	George	King_J	Murphy	Stocksdale
Bobo	Gilchrist	King_N	Myers	Stukes
Bohanan	Glassman	Kipke	Nathan-Pulliam	Stull
Boteler	Glenn	Kirk	Niemann	Tarrant
Branch	Griffith	Kramer	O'Donnell	Taylor
Braveboy	Gutierrez	Krebs	Oaks	Turner_F
Bromwell	Guzzone	Krysiak	Olszewski	Valderrama
Bronrott	Haddaway	Kullen	Pena-Melnyk	Vallario
Cane	Hammen	Lafferty	Pendergrass	Vaughn
Cardin	Harrison	Lawton	Proctor	Waldstreicher
Carter	Haynes	Lee	Ramirez	Walker
Clagett_G	Healey	Levy	Rice	Walkup
Clagett_V	Hecht	Love	Riley	Weir
Conway	Hixson	Malone	Robinson	Weldon
Costa	Holmes	Manno	Rosenberg	Wood

Voting Nay - 0

Not Voting - 5

Burns	Davis	Frush	Heller	Levi

Excused From Voting - 0

Excused (Absent) - 6

Conaway	Jameson	Sophocleus
Goldwater	Mathias	Turner_V

Seq No. 0109 February 23, 2007 11:12 AM
Presiding: Speaker Busch Legislative Date: February 23, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (132-0)

HB 188 Third Reading (HB) Calendar No. 7
Del. Rosenberg (JUD)
Estates, Trusts, and Real Property - Rule Against Perpetuities
On Third Reading

132 Yeas	0 Nays	0 Excused	3 Not Voting	6 Excused (Absent)

Voting Yea - 132

Speaker Busch	Donoghue	Hubbard	McConkey	Schuh
Ali	Doory	Hucker	McDonough	Schuler
Anderson	Dumais	Impallaria	McHale	Shank
Aumann	Dwyer	Ivey	McIntosh	Shewell
Barkley	Eckardt	James	McKee	Simmons
Barnes	Elliott	Jennings	Miller	Smigiel
Bartlett	Elmore	Jones	Minnick	Sossi
Barve	Feldman	Kach	Mizeur	Stein
Bates	Frank	Kaiser	Montgomery	Stifler
Beidle	Gaines	Kelly	Morhaim	Stocksdale
Beitzel	George	King_J	Murphy	Stukes
Benson	Gilchrist	King_N	Myers	Stull
Bobo	Glassman	Kipke	Nathan-Pulliam	Tarrant
Bohanan	Glenn	Kirk	Niemann	Taylor
Boteler	Griffith	Kramer	O'Donnell	Turner_F
Branch	Gutierrez	Krebs	Oaks	Valderrama
Braveboy	Guzzone	Krysiak	Olszewski	Vallario
Bromwell	Haddaway	Kullen	Pena-Melnyk	Vaughn
Bronrott	Hammen	Lafferty	Pendergrass	Waldstreicher
Cane	Harrison	Lawton	Proctor	Walker
Cardin	Haynes	Lee	Ramirez	Walkup
Carter	Healey	Levi	Rice	Weir
Clagett_G	Hecht	Levy	Riley	Weldon
Clagett_V	Heller	Love	Robinson	Wood
Conway	Hixson	Malone	Rosenberg	
Costa	Holmes	Manno	Ross	
DeBoy	Howard	McComas	Rudolph	

Voting Nay - 0

Not Voting - 3

Burns	Davis	Frush

Excused From Voting - 0

Excused (Absent) - 6

Conaway	Jameson	Sophocleus
Goldwater	Mathias	Turner_V

Seq No. 0110 February 23, 2007 11:12 AM
Presiding: Speaker Busch Legislative Date: February 23, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (133-0)

HB 263 Third Reading (HB) Calendar No. 7
Del. Dumais et al (JUD)
Child Support Enforcement - Child Support Payment Incentive Program
On Third Reading

133 Yeas	0 Nays	0 Excused	2 Not Voting	6 Excused (Absent)

Voting Yea - 133

Speaker Busch	DeBoy	Howard	McComas	Rudolph
Ali	Donoghue	Hubbard	McConkey	Schuh
Anderson	Doory	Hucker	McDonough	Schuler
Aumann	Dumais	Impallaria	McHale	Shank
Barkley	Dwyer	Ivey	McIntosh	Shewell
Barnes	Eckardt	James	McKee	Simmons
Bartlett	Elliott	Jennings	Miller	Smigiel
Barve	Elmore	Jones	Minnick	Sossi
Bates	Feldman	Kach	Mizeur	Stein
Beidle	Frank	Kaiser	Montgomery	Stifler
Beitzel	Gaines	Kelly	Morhaim	Stocksdale
Benson	George	King_J	Murphy	Stukes
Bobo	Gilchrist	King_N	Myers	Stull
Bohanan	Glassman	Kipke	Nathan-Pulliam	Tarrant
Boteler	Glenn	Kirk	Niemann	Taylor
Branch	Griffith	Kramer	O'Donnell	Turner_F
Braveboy	Gutierrez	Krebs	Oaks	Valderrama
Bromwell	Guzzone	Krysiak	Olszewski	Vallario
Bronrott	Haddaway	Kullen	Pena-Melnyk	Vaughn
Cane	Hammen	Lafferty	Pendergrass	Waldstreicher
Cardin	Harrison	Lawton	Proctor	Walker
Carter	Haynes	Lee	Ramirez	Walkup
Clagett_G	Healey	Levi	Rice	Weir
Clagett_V	Hecht	Levy	Riley	Weldon
Conway	Heller	Love	Robinson	Wood
Costa	Hixson	Malone	Rosenberg	
Davis	Holmes	Manno	Ross	

