

Journal *of* Proceedings
of the
House of Delegates
of
Maryland

2017 Regular Session

Volume IV

Compiled and edited by:

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Journal Clerk
Chief Clerk's Office

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Chief Clerk

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2017 HOUSE JOURNAL

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Annapolis, Maryland
Legislative Day: March 22, 2017
Calendar Day: Monday, March 27, 2017
8:00 P.M. Session

The House met at 8:05 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Keith E. Haynes of Baltimore City.

QUORUM CALL

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

(See Roll Call No. 901)

EXCUSED:

Del. B. Barnes – business

Del. Jackson – personal

Del. Kittleman – illness

Del. A. Washington – personal

The Journal of March 24, 2017 was read and approved.

AMENDED IN THE SENATE

House Bill 151 – The Speaker (By Request – Administration)

AN ACT concerning

**Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2017,
and the Maryland Consolidated Capital Bond Loans of ~~2009~~, 2006, 2009, 2010,
2012, 2013, 2014, 2015, and 2016**

Delegate McIntosh, Chair, for the Committee on Appropriations moved that the House not concur in the Senate amendments.

REPORT OF THE SENATE BUDGET AND TAXATION COMMITTEE TO THE
MARYLAND SENATE - 2017 SESSION - RECOMMENDATIONS, REDUCTIONS,
AND SUMMARY OF ACTION PERTAINING TO HOUSE BILL 151 - THE CAPITAL BUDGET

(See Exhibit U of Appendix II)

SENATE BUDGET AND TAXATION COMMITTEE REPRINT TO
HOUSE BILL 151 - THE CAPITAL BUDGET

(See Exhibit V of Appendix II)

The preceding amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB0151**
SPONSOR: Speaker
SUBJECT: Maryland Consolidated Capital Bond Loan of 2017

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:

Delegate Jones, Chair
Delegate A. Miller
Delegate McIntosh
Delegate Gaines
Delegate Ghrist

In addition, the House has appointed in advisory capacity: Delegates Reznik and Haynes.

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

CONSENT CALENDAR OF INTRODUCTORY SENATE BILLS NO. 39

Senate Bill 135 – ~~Senator Lee~~ Senators Lee, Brochin, Cassilly, Hough, Kelley, Muse, Norman, Ramirez, Ready, Smith, and Zirkin

AN ACT concerning

Crimes – Child Abuse and Neglect – Failure to Report

FOR the purpose of establishing that certain persons who are required to provide certain notice or make certain reports of suspected child abuse or neglect may not knowingly fail to give the notice or make the report; establishing the misdemeanor of the knowing failure to report child abuse or neglect under certain circumstances; providing certain penalties for a violation of this Act; and generally relating to child abuse and neglect.

BY adding to

Article – Criminal Law

Section 3–602.2

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,

Article – Family Law

Section 5–704 ~~and 5–705~~

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

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

Senate Bill 364 – Senators Ferguson, Astle, Guzzone, Kasemeyer, Klausmeier, Manno, Middleton, Ramirez, Rosapepe, Smith, Young, ~~and Zucker~~ Zucker, Madaleno, Currie, DeGrange, Eckardt, King, McFadden, Peters, and Serafini

AN ACT concerning

One Maryland Economic Development Tax Credits – Business Incubators, Enterprise Zones, and Regional Institution Strategic Enterprise Zones

FOR the purpose of altering certain eligibility criteria for certain credits under the One Maryland Economic Development Tax Credit to include certain persons who establish or expand a business facility located in certain areas that, for business incubators, creates a certain aggregate number of qualified positions at the facility under certain circumstances; requiring, in order to be certified as a certain qualified business entity for certain credits, a certain business incubator to submit certain information to the Secretary of Commerce; altering the manner in which the amount of a certain start-up tax credit is calculated for each taxable year; authorizing, under certain circumstances, certain business incubators to claim certain credits on a prorated basis if the aggregate number of qualifying positions filled by the businesses at the business incubator's facility meets certain requirements; authorizing certain

business incubators to claim a refund of certain project tax credits or start-up tax credits in certain taxable years; providing that the total amount claimed as a refund under certain circumstances may not exceed a certain amount; providing for the application of this Act; providing for the construction of this Act; and generally relating to the One Maryland Economic Development Tax Credit and certain business incubators.

BY repealing and reenacting, without amendments,

Article – Economic Development

Section 6–401(a), (f), and (g) and 6–403(g)

Annotated Code of Maryland

(2008 Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development

Section 6–401(b), 6–402, 6–403(a), (e), and (f), 6–404, and 6–405

Annotated Code of Maryland

(2008 Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,

Article – Tax – Property

Section 9–247(a)

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

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

Senate Bill 371 – Senators Manno, Kasemeyer, DeGrange, King, Madaleno, Mathias, McFadden, Middleton, and Miller

AN ACT concerning

**State Budget – Appropriations – Income Tax Revenue Estimate Cap and
Revenue Stabilization Account**

FOR the purpose of requiring the Bureau of Revenue Estimates, beginning with the revenue estimate for a certain fiscal year, to calculate a certain share of General Fund revenues represented by certain nonwithholding income tax revenues; specifying how the Bureau shall make the calculation; requiring the Bureau to make a certain adjustment to a certain revenue estimate relating to nonwithholding income tax revenues under certain circumstances; prohibiting the adjustment made by the Bureau from exceeding a certain percentage of General Fund revenues; requiring the Consensus Revenue Monitoring and Forecasting Group to develop and recommend to the Bureau a certain methodology for determining a certain share of certain nonwithholding income tax revenues; requiring the Board of Revenue Estimates to approve a certain methodology for determining a certain share of certain nonwithholding income tax revenues; altering the required contents of

~~certain reports from the Bureau and the Board; altering the circumstances under which the Governor is required to include certain appropriations in the budget bill to the Revenue Stabilization Account; altering the amount of the appropriations to the Account that the Governor is required to include under certain circumstances; altering the circumstances under which the Governor is authorized to transfer funds from the Account to General Fund revenues; stating a certain goal of the State for certain revenues retained in the Revenue Stabilization Account; establishing the Extraordinary Nonwithholding Income Tax Revenues Fiscal Responsibility Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the State Comptroller to administer the Fund; requiring the State Treasurer to hold the Fund and the State Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring the Governor, under certain circumstances, to include in the budget bill for a certain fiscal year certain appropriations from the Fund for certain purposes; requiring the State Comptroller to make certain distributions of certain nonwithholding income tax revenues to the Fund and the Revenue Stabilization Account in certain fiscal years; defining certain terms; requiring the Consensus Revenue Monitoring and Forecasting Group to study a certain methodology and, if necessary, make certain recommendations to the General Assembly on or before a certain date; and generally relating to appropriations of certain income tax revenues and appropriations to the Revenue Stabilization Account.~~

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–104 through 6–106 and 7–311
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY adding to
Article – State Finance and Procurement
Section 7–329 and 7–330
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 2–609
Annotated Code of Maryland
(2016 Replacement Volume)

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

Senate Bill 393 – Senator Manno

AN ACT concerning

~~Electric Vehicle Excise Tax Credit – Extension~~
Clean Cars Act of 2017

FOR the purpose of extending and altering, for certain fiscal years, the Electric Vehicle Recharging Equipment Rebate Program and authorization to issue certain motor vehicle excise tax credits for certain qualified plug-in electric drive vehicles; increasing the total amount of rebates that the Maryland Energy Administration may issue each fiscal year; altering the calculation of the rebate; altering the type of qualified plug-in electric drive vehicle eligible for a certain motor vehicle excise tax credit; altering the calculation of a certain motor vehicle excise tax credit; extending the date by which certain qualified plug-in electric drive vehicles must be titled in order to be eligible for a certain credit against the motor vehicle excise tax; extending and increasing for certain fiscal years a requirement to transfer a certain amount from the Strategic Energy Investment Fund to the Transportation Trust Fund to offset certain revenue reductions; extending and increasing for certain fiscal years the authorization to issue a certain amount of motor vehicle excise tax credits the total amount of motor vehicle excise tax credits that may be issued; requiring the Maryland Department of the Environment and the Maryland Department of Transportation to jointly study the ability of the State to meet the demands of the Maryland Clean Car Program which adopted certain vehicle emission standards; requiring the departments, in conducting the study, to consult with certain representatives; specifying the contents of the study; requiring the departments to report their findings and recommendations to the Governor and the General Assembly on or before a certain date; and generally relating to the electric vehicle excise tax credit the Electric Vehicle Recharging Equipment Rebate Program and motor vehicle excise tax credits for certain qualified plug-in electric drive vehicles.

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–2009

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 13–815

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Chapter 359 of the Acts of the General Assembly of 2014

Section 2

BY repealing and reenacting, with amendments,

Chapter 360 of the Acts of the General Assembly of 2014

Section 2

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

Senate Bill 466 – Senators Kagan ~~and Middleton~~, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks

AN ACT concerning

**Public Safety – 9-1-1 Emergency Telephone System – ~~Revisions~~ 9-1-1 Director's Council
(Carl Henn's Law)**

FOR the purpose of ~~extending the presumption of compensability under the workers' compensation law to include, subject to certain conditions, individuals who work at certain public safety answering points and secondary public safety answering points and suffer from heart disease or hypertension resulting in partial or total disability or death; requiring certain individuals to submit certain medical disclosures to a certain official; providing that, subject to a certain limitation, workers' compensation benefits received under this Act are in addition to certain retirement benefits; specifying that a purpose of the 9-1-1 emergency telephone system is to establish a certain mechanism for the Emergency Number Systems Board to review certain data; requiring the Board and the Public Service Commission to review certain data contained in certain reports; specifying that certain provisions of law do not extend liability to certain individuals under certain circumstances; establishing the 9-1-1 Advisory Director's Council; providing for the membership, selection of a chair and a vice chair, reimbursement for travel, and staffing of the Council; requiring the Maryland Institute for Emergency Medical Services Systems to work with the Maryland Association of Counties to secure certain staff and support; specifying certain duties and responsibilities of the Council; requiring the Council to report to the Governor and the General Assembly on or before a certain date and to take certain other actions; requiring the Board to include a general summary of findings from a review of certain reports in an annual report submitted to certain entities; authorizing the Emergency Number Systems Board to use the 9-1-1 Trust Fund to pay for certain costs under certain circumstances; altering the method for calculating the 9-1-1 fee and a certain additional fee; requiring a telephone company or a certain 9-1-1 service carrier to provide a certain report to certain entities at certain intervals; authorizing a county to select a different week within a certain interval to study the capacity of certain public safety answering points; requiring the Commission to take certain actions related to certain reports; specifying that certain reports are not subject to the Public Information Act; specifying that certain entities may discuss certain information only in certain closed sessions or executive sessions; requiring the Council to make certain recommendations to the Board; requiring the Board to consider certain recommendations and take certain actions to implement a certificate of good standing requirement; requiring the Board to issue a certificate of good standing to a public safety answering point or a secondary public safety answering point that meets certain requirements; requiring the Board to adopt~~

~~certain regulations; defining certain terms; providing for the application of this Act; and generally relating to 9–1–1 service and the 9–1–1 Director’s Council.~~

BY repealing and reenacting, with amendments,

Article – Education

Section 13–501

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

BY adding to

Article – Education

Section 13–518

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

~~BY repealing and reenacting, with amendments,~~

~~Article – Labor and Employment~~

~~Section 9–503(b) and (c)~~

~~Annotated Code of Maryland~~

~~(2016 Replacement Volume)~~

BY repealing and reenacting, with amendments,

Article – Public Safety

Section ~~1–301, 1–302, 1–303, 1–306, 1–307, 1–308, 1–310, and 1–311~~

Annotated Code of Maryland

(2011 Replacement Volume and 2016 Supplement)

~~BY adding to~~

~~Article – Public Safety~~

~~Section 1–304.1, 1–304.2, 1–315, and 1–316~~

~~Annotated Code of Maryland~~

~~(2011 Replacement Volume and 2016 Supplement)~~

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

Senate Bill 526 – Senators Ferguson, Conway, McFadden, Nathan–Pulliam, and Robinson

AN ACT concerning

**Baltimore City – Property Tax Credit – Rental Discount for Baltimore City
~~Police~~ Public Safety Officers**

FOR the purpose of authorizing the Mayor and City Council of Baltimore City to grant, by law, a certain property tax credit against the property tax imposed on certain ~~apartment buildings~~ rental dwellings in Baltimore City; establishing that certain landlords that provide certain rental discounts to certain ~~police~~ public safety officers

may be eligible for the tax credit; ~~establishing the amount of the tax credit; providing that certain landlords who receive a credit under this Act are ineligible to receive certain other credits against the county property tax under certain circumstances;~~ authorizing the Mayor and City Council of Baltimore City to establish, by law, the amount and duration of the credit and certain other provisions relating to the tax credit; providing for the application of this Act; providing for the termination of this Act; defining certain terms; and generally relating to a property tax credit in Baltimore City for rental discounts provided to ~~police~~ public safety officers in Baltimore City.

BY adding to

Article – Tax – Property

Section 9–304(k)

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

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

Senate Bill 674 – Senators Kelley, Bates, Benson, Brochin, Conway, Currie, Eckardt, Ferguson, Guzzone, Kagan, Kasemeyer, King, Klausmeier, Lee, Madaleno, McFadden, Muse, Nathan–Pulliam, Peters, Pinsky, Ramirez, Reilly, Robinson, Rosapepe, Smith, Zirkin, and Zucker

AN ACT concerning

Juvenile Services – Services and Programs for Females

FOR the purpose of requiring the Department of Juvenile Services to serve children in the juvenile services system with programming that provides females with certain services and programs; altering the duties of the State Advisory Board for Juvenile Services; requiring the Department of Juvenile Services to submit certain reports to the Governor and the General Assembly on or before certain dates; and generally relating to juvenile services.

BY repealing and reenacting, with amendments,

Article – Human Services

Section 9–215 and 9–238.1

Annotated Code of Maryland

(2007 Volume and 2016 Supplement)

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

Senate Bill 717 – ~~Senator Eckardt~~ Senators Eckardt, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks

AN ACT concerning

~~Task Force on Internet, Wireless, and Cellular Service on the Eastern Shore~~
Connecting Rural Maryland Act of 2017

FOR the purpose of establishing the Task Force on Rural Internet, Broadband, Wireless, and Cellular Service ~~on the Eastern Shore~~; providing for the composition, chair, and staffing of the Task Force; authorizing the chair of the Task Force to appoint additional members to the Task Force as deemed necessary by the chair; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force on Rural Internet, Broadband, Wireless, and Cellular Service ~~on the Eastern Shore~~.

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

Senate Bill 861 – Senators Smith, Guzzone, Kelley, Muse, and Ramirez

AN ACT concerning

Family Law – Marriage – Age Requirements

FOR the purpose of ~~repealing certain provisions authorizing certain individuals under the age of majority to~~ increasing the age that an individual under the age of majority must attain before the individual may marry under certain circumstances; ~~making certain conforming changes~~; and generally relating to marriage.

BY repealing and reenacting, with amendments,
 Article – Family Law
 Section 2-301, ~~2-402(e), and 2-405~~
 Annotated Code of Maryland
 (2012 Replacement Volume and 2016 Supplement)

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

Senate Bill 906 – Senator Muse

AN ACT concerning

~~Child Support – Suspension of Employment Related License for Arrears –~~
~~Hardship Exception and Reinstatement~~
Child Support – Noncompliance With Court Order – License Suspension

FOR the purpose of extending the period of time that an individual with a commercial driver's license may be out of compliance with the most recent order of the court in

making child support payments before the Child Support Enforcement Administration may notify the Motor Vehicle Administration to suspend the individual's driver's license; altering the circumstances under which the Child Support Enforcement Administration may request that a certain licensing authority suspend or deny a certain license under certain circumstances; requiring that a notice of a certain proposed action to suspend or deny a business, occupational, or professional license for failure to pay child support contain certain information on grounds for requesting a certain investigation; ~~authorizing the Child Support Enforcement Administration to choose temporarily not to request a suspension of a certain license under certain circumstances~~ altering the circumstances under which the Child Support Enforcement Administration may not send a notification about an individual to a certain licensing authority; providing certain additional circumstances under which a certain license suspended for failure to pay child support may be reinstated; making a certain stylistic change; and generally relating to the suspension of ~~employment-related~~ licenses for the failure to pay child support.

BY repealing and reenacting, without amendments,

Article – Family Law

Section 10–119(a) and 10–119.3(a)(1) and (2)

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law

Section ~~10–119.3(f)~~ 10–119(b)(1) and 10–119.3(e)(1)(i), (f), and (j)

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

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

Senate Bill 1017 – Senator Lee

AN ACT concerning

~~State Government – Human Trafficking Advisory Council – Establishment~~
Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking
– Sunset Extension

FOR the purpose of ~~establishing the Maryland Human Trafficking Advisory Council to serve as a nongovernmental advisory body to certain bodies regarding human trafficking in the State and outside the State; providing for the duties of the Council; providing for the composition, chair, staffing, and terms of the membership on the Council; requiring the Council to meet at certain times; requiring the Council to submit a certain report on or before certain dates; prohibiting a member of the Council from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Governor to appoint the initial members of the Council within a certain time period; providing for the termination of this Act; and~~

~~generally relating to the Human Trafficking Advisory Council extending the termination date for the Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking; requiring the Workgroup to submit certain supplemental reports on or before certain dates; and generally relating to the Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking.~~

~~BY adding to~~

~~Article – State Government
Section 9-3213
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)~~

BY repealing and reenacting, with amendments,

Chapter 91 of the Acts of the General Assembly of 2015, as amended by Chapter 80
of the Acts of the General Assembly of 2016
Section 1 and 2

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

Senate Bill 1019 – Senators Cassilly, Astle, ~~and Jennings~~ Jennings, Middleton, Benson, Feldman, Hershey, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks

AN ACT concerning

Department of Commerce – Employment in the State’s Defense Industry – Army Alliance Study

FOR the purpose of requiring the Department of Commerce, in conjunction with the Department of Veterans Affairs and the Department of Labor, Licensing, and Regulation, to conduct a study on employment in the State’s defense industry; specifying the minimum requirements of the study; requiring the Department of Commerce to consult with certain entities; requiring the Department of Commerce to report, on or before a certain date, to the General Assembly on the findings of the study; providing for the termination of this Act; and generally relating to a study on employment in the State’s defense industry.

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

Senate Bill 1143 – Senators Bates ~~and Nathan Pulliam~~, Nathan Pulliam, Kasemeyer, and Guzzone

AN ACT concerning

Sales and Use Tax – Tax-Free Weekend – Ellicott City and Ellicott’s Mills Historic Districts

FOR the purpose of designating a certain weekend to be a tax-free weekend during which a certain sales and use tax exemption shall apply in certain areas; providing for the termination of this Act; and generally relating to the designation of a certain sales tax-free weekend in the State.

BY adding to
Article – Tax – General
Section 11-233
Annotated Code of Maryland
(2016 Replacement Volume)

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

Senate Bill 1157 – Senators Cassilly, Jennings, and Norman

AN ACT concerning

State Highway Administration – Alfred B. Hilton Memorial Bridge – Dedication

FOR the purpose of requiring the State Highway Administration to dedicate the bridge located at the intersection of Maryland Route 22 and Interstate Highway 95 as the Alfred B. Hilton Memorial Bridge.

BY adding to
Article – Transportation
Section 8-659
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

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

Senate Bill 1158 – Senators Middleton ~~and Jennings~~, Jennings, Astle, Benson, Feldman, Hershey, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks

AN ACT concerning

~~Power Plant Research Program~~ Department of Natural Resources – Solar Generation Facilities – Pollinator-Friendly Designation

FOR the purpose of requiring the power plant research program of the Department of Natural Resources to include in its research an evaluation of the pollinator benefits that would occur under a certain standard or plan implemented on the land on which a certain solar generation facility is located; requiring the ~~power plant research program~~ Department to designate a certain solar facility as ~~pollinator-friendly~~ pollinator-friendly under certain circumstances; requiring the Department to adopt a certain scorecard for certain solar generation facilities; providing that a solar generation facility may receive a certain designation only by the Department;

prohibiting the owner of a solar generation facility from making certain claims unless the facility has received a certain designation; requiring an owner of a pollinator-friendly solar generation facility to provide appropriate maintenance of the pollinator vegetation; requiring the owner of a certain solar generation facility to make certain standards and plans available to ~~certain entities~~; a certain entity; authorizing the Department to charge an owner of a solar generation facility a certain fee to cover certain costs; requiring the Department of Natural Resources to adopt certain regulations; making stylistic changes; and generally relating to the ~~power plant research program~~ designation of solar generation facilities as pollinator-friendly.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 3–303
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)

BY adding to
Article – Natural Resources
Section 3–303.1
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)

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

Senate Bill 1169 – ~~Senator Bates~~ Senators Bates, Middleton, Astle, Benson, Feldman, Hershey, Jennings, and Klausmeier

AN ACT concerning

Unemployment Insurance – Charge of Benefits – Waiver Due to Natural Disaster

FOR the purpose of authorizing the Secretary of Labor, Licensing, and Regulation to waive the charge of benefits against the earned rating record of an employing unit if the benefits are paid to a claimant during a certain period of unemployment because the employing unit shut down due to a natural disaster and the Governor declared a state of emergency due to the natural disaster; providing that the waiver may be in effect only for a certain period; and generally relating to the charge of unemployment insurance benefits against the earned rating records of employing units.

BY adding to
Article – Labor and Employment
Section 8–611(k)
Annotated Code of Maryland
(2016 Replacement Volume)

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

**Senate Bill 1174 – ~~Senator Jennings~~ Senators Jennings, Astle, Benson, Feldman,
Hershey, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe**

EMERGENCY BILL

AN ACT concerning

Public Health – Certificates of Birth – Births Outside an Institution

FOR the purpose of requiring the attending clinician or a designee of the attending clinician to prepare a certificate of birth, secure certain signatures, and file the certificate within a certain time period after a birth occurs outside an institution with an attending clinician; requiring the attending clinician, within a certain time period after the birth, to provide certain information that is required on a certificate of birth; requiring the attending clinician or a designee of the attending clinician to take certain actions on the birth of a child to an unmarried woman outside an institution with an attending clinician; providing that the attending clinician or a designee of the attending clinician may not be held liable in any cause of action arising out of the establishment of paternity; defining certain terms; making a conforming change; making a stylistic change; making this Act an emergency measure; and generally relating to certificates of birth for births outside an institution.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 4–201 and 4–208(a) and (b)
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

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

Senate Bill 1198 – Prince George’s County Senators

AN ACT concerning

Prince George’s County Regional Medical Center Act of 2017

FOR the purpose of requiring, for certain fiscal years, the Governor to include in the budget bill certain appropriations for certain purposes related to the new Prince George’s County Regional Medical Center; requiring, for certain fiscal years, the Governor to include in the capital or operating budget bill certain amounts to be used for the construction of the new Prince George’s County Regional Medical Center; stating certain findings of the General Assembly; repealing a certain contingency; extending a certain termination provision; making conforming changes; and generally relating to funding for certain purposes in connection with the new Prince George’s County Regional Medical Center.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 19–2401
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY repealing
Chapter 13 of the Acts of the General Assembly of 2016
Section 3

BY repealing and reenacting, with amendments,
Chapter 13 of the Acts of the General Assembly of 2016
Section 5

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

YEAS AND NAYS NO. 4

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 642	Del. C. Wilson	Civil Actions – Child Sexual Abuse – Statute of Limitations and Required Findings

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

YEAS AND NAYS NO. 5

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 201	Del. B. Barnes	Employees' and Teachers' Pnsn Sstms – Rfrmd Contrbtry Pnsn Benefit – Srvc Crdt Prchs Clrfctn
HB 202	Del. B. Barnes	St Rtrmnt and Pension Sstm – Athrty to Arrange Custody of Invstmnts and Procurement Exmptn

NUMBER	SPONSOR	CONTENT
HB 271	Del. Lierman	Maryland Transit Administration – Farebox Recovery Rate – Repeal
HB 363	Del. A. Miller	Recordation and Transfer Taxes – Exmptns – Property Conveyed From Sole Proprietorship to LLC
HB 395	Del. Kelly	Child Care Subsidy Program – Alternative Methodology – Report
HB 418	Del. Kelly	Child Care Subsidy Program – Reimbursement Rate Adjustments
HB 448	Del. Bromwell	Maryland Achieving a Better Life Experience (ABLE) Program – Account Clarifications
HB 472	Del. Jameson	Income Tax Credit – Qualified Farms – Food Donation Pilot Program
HB 503	Del. McIntosh	State Budget – Appropriations – Income Tax Revenue Estimate Cap and Revenue Stabilization Account
HB 572 (Emerg)	Howard County Delegation	Howard County – Property Tax Credit for Commercial Real Property – Flood Damage Ho. Co. 9–17
HB 683 (Emerg)	Del. Sample– Hughes	Incme Tax – Credit for Nurse Practitioner or Lcnsd Physcn in Preceptorship Program – Alterations
HB 1325	Del. Fraser– Hidalgo	Oil and Natural Gas – Hydraulic Fracturing – Prohibition
HB 1433	Del. Valentino– Smith	Local Income Tax Overpayments – Local Reserve Account Repayment – Forgiveness

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

MESSAGE FROM THE CHIEF EXECUTIVE

SUPPLEMENTAL BUDGET NO. 2 – FISCAL YEAR 2018

(See Exhibit W of Appendix II)

Read and referred to the Committee on Appropriations.**ECONOMIC MATTERS COMMITTEE REPORT NO. 20****CONSENT NO. 7**

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
SB 198	FAV	Sen. Young	Frederick County – Alcoholic Beverages – Sunday Hours of Sale
SB 209	FAV	Sen. Young	Frederick County – Beer and Wine Licenses – Barbershops
SB 453	FAV	Sen. Young	Frederick County – Alcoholic Beverages – Restaurants – Average Daily Receipts
SB 559	FAV	Sen. Kasemeyer	Baltimore County – Alcoholic Beverages – Issuance of Licenses Near Places of Worship
SB 816	FAV	Cecil County Senators	Cecil County – Alcoholic Beverages – Beer, Wine, and Liquor Tasting License
SB 819	FAV	Sen. Hershey	Queen Anne’s County – Alcoholic Beverages Inspectors – Qualifications, Powers, and Duties

BILL NO.	REPORT	SPONSOR	CONTENT
SB 820	FAV	Sen. Hershey	Queen Anne's Co – Alchlc Bevs – Class D Beer, Wine, and Lqr and Class 9 Ltd Distillery Licenses

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

ECONOMIC MATTERS COMMITTEE REPORT NO. 21

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

**Senate Bill 17 – Chair, Finance Committee (By Request – Departmental – Labor,
Licensing and Regulation)**

AN ACT concerning

**Unemployment Insurance – Eligibility for Benefits – Business Operation
Closings**

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 70 – Senator Waugh

AN ACT concerning

**Unemployment Insurance – Exemption From Covered Employment – Youth
Sports ~~Organization~~ ~~Volunteers~~ Workers**

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 72 – Senators Klausmeier, Eckardt, ~~and Middleton~~ Middleton, Benson,
Feldman, Hershey, Mathias, Reilly, and Rosapepe**

AN ACT concerning

Workers' Compensation – Tiered Rating Plans and Merit Rating Plans

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 87 – Senators Astle and Middleton

AN ACT concerning

**Maryland Tourism Development Board – Destination Marketing Organization
Officials – Voting Rights**

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 140 – Senator Waugh

AN ACT concerning

St. Mary's County – Local Plumbing Code – Repeal

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 163 – Senator Waugh

AN ACT concerning

St. Mary's County – Electricians and Board of Electrical Examiners – Repeal

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 183 – The President (By Request – Department of Legislative Services)

AN ACT concerning

Mold Remediation Services Providers – Licensure and Program Evaluation

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 – The President (By Request – Department of Legislative Services)

AN ACT concerning

**Maryland Insurance Administration – Sunset Review – Required Reports and
Repeal of Preliminary Evaluation Requirement**

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 – The President (By Request – Department of Legislative Services)

AN ACT concerning

**Elevator Safety Review Board – Sunset Extension, Program Evaluation, and
Reporting Requirement**

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 194 – ~~Senator Klausmeier~~ Senators Klausmeier, Middleton, Astle,
Benson, Feldman, Hershey, Mathias, Oaks, Reilly, and Rosapepe**

AN ACT concerning

**Workers' Compensation – Medical Benefits – Payment of Medical Services and
Treatment**

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 204 – Washington County Senators

EMERGENCY BILL

AN ACT concerning

**PenMar Development Corporation – Dissolution – Authority of Washington
County Over Fort Ritchie**

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 206 – ~~Senator Feldman~~ Senators Feldman, Astle, Benson, Hershey,
Jennings, Oaks, Klausmeier, Mathias, Middleton, Reilly, and Rosapepe**

AN ACT concerning

**Financial Institutions – Qualifications of Directors of Commercial
Banks – Residency**

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 218 – ~~Senators Middleton and Hershey~~ Hershey, Astle, Benson,
Feldman, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe**

AN ACT concerning

**Public Utilities – Water Companies and Sewage Disposal Companies – Rate
Cases and Proceedings**

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 313 – The President (By Request – Administration) and Senators Astle, Bates, Cassilly, Eckardt, Edwards, Feldman, Ferguson, Hershey, Klausmeier, Manno, Mathias, Middleton, Norman, Reilly, Rosapepe, Salling, Serafini, ~~and Simonaire~~ Simonaire, Benson, and Oaks

AN ACT concerning

Economic Development – Maryland Energy Innovation Institute

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 426 – Senator Klausmeier

AN ACT concerning

Workers' Compensation – Permanent Total Disability – Survival of Claim

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 481 – Senator Feldman

AN ACT concerning

Corporations – Maryland General Corporation Law – Miscellaneous 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 858 – ~~Senator Smith~~ Senators Smith, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe

AN ACT concerning

Commercial Law – Maryland Antitrust Act – Indirect Purchasers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 902)

CALENDAR OF THIRD READING HOUSE BILLS NO. 102

House Bill 909 – Delegates Pena–Melnik, Anderson, Angel, ~~Arentz~~, Atterbeary, ~~Aumann~~, Barkley, B. Barnes, D. Barnes, Barron, Barve, Beidle, Branch, Bromwell, Brooks, Busch, Carey, Carr, Chang, Clippinger, Conaway, Cullison, Davis, Dumais, Ebersole, Fennell, Fraser–Hidalgo, Frick, Frush, Gaines, Gilchrist, Glenn, Gutierrez, Hayes, Haynes, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jameson, Jones, Kaiser, Kelly, Knotts, Korman, Kramer, Krimm, Lafferty, Lam, R. Lewis, Lierman, Lisanti, Luedtke, McCray, McIntosh, ~~Metzgar~~, ~~Miele~~, A. Miller, ~~W. Miller~~, Moon, Morales, Morhaim, Mosby, Oaks, Patterson, Pendergrass, Platt, Proctor, Queen, Reznik, Robinson, Rosenberg, Sample–Hughes, Sanchez, Sophocleus, Stein, Sydnor, ~~Szeliga~~, Tarlau, Turner, Valderrama, Valentino–Smith, Vallario, Waldstreicher, Walker, A. Washington, M. Washington, ~~West~~, Wilkins, C. Wilson, K. Young, and P. Young

AN ACT concerning

Maryland Health Insurance Coverage Protection Act

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

Affirmative – 89 Negative – 48 (See Roll Call No. 903)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 5

Senate Bill 184 – ~~Senator Middleton~~ Senators Middleton, Astle, Benson, Feldman, Klausmeier, Mathias, Oaks, and Rosapepe

AN ACT concerning

**Energy Efficiency Programs – Calculation of Program Savings and
Consideration of Cost-Effectiveness**

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

Affirmative – 93 Negative – 44 (See Roll Call No. 904)

The Bill was then returned to the Senate.

Senate Bill 571 – Senators Middleton, Rosapepe, Astle, Benson, Conway, Currie, DeGrange, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Miller, Muse, Nathan-Pulliam, Peters, Pinsky, Ramirez, Robinson, Smith, Young, Zirkin, ~~and Zucker~~ Zucker, and Oaks

AN ACT concerning

Maryland Health Insurance Coverage Protection Act

FLOOR AMENDMENT

SB0571/123324/1

BY: Delegate W. Miller

AMENDMENT TO SENATE BILL 571

(Third Reading File Bill)

On pages 1 and 2, strike in their entirety the lines beginning with line 16 on page 1 through line 25 on page 2, inclusive.

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

Affirmative – 52 Negative – 85 (See Roll Call No. 905)

FLOOR AMENDMENT

SB0571/193327/1

BY: Delegate Buckel

AMENDMENT TO SENATE BILL 571

(Third Reading File Bill)

On page 2, in line 32, after “Maryland,” insert “including one member of the minority party.”.

On page 3, in line 1, after “Delegates,” insert “including one member of the minority party.”.

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

Affirmative – 50 Negative – 87 (See Roll Call No. 906)

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

Affirmative – 90 Negative – 47 (See Roll Call No. 907)

The Bill was then returned to the Senate.

CONCURRENCE CALENDAR NO. 1

AMENDED IN THE SENATE

**House Bill 119 – Chair, Environment and Transportation Committee (By Request
– Departmental – Transportation)**

EMERGENCY BILL

AN ACT concerning

**Washington Metropolitan Area Transit Authority – Washington Metrorail Safety
Commission – Establishment and Compact**

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

HB0119/937871/1

BY: Finance Committee

AMENDMENT TO HOUSE BILL 119

(Third Reading File Bill)

On page 19, in line 23, strike “HAZARDS, INCIDENTS, AND ACCIDENTS” and substitute “HAZARDS, INCIDENTS, AND ACCIDENTS”.

On page 24, in line 33, strike “HAZARD” and substitute “HAZARD”.

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. 908)

APPROPRIATIONS COMMITTEE REPORT NO. 18

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

Senate Bill 484 – Senators Madaleno, Astle, Conway, Currie, Feldman, Ferguson, Guzzone, King, Lee, Manno, McFadden, Peters, Pinsky, Robinson, Rosapepe, Smith, and Zucker

AN ACT concerning

Maryland Transit Administration – ~~Farebox Recovery, Goals, and Performance Indicators~~ Farebox Recovery Rate – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 631 – Senators Madaleno, Kelley, King, and Smith

AN ACT concerning

Criminal Law – Animal Abuse Emergency Compensation Fund – Establishment

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

APPROPRIATIONS COMMITTEE REPORT NO. 19

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

House Bill 1595 – Delegates Jones and McIntosh

EMERGENCY BILL

AN ACT concerning

Baltimore City Community College – Restructuring

HB1595/484568/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1595

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Restructuring” and substitute “Realignment”; strike beginning with “repealing” in line 3 down through “date,” in line 11 and substitute “altering the membership of the Board of Trustees of the Baltimore City Community College; providing, to the extent practicable, for the composition of the Board of Trustees; requiring the chair of the Board of Trustees to be jointly appointed by the President of the Senate and Speaker of the House of Delegates; requiring the Board of Trustees to”; in line 15, strike “rebuild” and substitute “develop”; in line 16, after “holdings,” insert “and”; strike beginning with the comma in line 18 down through “transition,” in line 19 and substitute “; requiring the Board of Trustees to make a certain determination about certain property for a certain purpose”; strike beginning with “prohibiting” in line 20 down through “date,” in line 22; in line 22, strike “Restructuring”; in the same line, after “Board” insert “of Trustees”; in line 23, after “and” insert “to certain committees of”; in line 25, strike “altering certain definitions; making certain conforming changes;” and substitute “requiring the members of the Board of Trustees whose terms have expired on or before a certain date to be replaced and for seats vacant as of a certain date to be appointed on or before a certain date”; in line 26, strike the first “the” and substitute “certain”; strike beginning with “requiring” in line 26 down through “Act;” in line 29 and substitute “prohibiting the Board of Trustees from appointing a new President of the College except under certain circumstances”; and in lines 29 and 30, strike “providing for the termination of this Act;”.

On page 2, strike lines 3 and 4 in their entirety; after line 4, insert:

“Section 16–504 and 16–505”;

and strike in their entirety lines 7 through 11, inclusive.

AMENDMENT NO. 2

On pages 2 through 4, strike in their entirety the lines beginning with line 20 on page 2 through line 28 on page 4, inclusive.

On page 4, in lines 30 and 31, in each instance, strike the bracket.

On page 5, in line 1, strike the bracket; in the same line, after “nine” insert “VOTING”; in the same line, after “members” insert “:

(I) SIX MEMBERS”;

in line 2, after “Senate” insert “, INCLUDING THE STUDENT MEMBER;

(II) ONE MEMBER JOINTLY APPOINTED BY THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF DELEGATES, WHO SHALL SERVE AS CHAIR OF THE BOARD;

(III) THE CHIEF EXECUTIVE OFFICER OF THE BALTIMORE CITY PUBLIC SCHOOLS, OR THE CHIEF EXECUTIVE OFFICER’S DESIGNEE, WHO SHALL SERVE AS AN EX OFFICIO MEMBER; AND

(IV) THE EXECUTIVE DIRECTOR OF THE MAYOR’S OFFICE OF ECONOMIC DEVELOPMENT, WHO SHALL SERVE AS AN EX OFFICIO MEMBER”;

strike beginning with the bracket in line 7 down through “SENATE” in line 9; in line 10, strike “(2)” and substitute “(3)”; in the same line, strike “BE AS FOLLOWS” and substitute “, TO THE EXTENT PRACTICABLE, CONSIST OF AT LEAST”; strike beginning with “FORMER” in line 11 down through “STATE” in line 12 and substitute “INDIVIDUAL WITH A BACKGROUND IN HIGHER EDUCATION”; in line 16, after “DEVELOPMENT;” insert “AND”; strike beginning with the semicolon in line 18 down through “2017” in line 22; in line 23, strike the bracket; and in line 28, strike “1992” and substitute “2017”.

AMENDMENT NO. 3

On page 6, strike beginning with the bracket in line 2 down through “BOARD” in line 3; in lines 4, 12, 14, 20, 22, 27, and 28, in each instance, strike the bracket; in line 8, strike “THE” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (B)(1)(II) OF THIS SECTION, THE”; in the same line, strike the second set of brackets; strike beginning with the colon in line 8 down through “(2)” in line 11; in line 11, strike “May” and substitute

“MAY”; in lines 25 and 26, in each instance, strike the bracket; strike beginning with “NOTWITHSTANDING” in line 27 down through “THE” in line 28; and in line 29, strike the colon.

On page 7, strike in their entirety lines 1 through 6, inclusive, and substitute “, REVIEW, REVISE, AND UPDATE THE STRATEGIC PLAN FOR THE COLLEGE;”; in line 7, strike “, ELIMINATE IF NEEDED;”; in line 8, strike “FOCUS CORE” and substitute “ALIGN CORE COURSE”; and in the same line, after “COLLEGE” insert “, CONSISTENT WITH ACCREDITATION REQUIREMENTS, AND FOCUSED”.

On page 8, in line 7, strike “REBUILD” and substitute “DEVELOP”; in the same line, strike the first “THE” and substitute “A”; in the same line, strike “OF” and substitute “FOR”; strike beginning with “(XIII)” in line 17 down through “(XV)” in line 21 and substitute “(XIII)”; in line 23, strike “(XVI)” and substitute “(XIV)”; and in lines 26 and 28, in each instance, strike the bracket.

On page 9, in lines 2, 4, 20, 24, 26, 29, and 33, in each instance, strike the bracket.

On page 10, in lines 5, 20, 24, 25, 26, and 28, in each instance, strike the bracket; and in lines 31, 32, 33, and 34, in each instance, strike the bracket.

On page 11, in lines 1, 6, 14, 26, 29, and 32, in each instance, strike the bracket.

On page 12, in line 1, strike the brackets; in line 5, strike “(A)”; and strike in their entirety lines 29 through 31, inclusive.

On page 13, in line 3, after “THE” insert “SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE APPROPRIATIONS COMMITTEE OF THE”.

On pages 13 through 15, strike in their entirety the lines beginning with line 6 on page 13 through line 25 on page 15, inclusive.

On page 15, strike beginning with “the” in line 26 down through “Act” in line 28 and substitute “the members of the Board of Trustees of the Baltimore City Community College whose terms have expired as of the effective date of this Act shall be replaced, and any seats vacant as of the effective date of this Act shall be appointed, on or before July 1, 2017, in accordance with § 16–504(b) of the Education Article, as enacted by Section 1 of this Act”;

and strike beginning with “publisher” in line 29 down through “affected.” in line 35 and substitute “terms of the members of the Board of Trustees of the Baltimore City Community College appointed under Section 2 of this Act shall expire as follows:”

(1) except as provided in item (2) of this section, the terms of the members appointed under § 16–504(b)(1)(i) of the Education Article, as enacted by Section 1 of this Act, shall expire on June 30, 2021;

(2) the terms of the members appointed under § 16–504(b)(1)(i) of the Education Article, as enacted by Section 1 of this Act, to a seat that was vacant on or before January 1, 2017, shall expire on June 30, 2022; and

(3) the term of a member appointed under § 16–504(b)(1)(ii) of the Education Article, as enacted by Section 1 of this Act, shall expire on June 30, 2023.

SECTION 4. AND BE IT FURTHER ENACTED, That the Board of Trustees of the Baltimore City Community College may not appoint a new President of the College under § 16–505(h) of the Education Article, as enacted by Section 1 of this Act, until the members of the Board of Trustees have been appointed in accordance with the requirements of Section 2 of this Act.”.

On page 16, in line 1, strike “4.” and substitute “5.”; and strike beginning with “It” in line 5 down through “effect.” in line 7.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, 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: **HB0151**

SPONSOR: Speaker

SUBJECT: Maryland Consolidated Capital Bond Loan of 2017

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:

Delegate Jones, Chairman
Delegate A. Miller
Delegate McIntosh
Delegate Gaines
Delegate Ghrist.

In addition, the House has appointed in advisory capacity: Delegates Reznik and Haynes.

The Senate appoints:

Senator DeGrange, Chair
Senator Kasemeyer
Senator Peters
Senator Currie
Senator Edwards

In addition, the Senate has appointed in advisory capacity: Senators Madaleno, Eckardt and King.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.
Secretary

Read and ordered journalized.

QUORUM CALL

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

(See Roll Call No. 909)

ADJOURNMENT

At 8:56 P.M. on motion of Delegate Frick the House adjourned until 11:00 A.M. on Legislative Day March 23, 2017, Calendar Day, Tuesday, March 28, 2017.

Annapolis, Maryland
Legislative Day: March 23, 2017
Calendar Day: Tuesday, March 28, 2017
11:00 A.M. Session

The House met at 11:03 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Kevin B. Hornberger of Cecil County.

QUORUM CALL

The presiding officer announced a quorum call, showing 133 Members present.

(See Roll Call No. 910)

EXCUSED:

Del. Jackson – personal

The Journal of March 27, 2017 was read and approved.

HOUSE RULES AND EXECUTIVE NOMINATIONS COMMITTEE REPORT
NO. 15

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

Senate Bill 1198 – Prince George’s County Senators

AN ACT concerning

Prince George’s County Regional Medical Center Act of 2017

The Bill was re-referred to the Committee on Appropriations.

QUORUM CALL

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

(See Roll Call No. 911)

CALENDAR OF THIRD READING HOUSE BILLS NO. 103

House Bill 1024 – Delegates Mautz, Adams, Barkley, Buckel, Jacobs, McComas, Otto, Rose, and B. Wilson

AN ACT concerning

Alcoholic Beverages – Auxiliary Winery Permit

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

Affirmative – 131 Negative – 9 (See Roll Call No. 912)

The Bill was then sent to the Senate.

House Bill 1165 – Delegates Saab, Angel, Barkley, Barron, Beidle, Beitzel, Bromwell, Brooks, Buckel, Carey, Chang, Clark, Cullison, Ebersole, Folden, Glass, Glenn, Hayes, Hornberger, S. Howard, Jacobs, Jameson, Kipke, Korman, Kramer, Krebs, Malone, McComas, McConkey, McCray, McDonough, McKay, Miele, Morgan, Morhaim, Oaks, Pena–Melnik, Platt, Reilly, Rey, Robinson, Rose, Sample–Hughes, Shoemaker, Simonaire, Sophocleus, Szeliga, Tarlau, Waldstreicher, West, Wivell, and K. Young

AN ACT concerning

**Estates – Duties of Guardian of the Person – ~~Notice and Visitation by Family~~
Fostering and Preserving Family Relationships**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 913)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 104

House Bill 1595 – Delegates Jones and McIntosh

EMERGENCY BILL

AN ACT concerning

Baltimore City Community College – ~~Restructuring~~ Realignment

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

Affirmative – 140 Negative – 0 (See Roll Call No. 914)

The Bill was then sent to the Senate.

CONFERENCE COMMITTEE REPORT

House Bill 150 – The Speaker (By Request – Administration)

Budget Bill

(Fiscal Year 2018)

REPORT OF THE CONFERENCE COMMITTEE ON HB 150 - THE BUDGET BILL

(See Exhibit X of Appendix II)

CONFERENCE COMMITTEE SUMMARY REPORT ON HB 150 - THE BUDGET BILL
AND HOUSE BILL 152 - THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit Y 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 – 7 (See Roll Call No. 915)

The Bill was then sent to the Senate.

BILL NO.: HB 152 SPONSOR: Speaker

SUBJECT: Budget Reconciliation and Financing Act of 2017

THIRD READING CALENDAR HOUSE NO. 57 SENATE NO. 5

CONFERENCE COMMITTEE SUMMARY REPORT ON HB 150 - THE BUDGET BILL
AND HOUSE BILL 152 - THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit Y of Appendix II)

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 Budget and Taxation Committee Amendments (HB0152/129234/1) be rejected.

(2) That the attached Conference Committee Amendments (HB0152/223320/1) be adopted.

HB0152/223320/1

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 152

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 7 down through “Fund;” in line 10; in line 11, after “year;” insert “altering the amount that may be awarded under the senatorial scholarship program beginning on a certain date; clarifying the calculation of the amount that may be awarded under the delegate scholarship program;”; in line 23, strike “for a certain fiscal year;” and substitute “and altering the maximum amount of certain fees assessed by the Commission;”; and in line 25, strike “for a certain fiscal year;” and substitute “and altering the maximum amount of certain fees assessed by the Commission;”.

On page 2, strike beginning with “altering” in line 19 down through “race;” in line 21 and substitute “requiring the Department of Commerce to report certain information relating to the compliance of certain companies with a certain letter of intent on or before certain dates to certain committees of the General Assembly; prohibiting the Consolidated Transportation Program from including certain capital transportation grants beyond a certain period except as authorized by law; requiring a certain financial forecast for a certain period to maximize the use of certain funds; prohibiting a certain financial forecast for a certain period from withholding or reserving certain funds for a certain purpose except as authorized by law;”; strike beginning with the second “a” in line 23 down through “year;” in line 24 and substitute “certain fiscal years; clarifying that certain funds distributed to the Maryland State Arts Council from certain revenue distributed from the State admissions and amusement tax on electronic bingo and electronic tip jars are in addition to a certain base amount for purposes of a certain calculation;”; in line 30, after “met;” insert “requiring the Department of Health and Mental Hygiene and the Department of Human Resources to establish a certain group of stakeholders to collaborate on changes to, or redesign of, certain programs under certain circumstances; stating the intent of the General Assembly that certain actions may not be taken after a certain fiscal year;”; in line 35, after

“dates;” insert “requiring the State Secretary of Transportation to engage certain entities and seek agreement on certain matters; requiring the Secretary to report to and consult with, at least a certain number of times a year, the chairs of certain committees; requiring the Board of Trustees for the Maryland Science Center to provide a certain report to the Governor and certain committees of the General Assembly on or before a certain date; altering the use of certain funds for a certain fiscal year;”; in line 39, strike “certain terms” and substitute “a certain term”; in the same line, after “definition,” insert “stating certain findings of the General Assembly; repealing a certain contingency provision; extending the termination date of a certain provision of law;”; and strike in their entirety lines 42 through 46, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article – Economic Development

Section 4–512(a) and 4–801(f)

Annotated Code of Maryland

(2008 Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,

Article – Economic Development

Section 4–801(a)

Annotated Code of Maryland

(2008 Volume and 2016 Supplement)”.

On page 3, strike beginning with “and” in line 3 down through “7–1702(a)” in line 4 and substitute “, 7–1702(a), 18–401, and 18–501(a)”; in line 19, after “6–306(b)” insert “and (c), 18–404, and 18–503”; in line 24, after “19–201(b),” insert “19–213(a) and (b),”; and in line 29, after “19–208(b),” insert “19–213(c),”.

On page 4, after line 4, insert:

“BY repealing and reenacting, with amendments,

Article – Health – General

Section 19–2401

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

(As enacted by Chapter 13 of the Acts of the General Assembly of 2016)”;

and after line 39, insert:

“BY repealing and reenacting, with amendments,
Article – Local Government
Section 16–501(e)
Annotated Code of Maryland
(2013 Volume and 2016 Supplement)”.

On page 5, in line 14, strike “7–311(j)” and substitute “7–311(j) and 7–314(c)”; in line 19, strike “and 7–116” and substitute “, 7–116, and 7–314(r)”; after line 26, insert:

“BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 7–314(a)(2)
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)”;

and in line 29, strike “9–117(a)(1), 9–120(b), and 9–1A–28(f)” and substitute “9–120(b) and 9–1A–27(a) and (c)”.

On page 6, after line 1, insert:

“BY repealing and reenacting, without amendments,
Article – Transportation
Section 2–103.1(c)(1)(i)
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY adding to
Article – Transportation
Section 2–103.1(c)(9)
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)”;

in line 4, after “Section” insert “2–103.1(m)(2) and”; and after line 15, insert:

“BY repealing
Chapter 13 of the Acts of the General Assembly of 2016
Section 3

BY repealing and reenacting, with amendments,

Chapter 13 of the Acts of the General Assembly of 2016Section 5

BY repealing and reenacting, with amendments,

Chapter 145 of the Acts of the General Assembly of 2016Section 2”.

On page 38, in lines 8, 12, 16, 20, 29, 34, and 38, strike “2.”, “3.”, “4.”, “5.”, “6.”, “7.”, and “8.”, respectively, and substitute “3.”, “4.”, “5.”, “6.”, “7.”, “8.”, and “9.”, respectively.

On page 39, in lines 2, 7, 13, and 18, strike “9.”, “10.”, “11.”, and “12.”, respectively, and substitute “10.”, “11.”, “12.”, and “13.”, respectively.

On page 40, in line 1, strike “16.” and substitute “14.”.

On page 41, in lines 1, 18, and 31, strike “17.”, “18.”, and “19.”, respectively, and substitute “15.”, “16.”, and “17.”, respectively.

On page 42, in lines 19, 24, 31, and 35, strike “20.”, “21.”, “22.”, and “23.”, respectively, and substitute “26.”, “27.”, “29.”, and “30.”, respectively; and in lines 31 and 33, in each instance, strike “17” and substitute “15”.

On page 43, in line 1, strike “Section 22” and substitute “Sections 28 and 29”.

AMENDMENT NO. 2

On pages 6 through 8, strike in their entirety the lines beginning with line 18 on page 6 through line 17 on page 8, inclusive.

On pages 31 and 32, strike in their entirety the lines beginning with line 28 on page 31 through line 21 on page 32, inclusive.

On page 33, strike in their entirety lines 7 through 13, inclusive.

On page 38, before line 8, insert:

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

9–120.

(b) (1) By the end of the month following collection, the Comptroller shall deposit or cause to be deposited:

(i) into the Maryland Stadium Facilities Fund established under § 7–312 of the State Finance and Procurement Article from the money that remains in the State Lottery Fund, after the distribution under subsection (a) of this section, an amount not to exceed \$20,000,000 in any fiscal year;

(ii) after June 30, 2014, into the Maryland Veterans Trust Fund 10% of the money that remains in the State Lottery Fund from the proceeds of sales of tickets from instant ticket lottery machines by veterans' organizations under § 9–112(d) of this subtitle, after the distribution under subsection (a) of this section;

(iii) after June 30, 2014, into the Baltimore City Public School Construction Financing Fund established under § 10–656 of the Economic Development Article the money that remains in the State Lottery Fund from the proceeds of all lotteries after the distributions under subsection (a) of this section and items (i) and (ii) of this paragraph, an amount equal to \$20,000,000 in each fiscal year that bonds are outstanding and unpaid, to be paid in two installments with at least \$10,000,000 paid no later than December 1 of each fiscal year;

(iv) after June 30, 2016, into the Racing Special Fund established under § 11–401 of the Business Regulation Article from money that remains in the State Lottery Fund after the distributions under subsection (a) of this section and items (i), (ii), and (iii) of this paragraph, an amount equal to [\$1,000,000 in each fiscal year; and] \$500,000;

(V) AFTER JUNE 30, 2017, INTO THE RACING SPECIAL FUND ESTABLISHED UNDER § 11–401 OF THE BUSINESS REGULATION ARTICLE FROM MONEY THAT REMAINS IN THE STATE LOTTERY FUND AFTER THE DISTRIBUTIONS UNDER SUBSECTION (A) OF THIS SECTION AND ITEMS (I), (II), (III), AND (IV) OF THIS PARAGRAPH, AN AMOUNT EQUAL TO \$1,000,000 IN EACH FISCAL YEAR; AND

[(v)] (VI) into the General Fund of the State the money that remains in the State Lottery Fund from the proceeds of all lotteries after the distributions under subsection (a) of this section and items (i), (ii), (iii), [and] (iv), AND (V) of this paragraph.

(2) The money paid into the General Fund under this subsection is available in the fiscal year in which the money accumulates in the State Lottery Fund.”.

On page 42, after line 30, insert:

“SECTION 28. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect June 1, 2017. It shall remain effective until the taking effect of the termination provision specified in Chapter 727 of the Acts of the General Assembly of 2016. 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.”.

AMENDMENT NO. 3

On page 8, after line 17, insert:

“Article – Economic Development

4–512.

(a) The Council is entitled to:

(1) revenue distributed under [§ 2–202(a)(1)(ii)2] § 2–202(A)(1)(II) of the Tax – General Article; and

(2) funding in accordance with the State budget.

4–801.

(a) In this section, “Fund” means the Special Fund for Preservation of Cultural Arts in Maryland.

(f) The Fund consists of:

(1) revenue distributed to the Fund under [§ 2–202(a)(1)(ii)1] § 2–202(A)(1)(II) of the Tax – General Article; and

(2) any other money from any other source accepted for the benefit of the Fund.”.

On page 33, in line 23, after “Article;” insert “**AND**”; in line 26, after “(ii)” insert “**1. FOR FISCAL YEAR 2018,**”; in lines 27 and 30, strike “1.” and “2.”, respectively, and substitute “**A.**” and “**B.**”, respectively; and in line 31, after “Article;” insert:

“2. FOR FISCAL YEARS 2019 THROUGH 2021, THE REVENUE ATTRIBUTABLE TO A TAX RATE OF 5% AS FOLLOWS:

A. TO THE MARYLAND STATE ARTS COUNCIL, AS PROVIDED IN § 4–512 OF THE ECONOMIC DEVELOPMENT ARTICLE, \$1,000,000 IN EACH FISCAL YEAR; AND

B. THE REMAINDER TO THE SPECIAL FUND FOR PRESERVATION OF CULTURAL ARTS IN MARYLAND, AS PROVIDED IN § 4–801 OF THE ECONOMIC DEVELOPMENT ARTICLE; AND

3. IN FISCAL YEAR 2022 AND IN EACH FISCAL YEAR THEREAFTER, THE REVENUE ATTRIBUTABLE TO A TAX RATE OF 5% TO THE SPECIAL FUND FOR PRESERVATION OF CULTURAL ARTS IN MARYLAND, AS PROVIDED IN § 4–801 OF THE ECONOMIC DEVELOPMENT ARTICLE;”.

On page 38, before line 8, insert:

“Chapter 145 of the Acts of 2016

SECTION 2. AND BE IT FURTHER ENACTED, That any funds distributed to the Maryland State Arts Council in accordance with § 2–202 of the Tax – General Article as enacted in this Act shall be included in the Maryland State Arts Council’s prior fiscal year appropriation IN ADDITION TO THE AMOUNT OF THE GENERAL FUND APPROPRIATION FOR THE PRIOR FISCAL YEAR AND THE SUM SHALL BE USED for purposes of calculating the required appropriation under § 7–325 of the State Finance and Procurement Article.”.

AMENDMENT NO. 4

On page 10, after line 23, insert:

“(c) (1) This subsection applies only in Anne Arundel County.

(2) In this subsection, “county grant for teaching in an economically disadvantaged school” means an annual grant distributed to a teacher who teaches in an economically disadvantaged school established:

(i) Outside of the collective bargaining process; or

(ii) As part of a collective bargaining agreement with the local employee representative.

(3) For fiscal years 2017 through 2019, the Governor shall include in the State operating budget funding for the stipends provided in this subsection.

(4) (I) [A] EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, A classroom teacher shall receive a stipend from the State in an amount equal to the county grant for teaching in an economically disadvantaged school, up to a maximum of \$1,500 if the teacher:

[(i)] 1. Teaches in a public middle or high school in which at least 30% of the students as a percentage of full-time equivalent students as defined in § 5–202 of this article qualify for free and reduced price meals under the National School Lunch Program;

[(ii)] 2. Holds a standard or advanced professional certificate; and

[(iii)] 3. Is employed by the county board.

(II) FOR FISCAL YEAR 2018, THE MAXIMUM STIPEND A TEACHER MAY RECEIVE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH IS \$750.”.

AMENDMENT NO. 5

On page 11, in line 7, strike “**\$5,000,000**” and substitute “**\$2,500,000**”.

AMENDMENT NO. 6

On page 13, after line 9, insert:

“18–401.

There is a program of senatorial scholarships in this State that are awarded under this subtitle.

18–404.

(a) (1) [Each] UNTIL JUNE 30, 2019, EACH Senator may award \$34,500 of senatorial scholarships each year.

(2) BEGINNING JULY 1, 2019, EACH SENATOR MAY AWARD SENATORIAL SCHOLARSHIPS EACH FISCAL YEAR IN AN AMOUNT THAT MAY NOT EXCEED THE TOTAL OF:

(i) THE AMOUNT AUTHORIZED TO BE AWARDED THE PREVIOUS YEAR; AND

(ii) THE AMOUNT OF THE INCREASE OVER THE PREVIOUS YEAR IN THE TUITION AND MANDATORY FEES OF AN UNDERGRADUATE PROGRAM AT THE 4–YEAR PUBLIC INSTITUTION OF HIGHER EDUCATION WITHIN THE UNIVERSITY SYSTEM OF MARYLAND, OTHER THAN THE UNIVERSITY OF MARYLAND UNIVERSITY COLLEGE AND UNIVERSITY OF MARYLAND, BALTIMORE CAMPUS, WITH THE HIGHEST ANNUAL EXPENSES FOR A FULL–TIME RESIDENT UNDERGRADUATE.

(b) (1) The annual allocation under subsection (a) of this section applies to initial–year awards [and awards made under § 18–406.1 of this subtitle]. After 4 years of operation, the annual allocation to each Senator for initial–year and continuing awards may not exceed four times the amount of the Senator’s allocation under subsection (a) of this section.

(2) If a recipient moves to the legislative district of another Senator, the allocation to the recipient shall continue to be drawn on the account of the Senator who originally awarded the scholarship.

(c) (1) A senatorial scholarship may be awarded in \$100 increments.

(2) An award for a single year may not be less than \$400 or more than the equivalent annual tuition and mandatory fees of an undergraduate program at the 4–year

public institution of higher education within the University System of Maryland, other than the University of Maryland University College and University of Maryland, Baltimore Campus, with the highest annual expenses for a full-time resident undergraduate.

18-501.

(a) There is a program of Delegate Scholarships in this State that are awarded under this subtitle.

18-503.

(a) During each term in office, each Delegate may award the equivalent of four 4-year full-time scholarships, which may be awarded for either 1-, 2-, 3-, or 4-year periods.

(b) (1) Each scholarship pays the tuition and mandatory fees at any eligible institution.

(2) The annual amount of a scholarship at a **PUBLIC OR** private institution or any graduate or professional program may not exceed the equivalent annual tuition and mandatory fees of an undergraduate program at the 4-year public institution of higher education within the University System of Maryland, other than the University of Maryland University College and University of Maryland, Baltimore Campus, with the highest annual expenses for a full-time resident undergraduate.”.

AMENDMENT NO. 7

On page 16, in line 10, strike “\$12,000,000” and substitute “**\$16,000,000**”; in line 16, strike “1.”; in the same line, strike the brackets; strike beginning with “**EXCEPT**” in line 16 down through “**THE**” in line 17; in line 18, strike “18%” and substitute “**30.5%**”; and strike in their entirety lines 21 through 23, inclusive.

On page 17, in line 7, strike “**(I)**”; in the same line, strike the brackets; strike beginning with “**EXCEPT**” in line 7 down through “**THE**” in line 8; in line 9, strike “18%” and substitute “**30.5%**”; and strike in their entirety lines 12 through 14, inclusive, and substitute:

“19-213.

(a) (1) In this section the following words have the meanings indicated.

(2) “Facilities” means hospitals and related institutions whose rates have been approved by the Commission.

(b) The Commission shall assess and collect user fees on facilities as defined in this section.

(c) (1) The total fees assessed by the Commission may not exceed [\$12,000,000] **\$16,000,000.**

(2) The total user fees assessed by the Commission may not exceed the Special Fund appropriation for the Commission by more than 20%.

(3) The user fees assessed by the Commission shall be used exclusively to cover the actual documented direct costs of fulfilling the statutory and regulatory duties of the Commission in accordance with the provisions of this subtitle and any administrative costs for services to the Commission provided by the Department.

(4) The Commission shall pay all funds collected from fees assessed in accordance with this section into the Health Services Cost Review Commission Fund.

(5) The user fees assessed by the Commission may be expended only for purposes authorized by the provisions of this subtitle.

(6) The amount specified in paragraph (1) of this subsection limits only the total user fees the Commission may assess in a fiscal year.”.

AMENDMENT NO. 8

On page 18, in line 9, strike “\$4,000,000” and substitute “**\$4,750,000**”.

AMENDMENT NO. 9

On page 18, after line 33, insert:

“19–2401.

(a) **THE GENERAL ASSEMBLY FINDS THAT:**

(1) THE FINANCIAL VIABILITY OF THE PRINCE GEORGE’S COUNTY REGIONAL MEDICAL CENTER AND THE STATE’S INVESTMENT IN THE CENTER IS

CONTINGENT ON HIGH QUALITY CLINICAL PROGRAMS AT THE EXISTING PRINCE GEORGE'S HOSPITAL CENTER AND THE NEW PRINCE GEORGE'S COUNTY REGIONAL MEDICAL CENTER;

(2) THE ABILITY OF THE UNIVERSITY OF MARYLAND MEDICAL SYSTEM TO DEVELOP AND MAINTAIN HIGH QUALITY CLINICAL PROGRAMS AT THE EXISTING PRINCE GEORGE'S HOSPITAL CENTER AND TO TRANSITION TO THE NEW PRINCE GEORGE'S COUNTY REGIONAL MEDICAL CENTER IS CONTINGENT ON STATE OPERATING AND CAPITAL FUNDING IN SPECIFIC YEARS;

(3) THE ABILITY TO PROTECT THE STATE'S INVESTMENT IN THE NEW PRINCE GEORGE'S COUNTY REGIONAL MEDICAL CENTER IS JEOPARDIZED BY THE PROVISIONS OF THE BUDGET RECONCILIATION AND FINANCING ACT OF 2017, AS INTRODUCED, THAT ALTER BOTH THE OPERATING AND CAPITAL OBLIGATIONS MANDATED BY CHAPTER 13 OF THE ACTS OF 2016; AND

(4) THE CHANGED CIRCUMSTANCES AND THE NEED TO PROTECT THE STATE'S INVESTMENT REQUIRE ADDITIONAL SUPPORT IN FUTURE YEARS TO ENSURE THE FINANCIAL VIABILITY OF THE PRINCE GEORGE'S COUNTY REGIONAL MEDICAL CENTER AND ULTIMATELY THE ABILITY OF THE STATE TO END STATE SUPPORT FOR THE CENTER.

(B) (1) Subject to subsection [(b)] (C) of this section, for the purpose of providing an operating grant to ensure and assist in the transition of a new Prince George's County Regional Medical System to the University of Maryland Medical System Corporation:

(i) For fiscal year 2018, the Governor shall include in the budget bill an appropriation of[

1. \$15,000,000; or

2. \$30,000,000, if a grant of \$15,000,000 is not provided in a fiscal 2016 deficiency appropriation to the University of Maryland Medical System Corporation on or before June 30, 2016] \$28,000,000;

(ii) For fiscal year 2019, the Governor shall include in the budget bill an appropriation of [\$15,000,000] **\$27,000,000**; [and]

(iii) For fiscal years 2020 and 2021, the Governor shall include in the budget bill an appropriation of [\$5,000,000] **\$15,000,000**; AND

(IV) FOR FISCAL YEARS 2022 THROUGH 2028, THE GOVERNOR SHALL INCLUDE IN THE BUDGET BILL AN APPROPRIATION OF \$10,000,000.

(2) Subject to subsection [(b)] (C) of this section, Prince George's County shall provide a combination of matching funds and other financial assistance to the University of Maryland Medical System Corporation that constitutes total financial assistance as follows:

(i) \$15,000,000 annually for fiscal year 2017 through fiscal year 2019; and

(ii) \$5,000,000 annually for fiscal years 2020 and 2021.

[(b)] (C) The State and county funds described in subsection [(a)] (B) of this section:

(1) Shall be used to support the transition of the Prince George's County Regional Medical Center from operation under the Dimensions Health Care System to operation as a participating institution of the University of Maryland Medical System Corporation; and

(2) May be used only for:

(i) Providing increased access to critical health care services for the region served by the Prince George's County Regional Medical Center and improving the quality of the services provided; and

(ii) Facilitating cost containment measures to prevent additional operating losses for the Prince George's County Regional Medical Center and its affiliated institutions.

[(c)] (D) (1) The Governor shall include in the capital or operating budget bill the following amounts that are equal to the capital funds committed by Prince George's

County to be used for the construction of the Prince George's County Regional Medical Center:

(i) [\$67,500,000] **\$11,300,000** for fiscal year 2018; [and]

(ii) \$48,000,000 for fiscal year 2019; AND

(III) \$56,200,000 FOR FISCAL YEAR 2020.

(2) Prince George's County shall provide matching funds of \$208,000,000 for the capital construction of the Prince George's County Regional Medical Center."

On page 38, after line 7, insert:

"Chapter 13 of the Acts of 2016

[SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect contingent on the University of Maryland Medical System Corporation becoming the sole corporate member of Dimensions Health Care Corporation and the University of Maryland Medical System Corporation assuming responsibility of the governance structure of the entity.]

SECTION 5. AND BE IT FURTHER ENACTED, That[, subject to Section 3 of this Act,] this Act shall take effect June 1, 2016. It shall remain effective for a period of [5] **12** years and 1 month and, at the end of June 30, [2021] **2028**, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect."

AMENDMENT NO. 10

On page 21, after line 7, insert:

"Article – Local Government

16–501.

(e) (1) Except as provided in paragraph (2) of this subsection, for fiscal year 2011 and each subsequent fiscal year, the distribution provided to any county or Baltimore City under this section may not exceed the amount distributed to the county or Baltimore City for fiscal year 2010.

(2) (i) If a county or Baltimore City has a county income tax rate of at least 2.8% but less than 3%, the county or Baltimore City may receive a minimum of 20% of the amount determined under subsection (c)(3) of this section.

(ii) If a county or Baltimore City has a county income tax rate of at least 3% but less than 3.2%, the county or Baltimore City may receive a minimum of 40% of the amount determined under subsection (c)(3) of this section.

(iii) If a county or Baltimore City has a county income tax rate of at least 3.2%:

1. on or before June 30, 2017, the county or Baltimore City may receive a minimum of 60% of the amount determined under subsection (c)(3) of this section; [and]

2. in fiscal [years 2018 and 2019] **YEAR 2018**, the county or Baltimore City may receive a minimum of [67.5%] **63.75%** of the amount determined under subsection (c)(3) of this section; AND

3. **IN FISCAL YEAR 2019, THE COUNTY OR BALTIMORE CITY MAY RECEIVE A MINIMUM OF 67.5% OF THE AMOUNT DETERMINED UNDER SUBSECTION (C)(3) OF THIS SECTION.”.**

AMENDMENT NO. 11

On page 31, after line 23, insert:

“7-314.

(a) (2) “Account” means the Economic Development Opportunities Program Account.

(c) [The] **SUBJECT TO SUBSECTION (R) OF THIS SECTION**, THE Governor may provide an appropriation in the budget bill to the Account for a specific or general purpose or purposes.

(R) (1) **FOR FISCAL YEARS 2019 THROUGH 2021, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$5,000,000 TO THE**

ACCOUNT TO BE USED BY THE DEPARTMENT OF COMMERCE TO PROVIDE
CONDITIONAL LOANS OR GRANTS TO COMPANIES THAT MEET THE FOLLOWING
CRITERIA:

(I) CONSTRUCTION OF COMPANY HEADQUARTERS IN THE
STATE WITH CAPITAL EXPENDITURES OF AT LEAST \$500,000,000; AND

(II) RETENTION OF COMPANY HEADQUARTERS IN THE STATE
WITH AT LEAST 3,250 ELIGIBLE EMPLOYEES, CONSISTENT WITH A LETTER OF
INTENT ENTERED INTO WITH THE DEPARTMENT OF COMMERCE IN OCTOBER 2016.

(2) ON OR BEFORE DECEMBER 1, 2017, AND EACH DECEMBER 1
THROUGH 2021, THE DEPARTMENT OF COMMERCE SHALL SUBMIT A REPORT, IN
ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE
SENATE BUDGET AND TAXATION COMMITTEE AND THE HOUSE APPROPRIATIONS
COMMITTEE ON THE COMPLIANCE OF A COMPANY WITH THE LETTER OF INTENT
DESCRIBED UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION.”.

AMENDMENT NO. 12

On page 31, strike in their entirety lines 25 through 27, inclusive.

AMENDMENT NO. 13

On page 33, before line 14, insert:

“9-1A-27.

(a) Except as provided in subsections (b) and (c) of this section and §
9-1A-26(a)(3) of this subtitle, on a properly approved transmittal prepared by the
Commission, the Comptroller shall pay the following amounts from the proceeds of video
lottery terminals at each video lottery facility:

(1) (i) on or before March 31, 2015, 2% to the State Lottery and Gaming
Control Agency for costs as defined in § 9-1A-01 of this subtitle; and

(ii) beginning April 1, 2015, 1% to the State Lottery and Gaming
Control Agency for costs as defined in § 9-1A-01 of this subtitle;

(2) to the video lottery operation licensee, the percentage stated in the accepted application for the location, not to exceed, except as provided in subsection (b) of this section, 33%;

(3) 5.5% in local impact grants, in accordance with § 9–1A–31 of this subtitle;

(4) 6% to the Purse Dedication Account established under § 9–1A–28 of this subtitle, not to exceed a total of \$100,000,000 to the Account annually;

(5) (i) until the issuance of a video lottery operation license in Baltimore City, 1.75% to the Racetrack Facility Renewal Account established under § 9–1A–29 of this subtitle and distributed in accordance with that section; and

(ii) on or after the issuance of a video lottery operation license in Baltimore City, 1% to the Racetrack Facility Renewal Account established under § 9–1A–29 of this subtitle and distributed in accordance with that section, not to exceed a total of \$20,000,000 to the Account annually;

(6) (I) EXCEPT AS PROVIDED IN ITEMS (II) AND (III) OF THIS ITEM, 1.5% to the Small, Minority, and Women–Owned Businesses Account established under § 9–1A–35 of this subtitle;

(II) FOR FISCAL YEAR 2018, 1.5% TO THE GENERAL FUND TO PAY A PORTION OF THE COSTS OF THE GRANTS PROVIDED UNDER S.B. 1024/H.B. 684 OF THE ACTS OF THE GENERAL ASSEMBLY OF 2017; AND

(III) FOR FISCAL YEARS 2019 AND 2020, 1.5% TO THE EDUCATION TRUST FUND ESTABLISHED UNDER § 9–1A–30 OF THIS SUBTITLE;

(7) (i) except as provided in item (ii) of this item, 6% to the video lottery operation licensee if the video lottery operation licensee owns or leases each video lottery terminal device and the associated equipment and software; and

(ii) 8% to the video lottery operation licensee in Anne Arundel County;

(8) beginning after the issuance of a video lottery operation license for a video lottery facility in Prince George's County, 8% to the video lottery operation licensee in Anne Arundel County and 7% to the licensee in Baltimore City for:

(i) marketing, advertising, and promotional costs required under § 9-1A-23 of this subtitle; and

(ii) capital improvements at the video lottery facilities; and

(9) the remainder to the Education Trust Fund established under § 9-1A-30 of this subtitle.

(c) (1) For the first 10 years of operations at a video lottery facility in Allegany County, on a properly approved transmittal prepared by the Commission, the Comptroller shall pay the following amounts from the proceeds of video lottery terminals at a video lottery facility in Allegany County:

(i) 2% to the State Lottery and Gaming Control Agency for costs as defined in § 9-1A-01 of this subtitle;

(ii) to the video lottery operation licensee, the percentage stated in the accepted application for the location, not to exceed 50%;

(iii) 2.75% in local impact grants, in accordance with § 9-1A-31 of this subtitle;

(iv) 2.5% to the Purse Dedication Account established under § 9-1A-28 of this subtitle;

(v) 1. EXCEPT AS PROVIDED IN ITEMS 2 AND 3 OF THIS ITEM, 0.75% to the Small, Minority, and Women-Owned Businesses Account established under § 9-1A-35 of this subtitle;

2. FOR FISCAL YEAR 2018, 0.75% TO THE GENERAL FUND TO PAY A PORTION OF THE COSTS OF THE GRANTS PROVIDED UNDER S.B. 1024/H.B. 684 OF THE ACTS OF THE GENERAL ASSEMBLY OF 2017; AND

3. FOR FISCAL YEARS 2019 AND 2020, 0.75% TO THE EDUCATION TRUST FUND ESTABLISHED UNDER § 9-1A-30 OF THIS SUBTITLE;

and

(vi) the remainder to the Education Trust Fund established under § 9-1A-30 of this subtitle.

(2) After the first 10 years of operations at a video lottery facility in Allegany County, the proceeds generated at the facility in Allegany County shall be allocated as provided in subsections (a) and (b) of this section.”.

AMENDMENT NO. 14

On page 36, after line 1, insert:

“2-103.1.

(c) (1) The Consolidated Transportation Program shall:

(i) Be revised annually; and

(9) EXCEPT AS AUTHORIZED BY LAW, THE CONSOLIDATED TRANSPORTATION PROGRAM MAY NOT INCLUDE CAPITAL TRANSPORTATION GRANTS FOR ROADS AND HIGHWAYS TO COUNTIES OR MUNICIPAL CORPORATIONS FOR ANY PERIOD BEYOND THE BUDGET REQUEST YEAR.

(m) (2) (i) The financial forecast supporting the Consolidated Transportation Program to be submitted to the General Assembly under paragraph (1) of this subsection shall include the following components:

1. A schedule of operating expenses for each specific modal administration;

2. A schedule of revenues, including tax and fee revenues, deductions from revenues for other agencies, Department program and fees, Motor Vehicle Administration cost recovery, deductions for highway user revenues, operating revenues by modal administration, and miscellaneous revenues; and

3. A summary schedule for the Transportation Trust Fund that includes the opening and closing Fund balance, revenues, transfers, bond sales, bond premiums, any other revenues, expenditures for debt service, operating expenses, amounts available for capital expenses, bond interest rates, bond coverage ratios, total bonds

outstanding, federal capital aid, and the total amount for the Transportation Capital Program.

(ii) The financial forecast shall include, for each of the components specified in subparagraph (i) of this paragraph:

1. Actual information for the last full fiscal year; and
2. Forecasts of the information for each of the six subsequent fiscal years, including the current fiscal year, the fiscal year for the proposed budget, and the next four subsequent fiscal years.

(iii) FOR THE PERIOD BEYOND THE BUDGET REQUEST YEAR, THE FINANCIAL FORECAST:

1. SHALL MAXIMIZE THE USE OF FUNDS FOR THE CAPITAL PROGRAM; AND
2. EXCEPT AS AUTHORIZED BY LAW, MAY NOT WITHHOLD OR RESERVE FUNDS FOR CAPITAL TRANSPORTATION GRANTS TO COUNTIES OR MUNICIPAL CORPORATIONS.

(IV) The Department shall incorporate in the financial forecast the most recent estimates by the Board of Revenue Estimates of the revenues from:

1. The corporate income tax and the sales and use tax for each of the six subsequent years, including the current fiscal year and the fiscal year for the proposed budget; and
2. Motor fuel taxes and motor vehicle titling taxes for the current fiscal year and the fiscal year for the proposed budget.”.

AMENDMENT NO. 15

On page 37, in line 18, strike “\$359,825,000” and substitute “\$364,825,000”; after line 18, insert:

“(4) FOR FISCAL YEAR 2019, THE BUDGETED MEDICAID DEFICIT ASSESSMENT SHALL BE \$329,825,000.

(5) FOR FISCAL YEAR 2020, THE BUDGETED MEDICAID DEFICIT ASSESSMENT SHALL BE \$294,825,000.”;

in lines 19, 23, and 26, strike “**(4)**”, “**(5)**”, and “**(6)**”, respectively, and substitute “**(6)**”, “**(7)**”, and “**(8)**”, respectively; and in line 20, strike “**2019**” and substitute “**2021**”.

AMENDMENT NO. 16

On page 39, strike in their entirety lines 25 through 28, inclusive.

AMENDMENT NO. 17

On page 39, strike in their entirety lines 29 through 38, inclusive.

AMENDMENT NO. 18

On page 40, in lines 9, 13, and 15, in each instance, strike “\$11,000,000” and substitute “\$12,000,000”.

AMENDMENT NO. 19

On page 41, in line 2, after “(a)” insert “(1)”; in the same line, strike “subsection (b)” and substitute “subsections (b) and (c)”; in lines 5, 6, and 7, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “(i)”, “(ii)”, and “(iii)”, respectively; in line 7, after “on” insert “the covered”; after line 8, insert:

“(2) Paragraph (1)(iii) of this subsection does not apply to changes in provider reimbursement rates, shifts from grant to fee-for-service payments, or policies adopted by one or more managed care organizations that are permissible under their agreements with the State.”;

in lines 9 and 10, strike “the Medical Assistance Program and”; after line 17, insert:

“(c) (1) The eligibility and benefits rules in place on January 1, 2017, for the Medical Assistance Program may be altered if the changes are:

(i) required under federal law to qualify for the receipt of federal funds;

(ii) included in legislation passed by the General Assembly;

(iii) proposed in the annual State budget submitted to the General

Assembly; or

(iv) subject to paragraph (2) of this subsection, submitted in writing to the Maryland Medicaid Advisory Committee.

(2) If a change in the eligibility and benefits rules is submitted to the Maryland Medicaid Advisory Committee under paragraph (1)(iv) of this subsection, a legislative member of the committee may refer the change to the Legislative Policy Committee for a 60-day review and comment period.

(d) In developing any changes or redesign to the Medical Assistance Program or the Supplemental Nutrition Assistance Program, the Department of Health and Mental Hygiene and the Department of Human Resources shall establish a group of interested stakeholders to collaborate on any changes or program redesign.”.

AMENDMENT NO. 20

On page 41, in line 18, strike “, notwithstanding” and substitute “:

(a) Notwithstanding”;

in line 28, strike “Section” and substitute “§”; and after line 30, insert:

“(b) It is the intent of the General Assembly that the actions taken in accordance with subsection (a) of this section may not be taken in any fiscal year after fiscal year 2018.”.

AMENDMENT NO. 21

On page 41, in line 32, strike “November 1, 2018, and” and substitute “and quarterly until”.

AMENDMENT NO. 22

On page 42, after line 18, insert:

“SECTION 18. AND BE IT FURTHER ENACTED, That:

(a) The State Secretary of Transportation, in coordination with the Montgomery County and Prince George’s County Departments of Transportation, shall engage the Secretary’s counterparts in Virginia and Washington, D.C., and the appropriate officials in the federal government for the purpose of revising the Washington Metropolitan Area Transit Authority Compact of 1966 and implementing other reforms necessary to ensure

the near-term and long-term viability of the Washington Metropolitan Area Transit Authority (WMATA). In doing so, the Secretary shall develop, propose, and seek agreement on reforms related to the following:

- (1) the legal and organizational structure of WMATA;
- (2) the composition and qualifications of the WMATA Board of Directors and the length of terms of its members;
- (3) funding by local jurisdictions, including potential dedicated funding;
- (4) measures necessary to resolve WMATA's unfunded pension liability and other postemployment benefits;
- (5) measures necessary to better ensure the safety of ridership and employees, including safety in the event of a homeland security emergency in the national capital area;
- (6) financial and operational improvements necessary to ensure that WMATA's performance is at least as efficient as its closest comparable transit systems in the United States;
- (7) measures necessary to provide reliable service to riders; and
- (8) measures necessary to preserve and enhance paratransit service.

(b) The Secretary shall report to and consult quarterly beginning June 30, 2017, with the Chairs of the Senate Budget and Taxation Committee, Senate Finance Committee, House Appropriations Committee, and House Environment and Transportation Committee.”.

AMENDMENT NO. 23

On page 42, before line 19, insert:

“SECTION 19. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2018, the Governor may transfer from the revenue distributed to the Special Fund for Preservation of Cultural Arts in Maryland or the Maryland State Arts Council under § 2–202(a)(1)(ii) of the Tax – General Article:

- (1) \$450,000 as a grant to the Maryland Academy of Sciences;
- (2) \$100,000 as a grant to Columbia 50th Birthday Celebration, Inc.;
- (3) \$25,000 as a grant to Arts Every Day; and
- (4) \$25,000 as a grant to 901 Arts.

SECTION 20. AND BE IT FURTHER ENACTED, That, on or before December 1, 2018, the Board of Trustees of the Maryland Science Center shall submit a report to the Governor and, in accordance with § 2-1246 of the State Government Article, the Senate Budget and Taxation Committee and the House Appropriations Committee on the long-term financial plan for the Maryland Science Center.

SECTION 21. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2017, the Governor may transfer the appropriation for the Major Information Technology Development Projects Program (D38I01.03) within the State Board of Elections to the Help America Vote Act Program (D38I01.02) to be used for election support services.

SECTION 22. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2018, the Governor may transfer the appropriation for the Major Information Technology Development Projects Program (D38I01.03) within the State Board of Elections to the Help America Vote Act Program (D38I01.02) to be used for election support services and for operations and maintenance for the Agency Election Management System.

SECTION 23. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for fiscal year 2018 only, funds in the Major Information Technology Development Project Fund established under § 3A-309 of the State Finance and Procurement Article may be used for operations and maintenance for the Agency Election Management System.

SECTION 24. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for fiscal year 2018 only:

- (1) during the 2017–2018 school year, eligible Baltimore City public school students may ride Maryland Transit Administration transit vehicles at no charge for school-related or educational extracurricular activities only;

(2) highway user revenues distributed to Baltimore City may be used to pay or finance students' costs of discounted Maryland Transit Administration fares for eligible public school students in Baltimore City; and

(3) the Maryland Transit Administration may charge Baltimore City no more than \$5,484,423 for the costs associated with Baltimore City public school students riding transit vehicles in the 2017–2018 school year.

SECTION 25. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2018, the Governor may transfer by budget amendment from the Catastrophic Event Account established under § 7–324 of the State Finance and Procurement Article funds for:

(1) the Developmental Disabilities Administration to reimburse the Administration's clients for excess contributions to care payments made from January 2013 through June 2014, as identified in the Office of Legislative Audits' November 2016 Audit of the Department of Health and Mental Hygiene Developmental Disabilities Administration;

(2) Maryland local public safety agencies whose federal funds have been reduced for refusing to participate in the enforcement of federal immigration laws;

(3) Maryland Public Television, if the entity's federal funds are reduced or eliminated; and

(4) the Home Delivered Meals Program (Meals on Wheels) supported by the Department of Aging, if the federal funds that support the program are reduced or eliminated.”.

Senate Members:

Chair, **Edward J. Kasemeyer**

James E. DeGrange, Sr.

Richard S. Madaleno, Jr.

House Members:

Chair, **Maggie McIntosh**

Tawanna P. Gaines

Adrienne A. Jones

Nancy J. King

Kirill Reznik

George C. Edwards

Wendell R. Beitzel

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 115 Negative – 25 (See Roll Call No. 916)

The Bill was then sent to the Senate.

MESSAGE FROM THE SENATE

CONSENT CALENDAR OF INTRODUCTORY SENATE BILLS NO. 40

Senate Bill 181 – Senator Simonaire

AN ACT concerning

~~Natural Resources Police – Conditions of Sentencing, Probation, Parole, or~~
~~Mandatory Release Supervision – Database~~
Task Force to Study Data Sharing Among the Maryland Judiciary, the
Maryland Parole Commission, and the Department of Natural Resources

FOR the purpose of ~~requiring the Maryland Judiciary to notify the Department of Natural Resources of any person who is subject to a condition of sentencing or probation that specifically prohibits the person from operating a motorized vessel or a sailboat on the waters of the State or any recreational or commercial hunting activity in the State; requiring the Department of Public Safety and Correctional Services to notify the Department of Natural Resources of any person who is subject to any terms and conditions of parole or mandatory release supervision that specifically prohibit the person from operating a motorized vessel or a sailboat on the waters of the State or any recreational or commercial hunting activity in the State; requiring the Department of Natural Resources to establish and maintain a certain database of the persons reported by the Maryland Judiciary and the Department of Public Safety and Correctional Services as subject to certain conditions of sentencing, probation, parole, or mandatory release supervision and to ensure that the database is available to Natural Resources police officers; and generally relating to the establishment and maintenance of a Natural Resources police database of persons subject to certain conditions of sentencing, probation, parole, or mandatory release supervision~~ establishing the Task Force to Study Data Sharing Among the Maryland Judiciary, the Maryland Parole Commission, and the Department of Natural Resources; providing for the composition, chair, and staffing of the Task Force; prohibiting a

member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to certain committees of the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Data Sharing Among the Maryland Judiciary, the Maryland Parole Commission, and the Department of Natural Resources.

~~BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 1–201.1
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)~~

~~BY adding to
Article – Natural Resources
Section 1–211
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)~~

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

Senate Bill 311 – The President (By Request – Administration) and Senators Hershey and Salling

AN ACT concerning

Promoting Efficiencies in State Procurement

FOR the purpose of altering various provisions of the State procurement law; altering the dollar value threshold that triggers the requirement to publish a certain notice in eMaryland Marketplace regarding certain procurements; expanding the list of the types of procurement methods available to a procurement officer for certain procurements; specifying a preferred procurement method for human, social, cultural, or educational services; establishing qualification based selection as the method of procurement for certain departments for architectural or engineering services; specifying certain parameters, standards, and requirements applicable under the qualification based selection procurement method; ~~requiring~~ authorizing certain designated procurement units to adopt the master contracting procurement method for procurements for certain services, supplies, commodities, or goods; providing that certain requirements do not apply to a master contract for construction under certain circumstances; requiring the Board of Public Works to adopt certain regulations regarding the solicitation of master contracts and task orders; repealing the Maryland Architectural and Engineering Services Act and related provisions of law concerning the General Professional Services Selection Board in the Department of General Services; altering the dollar value of the contract for which certain public bodies may require payment security or

performance security for a construction contract; clarifying provisions of law concerning procurements by the board of trustees or other persons for a local community college; clarifying the authority of the board of trustees of a community college to advertise certain bids on eMaryland Marketplace; providing that competitive sealed proposals is the preferred procurement method for certain educational or consultant services; defining certain terms; repealing obsolete provisions of law; and generally relating to revisions of the State procurement law.

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 11–203(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 11–203(b), 13–101, 13–102, 13–103, 13–104, 13–109, 13–402, 15–202, and
17–103
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY adding to
Article – State Finance and Procurement
Section 13–112 and 13–114
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY repealing
Article – State Finance and Procurement
Section 13–301 through 13–323 and the subtitle “Subtitle 3. Architectural and
Engineering Services”; and 13–401 and the subtitle “Subtitle 4. Streamlined
Process for Procurement of Information Technology Services”
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 16–311 and 16–313
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

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

Senate Bill 543 – Senator Conway

AN ACT concerning

**Higher Education – Admissions Process – Criminal History
(Maryland Fair Access to Education Act of 2017)**

FOR the purpose of prohibiting certain institutions of higher education from ~~inquiring into or considering~~ using information about the criminal history of applicants ~~on certain admissions applications~~; providing for ~~a certain exception~~ exceptions to the ban on ~~inquiring into or considering~~ using certain criminal history information; requiring certain institutions of higher education to provide certain notice to certain students as part of a certain application under certain circumstances; allowing certain institutions of higher education to inquire into or consider the criminal history of students for purposes of admission and access to campus residency; or offering certain counseling or services; ~~and deciding whether students may participate in certain activities or aspects of campus life~~; prohibiting certain institutions of higher education from ~~using information on a student's criminal history to rescind admission or unreasonably restrict a student's access to certain activities or aspects of campus life~~ automatically or unreasonably restricting a student's admission; ~~requiring~~ authorizing certain institutions of higher education to adopt ~~an individualized~~ a process when denying or limiting certain students' access to campus residency ~~or a particular activity or aspect of campus life or a certain academic program~~; ~~requiring~~ authorizing ~~an individualized~~ the process to be set forth in writing and include certain considerations; ~~requiring that certain negatively affected students have the right to appeal a denial or limitation of access to campus residency or a particular activity or aspect of campus life~~; ~~requiring certain institutions of higher education to inform accepted students of their individualized processes and the students' right to present certain evidence in writing~~; requiring certain institutions of higher education to consider the State's policy of promoting the admission of students with criminal records; providing for the application of this Act; defining certain terms; providing for a delayed effective date; and generally relating to the ~~prohibition against institutions of higher education considering criminal history during the admissions process~~ consideration of criminal history in the higher education admissions process.

BY adding to

Article – Education

Section 26–501 through 26–506 to be under the new subtitle “Subtitle 5. ~~Prohibition on Considering~~ Consideration of Criminal History During in the Admissions Process”

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

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

Senate Bill 710 – Senator Conway

AN ACT concerning

**Education – Children With Disabilities – Individualized Education Program
Process – Parental Consent**

FOR the purpose of requiring an individualized education program team to obtain written consent from the parent of a child with a disability if the team proposes certain actions regarding the individualized education program of the child; requiring an individualized education program team, under certain circumstances, to send a parent certain written notice within a certain time frame that informs the parent of certain rights to consent or refuse to consent to certain actions; authorizing an individualized education program team to implement a certain action regarding an individualized education program if a parent does not provide certain written consent or a written refusal to consent to a certain action within a certain time frame; authorizing an individualized education program team to use certain dispute resolution options to resolve a certain matter under certain circumstances; and generally relating to parental consent in the individualized education program process.

BY repealing and reenacting, with amendments,
Article – Education
Section 8–405
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

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

**Senate Bill 786 – Senators Zucker, Conway, Guzzone, Kagan, Nathan–Pulliam,
Robinson, and Smith**

AN ACT concerning

**Education – ~~Behavior Intervention Plans – Physical~~ Restraint and Seclusion –
Consideration and Reporting**

FOR the purpose of ~~prohibiting a public agency and a nonpublic school from using physical restraint except under certain circumstances; prohibiting a public agency and a nonpublic school from using seclusion except under certain circumstances; requiring a public agency or a nonpublic school that uses seclusion to document the completion of a certain assessment, observe the student at all times, limit the period of seclusion to a certain amount of time, discontinue the seclusion after a certain time, and consider alternative behavior interventions under certain circumstances~~ requiring the State Superintendent of Schools to convene a certain task force; providing for the composition of the task force; requiring the task force to consider certain issues; requiring the task force to review certain regulations and make certain recommendations to the State Board of Education and certain committees of the General Assembly on or before a certain date; requiring the State Department of Education to submit certain regulations to the State Board on or before a certain date; requiring certain public agencies and certain nonpublic schools to report to the

~~State Department of Education on or before a certain date each year certain information relating to physical restraint and seclusion incidents; requiring the Department to adopt certain regulations; requiring certain public agencies and certain nonpublic schools to observe and review certain seclusion rooms and certain training plans; requiring the Department to provide certain guidance and report certain information to the General Assembly on or before a certain date each year; requiring the State Superintendent of Schools to consult with certain individuals relating to training requirements for teachers and administrators regarding evidence-based positive behavioral interventions, strategies, and supports, and trauma-informed interventions; requiring the Department to coordinate with public agencies and nonpublic schools to ensure that certain individuals who work directly with students receive certain initial and periodic professional development; altering a certain definition; repealing certain definitions; defining a certain term; repealing certain obsolete provisions of law term; subjecting a certain provision of law to a certain termination date; and generally relating to behavior intervention plans restraint and seclusion in public agencies and nonpublic schools.~~

BY repealing and reenacting, with amendments,

Article – Education

Section ~~7-1101, 7-1103, and 7-1104~~ 7-1101 through 7-1104

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

~~BY repealing~~

~~Article – Education~~

~~Section 7-1102~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2016 Supplement)~~

BY adding to

Article – Education

Section ~~7-1102~~ 7-1102.1

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

BY repealing

Article – Education

Section 7-1102

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

(As enacted by Section 1 of this Act)

BY renumbering

Article – Education

Section 7-1102.1

to be Section 7-1102

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)
(As enacted by Section 1 of this Act)

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

Senate Bill 967 – ~~Senator Klausmeier~~ Senators Klausmeier, Astle, Benson, Feldman, Hershey, Hough, Jennings, Mathias, Middleton, Miller, Oaks, Reilly, Rosapepe, and Simonaire

EMERGENCY BILL

AN ACT concerning

Heroin and Opioid Prevention Effort (HOPE) and Treatment Act of 2017

FOR the purpose of requiring ~~certain institutions of higher education to offer credits in substance use disorders, effective treatment for substance use disorders, and pain management~~ the State Court Administrator of the Administrative Office of the Courts to assess certain drug court programs to make certain determinations; declaring a certain intent of the General Assembly relating to certain funding for certain drug court programs; authorizing the Department of Health and Mental Hygiene to deny, suspend, revoke, or refuse to renew a certain registration if a certain applicant or a certain registrant has surrendered a certain federal registration or fails to meet certain requirements to obtain a certain registration; authorizing the Department of Health and Mental Hygiene to limit the scope of a certain initial registration or renewal of a certain registration; requiring a drug overdose fatality review team to review information on nonfatal overdoses at a certain meeting; requiring a certain local drug overdose fatality review team, at the request of the chair of the local team, to be provided access to certain information and records related to an individual whose near fatality is being reviewed by the local team; prohibiting the disclosure of identifying information of or of involvement of an agency with an individual who has experienced an overdose or of certain individuals related to an individual who has experienced an overdose during a public meeting of a certain local team; requiring the Behavioral Health Administration to establish at least a certain number of crisis treatment centers that provide individuals who are in a mental health or substance use disorder crisis with access to certain clinical staff; requiring that at least one crisis treatment center be located in each geographical region of the State; requiring that at least one crisis treatment center be established on or before a certain date; requiring the Administration to establish the crisis treatment centers in a manner that is consistent with a certain plan; requiring the Administration to submit a certain report to a certain committee beginning on or before a certain date, and on or before a certain date each year thereafter, until the Administration establishes a certain number of crisis treatment centers; requiring the Department of Health and Mental Hygiene to establish and operate a certain Health Crisis Hotline using certain resources and technology; requiring that the Health Crisis Hotline assist callers in identifying certain services for a certain purpose a certain manner; requiring the Department of Health and

Mental Hygiene to collect and maintain certain information to provide to callers on the Health Crisis Hotline; requiring the Department of Health and Mental Hygiene to provide certain training for certain staff who assist callers on the Health Crisis Hotline; requiring the Department of Health and Mental Hygiene, to the extent practicable, to ensure that information provided to callers on the Health Crisis Hotline is up to date and accurate; requiring the Department of Health and Mental Hygiene to disseminate certain information in a certain manner; requiring the Department of Health and Mental Hygiene to identify certain information about opioid use disorder; requiring the Department of Health and Mental Hygiene to provide certain information to certain health care facilities and certain health care providers; requiring certain health care facilities and certain health care providers to make certain information available to certain patients; requiring certain health care facilities and health care systems to make available to patients the services of at least a certain number of health care providers who are trained and authorized under federal law to prescribe buprenorphine under federal law for every certain number of patients opioid addiction treatment medications; requiring authorizing the health care facilities and health care systems to use a certain average number of certain patients for the purpose of calculating the number of health care providers required under directly employ, contract with, or refer a patient to a certain provider or to deliver certain services in a certain manner to comply with a certain provision of this Act; requiring, except under certain circumstances, the Department of Health and Mental Hygiene to adjust the rate of reimbursement for certain community providers each fiscal year by the rate adjustment included in a certain State budget; providing that the Overdose Response Program is administered by the Department of Health and Mental Hygiene for a certain purpose; repealing certain provisions of law relating to the qualifications for, application for, and issuance of a certificate for completion of a certain educational training program relating to an opioid overdose; authorizing the Department of Health and Mental Hygiene to authorize certain entities to conduct certain education and training on opioid overdose recognition and response; providing that an individual is not required to obtain certain training and education in order for a pharmacist to dispense naloxone to the individual; requiring an authorized private or public entity to enter into a certain written agreement with a certain licensed health care provider for a certain purpose; authorizing a certain individual to receive from a certain health care provider a prescription for naloxone and certain related supplies; authorizing certain individuals to possess and administer naloxone under certain circumstances; authorizing a licensed health care provider with prescribing authority to prescribe and dispense naloxone to a certain individual; authorizing a licensed health care provider with prescribing authority to prescribe and dispense naloxone by issuing a standing order under certain circumstances; authorizing a certain licensed health care provider who issues a certain standing order to delegate the dispensing of naloxone to a certain employee or a certain volunteer under certain circumstances; prohibiting certain individuals who administer naloxone to a certain individual from being considered to be practicing medicine or registered nursing; prohibiting an employee or a volunteer of a certain entity who provides naloxone to a certain individual from being considered to be practicing medicine, registered nursing, or pharmacy; prohibiting a certain health care provider who prescribes or dispenses naloxone in a certain manner from

being subject to certain disciplinary action; prohibiting a certain cause of action from arising against a certain health care provider or pharmacist under certain circumstances; providing for the construction of certain provisions of law; requiring the Secretary of Health and Mental Hygiene to establish certain guidelines for the co-prescribing of opioid overdose reversal drugs that are applicable to all licensed health care providers in the State who are authorized to prescribe monitored prescription drugs; requiring the guidelines to address the co-prescribing of opioid overdose reversal drugs for certain patients; requiring the Secretary to establish the guidelines on or before a certain date; requiring that the Governor's proposed budget for a certain fiscal year, years and for each fiscal year thereafter, include certain rate adjustments increases for certain community providers based on over the funding provided in certain legislative appropriations; requiring that a certain rate of adjustment equal the average annual percentage change in a certain Consumer Price Index for a certain period; requiring the Behavioral Health Administration and the Medical Care Programs Administration jointly to conduct a certain study, develop and implement a certain payment system, and consult with stakeholders in conducting a certain study and developing a certain payment system; requiring the Behavioral Health Administration to complete a certain study on or before a certain date; requiring the Behavioral Health Administration to adopt certain regulations; requiring, under certain circumstances, managed care organizations to pay a certain rate for a certain time period for services provided by community providers and to adjust the rate of reimbursement for community providers each fiscal year by at least a certain amount; requiring that increased funding provided under certain provisions of this Act may be used only to increase the rates being paid to certain community providers and certain health care providers; requiring the Department of Health and Mental Hygiene to submit a certain report on the impact of certain rate adjustments and a certain payment system to the Governor and the General Assembly on or before a certain date each year, beginning on or before a certain date; authorizing the Department of Health and Mental Hygiene to require certain community providers to submit certain information to the Department of Health and Mental Hygiene in the form and manner required by the Department of Health and Mental Hygiene; stating the intent of the General Assembly; requiring, on or before a certain date, each hospital to have a certain protocol for discharging a patient who was treated by the hospital for a drug overdose or was identified as having a substance use disorder; requiring, beginning in a certain year, a hospital to include certain services in its annual community benefit report to the Health Services Cost Review Commission submit the hospital's protocol to the Maryland Hospital Association; requiring the Maryland Hospital Association to conduct a certain study and submit certain reports to the Department of Health and Mental Hygiene and certain committees of the General Assembly on or before certain dates; altering certain coverage requirements applicable to certain health benefit plans for the diagnosis and treatment of mental illness and emotional, drug use, and alcohol use disorders; altering certain definitions; defining certain terms; providing for the application of certain provisions of this Act; prohibiting certain insurers, nonprofit health service plans, and health maintenance organizations from applying a preauthorization requirement for certain drug products under certain circumstances; authorizing certain insurers, nonprofit health service plans, and

health maintenance organizations to apply a prior authorization requirement for opioid antagonist drug products only under certain circumstances; requiring the State Department of Education, in collaboration with stakeholders and on or before a certain date, to develop a plan to establish certain regional recovery schools and report its findings and recommendations to the General Assembly; requiring the Department of Health and Mental Hygiene to submit a report that details certain outcome measures and includes certain recommendations to the Governor and the General Assembly on or before a certain date; requiring the Department of Public Safety and Correctional Services and each local jail and detention center, in collaboration with the Department of Health and Mental Hygiene and stakeholders, on or before a certain date, to develop a certain plan and submit the plan and any recommendations to the General Assembly; requiring, on or before a certain date, certain jails and detention centers to submit a certain plan to the Department of Public Safety and Correctional Services; requiring, on or before a certain date, the Department of Public Safety and Correctional Services to submit a certain report to the General Assembly; providing for the termination of certain provisions of this Act under certain circumstances; altering certain definitions; defining certain terms; making certain conforming changes; providing for a delayed effective date for certain provisions of this Act; making this Act an emergency measure; and generally relating to the treatment of and education regarding mental health and substance use disorders.