Voting Nay - 0

Not Voting - 2

Burns	Frush

Excused From Voting - 0

Excused (Absent) - 6

Conaway	Jameson	Sophocleus
Goldwater	Mathias	Turner_V

Seq No. 0111 February 23, 2007 11:12 AM
Presiding: Speaker Busch Legislative Date: February 23, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (132-0)

HB 278 Third Reading (HB) Calendar No. 7
Chm., Judiciary Com. (JUD)
Expungement - Civil Offenses or Infractions
On Third Reading

132 Yeas	0 Nays	0 Excused	3 Not Voting	6 Excused (Absent)

Voting Yea - 132

Speaker Busch	DeBoy	Howard	McComas	Rudolph
Ali	Donoghue	Hubbard	McConkey	Schuh
Anderson	Doory	Hucker	McDonough	Schuler
Aumann	Dumais	Impallaria	McHale	Shank
Barkley	Dwyer	Ivey	McIntosh	Shewell
Barnes	Eckardt	James	McKee	Simmons
Bartlett	Elliott	Jennings	Miller	Smigiel
Barve	Elmore	Jones	Minnick	Sossi
Bates	Feldman	Kach	Mizeur	Stein
Beidle	Frank	Kaiser	Montgomery	Stifler
Beitzel	Gaines	Kelly	Morhaim	Stocksdale
Benson	George	King_J	Murphy	Stukes
Bobo	Gilchrist	King_N	Myers	Stull
Bohanan	Glassman	Kipke	Nathan-Pulliam	Tarrant
Boteler	Glenn	Kirk	Niemann	Taylor
Branch	Griffith	Kramer	O'Donnell	Turner_F
Braveboy	Gutierrez	Krebs	Oaks	Vallario
Bromwell	Guzzone	Krysiak	Olszewski	Vaughn
Bronrott	Haddaway	Kullen	Pena-Melnyk	Waldstreicher
Cane	Hammen	Lafferty	Pendergrass	Walker
Cardin	Harrison	Lawton	Proctor	Walkup
Carter	Haynes	Lee	Ramirez	Weir
Clagett_G	Healey	Levi	Rice	Weldon
Clagett_V	Hecht	Levy	Riley	Wood
Conway	Heller	Love	Robinson	
Costa	Hixson	Malone	Rosenberg	
Davis	Holmes	Manno	Ross	

Voting Nay - 0

Not Voting - 3

Burns	Frush	Valderrama

Excused From Voting - 0

Excused (Absent) - 6

Conaway	Jameson	Sophocleus
Goldwater	Mathias	Turner_V

Seq No. 0112 February 23, 2007 11:13 AM
Presiding: Speaker Busch Legislative Date: February 23, 2007

Maryland House of Delegates
2007 Regular Session

Third Reading Passed (133-0)

HB 286 Third Reading (HB) Calendar No. 7
Calvert County Del. (APP)
Calvert County - Public Facilities Bonds
On Third Reading

133 Yeas	0 Nays	0 Excused	2 Not Voting	6 Excused (Absent)

Voting Yea - 133

Speaker Busch	Davis	Holmes	Manno	Rudolph
Ali	DeBoy	Howard	McComas	Schuh
Anderson	Donoghue	Hubbard	McConkey	Schuler
Aumann	Doory	Hucker	McDonough	Shank
Barkley	Dumais	Impallaria	McHale	Shewell
Barnes	Dwyer	Ivey	McIntosh	Simmons
Bartlett	Eckardt	James	McKee	Smigiel
Barve	Elliott	Jennings	Miller	Sossi
Bates	Elmore	Jones	Minnick	Stein
Beidle	Feldman	Kach	Mizeur	Stifler
Beitzel	Frank	Kaiser	Montgomery	Stocksdale
Benson	Gaines	Kelly	Morhaim	Stukes
Bobo	George	King_J	Murphy	Stull
Bohanan	Gilchrist	King_N	Myers	Tarrant
Boteler	Glassman	Kipke	Nathan-Pulliam	Taylor
Branch	Glenn	Kirk	Niemann	Turner_F
Braveboy	Griffith	Kramer	O'Donnell	Valderrama
Bromwell	Gutierrez	Krebs	Oaks	Vallario
Bronrott	Guzzone	Krysiak	Olszewski	Vaughn
Burns	Haddaway	Kullen	Pena-Melnyk	Waldstreicher
Cane	Hammen	Lafferty	Pendergrass	Walker
Cardin	Harrison	Lawton	Proctor	Walkup
Carter	Haynes	Lee	Ramirez	Weir
Clagett_G	Healey	Levi	Rice	Weldon
Clagett_V	Hecht	Levy	Riley	Wood
Conway	Heller	Love	Rosenberg	
Costa	Hixson	Malone	Ross	

Voting Nay - 0

Not Voting - 2

Frush	Robinson

Excused From Voting - 0

Excused (Absent) - 6

Conaway	Jameson	Sophocleus
Goldwater	Mathias	Turner_V