~~BY adding to~~

~~Article – Education~~

~~Section 15–121~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2016 Supplement)~~

BY repealing and reenacting, without amendments,

Article – Courts and Judicial Proceedings

Section 13–101(a)

Annotated Code of Maryland

(2013 Replacement Volume and 2016 Supplement)

BY adding to

Article – Courts and Judicial Proceedings

Section 13–101.1

Annotated Code of Maryland

(2013 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 5–301(a)(1)

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal LawSection 5–307Annotated Code of Maryland(2012 Replacement Volume and 2016 Supplement)BY repealing and reenacting, without amendments,Article – Health – GeneralSection 5–901Annotated Code of Maryland(2015 Replacement Volume and 2016 Supplement)BY repealing and reenacting, with amendments,Article – Health – GeneralSection 5–903 through 5–905, 13–3101 through 13–3103, and 13–3107 through 13–3111Annotated Code of Maryland(2015 Replacement Volume and 2016 Supplement)BY repealingArticle – Health – GeneralSection 13–3104 through 13–3106Annotated Code of Maryland(2015 Replacement Volume and 2016 Supplement)BY adding toArticle – Health – GeneralSection 7.5–207; 7.5–501 to be under the new subtitle “Subtitle 5. Health Crisis Hotline”; 8–407; 8–1101 to be under the new subtitle “Subtitle 11. Availability of ~~Buprenorphine~~ Opioid Addiction Treatment Prescribers”; 13–3104; 13–3401 and 13–3402 to be under the new subtitle “Subtitle 34. Co-Prescribing of Opioid Overdose Reversal Drugs”; 16–201.3 and 19–310.3Annotated Code of Maryland(2015 Replacement Volume and 2016 Supplement)~~BY repealing and reenacting, with amendments,~~~~Article – Insurance~~~~Section 15–802~~~~Annotated Code of Maryland~~~~(2011 Replacement Volume and 2016 Supplement)~~BY adding toArticle – InsuranceSection 15–850 and 15–851Annotated Code of Maryland(2011 Replacement Volume and 2016 Supplement)

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

Senate Bill 1060 – ~~Senator Miller~~ Senators Miller, Conway, Pinsky, Bates, Kagan, Nathan-Pulliam, Robinson, Salling, Simonaire, Waugh, Young, and Zucker

AN ACT concerning

**Heroin and Opioid Education and Community Action Act of 2017
(Start Talking Maryland Act)**

FOR the purpose of ~~requiring the State Court Administrator of the Administrative Office of the Courts to assess certain drug court programs to make certain determinations; requiring the Governor to appropriate certain funds to certain agencies in a certain fiscal year for certain purposes; requiring certain agencies to disburse certain grants based on certain factors;~~ altering the name of a certain program; requiring the State Board of Education to establish certain standards for an altered training requirement; requiring the drug addiction and prevention education program to include certain instruction related to heroin and opioid addiction and prevention; requiring the instruction to be delivered in certain grade bands and as a certain unit; requiring certain county boards of education and certain institutions of higher education to establish certain policies; requiring a certain policy to authorize certain school nurses, school health services personnel, and other school personnel to administer naloxone or certain other medications to a student who is ~~determined to be suffering from~~ reasonably believed to be experiencing a certain condition; requiring certain policies to include certain ~~training, procedures, procedures~~ and provisions; prohibiting certain nurses, school health services personnel, campus police, and health personnel from being held personally liable under certain circumstances; requiring certain county boards of education to either hire certain officials or develop and implement a certain program; ~~requiring certain county boards to coordinate with certain counties to hire certain officials;~~ requiring certain officials to perform certain duties; requiring certain public schools to submit certain reports to the State Department of Education under certain circumstances on or before a certain date each year; requiring the Department to develop and disseminate a certain form; requiring the Department to submit certain information to the General Assembly on or before certain dates; requiring certain policies to require certain students to participate in certain training, to require certain institutions of higher education to provide certain students with certain resources, and to require certain institutions to obtain and store naloxone or certain other medications to be used under certain circumstances; requiring certain institutions of higher education to report certain information to the Maryland Higher Education Commission on or before a certain date each year; requiring the Commission to submit certain information to the General Assembly on or before certain dates; providing for the application of certain provisions of this Act; requiring the Department to convene a workgroup that includes certain individuals and interested stakeholders to evaluate certain programs, develop certain proposals, and submit a certain report to the General Assembly on or before a certain date; and generally relating to policies that address heroin and opioid addiction and prevention.

~~BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 13–101(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2016 Supplement)~~

~~BY adding to
Article – Courts and Judicial Proceedings
Section 13–101.1
Annotated Code of Maryland
(2013 Replacement Volume and 2016 Supplement)~~

BY repealing and reenacting, with amendments,
Article – Education
Section 7–411
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

BY adding to
Article – Education
Section 7–426.5; ~~and~~ 11–1201 through ~~11–1203~~ 11–1204 to be under the new subtitle
“Subtitle 12. Heroin and Opioid Addiction and Prevention”; ~~and 15–121~~
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

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

Senate Bill 1121 – Senator Conway

AN ACT concerning

Election Law – Candidate for Circuit Court Judge Defeated in Primary Election

FOR the purpose of prohibiting a candidate for the office of judge of the circuit court who is defeated for the nomination at a primary election in certain contests from appearing on the ballot at the next succeeding general election as a candidate for any office; and generally relating to a candidate for circuit court judge defeated in a primary election.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 5–706
Annotated Code of Maryland
(2010 Replacement Volume and 2016 Supplement)

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

Senate Bill 1122 – Senator Conway

AN ACT concerning

**Alcoholic Beverages – Baltimore City – Transfer of License – Hardship
Extension**

FOR the purpose of authorizing the holder of a certain alcoholic beverages license in Baltimore City or another appropriate interested party to make a written request to the Board of License Commissioners for Baltimore City to extend the time authorized for the transfer of the license due to hardship; authorizing the Board to grant a certain time extension for the transfer of a certain license if the Board makes a certain finding after a hearing; limiting the time period of a certain extension approved by the Board; and generally relating to the transfer of alcoholic beverages licenses in Baltimore City.

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

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 12–1705
Annotated Code of Maryland
(2016 Volume and 2016 Supplement)

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

Senate Bill 1165 – Senator Waugh

AN ACT concerning

**Maryland Longitudinal Data System – Student and Workforce Data Linkage –
Extension of Time Limit**

FOR the purpose of altering the length of time that student data and workforce data used by the Maryland Longitudinal Data System is limited to being linked beyond a certain date; prohibiting the Maryland Longitudinal Data System Center from selling certain protected information; prohibiting the Center from charging certain fees; and generally relating to the linkage of student and workforce data by the Maryland Longitudinal Data System.

BY repealing and reenacting, with amendments,

Article – Education
Section 24–702 and 24–703(g) and (h)
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

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

ECONOMIC MATTERS COMMITTEE REPORT NO. 22

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

Senate Bill 884 – Senators Rosapepe, Astle, Benson, Conway, Currie, DeGrange, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, McFadden, Middleton, Miller, Muse, Nathan–Pulliam, Peters, Pinsky, Ramirez, Robinson, Smith, Young, Zirkin, ~~and Zucker~~ Zucker, Mathias, and Oaks

AN ACT concerning

Maryland Financial Consumer Protection Commission

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 22

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 676 – Delegate Holmes

AN ACT concerning

Condominiums – Unenforceability of Certain Provisions of Governing Documents

HB0676/420718/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 676

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in lines 5 and 11, in each instance, strike “THAT ARISES”; in line 30, strike “THE” and substitute “ANY”; and in line 31, after “CLAIM” insert “UNDER APPLICABLE LAW”.

AMENDMENT NO. 2

On page 3, in line 3, after the semicolon insert “OR”; and strike beginning with the semicolon in line 5 down through “STANDARDS” in line 7.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 1118 – Delegate Lafferty

AN ACT concerning

Natural Resources – Roadside Trees – Preservation and Protection

HB1118/370610/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 1118

(First Reading File Bill)

On page 3, in line 21, strike the second “OR”; and in line 22, after “DETERIORATING” insert “;

3. TO ENABLE:

A. NECESSARY IMPROVEMENTS, REPAIRS, OR EXPANSION OF CONDUITS, RIGHTS-OF-WAY, ROADWAYS, OR OTHER INFRASTRUCTURE; OR

B. DEVELOPMENT THAT MEETS LOCAL ZONING AND LAND USE REQUIREMENTS; OR

**4. IN THE DISCRETION OF THE DEPARTMENT
CONSISTENT WITH ITS ROADSIDE TREE PROGRAM**

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 23

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

**House Bill 671 – Delegates Anderson, Branch, Conaway, Glenn, Hayes, Haynes,
Lewis, Lierman, McCray, McIntosh, Mosby, Oaks, and Rosenberg**

AN ACT concerning

Baltimore City – Office of the Baltimore City Sheriff – Positions

HB0671/990110/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 671

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 4, 6, and 8, in each instance, strike “requiring” and substitute “authorizing”; in line 10, strike “increasing the” and substitute “authorizing, under certain circumstances, a certain additional”; and strike beginning with “from” in line 10 down through “\$600” in line 11.

AMENDMENT NO. 2

On page 3, in line 9, strike “MAY NOT”; in line 10, strike “MEET” and substitute “MAY MEET”; in line 11, strike “OR” and substitute “BUT”; in line 12, strike “EXCEED” and substitute “MAY NOT EXCEED”; and in line 14, strike “SHALL” and substitute “MAY”.

AMENDMENT NO. 3

On page 3, in line 27, strike the brackets; in the same line, strike “\$600”; and after line 32, insert:

“(VI) SUBJECT TO THE ANNUAL BUDGET FOR BALTIMORE CITY, EACH DEPUTY SHERIFF MAY RECEIVE, IN ADDITION TO THE ALLOWANCE PROVIDED UNDER SUBPARAGRAPH (V) OF THIS PARAGRAPH, AN EXPENSE ALLOWANCE NOT EXCEEDING \$200 ANNUALLY FOR THE PURPOSES DESCRIBED IN SUBPARAGRAPH (V) OF THIS PARAGRAPH.”

On page 4, in lines 1, 5, 9, and 12, strike “(VI)”, “(VII)”, “(VIII)”, and “(IX)”, respectively, and substitute “(VII)”, “(VIII)”, “(IX)”, and “(X)”, respectively.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 1551 – Prince George’s County Delegation

AN ACT concerning

Prince George’s County Local Management Board – Strategic Plan and Report

PG 426–17

HB1551/890210/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1551

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “and” and substitute a comma; in the same line, after “Report” insert “, and Study”; strike beginning with “authorizing” in line 6 down through “entities;” in line 8; in line 10, after “year;” insert “requiring Prince George’s County to study the feasibility of converting the Prince George’s County Local Management Board into a certain quasi–public nonprofit corporation and the leveraging of certain funds by”

certain quasi-public nonprofit corporations; requiring Prince George's County to report its findings and recommendations to the Prince George's County Executive, the Prince George's County Council, the Prince George's County Senators, and the Prince George's County Delegation on or before a certain date;"; and in lines 10 and 11, strike "a strategic plan and report by".

AMENDMENT NO. 2

On page 2, strike beginning with "**THE**" in line 11 down through "**(C)**" in line 15.

AMENDMENT NO. 3

On page 2, after line 24, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That Prince George's County shall:

(1) study the feasibility of converting the Prince George's County Local Management Board into a quasi-public nonprofit corporation that is not an instrumentality of the county government;

(2) study the extent to which the quasi-public nonprofit corporations that have been established under § 8-301(b) of the Human Services Article have been able to leverage funds that are in addition to the total funding provided by the Governor's Office for Children; and

(3) on or before December 1, 2017, report its finding and recommendations, in accordance with § 2-1246 of the State Government Article, to the Prince George's County Executive, the Prince George's County Council, the Prince George's County Senators, and the Prince George's County Delegation.";

and in line 25, 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 1636 – Prince George's County Delegation

AN ACT concerning

**Prince George's County – School Facilities and Public Safety Surcharges –
Maryland Transit Administration Station**

PG 430–17

HB1636/230710/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1636

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “extending” in line 12 down through “surcharge,” in line 15.

On page 2, strike in their entirety lines 13 through 15, inclusive.

AMENDMENT NO. 2

On page 4, strike in their entirety lines 9 through 13, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 140 Members present.

(See Roll Call No. 917)

CALENDAR OF THIRD READING SENATE BILLS NO. 6

Senate Bill 94 – Senator Reilly

AN ACT concerning

Insurance Premiums – Payment by Credit Card – Reimbursement for Expenses

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

Affirmative – 140 Negative – 0 (See Roll Call No. 918)

The Bill was then returned to the Senate.

Senate Bill 255 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement ~~Agency~~ and Pension System – Authority to Arrange Custody of Investments and Procurement Exemption

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

Affirmative – 139 Negative – 1 (See Roll Call No. 919)

The Bill was then returned to the Senate.

Senate Bill 256 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

Employees’ and Teachers’ Pension Systems – Reformed Contributory Pension Benefit – Service Credit Purchase Clarification

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

Affirmative – 140 Negative – 0 (See Roll Call No. 920)

The Bill was then returned to the Senate.

Senate Bill 257 – Senators Kasemeyer ~~and Guzzone~~, Guzzone, and Manno

AN ACT concerning

Program Open Space – Authorized Transfer to the Maryland Heritage Areas Authority Financing Fund – Increase

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 291 – Senators Rosapepe, Benson, Conway, Feldman, Ferguson, Guzzone, King, Manno, Pinsky, Ramirez, Smith, and Young

AN ACT concerning

Maryland Environmental Service – Collective Bargaining

FLOOR AMENDMENT

SB0291/223326/2

BY: Delegate Adams

AMENDMENTS TO SENATE BILL 291

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike the comma and substitute “to annually allow employees of the Service to attend a meeting with certain individuals to discuss certain matters; requiring the Service to report certain information to employees of the Service and the Governor; requiring the Service.”.

AMENDMENT NO. 2

On page 2, after line 27, insert:

“(5) (I) THE SERVICE ANNUALLY SHALL ALLOW EMPLOYEES OF THE SERVICE TO ATTEND A MEETING WITH THE DIRECTOR AND THE EXECUTIVE DIRECTOR OF THE SERVICE TO DISCUSS MATTERS INCLUDING WAGES, WORK HOURS, RETIREMENT BENEFITS, WORKING CONDITIONS, AND COMPONENTS OF THE PERSONNEL SYSTEM ESTABLISHED UNDER THIS SECTION.

(II) WITHIN 45 DAYS AFTER A MEETING HELD UNDER THIS PARAGRAPH, THE SERVICE SHALL REPORT TO EMPLOYEES OF THE SERVICE AND THE GOVERNOR:

1. MINUTES FROM THE MEETING; AND

2. IF APPLICABLE:

A. ACTIONS THAT THE SERVICE INTENDS TO TAKE TO REDRESS ANY CONCERN RAISED BY AN EMPLOYEE DURING THE MEETING, SPECIFYING THE TIME IN WHICH THE SERVICE INTENDS TO TAKE ACTION; AND

B. AN EXPLANATION REGARDING THE REASON FOR ANY INABILITY OF THE SERVICE TO REDRESS ANY CONCERN RAISED BY AN EMPLOYEE DURING THE MEETING.”.

On page 3, in lines 19, 20, and 22, in each instance, strike the bracket; and in line 22, strike “SHALL”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 50 Negative – 90 (See Roll Call No. 922)

Delegate McComas moved to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was adopted.

Senate Bill 293 – Senators King, Benson, Eckardt, Feldman, Ferguson, Kagan, Lee, Madaleno, Robinson, Smith, Young, and Zucker

AN ACT concerning

Child Care Subsidy Program – Alternative Methodology – Report

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

Affirmative – 125 Negative – 12 (See Roll Call No. 923)

The Bill was then returned to the Senate.

Senate Bill 294 – Senators King, Benson, Feldman, Ferguson, Kagan, Lee, Madaleno, Robinson, Smith, Young, and Zucker

AN ACT concerning

Child Care Subsidy Program – Reimbursement Rate Adjustments

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

Affirmative – 138 Negative – 2 (See Roll Call No. 924)

The Bill was then returned to the Senate.

Senate Bill 347 – Charles County Senators

EMERGENCY BILL

AN ACT concerning

**Charles County – State’s Attorney’s Office and Child Support Enforcement
Administration – Transfer of Personnel**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 925)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 7

Senate Bill 382 – Senator McFadden

AN ACT concerning

**State Employee and Retiree Health and Welfare Benefits Program –
Participation by Satellite Organizations**

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

Affirmative – 138 Negative – 2 (See Roll Call No. 926)

The Bill was then returned to the Senate.

Senate Bill 399 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

**Employees’ Pension System – Purchase of Credit for Eligibility Service –
Legislative Employees**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 927)

The Bill was then returned to the Senate.

**Senate Bill 435 – Senators King, Waugh, Currie, Ferguson, Madaleno, ~~and Serafini~~
Serafini, and Middleton**

AN ACT concerning

Higher Education – St. Mary’s College of Maryland – Governing Authority

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

Affirmative – 140 Negative – 0 (See Roll Call No. 928)

The Bill was then returned to the Senate.

Senate Bill 448 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

**State Retirement and Pension System – Small Procurements – Medical
Evaluations for Disability Retirement Benefits**

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 473 – Calvert County Senators

AN ACT concerning

Calvert County – Bonding Authority

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

Affirmative – 140 Negative – 0 (See Roll Call No. 930)

The Bill was then returned to the Senate.

**Senate Bill 580 – Senators Mathias, Astle, Currie, Feldman, Ferguson, Guzzone,
King, Lee, Manno, McFadden, Nathan-Pulliam, Ramirez, Robinson, ~~and~~
~~Rosapepe~~ Rosapepe, Benson, and Oaks**

AN ACT concerning

State Personnel – Leap ~~Day Pay Act~~ Year – Personal Leave

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

Affirmative – 96 Negative – 42 (See Roll Call No. 931)

The Bill was then returned to the Senate.

Senate Bill 782 – Senator Salling

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2014 – Baltimore County –
Chesapeake High Stadium**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 932)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 8

**Senate Bill 38 – Chair, Finance Committee (By Request – Departmental – Health
and Mental Hygiene)**

AN ACT concerning

**Department of Health and Mental Hygiene – Updating Advisory Boards and
Councils**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 933)

The Bill was then returned to the Senate.

**Senate Bill 61 – ~~Senator Mathias~~ Senators Mathias, Astle, Benson, Feldman,
Hershey, Jennings, Klausmeier, Middleton, Reilly, and Rosapepe**

EMERGENCY BILL

AN ACT concerning

Health Insurance – Coverage for Digital Tomosynthesis

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

Affirmative – 140 Negative – 0 (See Roll Call No. 934)

The Bill was then returned to the Senate.

Senate Bill 73 – Senator Reilly

AN ACT concerning

Estates and Trusts – Share of Intestate Estate Inherited by Surviving Spouse

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

Affirmative – 140 Negative – 0 (See Roll Call No. 935)

The Bill was then returned to the Senate.

Senate Bill 82 – ~~Senator Middleton~~ Senators Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe

AN ACT concerning

Department of Health and Mental Hygiene – Renaming

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

Affirmative – 140 Negative – 0 (See Roll Call No. 936)

The Bill was then returned to the Senate.

Senate Bill 109 – Senator Conway

AN ACT concerning

Procurement – Prohibitions on Participation

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

Affirmative – 140 Negative – 0 (See Roll Call No. 937)

The Bill was then returned to the Senate.

Senate Bill 110 – Senator Conway

AN ACT concerning

Public Health – Expedited Partner Therapy – Pharmacist Dispensing

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

Affirmative – 140 Negative – 0 (See Roll Call No. 938)

The Bill was then returned to the Senate.

Senate Bill 128 – Senator Simonaire

AN ACT concerning

Public Health – Required Temperatures for Sale of Crab Meat – Repeal

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

Affirmative – 138 Negative – 0 (See Roll Call No. 939)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 9**Senate Bill 137 – Senators Lee, Feldman, and Smith**

AN ACT concerning

State Government – Maryland Uniform Electronic Legal Materials Act

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

Affirmative – 140 Negative – 0 (See Roll Call No. 940)

The Bill was then returned to the Senate.

Senate Bill 185 – Senator Feldman

AN ACT concerning

**Public Health – Repeal of AIDS Education Program for Persons Convicted of
Drug- or Sex-Related Crimes**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 941)

The Bill was then returned to the Senate.

Senate Bill 211 – Cecil County Senators

AN ACT concerning

Cecil County – Orphans’ Court Judges – Travel Expense Allowance

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

Affirmative – 140 Negative – 0 (See Roll Call No. 942)

The Bill was then returned to the Senate.

Senate Bill 262 – Senators Bates, Edwards, Klausmeier, Norman, Ready, ~~and Young~~ Young, Astle, Benson, Feldman, Hershey, Jennings, Mathias, Middleton, Oaks, Reilly, and Rosapepe

EMERGENCY BILL

AN ACT concerning

**Public Health – Mobile Food Service Facilities – Licensing and Inspection by
County Health Departments**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 943)

The Bill was then returned to the Senate.

Senate Bill 344 – Senators Feldman and Zucker

AN ACT concerning

**Maryland Achieving a Better Life Experience (ABLE) Program – Account
Clarifications**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 944)

The Bill was then returned to the Senate.

**Senate Bill 369 – ~~Senator Middleton~~ Senators Middleton, Astle, Benson, Feldman,
Hershey, Jennings, Klausmeier, Mathias, Oaks, Reilly, and Rosapepe**

AN ACT concerning

**Maryland Patient Referral Law – Compensation Arrangements Under Federally
Approved Programs and Models**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 945)

The Bill was then returned to the Senate.

**Senate Bill 380 – Senators Feldman ~~and Hershey~~, Hershey, Benson, Oaks, and
Rosapepe**

AN ACT concerning

**Insurance – ~~Surplus Lines~~ – Short-Term Medical Insurance – ~~Procurement~~
~~From Nonadmitted Insurer~~ Study**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 946)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 10

Senate Bill 516 – Senators Zucker ~~and Simonaire~~, Simonaire, and Bates

AN ACT concerning

**State Government – Maryland Manual – Revisions
(Maryland Manual Modernization Act)**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 947)

The Bill was then returned to the Senate.

Senate Bill 548 – Chair, Education, Health, and Environmental Affairs Committee

AN ACT concerning

**State Board of Morticians and Funeral Directors – 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. 948)

The Bill was then returned to the Senate.

Senate Bill 600 – ~~Senator Feldman~~ Senators Feldman, Astle, Benson, Hershey, Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe

AN ACT concerning

Public Health – Maternal Mental Health

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

Affirmative – 139 Negative – 0 (See Roll Call No. 949)

The Bill was then returned to the Senate.

Senate Bill 815 – ~~Senator Rosapepe~~ Senators Rosapepe and Middleton

AN ACT concerning

State Board of Pharmacy – Registered Pharmacy Technicians – Exemption for Pharmacy Students

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

Affirmative – 140 Negative – 0 (See Roll Call No. 950)

The Bill was then returned to the Senate.

Senate Bill 857 – Senators Smith and Waugh

AN ACT concerning

State Government – Department of Veterans Affairs – Veterans' Services Specialists

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

Affirmative – 139 Negative – 0 (See Roll Call No. 951)

The Bill was then returned to the Senate.

Senate Bill 919 – ~~Senator Mathias~~ Senators Mathias, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Middleton, Oaks, Reilly, and Rosapepe

AN ACT concerning

President Jimmy Carter Cancer Treatment Access Act

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

Affirmative – 140 Negative – 0 (See Roll Call No. 952)

The Bill was then returned to the Senate.

Senate Bill 968 – ~~Senator Klausmeier~~ Senators Klausmeier, Astle, Benson, Feldman, Hershey, Jennings, Mathias, Middleton, Oaks, Reilly, and Rosapepe

AN ACT concerning

**Health Insurance – Coverage Requirements for Behavioral Health Disorders –
Modifications**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 953)

The Bill was then returned to the Senate.

Senate Bill 997 – Senator Conway

AN ACT concerning

Pharmacists – Substitution and Dispensing of Biological Products

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

Affirmative – 140 Negative – 0 (See Roll Call No. 954)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 11

**Senate Bill 17 – Chair, Finance Committee (By Request – Departmental – Labor,
Licensing and Regulation)**

AN ACT concerning

Unemployment Insurance – Eligibility for Benefits – Business Operation Closings

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

Affirmative – 139 Negative – 0 (See Roll Call No. 955)

The Bill was then returned to the Senate.

Senate Bill 70 – Senator Waugh

AN ACT concerning

Unemployment Insurance – Exemption From Covered Employment – Youth Sports ~~Organization Volunteers~~ Workers

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

Affirmative – 140 Negative – 0 (See Roll Call No. 956)

The Bill was then returned to the Senate.

Senate Bill 72 – Senators Klausmeier, Eckardt, ~~and Middleton~~ Middleton, Benson, Feldman, Hershey, Mathias, Reilly, and Rosapepe

AN ACT concerning

Workers' Compensation – Tiered Rating Plans and Merit Rating Plans

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

Affirmative – 140 Negative – 0 (See Roll Call No. 957)

The Bill was then returned to the Senate.

Senate Bill 87 – Senators Astle and Middleton

AN ACT concerning

Maryland Tourism Development Board – Destination Marketing Organization Officials – Voting Rights

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

Affirmative – 139 Negative – 1 (See Roll Call No. 958)

The Bill was then returned to the Senate.

Senate Bill 140 – Senator Waugh

AN ACT concerning

St. Mary’s County – Local Plumbing Code – Repeal

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

Affirmative – 139 Negative – 0 (See Roll Call No. 959)

The Bill was then returned to the Senate.

Senate Bill 163 – Senator Waugh

AN ACT concerning

St. Mary’s County – Electricians and Board of Electrical Examiners – Repeal

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

Affirmative – 140 Negative – 0 (See Roll Call No. 960)

The Bill was then returned to the Senate.

Senate Bill 183 – The President (By Request – Department of Legislative Services)

AN ACT concerning

Mold Remediation Services Providers – Licensure and Program Evaluation

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

Affirmative – 139 Negative – 0 (See Roll Call No. 961)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 12

Senate Bill 189 – The President (By Request – Department of Legislative Services)

AN ACT concerning

**Maryland Insurance Administration – Sunset Review – Required Reports and
Repeal of Preliminary Evaluation Requirement**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 962)

The Bill was then returned to the Senate.

Senate Bill 190 – The President (By Request – Department of Legislative Services)

AN ACT concerning

Elevator Safety Review Board – Sunset Extension, Program Evaluation, and Reporting Requirement

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

Affirmative – 137 Negative – 1 (See Roll Call No. 963)

The Bill was then returned to the Senate.

Senate Bill 194 – ~~Senator Klausmeier~~ Senators Klausmeier, Middleton, Astle, Benson, Feldman, Hershey, Mathias, Oaks, Reilly, and Rosapepe

AN ACT concerning

Workers' Compensation – Medical Benefits – Payment of Medical Services and Treatment

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

Affirmative – 128 Negative – 10 (See Roll Call No. 964)

The Bill was then returned to the Senate.

Senate Bill 198 – Senators Young and Hough

AN ACT concerning

Frederick County – Alcoholic Beverages – Sunday Hours of Sale

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 204 – Washington County Senators

EMERGENCY BILL

AN ACT concerning

**PenMar Development Corporation – Dissolution – Authority of Washington
County Over Fort Ritchie**

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

Affirmative – 137 Negative – 1 (See Roll Call No. 966)

The Bill was then returned to the Senate.

**Senate Bill 206 – ~~Senator Feldman~~ Senators Feldman, Astle, Benson, Hershey,
Jennings, Oaks, Klausmeier, Mathias, Middleton, Reilly, and Rosapepe**

AN ACT concerning

**Financial Institutions – Qualifications of Directors of Commercial
Banks – Residency**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 967)

The Bill was then returned to the Senate.

Senate Bill 209 – Senators Young and Hough

AN ACT concerning

Frederick County – Beer and Wine Licenses – Barbershops

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

Affirmative – 139 Negative – 1 (See Roll Call No. 968)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 13

**Senate Bill 313 – The President (By Request – Administration) and Senators Astle,
Bates, Cassilly, Eckardt, Edwards, Feldman, Ferguson, Hershey,
Klausmeier, Manno, Mathias, Middleton, Norman, Reilly, Rosapepe,
Salling, Serafini, ~~and Simonaire~~ Simonaire, Benson, and Oaks**

AN ACT concerning

Economic Development – Maryland Energy Innovation Institute

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

Affirmative – 122 Negative – 18 (See Roll Call No. 969)

The Bill was then returned to the Senate.

Senate Bill 426 – Senator Klausmeier

AN ACT concerning

Workers’ Compensation – Permanent Total Disability – Survival of Claim

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

Affirmative – 140 Negative – 0 (See Roll Call No. 970)

The Bill was then returned to the Senate.

Senate Bill 453 – Senators Young and Hough

AN ACT concerning

Frederick County – Alcoholic Beverages – Restaurants – Average Daily Receipts

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

Affirmative – 139 Negative – 0 (See Roll Call No. 971)

The Bill was then returned to the Senate.

Senate Bill 481 – Senator Feldman

AN ACT concerning

Corporations – Maryland General Corporation Law – Miscellaneous Provisions

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

Affirmative – 139 Negative – 1 (See Roll Call No. 972)

The Bill was then returned to the Senate.

Senate Bill 484 – Senators Madaleno, Astle, Conway, Currie, Feldman, Ferguson, Guzzone, King, Lee, Manno, McFadden, Peters, Pinsky, Robinson, Rosapepe, Smith, and Zucker

AN ACT concerning

Maryland Transit Administration – ~~Farebox Recovery, Goals, and Performance Indicators~~ Farebox Recovery Rate – Repeal

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

Affirmative – 89 Negative – 50 (See Roll Call No. 973)

The Bill was then returned to the Senate.

Senate Bill 559 – Senator Kasemeyer

AN ACT concerning

Baltimore County – Alcoholic Beverages – Issuance of Licenses Near Places of Worship

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

Affirmative – 138 Negative – 2 (See Roll Call No. 974)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 14

Senate Bill 218 – Senators Middleton ~~and Hershey~~, Hershey, Astle, Benson, Feldman, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe

AN ACT concerning

Public Utilities – Water Companies and Sewage Disposal Companies – Rate Cases and Proceedings

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

Affirmative – 138 Negative – 0 (See Roll Call No. 975)

The Bill was then returned to the Senate.

Senate Bill 631 – Senators Madaleno, Kelley, King, and Smith

AN ACT concerning

Criminal Law – Animal Abuse Emergency Compensation Fund – Establishment

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

Affirmative – 133 Negative – 5 (See Roll Call No. 976)

The Bill was then returned to the Senate.

Senate Bill 816 – Cecil County Senators

AN ACT concerning

Cecil County – Alcoholic Beverages – Beer, Wine, and Liquor Tasting License

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

Affirmative – 140 Negative – 0 (See Roll Call No. 977)

The Bill was then returned to the Senate.

Senate Bill 819 – Senator Hershey

AN ACT concerning

**Queen Anne’s County – Alcoholic Beverages Inspectors – Qualifications, Powers,
and Duties**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 978)

The Bill was then returned to the Senate.

Senate Bill 820 – Senator Hershey

AN ACT concerning

**Queen Anne’s County – Alcoholic Beverages – Class D Beer, Wine, and Liquor
and Class 9 Limited Distillery Licenses**

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.

Senate Bill 858 – ~~Senator Smith~~ Senators Smith, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe

AN ACT concerning

Commercial Law – Maryland Antitrust Act – Indirect Purchasers

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

Affirmative – 90 Negative – 49 (See Roll Call No. 980)

The Bill was then returned to the Senate.

SPECIAL ORDERS

Senate Bill 291 – Senators Rosapepe, Benson, Conway, Feldman, Ferguson, Guzzone, King, Manno, Pinsky, Ramirez, Smith, and Young

AN ACT concerning

Maryland Environmental Service – Collective Bargaining

STATUS OF BILL: BILL ON 3RD READING.

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

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 981)

ADJOURNMENT

At 12:31 P.M. on motion of Delegate Frick the House adjourned until 5:00 P.M. on Legislative Day March 24, 2017, Calendar Day, Tuesday, March 28, 2017.

Annapolis, Maryland
Legislative Day: March 24, 2017
Calendar Day: Tuesday, March 28, 2017
5:00 P.M. Session

The House met at 5:03 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Sally Y. Jameson of Charles County.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 982)

EXCUSED:

Del. Barron – personal

Del. Folden – funeral

Del. Jackson – personal

Del. Walker – business

The Journal of March 28, 2017 was read and approved.

YEAS AND NAYS NO. 6

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 267	Del. B. Wilson	POS – Athrzd Trnsfr to the Md Heritage Areas Athrty Financing Fnd – Increase
HB 1083	Del. Pendergrass	Health – Family Planning Services – Continuity of Care
HB 1109	Del. B. Barnes	Teachers' Retirement and Pension Systems – County Boards of Education Payments

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

YEAS AND NAYS NO. 7

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 924	Del. Gilchrist	Natural Resources – Oyster Management – Prohibited Actions

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 983)

CALENDAR OF THIRD READING HOUSE BILLS NO. 105

House Bill 671 – Delegates Anderson, Branch, Conaway, Glenn, Hayes, Haynes, R. Lewis, Lierman, McCray, McIntosh, Mosby, Oaks, and Rosenberg

AN ACT concerning

Baltimore City – Office of the Baltimore City Sheriff – Positions

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

Affirmative – 132 Negative – 0 (See Roll Call No. 984)

The Bill was then sent to the Senate.

House Bill 676 – Delegate Holmes

AN ACT concerning

Condominiums – Unenforceability of Certain Provisions of Governing Documents

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

Affirmative – 136 Negative – 0 (See Roll Call No. 985)

The Bill was then sent to the Senate.

House Bill 1118 – Delegate Lafferty

AN ACT concerning

Natural Resources – Roadside Trees – Preservation and Protection

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

Affirmative – 95 Negative – 39 (See Roll Call No. 986)

The Bill was then sent to the Senate.

House Bill 1551 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County Local Management Board – Strategic Plan ~~and~~, Report,
and Study**

PG 426–17

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

Affirmative – 136 Negative – 0 (See Roll Call No. 987)

The Bill was then sent to the Senate.

House Bill 1636 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – School Facilities and Public Safety
Surcharges – Maryland Transit Administration Station**

PG 430–17

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

Affirmative – 136 Negative – 0 (See Roll Call No. 988)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 15

Senate Bill 884 – Senators Rosapepe, Astle, Benson, Conway, Currie, DeGrange, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, McFadden, Middleton, Miller, Muse, Nathan–Pulliam, Peters, Pinsky, Ramirez, Robinson, Smith, Young, Zirkin, ~~and Zucker~~ Zucker, Mathias, and Oaks

AN ACT concerning

Maryland Financial Consumer Protection Commission

FLOOR AMENDMENT

SB0884/973926/1

BY: Delegate Szeliga

AMENDMENT TO SENATE BILL 884
(Third Reading File Bill)

On page 2, after line 24, insert:

“WHEREAS, The Federal Reserve Board holds enormous power over the future of the American economy, yet the Chair of the Federal Reserve Board refuses to be fully accountable to the people’s representatives; and

WHEREAS, The Federal Reserve Transparency Act, widely known as the “Audit the Fed” bill, has been introduced again in the U.S. Congress to prevent the Federal Reserve Board from concealing vital information regarding its operations from the U.S. Congress; and”.

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

Affirmative – 50 Negative – 86 (See Roll Call No. 989)

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

Affirmative – 87 Negative – 49 (See Roll Call No. 990)

The Bill was then returned to the Senate.

APPROPRIATIONS COMMITTEE REPORT NO. 20

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

Senate Bill 460 – Senator Conway (By Request – Baltimore City Administration)

AN ACT concerning

**Education – Debt Service for Transferred Schools – County Reimbursement
Grace Period**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 1034 – Senators King, Astle, Currie, Ferguson, Guzzone, Klausmeier,
Madaleno, Manno, McFadden, Muse, Nathan–Pulliam, Peters, Smith, and
Zucker**

AN ACT concerning

**Maryland Public Broadcasting Commission – Recording and Distribution
During Legislative Session – Funding**

SB1034/364965/1

BY: Appropriations Committee

AMENDMENT TO SENATE BILL 1034

(Third Reading File Bill)

On page 3, strike beginning with “to” in line 4 down through “Address” in line 7.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Delegate McIntosh moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

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

Senate Bill 1198 – Prince George’s County Senators

AN ACT concerning

Prince George’s County Regional Medical Center Act of 2017

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 62

Senate Bill 291 – Senators Rosapepe, Benson, Conway, Feldman, Ferguson, Guzzone, King, Manno, Pinsky, Ramirez, Smith, and Young

AN ACT concerning

Maryland Environmental Service – Collective Bargaining

STATUS OF BILL: BILL ON 3RD READING.

FLOOR AMENDMENT

SB0291/983422/3

BY: Delegate McComas

AMENDMENTS TO SENATE BILL 291

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2 after “Bargaining” insert “and Establishment of Task Force”; and in line 7, after “law,” insert “establishing the Task Force on Maryland Environmental Service Unionization; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a”

certain date; providing for the effective dates of this Act; providing for the termination of certain provisions of this Act;”.

AMENDMENT NO. 2

On page 3, after line 30, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) There is a Task Force on Maryland Environmental Service Unionization.

(b) The Task Force consists of the following members:

(1) one member of the Senate of Maryland, appointed by the President of the Senate;

(2) one member of the Senate of Maryland, appointed by the Senate minority leader;

(3) one member of the House of Delegates, appointed by the Speaker of the House;

(4) one member of the House of Delegates, appointed by the House minority leader;

(5) the Secretary of Labor, Licensing, and Regulation, or the Secretary’s designee;

(6) the Executive Director of the State Labor Relations Board, or the Executive Director’s designee;

(7) the Director of the Maryland Environmental Service, or the Director’s designee;

(8) one representative of the Maryland Environmental Service specializing in human resources, appointed by the Director of the Maryland Environmental Service; and

(9) one representative of the American Federation of State, County, and Municipal Employees, appointed by the Governor.

(c) The Governor shall designate the chair of the Task Force.

(d) The State agencies represented on the Task Force shall provide staff for the Task Force.

(e) A member of the Task Force:

(1) may not receive compensation as a member of the Task Force; but

(2) is entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.

(f) The Task Force shall:

(1) study the need for unionization for employees of the Maryland Environmental Service;

(2) evaluate the cost implications associated with unionization for the Maryland Environmental Service and customers of the Maryland Environmental Service; and

(3) make recommendations regarding the matters studied and evaluated by the Task Force.

(g) On or before December 15, 2017, the Task Force shall report its findings and recommendations to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.”;

and strike in their entirety lines 31 and 32 and substitute:

“SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect June 1, 2017. It shall remain effective for a period of 1 year and, at the end of May 31, 2018, with no further action required by the General Assembly, Section 2 of this Act shall be abrogated and of no further force and effect.

SECTION 4. AND BE IT FURTHER ENACTED, That, except as provided in Section 3 of this Act, this Act shall take effect October 1, 2019.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 49 Negative – 88 (See Roll Call No. 991)

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

Affirmative – 91 Negative – 46 (See Roll Call No. 992)

The Bill was then returned to the Senate.

CONCURRENCE CALENDAR NO. 2

AMENDED IN THE SENATE

House Bill 978 – ~~Delegate Luedtke~~ Delegates Luedtke, Tarlau, Mosby, M. Washington, A. Washington, C. Howard, Turner, Kaiser, Ebersole, Patterson, D. Barnes, and Ali

AN ACT concerning

**Education – Accountability – Consolidated State Plan and Support and
Improvement Plans
(Protect Our Schools Act of 2017)**

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

HB0978/823929/1

BY: Senator Pinsky

AMENDMENTS TO HOUSE BILL 978, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 14, before “requiring” insert “requiring a certain academic indicator to be a certain measure;”.

AMENDMENT NO. 2

On page 4 of the bill, in line 33, strike “3.”.

On page 2 of the Education, Health, and Environmental Affairs Committee Amendments (HB0978/934433/1), in Amendment No. 2, strike beginning with “ACCESS” in line 6 down through “ARTS” in line 9.

On page 5 of the bill, in line 1, strike “4.” and substitute “3.”; and in lines 18, 19, and 21, strike “5.”, “6.”, and “7.”, respectively, and substitute “4.”, “5.”, and “6.”, respectively.

On page 2 of the Education, Health, and Environmental Affairs Committee Amendments, in Amendment No. 3, strike beginning with “**EXCEPT**” in line 4 down through “**THE**” in line 5 and substitute “**THE**”.

On page 3 of the Education, Health, and Environmental Affairs Committee Amendments, in line 6 of Amendment No. 3, strike “55%” and substitute “65%”.

On page 6 of the bill, before line 11, insert:

“(VI) OF THE ACADEMIC INDICATORS ESTABLISHED BY THE STATE BOARD UNDER SUBPARAGRAPH (V) OF THIS PARAGRAPH, ONE SHALL BE ACCESS TO OR CREDIT FOR COMPLETION OF A WELL-ROUNDED CURRICULUM THAT IS INDICATIVE OF ON-TRACK PROGRESS AT KEY TRANSITION POINTS WITHIN ELEMENTARY AND SECONDARY EDUCATION.”

The preceding 2 amendments were read and concurred in.

HB0978/934433/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 978

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “indicators;” insert “requiring one of the school quality indicators to be a certain school climate survey;”; in line 8, after “testing” insert “, subject to a certain exception”; and strike beginning with “requiring” in line 8 down through “growth” in line 13 and substitute “requiring the State Board of Education to establish a certain composite score that provides for certain differentiation; requiring a certain composite score to include certain indicators and incorporate a certain methodology; prohibiting a certain total of academic indicators from exceeding a certain percentage of a composite score; requiring a certain composite score to be calculated in a certain manner; prohibiting a certain composite score from being reported in a certain format; prohibiting certain indicators from being weighted in a certain manner; specifying that the final”

weights of certain indicators, subject to certain provisions of law, are determined by the State Board, with certain stakeholder input".

On page 2, in line 2, after "circumstances;" insert "authorizing a certain plan to include a lengthening of the school year, notwithstanding certain laws, regulations, or executive orders;"; and in line 5, after "limitations;" insert "specifying that a certain decision of the Department is final;".

AMENDMENT NO. 2

On page 4, in line 27, after "STUDENTS" insert "OR THE LEVEL OF STUDENT SUCCESS"; after line 27, insert:

"(II) 1. ONE OF THE SCHOOL QUALITY INDICATORS UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE SCHOOL CLIMATE SURVEYS.

2. THE SCHOOL CLIMATE SURVEYS SHALL INCLUDE AT LEAST ONE QUESTION TO EDUCATORS REGARDING THE RECEIPT OF CRITICAL INSTRUCTIONAL FEEDBACK.";

in line 28, strike "(II) SCHOOL" and substitute "(III) OTHER SCHOOL"; strike beginning with the comma in line 28 down through "TO" in line 29; and in line 33, strike "SCHOOL CLIMATE SURVEYS" and substitute "ACCESS TO OR CREDIT FOR COMPLETION OF A WELL-ROUNDED CURRICULUM BY THE END OF NINTH GRADE, INCLUDING MATHEMATICS, ENGLISH LANGUAGE ARTS, SCIENCE, SOCIAL STUDIES, AND RELATED ARTS".

AMENDMENT NO. 3

On page 5, in line 15, after "PROGRAMS;" insert "AND"; strike beginning with "AND" in line 16 down through "CERTIFICATION;" in line 17; in lines 24 and 26, strike "(III)" and "(IV) 1.", respectively, and substitute "(IV)" and "(V)", respectively; and in line 24, strike "THE" and substitute "EXCEPT AS PROVIDED IN ITEM (III)3 OF THIS PARAGRAPH, THE".

On page 6, strike in their entirety lines 1 through 10, inclusive; and after line 10, insert:

“1. THE STATE BOARD SHALL ESTABLISH A COMPOSITE SCORE THAT PROVIDES FOR MEANINGFUL DIFFERENTIATION OF SCHOOLS UNDER THE SCHOOL ACCOUNTABILITY SYSTEM.

2. THE COMPOSITE SCORE ESTABLISHED UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH SHALL:

A. INCLUDE BOTH ACADEMIC AND SCHOOL QUALITY INDICATORS; AND

B. INCORPORATE A METHODOLOGY THAT COMPARES SCHOOLS THAT SHARE SIMILAR DEMOGRAPHIC CHARACTERISTICS, INCLUDING THE PROPORTION OF ECONOMICALLY DISADVANTAGED STUDENTS, AS DEFINED BY THE STATE IN ACCORDANCE WITH FEDERAL LAW.

3. THE COMBINED TOTAL OF THE ACADEMIC INDICATORS MAY NOT EXCEED 55% OF THE COMPOSITE SCORE.

4. THE COMPOSITE SCORE:

A. SHALL BE CALCULATED NUMERICALLY IN A PERCENTILE FORM; AND

B. MAY NOT BE REPORTED USING A LETTER GRADE MODEL.

5. NO ACADEMIC INDICATOR MAY BE WEIGHTED AS LESS THAN 10% OF THE TOTAL AMOUNT OF THE COMPOSITE SCORE.

6. NO SCHOOL QUALITY INDICATOR DESCRIBED UNDER SUBSECTION (C)(2) OF THIS SECTION MAY BE WEIGHTED AS LESS THAN 10% OF THE TOTAL AMOUNT OF THE COMPOSITE SCORE.

7. SUBJECT TO THIS SUBPARAGRAPH, THE FINAL WEIGHTS OF THE ACADEMIC AND SCHOOL QUALITY INDICATORS SHALL BE DETERMINED BY THE STATE BOARD, WITH STAKEHOLDER INPUT.”

AMENDMENT NO. 4

On page 8, in line 6, strike “AND (3)”; after line 24, insert:

“(2) NOTWITHSTANDING ANY LAW, REGULATION, OR EXECUTIVE ORDER, A PLAN UNDER THIS SECTION MAY INCLUDE A LENGTHENING OF THE SCHOOL YEAR BEYOND 180 DAYS OR ANY OTHER LIMITATION.”;

and in line 25, strike “(2)” and substitute “(3)”.

AMENDMENT NO. 5

On page 9, strike lines 8 and 9 in their entirety; in lines 10 and 13, strike “(V)” and “(VI)”, respectively, and substitute “(IV)”, and “(V)”, respectively; and after line 13, insert:

“(3) A DECISION OF THE DEPARTMENT UNDER THIS SUBSECTION IS FINAL.”.

The preceding 5 amendments were read and concurred in.

HB0978/433821/1

BY: Senator Ferguson

AMENDMENT TO HOUSE BILL 978, AS AMENDED

On page 2 of the Education, Health, and Environmental Affairs Committee Amendments (HB0978/934433/1), in line 14 of Amendment No. 3, strike “AND”.

On page 3 of the Education, Health, and Environmental Affairs Committee Amendments, in line 4 of Amendment No. 3, after “LAW” insert “; AND

C. BE REPORTED IN A MANNER THAT STATES FOR EACH SCORE THE INDIVIDUAL INDICATOR SCORE THAT IS USED TO CALCULATE THE COMPOSITE SCORE FOR EACH SCHOOL”.

The preceding amendment was read and concurred in.

HB0978/743322/1

BY: Senator Rosapepe

AMENDMENT TO HOUSE BILL 978

(Third Reading File Bill)

On page 7, in line 19, after “PARENTS,” insert “LOCAL”; and in the same line, strike “MEMBERS” and substitute “LEADERS, LOCAL EMPLOYER LEADERS, LOCAL GOVERNMENT LEADERS”.

The preceding amendment was read and concurred in.

Delegate Davis moved the previous question.

The motion was adopted by a roll call vote as follows:

Affirmative – 88 Negative – 49 (See Roll Call No. 993)

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

Affirmative – 87 Negative – 50 (See Roll Call No. 994)

CONCURRENCE CALENDAR NO. 3**AMENDED IN THE SENATE**

House Bill 684 – Delegates Krebs, Anderson, Beitzel, Ciliberti, Conaway, Glenn, Hayes, Jacobs, Kittleman, Lierman, McCray, McIntosh, Oaks, Rose, Rosenberg, ~~and Shoemaker~~ Shoemaker, and M. Washington

AN ACT concerning

Education – ~~Grant~~ State Grants for Declining Education Aid

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

HB0684/849838/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 684

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “stating” in line 8 down through “circumstance;” in line 10; and in line 14, after “year;” insert “requiring the Baltimore City Board of School Commissioners to make certain disbursements to public charter schools in certain fiscal years; requiring the Baltimore City Board of School Commissioners, by a certain date, to contract with a certain accountant to conduct a certain audit; requiring the Baltimore City Board of School Commissioners to consult with the Secretary of Budget and Management on the scope of the audit; requiring the Baltimore City Public School System to fully submit to a certain audit and provide certain documents, records, and information; requiring a certain accountant to make a certain report to certain entities by a certain date; requiring the Baltimore City Board of School Commissioners to comply with certain requirements as a condition of receiving certain funds; requiring the Baltimore City Board of School Commissioners to develop a certain financial recovery plan and to submit the plan to certain entities by a certain date and to make certain quarterly reports; requiring the Mayor of Baltimore City and the Baltimore City Council to develop a certain plan by a certain date and submit the plan to certain entities;”.

On page 5, in line 27, strike “3.” and substitute “2.”.

On page 6, in line 9, strike “4.” and substitute “5.”.

AMENDMENT NO. 2

On page 5, in lines 1 and 4, in each instance, strike “SEEKS TO ENROLL” and substitute “ENROLLS”; in line 14, after the first “THE” insert “FOLLOWING PERCENTAGE OF THE”; in line 17, after “YEAR” insert “:

(1) FOR FISCAL YEAR 2018, 50%;

(2) FOR FISCAL YEAR 2019, 75%; AND

(3) FOR FISCAL YEAR 2020, 100%”;

and strike in their entirety lines 21 through 26, inclusive.

AMENDMENT NO. 3

On page 6, after line 8, insert:

“(d) The Baltimore City Board of School Commissioners shall disburse any additional revenue appropriated by Baltimore City and the State to Baltimore City Public Schools in fiscal years 2018 through 2020 to public charter schools in amounts that are commensurate with the amounts disbursed to other public schools in the City.”

SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) (1) On or before December 31, 2017, the Baltimore City Board of School Commissioners shall contract with an independent certified public accountant to conduct an independent, comprehensive audit of the Baltimore City Public School System.

(2) The Baltimore City Board of School Commissioners shall consult with the Secretary of Budget and Management on the scope of the audit.

(b) The accountant selected under subsection (a) of this section:

(1) shall be licensed to practice accounting in the State;

(2) shall be experienced and qualified in accounting and auditing public bodies; and

(3) may not have a direct or indirect personal interest in the affairs of Baltimore City or the Baltimore City Public School System.

(c) The Baltimore City Public School System shall fully submit to the audit and provide any and all documents, records, and information requested by the accountant.

(d) The accountant shall perform the audit in accordance with generally accepted government auditing standards.

(e) On or before December 31, 2019, the accountant shall report and present its findings, conclusions, and recommendations to the Secretary of Budget and Management; the State Board of Education; in accordance with § 2–1246 of the State Government Article, the General Assembly, the Senate Budget and Taxation Committee, and the House Appropriations Committee; the Mayor of Baltimore City; and the Baltimore City Board of School Commissioners.

SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) As a condition of receiving State funds under Section 1 of this Act, the Baltimore City Board of School Commissioners shall comply with the requirements of this section.

(b) The Baltimore City Board of School Commissioners shall develop a financial recovery plan that shall:

(1) address all repeat findings from the Office of Legislative Audits; and

(2) include steps to:

(i) eliminate the structural deficits of the Baltimore City Public School System by fiscal year 2020;

(ii) balance the Baltimore City Public School System budget and future deficits;

(iii) alter permanent and temporary staffing levels and review existing employment contracts and attrition levels to achieve greater efficiency, including size and scope of the Baltimore City Public School System central office;

(iv) alter the administrative organization of the Baltimore City Public School System to achieve greater efficiency;

(v) conduct special audits or further studies to analyze the effectiveness of the financial recovery plan; and

(vi) establish a capital budget that maximizes the use of available resources to address infrastructure deficiencies.

(c) By August 1, 2017, the Baltimore City Board of School Commissioners shall submit the financial recovery plan to the Mayor of Baltimore City, the Secretary of Budget and Management, and, in accordance with § 2–1246 of the State Government Article, the Senate Budget and Taxation Committee and the House Appropriations Committee.

(d) (1) The Baltimore City Board of School Commissioners shall report quarterly on the progress of the financial recovery plan to the Mayor of Baltimore City, the Secretary of Budget and Management, and, in accordance with § 2–1246 of the State

Government Article, the Senate Budget and Taxation Committee and the House Appropriations Committee.

(2) The first quarterly report shall be submitted no later than November 1, 2017.

(3) The financial recovery plan shall be a public record and be posted on the Baltimore City Public School System's Web site.

(e) By August 1, 2017, the Mayor of Baltimore City and the Baltimore City Council shall develop a plan to sell, lease, convey, assign, or dispose of surplus school system assets and submit the plan to the Secretary of Budget and Management, and, in accordance with § 2–1246 of the State Government Article, the Senate Budget and Taxation Committee and the House Appropriations Committee.”.

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 – 129 Negative – 8 (See Roll Call No. 995)

SPECIAL ORDERS

Senate Bill 1034 – Senators King, Astle, Currie, Ferguson, Guzzone, Klausmeier, Madaleno, Manno, McFadden, Muse, Nathan–Pulliam, Peters, Smith, and Zucker

AN ACT concerning

**Maryland Public Broadcasting Commission – Recording and Distribution
During Legislative Session – Funding**

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

FLOOR COMMITTEE AMENDMENT

SB1034/784760/1

BY: Appropriations Committee

AMENDMENT TO SENATE BILL 1034, AS AMENDED

(Third Reading File Bill)

On page 3, in line 4, after “Commission” insert “to record, archive, distribute, and stream on video the floor sessions of the General Assembly.”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 996)

ADJOURNMENT

At 6:19 P.M. on motion of Delegate Frick the House adjourned until 10:00 A.M. on Legislative Day March 25, 2017, Calendar Day, Wednesday, March 29, 2017.

Annapolis, Maryland
Legislative Day: March 25, 2017
Calendar Day: Wednesday, March 29, 2017
10:00 A.M. Session

The House met at 10:06 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Carlo Sanchez of Prince George's County.

QUORUM CALL

The presiding officer announced a quorum call, showing 130 Members present.

(See Roll Call No. 997)

EXCUSED:

Del. Folden – funeral

Del. Jackson – personal

Del. Kaiser – late – personal

Del. McDonough – illness

Del. Sydnor – illness

The Journal of March 28, 2017 was read and approved.

QUORUM CALL

The presiding officer announced a quorum call, showing 133 Members present.

(See Roll Call No. 998)

CALENDAR OF THIRD READING SENATE BILLS NO. 16

Senate Bill 460 – Senator Conway (By Request – Baltimore City Administration)

AN ACT concerning

**Education – Debt Service for Transferred Schools – County Reimbursement
Grace Period**

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

Affirmative – 134 Negative – 0 (See Roll Call No. 999)

The Bill was then returned to the Senate.

Senate Bill 1034 – Senators King, Astle, Currie, Ferguson, Guzzone, Klausmeier, Madaleno, Manno, McFadden, Muse, Nathan–Pulliam, Peters, Smith, and Zucker

AN ACT concerning

**Maryland Public Broadcasting Commission – Recording and Distribution
During Legislative Session – Funding**

Delegate McIntosh moved to make the Bill a Special Order for Thursday.

The motion was adopted.

Senate Bill 1198 – Prince George’s County Senators

AN ACT concerning

Prince George’s County Regional Medical Center Act of 2017

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

Affirmative – 90 Negative – 44 (See Roll Call No. 1000)

The Bill was then returned to the Senate.

ECONOMIC MATTERS COMMITTEE REPORT NO. 23

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

House Bill 1169 – Delegates Mautz, Adams, and Anderton

AN ACT concerning

Task Force on Internet, Wireless, and Cellular Service on the Eastern Shore

HB1169/143599/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1169

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Anderton” and substitute “Anderton, Arentz, Aumann, Barkley, Brooks, Fennell, Frick, Glenn, Jameson, W. Miller, Valderrama, Waldstreicher, and C. Wilson”.

AMENDMENT NO. 2

On page 1, strike line 2 in its entirety and substitute “Connecting Rural Maryland Act of 2017”; in line 3, after “on” insert “Rural”; in the same line, after “Internet” insert “, Broadband”; in line 4, strike “on the Eastern Shore”; in line 5, after “Force;” insert “authorizing the chair of the Task Force to appoint additional members to the Task Force as deemed necessary by the chair;”; in line 10, after the first “on” insert “Rural”; in the same line, after “Internet” insert “, Broadband”; and in lines 10 and 11, strike “on the Eastern Shore”.

AMENDMENT NO. 3

On page 1, in line 14, after the first “on” insert “Rural”; in the same line, after “Internet” insert “, Broadband”; in lines 14 and 15, strike “on the Eastern Shore”; in line 16, strike “The” and substitute “Subject to subsection (c)(2) of this section, the”; in line 17, after “(1)” insert “four members of the Senate of Maryland, one who represents Western Maryland, one who represents Southern Maryland, one who represents the Eastern Shore, and one who represents Frederick, Carroll, or Harford counties, appointed by the President of the Senate;

(2) four members of the House of Delegates, one who represents Western Maryland, one who represents Southern Maryland, one who represents the Eastern Shore, and one who represents Frederick, Carroll, or Harford counties, appointed by the Speaker of the House;

(3);

in lines 18, 21, and 23, strike “(2)”, “(4)”, and “(5)”, respectively, and substitute “(4)”, “(5)”, and “(9)”, respectively; strike in their entirety lines 19 and 20; and strike beginning with “a” in line 21 down through “League” in line 22 and substitute “the Executive Director of the Rural Maryland Council, or the Executive Director’s designee;

(6) one representative of the Public Service Commission, appointed by the Chairman of the Commission;

(7) one representative of each regional council in Western Maryland, Southern Maryland, and the Eastern Shore, appointed by the council of that region;

(8) one representative of a multicounty organization serving rural communities in Frederick, Carroll, or Harford counties, appointed by the chair of the Task Force".

On page 2, in line 1, strike "one representative of Verizon;" and substitute "four representatives from the Internet and Broadband industry; and"; strike beginning with "one" in line 2 down through "Association" in line 4 and substitute "four representatives from the telecommunications industry"; in line 5, after "(c)" insert "(1)"; in the same line, strike "Governor shall designate" and substitute "Executive Director of the Rural Maryland Council, or the Executive Director's designee, shall serve as"; after line 5, insert:

"(2) The chair of the Task Force may appoint additional members to the Task Force as deemed necessary by the chair.";

in line 12, after "how" insert "Western Maryland counties, Southern Maryland counties,"; in line 13, after "counties" insert ", and Frederick, Carroll, and Harford counties"; in the same line, after "Internet" insert ", Broadband"; in line 14, after "accessibility" insert "in Western Maryland, in Southern Maryland,"; in the same line, after "Shore" insert ", and in Frederick, Carroll, and Harford counties"; in line 15, strike "The" and substitute "In accordance with paragraph (3) of this subsection, the"; strike beginning with "include" in line 15 down through "Shore" in line 17 and substitute ":

(i) assess current Internet, Broadband, wireless, cellular, and landline service connectivity;

(ii) assess coverage for the users located at the end of the:

1. Internet service connectivity;
2. Broadband service connectivity;
3. wireless service connectivity;
4. cellular service connectivity; and

5. landline service connectivity;

(iii) evaluate redundancies and gaps in the current Internet, Broadband, wireless, cellular, and landline service connectivity; and

(iv) evaluate any federal funds applied for in response to any previous Broadband task force in the State.

(3) The study required under paragraph (1) of this subsection shall be based on publicly available and nonconfidential information”;

and in line 18, strike “December 31” and substitute “November 30”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1350 – Delegates Rose, S. Howard, Afzali, Krebs, Lisanti, McKay, and Shoemaker

AN ACT concerning

Public Service Commission – Application for Certificate of Public Convenience and Necessity – Consistency With Comprehensive Plan

HB1350/513990/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1350

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “Commission” insert “, rather than the Department of Planning,”; in line 7, strike “or of a certain overhead transmission line”; in the same line, after “located” insert “and to certain public officials”; strike beginning with “each” in line 8 down through “whether” in line 9 and substitute “the Commission to take final action on the application only after due consideration of the consistency of”; in the same line, strike

“is consistent”; in line 10, after “plan” insert “and zoning and of certain efforts to resolve certain issues”; strike beginning with “prohibiting” in line 10 down through “definition,” in line 15; and strike in their entirety lines 17 through 26, inclusive.

On page 2, in line 1, strike “7–207(d)” and substitute “7–207(c)”.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 6 on page 2 through line 15 on page 3, inclusive.

On pages 3 through 5, strike in their entirety the lines beginning with line 18 on page 3 through line 6 on page 5, inclusive, and substitute:

“(c) (1) On receipt of an application for a certificate of public convenience and necessity under this section, the Commission shall provide notice immediately or require the applicant to provide notice immediately of the application to:

(i) the Department of Planning;

(ii) the governing body, AND IF APPLICABLE THE EXECUTIVE, of each county or municipal corporation in which any portion of the generating station, overhead transmission line, or qualified generator lead line is proposed to be constructed;

(iii) the governing body, AND IF APPLICABLE THE EXECUTIVE, of each county or municipal corporation within 1 mile of the proposed location of the generating station, overhead transmission line, or qualified generator lead line;

(iv) each member of the General Assembly representing any part of a county in which any portion of the generating station, overhead transmission line, or qualified generator lead line is proposed to be constructed;

(v) each member of the General Assembly representing any part of each county within 1 mile of the proposed location of the generating station, overhead transmission line, or qualified generator lead line; and

(vi) all other interested persons.

(2) The [Department of Planning] COMMISSION, WHEN SENDING THE NOTICE REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION, shall forward A COPY OF the application to:

(I) each appropriate State unit and unit of local government for review, evaluation, and comment regarding the significance of the proposal to State, area-wide, and local plans or programs; AND

(II) EACH MEMBER OF THE GENERAL ASSEMBLY INCLUDED UNDER PARAGRAPH (1)(IV) AND (V) OF THIS SUBSECTION WHO REQUESTS A COPY OF THE APPLICATION.”.

On page 5, in lines 7, 9, 12, 14, 15, 16, 17, 18, 20, and 21, strike “(1)”, “(I)”, “(II)”, “1.”, “2.”, “3.”, “4.”, “5.”, “6.”, and “7.”, respectively; in lines 9, 12, 14, 15, 16, 17, 18, 20, and 21, in each instance, strike the bracket; in line 11, strike “and”; in line 22, after “station” insert “; AND”

(3) FOR A GENERATING STATION:

(I) THE CONSISTENCY OF THE APPLICATION WITH THE COMPREHENSIVE PLAN AND ZONING OF EACH COUNTY OR MUNICIPAL CORPORATION WHERE ANY PORTION OF THE GENERATING STATION IS PROPOSED TO BE LOCATED; AND

(II) THE EFFORTS TO RESOLVE ANY ISSUES PRESENTED BY A COUNTY OR MUNICIPAL CORPORATION WHERE ANY PORTION OF THE GENERATING STATION IS PROPOSED TO BE LOCATED”;

and strike in their entirety lines 23 through 26, 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, Chair, for the Committee on Economic Matters reported favorably with amendments:

Senate Bill 8 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Insurance – Risk Management and Own Risk and Solvency Assessment Act

SB0008/763791/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 8

(Third Reading File Bill)

On page 5, in line 2, strike “INSURER” and substitute “CARRIER”.

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:

Senate Bill 21 – Chair, Finance Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Unemployment Insurance – Recovery of Benefits – Collection by Assessment

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 289 – ~~Senator Middleton~~ Senators Middleton, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe

AN ACT concerning

Maryland Insurance ~~Commissioner~~ Administration – Rate Making for Automobile and Homeowner’s Insurance – ~~Reports~~

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 479 – Senator Robinson

AN ACT concerning

Baltimore City – Alcoholic Beverages – Marketplace 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 534 – Senators Benson, Currie, Ferguson, Lee, Madaleno, Manno,
McFadden, Muse, Pinsky, Robinson, Smith, ~~and Young~~ Young, Mathias, and
Oaks**

AN ACT concerning

**Motor Vehicle Insurance – Discrimination in Underwriting and Rating –
Prohibitions**

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 620 – Washington County Senators

AN ACT concerning

**Washington County – Alcoholic Beverages – ~~Sales at Winery Special Events~~
Wineries – Special Event Permits**

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 681 – ~~Senator Ramirez~~ Senators Ramirez, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe

AN ACT concerning

Consumer Protection – Recovering of Bedding – Limitation

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 867 – Senators Klausmeier, Benson, Middleton, and Robinson

AN ACT concerning

~~Workers' Compensation – Failure to Report Accident or Action to Deter or Dissuade From Filing a Claim – Penalties~~ Accidental Personal Injury – Penalty

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 929 – Senator Astle

AN ACT concerning

Commercial Law – Consumer Protection – Door-to-Door Sales

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 1010 – ~~Senator Jennings~~ Harford County Senators

AN ACT concerning

Harford County – Alcoholic Beverages – Publication of Notices

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

CONFERENCE COMMITTEE REPORT

House Bill 151 – The Speaker (By Request – Administration)

AN ACT concerning

Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2017, and the Maryland Consolidated Capital Bond Loans of 2009, 2012, 2013, 2014, 2015, and 2016

REPORT OF THE CONFERENCE COMMITTEE ON HB 151 – THE CAPITAL BUDGET BILL

(See Exhibit Z of Appendix II)

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 123 Negative – 13 (See Roll Call No. 1001)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 1002)

ADJOURNMENT

At 10:41 A.M. on motion of Delegate Frick the House adjourned until 10:00 A.M. on Legislative Day March 26, 2017, Calendar Day, Thursday, March 30, 2017.

NOTATION: After session today, at 3:59 P.M., the Chief Clerk's Office delivered the following bills to the Governor's Office: House Bills 5, 74, 119, 151, 152, 271, 503, 516, 642, 684, 913, 924, 978, 1083, 1109, 1325, and 1632.

Annapolis, Maryland
Legislative Day: March 26, 2017
Calendar Day: Thursday, March 30, 2017
10:00 A.M. Session

The House met at 10:13 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Deborah C. Rey of St. Mary's County.

QUORUM CALL

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

(See Roll Call No. 1003)

EXCUSED:

Del. Davis – business

Del. Jackson – mother's death

The Journal of March 29, 2017 was read and approved.

YEAS AND NAYS NO. 8

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 82	Del. Carr	Woodrow Wilson Bridge and Tunnel Compact – Repeal
HB 116	The Speaker	Maryland Ins Admin – Sunset Review – Required Rpts and Repeal of Preliminary Evaluation Requirement
HB 117	The Speaker	Elevator Safety Review Board – Sunset Extension, Program Evaluation, and Reporting Requirement
HB 173	Del. Arentz	Baltimore Metropolitan Council – Queen Anne's County – Membership

NUMBER	SPONSOR	CONTENT
HB 180	Del. Morhaim	Department of Health and Mental Hygiene – Renaming
HB 291	Del. Davis	Homeowner’s Insurance – Notices
HB 324	Del. Korman	State Personnel – Leap Year – Personal Leave
HB 446	Charles County Delegation	Charles County – Collective Bargaining for Public Safety Officials
HB 451	Del. Cluster	Insurance – Bail Bondsmen – Continuing Education Requirements
HB 457 (Emerg)	Charles County Delegation	Charles Co – State’s Attorney’s Office and Child Support Enfrcmt Admin – Transfer of Prsnl
HB 505	Del. McMillan	Maryland Tourism Development Board – Destination Marketing Organization Officials – Voting Rights
HB 511	Del. Jameson	Public Utilities – Water Companies and Sewage Disposal Companies – Rate Cases and Proceedings
HB 524	Del. Jacobs	Public Health – Required Temperatures for Sale of Crab Meat – Repeal
HB 534	Del. Parrott	Railroad Grade Crossings – Exempt Highway–Rail Grade Crossing Plaque
HB 565	Carroll County Delegation	Carroll County – Detention Center – Polygraph Testing
HB 605 (Emerg)	Washington County Delegation	PenMar Development Corporation – Dissolution – Authority of Washington County Over Fort Ritchie
HB 675 (Emerg)	Del. Sample–Hughes	Health Insurance – Coverage for Digital Tomosynthesis
HB 718	Del. Carey	Financial Institutions – Qualifications of Directors of Commercial Banks – Residency

NUMBER	SPONSOR	CONTENT
HB 800	Del. Adams	Insurance Premiums – Payment by Credit Card – Reimbursement for Expenses
HB 913	Del. Rosenberg	Attorney General – Powers – Maryland Defense Act of 2017
HB 999	Del. Davis	Public Utilities – Telephone Lifeline Service – Revisions
HB 1632 (Emerg)	Del. Kipke	Public Health – Certificates of Birth – Births Outside an Institution

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

MESSAGE FROM THE SENATE

INTRODUCTORY SENATE BILLS NO. 41

Senate Bill 317 – The President (By Request – Administration) and Senators Bates, Cassilly, Eckardt, Edwards, Hershey, Hough, Jennings, Mathias, McFadden, Salling, Serafini, Simonaire, ~~and Waugh~~ Waugh, Kasemeyer, Madaleno, Currie, DeGrange, Ferguson, Guzzone, King, Peters, Klausmeier, and Rosapepe

AN ACT concerning

More Jobs for Marylanders Act of 2017

FOR the purpose of requiring the Governor each fiscal year to appropriate at least a certain amount for the Partnership for Workforce Quality Program; establishing the More Jobs for Marylanders Program within the Department of Commerce to provide certain manufacturing business entities tax credits and benefits for a certain number of years; ~~providing that certain business entities receiving tax credits under certain programs are not eligible to receive the credits or benefits under the Program;~~ requiring the Department to administer the Program; authorizing certain types of businesses to receive certain credits ~~and benefits~~ under the Program; providing for the termination of certain business entities from the Program under certain circumstances; authorizing the Secretary of the Department to ~~establish~~ adopt any regulation necessary to implement the Program; requiring the Department to report

to the General Assembly on or before a certain date; ~~providing that certain business entities certified under the Program are not required to pay certain fees;~~ establishing a Workforce Development Sequence Scholarship to be administered by the Office of Student Financial Assistance in the Maryland Higher Education Commission; authorizing an individual to apply to the Office for a scholarship if the individual is an eligible student; providing for the uses of the scholarship; establishing the maximum award amount of the scholarship; requiring the Governor annually to include at least a certain appropriation in the State budget to the Commission for the Workforce Development Sequence Scholarship; requiring the Commission to submit a certain report to the General Assembly on or before a certain date each year; requiring the State Board of Education to develop, on or before a certain date and in consultation with the Department of Labor, Licensing, and Regulation and the Governor's Workforce Development Board, certain goals for percentages of certain students for completing certain career and technical education programs and earning certain credentials; requiring the Maryland Longitudinal Data System Center and the Board to develop certain income earnings goals; stating certain goals of the State; requiring, on or before a certain date, the State Board to develop a method to consider, under certain circumstances, a student's attainment of a certain credential or completion of a certain apprenticeship program as equivalent to a certain Advanced Placement examination score for a certain purpose; requiring the State Board to report to the Governor and the General Assembly on or before a certain date regarding the progress toward attaining certain goals; requiring the Division of Workforce Development and Adult Learning in the Department to partner with certain State departments to identify, by a certain date, opportunities to create certain registered apprenticeship programs for a certain purpose; requiring the Division to identify opportunities to create certain registered apprenticeship programs to address the workforce needs of the State; allowing a credit against the State income tax for certain income of business entities certified under the Program; ~~authorizing an exemption from the State sales and use tax for certain costs of certain business entities certified under the Program;~~ ~~providing a credit against the State property tax for certain business entities certified under the Program;~~ allowing a credit against the State income tax for the employment of a certain eligible apprentice under certain circumstances; providing an exemption for certain property of a manufacturing entity from a certain limitation on the applicability of certain Maryland income tax modifications for certain deductions for the cost of business property placed in service that is treated as an expense for federal income tax purposes; providing an exemption for certain property of a manufacturing entity from a certain limitation on the applicability of certain Maryland income tax modifications for a certain additional depreciation allowance under the federal income tax for business property placed in service; requiring certain agencies to report certain information; stating a certain finding of the General Assembly; requiring the Governor to work with the chief executive officers of certain states to negotiate a certain agreement by a certain date; requiring the agreement to specify certain information; requiring the executives to propose certain approaches to ensure compliance with the agreement; requiring the Governor to report to certain committees of the General Assembly on or before a certain date; defining certain terms; providing for the application of this Act; providing for the termination of a

certain provision of this Act; and generally relating to certain ~~tax credits, income tax credits, incentives, and workforce development programs. exemptions, and other benefits for certain manufacturing businesses.~~

BY repealing and reenacting, without amendments,

Article – Economic Development

Section ~~1–101(a), (b), (c), and (f)~~ 1–101(a), (b), and (f), 3–402, and 6–101(a) and (e)

Annotated Code of Maryland

(2008 Volume and 2016 Supplement)

BY adding to

Article – Economic Development

Section 3–411(g); and 6–801 through 6–809 to be under the new subtitle “Subtitle 8.

More Jobs for Marylanders Program”

Annotated Code of Maryland

(2008 Volume and 2016 Supplement)

~~BY repealing and reenacting, with amendments,~~

~~Article – Corporations and Associations~~

~~Section 1–203.1~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2016 Supplement)~~

BY repealing and reenacting, without amendments,

Article – Education

Section 18–101(a) through (c)

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

BY adding to

Article – Education

Section 18–3301 through 18–3304 to be under the new subtitle “Subtitle 33.

Workforce Development Sequence Scholarships”; and 21–204

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,

Article – Labor and Employment

Section 11–102(a)

Annotated Code of Maryland

(2016 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 11–103

Annotated Code of Maryland

(2016 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–210.1(a) and (b)(1) and (3)
Annotated Code of Maryland
(2016 Replacement Volume)

BY adding to
Article – Tax – General
Section 10–741 and ~~11–233~~ 10–742
Annotated Code of Maryland
(2016 Replacement Volume)

~~BY adding to
Article – Tax – Property
Section 9–110
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)~~

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

Senate Bill 572 – ~~Senator Simonaire~~ Senators Simonaire, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Oaks, Reilly, and Rosapepe

AN ACT concerning

Investigational Drugs, Biological Products, and Devices – Right to Try Act

FOR the purpose of authorizing a manufacturer of an investigational drug, biological product, or device to provide the investigational drug, biological product, or device to certain patients; specifying the manner in which an investigational drug, biological product, or device may be provided to certain patients; authorizing a manufacturer of an investigational drug, biological product, or device to require an eligible patient to pay certain costs, subject to certain limitations; ~~establishing that the heirs of certain patients are not liable for certain debts~~ requiring a manufacturer of an investigational drug, biological product, or device to notify a certain patient and a certain health care provider of certain side effects or risks; requiring the Office of the Attorney General to develop an informed consent form that meets certain requirements; providing for the construction of certain provisions of this Act; ~~establishing that a certain manufacturer may enforce a certain claim against the estate of a certain patient, but not the patient's heirs or legatees, except under certain circumstances;~~ prohibiting a health occupations board, under certain circumstances, from revoking, failing to renew, suspending, or taking certain action against a health care provider's license based solely on a certain recommendation of the health care provider; prohibiting the Department of Health and Mental Hygiene from taking action against a health care provider's Medicare certification based

solely on a certain recommendation of the health care provider or certain treatment provided by a health care provider; prohibiting an official, employee, or agent of the State from blocking or attempting to block a certain patient's access to an investigational drug, biological product, or device; establishing that this Act does not create a certain cause of action; providing for the effect of certain provisions of this Act; defining certain terms; and generally relating to the provision of investigational drugs, biological products, and devices in the State.

BY adding to

Article – Health – General

Section 21-2B-01 through ~~21-2B-07~~ 21-2B-06 to be under the new subtitle
“Subtitle 2B. Right to Try Act”

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

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

Senate Bill 871 – Senator Zucker

AN ACT concerning

Education – Accountability – Consolidated State Plan and Support and Improvement Plans (Protect Our Schools Act of 2017)

FOR the purpose of requiring a certain educational accountability program to include at least a certain number of school quality indicators; requiring one of the school quality indicators to be a certain school climate survey; authorizing certain school quality indicators to include certain factors; prohibiting certain school quality indicators from being based on student testing, subject to a certain exception; ~~requiring that certain indicators be given equal weight under certain circumstances; prohibiting a certain total of certain indicators from exceeding a certain percentage of a certain score~~ requiring the State Board of Education to establish a certain composite score that provides for certain differentiation; requiring a certain composite score to include certain indicators and incorporate a certain methodology; prohibiting a certain total of academic indicators from exceeding a certain percentage of a composite score; requiring a certain composite score to be calculated in a certain manner; prohibiting a certain composite score from being reported in a certain format; prohibiting certain indicators from being weighted in a certain manner; specifying that the final weights of certain indicators, subject to certain provisions of law, are determined by the State Board, with certain stakeholder input; requiring a certain academic indicator to be a certain measure; requiring a county board of education to develop and implement a Comprehensive Support and Improvement Plan for certain schools under certain circumstances; providing for the content and requirements of a Comprehensive Support and Improvement Plan; requiring a school to develop and implement a Targeted Support and Improvement Plan for certain schools under certain circumstances; providing for the content and

requirements of a Targeted Support and Improvement Plan; requiring certain entities to approve, monitor, and annually review a certain plan; requiring a plan to be implemented in compliance with certain collective bargaining agreements; requiring the State Department of Education to distribute federal funds for the implementation of a certain plan in a certain manner; requiring a county board, after a certain time period, to consult with a school to develop certain strategies under certain circumstances; authorizing a certain plan to include a lengthening of the school year, notwithstanding certain laws, regulations, or executive orders; requiring the Department, after a certain time period, to collaborate with a certain county board in determining the appropriate intervention strategy under certain circumstances, subject to certain limitations; specifying that a certain decision of the Department is final; providing for the construction of certain provisions of this Act; and generally relating to education accountability plans.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–203
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

BY adding to
Article – Education
Section 7–203.4
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

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

Senate Bill 1081 – Senators Madaleno, Astle, Benson, Brochin, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Lee, Manno, Mathias, McFadden, Middleton, Nathan–Pulliam, Oaks, Pinsky, Robinson, Rosapepe, Smith, Young, Zirkin, and Zucker

AN ACT concerning

Health – Family Planning Services – Continuity of Care

FOR the purpose of establishing the Family Planning Program in the Department of Health and Mental Hygiene; providing for the purpose of the Program; requiring the Program to provide family planning services to certain individuals through certain providers; authorizing the Department to adopt certain regulations; requiring that funding used to support family planning services under the Program shall be in addition to certain funding; requiring the Maryland Medical Assistance Program to ensure access to and the continuity of services provided by certain family planning providers in a certain manner; defining certain terms; and generally relating to family planning services.

BY adding to

Article – Health – General

Section 13–3401 and 13–3402 to be under the new subtitle “Subtitle 34. Family Planning Program”

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,

Article – Health – General

Section 15–101(a) and (h)

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 15–102.1(b)

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

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

Senate Bill 1177 – Senators Jennings and Norman

AN ACT concerning

**Harford County – Alcoholic Beverages – ~~Interest in More Than One License~~
Common Direct or Indirect Sharing of Profit**

FOR the purpose of ~~specifying that a percentage rent provision in a commercial lease does not constitute an interest in an alcoholic beverages license in Harford County;~~
repealing in Harford County a provision of law stating that a condition of a common direct or indirect sharing between certain persons of profit from the sale of alcoholic beverages gives rise to a presumption of indirect ownership interest in an alcoholic beverages license; and generally relating to alcoholic beverages in Harford County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 22–102 and 22–1501

Annotated Code of Maryland

(2016 Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 22–1503

Annotated Code of Maryland

(2016 Volume and 2016 Supplement)

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

WAYS AND MEANS COMMITTEE REPORT NO. 18

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

Senate Bill 101 – Senator Waugh

AN ACT concerning

St. Mary's County – Licensing and Operation of Amusement Devices – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 297 – Senator Waugh

AN ACT concerning

St. Mary's County – Tax Exemptions – Repeal of Local Provisions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 518 – Senators Young and Hough

AN ACT concerning

Frederick County – Gaming Events – Sunday Hours of Operation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 569 – Charles County Senators

AN ACT concerning

Charles County – Property Tax Credit – ~~Commerce Zones~~ Priority Funding Areas

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 19

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

House Bill 813 – Delegates Bromwell, Buckel, and M. Washington

AN ACT concerning

State Lottery Tickets – Internet Sales – Prohibition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 54 – Senators Young and Waugh

AN ACT concerning

Motor Fuel Tax – Aviation Gasoline – Definition

SB0054/815965/1

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 54

(Third Reading File Bill)

On page 1, in lines 10 and 15, in each instance, strike “(2010 Replacement Volume and 2016 Supplement)” and substitute “(2016 Replacement Volume)”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 111 – Senator McFadden

AN ACT concerning

Recordation and Transfer Taxes – Exemptions – Property Conveyed From Sole Proprietorship to Limited Liability Company

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 145 – Senators Pinsky and Jennings

AN ACT concerning

Education – Statewide Kindergarten Assessment – Completion

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 201 – Senators King, Benson, Currie, Feldman, Kagan, Manno, Peters, Smith, Young, and Zucker

AN ACT concerning

Education – Fire Drill Requirements – State Fire Prevention Code

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 359 – Senators Madaleno, Benson, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Lee, Manno, Muse, Peters, Pinsky, Robinson, Rosapepe, Smith, and Zucker

AN ACT concerning

**Education – Maryland Meals for Achievement In-Classroom Breakfast Program
– Administration
(Maryland Meals for Achievement for Teens Act of 2017)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 361 – Senators Madaleno, Benson, DeGrange, Ferguson, Guzzone,
Kagan, Kasemeyer, Kelley, King, Lee, Manno, Muse, Peters, Pinsky,
Robinson, Rosapepe, Smith, Young, ~~and Zucker~~ Zucker, Currie, McFadden,
Eckardt, Edwards, and Serafini**

AN ACT concerning

Hunger-Free Schools Act of 2017

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 397 – Senators ~~Edwards and Madaleno~~, Madaleno, and Eckardt

AN ACT concerning

**Local Income Tax Overpayments – Local Reserve Account Repayment –
Forgiveness**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 485 – ~~Senator Serafini~~ Senators Serafini, Bates, Nathan-Pulliam,
Robinson, Salling, Young, and Zucker**

AN ACT concerning

**Education – Remote Classroom Technology Grant Program – Establishment
(Peyton's Bill)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 496 – Chair, Budget and Taxation Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

Gaming – Reconciliation of Proceeds – Licensee Payments

SB0496/555969/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 496

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “day,” insert “making this Act subject to a certain contingency;”.

AMENDMENT NO. 2

On page 3, in line 14, after “2017” insert “, contingent on the taking effect of Chapter (H.B. 1227) of the Acts of the General Assembly of 2017, and if Chapter (H.B. 1227) does not become effective, this Act shall be null and void without the necessity of further action by the General Assembly”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

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

Senate Bill 497 – Chair, Budget and Taxation Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

**Gaming – Video Lottery ~~Operation License – Renewal Term~~ Facilities –
Operation License Renewal Term and Local Development Council Membership**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 498 – Chair, Budget and Taxation Committee (By Request –
Departmental – Commerce)**

AN ACT concerning

**Video Lottery Terminals – Small, Minority, and Women-Owned Businesses
Account – Transfer of Authority**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 1004)

CALENDAR OF THIRD READING HOUSE BILLS NO. 106

**House Bill 1169 – Delegates Mautz, Adams, ~~and Anderton~~ Anderton, Arentz,
Aumann, Barkley, Brooks, Fennell, Frick, Glenn, Jameson, W. Miller,
Valderrama, Waldstreicher, and C. Wilson**

AN ACT concerning

**~~Task Force on Internet, Wireless, and Cellular Service on the Eastern Shore~~
Connecting Rural Maryland Act of 2017**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1005)

The Bill was then sent to the Senate.

House Bill 1350 – Delegates Rose, S. Howard, Afzali, Krebs, Lisanti, McKay, and Shoemaker

AN ACT concerning

Public Service Commission – Application for Certificate of Public Convenience and Necessity – Consistency With Comprehensive Plan

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 sent to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 17

Senate Bill 8 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Insurance – Risk Management and Own Risk and Solvency Assessment Act

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1007)

The Bill was then returned to the Senate.

Senate Bill 21 – Chair, Finance Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Unemployment Insurance – Recovery of Benefits – Collection by Assessment

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1008)

The Bill was then returned to the Senate.

Senate Bill 289 – ~~Senator Middleton~~ Senators Middleton, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe

AN ACT concerning

**Maryland Insurance ~~Commissioner~~ Administration – Rate Making for
Automobile and Homeowner’s Insurance – ~~Reports~~**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1009)

The Bill was then returned to the Senate.

Senate Bill 479 – Senator Robinson

AN ACT concerning

Baltimore City – Alcoholic Beverages – Marketplace License

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1010)

The Bill was then returned to the Senate.

**Senate Bill 534 – Senators Benson, Currie, Ferguson, Lee, Madaleno, Manno,
McFadden, Muse, Pinsky, Robinson, Smith, ~~and Young~~ Young, Mathias, and
Oaks**

AN ACT concerning

**Motor Vehicle Insurance – Discrimination in Underwriting and Rating –
Prohibitions**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1011)

The Bill was then returned to the Senate.

Senate Bill 620 – Washington County Senators

AN ACT concerning

**Washington County – Alcoholic Beverages – ~~Sales at Winery Special Events~~
Wineries – Special Event Permits**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1012)

The Bill was then returned to the Senate.

Senate Bill 681 – ~~Senator Ramirez~~ Senators Ramirez, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe

AN ACT concerning

Consumer Protection – Recovering of Bedding – Limitation

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1013)

The Bill was then returned to the Senate.

Senate Bill 867 – Senators Klausmeier, Benson, Middleton, and Robinson

AN ACT concerning

~~Workers' Compensation – Failure to Report Accident or Action to Deter or Dissuade From Filing a Claim – Penalties~~ Accidental Personal Injury – Penalty

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

Affirmative – 108 Negative – 30 (See Roll Call No. 1014)

The Bill was then returned to the Senate.

Senate Bill 929 – Senator Astle

AN ACT concerning

Commercial Law – Consumer Protection – Door-to-Door Sales

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

The motion was adopted.

Senate Bill 1010 – ~~Senator Jennings~~ Harford County Senators

AN ACT concerning

Harford County – Alcoholic Beverages – Publication of Notices

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1015)

The Bill was then returned to the Senate.

CONCURRENCE CALENDAR NO. 4

AMENDED IN THE SENATE

House Bill 55 – Delegates Jameson, Folden, and Barve

AN ACT concerning

Motor Fuel Tax – Aviation Gasoline – Definition

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

HB0055/859131/1

BY: Budget and Taxation Committee

AMENDMENT TO HOUSE BILL 55

(Third Reading File Bill)

On page 1, in lines 10 and 15, in each instance, strike “(2010 Replacement Volume and 2016 Supplement)” and substitute “(2016 Replacement Volume)”.

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. 1016)

MESSAGE FROM THE SENATE

INTRODUCTORY SENATE BILLS NO. 42

Senate Bill 986 – Senator Nathan–Pulliam

AN ACT concerning

State Board of Social Work Examiners – Revisions

FOR the purpose of renaming the graduate social worker license issued by the State Board of Social Work Examiners to be the master social worker license; limiting the number of terms a certain licensed social worker member of the Board may serve; requiring a certain licensed bachelor social worker or licensed master social worker to submit certain information to the Board to obtain approval by the Board to engage in independent practice; requiring the Board to approve an individual, under certain circumstances, to engage in independent practice; authorizing the Board to reject a certain application and require certain additional supervision if the Board makes a certain determination; repealing a provision of law authorizing the Board to accept an alternate method of criminal history records check under certain circumstances; requiring the Criminal Justice Information System Central Repository to provide the Board with a certain revised statement under certain circumstances; altering the factors the Board is required to consider in using certain information obtained from the Central Repository to determine whether to issue a license; requiring the Board to include whether a certain licensee is approved to engage in independent practice on a certain electronic license record; clarifying that certain licensees are prohibited from engaging in independent practice except under certain circumstances; prohibiting a licensed master social worker from engaging in independent practice on or after a certain date; altering certain requirements for the supervision of licensed master social workers and licensed certified social workers; prohibiting a licensed certified social worker from engaging in independent practice; requiring, beginning in a certain calendar year and except under certain circumstances, a licensee that renews a license to ~~submit certain evidence of having completed~~ attest that the licensee has submitted to a State and national criminal history records check in accordance with certain provisions of law; requiring the Board, in using information obtained from the Central Repository to determine whether to take disciplinary action against a certain licensee, to consider certain factors; authorizing the Board to renew a license only if a licensee attests that the licensee has submitted to a State and national criminal history records check; requiring a certain individual applying to the Board for reactivation, reinstatement, or reissuance of a license to submit certain evidence of having completed a State and national criminal history records check in accordance with certain provisions of law; requiring the Board, in using information obtained from the Central Repository to determine whether to ~~renew~~, reactivate, reinstate, or reissue a license, to consider certain factors; prohibiting the Board from ~~renewing~~, reactivating, reinstating, or reissuing a license if the Board has not received certain criminal history records information; altering the circumstances under which the Board is required to place a licensee on nonrenewed status; clarifying that certain individuals who have been on inactive status or nonrenewed status for more than a certain number of years or who otherwise fail to apply for reactivation or renewal are required to apply for reissuance; altering the circumstances under which the Board is required to reissue a license to an individual; authorizing the Board to issue a cease and desist order or obtain injunctive relief for a violation of certain provisions of law; altering the manner by which certain licensees are required to make certain disclosures before

providing social work services; establishing certain penalties; altering certain penalties; prohibiting the use of a certain abbreviation under certain circumstances; providing for continuity of licensure for certain licensees licensed by the Board on a certain date; authorizing certain individuals to apply for the reactivation, reinstatement, or reissuance of a certain license under certain circumstances; requiring the Board to adopt certain regulations on or before a certain date; providing for a delayed effective date for certain provisions of this Act; defining certain terms; altering certain definitions; making conforming changes; providing for the construction of certain provisions of this Act; and generally relating to the State Board of Social Work Examiners.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 19–101, 19–202(a)(2) and (3), (d), and (g)(5), 19–302, 19–302.2, 19–306 through 19–309, 19–318, 19–402, and 19–407

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

BY adding to

Article – Health Occupations

Section 19–316.1

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

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

Senate Bill 988 – ~~Senator Nathan Pulliam~~ Senators Nathan Pulliam, Ferguson, Guzzone, Kelley, Manno, McFadden, Ramirez, and Smith

AN ACT concerning

Health Occupations – Maryland Community Health Worker Act

FOR the purpose of establishing the State Board of Community Health Workers in the Department of Health and Mental Hygiene; specifying the purpose and composition of the Board; providing that the role of community health workers does not include providing clinical services; specifying the term of a Board member; requiring the Governor to appoint Board members with the advice and consent of the Senate of Maryland; requiring the Governor to appoint a new Board member, within a certain time period, if a vacancy on the Board occurs; authorizing the Governor to remove a member of the Board under certain circumstances; requiring the Secretary of Health and Mental Hygiene to serve as the chair of the Board; requiring the Board to elect certain officers from among its members; requiring the Board to make certain determinations relating to its officers; specifying that a majority of the members then serving on the Board is a quorum; requiring the Board to meet with a certain frequency and determine the times and places of its meetings; specifying that a Board member is entitled to certain reimbursement; authorizing the Board to employ

staff in accordance with its budget; requiring the Board to adopt certain regulations; requiring the Board to establish a process for approving certain training and experience; specifying the duties of the Board; establishing the State Board of Community Health Workers Fund; authorizing the Board to set reasonable fees for a certain purpose; requiring the Board to pay the fees to the Comptroller and requiring the Comptroller to distribute the fees to the Fund; requiring the Fund to be used for certain purposes; specifying that the Fund is a continuing, nonlapsing fund, not subject to a certain provision of law; prohibiting unspent portions of the Fund from reverting to the General Fund; specifying that no other State money may be used to support the Fund, that a designee of the Board is to administer the Fund, and that money in the Fund may be used only for certain purposes; specifying that a person who gives information to the Board or otherwise participates in its activities has a certain immunity from liability; ~~requiring, beginning on a certain date,~~ authorizing certain individuals to be certified by the Board ~~before practicing to practice~~ as a community health worker in the State; providing for the application of a certain provision of this Act; requiring an individual to meet certain requirements to qualify for certification; requiring the Board to waive a certain requirement under certain circumstances; requiring an applicant to apply to the Criminal Justice Information System Central Repository for a State and national criminal history records check; establishing certain procedures to apply for a criminal history records check; requiring the Central Repository to forward criminal history record information to the Board and to the individual; requiring the Central Repository to provide revised criminal history record information under certain circumstances; providing that certain information is confidential, may not be redisseminated, and may be used only for certain purposes; authorizing an individual who is the subject of a criminal history records check under this Act to contest the contents of certain criminal history record information; requiring an applicant for certification to submit an application to the Board, pay a certain fee, and submit to a criminal history records check; requiring the Board to consider certain factors in determining whether to grant a certification on receipt of the criminal history record information; providing that a renewal applicant is not required to complete a criminal history records check under certain circumstances; authorizing the Board to waive certain qualifications for a certain certification for an applicant who pays a certain fee, holds a certain certification or similar credential in another state under certain circumstances, and submits to a criminal history records check; requiring the Board to issue a certificate to any applicant who meets the requirements of certain provisions of this Act; requiring the Board to include certain information on each certificate; ~~providing that certification authorizes an individual to practice as a community health worker~~; specifying the term of a certificate; providing for the renewal of a certificate; requiring the Board to renew a certificate of a certificate holder who meets certain requirements; requiring a certificate holder to notify the Board of a certain change; requiring the Board to place a certificate holder on inactive status for a certain time period, under certain circumstances; requiring the Board to provide certain written notification to certain community health workers; requiring the Board to reactivate the certificate of a certified community health worker who is on inactive status under certain circumstances; requiring the Board to place a certified community health worker on nonrenewed status, for a certain

time period under certain circumstances; requiring the Board to reactivate the certificate of a certified community health worker who is placed on nonrenewed status under certain circumstances; requiring the Board to reactivate the certificate of a certificate holder who was placed on inactive or nonrenewed status under certain circumstances; authorizing the Board to take certain disciplinary action against an applicant or a certificate holder for certain reasons; requiring the Board to give a certain individual an opportunity for a hearing before the Board and to give certain notice and hold the hearing in accordance with certain provisions of law; authorizing the Board to issue subpoenas and administer oaths under certain circumstances; authorizing a certain court to take certain action against an individual who disobeys a subpoena from the Board or a certain order by the Board; authorizing the Board to hear and determine a matter, under certain circumstances; authorizing a person aggrieved by a decision of the Board to take certain action under certain circumstances; authorizing the Board to reinstate the certificate of an individual whose certificate has been revoked; ~~prohibiting an individual from practicing as a community health worker in the State without a certificate;~~ establishing certain penalties for violations of this Act; establishing a certain short title; providing for the termination of this Act under certain circumstances; providing for a certain evaluation of the Board; providing for the terms of the initial appointed Board members; requiring the Board to hold its first Board meeting within a certain time period after the Governor has appointed the initial Board members; declaring the intent of the General Assembly regarding the initial funding of the Board and reimbursement of the General Fund under certain circumstances; requiring that the fee for an application for a certain initial certification be a certain amount for a certain period of time; requiring the Board to set a certain application fee on or after a certain date; defining certain terms; and generally relating to the establishment of the State Board of Community Health Workers and the certification of community health workers.

BY renumbering

Article – State Government
Section 8–403(b)(13) through (58), respectively
to be Section 8–403(b)(14) through (59), respectively
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

BY adding to

Article – Health Occupations
Section 3.5–101 through 3.5–502 to be under the new title “Title 3.5. Community Health Workers”
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government
Section 8–403(a)
Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

BY adding to

Article – State Government
Section 8–403(b)(13)
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

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

Senate Bill 1021 – Senators Zucker, Ferguson, Benson, Conway, Currie, DeGrange, Feldman, Guzzone, Kagan, Kasemeyer, King, Klausmeier, Lee, Manno, McFadden, Middleton, Miller, Nathan–Pulliam, Peters, Pinsky, Ramirez, Robinson, Smith, Young, and Zirkin

AN ACT concerning

~~**Enterprise Zone and Regional Institution Strategic Enterprise Zone Programs –**~~
~~**Small Business Entities**~~
Job Reinvestment Act of 2017

FOR the purpose of allowing a credit against the State income tax for certain small business entities located in an enterprise zone or a Regional Institution Strategic Enterprise (RISE) zone; allowing a small business entity to claim the credit notwithstanding certain limitations and if the small business hired or retained a certain number of new employees under certain circumstances; allowing a small business entity to claim the credit as a credit for the payment to the Comptroller of certain taxes; providing for the calculation of the credit; providing that the credit may not be claimed for more than a certain number of years; providing that the amount of the credit may not exceed the State income tax for that taxable year; authorizing a small business entity to apply any excess amount of the credit against the State income tax for succeeding taxable years; altering the definition of “qualified property” for purposes of a certain property tax credit on a certain assessment of certain property located in a RISE zone so as to include certain personal property; defining certain terms; providing for the effective dates of this Act; providing for the application of this Act; and generally relating to the Enterprise Zone Program and the Regional Institution Strategic Enterprise Zone Program.

BY repealing and reenacting, with amendments,

Article – Economic Development
Section 5–707(a), (c), and (d)(1) and 5–1406(a) and (d)
Annotated Code of Maryland
(2008 Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,

Article – Economic Development
Section 5–1406(c)

Annotated Code of Maryland
(2008 Volume and 2016 Supplement)

BY adding to
Article – Tax – General
Section 10–741
Annotated Code of Maryland
(2016 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 9–103.1(a)(1) and (b)
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–103.1(a)(6)
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)

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

Senate Bill 1024 – Senators McFadden and Ready

AN ACT concerning

Education – ~~Grant~~ State Grants for ~~Declining~~ Education Aid

FOR the purpose of establishing the criteria for a county board of education to be eligible to receive ~~a certain State grant in a certain fiscal year; specifying the calculation of a certain amount in a certain year for a certain purpose~~ certain State grants in certain fiscal years; specifying the calculation of certain amounts in certain fiscal years for certain State grants; requiring certain State grants to be distributed at the same time as certain other State funding; making certain grants to Baltimore City Public Schools subject to Baltimore City providing certain local contributions in certain fiscal years; requiring a certain calculation to include a certain amount in a certain fiscal year; prohibiting a certain amount from being included in a certain calculation in a certain fiscal year; defining certain terms; requiring the Baltimore City Board of School Commissioners to make certain disbursements to public charter schools in certain fiscal years; requiring the Baltimore City Board of School Commissioners, by a certain date, to contract with a certain accountant to conduct a certain audit; requiring the Baltimore City Board of School Commissioners to consult with the Secretary of Budget and Management on the scope of the audit; requiring the Baltimore City Public School System to fully submit to a certain audit and provide certain documents, records, and information; requiring a certain accountant to make a certain report to certain entities by a certain date; requiring the Baltimore

City Board of School Commissioners to comply with certain requirements as a condition of receiving certain funds; requiring the Baltimore City Board of School Commissioners to develop a certain financial recovery plan and to submit the plan to certain entities by a certain date and to make certain quarterly reports; requiring the Mayor of Baltimore City and the Baltimore City Council to develop a certain plan by a certain date and submit the plan to certain entities; and generally relating to State education aid.

BY repealing and reenacting, with amendments,
Article – Education
Section 5–202(i)
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

BY adding to
Article – Education
Section 5–218
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

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

Senate Bill 1149 – Senators Oaks, Benson, Feldman, Guzzone, Klausmeier, Mathias, Reilly, Rosapepe, Smith, and Zucker

AN ACT concerning

Baltimore City – Maryland Transit Administration – ~~Free Ridership for State Employees~~ Transit Services for Public School Students

FOR the purpose of requiring the Maryland Transit Administration to ~~extend to employees of the Judicial Branch and the Legislative Branch of State government the application of any program, policy, or practice through which free ridership on transit vehicles is offered to employees of the Executive Branch of State government~~ provide certain services to certain students of the Baltimore City public school system; providing that services provided under this Act are limited to certain activities and a certain time period; prohibiting the Maryland Transit Administration from seeking certain fees or reimbursement; authorizing the Maryland Transit Administration to adopt certain regulations; requiring the Administration, in conjunction with Baltimore City Public Schools, to adopt regulations that establish certain eligibility criteria for certain students for use of services provided under this Act; requiring the City of Baltimore and the Baltimore City Board of School Commissioners to submit a certain report beginning on or before a certain date, and on or before a certain date each year thereafter; providing for a delayed effective date; providing for the termination of this Act; and generally relating to the Maryland Transit Administration and free ridership for ~~State employees~~ Baltimore City public school students.

BY adding to

Article – Transportation

Section 7–709

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

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

QUORUM CALL

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

(See Roll Call No. 1017)

ADJOURNMENT

At 10:50 A.M. on motion of Delegate Frick the House adjourned until 11:00 A.M. on Legislative Day March 27, 2017, Calendar Day, Friday, March 31, 2017.

Annapolis, Maryland
Legislative Day: March 27, 2017
Calendar Day: Friday, March 31, 2017
11:00 A.M. Session

The House met at 11:41 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Mike McKay of Allegany and Washington Counties.

QUORUM CALL

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

(See Roll Call No. 1018)

EXCUSED:

Del. Haynes – personal

Del. Jackson – mother's death

Del. Jalisi – late – car accident

The Journal of March 30, 2017 was read and approved.

YEAS AND NAYS NO. 9

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 42	Del. Barkley	Alcoholic Beverages – Class 1 Distillery Licenses
HB 306 (Emerg)	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – Tasting at Dispensaries MC 19–17
HB 309	Montgomery County Delegation	Montgomery County – Beer, Wine, and Liquor Festival License MC 7–17

NUMBER	SPONSOR	CONTENT
HB 311	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – Class H–BW Licenses MC 9–17
HB 560	Montgomery County Delegation	Montgomery County – Alcoholic Beverages Licenses – Hours of Sale MC 8–17
HB 712	Charles County Delegation	Charles County – Alcoholic Beverages – Selling to Underage Individual – Penalties
HB 929	Del. Beitzel	Garrett County – Alcoholic Beverages – Licenses and Sunday Sales

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

QUORUM CALL

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

(See Roll Call No. 1019)

CALENDAR OF THIRD READING HOUSE BILLS NO. 107

House Bill 813 – Delegates Bromwell, Buckel, and M. Washington

AN ACT concerning

State Lottery Tickets – Internet Sales – Prohibition

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1020)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 18**Senate Bill 54 – Senators Young and Waugh**

AN ACT concerning

Motor Fuel Tax – Aviation Gasoline – Definition

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 101 – Senator Waugh

AN ACT concerning

St. Mary’s County – Licensing and Operation of Amusement Devices – Repeal

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1022)

The Bill was then returned to the Senate.

Senate Bill 111 – Senator McFadden

AN ACT concerning

Recordation and Transfer Taxes – Exemptions – Property Conveyed From Sole Proprietorship to Limited Liability Company

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1023)

The Bill was then returned to the Senate.

Senate Bill 145 – Senators Pinsky and Jennings

AN ACT concerning

Education – Statewide Kindergarten Assessment – Completion

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1024)

The Bill was then returned to the Senate.

Senate Bill 201 – Senators King, Benson, Currie, Feldman, Kagan, Manno, Peters, Smith, Young, and Zucker

AN ACT concerning

Education – Fire Drill Requirements – State Fire Prevention Code

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1025)

The Bill was then returned to the Senate.

Senate Bill 297 – Senator Waugh

AN ACT concerning

St. Mary's County – Tax Exemptions – Repeal of Local Provisions

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1026)

The Bill was then returned to the Senate.

Senate Bill 359 – Senators Madaleno, Benson, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Lee, Manno, Muse, Peters, Pinsky, Robinson, Rosapepe, Smith, and Zucker

AN ACT concerning

**Education – Maryland Meals for Achievement In-Classroom Breakfast Program
– Administration
(Maryland Meals for Achievement for Teens Act of 2017)**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1027)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 19

Senate Bill 361 – Senators Madaleno, Benson, DeGrange, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Lee, Manno, Muse, Peters, Pinsky, Robinson, Rosapepe, Smith, Young, ~~and Zucker~~ Zucker, Currie, McFadden, Eckardt, Edwards, and Serafini

AN ACT concerning

Hunger-Free Schools Act of 2017

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

Affirmative – 134 Negative – 4 (See Roll Call No. 1028)

The Bill was then returned to the Senate.

Senate Bill 397 – Senators ~~Edwards and Madaleno~~, Madaleno, and Eckardt

AN ACT concerning

**Local Income Tax Overpayments – Local Reserve Account Repayment –
Forgiveness**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1029)

The Bill was then returned to the Senate.

Senate Bill 485 – ~~Senator Serafini~~ Senators Serafini, Bates, Nathan-Pulliam, Robinson, Salling, Young, and Zucker

AN ACT concerning

**Education – Remote Classroom Technology Grant Program – Establishment
(Peyton’s Bill)**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1030)

The Bill was then returned to the Senate.

**Senate Bill 497 – Chair, Budget and Taxation Committee (By Request –
Departmental – Lottery and Gaming Control Agency)**

AN ACT concerning

**Gaming – Video Lottery Operation License – Renewal Term Facilities –
Operation License Renewal Term and Local Development Council Membership**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1031)

The Bill was then returned to the Senate.

**Senate Bill 498 – Chair, Budget and Taxation Committee (By Request –
Departmental – Commerce)**

AN ACT concerning

**Video Lottery Terminals – Small, Minority, and Women-Owned Businesses
Account – Transfer of Authority**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1032)

The Bill was then returned to the Senate.

Senate Bill 518 – Senators Young and Hough

AN ACT concerning

Frederick County – Gaming Events – Sunday Hours of Operation

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1033)

The Bill was then returned to the Senate.

Senate Bill 569 – Charles County Senators

AN ACT concerning

**Charles County – Property Tax Credit – ~~Commerce Zones~~ Priority Funding
Areas**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1034)

The Bill was then returned to the Senate.

HEALTH AND GOVERNMENT OPERATIONS COMMITTEE REPORT NO. 13

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

House Bill 869 – Delegates S. Howard, Afzali, Arentz, Beitzel, Carey, Chang, Clark, Folden, Ghrist, Grammer, Malone, McComas, McDonough, McMillan, Metzgar, Morhaim, Reilly, Saab, Simonaire, Sophocleus, West, and B. Wilson

AN ACT concerning

Recovery Residence Residential Rights Protection Act

HB0869/326489/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 869

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “list” insert “and provide certain information to certain individuals”; strike beginning with “requiring” in line 5 down through “residents;” in line 8; and in line 20, strike “19–2501 through”.

AMENDMENT NO. 2

On page 2, strike line 3 in its entirety and substitute:

“(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “ASAM LEVEL 3.1 SERVICES” MEANS THE LEVEL OF CLINICALLY MANAGED, LOW-INTENSITY RESIDENTIAL SERVICES FOR THE TREATMENT OF ADDICTIVE, SUBSTANCE-RELATED, AND CO-OCCURRING CONDITIONS DESCRIBED BY THE AMERICAN SOCIETY OF ADDICTION MEDICINE.

(3) “HEALTH PROFESSIONAL” MEANS A PERSON WHO:;

and in lines 4 and 5, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively.

AMENDMENT NO. 3

On page 2, in line 10, strike “PROVIDE” and substitute “;

(1) PROVIDE”;

in the same line, strike the second “THE” and substitute “A”; in the same line, after “OF” insert “CERTIFIED”; and in line 12, after “ARTICLE” insert “;AND

(2) PROVIDE TO AN INDIVIDUAL WHO HAS BEEN ASSESSED AS IN NEED OF ASAM LEVEL 3.1 SERVICES INFORMATION ON WHERE THE INDIVIDUAL MAY RECEIVE THOSE SERVICES”.

On pages 2 and 3, strike in their entirety the lines beginning with line 13 on page 2 through line 20 on page 3, inclusive.

AMENDMENT NO. 4

On page 3, in line 28, after “OPERATING” insert “IN EACH COUNTY”.

On page 4, in line 2, after “WHETHER” insert “THE OWNER OF”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1082 – Delegate Bromwell

AN ACT concerning

**Heroin and Opioid Education and Community Action Act of 2017
(Start Talking Maryland Act)**

HB1082/116683/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1082

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Bromwell” and substitute “Delegates Bromwell, Kipke, Hayes, Reznik, Wilkins, Morhaim, Platt, Malone, Pena–Melnik, B. Wilson, Folden, Pendergrass, Angel, Barron, Cullison, Hill, Kelly, Krebs, Metzgar, Miele, Morales, Morgan, Rosenberg, Saab, Sample–Hughes, Szeliga, West, and K. Young”; strike beginning with “requiring” in line 4 down through “factors;” in line 8 and substitute “requiring a county superintendent of schools to approve or disapprove a certain change to a school health services program;”; in line 15, after “nurses” insert “, school health services personnel, and other school personnel”; in line 16, strike “determined to be suffering from” and substitute “reasonably believed to be experiencing”; in line 17, strike “training, procedures,” and substitute “procedures”; in the same line, after “nurses,” insert “school health services personnel”; in line 19, after “education” insert “or local health departments, by local agreement”; in the same line, after “to” insert “either”; in the same line, after “officials” insert “or develop and implement a certain program”; strike beginning with “requiring” in line 20 down through “officials;” in line 21; in line 23, after “circumstances” insert “on or before a certain date each year”; in the same line, after “form;” insert “requiring the Department to submit certain information to the General Assembly on or before certain dates;”; in line 25, after “training” insert “, to require certain institutions of higher education to provide certain students with certain resources,”; in line 26, after “circumstances;” insert “providing that certain institutions of higher education are not required to obtain and store naloxone or certain other medications at certain locations; requiring certain institutions of higher education to report certain information to the Maryland Higher Education Commission on or before a certain date each year; requiring the Commission to submit certain information to the General Assembly on or before certain dates;”; and in line 27, after “Act;” insert “requiring the Department to convene a workgroup that includes certain individuals and interested stakeholders to evaluate certain programs, develop certain proposals, and submit a certain report to the General Assembly on or before a certain date; requiring a county board of education to use certain efforts to implement certain requirements of this Act before certain funding is disbursed to the county board;”.

On pages 1 and 2, strike in their entirety the lines beginning with line 29 on page 1 down through line 8 on page 2, inclusive.

On page 2, in line 11, after “Section” insert “7-401 and”; in line 16, strike “and”; in the same line, strike “11-1203” and substitute “11-1204”; and in line 17, after “Prevention” insert “and 15-121”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 9 through 30, inclusive; and after line 31, insert:

“7-401.

(a) With the assistance of the county health department, each county board shall provide:

(1) Adequate school health services;

(2) Instruction in health education, including the importance of physical activity in maintaining good health; and

(3) A healthful school environment.

(b) The Department of Education and the Department of Health and Mental Hygiene jointly shall:

(1) Develop public standards and guidelines for school health programs;
and

(2) Offer assistance to the county boards and county health departments in their implementation.

(c) (1) (i) Each county board shall designate a school health services program coordinator.

(ii) A county board may authorize the county health department to designate the school health services program coordinator.

(2) The school health services program coordinator shall:

(i) Implement State and local health policies in the public schools;

(ii) Ensure that public schools adhere to local health services guidelines; and

(iii) Communicate State and local health policies to the parents and guardians of public school students.

(3) (I) [The] EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE county board shall grant the school health services program coordinator the authority to carry out the provisions of this subsection.

(II) A COUNTY SUPERINTENDENT SHALL APPROVE OR DISAPPROVE ANY PROPOSED CHANGE IN THE HIRING OR TERMINATION OF PERSONNEL IN CONNECTION WITH A SCHOOL HEALTH SERVICES PROGRAM.

(4) The Department of Education shall conduct at least two meetings annually with all school health services program coordinators in the State.

(d) On or before December 1, 2015, and every 5 years thereafter, the Department shall report to the Governor and, subject to § 2–1246 of the State Government Article, to the General Assembly a summary of the information reported to the State Superintendent during the COMAR certification process.”.

On page 4, in line 10, after “PREVENTION” insert “, INCLUDING INFORMATION RELATING TO THE LETHAL EFFECT OF FENTANYL”; in line 21, after “POLICY” insert “IN ACCORDANCE WITH SCHOOL HEALTH GUIDELINES AND STATE LAWS AND REGULATIONS”; in line 22, after “NURSE” insert “, SCHOOL HEALTH SERVICES PERSONNEL, AND OTHER SCHOOL PERSONNEL”; in line 24, after “STUDENT” insert “OR OTHER PERSON LOCATED ON SCHOOL PROPERTY”; in the same line, strike “DETERMINED” and substitute “REASONABLY BELIEVED”; in the same line, strike “SUFFERING FROM” and substitute “EXPERIENCING”; and in the same line, strike “A NARCOTIC” and substitute “AN OPIOID”.

On pages 4 and 5, strike in their entirety the lines beginning with line 27 on page 4 down through line 3 on page 5, inclusive.

On page 5, in lines 4 and 7, strike “(4)” and “(5)”, respectively, and substitute “(1)” and “(2)”, respectively; strike beginning with “A” in line 11 down through “RESPONDS” in

line 13 and substitute “ANY OF THE FOLLOWING INDIVIDUALS WHO RESPOND”; in line 15, after “EMERGENCY” insert “:

(1) A SCHOOL NURSE; OR

(2) OTHER SCHOOL HEALTH SERVICES PERSONNEL WHO ARE LICENSED OR CERTIFIED TO PRACTICE A HEALTH OCCUPATION UNDER THE HEALTH OCCUPATIONS ARTICLE”;

strike beginning with “(I)” in line 16 down through the first “THE” in line 18 and substitute “**THE**”; in line 18, strike “BOARD, IN COOPERATION WITH” and substitute “**BOARD OR**”; in line 19, strike the comma; in the same line, after “SHALL” insert “**BY LOCAL AGREEMENT**”; in the same line, strike “HIRE A” and substitute “:

(I) HIRE A SUFFICIENT NUMBER OF EITHER COUNTY OR REGIONAL”;

in the same line, strike “OFFICIAL” and substitute “**OFFICIALS; OR**

(II) DEVELOP AND IMPLEMENT A PROGRAM THAT PROVIDES THE COMMUNITY RELATIONS AND EDUCATION FUNCTIONS REQUIRED TO BE CONDUCTED BY COMMUNITY ACTION OFFICIALS IN PARAGRAPH (2) OF THIS SUBSECTION”;

strike in their entirety lines 20 through 24, inclusive; in line 25, after “A” insert “**COUNTY OR REGIONAL**”; strike beginning with “BE” in line 26 down through “(II)” in line 28; and in line 30, strike “(III)” and substitute “**(II)**”.

AMENDMENT NO. 3

On page 6, in line 11, strike “EACH” and substitute “**ON OR BEFORE OCTOBER 1 EACH YEAR, EACH**”; in line 13, strike “OR AT A RELATED SCHOOL EVENT”; after line 17, insert:

“(3) ON OR BEFORE DECEMBER 1, 2018, DECEMBER 1, 2019, AND DECEMBER 1, 2020, THE DEPARTMENT SHALL REPORT THE INFORMATION PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION TO THE GENERAL

ASSEMBLY IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE.”;

in line 26, strike “INCOMING” and substitute “EACH SENIOR HIGHER EDUCATION INSTITUTION TO REQUIRE INCOMING”; in line 27, strike the second “AND” and substitute “OR”; and after line 27, insert:

“(2) EACH COMMUNITY COLLEGE TO PROVIDE INCOMING STUDENTS WITH RESOURCES THAT ALERT AND EDUCATE THE STUDENTS REGARDING HEROIN AND OPIOID ADDICTION AND PREVENTION; AND”.

On page 7, in line 1, strike “(2) EACH” and substitute “(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, EACH”; after line 3, insert:

“(2) AN INSTITUTION IS NOT REQUIRED TO STORE AND OBTAIN NALOXONE OR OTHER OVERDOSE-REVERSING MEDICATION AT OFF-SITE LOCATIONS.”;

in line 6, strike “AND HEALTH” and substitute “OR OTHER DESIGNATED”; in line 7, strike “A NARCOTIC” and substitute “AN OPIOID”; in line 9, after “MEDICATIONS;” insert “AND”; strike beginning with the semicolon in line 10 down through “YEAR” in line 14; in line 15, after “ACT,” insert “HEALTH PERSONNEL,”; in line 16, after “POLICE” insert a comma; in the same line, strike “HEALTH” and substitute “OTHER DESIGNATED”; after line 20, insert:

“11-1204.

(A) ON OR BEFORE OCTOBER 1 EACH YEAR, EACH INSTITUTION OF HIGHER EDUCATION SHALL REPORT TO THE COMMISSION ON EACH INCIDENT AT THE INSTITUTION THAT REQUIRED THE USE OF NALOXONE OR OTHER OVERDOSE-REVERSING MEDICATION.

(B) ON OR BEFORE DECEMBER 1, 2018, DECEMBER 1, 2019, AND DECEMBER 1, 2020, THE COMMISSION SHALL REPORT THE INFORMATION PROVIDED UNDER SUBSECTION (A) OF THIS SECTION TO THE GENERAL ASSEMBLY IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE.

15–121.

(A) THIS SECTION APPLIES ONLY TO AN INSTITUTION OF HIGHER EDUCATION THAT AWARDS A DEGREE THAT AN INDIVIDUAL MAY USE TO MEET THE EDUCATIONAL REQUIREMENTS FOR LICENSURE UNDER THE HEALTH OCCUPATIONS ARTICLE AS A PHYSICIAN, ADVANCED PRACTICE NURSE, DENTIST, PHYSICIAN ASSISTANT, OR PODIATRIST.

(B) AN INSTITUTION OF HIGHER EDUCATION SUBJECT TO THIS SECTION SHALL OFFER INSTRUCTION IN SUBSTANCE USE DISORDERS, EFFECTIVE TREATMENT FOR SUBSTANCE USE DISORDERS, AND PAIN MANAGEMENT.

SECTION 2. AND BE IT FURTHER ENACTED, That the State Department of Education shall:

(1) convene a workgroup of local health officers, behavioral and substance abuse disorder counselors and therapists, representatives of the Maryland Association of Boards of Education, the Public School Superintendents Association of Maryland, the Maryland State Education Association, AFT–Maryland, and other interested stakeholders to:

(i) evaluate programs that provide behavioral and substance abuse disorder services in the public schools in the State; and

(ii) develop proposals to expand the programs evaluated under item (1) of this paragraph to other jurisdictions, if appropriate, including recovery schools; and

(2) on or before December 1, 2017, report its findings and recommendations determined under this section to the General Assembly in accordance with § 2–1246 of the State Government Article.

SECTION 3. AND BE IT FURTHER ENACTED, That a county board of education shall use its best efforts to implement the requirements of Section 1 of this Act before the grant funding required in fiscal year 2019, in accordance with § 7–426.5(e) of the Education Article, as enacted by Section 1 of this Act, is disbursed to the county board of education.”;

and in line 21, strike “2.” and substitute “4.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1329 – Delegates Bromwell and Hayes

AN ACT concerning

Heroin and Opioid Prevention Effort (HOPE) and Treatment Act of 2017

HB1329/866386/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1329

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “EMERGENCY BILL”; in the sponsor line, strike “and Hayes” and substitute “, Hayes, Barron, Kipke, Reznik, Wilkins, Morhaim, Platt, Malone, Pena–Melnik, B. Wilson, Folden, Frick, Angel, Cullison, Hill, Kelly, Metzgar, Miele, Morales, Morgan, Rosenberg, Saab, Sample–Hughes, Szeliga, West, and K. Young”; strike beginning with “certain” in line 3 down through “management” in line 5 and substitute “the State Court Administrator of the Administrative Office of the Courts to assess certain drug court programs to make certain determinations; declaring a certain intent of the General Assembly relating to certain funding for certain drug court programs; authorizing the Department of Health and Mental Hygiene to deny, suspend, revoke, or refuse to renew a certain registration if a certain applicant or a certain registrant has surrendered a certain federal registration or fails to meet certain requirements to obtain a certain registration; authorizing the Department of Health and Mental Hygiene to limit the scope of a certain initial registration or renewal of a certain registration; requiring a drug overdose fatality review team to review information on nonfatal overdoses at a certain meeting; requiring a certain local drug overdose fatality review team, at the request of the chair of the local team, to be provided access to certain information and records related to an individual whose near fatality is being reviewed by the local team; prohibiting the disclosure of identifying information of or of involvement of an agency with an individual who has experienced an overdose or of certain individuals related to an individual who has

experienced an overdose during a public meeting of a certain local team"; strike beginning with "at" in line 5 down through "of" in line 6 and substitute "certain"; in line 6, strike "in a" and substitute "in a mental health or"; strike beginning with "requiring" in line 7 down through "State;" in line 8 and substitute "requiring that at least one crisis treatment center be established on or before a certain date; requiring the Administration to establish the crisis treatment centers in a manner that is consistent with a certain plan; requiring the Administration to submit a certain report to a certain committee beginning on or before a certain date, and on or before a certain date each year thereafter, until the Administration establishes a certain number of crisis treatment centers;"; in line 10, strike "using certain resources and technology"; strike beginning with "identifying" in line 11 down through "purpose" in line 12 and substitute "a certain manner"; in line 19, after "manner;" insert "requiring the Department of Health and Mental Hygiene to identify certain information about opioid use disorder; requiring the Department of Health and Mental Hygiene to provide certain information to certain health care facilities and certain health care providers; requiring certain health care facilities and certain health care providers to make certain information available to certain patients;"; in line 20, strike "at least a"; in line 21, strike "number of"; in the same line, after "are" insert "trained and"; in the same line, after "authorized" insert "under federal law"; strike beginning with "buprenorphine" in line 21 down through "patients" in line 22 and substitute "opioid addiction treatment medications"; in line 22, strike "requiring" and substitute "authorizing"; strike beginning with "use" in line 23 down through "under" in line 24 and substitute "directly employ, contract with, or refer a patient to a certain provider or to deliver certain services in a certain manner to comply with"; strike beginning with "requiring" in line 25 down through the semicolon in line 28 and substitute "providing that the Overdose Response Program is administered by the Department of Health and Mental Hygiene for a certain purpose; repealing certain provisions of law relating to the qualifications for, application for, and issuance of a certificate for completion of a certain educational training program relating to an opioid overdose; authorizing the Department of Health and Mental Hygiene to authorize certain entities to conduct certain education and training on opioid overdose recognition and response; providing that an individual is not required to obtain certain training and education in order for a pharmacist to dispense naloxone to the individual; requiring an authorized private or public entity to enter into a certain written agreement with a certain licensed health care provider for a certain purpose; authorizing a certain individual to receive from a certain health care provider a prescription for naloxone and certain related supplies; authorizing certain individuals to possess and administer naloxone under certain circumstances; authorizing a licensed health care provider with prescribing authority to prescribe and dispense naloxone to a certain individual; authorizing a licensed health care provider with prescribing authority to prescribe and dispense naloxone by issuing a standing order under certain circumstances; authorizing a certain licensed health care

provider who issues a certain standing order to delegate the dispensing of naloxone to a certain employee or a certain volunteer under certain circumstances; prohibiting certain individuals who administer naloxone to a certain individual from being considered to be practicing medicine or registered nursing; prohibiting an employee or a volunteer of a certain entity who provides naloxone to a certain individual from being considered to be practicing medicine, registered nursing, or pharmacy; prohibiting a certain health care provider who prescribes or dispenses naloxone in a certain manner from being subject to certain disciplinary action; prohibiting a certain cause of action from arising against a certain health care provider or pharmacist under certain circumstances; providing for the construction of certain provisions of law; requiring the Secretary of Health and Mental Hygiene to establish certain guidelines for the co-prescribing of opioid overdose reversal drugs that are applicable to all licensed health care providers in the State who are authorized to prescribe monitored prescription drugs; requiring the guidelines to address the co-prescribing of opioid overdose reversal drugs for certain patients; requiring the Secretary to establish the guidelines on or before a certain date;; in line 28, strike “a”; in line 29, strike “year,” and substitute “years”; in the same line, strike “and for each fiscal year thereafter,”; in the same line, after “include” insert “certain”; in the same line, strike “adjustments” and substitute “increases”; and in line 30, strike “based on” and substitute “over”.

On pages 1 and 2, strike beginning with “requiring” in line 31 on page 1 down through the semicolon in line 1 on page 2 and substitute “requiring the Behavioral Health Administration and the Medical Care Programs Administration jointly to conduct a certain study, develop and implement a certain payment system, and consult with stakeholders in conducting a certain study and developing a certain payment system; requiring the Behavioral Health Administration to complete a certain study on or before a certain date; requiring the Behavioral Health Administration to adopt certain regulations;”.

On page 2, in line 4, strike “of reimbursement”; in line 5, after the semicolon insert “requiring that increased funding provided under certain provisions of this Act may be used only to increase the rates being paid to certain community providers and certain health care providers;”; in the same line, strike “certain”; in line 6, after “report” insert “on the impact of certain rate adjustments and a certain payment system”; in line 7, after “date;” insert “requiring, on or before a certain date, the Department of Health and Mental Hygiene to submit a certain interim report to the Governor and the General Assembly;”; in line 10, after the semicolon insert “stating the intent of the General Assembly;”; in line 12, after “overdose” insert “or was identified as having a substance use disorder”; in the same line, after “requiring” insert “, beginning in a certain year,”; strike beginning with “include” in line 13 down through “Commission” in line 14 and substitute “submit the hospital’s protocol”.

to the Maryland Hospital Association; requiring the Maryland Hospital Association to conduct a certain study and submit certain reports to the Department of Health and Mental Hygiene and certain committees of the General Assembly on or before certain dates"; strike beginning with "altering" in line 14 down through "Act;" in line 18 and substitute "authorizing certain insurers, nonprofit health service plans, and health maintenance organizations to apply a prior authorization requirement for opioid antagonist drug products only under certain circumstances;"; strike beginning with "requiring" in line 18 down through the semicolon in line 21 and substitute "requiring the Department of Health and Mental Hygiene to submit a report that details certain outcome measures and includes certain recommendations to the Governor and the General Assembly on or before a certain date;"; in line 22, after "Services" insert "and each local jail and detention center"; in line 23, strike "on or before a certain date,"; strike beginning with "and" in line 23 down through "Assembly" in line 24; in line 24, after the semicolon insert "requiring, on or before a certain date, certain jails and detention centers to submit a certain plan to the Department of Public Safety and Correctional Services; requiring, on or before a certain date, the Department of Public Safety and Correctional Services to submit a certain report to the General Assembly; requiring, on or before certain dates, the Department of Health and Mental Hygiene to submit certain reports to certain committees of the General Assembly; altering certain definitions; defining certain terms; making certain conforming changes; providing for a delayed effective date for certain provisions of this Act; making this Act an emergency measure;"; in line 25, strike "and education regarding" and substitute "mental health and"; strike in their entirety lines 26 through 30, inclusive, and substitute:

"BY repealing and reenacting, without amendments,

Article – Courts and Judicial Proceedings

Section 13–101(a)

Annotated Code of Maryland

(2013 Replacement Volume and 2016 Supplement)

BY adding to

Article – Courts and Judicial Proceedings

Section 13–101.1

Annotated Code of Maryland

(2013 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 5–301(a)(1)

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 5–307

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,

Article – Health – General

Section 5–901

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 5–903 through 5–905, 13–3101 through 13–3103, and 13–3107 through 13–3111

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

BY repealing

Article – Health – General

Section 13–3104 through 13–3106

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)”;

in line 34, after the semicolon insert “8–407;”; line 35, strike “Buprenorphine” and substitute “Opioid Addiction Treatment”; in the same line, after the semicolon insert “13–3104; 13–3401 and 13–3402 to be under the new subtitle “Subtitle 34. Co–Prescribing of Opioid Overdose Reversal Drugs”;”; and strike in their entirety lines 38 through 42, inclusive, and substitute:

“BY adding to

Article – Insurance

Section 15–850

Annotated Code of Maryland

(2011 Replacement Volume and 2016 Supplement)”.
.”.

AMENDMENT NO. 2

On page 3, after line 2, insert:

“Article – Courts and Judicial Proceedings

13–101.

(a) There is an Administrative Office of the Courts, headed by the State Court Administrator. The Administrator is appointed by and holds office during the pleasure of the Chief Judge of the Court of Appeals of Maryland. The Administrator shall have the compensation provided in the State budget. The Administrative Office of the Courts shall have a seal in the form the Chief Judge of the Court of Appeals approves. The courts of the State shall take judicial notice of the seal.

13–101.1.

(A) THE STATE COURT ADMINISTRATOR SHALL ASSESS DRUG COURT PROGRAMS IN CIRCUIT COURTS, INCLUDING JUVENILE COURTS, AND THE DISTRICT COURT TO DETERMINE HOW TO INCREASE THESE PROGRAMS IN A MANNER SUFFICIENT TO MEET EACH COUNTY’S NEEDS.

(B) (1) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE ADMINISTRATIVE OFFICE OF THE COURTS REQUEST AN APPROPRIATION OF \$2,000,000 OF ADDITIONAL FUNDING IN THE STATE BUDGET FOR FISCAL YEAR 2019 FOR THE PURPOSE OF AWARDING GRANTS TO EXPAND THE SCOPE OF DRUG COURT PROGRAMS DESCRIBED UNDER SUBSECTION (A) OF THIS SECTION.

(2) THE STATE COURT ADMINISTRATOR SHALL DISBURSE THE GRANTS AUTHORIZED UNDER PARAGRAPH (1) OF THIS SUBSECTION BASED ON THE POPULATION OF THE COUNTY, TO CIRCUIT COURTS, INCLUDING JUVENILE COURTS, AND THE DISTRICT COURT.”.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 3 through 12, inclusive, and substitute:

“Article – Criminal Law

5–301.

(a) (1) Except as otherwise provided in this section, a person shall be registered by the Department before the person manufactures, distributes, or dispenses a controlled dangerous substance in the State.

5–307.

(a) Subject to the notice and hearing provisions of § 5–308 of this subtitle, the Department may deny a registration to any applicant, suspend or revoke a registration, or refuse to renew a registration if the Department finds that the applicant or registrant:

(1) has materially falsified an application filed in accordance with or required by this title;

(2) has been convicted of a crime under federal law or the law of any state relating to a controlled dangerous substance;

(3) has SURRENDERED FEDERAL REGISTRATION OR had federal registration suspended or revoked and may no longer manufacture, distribute, or dispense a controlled dangerous substance; [or]

(4) has violated this title; OR

(5) HAS FAILED TO MEET THE REQUIREMENTS FOR REGISTRATION UNDER THIS TITLE.

(b) The Department may limit revocation or suspension of a registration to the particular controlled dangerous substance for which grounds for revocation or suspension exist.

(c) THE DEPARTMENT MAY LIMIT AN INITIAL REGISTRATION OR THE RENEWAL OF A REGISTRATION TO THE PARTICULAR CONTROLLED DANGEROUS SUBSTANCE FOR WHICH GROUNDS FOR DENIAL OR REFUSAL TO ISSUE OR RENEW EXIST.”;

and after line 13, insert:

“5–901.

In this subtitle, "local team" means the multidisciplinary and multiagency drug overdose fatality review team established for a county.

5-903.

(a) The purpose of each local team is to prevent drug overdose deaths by:

(1) Promoting cooperation and coordination among agencies involved in investigations of drug overdose deaths or in providing services to surviving family members;

(2) Developing an understanding of the causes and incidence of drug overdose deaths in the county;

(3) Developing plans for and recommending changes within the agencies represented on the local team to prevent drug overdose deaths; and

(4) Advising the Department on changes to law, policy, or practice, including the use of devices that are programmed to dispense medications on a schedule or similar technology, to prevent drug overdose deaths.

(b) To achieve its purpose, each local team shall:

(1) In consultation with the Department, establish and implement a protocol for the local team;

(2) Set as its goal the investigation of drug overdose deaths in accordance with national standards;

(3) Meet at least quarterly to review the status of drug overdose death cases **AND INFORMATION ON NONFATAL OVERDOSES**, recommend actions to improve coordination of services and investigations among member agencies, and recommend actions within the member agencies to prevent drug overdose deaths;

(4) Collect and maintain data as required by the Department; and

(5) Provide requested reports to the Department, including:

- (i) Discussion of individual cases;
- (ii) Steps taken to improve coordination of services and investigations;
- (iii) Steps taken to implement changes recommended by the local team within member agencies; and
- (iv) Recommendations on needed changes to State and local laws, policies, or practices to prevent drug overdose deaths.

(c) In addition to the duties specified in subsection (b) of this section, a local team may investigate the information and records of an individual convicted of a crime or adjudicated as having committed a delinquent act that caused a death or near fatality described in § 5–904 of this subtitle.

5–904.

(a) On request of the chair of a local team and as necessary to carry out the purpose and duties of the local team, the local team shall be immediately provided with:

(1) Access to information and records, including information about physical health, mental health, and treatment for substance abuse, maintained by a health care provider for:

(i) An individual whose death **OR NEAR FATALITY** is being reviewed by the local team; or

(ii) An individual convicted of a crime or adjudicated as having committed a delinquent act that caused a death or near fatality; and

(2) Access to information and records maintained by a State or local government agency, including death certificates, law enforcement investigative information, medical examiner investigative information, parole and probation information and records, and information and records of a social services agency, if the agency provided services to:

(i) An individual whose death **OR NEAR FATALITY** is being reviewed by the local team;

(ii) An individual convicted of a crime or adjudicated as having committed a delinquent act that caused a death or near fatality; or

(iii) The family of an individual described in item (i) or (ii) of this item.

(b) Substance abuse treatment records requested or provided under this section are subject to any additional limitations on disclosure or redisclosure of a medical record developed in connection with the provision of substance abuse treatment services under State law or 42 U.S.C. § 290DD-2 and 42 C.F.R. Part 2.

5-905.

(a) Meetings of local teams shall be closed to the public and are not subject to Title 3 of the General Provisions Article when the local teams are discussing individual cases of **OVERDOSE OR** drug overdose deaths.

(b) Except as provided in subsection (c) of this section, meetings of local teams shall be open to the public and are subject to Title 3 of the General Provisions Article when the local team is not discussing individual cases of **OVERDOSE OR** drug overdose deaths.

(c) (1) During a public meeting, information may not be disclosed that identifies:

(i) A deceased individual;

(II) **AN INDIVIDUAL WHO HAS EXPERIENCED AN OVERDOSE;**

[(ii)] (III) A family member, guardian, or caretaker of a deceased individual **OR OF AN INDIVIDUAL WHO HAS EXPERIENCED AN OVERDOSE;** or

[(iii)] (IV) An individual convicted of a crime or adjudicated as having committed a delinquent act that caused a death or near fatality.

(2) During a public meeting, information may not be disclosed about the involvement of any agency with:

(i) A deceased individual;

(II) AN INDIVIDUAL WHO HAS EXPERIENCED AN OVERDOSE;

[(ii)] (III) A family member, guardian, or caretaker of a deceased individual OR OF AN INDIVIDUAL WHO HAS EXPERIENCED AN OVERDOSE; or

[(iii)] (IV) An individual convicted of a crime or adjudicated as having committed a delinquent act that caused a death or near fatality.

(d) This section does not prohibit a local team from requesting the attendance at a team meeting of a person who has information relevant to the team's exercise of its purpose and duties.

(e) A person who violates this section is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$500 or imprisonment not exceeding 90 days or both."

AMENDMENT NO. 4

On page 3, in line 16, strike "AT LEAST 10"; in line 17, after "A" insert "**MENTAL HEALTH OR**"; strike beginning with "LOCATED" in line 22 down through "STATE" in line 23 and substitute "**ESTABLISHED ON OR BEFORE JUNE 1, 2018**"; after line 23, insert:

"(C) THE ADMINISTRATION SHALL ESTABLISH THE CRISIS TREATMENT CENTERS REQUIRED UNDER SUBSECTION (A) OF THIS SECTION IN A MANNER THAT IS CONSISTENT WITH THE STRATEGIC PLAN DEVELOPED BY THE BEHAVIORAL HEALTH ADVISORY COUNCIL, AS REQUIRED BY CHAPTERS 405 AND 406 OF THE ACTS OF THE GENERAL ASSEMBLY OF 2016.

(D) ON OR BEFORE SEPTEMBER 1, 2017, AND ON OR BEFORE SEPTEMBER 1 EACH YEAR THEREAFTER UNTIL THE ADMINISTRATION ESTABLISHES THE MINIMUM NUMBER OF CRISIS TREATMENT CENTERS REQUIRED UNDER SUBSECTION (A) OF THIS SECTION, THE ADMINISTRATION SHALL SUBMIT, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, A REPORT ON THE STATUS OF THE ESTABLISHMENT OF CRISIS TREATMENT CENTERS UNDER THIS SECTION TO THE JOINT COMMITTEE ON BEHAVIORAL HEALTH AND OPIOID USE DISORDERS."

AMENDMENT NO. 5

On page 3, in line 26, after “DEPARTMENT” insert “, AS FUNDING IS AVAILABLE,”; and strike beginning with “USE” in line 26 down through “TO” in line 27.

On page 4, strike beginning with “IN” in line 1 down through “DISORDERS” in line 3 and substitute “BY:”

(1) CONDUCTING A COMPREHENSIVE EVIDENCE-BASED SCREENING FOR MENTAL HEALTH AND SUBSTANCE USE NEEDS, COGNITIVE OR INTELLECTUAL FUNCTIONING, INFECTIOUS DISEASE, AND ACUTE SOMATIC CONDITIONS;

(2) CONDUCTING A RISK ASSESSMENT FOR CALLERS EXPERIENCING AN OVERDOSE OR POTENTIALLY COMMITTING SUICIDE OR A HOMICIDE;

(3) CONNECTING CALLERS TO AN EMERGENCY RESPONSE SYSTEM WHEN INDICATED;

(4) REFERRING CALLERS FOR ONGOING CARE; AND

(5) FOLLOWING UP WITH CALLERS TO DETERMINE IF THE NEEDS OF CALLERS WERE MET”;

and in line 29, strike “THE MIDDLE OF”.

AMENDMENT NO. 6

On page 5, after line 6, insert:

“8-407.

(A) THE DEPARTMENT SHALL IDENTIFY UP-TO-DATE, EVIDENCE-BASED, WRITTEN INFORMATION ABOUT OPIOID USE DISORDER THAT:

(1) HAS BEEN REVIEWED BY MEDICAL EXPERTS AND NATIONAL AND LOCAL ORGANIZATIONS SPECIALIZING IN THE TREATMENT OF OPIOID USE DISORDER;

(2) IS DESIGNED FOR USE BY HEALTH CARE PROVIDERS AND INDIVIDUALS WITH OPIOID USE DISORDER AND THEIR FAMILIES;

(3) IS CULTURALLY AND LINGUISTICALLY APPROPRIATE FOR POTENTIAL RECIPIENTS OF THE INFORMATION; AND

(4) INCLUDES INFORMATION ADDRESSING:

(I) THE SIGNS AND SYMPTOMS OF OPIOID USE DISORDER;

(II) THE RISKS ASSOCIATED WITH UNTREATED OPIOID USE DISORDER;

(III) APPROPRIATE CLINICAL TREATMENT FOR OPIOID USE DISORDER, INCLUDING:

1. COUNSELING SERVICES; AND

2. ALL MEDICATIONS APPROVED BY THE U.S. FOOD AND DRUG ADMINISTRATION FOR THE TREATMENT OF OPIOID USE DISORDER;

(IV) APPROPRIATE USE OF OVERDOSE REVERSAL AGENTS;

(V) APPROPRIATE SUPPORT SERVICES, INCLUDING:

1. PEER FELLOWSHIP AND SUPPORT GROUPS, SUCH AS NARCOTICS ANONYMOUS AND ALCOHOLICS ANONYMOUS;

2. COMMUNITY-BASED SERVICES; AND

3. RESIDENTIAL OR RECOVERY HOUSING SERVICES;

AND

(VI) APPROPRIATE TREATMENTS FOR PAIN THAT MAY BE USED TO REDUCE OR REPLACE OPIOID MEDICATION TREATMENTS FOR CHRONIC PAIN.

(B) (1) THE DEPARTMENT SHALL PROVIDE THE INFORMATION IDENTIFIED BY THE DEPARTMENT UNDER SUBSECTION (A) OF THIS SECTION TO

HEALTH CARE FACILITIES AND HEALTH CARE PROVIDERS THAT PROVIDE TREATMENT FOR OPIOID USE DISORDER.

(2) A HEALTH CARE FACILITY OR HEALTH CARE PROVIDER SHALL MAKE THE INFORMATION AVAILABLE TO EACH PATIENT TREATED BY THE FACILITY OR PROVIDER FOR OPIOID USE DISORDER.”;

in line 7, strike “**BUPRENORPHINE**” and substitute “**OPIOID ADDICTION TREATMENT**”; in line 9, after “**(A)**” insert “**(1)**”; in the same line, strike beginning with the comma through “**HEALTH**” and substitute “**THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**”

(2) “HEALTH”;

in lines 10, 11, 12, 13, and 14, respectively, strike “**(1)**”, “**(2)**”, “**(3)**”, “**(4)**”, and “**(5)**”, respectively, and substitute “**(I)**”, “**(II)**”, “**(III)**”, “**(IV)**”, and “**(V)**”, respectively; in line 12, strike “**A COMMUNITY HEALTH CENTER**” and substitute “**AN OUTPATIENT MENTAL HEALTH CLINIC**”; in line 13, strike “**A BEHAVIORAL HEALTH TREATMENT SERVICES PROVIDER**” and substitute “**AN OUTPATIENT OR RESIDENTIAL ADDICTION TREATMENT PROVIDER**”; after line 14, insert:

“(3) “OPIOID ADDICTION TREATMENT MEDICATION” MEANS A MEDICATION APPROVED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION FOR THE TREATMENT OF OPIOID USE DISORDERS.”;

in line 17, strike “**AT LEAST ONE**”; in the same line, strike “**PROVIDER**” and substitute “**PROVIDERS**”; in the same line, strike “**IS**” and substitute “**ARE TRAINED AND**”; in line 18, strike “**BUPRENORPHINE FOR EVERY 100 PATIENTS**” and substitute “**OPIOID ADDICTION TREATMENT MEDICATIONS, INCLUDING BUPRENORPHINE-CONTAINING FORMULATIONS**”; and strike beginning with “**FOR**” in line 19 down through “**YEAR.**” in line 23 and substitute “**TO COMPLY WITH SUBSECTION (B) OF THIS SECTION, A HEALTH CARE FACILITY OR A HEALTH CARE SYSTEM MAY:**”

(1) DIRECTLY EMPLOY, CONTRACT WITH, OR REFER A PATIENT TO A HEALTH CARE PROVIDER WHO IS TRAINED AND AUTHORIZED UNDER FEDERAL LAW TO PRESCRIBE OPIOID ADDICTION TREATMENT MEDICATIONS, INCLUDING BUPRENORPHINE-CONTAINING FORMULATIONS; OR

(2) DELIVER THE SERVICES IN PERSON OR, IF APPROPRIATE, THROUGH TELEHEALTH.

13–3101.

(a) In this subtitle the following words have the meanings indicated.

[(b) “Advanced practice nurse” has the meaning stated in § 8–101 of the Health Occupations Article.

(c) “Certificate” means a certificate issued by a private or public entity to administer naloxone.

(d) “Licensed physician” has the meaning stated in § 14–101 of the Health Occupations Article.]

[(e)] (B) “Pharmacist” has the meaning stated in § 12–101 of the Health Occupations Article.

[(f)] (C) “Private or public entity” means a health care provider, local health department, community–based organization, substance abuse treatment organization, or other person that addresses medical or social issues related to drug addiction.

[(g)] (D) “Program” means [an] THE Overdose Response Program.

[(h)] (E) “Standing order” means a written instruction for the prescribing and dispensing of naloxone [to a certificate holder] in accordance with [§ 13–3108] § 13–3106 of this subtitle.

13–3102.

[An] THE Overdose Response Program is a program [overseen] ADMINISTERED by the Department for the purpose of providing a means of authorizing certain individuals to administer naloxone to an individual experiencing, or believed to be experiencing, opioid overdose to help prevent a fatality when medical services are not immediately available.

13–3103.

(a) The Department shall adopt regulations necessary for the administration of the Program.

(b) The Department may:

(1) Collect fees necessary for the administration of the Program;

(2) [Authorize private or public entities to issue and renew certificates to persons meeting the requirements of this subtitle;

(3) (i) Authorize private or public entities to conduct [educational] EDUCATION AND training [programs described in § 13-3104 of this subtitle] ON OPIOID OVERDOSE RECOGNITION AND RESPONSE THAT INCLUDE:

(I) EDUCATION ON RECOGNIZING THE SIGNS AND SYMPTOMS OF AN OPIOID OVERDOSE;

(II) TRAINING ON RESPONDING TO AN OPIOID OVERDOSE, INCLUDING THE ADMINISTRATION OF NALOXONE; AND

(III) ACCESS TO NALOXONE AND THE NECESSARY SUPPLIES FOR THE ADMINISTRATION OF THE NALOXONE; [and]

[(ii)] (3) Develop guidance regarding the content of educational training programs conducted by private or public entities; and

(4) Collect and report data on the operation and results of the programs.

(C) AN INDIVIDUAL IS NOT REQUIRED TO OBTAIN TRAINING AND EDUCATION ON OPIOID OVERDOSE RECOGNITION AND RESPONSE FROM A PRIVATE OR PUBLIC ENTITY UNDER SUBSECTION (B) OF THIS SECTION IN ORDER FOR A PHARMACIST TO DISPENSE NALOXONE TO THE INDIVIDUAL.

[13-3104.

(a) To qualify for a certificate, an individual shall meet the requirements of this section.

(b) The applicant shall be at least 18 years old.

(c) The applicant shall have, or reasonably expect to have, as a result of the individual's occupation or volunteer, family, or social status, the ability to assist an individual who is experiencing an opioid overdose.

(d) (1) The applicant shall successfully complete an educational training program offered by a private or public entity authorized by the Department.

(2) An educational training program required under this subsection shall:

(i) Be conducted by:

1. A licensed physician;

2. An advanced practice nurse;

3. A pharmacist; or

4. An employee or a volunteer of a private or public entity who is supervised in accordance with a written agreement between the private or public entity and a supervisory licensed physician, advanced practice nurse, or pharmacist that includes:

A. Procedures for providing patient overdose information;

B. Information as to how the employee or volunteer providing the information will be trained; and

C. Standards for documenting the provision of patient overdose information to patients; and

(ii) Include training in:

1. The recognition of the symptoms of opioid overdose;

2. The proper administration of naloxone;

3. The importance of contacting emergency medical services;

4. The care of an individual after the administration of naloxone; and

5. Any other topics required by the Department.]

13-3104.

AN AUTHORIZED PRIVATE OR PUBLIC ENTITY SHALL ENTER INTO A WRITTEN AGREEMENT WITH A LICENSED HEALTH CARE PROVIDER WITH PRESCRIBING AUTHORITY TO ESTABLISH PROTOCOLS FOR THE PRESCRIBING AND DISPENSING OF NALOXONE TO ANY INDIVIDUAL IN ACCORDANCE WITH THIS SUBTITLE.

[13-3105.

An applicant for a certificate shall submit an application to a private or public entity authorized by the Department on the form that the Department requires.]

[13-3106.

(a) A private or public entity authorized by the Department shall issue a certificate to any applicant who meets the requirements of this subtitle.

(b) Each certificate shall include:

(1) A statement that the holder is authorized to administer naloxone in accordance with this subtitle;

(2) The full name of the certificate holder; and

(3) A serial number.

(c) A replacement certificate may be issued to replace a lost, destroyed, or mutilated certificate.

(d) (1) The certificate shall be valid for 2 years and may be renewed.

(2) In order to renew a certificate, the certificate holder shall:

(i) Successfully complete a refresher training program conducted by an authorized private or public entity; or

(ii) Demonstrate proficiency to the private or public entity issuing certificates under this subtitle.]

[13–3107.] 13–3105.

(A) An individual [who is certified] may[:

(1) On presentment of a certificate,] receive from any licensed [physician or advanced practice nurse] HEALTH CARE PROVIDER with prescribing authority a prescription for naloxone and the necessary supplies for the administration of naloxone[:].

(B) AN INDIVIDUAL FOR WHOM NALOXONE IS PRESCRIBED AND DISPENSED IN ACCORDANCE WITH THIS SUBTITLE MAY:

[(2)] (1) Possess prescribed naloxone and the necessary supplies for the administration of naloxone; and

[(3)] (2) In an emergency situation when medical services are not immediately available, administer naloxone to an individual experiencing or believed by the [certificate holder] INDIVIDUAL to be experiencing an opioid overdose.

[13–3108.] 13–3106.

(a) A licensed [physician or an advanced practice nurse] HEALTH CARE PROVIDER with prescribing authority may prescribe and dispense naloxone to [a certificate holder] AN INDIVIDUAL WHO:

(1) IS BELIEVED BY THE LICENSED HEALTH CARE PROVIDER TO BE AT RISK OF EXPERIENCING AN OPIOID OVERDOSE; OR

(2) IS IN A POSITION TO ASSIST AN INDIVIDUAL AT RISK OF EXPERIENCING AN OPIOID OVERDOSE.

[(b) A registered nurse may dispense naloxone to a certificate holder in a local health department if the registered nurse complies with:

- (1) The formulary developed and approved under § 3–403(b) of this article;
and
(2) The requirements established under § 8–512 of the Health Occupations Article.]

[(c) (B) (1) A licensed [physician or an advanced practice nurse] **HEALTH CARE PROVIDER** with prescribing authority may prescribe and dispense naloxone [to a certificate holder] by issuing a standing order if the licensed [physician or advanced practice nurse] **HEALTH CARE PROVIDER**:

- (i) Is employed by the Department or a local health department; or
(ii) [Supervises or conducts an educational training program] **HAS A WRITTEN AGREEMENT WITH AN AUTHORIZED PRIVATE OR PUBLIC ENTITY** under [§ 13–3104(d)] **§ 13–3104** of this subtitle.

(2) A licensed [physician or an advanced practice nurse] **HEALTH CARE PROVIDER** with prescribing authority who issues a standing order under paragraph (1) of this subsection may delegate [to the following persons the authority for] **THE dispensing OF** naloxone to [a certificate holder:

- (i) A licensed registered nurse who:
1. Is employed by a local health department; and
2. Completes a training program approved by the
Department; and
(ii) An] **AN** employee or a volunteer of [a] **AN AUTHORIZED** private or public entity [who is authorized to conduct an educational training program] in accordance with **A WRITTEN AGREEMENT UNDER [§ 13–3104(d)] § 13–3104** of this subtitle.

(3) Any licensed health care provider who has dispensing authority also may dispense naloxone to [a certificate holder] ANY INDIVIDUAL in accordance with a standing order issued by a licensed [physician] HEALTH CARE PROVIDER WITH PRESCRIBING AUTHORITY IN ACCORDANCE WITH THIS SUBSECTION.

[(d) (1) Any licensed health care provider who has prescribing authority may prescribe naloxone to a patient who is believed by the licensed health care provider to be at risk of experiencing an opioid overdose or in a position to assist an individual at risk of experiencing an opioid overdose.

(2) A patient who receives a naloxone prescription under paragraph (1) of this subsection is not subject to the training requirements under § 13–3104(d) of this subtitle.]

[(e) (C) A pharmacist may dispense naloxone in accordance with a therapy management contract under Title 12, Subtitle 6A of the Health Occupations Article.

[13–3109.] 13–3107.

(a) [(1) A certificate holder] AN INDIVIDUAL who, in accordance with this subtitle, is administering naloxone to an individual experiencing or believed by the [certificate holder] INDIVIDUAL to be experiencing an opioid overdose may not be considered to be practicing:

[(i) (1) Medicine for the purposes of Title 14 of the Health Occupations Article; or

[(ii) (2) Registered nursing for the purposes of Title 8 of the Health Occupations Article.

[(2) (B) An employee or volunteer of a private or public entity who, in accordance with this subtitle, provides naloxone to [a certificate holder] AN INDIVIDUAL WHO HAS RECEIVED EDUCATION AND TRAINING IN OPIOID OVERDOSE RECOGNITION AND RESPONSE in accordance with a standing order may not be considered to be practicing:

(i) Medicine for the purposes of Title 14 of the Health Occupations Article;

(ii) Registered nursing for the purposes of Title 8 of the Health Occupations Article; or

(iii) Pharmacy for the purposes of Title 12 of the Health Occupations Article.

[(b) (1)] (C) A licensed [physician] HEALTH CARE PROVIDER who prescribes or dispenses naloxone [to a certificate holder in a manner consistent with the protocol established by the authorized private or public entity] IN ACCORDANCE WITH THIS SUBTITLE may not be subject to any disciplinary action BY THE APPROPRIATE LICENSING HEALTH OCCUPATIONS BOARD under [Title 14 of] the Health Occupations Article solely for the act of prescribing or dispensing naloxone [to the certificate holder].

[(2) An advanced practice nurse with prescribing authority who prescribes or dispenses naloxone to a certificate holder in a manner consistent with the protocol established by the authorized private or public entity may not be subject to any disciplinary action under Title 8 of the Health Occupations Article solely for the act of prescribing or dispensing naloxone to the certificate holder.]

[13-3110.] 13-3108.

(a) An individual who administers naloxone to an individual who is or in good faith is believed to be experiencing an opioid overdose shall have immunity from liability under §§ 5-603 and 5-629 of the Courts and Judicial Proceedings Article.

(b) A cause of action may not arise against any licensed [physician, advanced practice nurse] HEALTH CARE PROVIDER with prescribing authority[,], or pharmacist for any act or omission when the [physician, advanced practice nurse] HEALTH CARE PROVIDER with prescribing authority[,], or pharmacist in good faith prescribes or dispenses naloxone and the necessary paraphernalia for the administration of naloxone to [a certificate holder or patient under § 13-3108] AN INDIVIDUAL UNDER § 13-3106 of this subtitle.

(c) This subtitle may not be construed to create a duty on any individual to:

(1) Obtain [a certificate] EDUCATION AND TRAINING FROM AN AUTHORIZED PRIVATE OR PUBLIC ENTITY under this subtitle, and an individual may

not be held civilly liable for failing to obtain [a certificate] EDUCATION AND TRAINING FROM AN AUTHORIZED PRIVATE OR PUBLIC ENTITY under this subtitle; or

(2) Administer naloxone to an individual who is experiencing or believed by the individual to be experiencing an opioid overdose.

[13-3111.] 13-3109.

A person who dispenses naloxone in accordance with this subtitle is exempt from any laws that require a person to maintain a permit to dispense prescription drugs.

SUBTITLE 34. CO-PRESCRIBING OF OPIOID OVERDOSE REVERSAL DRUGS.

13-3401.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “CO-PRESCRIBING” MEANS, WITH RESPECT TO AN OPIOID OVERDOSE REVERSAL DRUG, THE PRACTICE OF PRESCRIBING THE DRUG IN CONJUNCTION WITH AN OPIOID PRESCRIPTION FOR A PATIENT AT AN ELEVATED RISK OF OVERDOSE.

(C) “OPIOID OVERDOSE REVERSAL DRUG” MEANS NALOXONE OR A SIMILARLY ACTING AND EQUALLY SAFE DRUG THAT IS APPROVED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION FOR THE TREATMENT OF A KNOWN OR SUSPECTED OPIOID OVERDOSE.

13-3402.

(A) THE SECRETARY SHALL ESTABLISH GUIDELINES FOR THE CO-PRESCRIBING OF OPIOID OVERDOSE REVERSAL DRUGS THAT ARE APPLICABLE TO ALL LICENSED HEALTH CARE PROVIDERS IN THE STATE WHO ARE AUTHORIZED BY LAW TO PRESCRIBE A MONITORED PRESCRIPTION DRUG, AS DEFINED IN § 21-2A-01 OF THIS ARTICLE.

(B) THE GUIDELINES ESTABLISHED UNDER SUBSECTION (A) OF THIS SECTION SHALL ADDRESS THE CO-PRESCRIBING OF OPIOID OVERDOSE REVERSAL DRUGS FOR PATIENTS WHO ARE:

(1) AT AN ELEVATED RISK OF OVERDOSE; AND

(2) (I) RECEIVING OPIOID THERAPY FOR CHRONIC PAIN;

(II) RECEIVING A PRESCRIPTION FOR BENZODIAZEPINES; OR

(III) BEING TREATED FOR OPIOID USE DISORDERS.”.

AMENDMENT NO. 7

On page 5, after line 23, insert:

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

Article – Health – General”.

On page 6, strike in their entirety lines 3 through 5, inclusive; in line 6, strike “(4)” and substitute “(3)”; after line 12, insert:

“(C) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT A SUBSTANTIAL PORTION OF THE RATE ADJUSTMENT PROVIDED UNDER SUBSECTION (D) OF THIS SECTION BE USED TO:

(1) COMPENSATE DIRECT CARE STAFF AND LICENSED CLINICIANS EMPLOYED BY COMMUNITY PROVIDERS; AND

(2) IMPROVE THE QUALITY OF PROGRAMMING PROVIDED BY COMMUNITY PROVIDERS.”;

in line 13, strike “(C)” and substitute “(D)”; strike beginning with “SUBJECT” in line 13 down through “(I)” in line 18; in line 19, after “2019” insert “AND FISCAL YEAR 2020”; in the same line, strike “, AND FOR EACH FISCAL YEAR THEREAFTER,”; strike beginning with “RATE” in line 19 down through “ON” in line 20 and substitute “A 3.5% RATE”

INCREASE FOR COMMUNITY PROVIDERS OVER”; in lines 23, 26, and 28, strike “1.”, “2.”, and “3.”, respectively, and substitute “(I)”, “(II)”, and “(III)”, respectively; after line 30, insert:

“(2) IF THE BEHAVIORAL HEALTH ADMINISTRATION DOES NOT IMPLEMENT THE PAYMENT SYSTEM REQUIRED UNDER SUBSECTION (E) OF THIS SECTION FOR USE IN FISCAL YEAR 2021, THE GOVERNOR’S PROPOSED BUDGET FOR FISCAL YEAR 2021 SHALL INCLUDE A 3% RATE INCREASE FOR COMMUNITY PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR FOR EACH OF THE FOLLOWING:

(I) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00Q01.01 MEDICAID BEHAVIORAL HEALTH PROVIDER REIMBURSEMENT – MEDICAL CARE PROGRAMS ADMINISTRATION;

(II) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.02 COMMUNITY SERVICES – BEHAVIORAL HEALTH ADMINISTRATION; AND

(III) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.03 COMMUNITY SERVICES FOR MEDICAID STATE FUND RECIPIENTS – BEHAVIORAL HEALTH ADMINISTRATION.”;

and strike in their entirety lines 31 through 35, inclusive.

On page 7, strike beginning with “YEAR” in line 1 down through “THEREAFTER,” in line 2 and substitute “YEARS 2019 THROUGH 2021”; after line 4, insert:

“(E) (1) THE BEHAVIORAL HEALTH ADMINISTRATION AND THE MEDICAL CARE PROGRAMS ADMINISTRATION JOINTLY SHALL:

(I) CONDUCT AN INDEPENDENT COST-DRIVEN, RATE-SETTING STUDY TO SET COMMUNITY PROVIDER RATES FOR COMMUNITY-BASED BEHAVIORAL HEALTH SERVICES THAT INCLUDES A RATE ANALYSIS AND AN IMPACT STUDY THAT CONSIDERS THE ACTUAL COST OF PROVIDING COMMUNITY-BASED BEHAVIORAL HEALTH SERVICES;

(II) DEVELOP AND IMPLEMENT A PAYMENT SYSTEM INCORPORATING THE FINDINGS OF THE RATE-SETTING STUDY CONDUCTED UNDER ITEM (I) OF THIS PARAGRAPH, INCLUDING PROJECTED COSTS OF IMPLEMENTATION AND RECOMMENDATIONS TO ADDRESS ANY POTENTIAL SHORTFALL IN FUNDING; AND

(III) CONSULT WITH STAKEHOLDERS, INCLUDING COMMUNITY PROVIDERS AND INDIVIDUALS RECEIVING SERVICES, IN CONDUCTING THE RATE-SETTING STUDY AND DEVELOPING THE PAYMENT SYSTEM REQUIRED BY THIS PARAGRAPH.

(2) THE ADMINISTRATION, ON OR BEFORE SEPTEMBER 30, 2019, SHALL COMPLETE THE STUDY REQUIRED UNDER PARAGRAPH (1)(I) OF THIS SUBSECTION.

(3) THE ADMINISTRATION SHALL ADOPT REGULATIONS TO IMPLEMENT THE PAYMENT SYSTEM REQUIRED BY PARAGRAPH (1) OF THIS SUBSECTION.”;

in line 5, strike “(D)” and substitute “(F)”; in line 10, strike “OF REIMBURSEMENT”; in line 12, strike “SUBSECTION (C)(2)(II) OF” and substitute “SUBSECTION (D) OF”; after line 12, insert:

“(G) INCREASED FUNDING PROVIDED UNDER SUBSECTION (D) OF THIS SECTION MAY BE USED ONLY TO INCREASE THE RATES PAID TO:

(1) COMMUNITY PROVIDERS ACCREDITED BY A STATE-APPROVED ACCREDITING BODY AND LICENSED BY THE STATE; AND

(2) HEALTH CARE PROVIDERS WHO ARE ACTING WITHIN THE SCOPES OF PRACTICE OF THE HEALTH CARE PROVIDERS’ LICENSES OR CERTIFICATES AS SPECIFIED UNDER THE HEALTH OCCUPATIONS ARTICLE.”;

in line 13, strike “(E)” and substitute “(H)”; in the same line, after “(1)” insert “ON OR BEFORE DECEMBER 1, 2018, THE DEPARTMENT SHALL SUBMIT AN INTERIM REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE

GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON THE DELIVERY SYSTEM THROUGH WHICH COMMUNITY-BASED BEHAVIORAL HEALTH SERVICES SHOULD BE PROVIDED AND ANY PRELIMINARY RECOMMENDATIONS REGARDING THE PAYMENT SYSTEM REQUIRED UNDER THIS SECTION.

(2)”;

in line 17, strike “REIMBURSEMENT”; in the same line, strike “ADJUSTMENT” and substitute “ADJUSTMENTS AND THE PAYMENT SYSTEM”; in line 26, strike “(2)” and substitute “(3)”; and after line 29, insert:

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

Article – Health – General”.

AMENDMENT NO. 8

On page 7, in line 33, after “OVERDOSE” insert “OR WAS IDENTIFIED AS HAVING A SUBSTANCE USE DISORDER”.

On page 8, in line 6, strike “A” and substitute “(1) BEGINNING IN 2018,A”; strike beginning with “INCLUDE” in line 6 down through “UNDER” in line 8 and substitute “SUBMIT TO THE MARYLAND HOSPITAL ASSOCIATION”; in line 10, after “OVERDOSE” insert “OR WAS IDENTIFIED AS HAVING A SUBSTANCE USE DISORDER”; and after line 10, insert:

“(2) ON OR BEFORE DECEMBER 1, 2018, THE MARYLAND HOSPITAL ASSOCIATION SHALL SUBMIT A REPORT TO THE DEPARTMENT AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE SENATE FINANCE COMMITTEE, THE HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE, AND THE JOINT COMMITTEE ON BEHAVIORAL HEALTH AND SUBSTANCE USE DISORDERS ON EACH HOSPITAL’S DISCHARGE PROTOCOL AS SUBMITTED TO THE MARYLAND HOSPITAL ASSOCIATION UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(D) (1) THE MARYLAND HOSPITAL ASSOCIATION SHALL CONDUCT A STUDY THAT:

(I) IDENTIFIES OPPORTUNITIES TO SUPPORT A COMPREHENSIVE TREATMENT CONTINUUM FOR INDIVIDUALS WITH SUBSTANCE USE DISORDERS IN HOSPITALS IN THE STATE, INCLUDING WITHDRAWAL MANAGEMENT; AND

(II) INCLUDES AN ASSESSMENT OF THE BARRIERS TO PROVIDING AN EFFECTIVE AND EFFICIENT CONTINUUM OF CARE.

(2) ON OR BEFORE DECEMBER 1, 2017, THE MARYLAND HOSPITAL ASSOCIATION SHALL SUBMIT A REPORT TO THE DEPARTMENT AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE SENATE FINANCE COMMITTEE, THE HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE, AND THE JOINT COMMITTEE ON BEHAVIORAL HEALTH AND SUBSTANCE USE DISORDERS ON THE FINDINGS AND RECOMMENDATIONS FROM THE STUDY REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION.”.

AMENDMENT NO. 9

On pages 8 through 10, strike in their entirety the lines beginning with line 11 on page 8 through line 34 on page 10, inclusive, and substitute:

“SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Insurance

15-850.

(A) IN THIS SECTION, “OPIOID ANTAGONIST” MEANS:

(1) NALOXONE HYDROCHLORIDE; OR

(2) ANY OTHER SIMILARLY ACTING AND EQUALLY SAFE DRUG APPROVED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION FOR THE TREATMENT OF A DRUG OVERDOSE.

(B) (1) THIS SECTION APPLIES TO:

(I) INSURERS AND NONPROFIT HEALTH SERVICE PLANS THAT PROVIDE COVERAGE FOR PRESCRIPTION DRUGS UNDER INDIVIDUAL, GROUP, OR BLANKET HEALTH INSURANCE POLICIES OR CONTRACTS THAT ARE ISSUED OR DELIVERED IN THE STATE; AND

(II) HEALTH MAINTENANCE ORGANIZATIONS THAT PROVIDE COVERAGE FOR PRESCRIPTION DRUGS UNDER INDIVIDUAL OR GROUP CONTRACTS THAT ARE ISSUED OR DELIVERED IN THE STATE.

(2) AN INSURER, A NONPROFIT HEALTH SERVICE PLAN, OR A HEALTH MAINTENANCE ORGANIZATION THAT PROVIDES COVERAGE FOR PRESCRIPTION DRUGS THROUGH A PHARMACY BENEFITS MANAGER IS SUBJECT TO THE REQUIREMENTS OF THIS SECTION.

(C) AN ENTITY SUBJECT TO THIS SECTION THAT INCLUDES ON ITS FORMULARY AN OPIOID ANTAGONIST MAY APPLY A PRIOR AUTHORIZATION REQUIREMENT FOR AN OPIOID ANTAGONIST ONLY IF THE ENTITY PROVIDES COVERAGE FOR AT LEAST ONE FORMULATION OF THE OPIOID ANTAGONIST WITHOUT A PRIOR AUTHORIZATION REQUIREMENT.

SECTION 5. AND BE IT FURTHER ENACTED, That, on or before December 1, 2019, the Department of Health and Mental Hygiene shall submit a report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly that:

(1) details outcome measures that reasonably can be collected for each treatment modality offered by community providers for which the rate of reimbursement would be adjusted under § 16–201.3 of the Health – General Article, as enacted by Section 2 of this Act; and

(2) includes recommendations regarding how reimbursement rates can be tied to outcomes, such as:

(i) differential payment for implementation of, and adherence to, evidence-based and promising practices;

(ii) differential payment based on outcomes;

(iii) payments made to align incentives with the goals of the State's all-payer model contract; and

(iv) any other financial payment system linking reimbursement to outcomes.

SECTION 6. AND BE IT FURTHER ENACTED, That the Secretary of Health and Mental Hygiene shall establish the guidelines required under § 13-3402(a) of the Health – General Article, as enacted by Section 1 of this Act, on or before December 1, 2017.”.

AMENDMENT NO. 10

On page 11, in line 1, strike “3.” and substitute “7.”; strike beginning with the second comma in line 1 down through the first “the” in line 2 and substitute “:

(a) The”;

in line 2, after “Services” insert “and each local jail and detention center”; strike beginning with the colon in line 3 down through “(1)” in line 4; in line 5, after “and” insert “each”; in the same line, strike “jails; and” and substitute “jail and detention center.”; after line 5, insert:

“(b) On or before November 1, 2017, each local jail and detention center shall submit the plan required under subsection (a) of this section to the Department of Public Safety and Correctional Services.”;

in line 6, strike “(2)” and substitute “(c) On or before December 1, 2017, the Department of Public Safety and Correctional Services shall”; and in the same line, strike “the plan” and substitute “a report that includes the plans required under subsection (a) of this section”.

AMENDMENT NO. 11

On page 11, after line 7, insert:

“SECTION 8. AND BE IT FURTHER ENACTED, That, on or before January 1, 2018, the Department of Health and Mental Hygiene, in consultation with the Governor's Office of Crime Control and Prevention and interested stakeholders, shall report to the Senate Finance Committee, the Senate Judicial Proceedings Committee, the House Health and Government Operations Committee, and the House Judiciary Committee on new,

innovative, evidence-based programs and methods to better manage the State's substance abuse and opioid crisis.

SECTION 9. AND BE IT FURTHER ENACTED, That Section 4 of this Act shall apply to all policies, contracts, and health benefit plans issued, delivered, or renewed in the State on or after January 1, 2018.”;

in line 8, strike “4.” and substitute “10.”; in the same line, after “That” insert “Sections 1, 2, 3, 5, 6, 7, and 8 of”; and after line 9, insert:

“SECTION 11. AND BE IT FURTHER ENACTED, That:

(1) it is the intent of the General Assembly that the Department of Health and Mental Hygiene use the \$10,000,000 in general funds included in Supplemental Budget No. 2 in the Opioid Crisis Fund to prioritize the funding of services established under this Act; and

(2) on or before January 1, 2018, the Department of Health and Mental Hygiene, in accordance with § 2–1246 of the State Government Article, shall report to the Senate Finance Committee, the Senate Education, Health, and Environmental Affairs Committee, the Senate Budget and Taxation Committee, the House Health and Government Operations Committee, and the House Appropriations Committee on how funds were used and the criteria for the use of funds.

SECTION 12. AND BE IT FURTHER ENACTED, That Sections 4 and 9 of this Act shall take effect January 1, 2018.

SECTION 13. 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, except as provided in Section 12 of this Act, shall take effect from the date it is enacted.”.

The preceding 11 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1360 – Delegates Hixson, Buckel, Gutierrez, Rose, and M. Washington

AN ACT concerning

Estates and Trusts – Vehicle Transfers – Excise Tax and Fee Exemption

HB1360/226889/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 1360

(First Reading File Bill)

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, Pendergrass, Bromwell, Angel, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, Metzgar, Miele, Morales, Morgan, Pena–Melnik, Platt, Rosenberg, Saab, Sample–Hughes, Szeliga, West, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1432 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

EMERGENCY BILL

AN ACT concerning

**Health Care Providers – Prescription Opioids – Limits on Prescribing
(The Prescriber Limits Act of 2017)**

HB1432/526580/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1432

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Hygiene)” insert “and Delegates Bromwell, Kipke, Hayes, Reznik, Wilkins, Morhaim, Platt, Malone, Pena–Melnik, Wilson, Folden, Pendergrass, Angel, Barron, Cullison, Hill, Kelly, Krebs, Metzgar, Miele, Morales, Morgan, Rosenberg, Saab, Sample–Hughes, Szeliga, West, and K. Young”; strike beginning with “authorizing” in line 4 down through “circumstances” in line 8 and substitute “requiring health care providers to prescribe a certain dosage and a certain quantity of an opioid unless the opioid is prescribed to treat a certain disorder or certain pain; requiring the dosage, quantity, and duration of certain prescribed opioids to be based on a certain guideline”; strike beginning with “requiring” in line 10 down through “regulations;” in line 11; and strike in their entirety lines 15 through 19, inclusive.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 31 on page 2 through line 10 on page 3, inclusive.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 15 through 22, inclusive, and substitute:

“(B) ON TREATMENT FOR PAIN, A HEALTH CARE PROVIDER, BASED ON THE CLINICAL JUDGMENT OF THE HEALTH CARE PROVIDER, SHALL PRESCRIBE:

(1) THE LOWEST EFFECTIVE DOSE OF AN OPIOID; AND

(2) A QUANTITY THAT IS NO GREATER THAN THE QUANTITY NEEDED FOR THE EXPECTED DURATION OF PAIN SEVERE ENOUGH TO REQUIRE AN OPIOID THAT IS A CONTROLLED DANGEROUS SUBSTANCE UNLESS THE OPIOID IS PRESCRIBED TO TREAT:

(I) A SUBSTANCE–RELATED DISORDER;

(II) PAIN ASSOCIATED WITH A CANCER DIAGNOSIS;

(III) PAIN EXPERIENCED WHILE THE PATIENT IS RECEIVING END–OF–LIFE, HOSPICE, OR PALLIATIVE CARE SERVICES; OR

(IV) CHRONIC PAIN.

(C) THE DOSAGE, QUANTITY, AND DURATION OF AN OPIOID PRESCRIBED UNDER SUBSECTION (B) OF THIS SECTION SHALL BE BASED ON AN EVIDENCE-BASED CLINICAL GUIDELINE FOR PRESCRIBING CONTROLLED DANGEROUS SUBSTANCES THAT IS APPROPRIATE FOR:

(1) THE HEALTH CARE SERVICE DELIVERY SETTING FOR THE PATIENT;

(2) THE TYPE OF HEALTH CARE SERVICES REQUIRED BY THE PATIENT; AND

(3) THE AGE AND HEALTH STATUS OF THE PATIENT.”;

and in line 23, strike “(C)” and substitute “**(D)**”.

On pages 3 and 4, strike in their entirety the lines beginning with line 26 on page 3 through line 3 on page 4, inclusive.

AMENDMENT NO. 4

On page 4, strike beginning with “**THE**” in line 13 down through “**UNDER**” in line 14; and strike beginning with “**THE**” in line 25 down through “**UNDER**” in line 26.

On page 5, strike beginning with “**THE**” in line 9 down through “**UNDER**” in line 10; and strike beginning with “**THE**” in line 19 down through “**UNDER**” in line 20.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1443 – Delegates Glenn, Ali, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Beidle, Branch, Brooks, Carr, Chang, Clippinger, Conaway, Cullison, Davis, Fennell, Fraser-Hidalgo, Frush, Gaines, Gutierrez, Hayes, Haynes, Healey, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jameson, Jones, Kelly, Knotts, Kramer, Lafferty, Lewis,

Lierman, Luedtke, McCray, A. Miller, Moon, Morales, Mosby, Oaks, Patterson, Pena–Melnik, Platt, Proctor, Queen, Reznik, Robinson, Sample–Hughes, Sanchez, Sophocleus, Sydnor, Tarlau, Turner, Valderrama, Walker, A. Washington, M. Washington, Wilkins, C. Wilson, and P. Young

EMERGENCY BILL

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission Reform Act

HB1443/766389/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1443

(First Reading File Bill)

AMENDMENT NO. 1

On pages 1 through 5, strike in their entirety the lines beginning with line 3 on page 1 through line 13 on page 5, inclusive, and substitute:

“FOR the purpose of requiring the Natalie M. LaPrade Medical Cannabis Commission to conduct ongoing, thorough, and comprehensive outreach to certain small, minority, and women business owners and entrepreneurs for certain purposes; authorizing the Commission to make grants to certain educational and business development organizations for certain purposes; requiring the Commission to partner with the Division of Workforce Development and Adult Learning in the Department of Labor, Licensing, and Regulation to identify certain employment opportunities; altering the membership of the Commission; providing that the certain appointments made to the Commission are subject to the advice and consent of the Senate of Maryland; establishing certain qualifications for appointed members of the Commission; prohibiting a member of the Commission from having certain interests in certain licensees, having a certain relationship to a person who holds a certain license, being a certain official, receiving or sharing in certain receipts or proceeds, or having a certain interest in certain contracts; requiring the membership of the Commission, to the extent practicable and consistent with federal and State law, to reflect the racial, ethnic, and gender diversity of the State; requiring a member of the Commission to file a certain disclosure statement; providing that the terms of the appointed members of the Commission are staggered as required by the terms provided for members on a certain date; providing that appointed members of the

Commission are entitled to a certain salary, paid at certain intervals, and reimbursement for certain expenses; authorizing the Governor to remove a member of the Commission for just cause; requiring the Governor to appoint an executive director of the Commission with the advice and consent of the Senate of Maryland; establishing the Natalie M. LaPrade Medical Cannabis Compassionate Use Fund; requiring the Department of Health and Mental Hygiene to administer the Fund; providing that the Fund is a special, nonlapsing fund that is not subject to a certain provision of law; providing for the purpose of the Fund; requiring the State Treasurer to hold the Fund separately and the Comptroller to account for the Fund; requiring the Fund to be invested and reinvested in a certain manner; providing that interest earnings of the Fund shall be retained to the credit of the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; providing that the Fund is subject to a certain audit; requiring the Comptroller to pay out money from the Fund as directed by the Department; requiring the Commission, in consultation with the Department, to report to the General Assembly, on or before a certain date, on certain anticipated necessary revenues, the amount of certain fees and on which licensees the fees should be assessed in order to generate the necessary revenues, and the use of any other funding mechanisms to implement a certain program; prohibiting any part of the Fund from reverting or being credited to certain funds; providing that expenditures from the Fund may be made only in accordance with the State budget; requiring the Department, in consultation with the Commission, to establish a certain program to allow certain individuals to obtain medical cannabis from certain dispensaries at no cost or a reduced cost and to reimburse certain dispensaries from a certain Fund; requiring the Department to adopt certain regulations; establishing the Small Medical Cannabis Business Enterprise Program; requiring a certain certification agency to certify certain business entities as small medical cannabis business enterprises under certain circumstances; requiring the certification agency, on or before a certain date, to establish a process for reviewing and evaluating certain applicants; requiring the process to include provisions for a certain unit to expedite certifications during a certain period of time; requiring a certified small medical cannabis business enterprise to submit to the certification agency a certain affidavit and certain other information; requiring the certification agency to modify a certain directory to include certain small medical cannabis business enterprises; requiring the Commission to establish a certain evaluation preference for licensure of certified small medical cannabis business enterprises; prohibiting a constitutional officer or a secretary of a principal department of the Executive Branch of State government from being an owner or an employee of a certain business entity that holds a certain license or from having

an official relationship to a certain business entity; altering the number of medical cannabis growers that may be licensed by the Commission; requiring the Commission to rescind the Stage One preapproval of certain applicants under certain circumstances; requiring that the maximum number of grower licenses authorized by the Commission be reduced by a certain number under certain circumstances; prohibiting the Commission, beginning on a certain date, from awarding Stage One preapproval for certain licenses except under certain circumstances; requiring the Commission to report, on or before a certain date, on the number of grower licenses necessary to meet a demand for medical cannabis by certain individuals; requiring the Commission, to the extent permitted by federal and State law, to seek to achieve certain diversity when licensing certain growers, processors, and dispensaries; requiring the Commission to encourage applicants who are small, minority, or women-owned business entities to apply for certain certification; authorizing the Commission to license a certain number of processors; authorizing the Commission, beginning on a certain date, to increase the number of processor licenses in order to meet a demand for medical cannabis by certain individuals; requiring the Commission, if the Commission increases the number of processor licenses, to report to the General Assembly on the total number of new processor licenses; authorizing the Commission, except under certain circumstances, to register as an agent of certain licensed entities an individual who has been convicted of a certain offense; altering the period of time for which certain medical cannabis grower and processor licenses are valid; altering certain reporting requirements for certain medical cannabis growers; requiring certain dispensaries and processors, beginning on a certain date, to annually report certain information to the Commission; encouraging the Commission to approve certain patient applications for patients suffering from an opioid use disorder; altering the information that the Commission must report to the Governor and the General Assembly; requiring the terms of certain members of the Commission to terminate on a certain date, with a certain exception; requiring certain positions on the Commission to be filled in accordance with certain provisions of this Act; declaring the intent of the General Assembly relating to continuity within the membership of the Commission; specifying the terms of certain initial members of the Commission; requiring a certain certification agency, in consultation with the General Assembly and the Office of the Attorney General, to initiate a certain study of the medical cannabis industry and market to make a certain evaluation relating to certain business participation in the medical cannabis industry; authorizing the Commission to require certain licensed entities and certain applicants for licensure to provide to the Commission certain information and provide that information to the certification agency; requiring the certification agency to report certain findings

to the Commission and the Legislative Policy Committee on or before a certain date; requiring the Commission, in consultation with the Office of the Attorney General, to submit certain emergency regulations; prohibiting the Commission from reviewing, evaluating, or ranking an application for certain licenses or awarding certain additional licenses until a certain study is completed; requiring the Commission, under certain circumstances, to accept certain applications for licensure, permit certain persons who previously applied for licensure to amend and resubmit or withdraw certain applications, and resume reviewing, evaluating, and ranking applications for certain licenses and awarding certain additional licenses; providing that the Commission, under certain circumstances, may waive a certain initial application fee for a certain person, but may charge a certain fee for the submission of an amended application; defining certain terms; making certain conforming and stylistic changes; repealing certain provisions of law made obsolete by this Act; providing for the termination of certain provisions of this Act under certain circumstances; making the provisions of this Act severable; making this Act an emergency measure; and generally relating to the Natalie M. LaPrade Medical Cannabis Commission.”.

On page 5, strike in their entirety lines 14 through 35, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article – Health – General

Section 13–3302, 13–3303, 13–3304(d)(1), 13–3305, 13–3306(a), 13–3307(a) and (c), 13–3308(d), 13–3309(c) and (d), 13–3310(d), and 13–3316

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

BY adding to

Article – Health – General

Section 13–3303.1, 13–3304.1, and 13–3305.1

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 13–3304(d)(1) and 13–3305

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

(As enacted by Chapter 474 of the Acts of the General Assembly of 2016)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(i)

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)94. and 95.

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)96.

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On pages 5 through 38, strike in their entirety the lines beginning with line 36 on page 5 through line 35 on page 38, inclusive, and substitute:

“SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

Article – Health – General

13–3302.

(a) There is a Natalie M. LaPrade Medical Cannabis Commission.

(b) The Commission is an independent commission that functions within the Department.

(c) The purpose of the Commission is to develop policies, procedures, guidelines, and regulations to implement programs to make medical cannabis available to qualifying patients in a safe and effective manner.

(d) (1) The Commission shall develop identification cards for qualifying patients and caregivers.

(2) (i) The Department shall adopt regulations that establish the requirements for identification cards provided by the Commission.

(ii) The regulations adopted under subparagraph (i) of this paragraph shall include:

1. The information to be included on an identification card;
2. The method through which the Commission will distribute identification cards; and
3. The method through which the Commission will track identification cards.

(e) The Commission shall develop and maintain a Web site that:

(1) Provides information on how an individual can obtain medical cannabis in the State; and

(2) Provides contact information for licensed dispensaries.

(F) (1) THE COMMISSION:

(I) SHALL CONDUCT ONGOING, THOROUGH, AND COMPREHENSIVE OUTREACH TO SMALL, MINORITY, AND WOMEN BUSINESS OWNERS AND ENTREPRENEURS THAT MAY HAVE AN INTEREST IN APPLYING FOR MEDICAL CANNABIS GROWER, PROCESSOR, OR DISPENSARY LICENSES; AND

(II) MAY MAKE GRANTS TO APPROPRIATE EDUCATIONAL AND BUSINESS DEVELOPMENT ORGANIZATIONS TO TRAIN AND ASSIST SMALL, MINORITY, AND WOMEN BUSINESS OWNERS AND ENTREPRENEURS SEEKING TO BECOME LICENSED AS MEDICAL CANNABIS GROWERS, PROCESSORS, OR DISPENSARIES.

(2) THE OUTREACH REQUIRED UNDER PARAGRAPH (1)(I) OF THIS SUBSECTION SHALL INCLUDE:

(I) DEVELOPING PARTNERSHIPS WITH:

1. TRADITIONAL MINORITY-SERVING INSTITUTIONS IN THE STATE AND SURROUNDING JURISDICTIONS, INCLUDING HISTORICALLY BLACK COLLEGES AND UNIVERSITIES;

2. TRADE ASSOCIATIONS REPRESENTING MINORITY AND WOMEN-OWNED BUSINESSES; AND

3. THE GOVERNOR’S OFFICE OF MINORITY AFFAIRS;

(II) ESTABLISHING AND CONDUCTING TRAINING PROGRAMS FOR EMPLOYMENT IN THE MEDICAL CANNABIS INDUSTRY;

(III) DISSEMINATING INFORMATION ABOUT THE LICENSING PROCESS FOR MEDICAL CANNABIS GROWERS, PROCESSORS, AND DISPENSARIES THROUGH MEDIA DEMONSTRATED TO REACH LARGE NUMBERS OF MINORITY AND WOMEN BUSINESS OWNERS AND ENTREPRENEURS; AND

(IV) COLLABORATING WITH THE PARTNERS DESCRIBED IN ITEM (I) OF THIS PARAGRAPH TO ENSURE THAT OUTREACH IS APPROPRIATELY TARGETED.

(G) THE COMMISSION SHALL PARTNER WITH THE DIVISION OF WORKFORCE DEVELOPMENT AND ADULT LEARNING IN THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION TO IDENTIFY EMPLOYMENT OPPORTUNITIES WITHIN THE MEDICAL CANNABIS INDUSTRY FOR JOB SEEKERS, DISLOCATED WORKERS, AND EX-OFFENDERS.

13-3303.

(a) The Commission consists of the following [16] NINE members:

(1) The Secretary of Health and Mental Hygiene, or the Secretary’s designee; [and

(2) The following 15 members, appointed by the Governor:

(i) Two members of the public who support the use of cannabis for medical purposes and who are or were patients who found relief from the use of medical cannabis;

(ii) One member of the public designated by the Maryland Chapter of the National Council on Alcoholism and Drug Dependence;

(iii) Three physicians licensed in the State;

(iv) One nurse licensed in the State who has experience in hospice care, nominated by a State research institution or trade association;

(v) One pharmacist licensed in the State, nominated by a State research institution or trade association;

(vi) One scientist who has experience in the science of cannabis, nominated by a State research institution;

(vii) One representative of the Maryland State's Attorneys' Association;

(viii) One representative of law enforcement;

(ix) An attorney who is knowledgeable about medical cannabis laws in the United States;

(x) An individual with experience in horticulture, recommended by the Department of Agriculture;

(xi) One representative of the University of Maryland Extension; and

(xii) One representative of the Office of the Comptroller.]

(2) SIX MEMBERS, APPOINTED BY THE GOVERNOR WITH THE ADVICE AND CONSENT OF THE SENATE; AND

(3) TWO MEMBERS, ONE APPOINTED BY THE GOVERNOR FROM EACH OF:

(I) A LIST OF THREE INDIVIDUALS RECOMMENDED BY THE PRESIDENT OF THE SENATE; AND

(II) A LIST OF THREE INDIVIDUALS RECOMMENDED BY THE SPEAKER OF THE HOUSE OF DELEGATES.

(B) (1) AN APPOINTED MEMBER OF THE COMMISSION SHALL:

(I) BE AT LEAST 25 YEARS OLD;

(II) BE A RESIDENT OF THE STATE WHO HAS RESIDED IN THE STATE FOR AT LEAST 5 YEARS;

(III) BE A QUALIFIED VOTER OF THE STATE; AND

(IV) HAVE SUBSTANTIAL EXPERIENCE:

1. AS AN EXECUTIVE WITH FIDUCIARY RESPONSIBILITIES FOR A LARGE ORGANIZATION OR FOUNDATION;

2. IN AN ACADEMIC FIELD RELATING TO HEALTH, AGRICULTURE, LAW ENFORCEMENT, OR FINANCE; OR

3. AS A PROFESSIONAL IN A PROFESSION RELATING TO HEALTH, AGRICULTURE, LAW ENFORCEMENT, OR FINANCE.

(2) A MEMBER OF THE COMMISSION MAY NOT:

(I) HAVE A DIRECT OR INDIRECT FINANCIAL, OWNERSHIP, OR MANAGEMENT INTEREST, INCLUDING OWNERSHIP OF ANY STOCKS, BONDS, OR OTHER SIMILAR FINANCIAL INSTRUMENTS, IN ANY STATE LICENSED MEDICAL CANNABIS GROWER, PROCESSOR, OR DISPENSARY;

(II) HAVE AN OFFICIAL RELATIONSHIP TO A PERSON WHO HOLDS A LICENSE UNDER THIS SUBTITLE;

(III) BE AN ELECTED OFFICIAL OF STATE OR LOCAL GOVERNMENT;

(IV) RECEIVE OR SHARE IN, DIRECTLY OR INDIRECTLY, THE RECEIPTS OR PROCEEDS OF ANY STATE LICENSED MEDICAL CANNABIS GROWER, PROCESSOR, OR DISPENSARY; OR

(V) HAVE A BENEFICIAL INTEREST IN ANY CONTRACT FOR THE MANUFACTURE OR SALE OF MEDICAL CANNABIS OR THE PROVISION OF ANY INDEPENDENT CONSULTING SERVICES IN CONNECTION WITH ANY MEDICAL CANNABIS LICENSE.

(3) TO THE EXTENT PRACTICABLE AND CONSISTENT WITH FEDERAL AND STATE LAW, THE MEMBERSHIP OF THE COMMISSION SHALL REFLECT THE RACIAL, ETHNIC, AND GENDER DIVERSITY OF THE STATE.

(4) A MEMBER OF THE COMMISSION SHALL FILE A FINANCIAL DISCLOSURE STATEMENT WITH THE STATE ETHICS COMMISSION IN ACCORDANCE WITH TITLE 5, SUBTITLE 6 OF THE GENERAL PROVISIONS ARTICLE.

[(b)] (C) (1) The term of a member is 4 years.

(2) The terms of the members are staggered as required by the terms provided for members on [October 1, 2013] JUNE 1, 2017.

(3) At the end of a term, a member continues to serve until a successor is appointed and qualifies.

(4) A member may not serve more than three consecutive full terms.

(5) A member who is appointed after a term has begun serves only for the rest of the term and until a successor is appointed and qualifies.

[(c)] (D) The Governor shall designate the chair from among the members of the Commission.

[(d)] (E) A majority of the full authorized membership of the Commission is a quorum.

[(e)] (F) (1) [A] EXCEPT FOR THE SECRETARY OF HEALTH AND MENTAL HYGIENE OR THE SECRETARY'S DESIGNEE, EACH member of the Commission IS ENTITLED TO:

[(1) May not receive compensation as a member of the Commission; but]

(I) THE SALARY PROVIDED IN THE BUDGET OF THE COMMISSION; AND

(II) REIMBURSEMENT FOR REASONABLE EXPENSES:

1. INCURRED IN THE PERFORMANCE OF THE COMMISSION MEMBER'S DUTIES; AND

2. AS PROVIDED IN THE BUDGET OF THE COMMISSION.

(2) EXCEPT FOR THE SECRETARY OF HEALTH AND MENTAL HYGIENE OR THE SECRETARY'S DESIGNEE, EACH MEMBER OF THE COMMISSION SHALL BE PAID ONCE EVERY 2 WEEKS.

[(2)] (3) [Is] EACH MEMBER IS entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.

(G) THE GOVERNOR MAY REMOVE A MEMBER OF THE COMMISSION FOR JUST CAUSE.

[(f)] (H) (1) [The] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE Commission may employ a staff, including contractual staff, in accordance with the State budget.

(2) THE GOVERNOR SHALL APPOINT AN EXECUTIVE DIRECTOR OF THE COMMISSION, WITH THE ADVICE AND CONSENT OF THE SENATE.

[(g)] (I) The Commission may set reasonable fees to cover the costs of operating the Commission.

[(h)] (J) (1) There is a Natalie M. LaPrade Medical Cannabis Commission Fund.

(2) The Commission shall administer the Fund.

(3) The Fund is a special [continuing], nonlapsing fund that is not subject to § 7–302 of the State Finance and Procurement Article.

(4) The State Treasurer shall hold the Fund separately, and the Comptroller shall account for the Fund.

(5) The Fund shall be invested and reinvested in the same manner as other State funds, and any investment earnings shall be retained to the credit of the Fund.

(6) The Fund shall be subject to an audit by the Office of Legislative Audits as provided for in § 2–1220 of the State Government Article.

(7) The Comptroller shall pay out money from the Fund as directed by the Commission.

(8) The Fund consists of:

(i) Any money appropriated in the State budget to the Fund;

(ii) Any other money from any other source accepted for the benefit of the Fund, in accordance with any conditions adopted by the Commission for the acceptance of donations or gifts to the Fund; and

(iii) **[Any] EXCEPT AS PROVIDED IN § 13–3303.1 OF THIS SUBTITLE, ANY fees collected by the Commission under this subtitle.**

(9) No part of the Fund may revert or be credited to:

- (i) The General Fund of the State; or
- (ii) Any other special fund of the State.

(10) Expenditures from the Fund may be made only in accordance with the State budget.

13-3303.1.

(A) IN THIS SECTION, “COMPASSIONATE USE FUND” MEANS THE NATALIE M. LAPRADE MEDICAL CANNABIS COMPASSIONATE USE FUND.

(B) THERE IS A NATALIE M. LAPRADE MEDICAL CANNABIS COMPASSIONATE USE FUND.

(C) THE DEPARTMENT SHALL ADMINISTER THE COMPASSIONATE USE FUND.

(D) THE PURPOSE OF THE COMPASSIONATE USE FUND IS TO PROVIDE ACCESS TO MEDICAL CANNABIS FOR INDIVIDUALS ENROLLED IN THE MARYLAND MEDICAL ASSISTANCE PROGRAM OR IN THE VETERANS ADMINISTRATION MARYLAND HEALTH CARE SYSTEM.

(E) (1) THE COMPASSIONATE USE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) THE STATE TREASURER SHALL HOLD THE COMPASSIONATE USE FUND SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE COMPASSIONATE USE FUND.

(3) THE COMPASSIONATE USE FUND SHALL BE INVESTED AND REINVESTED IN THE SAME MANNER AS OTHER STATE FUNDS, AND ANY INVESTMENT EARNINGS SHALL BE RETAINED TO THE CREDIT OF THE COMPASSIONATE USE FUND.

(4) THE COMPASSIONATE USE FUND SHALL BE SUBJECT TO AN AUDIT BY THE OFFICE OF LEGISLATIVE AUDITS AS PROVIDED FOR IN § 2-1220 OF THE STATE GOVERNMENT ARTICLE.

(5) THE COMPTROLLER SHALL PAY OUT MONEY FROM THE COMPASSIONATE USE FUND AS DIRECTED BY THE DEPARTMENT.

(F) ON OR BEFORE DECEMBER 1, 2017, THE COMMISSION, IN CONSULTATION WITH THE DEPARTMENT, SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON:

(1) THE REVENUES THE COMMISSION ANTICIPATES ARE NECESSARY TO IMPLEMENT THE PROGRAM DESCRIBED IN SUBSECTION (I) OF THIS SECTION;

(2) THE AMOUNT OF FEES AND THE LICENSEES ON WHICH THOSE FEES SHOULD BE ASSESSED IN ORDER TO GENERATE THE NECESSARY REVENUES; AND

(3) THE USE OF ANY OTHER FUNDING MECHANISM TO IMPLEMENT THE PROGRAM.

(G) NO PART OF THE COMPASSIONATE USE FUND MAY REVERT OR BE CREDITED TO:

(1) THE GENERAL FUND OF THE STATE; OR

(2) ANY OTHER SPECIAL FUND OF THE STATE.

(H) EXPENDITURES FROM THE COMPASSIONATE USE FUND MAY BE MADE ONLY IN ACCORDANCE WITH THE STATE BUDGET.

(I) (1) THE DEPARTMENT, IN CONSULTATION WITH THE COMMISSION, SHALL ESTABLISH A PROGRAM TO ALLOW ELIGIBLE INDIVIDUALS ENROLLED IN THE MARYLAND MEDICAL ASSISTANCE PROGRAM OR IN THE VETERANS ADMINISTRATION MARYLAND HEALTH CARE SYSTEM TO:

(I) OBTAIN MEDICAL CANNABIS FROM A LICENSED DISPENSARY AT NO COST OR A REDUCED COST; AND

(II) REIMBURSE A LICENSED DISPENSARY FOR THE COST OF THE MEDICAL CANNABIS DISPENSED TO AN ELIGIBLE INDIVIDUAL UNDER THE PROGRAM FROM THE COMPASSIONATE USE FUND.

(2) THE DEPARTMENT SHALL ADOPT REGULATIONS TO IMPLEMENT THIS SUBSECTION.

13-3304.1.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “CERTIFICATION AGENCY” HAS THE MEANING STATED IN § 14-301 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(3) “PROGRAM” MEANS THE SMALL MEDICAL CANNABIS BUSINESS ENTERPRISE PROGRAM.

(B) THERE IS A SMALL MEDICAL CANNABIS BUSINESS ENTERPRISE PROGRAM.

(C) THE CERTIFICATION AGENCY SHALL CERTIFY A BUSINESS ENTITY AS A SMALL MEDICAL CANNABIS BUSINESS ENTERPRISE IF THE BUSINESS ENTITY:

(1) (i) 1. IS AT LEAST 51% OWNED BY ONE OR MORE INDIVIDUALS WHO HAVE A PERSONAL NET WORTH THAT DOES NOT EXCEED THE LIMITS ON PERSONAL NET WORTH PRESCRIBED BY THE MINORITY BUSINESS ENTERPRISE PROGRAM UNDER TITLE 14, SUBTITLE 3 OF THE STATE FINANCE AND PROCUREMENT ARTICLE; AND

2. MEETS THE SMALL BUSINESS SIZE STANDARDS FOR:

A. THE MINORITY BUSINESS ENTERPRISE PROGRAM UNDER TITLE 14, SUBTITLE 3 OF THE STATE FINANCE AND PROCUREMENT ARTICLE; OR

B. THE SMALL BUSINESS RESERVE PROGRAM UNDER TITLE 14, SUBTITLE 5 OF THE STATE FINANCE AND PROCUREMENT ARTICLE; OR

(II) IS A CERTIFIED MINORITY BUSINESS ENTERPRISE AS DEFINED IN § 14-301 OF THE STATE FINANCE AND PROCUREMENT ARTICLE; AND

(2) PROVIDES OR SEEKS TO PROVIDE GOODS OR SERVICES IN THE MEDICAL CANNABIS INDUSTRY.

(D) (1) ON OR BEFORE MAY 15, 2017, THE CERTIFICATION AGENCY SHALL ESTABLISH A PROCESS FOR REVIEWING AND EVALUATING APPLICANTS SEEKING CERTIFICATION UNDER THE PROGRAM.

(2) THE PROCESS REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL INCLUDE PROVISIONS FOR A SPECIAL UNIT IN THE CERTIFICATION AGENCY TO EXPEDITE CERTIFICATIONS DURING THE INITIAL 180 DAYS OF THE PROGRAM.

(3) A SMALL MEDICAL CANNABIS BUSINESS ENTERPRISE CERTIFIED UNDER THIS SECTION SHALL SUBMIT TO THE CERTIFICATION AGENCY AN ANNUAL AFFIDAVIT AND ANY OTHER INFORMATION REQUIRED BY THE CERTIFICATION AGENCY TO DETERMINE WHETHER THE BUSINESS ENTITY CONTINUES TO SATISFY THE ELIGIBILITY REQUIREMENTS UNDER SUBSECTION (C) OF THIS SECTION.

(4) THE CERTIFICATION AGENCY SHALL MODIFY THE DIRECTORY MAINTAINED IN ACCORDANCE WITH § 14-304 OF THE STATE FINANCE AND PROCUREMENT ARTICLE TO INCLUDE THE SMALL MEDICAL CANNABIS BUSINESS ENTERPRISES CERTIFIED UNDER THIS SECTION.

(E) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE COMMISSION SHALL ESTABLISH AN EVALUATION PREFERENCE FOR THE LICENSURE

UNDER THIS SUBTITLE OF SMALL MEDICAL CANNABIS BUSINESS ENTERPRISES CERTIFIED UNDER THIS SECTION.

(2) THE EVALUATION PREFERENCE ESTABLISHED UNDER PARAGRAPH (1) OF THIS SUBSECTION:

(I) SHALL BE EQUAL IN WEIGHT TO NO LESS THAN 10% OF THE TOTAL AVAILABLE EVALUATION POINTS TO BE ASSIGNED BY THE COMMISSION FOR USE IN THE RANKING OF LICENSE APPLICANTS; AND

(II) FOR PURPOSES OF THE COMMISSION’S SELECTION OF APPLICANTS, SHALL BE USED FOR EACH CYCLE OF SOLICITATION AND REVIEW OF APPLICATIONS CONDUCTED BY THE COMMISSION.

13-3305.1.

(A) IN THIS SECTION, “OWNER” INCLUDES ANY TYPE OF OWNER OR BENEFICIARY OF A BUSINESS ENTITY, INCLUDING AN OFFICER, A DIRECTOR, A PRINCIPAL EMPLOYEE, A PARTNER, AN INVESTOR, A STOCKHOLDER, OR A BENEFICIAL OWNER OF THE BUSINESS ENTITY AND, NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBTITLE, A PERSON HAVING ANY OWNERSHIP INTEREST REGARDLESS OF THE PERCENTAGE OF OWNERSHIP INTEREST.

(B) A CONSTITUTIONAL OFFICER OR A SECRETARY OF A PRINCIPAL DEPARTMENT OF THE EXECUTIVE BRANCH OF THE STATE GOVERNMENT MAY NOT:

(1) BE AN OWNER OR AN EMPLOYEE OF ANY BUSINESS ENTITY THAT HOLDS A LICENSE UNDER THIS SUBTITLE; OR

(2) HAVE AN OFFICIAL RELATIONSHIP TO A BUSINESS ENTITY THAT HOLDS A LICENSE UNDER THIS SUBTITLE.

13-3306.

(a) (1) The Commission shall license medical cannabis growers that meet all requirements established by the Commission to operate in the State to provide cannabis to:

- (i) Processors licensed by the Commission under this subtitle;
- (ii) Dispensaries licensed by the Commission under this subtitle;
- (iii) Qualifying patients and caregivers; and

(iv) Independent testing laboratories registered with the Commission under this subtitle.

(2) (i) Except as provided in subparagraph [(ii)] (V) of this paragraph, AND SUBJECT TO SUBPARAGRAPH (III) OF THIS PARAGRAPH, the Commission may license no more than [15] 20 medical cannabis growers.

(II) IF AN APPLICANT FOR LICENSURE THAT RECEIVED STAGE ONE PREAPPROVAL FOR A MEDICAL CANNABIS GROWER LICENSE IN AUGUST 2016 FAILS TO SATISFY THE REQUIREMENTS FOR LICENSURE ESTABLISHED BY THE COMMISSION DUE TO A LACK OF GOOD FAITH EFFORT BY THE APPLICANT TO BECOME OPERATIONAL BEFORE AUGUST 15, 2017, THE COMMISSION SHALL RESCIND THE APPLICANT'S STAGE ONE PREAPPROVAL.

(III) IF THE COMMISSION RESCINDS THE STAGE ONE PREAPPROVAL FOR A LICENSE OF AN APPLICANT UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE MAXIMUM NUMBER OF MEDICAL CANNABIS GROWER LICENSES AUTHORIZED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE REDUCED BY THE SAME NUMBER OF STAGE ONE PREAPPROVALS FOR LICENSURE RESCINDED BY THE COMMISSION.

(IV) BEGINNING APRIL 11, 2017, THE COMMISSION MAY NOT AWARD STAGE ONE PREAPPROVAL FOR A LICENSE UNDER THIS SECTION TO AN APPLICANT UNLESS:

1. THE CERTIFICATION AGENCY, AS DEFINED UNDER § 14-301 OF THE STATE FINANCE AND PROCUREMENT ARTICLE, CONDUCTS A DISPARITY STUDY OF THE MEDICAL CANNABIS INDUSTRY AND MARKET; AND

2. THE CRITERIA ON WHICH THE AWARD OF STAGE ONE PREAPPROVAL FOR LICENSURE IS GRANTED INCLUDE REMEDIAL MEASURES, IF

NECESSARY, THAT ARE TAILORED TO ADDRESS THE FINDINGS OF THE DISPARITY STUDY CONDUCTED IN ACCORDANCE WITH ITEM 1 OF THIS SUBPARAGRAPH.

[(ii)] (V) [Beginning June 1, 2018,] ON OR BEFORE DECEMBER 1, 2020, the Commission [may issue] SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE, ON the number of grower licenses necessary to meet the demand for medical cannabis by qualifying patients and caregivers issued identification cards under this subtitle in an affordable, accessible, secure, and efficient manner.

[(iii)] (VI) The Commission shall establish an application review process for granting medical cannabis grower licenses in which applications are reviewed, evaluated, and ranked based on criteria established by the Commission.

[(iv)] (VII) The Commission may not issue more than one medical cannabis grower license to each applicant.

[(v)] (VIII) A grower shall pay an application fee in an amount to be determined by the Commission consistent with this subtitle.

(3) The Commission shall set standards for licensure as a medical cannabis grower to ensure public safety and safe access to medical cannabis, which may include a requirement for the posting of security.

(4) Each medical cannabis grower agent shall:

(i) Be registered with the Commission before the MEDICAL CANNABIS GROWER agent may volunteer or work for a licensed grower; and

(ii) Obtain a State and national criminal history records check in accordance with § 13–3312 of this subtitle.

(5) (i) A licensed grower shall apply to the Commission for a registration card for each MEDICAL CANNABIS grower agent by submitting the name, address, and date of birth of the agent.

(ii) 1. Within 1 business day after a MEDICAL CANNABIS grower agent ceases to be associated with a grower, the grower shall:

A. Notify the Commission; and

B. Return the MEDICAL CANNABIS grower agent's registration card to the Commission.

2. On receipt of a notice described in subsubparagraph 1A of this subparagraph, the Commission shall:

A. Immediately revoke the registration card of the MEDICAL CANNABIS grower agent; and

B. If the registration card was not returned to the Commission, notify the Department of State Police.

(iii) The Commission may [not] register [a person] AN INDIVIDUAL who has been convicted of a felony drug offense as a MEDICAL CANNABIS grower agent UNLESS:

1. WITHIN THE 7-YEAR PERIOD IMMEDIATELY PRECEDING THE DATE ON WHICH THE INDIVIDUAL SUBMITTED AN APPLICATION UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE INDIVIDUAL WAS CONVICTED OF THE OFFENSE OR SATISFACTORILY COMPLETED THE SENTENCE FOR THE OFFENSE, INCLUDING PROBATION, THAT WAS IMPOSED FOR THE CONVICTION, WHICHEVER IS LATER; OR

2. THE COMMISSION FINDS A SUBSTANTIAL REASON TO DENY THE REGISTRATION.

(6) (i) A medical cannabis grower license is valid for 4 years on initial licensure.

(ii) A medical cannabis grower license is valid for [2] 4 years on renewal.

(7) An application to operate as a medical cannabis grower may be submitted in paper or electronic form.

(8) (i) The Commission shall encourage licensing medical cannabis growers that grow strains of cannabis, including strains with high cannabidiol content, with demonstrated success in alleviating symptoms of specific diseases or conditions.

(ii) The Commission shall encourage licensing medical cannabis growers that prepare medical cannabis in a range of routes of administration.

(9) (i) The Commission shall:

1. [Actively] TO THE EXTENT PERMITTED BY FEDERAL AND STATE LAW, ACTIVELY seek to achieve racial, ethnic, and geographic diversity when licensing medical cannabis growers; and

2. Encourage applicants who [qualify as a minority business enterprise, as defined in § 14–301 of the State Finance and Procurement Article] ARE SMALL, MINORITY, OR WOMEN-OWNED BUSINESS ENTITIES TO APPLY FOR CERTIFICATION UNDER THE SMALL MEDICAL CANNABIS BUSINESS ENTERPRISE PROGRAM ESTABLISHED UNDER § 13–3304.1 OF THIS SUBTITLE.

(ii) Beginning June 1, [2016] 2017, a grower licensed under this subtitle to operate as a medical cannabis grower shall report annually to the Commission on [the minority owners and]:

1. THE NUMBER OF MINORITY AND WOMEN OWNERS OF THE GROWER;

2. THE OWNERSHIP INTEREST OF ANY MINORITY AND WOMEN OWNERS OF THE GROWER; AND

3. THE NUMBER OF MINORITY AND WOMEN employees of the grower.

(10) An entity seeking licensure as a medical cannabis grower shall meet local zoning and planning requirements.

13–3307.

(a) (1) A dispensary shall be licensed by the Commission.

(2) BEGINNING APRIL 11, 2017, THE COMMISSION MAY NOT AWARD STAGE ONE PREAPPROVAL FOR A LICENSE UNDER THIS SECTION TO AN APPLICANT UNLESS:

(I) THE CERTIFICATION AGENCY, AS DEFINED UNDER § 14-301 OF THE STATE FINANCE AND PROCUREMENT ARTICLE, CONDUCTS A DISPARITY STUDY OF THE MEDICAL CANNABIS INDUSTRY AND MARKET; AND

(II) THE CRITERIA ON WHICH THE AWARD OF STAGE ONE PREAPPROVAL FOR LICENSURE IS GRANTED INCLUDE REMEDIAL MEASURES, IF NECESSARY, THAT ARE TAILORED TO ADDRESS THE FINDINGS OF THE DISPARITY STUDY CONDUCTED IN ACCORDANCE WITH ITEM 1 OF THIS PARAGRAPH.

(c) (1) The Commission shall:

[(1)] (I) Establish an application review process for granting dispensary licenses in which applications are reviewed, evaluated, and ranked based on criteria established by the Commission; [and]

[(2)] (II) [Actively] TO THE EXTENT PERMITTED BY FEDERAL AND STATE LAW, ACTIVELY seek to achieve racial, ethnic, and geographic diversity when licensing dispensaries; AND

(III) ENCOURAGE APPLICANTS WHO ARE SMALL, MINORITY, OR WOMEN-OWNED BUSINESS ENTITIES TO APPLY FOR CERTIFICATION UNDER THE SMALL MEDICAL CANNABIS BUSINESS ENTERPRISE PROGRAM ESTABLISHED UNDER § 13-3304.1 OF THIS SUBTITLE.

(2) BEGINNING JUNE 1, 2017, A DISPENSARY LICENSED UNDER THIS SUBTITLE SHALL REPORT ANNUALLY TO THE COMMISSION ON:

(I) THE NUMBER OF MINORITY AND WOMEN OWNERS OF THE DISPENSARY;

(II) THE OWNERSHIP INTEREST OF ANY MINORITY AND WOMEN OWNERS OF THE DISPENSARY; AND

(III) THE NUMBER OF MINORITY AND WOMEN EMPLOYEES OF THE DISPENSARY.

13-3308.

(d) The Commission may [not] register an individual who has been convicted of a felony drug offense as a dispensary agent UNLESS:

(1) WITHIN THE 7-YEAR PERIOD IMMEDIATELY PRECEDING THE DATE ON WHICH THE INDIVIDUAL SUBMITTED AN APPLICATION UNDER SUBSECTION (B) OF THIS SECTION, THE INDIVIDUAL WAS CONVICTED OF THE OFFENSE OR SATISFACTORILY COMPLETED THE SENTENCE FOR THE OFFENSE, INCLUDING PROBATION, THAT WAS IMPOSED FOR THE CONVICTION, WHICHEVER IS LATER; OR

(2) THE COMMISSION FINDS A SUBSTANTIAL REASON TO DENY THE REGISTRATION.

13-3309.

(c) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2)(I) OF THIS SUBSECTION, THE COMMISSION MAY LICENSE 20 PROCESSORS.

(2) (I) BEGINNING JUNE 1, 2019, THE COMMISSION MAY INCREASE THE NUMBER OF PROCESSOR LICENSES IN ORDER TO MEET THE DEMAND FOR MEDICAL CANNABIS BY QUALIFYING PATIENTS AND CAREGIVERS ISSUED IDENTIFICATION CARDS UNDER THIS SUBTITLE IN AN AFFORDABLE, ACCESSIBLE, SECURE, AND EFFICIENT MANNER.

(II) IF THE COMMISSION INCREASES THE NUMBER OF PROCESSOR LICENSES IN ACCORDANCE WITH SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE COMMISSION SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON THE NEW TOTAL NUMBER OF PROCESSOR LICENSES.

(3) BEGINNING APRIL 11, 2017, THE COMMISSION MAY NOT AWARD STAGE ONE PREAPPROVAL FOR A LICENSE UNDER THIS SECTION TO AN APPLICANT UNLESS:

(i) THE CERTIFICATION AGENCY, AS DEFINED UNDER § 14-301 OF THE STATE FINANCE AND PROCUREMENT ARTICLE, CONDUCTS A DISPARITY STUDY OF THE MEDICAL CANNABIS INDUSTRY AND MARKET; AND

(ii) THE CRITERIA ON WHICH THE AWARD OF STAGE ONE PREAPPROVAL FOR LICENSURE IS GRANTED INCLUDE REMEDIAL MEASURES, IF NECESSARY, THAT ARE TAILORED TO ADDRESS THE FINDINGS OF THE DISPARITY STUDY CONDUCTED IN ACCORDANCE WITH ITEM 1 OF THIS PARAGRAPH.

(4) The Commission shall establish an application review process for granting processor licenses in which applications are reviewed, evaluated, and ranked based on criteria established by the Commission.

(5) (i) THE COMMISSION SHALL:

1. TO THE EXTENT PERMITTED BY FEDERAL AND STATE LAW, ACTIVELY SEEK TO ACHIEVE RACIAL, ETHNIC, AND GEOGRAPHIC DIVERSITY WHEN LICENSING PROCESSORS; AND

2. ENCOURAGE APPLICANTS WHO ARE SMALL, MINORITY, OR WOMEN-OWNED BUSINESS ENTITIES TO APPLY FOR CERTIFICATION UNDER THE SMALL MEDICAL CANNABIS BUSINESS ENTERPRISE PROGRAM ESTABLISHED UNDER § 13-3304.1 OF THIS SUBTITLE.

(ii) BEGINNING JUNE 1, 2017, A PROCESSOR LICENSED UNDER THIS SUBTITLE SHALL REPORT ANNUALLY TO THE COMMISSION ON:

1. THE NUMBER OF MINORITY AND WOMEN OWNERS OF THE PROCESSOR;

2. THE OWNERSHIP INTEREST OF ANY MINORITY AND WOMEN OWNERS OF THE PROCESSOR; AND

3. THE NUMBER OF MINORITY AND WOMEN EMPLOYEES OF THE PROCESSOR.

(d) (1) A processor license is valid for 4 years on initial licensure.

(2) A processor license is valid for [2] 4 years on renewal.

13-3310.

(d) The Commission may [not] register an individual who has been convicted of a felony drug offense as a processor agent UNLESS:

(1) WITHIN THE 7-YEAR PERIOD IMMEDIATELY PRECEDING THE DATE ON WHICH THE INDIVIDUAL SUBMITTED AN APPLICATION UNDER SUBSECTION (B) OF THIS SECTION, THE INDIVIDUAL WAS CONVICTED OF THE OFFENSE OR SATISFACTORILY COMPLETED THE SENTENCE FOR THE OFFENSE, INCLUDING PROBATION, THAT WAS IMPOSED FOR THE CONVICTION, WHICHEVER IS LATER; OR

(2) THE COMMISSION FINDS A SUBSTANTIAL REASON TO DENY THE REGISTRATION.

13-3316.

[On or before September 15, 2014, the] THE Commission shall adopt regulations to implement the provisions of this subtitle.

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

Article – Health – General

13-3304.

(d) (1) The Commission is encouraged to approve physician applications for the following medical conditions:

(i) A chronic or debilitating disease or medical condition that results in a patient being admitted into hospice or receiving palliative care; [or]

(ii) AN OPIOID USE DISORDER; OR

(III) A chronic or debilitating disease or medical condition or the treatment of a chronic or debilitating disease or medical condition that produces:

1. Cachexia, anorexia, or wasting syndrome;
2. Severe or chronic pain;
3. Severe nausea;
4. Seizures; or
5. Severe or persistent muscle spasms.

13-3305.

On or before January 1 each year, the Commission shall report to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly on [physicians]:

(1) PHYSICIANS certified under this subtitle;

(2) MINORITY AND WOMEN BUSINESS OWNERS LICENSED UNDER THIS SUBTITLE; AND

(3) THE OUTREACH CONDUCTED BY THE COMMISSION IN ACCORDANCE WITH § 13-3302(F) OF THIS SUBTITLE.

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

Article – Health – General

13-3304.

(d) (1) The Commission is encouraged to approve provider applications for the following medical conditions:

(i) A chronic or debilitating disease or medical condition that results in a patient being admitted into hospice or receiving palliative care; [or]

(ii) AN OPIOID USE DISORDER; OR

(III) A chronic or debilitating disease or medical condition or the treatment of a chronic or debilitating disease or medical condition that produces:

1. Cachexia, anorexia, or wasting syndrome;
2. Severe or chronic pain;
3. Severe nausea;
4. Seizures; or
5. Severe or persistent muscle spasms.

13–3305.

On or before January 1 each year, the Commission shall report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on [providers]:

(1) PROVIDERS certified under this subtitle;

(2) MINORITY AND WOMEN BUSINESS OWNERS LICENSED UNDER THIS SUBTITLE; AND

(3) THE OUTREACH CONDUCTED BY THE COMMISSION IN ACCORDANCE WITH § 13–3302(F) OF THIS SUBTITLE.

SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – State Finance and Procurement6–226.

(a) (2) (i) Notwithstanding any other provision of law, and unless inconsistent with a federal law, grant agreement, or other federal requirement or with the terms of a gift or settlement agreement, net interest on all State money allocated by the State Treasurer under this section to special funds or accounts, and otherwise entitled to receive interest earnings, as accounted for by the Comptroller, shall accrue to the General Fund of the State.

(ii) The provisions of subparagraph (i) of this paragraph do not apply to the following funds:

94. the Community Program Fund; [and]

95. the Maryland Corps Program Fund; AND

96. THE NATALIE M. LAPRADE MEDICAL CANNABIS COMPASSIONATE USE FUND.

SECTION 5. AND BE IT FURTHER ENACTED, That, to implement the change in the composition of the Natalie M. LaPrade Medical Cannabis Commission under § 13–3303 of the Health – General Article, as enacted by Section 1 of this Act:

(1) (i) except as provided in item (ii) of this item, the terms of all members serving on the Commission shall terminate on the taking effect of this Act; and

(ii) the terms of all members serving on the Commission whose terms would have expired on or after September 30, 2017, shall terminate on June 1, 2017; and

(2) the eight positions provided for in § 13–3303(a)(2) and (3) of the Health – General Article shall be filled in accordance with § 13–3303 of the Health – General Article.

SECTION 6. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that, in filling the six positions provided for in § 13–3303(a)(2) of the

Health – General Article, as enacted by Section 1 of this Act, the Governor may reappoint a member of the Commission who served before the enactment of this Act in order to ensure a level of continuity within the membership of the Natalie M. LaPrade Medical Cannabis Commission.

SECTION 7. AND BE IT FURTHER ENACTED, That the terms of the eight initial members of the Natalie M. LaPrade Medical Cannabis Commission provided for in § 13–3303(a)(2) and (3) of the Health – General Article, as enacted by Section 1 of this Act, shall expire as follows:

- (1) two members in 2019;
- (2) two members in 2020;
- (3) two members in 2021; and
- (4) two members in 2022.

SECTION 8. AND BE IT FURTHER ENACTED, That:

(a) The certification agency designated by the Board of Public Works under § 14–303(b) of the State Finance and Procurement Article, in consultation with the General Assembly and the Office of the Attorney General, shall initiate a study of the medical cannabis industry and market to evaluate whether there is a compelling interest to apply the State Minority Business Enterprise Program under Title 14, Subtitle 3 of the State Finance and Procurement Article or a similar program to assist minorities and women in the medical cannabis industry, and whether that program would comply with federal and State law.

(b) The Natalie M. LaPrade Medical Cannabis Commission shall require licensed growers, processors, and dispensaries and applicants for licensure under Title 13, Subtitle 33 of the Health – General Article to provide to the Commission any information necessary to perform the study required under subsection (a) of this section and provide that information to the certification agency.

(c) In performing the study required under subsection (a) of this section, the certification agency also shall evaluate race–neutral programs or other methods that may be used to address the needs of minority and women applicants and minority and women–owned businesses seeking to participate in the medical cannabis industry.

(d) On or before July 1, 2017, the certification agency shall report to the Commission and the Legislative Policy Committee, in accordance with § 2–1246 of the State Government Article, on the findings of the study required under subsection (a) of this section.

(e) In consultation with the Office of the Attorney General, the Natalie M. LaPrade Medical Cannabis Commission shall submit emergency regulations, in accordance with Title 10, Subtitle 1 of the State Government Article, to implement remedial measures based on the findings of the study required under subsection (a) of this section.

SECTION 9. AND BE IT FURTHER ENACTED, That the Natalie M. LaPrade Medical Cannabis Commission may not review, evaluate, or rank an application for a license under Title 13, Subtitle 33 of the Health – General Article or award any additional licenses under Title 13, Subtitle 33 of the Health – General Article until the study required under Section 8 of this Act is completed.

SECTION 10. AND BE IT FURTHER ENACTED, That, following the completion of the study required under Section 8 of this Act and the adoption of any regulations necessary to implement the findings of the study, the Natalie M. LaPrade Medical Cannabis Commission:

(1) shall accept new applications for licensure under Title 13, Subtitle 33 of the Health – General Article in addition to the applications that the Commission previously received;

(2) shall permit a person who previously applied for licensure under Title 13, Subtitle 33 of the Health – General Article to amend and resubmit the person’s application or to withdraw the person’s application entirely;

(3) may waive the initial application fee for a person who previously applied for licensure under Title 13, Subtitle 33 of the Health – General Article, but may charge the person a reasonable fee for the submission of an amended application; and

(4) shall resume reviewing, evaluating, and ranking applications for licensure under Title 13, Subtitle 33 of the Health – General Article in accordance with an evaluation system based on the findings of the study and awarding licenses under Title 13, Subtitle 33 of the Health – General Article.

SECTION 11. AND BE IT FURTHER ENACTED, That, if any provision of this Act or the application thereof to any person or circumstance is held invalid for any reason in a court of competent jurisdiction, the invalidity does not affect other provisions or any other application of this Act that can be given effect without the invalid provision or application, and for this purpose the provisions of this Act are declared severable.

SECTION 12. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect on the taking effect of this Act. It shall remain effective until the taking effect of Section 3 of this Act. If Section 3 of this Act takes effect, Section 2 of this Act shall be abrogated and of no further force and effect.

SECTION 13. AND BE IT FURTHER ENACTED, That Section 3 of this Act shall take effect June 1, 2017, the effective date of Chapter 474 of the Acts of the General Assembly of 2016. If the effective date of Chapter 474 is amended, Section 3 of this Act shall take effect on the taking effect of Chapter 474.

SECTION 14. AND BE IT FURTHER ENACTED, That, subject to the provisions of Sections 12 and 13 of this Act, this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Ghrist moved to make the Bill a Special Order for Monday.

The motion was adopted.

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

**Senate Bill 4 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Office of Minority Affairs)**

AN ACT concerning

**Minority Business Enterprises – Program Participation – Requirements and
Reauthorization**

SB0004/846587/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 4

(Third Reading File Bill)

On page 11, in line 31, strike “IT WILL PERFORM” and substitute “ASSIGNED TO THE SUBCONTRACTOR”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 41 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

State Board of Nursing – Nurse Licensure Compact – Revisions

SB0041/746986/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 41

(Third Reading File Bill)

On page 35, in lines 19 and 21, in each instance, strike “other”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 47 – Chair, Finance Committee (By Request – Departmental – Aging)

AN ACT concerning

Reporting Abuse to the Long–Term Care Ombudsman Program and the Office of Health Care Quality

SB0047/756782/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 47

(Third Reading File Bill)

On page 1, in line 8, after “entity;” insert “requiring the Office of Health Care Quality to notify promptly the Long–Term Care Ombudsman Program if the Office receives a certain report;”.

On page 3, in line 23, strike the comma and substitute “AND”; and strike beginning with the comma in line 24 down through “**ARTICLE**” in line 26.

On page 4, in line 3, after the closing bracket, insert “(I)”; and after line 8, insert:

“(II) IF THE OFFICE OF HEALTH CARE QUALITY RECEIVES A REPORT UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE OFFICE PROMPTLY SHALL NOTIFY THE LONG–TERM CARE OMBUDSMAN PROGRAM ESTABLISHED UNDER § 10–902 OF THE HUMAN SERVICES ARTICLE.”

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 48 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

**Health Insurance – Medicare Supplement Policies for Dual Eligible Individuals
– Open Enrollment Period**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 50 – ~~Senator Astle~~ Senators Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Reilly, and Rosapepe

AN ACT concerning

Cemeteries – Authority to Maintain and Repair Memorials and Monuments

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 74 – Senator Kagan

AN ACT concerning

Maryland Code – Standardization of Terminology – Nonprofits

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 195 – Senator Klausmeier

AN ACT concerning

~~**Physicians – Licensure – Liability Coverage**~~

**State Board of Physicians – Medical Professional Liability Insurance Coverage –
Publication
(Janet’s Law)**

SB0195/366686/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 195
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “Publication” and substitute “Verification, Publication, and Notification Requirements”; in line 17, after “requiring” insert “a certain physician to provide the State Board of Physicians with certain verification or documentation within a certain number of days after the physician receives a certain request from the Board; requiring”; in line 18, strike “State”; in the same line, strike “of Physicians”; in the same line, after “include” insert “certain”; in the same line, after “information” insert “as”; in line 19, strike “by the licensee”; in the same line, after “Board” insert “, including information”; in line 20, after “insurance,” insert “requiring certain licensees practicing medicine in the State to notify patients in writing of certain information relating to medical professional liability insurance coverage; requiring the notification to be provided at certain visits and as part of certain informed consents and signed by a patient at certain times; requiring a licensee to retain the notification as part of certain records and, under certain circumstances, to post certain information in a certain location at the licensee’s place of practice; requiring the Board to develop certain language for a certain required notification;”; strike beginning with “the” in line 20 down through “information” in line 21 and substitute “physicians and liability coverage”; and after line 21, insert:

“BY adding to

Article – Health Occupations

Section 14–312.1 and 14–508

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 7, after line 6, insert:

“14–312.1.

ON REQUEST OF THE BOARD, A PHYSICIAN WHO REPORTS TO THE BOARD THAT THE PHYSICIAN MAINTAINS MEDICAL PROFESSIONAL LIABILITY INSURANCE FOR PURPOSES OF THE PUBLIC INDIVIDUAL PROFILE MAINTAINED BY THE BOARD UNDER § 14–411.1(B) OF THIS TITLE SHALL PROVIDE THE BOARD WITH VERIFICATION OR OTHER DOCUMENTATION THAT THE PHYSICIAN MAINTAINS THE

INSURANCE WITHIN 25 BUSINESS DAYS AFTER THE PHYSICIAN RECEIVES A REQUEST FROM THE BOARD.”;

in line 10, strike “Medical” and substitute “AS REPORTED TO THE BOARD BY THE LICENSEE,”; in line 19, strike “as reported to the Board under § 14–413 of this subtitle”; strike beginning with “AS” in line 24 down through “BOARD” in line 25; after line 25, insert:

“14–508.

(A) EACH LICENSEE PRACTICING MEDICINE IN THE STATE SHALL NOTIFY A PATIENT IN WRITING IF:

(1) THE LICENSEE DOES NOT MAINTAIN MEDICAL PROFESSIONAL LIABILITY INSURANCE COVERAGE; OR

(2) THE LICENSEE’S MEDICAL PROFESSIONAL LIABILITY INSURANCE COVERAGE HAS LAPSED FOR ANY PERIOD OF TIME AND THE LICENSEE’S COVERAGE HAS NOT BEEN RENEWED.

(B) THE WRITTEN NOTIFICATION PROVIDED TO THE PATIENT UNDER SUBSECTION (A) OF THIS SECTION MUST BE:

(1) PROVIDED:

(I) AT THE FIRST VISIT BY THE PATIENT DURING ANY PERIOD IN WHICH THE LICENSEE DOES NOT MAINTAIN MEDICAL PROFESSIONAL LIABILITY INSURANCE, UNLESS THE VISIT IS FOR THE PURPOSE OF RECEIVING INCIDENTAL MEDICAL CARE THAT WILL BE RENDERED FREE OF CHARGE; AND

(II) AS PART OF EACH INFORMED CONSENT OBTAINED BEFORE ANY PROCEDURE OR OPERATION DISCUSSED OR OFFERED FOR THE PATIENT’S CONSIDERATION IS PERFORMED;

(2) SIGNED BY THE PATIENT AT THE TIME OF THE PATIENT’S VISIT OR THE INFORMED CONSENT IS SIGNED; AND

(3) RETAINED BY THE LICENSEE AS PART OF THE LICENSEE'S PATIENT RECORDS.

(C) EACH LICENSEE PRACTICING MEDICINE IN THE STATE WHO DOES NOT MAINTAIN MEDICAL PROFESSIONAL LIABILITY INSURANCE COVERAGE SHALL POST THIS INFORMATION IN A CONSPICUOUS LOCATION IN THE LICENSEE'S PLACE OF PRACTICE.

SECTION 2. AND BE IT FURTHER ENACTED, That the State Board of Physicians shall develop appropriate language for the notification required under § 14-508 of the Health Occupations Article as enacted by Section 1 of this Act.”;

and in line 26, 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 Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 433 – Senators Klausmeier, Benson, Eckardt, Kelley, Madaleno, Middleton, Muse, Rosapepe, Salling, ~~and Young~~ Young, Astle, Feldman, Hershey, Jennings, Mathias, Oaks, and Reilly

AN ACT concerning

**Substance Use Treatment – Inpatient and Intensive Outpatient Programs –
Consent by Minor**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 449 – Senator Kasemeyer

AN ACT concerning

Estates and Trusts – Vehicle Transfers – Excise Tax and Fee Exemption

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 636 – Senators Klausmeier and King

AN ACT concerning

**Commission on the Commemoration of the 100th Anniversary of the Passage of
the 19th Amendment to the United States Constitution**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 666 – Senators Hough, Zucker, and Smith

AN ACT concerning

**Disclosure of Medical Records – Guardian Ad Litem – Victims of Crime or
Delinquent Acts**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIARY COMMITTEE REPORT NO. 10

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

**House Bill 1428 – Chair, Judiciary Committee (By Request – Departmental –
Office of Crime Control and Prevention)**

AN ACT concerning

Criminal Procedure – Victim Services Unit – Victims' Compensation

HB1428/132114/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1428

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 15, after “Unit;” insert “requiring the Director to take certain actions;”; and in line 18, after “status” insert “and that certain new hires shall receive certain similar rights and benefits”.

On page 2, in line 5, after the semicolon insert “requiring that certain employees transferred to the Victim Services Unit under this Act be allowed to remain at the location at which they were employed on a certain date; requiring the Governor’s Office of Crime Control and Prevention to provide a certain annual report to the Governor and General Assembly;”; and in line 15, strike “11-1106” and substitute “11-1105”.

AMENDMENT NO. 2

On page 8, strike beginning with “PROGRAMS” in line 20 down through “(3)” in line 22; and in lines 24 and 25, strike “(4)” and “(5)”, respectively, and substitute “(3)” and “(4)”, respectively.

AMENDMENT NO. 3

On page 13, in line 7, after “status” insert “and that new hires in the same or similar classifications as transferred positions shall receive the same rights and benefits”.

AMENDMENT NO. 4

On page 9, after line 7, insert:

“(C) THE DIRECTOR SHALL REGULARLY CONSULT WITH, COLLABORATE WITH, AND CONSIDER THE RECOMMENDATIONS OF THE FEDERALLY RECOGNIZED STATE ANTISEXUAL ASSAULT COALITIONS REGARDING SEXUAL ASSAULT CRISIS PROGRAMS AND POLICIES, PRACTICES, AND PROCEDURES THAT IMPACT VICTIMS OF SEXUAL ASSAULT, INCLUDING ADMINISTRATION OF THE PROGRAM FOR SEXUAL ASSAULT FORENSIC EXAMINATIONS UNDER § 11-1007 OF THIS TITLE.”;

and in line 14, strike “EVIDENCE-BASED PRACTICES” and substitute “BEST PRACTICES, USING DATA AND OTHER EVIDENCE TO THE EXTENT AVAILABLE,”.

AMENDMENT NO. 5

On page 10, strike beginning with “AT” in line 12 down through “AND” in line 13 and substitute “TO”; and strike in their entirety lines 23 through 32, inclusive.

AMENDMENT NO. 6

On page 12, in line 26, after “2018” insert “, provided that all payments for the sexual assault forensic examination program under § 11–1007 of the Criminal Procedure Article, as enacted by Section 1 of this Act, shall be dedicated to the sexual assault forensic examination program”; in line 29, strike “fund grants” and substitute “Victim of Crime Act and Preventative Health and Health Services Block Grant funds”; and after line 31, insert:

“(4) Preventative Health and Health Services Block Grant funds shall be allocated to sexual assault crisis programs for direct services for survivors of sexual assault.”.

AMENDMENT NO. 7

On page 14, after line 25, insert:

“SECTION 10. AND BE IT FURTHER ENACTED, That all employees who are transferred to the Victim Services Unit of the Governor’s Office of Crime Control and Prevention under this Act shall be allowed to remain at the location at which they were employed on December 31, 2017.

SECTION 11. AND BE IT FURTHER ENACTED, That, on or before December 31 annually, the Governor’s Office of Crime Control and Prevention shall provide a report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly that includes an accounting of all grants related to services for victims of crime that are administered by the Governor’s Office of Crime Control and Prevention, as well as a description of efforts to streamline reporting and data collection by grantees and subgrantees serving victims of crime and a discussion of whether any grant administration and reporting requirements that exceed federal requirements are efficient and necessary for provision of victim services.”;

and in line 26, strike “10.” and substitute “12.”.

The preceding 7 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 16 – Senators Hough and Ready

AN ACT concerning

Public Safety – Firearm Application

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 23 – Senators Klausmeier, Simonaire, ~~and Eckardt~~ Eckardt, Hough, Ready, Norman, and Cassilly

AN ACT concerning

Handgun Permits – Alternative Expiration Date – Private Detectives, Security Guards, and Special Police Officers

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 26 – Senators Kagan, Young, King, and Peters

AN ACT concerning

Maryland False Claims Act – Municipal Corporations

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 35 – Chair, Judicial Proceedings Committee (By Request – Departmental – Juvenile Services)

AN ACT concerning

Juvenile Law – Informal Adjustment – Mental Health Program

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 43 – Chair, Judicial Proceedings Committee (By Request –
Departmental – Juvenile Services)**

AN ACT concerning

Juvenile Court Records – Disclosure

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 77 – Senator Simonaire

AN ACT concerning

**Anne Arundel County and Harford County – Courthouse Dog and Child Witness
Pilot Program**

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 83 – Senator Kagan

AN ACT concerning

Family Law – Divorce – Restoration of Former Name

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 143 – Senator Zirkin

AN ACT concerning

Injury to or Death of Pet – Damages**SB0143/432911/1**

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 143

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “repealing” and substitute “increasing”.

AMENDMENT NO. 2

On page 2, in lines 7, 10, and 11, in each instance, strike the bracket; and in line 11, strike “\$7,500” and substitute “**\$10,000**

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 207 – Senator Feldman

AN ACT concerning

Criminal Procedure – Charges Against Correctional Officer – Review by State’s Attorney

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 217 – Senators Kelley, Astle, Benson, Cassilly, Conway, Currie, DeGrange, Eckardt, Ferguson, Guzzone, Kagan, Kasemeyer, King, Klausmeier, Lee, Madaleno, Manno, McFadden, Middleton,

**Nathan–Pulliam, Pinsky, Ready, Reilly, Robinson, Rosapepe, Simonaire,
~~and Smith~~ Smith, Zirkin, Hough, Muse, Norman, Brochin, and Ramirez**

AN ACT concerning

Criminal Law – Sexual Offenses – Physical Resistance

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 229 – Senators Cassilly, Norman, and Ready

AN ACT concerning

**Criminal Law – Homicide by Motor Vehicle or Vessel While Impaired by
Controlled Dangerous Substance – Penalties**

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 272 – Senators Kelley, Benson, Brochin, Guzzone, Jennings, King, Lee,
Madaleno, Manno, Muse, Norman, Peters, Pinsky, Ramirez, Ready, Smith,
Young, Zirkin, and Zucker**

AN ACT concerning

**Guardianship and Child in Need of Assistance Proceedings – Jurisdiction and
Authority of Juvenile Court**

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 308 – The President (By Request – Administration) and Senators
Bates, Brochin, Cassilly, Eckardt, Edwards, Ferguson, Hershey, Hough,
Jennings, Lee, Mathias, Norman, Ready, Salling, Serafini, Simonaire, ~~and~~
~~Waugh~~ Waugh, and Muse**

EMERGENCY BILL

AN ACT concerning

**Child Abuse – Sex Trafficking
(Protecting Victims of Sex Trafficking Act of 2017)**

SB0308/512614/1

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 308

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after the second “child” insert “by any individual”.

AMENDMENT NO. 2

On page 2, in line 13, after “CHILD” insert “BY ANY INDIVIDUAL”.

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 with amendments:

Senate Bill 348 – Senators Kelley, Brochin, Conway, Currie, DeGrange, Ferguson, Lee, Madaleno, McFadden, Muse, Nathan–Pulliam, Ramirez, Robinson, Rosapepe, and Smith

AN ACT concerning

**State Compensation for Erroneous Conviction and Imprisonment –
~~Gubernatorial Pardon Requirement~~ – Repeal Certification of Error**

SB0348/222617/1

BY: House Judiciary Committee

AMENDMENT TO SENATE BILL 348

(Third Reading File Bill)

On page 4, in line 18, after “(6)” insert “the Director of the Maryland Restorative Justice Initiative or the Director’s designee;

(7)”;

and in line 20, strike “(7)” and substitute “(8)”.

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 349 – ~~Senator Zirkin~~ Senators Zirkin, Kelley, Brochin, Cassilly, Hough, Lee, Muse, Norman, Ramirez, Ready, and Smith

AN ACT concerning

**Criminal Procedure – Sexual Assault Victims’ Rights – Disposal of Rape Kit
Evidence and Notification**

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 505 – Senators Kelley, Young, Benson, Brochin, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, King, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Muse, Nathan–Pulliam, Peters, Pinsky, Ramirez, Robinson, Salling, Smith, and Zucker

AN ACT concerning

**Civil Actions – Child Sexual Abuse – Statute of Limitations and Required
Findings**

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 790 – Senator Smith

AN ACT concerning

Criminal Law – Animal Cruelty – Applicability

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 794 – Senator Smith

AN ACT concerning

Legal Advice to Corporations – Clarification

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 811 – Senators Zirkin, Kelley, Lee, Muse, Ramirez, and Smith

AN ACT concerning

**Civil Cases – Maryland Legal Services Corporation Fund – Surcharges – Repeal
of Sunset**

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 941 – Senators Smith, Kelley, Lee, Muse, and Ramirez

AN ACT concerning

Public Safety – SWAT Teams – ~~Reporting and Limitations~~ Standards

SB0941/872314/1

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 941

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “teams” insert “and of law enforcement officers not on a SWAT team who conduct no-knock warrant service”; and strike beginning with “requiring” in line 22 down through the first semicolon in line 23.

AMENDMENT NO. 2

On page 6, strike beginning with “DEVELOP” in line 1 down through “NATIONWIDE” in line 3 and substitute “CONSULT AND COOPERATE WITH COMMANDERS OF SWAT TEAMS TO DEVELOP STANDARDS FOR TRAINING AND DEPLOYMENT OF SWAT TEAMS AND OF LAW ENFORCEMENT OFFICERS WHO ARE NOT MEMBERS OF A SWAT TEAM WHO CONDUCT NO-KNOCK WARRANT SERVICE IN THE STATE BASED ON BEST PRACTICES IN THE STATE AND NATIONWIDE”; strike in their entirety lines 4 through 28, inclusive; and in line 29, strike “3.” and substitute “2.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 944 – Senator Smith

AN ACT concerning

Criminal Law – Sexual Offenses – Classification

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 949 – Senators Smith and Madaleno

AN ACT concerning

Criminal Procedure – Expungement – Possession of Marijuana ~~and Fees~~**SB0949/632419/1**

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 949

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “within a certain amount of time after a” and substitute “at a certain time if the”; and in line 7, after the semicolon, insert “making a certain conforming change”.

AMENDMENT NO. 2

On page 4, after line 35, insert:

“(8) A PETITION FOR EXPUNGEMENT BASED ON THE CONVICTION OF A CRIME UNDER SUBSECTION (A)(12) OF THIS SECTION MAY NOT BE FILED WITHIN 5 YEARS AFTER THE CONVICTION OR SATISFACTORY COMPLETION OF THE SENTENCE, INCLUDING PROBATION, THAT WAS IMPOSED FOR THE CONVICTION, WHICHEVER IS LATER.”.

On page 5, in line 1, strike “(8)” and substitute “**(9)**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 20

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

House Bill 811 – Delegates Buckel, Beitzel, and McKay

AN ACT concerning

Allegany County – Gaming – Video Lottery Operation Licensee

HB0811/565667/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 811

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Gaming – Video Lottery Operation Licensee” and substitute “Video Lottery Terminal Proceeds – Use of Local Impact Grants”; strike in their entirety lines 3 through 10, inclusive, and substitute:

“FOR the purpose of requiring that a certain percentage of the local impact grants distributed to Allegany County from certain proceeds of video lottery terminals be used for certain purposes; and generally relating to the use of local impact grants from video lottery terminals in Allegany County.”;

strike in their entirety lines 11 through 15, inclusive; in line 18, strike “9–1A–27(a)(7), (8), and (9) and (c)” and substitute “9–1A–31(b)(2)”; and strike in their entirety lines 21 through 25, inclusive.

AMENDMENT NO. 2

On page 2, after line 1, insert:

“9–1A–31.

(b) (2) (I) [In] SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, IN Allegany County, local impact grants provided under subsection (a)(3)(i) of this section may be used:

[(i)] 1. for purposes listed in paragraph (1) of this subsection throughout the county; and

[(ii)] 2. to pay down the debt incurred by the county in the construction and related costs for the golf course, lodge, and other improvements in Rocky Gap State Park.

(II) AT LEAST 20% OF THE LOCAL IMPACT GRANTS PROVIDED UNDER SUBSECTION (A)(3)(I) OF THIS SECTION IN ALLEGANY COUNTY SHALL BE USED FOR CAPITAL PROJECTS FOR MUNICIPALITIES AND NONPROFIT ORGANIZATIONS IN THE COUNTY.”.

On pages 2 and 3, strike beginning with line 2 on page 2 through line 27 on page 3, 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 Kaiser, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 276 – Senator Madaleno

AN ACT concerning

Inheritance Tax – Exemption – Evidence of Domestic Partnership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 416 – Senators Middleton, Madaleno, ~~and Peters~~ Peters, Kasemeyer, Currie, DeGrange, Eckardt, Edwards, Ferguson, Guzzone, King, Manno, McFadden, and Serafini

AN ACT concerning

Income Tax Credit – Qualified Farms – Food Donation Pilot Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 436 – Senator Eckardt

EMERGENCY BILL

AN ACT concerning

**Income Tax – Credit for Nurse Practitioner or Licensed Physician in
Preceptorship Program – Alterations**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 595 – Senators Nathan–Pulliam, Benson, Kelley, Madaleno, Ramirez,
Robinson, Young, and Zucker**

AN ACT concerning

Residential Boarding Education Programs for At–Risk Youth – Eligibility

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 632 – Senators Kagan, Feldman, King, Lee, Madaleno, Manno, Smith,
and Zucker**

AN ACT concerning

**Election Law – Persons Doing Public Business – Reporting by Governmental
Entities**

SB0632/425769/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 632

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “persons” insert “and be submitted by a certain date”.

AMENDMENT NO. 2

On page 2, in line 1, strike “Except as provided in paragraph (2) of this subsection, a” and substitute “A”; strike in their entirety lines 13 through 18, inclusive, and substitute:

“(II) A QUARTERLY REPORT SENT UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL:

1. INCLUDE THE REQUIRED INFORMATION FOR ANY PERSON THAT WAS AWARDED A CONTRACT THAT CAUSED THE PERSON TO BE DOING PUBLIC BUSINESS WITH THE GOVERNMENTAL ENTITY DURING THE PRECEDING CALENDAR QUARTER; AND

2. BE SUBMITTED TO THE STATE BOARD NO LATER THAN 10 BUSINESS DAYS AFTER THE CLOSE OF EACH CALENDAR QUARTER.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 701 – Senators Zucker, Bates, Benson, Cassilly, Conway, DeGrange, Eckardt, Ferguson, Guzzone, Jennings, Kagan, Kelley, King, Madaleno, Manno, McFadden, Middleton, Muse, Nathan–Pulliam, Peters, Pinsky, Robinson, Salling, Simonaire, Smith, Waugh, and Young

AN ACT concerning

**Higher Education – Tuition Waivers for Foster Care Recipients and
Unaccompanied Homeless Youth – Alterations**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 846 – Senator Conway (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Hotel Room Tax – Convention Center Promotion and Operations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 872 – Senators Zucker, Peters, Conway, Feldman, Ferguson, Guzzone, Smith, and Young ~~Young~~, Bates, Kagan, Pinsky, Robinson, and Salling

AN ACT concerning

James W. Hubbard Inclusive Higher Education Grant Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 882 – Senator Simonaire

AN ACT concerning

Election Law – Campaign Signs at Polling Places

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 943 – Senators Smith, Feldman, Ferguson, and Zucker

AN ACT concerning

~~**Family Child Care Homes and Child Care Centers**~~ **Children With Disabilities and Child Care Providers – Dispute Resolution Process – ~~Regulations~~**

SB0943/965160/1

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 943
(Third Reading File Bill)

On page 2, in line 21, after “settings” insert “, including at least one representative of family child care homes”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**HOUSE RULES AND EXECUTIVE NOMINATIONS COMMITTEE REPORT
NO. 16**

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

House Joint Resolution 2 – Delegates Frick, Barkley, B. Barnes, Barve, Clippinger, Cullison, Haynes, Hixson, C. Howard, Kaiser, Korman, McIntosh, A. Miller, Pendergrass, Platt, Reznik, Rosenberg, Turner, and Vallario

A House Joint Resolution concerning

Constitutional Convention – Amendment – Repeal

HJ0002/633123/1

BY: Rules and Executive Nominations Committee

AMENDMENTS TO HOUSE JOINT RESOLUTION 2
(First Reading File Joint Resolution)

AMENDMENT NO. 1

On page 1, in line 2, strike “Amendment” and substitute “Amendments”; in line 4, strike “and”; in line 5, after “actions” insert “; and generally relating to the repeal and withdrawal of certain applications to Congress for a convention to propose amendments to the Constitution of the United States”; in line 19, strike “corrections in” and substitute “revisions to”; in line 24, strike “The” and substitute “Although historical records maintained by the State and by the Library of Congress are incomplete and in some instances unclear as to the final disposition of legislation proposed by the General Assembly”

to initiate a call to Congress for a Constitutional Convention, it is reported that the Maryland”; in the same line, strike “four” and substitute “several such”; in line 25, after the period insert “These calls include: (1) House Resolution (1939) (unconfirmed) calling for limitations on the federal taxing power; (2) House Joint Resolution 40 (1964) calling for standards concerning the size and boundaries of congressional districts; (3) Senate Joint Resolution 1 (1965) calling for legislative autonomy concerning the apportionment of State legislative bodies; (4) Senate Resolution 47 (1973) (unconfirmed), a memorial from the Senate of Maryland calling for the allowance of school prayer in public schools; and (5) Senate Joint Resolution 4 (1975) calling for a balanced federal budget.”.

AMENDMENT NO. 2

On page 2, in lines 4 and 5, strike “, to the same effect as if they had never been passed,”; in line 7, strike “State” and substitute “States”; in the same line, after “America,” insert “whether or not the calls are confirmed by the historical records maintained by the State or the Library of Congress.”; in line 18, after “Delegates” insert “; and be it further

RESOLVED, That certified copies of this Joint Resolution be sent by the Secretary of State to:

(1) the Honorable Michael R. Pence, Vice President of the United States, President of the United States Senate, Suite S-212, United States Capitol Building, Washington, D.C. 20510; the Honorable Orrin Hatch, President Pro Tempore of the United States Senate, 104 Hart Office Building, Washington, D.C. 20510; and the Honorable Paul D. Ryan, Speaker of the United States House of Representatives, 1233 Longworth House Office Building, Washington, D.C. 20515; and

(2) the Maryland Congressional Delegation: Senators Benjamin L. Cardin and Christopher Van Hollen, Jr., Senate Office Building, Washington, D.C. 20510; and Representatives Andrew P. Harris, C. A. Dutch Ruppersberger III, John P. Sarbanes, Anthony G. Brown, Steny Hamilton Hoyer, John Delaney, Elijah E. Cummings, and Jamie Raskin, House Office Building, Washington, D.C. 20515; and

(3) the Honorable David S. Ferriero, Archivist of the United States, National Archives and Records Administration, 709 Pennsylvania Avenue, N.W., Washington, D.C. 20408; and

(4) the Honorable Julie E. Adams, Secretary of the United States Senate, United States Capitol Building, Suite S-312, Washington, D.C. 20510; the Honorable Elizabeth MacDonough, Parliamentarian of the United States Senate, United States

Capitol Building, Suite S–133, Washington, D.C. 20510; the Honorable Karen L. Haas, Clerk of the United States House of Representatives, Suite H–154, United States Capitol Building, Washington, D.C. 20515; and the Honorable Thomas J. Wickham, Jr., Parliamentarian of the United States House of Representatives, Room H–209, United States Capitol Building, Washington, D.C. 20515, requesting that they publish this Joint Resolution in the Congressional Record and list this application in the official tally of state legislative applications that repeal and withdraw any prior application by a state legislature that calls for the Congress of the United States of America to call a convention to propose amendments to the Constitution of the United States, pursuant to the terms of Article V thereof, regardless of when and regardless of whether such applications were for a more limited convention to propose one or more amendments regarding one or more specific subjects and purposes or for a general convention to propose an unlimited number of amendments upon an unlimited number of subjects”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Joint Resolution 2 – Senators Madaleno, Conway, Feldman, Ferguson, Guzzone, Kagan, Kelley, King, Lee, Manno, McFadden, Pinsky, Rosapepe, Smith, and Zucker

A Senate Joint Resolution concerning

Constitutional Convention – ~~Amendment~~ Amendments – Repeal

SJ0002/883223/1

BY: Rules and Executive Nominations Committee

AMENDMENT TO SENATE JOINT RESOLUTION 2

(Third Reading File Joint Resolution)

On page 2, in line 3, strike “The” and substitute “Although historical records maintained by the State and the Library of Congress are incomplete and in some instances unclear as to the final disposition of legislation proposed by the General Assembly to initiate a call to Congress for a Constitutional Convention, it is reported that the”; in line 3, strike “four” and substitute “several such”; in line 4, after “(1939)” insert “(unconfirmed)”;

in line 5, after “power;” insert “(2) House Joint Resolution 40 (1964) calling for standards concerning the size and boundaries of congressional districts;”; in the same line, strike “(2)” and substitute “(3)”; in line 7, strike “(3) House Joint Resolution 61 (1973)” and substitute “(4) Senate Resolution 47 (1973) (unconfirmed), a memorial from the Senate of Maryland”; in line 8, strike “(4)” and substitute “(5)”; and in line 17, after “America,” insert “whether or not the calls are confirmed by the historical records maintained by the State or the Library of Congress.”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SJ0002/513621/1

BY: Delegate Metzgar

AMENDMENT TO SENATE JOINT RESOLUTION 2, AS AMENDED

(Third Reading File Joint Resolution)

In the Rules and Executive Nominations Committee Amendment (SJ0002/883223/1), in line 11, strike “(5)”.

On page 2 of the bill, in line 6, after “bodies;” insert “and”; and in line 8, strike “; and (4) Senate Joint Resolution 4 (1975) calling for a balanced federal budget”.

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

Affirmative – 49 Negative – 89 (See Roll Call No. 1035)

Read the second time and ordered prepared for Third Reading.

APPROPRIATIONS COMMITTEE REPORT NO. 21

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

House Bill 437 – Delegate Jones

AN ACT concerning

Higher Education – University System of Maryland – Quasi-Endowment Funds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1081 – Delegates Jackson, Barron, Knotts, McKay, Proctor, and Tarlau

AN ACT concerning

Correctional Officers' Retirement System – Membership

HB1081/674766/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1081

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “and the Department of Juvenile Services”.

AMENDMENT NO. 2

On page 2, in line 18, after the semicolon, insert “AND”.

On pages 2 and 3, strike beginning with “; AND” in line 20 on page 2 down through “TRAINEE” in line 16 on page 3.

On page 4 in lines 19 and 20, and on page 5 in lines 14 and 15, in each instance, strike “§ 25–201(A)(8) OR (9)” and substitute “§ 25–201(A)(8)”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 116 – Senators Edwards and Middleton

AN ACT concerning

**Program Open Space – Attainment of Acquisition Goals – Local Government
Apportionment and Use of Funds**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 202 – Senators King, Benson, Currie, Feldman, Ferguson, Kagan,
Kelley, Manno, Peters, Rosapepe, Smith, Young, and Zucker**

AN ACT concerning

Higher Education – University System of Maryland – Quasi-Endowment Funds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 278 – Senators Middleton, Benson, Guzzone, Mathias, Peters, Reilly,
and Smith**

AN ACT concerning

Maryland Farms and Families Act

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 353 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

Optional Retirement Program – Annuity Contracts – Employee Rights

SB0353/164563/1

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 353
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, after “program;” insert “providing for the application of this Act;”.

AMENDMENT NO. 2

On page 3, after line 21, insert:

“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 annuity contract with a designated company that was eliminated from participation in the optional retirement program before the effective date of this Act.”;

and in line 22, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 401 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Membership Elections

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 429 – Senators Klausmeier, Benson, Cassilly, Eckardt, Madaleno, Muse, Ready, Rosapepe, Salling, Smith, and Young

AN ACT concerning

Higher Education – Student Loan Notification Letter

SB0429/824362/1

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 429

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “; providing” in line 8 down through “in” in line 9 and substitute “with”.

AMENDMENT NO. 2

On page 3, in line 18, strike “(1)”.

On page 4, strike beginning with “ON” in line 2 down through “INCLUDED” in line 5.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 515 – Senators ~~Jennings, Astle, Guzzone, and Peters~~ Peters, Astle, Guzzone, Benson, Feldman, Klausmeier, Mathias, Middleton, Oaks, and Rosapepe

AN ACT concerning

Collective Bargaining – Firefighters – Martin State Airport

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 650 – Senators ~~Guzzone, DeGrange, Kasemeyer, King, Madaleno, Manno, and Zucker~~ Zucker, Ferguson, and Peters

AN ACT concerning

Correctional Officers' Retirement System – Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 664 – Senators Edwards ~~and Serafini~~, Serafini, Manno, and McFadden

AN ACT concerning

Correctional Officers' Retirement System – Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 752 – Senator Guzzone

AN ACT concerning

Optional Retirement Program – Annuity Contract Providers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 754 – Senator Guzzone

AN ACT concerning

Law Enforcement Officers' Pension System – Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 909 – Charles County Senators (By Request)

AN ACT concerning

Charles County – Collective Bargaining for Public Safety Officials

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 63

Senate Bill 1034 – Senators King, Astle, Currie, Ferguson, Guzzone, Klausmeier, Madaleno, Manno, McFadden, Muse, Nathan–Pulliam, Peters, Smith, and Zucker

AN ACT concerning

**Maryland Public Broadcasting Commission – Recording and Distribution
During Legislative Session – Funding**

STATUS OF BILL: BILL ON 3RD READING.

FLOOR COMMITTEE AMENDMENT

SB1034/814968/3

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 1034, AS AMENDED
(Third Reading File Bill)

AMENDMENT NO. 1

Strike the Appropriations Committee Amendment (SB1034/364965/1) in its entirety.

Strike the Appropriations Committee Amendment (SB1034/784760/1) in its entirety.

AMENDMENT NO. 2

On page 1 of the bill, in lines 2 and 3, strike beginning with “Recording” in line 2 down through “Funding” in line 3 and substitute “Funding and Video Streaming During Legislative Session”; strike in their entirety lines 7 and 8; and in line 11, strike “stating the intent of the General Assembly” and substitute “requiring the Commission to video stream floor sessions of the General Assembly in a certain fiscal year”.

AMENDMENT NO. 3

On page 3 of the bill, strike beginning with “it” in line 1 down through “to” in line 3 and substitute “in fiscal year 2019.”; and strike beginning with “to” in line 4 down through “Address” in line 7 and substitute “shall video stream floor sessions of the General Assembly”.

The preceding 3 amendments were read and adopted.

Delegate McIntosh moved to make the Bill a Special Order for Monday.

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 65

Senate Bill 929 – Senator Astle

AN ACT concerning

Commercial Law – Consumer Protection – Door-to-Door Sales

STATUS OF BILL: BILL ON 3RD READING.

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

Affirmative – 135 Negative – 1 (See Roll Call No. 1036)

The Bill was then returned to the Senate.

SPECIAL ORDER CALENDAR NO. 64

**Senate Bill 496 – Chair, Budget and Taxation Committee (By Request –
Departmental – Lottery and Gaming Control Agency)**

AN ACT concerning

Gaming – Reconciliation of Proceeds – Licensee Payments

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

FLOOR AMENDMENT

SB0496/833323/1

BY: Delegate Barkley

AMENDMENTS TO SENATE BILL 496, AS AMENDEDAMENDMENT NO. 1

In the Committee on Ways and Means Amendments (SB0496/555969/1), in line 2 of Amendment No. 1, after “contingency;” insert “providing for the termination of this Act;”.

AMENDMENT NO. 2

In the Committee on Ways and Means Amendments, in line 4 of Amendment No. 2, after “Assembly” insert “. If Chapter ____ (H.B. 1227) does become effective, this Act shall remain effective for a period of 2 years and, at the end of June 30, 2019, 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 rejected by a roll call vote as follows:

Affirmative – 22 Negative – 109 (See Roll Call No. 1037)

FLOOR AMENDMENT

SB0496/843123/1

BY: Delegate Gutierrez

AMENDMENTS TO SENATE BILL 496

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “day” insert “by a certain percentage”.

AMENDMENT NO. 2

On page 2, in line 19, after “SUBTRACT” insert “**20% OF**”.

The preceding 2 amendments were read and rejected.

Read the second time and ordered prepared for Third Reading.

MESSAGE FROM THE SENATE

INTRODUCTORY SENATE BILLS NO. 43

Senate Bill 335 – ~~Senator Rosapepe~~ Senators Rosapepe, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Oaks, and Reilly

AN ACT concerning

Career Apprenticeship Opportunity Act of 2017

~~FOR the purpose of requiring the State Board of Education to develop, on or before a certain date, certain goals for percentages of certain students for completing certain career and technical education programs and earning certain credentials; stating certain goals of the State; requiring, on or before a certain date, the State Board to develop a method to consider, under certain circumstances, a student's attainment of a certain credential or completion of a certain apprenticeship program as equivalent to a certain Advanced Placement examination score for a certain purpose; requiring the State Board to report to the Governor and the General Assembly on or before a certain date regarding the progress toward attaining certain goals; requiring the Division of Workforce Development and Adult Learning to partner with certain State departments to identify, by a certain date, opportunities to create certain registered apprenticeship programs for a certain purpose; requiring the Division to identify opportunities to create certain registered apprenticeship programs to address the workforce needs of the State; allowing a credit against the State income tax for the employment of a certain eligible apprentice under certain circumstances; providing that the credit may not exceed a certain amount; providing that any unused credit may be carried forward to another taxable year; requiring the Department of Labor, Licensing, and Regulation, on application of a taxpayer, to issue a tax credit certificate under certain circumstances; requiring the application to contain certain information; requiring the Department to approve applications on a first come, first served basis and notify applicants of approval or denial of an application within a certain number of days of receipt of the application; providing that the total amount of tax credit certificates issued by the Department may not exceed a certain amount for each taxable year; requiring the Department to report certain information to the Comptroller on or before a certain date each year; requiring the Department to adopt certain regulations; providing for the application of certain provisions of this Act; providing for the termination of certain provisions of this Act; defining certain terms; and generally relating to career and technical education programs and certain apprenticeships in the State.~~

~~BY adding to~~

~~Article — Education~~

~~Section 21-204~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2016 Supplement)~~

~~BY repealing and reenacting, without amendments,~~

~~Article — Labor and Employment~~

~~Section 11-102(a)~~

~~Annotated Code of Maryland~~

~~(2016 Replacement Volume)~~

~~BY repealing and reenacting, with amendments,~~

~~Article — Labor and Employment~~

~~Section 11-103~~

~~Annotated Code of Maryland~~

~~(2016 Replacement Volume)~~

~~BY adding to~~

~~Article — Tax — General~~

~~Section 10-741~~

~~Annotated Code of Maryland~~

~~(2010 Replacement Volume and 2016 Supplement)~~

FOR the purpose of requiring the State Board of Education to develop, on or before a certain date and in consultation with the Department of Labor, Licensing, and Regulation and Governor's Workforce Development Board, certain goals for percentages of certain students for completing certain career and technical education programs and earning certain credentials; requiring the Maryland Longitudinal Data System Center and the Board to develop certain income earnings goals; stating certain goals of the State; requiring, on or before a certain date, the State Board to develop a method to consider, under certain circumstances, a student's attainment of a certain credential or completion of a certain apprenticeship program as equivalent to a certain Advanced Placement examination score for a certain purpose; requiring the State Board to report to the Governor and the General Assembly on or before a certain date regarding the progress toward attaining certain goals; requiring the Division of Workforce Development and Adult Learning in the Department to partner with certain State departments to identify, by a certain date, opportunities to create certain registered apprenticeship programs for a certain purpose; requiring the Division to identify opportunities to create certain registered apprenticeship programs to address the workforce needs of the State; allowing a credit against the State income tax for the employment of a certain eligible apprentice under certain circumstances; providing that the credit may not exceed a certain amount; providing that any unused credit may be carried forward to another taxable year; limiting the amount of certain credits approved by the State Comptroller in a taxable year; requiring a taxpayer claiming the credit to attach certain proof to the taxpayer's return; requiring the State Comptroller to adopt certain regulations; requiring certain institutions of postsecondary education to apply to participate in a certain program; requiring the Commission to provide assistance and support to certain institutions that apply to participate in a certain program; stating the intent of the General Assembly; providing for the application of this Act; providing for the termination of certain provisions of this Act; providing for the effective dates of this Act; defining certain terms; and generally relating to career and technical education programs and certain apprenticeships in the State.

BY adding to

Article — Education

Section 21–204
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,

Article – Labor and Employment
Section 11–102(a)
Annotated Code of Maryland
(2016 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Labor and Employment
Section 11–103
Annotated Code of Maryland
(2016 Replacement Volume)

BY adding to

Article – Tax – General
Section 10–741
Annotated Code of Maryland
(2010 Replacement Volume and 2016 Supplement)

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

Senate Bill 341 – Senator Edwards

AN ACT concerning

Vehicle Laws – School Vehicles – Definition

FOR the purpose of altering the definition of “school vehicle” to include certain vehicles that meet certain standards and requirements, were originally titled in another state and used to transport children, students, and teachers in that state, and are used only for transporting children to and from a certain program; and generally relating to school vehicles.

BY repealing and reenacting, with amendments,

Article – Transportation
Section 11–154
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation
Section 11–173 and 11–174
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)

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

**Senate Bill 521 – Senators Ready, Eckardt, Hershey, Mathias, ~~and Norman~~
Norman, Edwards, Ferguson, Guzzone, King, Madaleno, Manno, McFadden,
Peters, and Serafini**

AN ACT concerning

Community Colleges – Small Community Colleges – Funding

FOR the purpose of altering the amount of the unrestricted grant provided to small community colleges; and generally relating to funding for community colleges.

BY repealing and reenacting, with amendments,
Article – Education
Section 16–305(f)
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

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

Senate Bill 527 – Senator Middleton

AN ACT concerning

Credit Regulation – Unsecured Open End Credit Plans – Fees and Charges

FOR the purpose of providing that certain fees and charges permitted to be imposed on a certain consumer borrower under a certain unsecured open end credit plan, when combined with any interest charged under the plan, may not exceed a certain effective rate of interest; making a conforming change; and generally relating to the regulation of fees and charges under unsecured open end credit plans.

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 12–905
Annotated Code of Maryland
(2013 Replacement Volume and 2016 Supplement)

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

**Senate Bill 734 – Senators Kasemeyer, Guzzone, King, Lee, Manno, Peters, ~~and Smith~~
Smith, Ferguson, Madaleno, and McFadden**

AN ACT concerning

Sexual Assault Victims Resources Act of 2017

FOR the purpose of expanding the services to be provided by certain sexual assault crisis programs; specifying criteria for receiving certain grant funding; requiring the Governor to include certain funding in the State budget; authorizing the Governor, under certain circumstances, to reduce a certain appropriation; providing for the allocation of certain grant money; stating certain findings of the General Assembly; establishing the Maryland Sexual Assault Evidence Kit Policy and Funding Committee; providing for the composition, terms, quorum, meetings, and staffing of the Committee; prohibiting a member of the Committee from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Committee to develop and disseminate certain best practices information and recommendations; authorizing the Committee to adopt rules governing its operation; requiring the Attorney General to adopt certain regulations in consultation with the Committee; requiring the Committee to make certain evaluations regarding State and local funding; requiring the Committee to report on its activities to the Governor and the General Assembly on or before a certain date each year; defining a certain term; and generally relating to resources for sexual assault victims.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–923
Annotated Code of Maryland
(2008 Replacement Volume and 2016 Supplement)

BY adding to
Article – Criminal Procedure
Section 11–927
Annotated Code of Maryland
(2008 Replacement Volume and 2016 Supplement)

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

Senate Bill 856 – Senators Guzzone, Eckardt, Kagan, Madaleno, Manno, and Mathias

AN ACT concerning

Maryland Legal Services Corporation Funding – Abandoned Property Funds

FOR the purpose of increasing the amount that the State Comptroller is required to distribute of certain abandoned property funds each year to the Maryland Legal Services Corporation Fund; and generally relating to Maryland Legal Services Corporation funding.

BY repealing and reenacting, with amendments,
Article – Commercial Law

Section 17–317
Annotated Code of Maryland
(2013 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,
Article – Human Services
Section 11–402
Annotated Code of Maryland
(2007 Volume and 2016 Supplement)

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

Senate Bill 875 – Senator Kelley

AN ACT concerning

Residential Property – Notice of Foreclosure

FOR the purpose of requiring a person authorized to sell residential property subject to foreclosure to file a certain notice of foreclosure with the Department of Labor, Licensing, and Regulation under certain circumstances; authorizing a notice of foreclosure to be filed with the Foreclosed Property Registry; requiring a notice of foreclosure to contain certain information; imposing certain limits on access to a notice of foreclosure; establishing that only the State, subject to a certain exception, may enact a certain law concerning residential property that is subject to foreclosure; declaring the intent of the General Assembly; defining certain terms; providing for a delayed effective date; and generally relating to notices of foreclosures on residential property.

BY repealing
Article – Real Property
Section 14–126.1(j)
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY adding to
Article – Real Property
Section 14–126.2 and 14–126.3
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

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

Senate Bill 996 – Senators Lee and Muse

AN ACT concerning

Family Law – Child Abuse and Neglect – Definitions

FOR the purpose of altering the definition of “abuse” for the purpose of certain child abuse and neglect statutes to include the physical or mental injury of a child by a person who, because of the person’s position or occupation, exercises authority over the child under certain circumstances; providing that “abuse” does not include the physical injury of a child by accidental means; altering the definition of “mental injury” for the purpose of certain child abuse and neglect statutes; making certain conforming changes to the definition of “sexual abuse” for the purpose of certain child abuse and neglect statutes; and generally relating to child abuse and neglect.

BY repealing and reenacting, with amendments,
Article – Family Law
Section 5–701(b), (r), and (x)
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)

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

Senate Bill 1033 – ~~Senator Eckardt~~ Senators Eckardt and Mathias

AN ACT concerning

Residential Property – Vacant and Abandoned Property – Expedited Foreclosure

FOR the purpose of authorizing a secured party to petition a circuit court for leave to immediately commence an action to foreclose a mortgage or deed of trust on a residential property if the property is vacant and abandoned under certain circumstances; requiring a secured party to send a copy of a certain petition to certain persons under certain circumstances; requiring a court to rule on a certain foreclosure petition promptly after the petition is filed; providing that a residential property is vacant and abandoned if certain criteria apply to the property; requiring a court to ~~order the appropriate official of the county or municipal corporation in which a residential property is located to verify that the property is vacant and abandoned under certain circumstances~~; ~~requiring a court to order a residential property to be offered for sale not later than a certain period of time after issuance of a certain final judgment~~; ~~authorizing a secured party to enter and secure a residential property after the property is found to be vacant and abandoned under certain circumstances~~ grant a certain petition for leave to file an action for immediate foreclosure under certain circumstances; providing that, if a court grants a certain petition, certain foreclosure process provisions do not apply to an action to foreclose residential property found to be vacant and abandoned under certain circumstances; requiring a secured party to serve certain foreclosure documents in a certain manner under certain circumstances; requiring the Commissioner of Financial Regulation to adopt certain regulations; requiring a challenge to a certain finding regarding residential property being vacant and abandoned to be filed within

a certain period of time; requiring a secured party to comply with certain foreclosure process provisions if a certain challenge is upheld; making stylistic changes; defining a certain term; providing for the application of this Act; and generally relating to the foreclosure of vacant and abandoned residential property.

BY repealing and reenacting, without amendments,
Article – Real Property
Section 7–105.1(a)(12)
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 7–105.1(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY adding to
Article – Real Property
Section 7–105.14
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

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

Senate Bill 1127 – Senators Conway, Ferguson, and McFadden

EMERGENCY BILL

AN ACT concerning

Baltimore City Community College – ~~Restructuring~~ Realignment

FOR the purpose of ~~repealing the Board of Trustees of Baltimore City Community College; establishing the Restructuring Board of Baltimore City Community College and transferring the powers and duties of the Board of Trustees to the Restructuring Board; providing for the composition and duties of the Restructuring Board; requiring each member of the Restructuring Board to serve for the duration of the Restructuring Board; altering a certain authority of the Maryland Higher Education Commission; requiring the Restructuring Board to elect one of its members as its chair, select a certain president and develop a certain strategic plan on or before a certain date; altering the membership of the Board of Trustees of the Baltimore City Community College; providing, to the extent practicable, for the composition of the Board of Trustees; requiring the chair of the Board of Trustees to be jointly appointed by the President of the Senate and Speaker of the House of Delegates; requiring the Board of Trustees to review and focus certain offerings on certain needs, make workforce development and job placement a certain priority, improve student~~

pathways to success, enter into certain memoranda of understanding, align a certain budget with certain projections, engage in a certain review of positions and staff, establish certain relationships with certain stakeholders, ~~rebuild~~ develop and market a certain brand, address certain information technology needs, develop or sell certain real estate holdings, and identify certain barriers that impede the efficient and effective operation of the College, ~~recommend a certain structure and composition of a newly constructed Board of Trustees, and ensure a certain transition;~~ requiring the Board of Trustees to make a certain determination about certain property for a certain purpose; requiring the President of the College to meet certain criteria; ~~prohibiting the President of the College from being a member of the Restructuring Board or a member of the Board of Trustees as it existed on a certain date;~~ requiring the ~~Restructuring~~ Board of Trustees to submit a certain report to the Governor and to certain committees of the General Assembly, on or before a certain date, annually, regarding its progress in implementing its duties and responsibilities; ~~altering certain definitions; making certain conforming changes;~~ requiring the members of the Board of Trustees whose terms have expired on or before a certain date to be replaced and for seats vacant as of a certain date to be appointed on or before a certain date; providing for the expiration of ~~the~~ certain terms of the members of the Board of Trustees; ~~requiring the publisher of the Annotated Code of Maryland, in consultation with the Department of Legislative Services, to correct cross references and terminology in the Code that are rendered incorrect by this Act;~~ prohibiting the Board of Trustees from appointing a new President of the College except under certain circumstances; making this Act an emergency measure; ~~providing for the termination of this Act;~~ and generally relating to the ~~restructuring~~ realignment of Baltimore City Community College.

BY repealing and reenacting, with amendments,

Article – Education

~~Section 10-101(e), 11-105(i)(1), 16-302.1(a)(3), 16-502, 16-504, 16-505, 16-506, 16-507(a) and (e), 16-511, 16-512(e) and (d)(3), and 16-513(e) and (d)~~

Section 16-504 and 16-505

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

~~BY repealing and reenacting, without amendments,~~

~~Article – Education~~

~~Section 16-501~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2016 Supplement)~~

BY adding to

Article – Education

Section 16-505.1 and 16-505.2

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

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

Senate Bill 1190 – Senators Eckardt and Serafini

AN ACT concerning

**Bay Restoration Fund – Upgraded ~~Municipal~~ Wastewater Facilities – Grants to
Counties and Municipalities**

FOR the purpose of authorizing the Department of the Environment to use ~~certain~~ funds from the Bay Restoration Fund to provide grants to a county or municipality that upgraded a ~~municipal~~ wastewater facility to enhanced nutrient removal before a certain date under certain circumstances; specifying the total amount of the grants that may be awarded under this Act; specifying that the grants awarded under this Act be provided on a certain basis; providing for the termination of this Act; and generally relating to the use of the Bay Restoration Fund.

~~BY repealing and reenacting, without amendments,
Article – Environment
Section 9–1605.2(h)(2)(i)
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)~~

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

Senate Bill 1191 – ~~Senator Manno~~ Senators Manno and Nathan-Pulliam

AN ACT concerning

**Schools and Child Care Centers – State Grant Program – Security Upgrades for
Facilities at Risk of Hate Crimes or Attacks**

FOR the purpose of authorizing the Maryland Center for School Safety to make grants for certain security-related projects to schools and child care centers determined to be at risk of certain hate crimes or attacks ~~because of their ideology, beliefs, or mission;~~ authorizing certain schools or child care centers to apply to the Center for a certain State grant; establishing the terms and conditions for the use of certain State grant funds by certain recipients; providing that the funding for certain State grants shall be as provided by the Governor in the State budget; authorizing the State Board of Education, after consultation with the Center, to adopt certain regulations; defining a certain term; and generally relating to a State Grant Program for Schools and Child Care Centers at Risk of Hate Crimes or Attacks.

BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 10–305
Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

BY adding to

Article – Education

Section 7–1502.1

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

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

Senate Joint Resolution 8 – Senator Pinsky

A Senate Joint Resolution concerning

**Chesapeake Bay Restoration – Federal Budget Blueprint Funding Reductions –
Rescission Request**

FOR the purpose of expressing the opposition of the General Assembly to the drastic cuts to the funding of the Chesapeake Bay Program and certain other federal programs proposed by the President of the United States in a certain budget blueprint; urging the Governor to publicly oppose the drastic cuts proposed by the President of the United States to the funding of the Chesapeake Bay Program and other federal programs supporting efforts to restore the Chesapeake Bay and its tributaries; requiring certain committees of the General Assembly to monitor and make recommendations regarding federal budget proposals and actions affecting the Chesapeake Bay and its tributaries; and generally relating to the federal budget and funding of Chesapeake Bay restoration programs.

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

YEAS AND NAYS NO. 10

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 73	Del. Luedtke	Election Law – Election Judges – Minimum Age
HB 76	Del. McCray	Baltimore City Public Schools – Capital Project Scoring System

NUMBER	SPONSOR	CONTENT
HB 128	Chair, Health and Government Operations Committee	State Disabilities Plan and Interagency Disabilities Board – Revisions
HB 136	Chair, Economic Matters Committee	Insurance – Public Adjusters
HB 140	Chair, Economic Matters Committee	St Cmsn of Real Este Apprsrs, Apprsl Mgt Cmpns, and Home Inspctrs – Sprvsn of Appraiser Trainees
HB 143	Chair, Ways and Means Committee	Elections – Miscellaneous Duties and Procedures
HB 153	The Speaker	Creation of a State Debt – Qualified Zone Academy Bonds
HB 190	Del. Queen	Mammography Centers – Dense Breast Tissue – Notification of Breast Cancer Screening Options
HB 198	Charles County Delegation	Junk Dealers and Scrap Metal Processors – Cell Tower Batteries – Required Record
HB 232	Del. McKay	Correctional Services – Commissioner’s Duties – Staffing Report
HB 233	Del. Barron	Disclosure of Medical Records – Guardian Ad Litem – Victims of Crime or Delinquent Acts
HB 251	Carroll County Delegation	Carroll County – Public Facilities Bonds
HB 252	Del. Barkley	Alcoholic Beverages – Liquor and Wine
HB 253	Del. Angel	St Brd of Nrsg – Rgstrd Nurses and Lcnsl Practical Nurses – Renewal of Lcnss – Cntng Ed Units
HB 287	Del. Hixson	Hunger-Free Schools Act of 2017

NUMBER	SPONSOR	CONTENT
HB 342	Montgomery County Delegation	Montgomery Co – Property Tax Credit for Qualified Enterprise Zone Property – Extension MC 3–17
HB 397	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – Licenses MC 17–17
HB 403	Del. Pendergrass	Maryland Patient Referral Law – Comp Arrangements Under Federally Approved Programs and Models
HB 441	Del. Anderson	Education – Debt Service for Transferred Schools – County Reimbursement Grace Period
HB 443	Del. West	Assisted Living Programs – Licensure Fees
HB 464 (Emerg)	Del. Branch	Alcoholic Beverages – Beer, Wine, and Liquor Exhibition Permit
HB 601	Del. Kramer	Senior Call–Check Service and Notification Program – Establishment
HB 626	Del. Gilchrist	Agriculture – Animal Shelters – Standards of Care and Protocol Implementation and Enforcement
HB 717	Chair, Appropriations Committee	Academic Facilities Bonding Authority
HB 769	Del. West	Maryland Caregivers Support Coordinating Council – Renaming and Altering Membership and Duties
HB 775	Del. Kelly	Public Health – Maternal Mental Health
HB 797	Howard County Delegation	Howard County – Alcoholic Beverages – Thresholds for Tasting Ho. Co. 19–17
HB 851	Del. Folden	Landlord and Tenant – Military Personnel – Limitation on Liability for Rent

NUMBER	SPONSOR	CONTENT
HB 916	Del. Sydnor	Motor Vehicle Insurance – Discrimination in Underwriting and Rating – Prohibitions
HB 959	Del. Kramer	Commercial Law – Consumer Protection – Door-to-Door Sales
HB 1093	Del. K. Young	Substance Use Treatment – Inpatient and Intensive Outpatient Programs – Consent by Minor
HB 1104	Del. Hixson	Inheritance Tax – Exemption – Evidence of Domestic Partnership
HB 1127	Del. Kelly	Health Insurance – Coverage Requirements for Behavioral Health Disorders – Modifications
HB 1270	Del. Waldstreicher	Credit Regulation – Unsecured Open End Credit Plans – Fees and Charges
HB 1277	Del. Davis	Insurance – Producer Licensing – Examinations
HB 1315	Del. Valderrama	Workers’ Compensation – Tiered Rating Plans and Merit Rating Plans
HB 1484	Del. Glenn	Workers’ Compensation – Medical Benefits – Payment of Medical Services and Treatment

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

QUORUM CALL

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

(See Roll Call No. 1038)

RECESS

At 1:30 P.M. on motion of Delegate Frick the House recessed until 12:00 P.M. on Legislative Day, March 27, 2017, Calendar Day, Monday, April 3, 2017.

AFTER RECESS
Annapolis, Maryland
Legislative Day: March 27, 2017
Calendar Day: Monday, April 3, 2017

At 12:03 P.M. the House resumed its session and pledged Allegiance to the Flag.

Prayer by Delegate Samuel I. Rosenberg of Baltimore City.

QUORUM CALL

The presiding officer announced a quorum call, showing 120 Members present.

(See Roll Call No. 1039)

EXCUSED:

Del. Adams – personal
Del. Jackson – mother’s death
Del. Lam – late – business
Del. McKay – business
Del. Reznik – personal
Del. Sample–Hughes – late – doctor’s appointment
Del. Sanchez – late – business
Del. M. Washington – late – business

The Journal of March 31, 2017 was read and approved.

ECONOMIC MATTERS COMMITTEE REPORT NO. 24

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

House Bill 1002 – Delegate Davis

AN ACT concerning

Electric Universal Service Program – Unexpended Funds

HB1002/353094/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1002
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “management;” insert “providing that the Commission may defer the return of certain funds only for a certain number of years; requiring the Commission to combine certain amounts to be returned for certain years for certain purposes; requiring the Commission to establish a certain rate credit for the return of certain unexpended funds on or before a certain date; stating the intent of the General Assembly regarding the timing for expending certain unexpended bill assistance and arrearage funds; establishing a certain joint workgroup for certain purposes;”; in line 11, strike “and (b)” and substitute “, (b), and (f)”; and in line 16, strike “and (f)”.

AMENDMENT NO. 2

On page 5, in line 1, after “(iii)” insert “1.”; after line 6, insert:

“2. IF THE COMMISSION DETERMINES THAT IT IS IMPRACTICAL TO ESTABLISH A RATE CREDIT FOR THE AMOUNT TO BE RETURNED FOR A GIVEN FISCAL YEAR TO CUSTOMERS UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH, THE COMMISSION:

A. MAY DEFER THE RETURN FOR NOT MORE THAN 2 ADDITIONAL FISCAL YEARS; AND

B. SHALL COMBINE THE RETURNED AMOUNT FOR THAT FISCAL YEAR WITH AMOUNTS TO BE RETURNED FOR THE FOLLOWING FISCAL YEARS WHEN CALCULATING THE RATE CREDIT FOR THE FINAL FISCAL YEAR OF THE PERIOD.”;

and in line 7, after “2.” insert “AND BE IT FURTHER ENACTED, That, on or before October 1, 2020, the Public Service Commission shall establish a rate credit under § 7–512.1(f)(6)(iii)2 of the Public Utilities Article, as enacted by this Act, for the return of unexpended bill assistance and arrearage funds, in excess of the total amount authorized under § 7–512.1(e) of the Public Utilities Article, accumulated through the end of fiscal year 2019.”

SECTION 3. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that the Department of Human Resources shall expend any unexpended bill

assistance and arrearage funds that were collected in fiscal years 2010 through 2017, in excess of the total amount authorized for disbursement, as required in § 7-512.1(b)(4) of the Public Utilities Article as enacted by Section 1 of this Act, beginning in fiscal year 2019.

SECTION 4. AND BE IT FURTHER ENACTED, That a joint workgroup is established with members selected by the presiding officers from the Senate Finance Committee and the House Economic Matters Committee to monitor, as the committees consider appropriate, the disbursements made in accordance with this Act and related matters concerning the Electric Universal Service Program.

SECTION 5.”.

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 6 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Occupational and Professional Licensing Boards, Commissions, and Regulatory
Entities – Notifications of Applicants, Licensees, Registrants, and Permit
Holders**

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 221 – Senators Lee, Feldman, Kelley, King, Manno, and Young

AN ACT concerning

**Adult Entertainment Establishments – National Human Trafficking Resource
Center Hotline Information – Sign Posting Requirements**

SB0221/303593/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 221

(Third Reading File Bill)

On page 2, in line 24, after the second “ENTERTAINMENT” insert “;

(I)”;

in line 26, after the second “NUDITY” insert “;

(II) THAT IS INTENDED TO PROVIDE SEXUAL STIMULATION OR SEXUAL GRATIFICATION;

(III) THAT IS DISTINGUISHED OR CHARACTERIZED BY AN EMPHASIS ON MATERIAL THAT DEPICTS, DESCRIBES, OR RELATES TO:

1. HUMAN GENITALS IN A DISCERNIBLE STATE OF SEXUAL STIMULATION OR AROUSAL; OR

2. ACTS OF HUMAN MASTURBATION, SEXUAL INTERCOURSE, SODOMY, OR PHYSICAL CONTACT WITH AN INDIVIDUAL’S CLOTHED OR UNCLOTHED GENITALS, PUBIC AREA, BUTTOCKS, OR, IF THE INDIVIDUAL IS FEMALE, BREASTS; OR

(IV) THAT, APPLYING CONTEMPORARY STANDARDS, THE AVERAGE INDIVIDUAL WOULD FIND, TAKEN AS A WHOLE, APPEALS TO THE PRURIENT INTEREST”.

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:

Senate Bill 279 – ~~Senator Middleton~~ Senators Middleton, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe

AN ACT concerning

Homeowner's Insurance – Notices

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 374 – Senator Astle

AN ACT concerning

**Anne Arundel County – Alcoholic Beverages – Board of License Commissioners
– Attorneys**

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 375 – Senator Jennings

AN ACT concerning

Insurance – Bail Bondsmen – Continuing Education Requirements

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 403 – Senators Astle, Benson, Feldman, Klausmeier, Manno, Mathias,
and Rosapepe**

AN ACT concerning

**Private Passenger Motor Vehicle Liability Insurance – ~~Supplemental~~ Enhanced
Underinsured Motorist Coverage**

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 818 – Senator Hershey

AN ACT concerning

Maryland Occupational Safety and Health Act – Voluntary Protection Program

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 Conway

AN ACT concerning

Baltimore City – Alcoholic Beverages – Beer, Wine, and Liquor Tasting 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 1102 – Senator Mathias

AN ACT concerning

Worcester County – Ocean City Convention Center – Beer and Wine Tasting License

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 24

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 768 – Delegate Otto

AN ACT concerning

Motor Vehicles – Gross Weight and Axle Load – Poultry

HB0768/430414/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 768

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Otto” and substitute “Delegates Otto, Anderton, Beidle, Cassilly, Clark, Folden, Fraser–Hidalgo, Frush, Jacobs, Jalisi, Robinson, and Wivell”; in line 2, strike “Gross Weight and Axle Load – Poultry” and substitute “Seasonal Exceptional Poultry Hauling Permit”; strike beginning with “exempting” in line 3 down through “changes;” in line 8 and substitute “authorizing the State Highway Administration to issue a seasonal exceptional poultry hauling permit that authorizes certain axle configurations and certain increased weight limits during a certain time period annually under certain circumstances; requiring a certain combination of vehicles with a trailer or semitrailer to submit to and pass a certain inspection with a certain frequency; requiring a certain person operating a certain combination of vehicles with a trailer or semitrailer to have a copy of a certain inspection report while operating the combination of vehicles; requiring certain poultry processing facilities to submit certain information to the Administration on or before a certain date each year; establishing certain goals for the percentage of certain combinations of vehicles that have a certain axle configuration; requiring the Administration to use certain information to determine the progress made toward meeting the goals established under this Act; requiring the Administration to submit a certain report to certain committees of the General Assembly on or before a certain date each year; providing for the termination dates of this Act under certain circumstances;”; in line 9, strike “gross weight and axle load” and substitute “seasonal exceptional poultry hauling permits”; and in line 12, strike “24–109” and substitute “24–113.2”.

AMENDMENT NO. 2

On pages 1 through 6, strike in their entirety the lines beginning with line 18 on page 1 through line 9 on page 6, inclusive, and substitute:

“24–113.2.”

(a) Unless otherwise provided by federal law, an exceptional hauling permit issued under this section is not valid on the interstate highway system, as defined in § 8–101(j) of this article.

(b) Notwithstanding any other provision of this title, the State Highway Administration may issue an exceptional hauling permit for a combination of vehicles that:

(1) (i) Carries farm products as defined in § 10–601(c) of the Agriculture Article, other than milk, that:

1. Are loaded in fields or other off-highway locations; and

2. Are the only load of the vehicle; and

(ii) Has an axle configuration of not less than six axles and a front-to-rear centerline axle spacing of not less than 50 feet; [or]

(2) (i) Carries to a processing plant raw liquid milk that is the only load on the vehicle and is loaded from bulk liquid milk storage tanks at one or more farm locations; and

(ii) Has an axle configuration of not less than six axles and a front-to-rear centerline axle spacing of not less than 50 feet; OR

(3) (I) CARRIES LIVE POULTRY FROM A FARM TO A PROCESSING FACILITY FROM NOVEMBER 1 UNTIL APRIL 30 OF THE FOLLOWING YEAR IN:

1. **CAROLINE COUNTY;**

2. **CECIL COUNTY;**

3. **DORCHESTER COUNTY;**

4. **KENT COUNTY;**

5. **QUEEN ANNE’S COUNTY;**

6. **SOMERSET COUNTY;**

7. TALBOT COUNTY;

8. WICOMICO COUNTY; OR

9. WORCESTER COUNTY;

(II) 1. A. HAS AN AXLE CONFIGURATION OF NOT LESS THAN FIVE AXLES; AND

B. HAS AXLES THAT ARE AT LEAST 96 INCHES APART; OR

2. HAS AN AXLE CONFIGURATION OF NOT LESS THAN SIX AXLES; AND

(III) SUBMITS TO A MOTOR CARRIER SAFETY INSPECTION UNDER § 25–111 OF THIS ARTICLE.

(c) A combination of vehicles operating under the authority of an exceptional hauling permit issued under subsection (b) of this section shall:

(1) Comply with the following weight limits:

(i) A maximum of 20,000 pounds gross weight on a single axle;

(ii) For any consecutive axle configuration of two or more axles on individual vehicles in the combination, the maximum gross weight specified in § 24–109(d) of this subtitle; and

(iii) A maximum of:

1. 87,000 pounds gross combination weight for a combination of vehicles carrying farm products other than milk; [or]

2. 95,000 pounds gross combination weight for a combination of vehicles carrying milk; OR

3. 88,000 POUNDS GROSS COMBINATION WEIGHT FOR A COMBINATION OF VEHICLES CARRYING LIVE POULTRY;

(2) (I) Twice each year, submit to and pass a North American Standard Driver/Vehicle Level 1 inspection; OR

(II) FOR A COMBINATION OF VEHICLES CARRYING LIVE POULTRY, TWICE EACH YEAR, SUBMIT TO AND PASS:

1. A NORTH AMERICAN STANDARD DRIVER/VEHICLE LEVEL 1 INSPECTION; OR

2. A NORTH AMERICAN STANDARD VEHICLE LEVEL 5 INSPECTION; and

(3) Be allowed a load limit tolerance of only 1,000 pounds for gross combination weight and 15% for axle weights.

(d) While operating a combination of vehicles under the authority of an exceptional hauling permit issued under subsection (b) of this section, a person may not:

(1) Violate a highway restriction issued by a competent authority;

(2) Operate the combination of vehicles on the interstate highway system, as defined in § 8–101(j) of this article;

(3) Operate the combination of vehicles if the combination of vehicles exceeds any tire weight rating or tire speed restriction adopted under § 25–111 of this article; or

(4) Fail to comply with the terms and conditions of the exceptional hauling permit.

(e) While operating a combination of vehicles under the authority of an exceptional hauling permit issued under subsection (b) of this section, a person shall have in the person's possession:

(1) The original exceptional hauling permit issued for the vehicle; and

(2) (I) For each vehicle in the combination of vehicles, a copy of a valid North American Standard Driver/Vehicle Level 1 inspection report issued within the preceding 180 days that shows no out-of-service violations; OR

(II) FOR EACH VEHICLE IN THE COMBINATION OF VEHICLES CARRYING LIVE POULTRY, A COPY OF A VALID NORTH AMERICAN STANDARD DRIVER/VEHICLE LEVEL 1 INSPECTION OR A VALID NORTH AMERICAN STANDARD VEHICLE LEVEL 5 INSPECTION REPORT ISSUED WITHIN THE PRECEDING 180 DAYS THAT SHOWS NO OUT-OF-SERVICE VIOLATIONS.

(f) (1) A violation of this section, regulations adopted to implement this section, or the terms and conditions of an exceptional hauling permit issued under subsection (b) of this section shall:

(i) Void the authority granted under the exceptional hauling permit;

(ii) Subject the vehicle to all weight requirements and tolerances specified in this article; and

(iii) For a violation of a weight restriction specified in this section that exceeds 5,000 pounds, subject the exceptional hauling permit to immediate confiscation by an officer or authorized civilian employee of the Department of State Police, an officer of the Maryland Transportation Authority Police, or any police officer.

(2) A person who confiscates an exceptional hauling permit under paragraph (1) of this subsection shall immediately notify the State Highway Administration.

(3) On notification of the confiscation of an exceptional hauling permit, the State Highway Administration shall review the confiscation, verify the violation of a weight restriction, and, if the State Highway Administration determines that a violation did occur, revoke the permit.

(4) An owner or operator of a combination of vehicles may appeal the revocation of an exceptional hauling permit to the State Highway Administrator or the Administrator's designee.

(g) (1) On request from the State Highway Administrator or the Administrator's designee, weight and delivery records of the holder of an exceptional hauling permit that are kept in the normal course of business shall be provided by:

(i) The holder of the exceptional hauling permit; or

(ii) A facility that receives farm products, as defined in § 10–601(c) of the Agriculture Article, delivered by a vehicle operating under the authority of an exceptional hauling permit.

(2) If the holder of an exceptional hauling permit or a facility that receives farm products does not comply with a request under this subsection, the State Highway Administration may:

(i) Suspend the holder's exceptional hauling permit; or

(ii) Prohibit a vehicle from delivering farm products under the authority of the exceptional hauling permit to the noncompliant facility.

(h) (1) THIS SUBSECTION APPLIES TO POULTRY PROCESSING FACILITIES LOCATED IN:

(I) CAROLINE COUNTY;

(II) CECIL COUNTY;

(III) DORCHESTER COUNTY;

(IV) KENT COUNTY;

(V) QUEEN ANNE'S COUNTY;

(VI) SOMERSET COUNTY;

(VII) TALBOT COUNTY;

(VIII) WICOMICO COUNTY; AND

(IX) WORCESTER COUNTY.

(2) BEFORE OCTOBER 1 EACH YEAR, EACH POULTRY PROCESSING FACILITY SPECIFIED IN PARAGRAPH (1) OF THIS SUBSECTION SHALL SUBMIT TO THE STATE HIGHWAY ADMINISTRATION A COMPLETE LIST OF REGISTERED COMBINATIONS OF VEHICLES USED FOR CARRYING LIVE POULTRY IN ACCORDANCE WITH THIS SECTION THAT INCLUDES THE FOLLOWING INFORMATION FOR EACH VEHICLE:

(I) VEHICLE IDENTIFICATION NUMBER;

(II) NUMBER OF AXLES;

(III) MOST RECENT DATE OF INSPECTION REQUIRED UNDER PARAGRAPH (C)(2)(II) OF THIS SECTION; AND

(IV) CURRENT MILEAGE.

(3) THE GOALS FOR THE PERCENTAGE OF THE POULTRY PROCESSING FACILITY INDUSTRY'S COMBINATIONS OF VEHICLES USED FOR CARRYING LIVE POULTRY IN ACCORDANCE WITH THIS SECTION THAT HAVE AN AXLE CONFIGURATION OF NOT LESS THAN SIX AXLES ARE AS FOLLOWS:

(I) 15% BY OCTOBER 31, 2018;

(II) 30% BY OCTOBER 31, 2019;

(III) 45% BY OCTOBER 31, 2020;

(IV) 60% BY OCTOBER 31, 2021; AND

(V) 75% BY OCTOBER 31, 2022.

(4) THE STATE HIGHWAY ADMINISTRATION SHALL USE THE INFORMATION SUBMITTED UNDER PARAGRAPH (2) OF THIS SUBSECTION TO

DETERMINE THE PROGRESS MADE TOWARD MEETING THE GOALS ESTABLISHED IN PARAGRAPH (3) OF THIS SUBSECTION.

(5) ON OR BEFORE DECEMBER 31 EACH YEAR, THE STATE HIGHWAY ADMINISTRATION SHALL REPORT THE INFORMATION SUBMITTED UNDER PARAGRAPH (2) OF THIS SUBSECTION AND THE DETERMINATION MADE UNDER PARAGRAPH (4) OF THIS SUBSECTION TO THE SENATE JUDICIAL PROCEEDINGS COMMITTEE AND THE HOUSE ENVIRONMENT AND TRANSPORTATION COMMITTEE IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE.

(I) (1) An applicant for an exceptional hauling permit shall pay to the State Highway Administration:

(i) 1. \$250 for the issuance of a new annual permit or the annual renewal; or

2. \$30 for the issuance of a 30-day permit;

(ii) \$1,000 for the reinstatement of a permit that was revoked under subsection (f)(3) of this section for a first violation; and

(iii) \$5,000 for the reinstatement of a permit that was revoked under subsection (f)(3) of this section for a second or subsequent violation within the prior 24 months.

(2) A fee paid under this subsection is nonrefundable.

[(i)] (J) Except as otherwise provided in this section, an exceptional hauling permit is valid for:

(1) 1 year from the date of issuance for an annual permit; or

(2) 30 consecutive days for a 30-day permit.

[(i)] (K) In consultation with the Secretary of State Police, the State Highway Administration shall adopt regulations to implement this section.

[(k)] (L) (1) An exceptional hauling permit is issued under this section at the discretion of the State Highway Administrator.

(2) The State Highway Administrator may stop issuing or renewing exceptional hauling permits under this section if the Administrator determines that the use of the permits is adversely affecting any part of the State highway system.

(3) The State Highway Administrator shall promptly report to the General Assembly, in accordance with § 2-1246 of the State Government Article, regarding any decision to stop issuing or renewing exceptional hauling permits under this section and the reason for the decision.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The State Highway Administration shall notify the Department of Legislative Services within 5 days after determining that 45% of the poultry processing facility industry's combinations of vehicles used for carrying live poultry have an axle configuration of not less than six axles.

(b) (1) If the notice required under subsection (a) of this section is not received by the Department of Legislative Services on or before October 31, 2020, this Act shall be abrogated and of no further force and effect without the necessity of further action by the General Assembly.

(2) If the notice required under subsection (a) of this section is received by the Department of Legislative Services on or before October 31, 2020, this Act shall, at the end of October 31, 2022, be abrogated and of no further force and effect without the necessity of further action by the General Assembly."

On page 6, in line 10, strike "2." and substitute "3."; and in the same line, 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 2 – Chair, Finance Committee (By Request – Departmental – Planning)

AN ACT concerning

Maryland Heritage Areas Authority – Revision of Boundaries and Boundary Maps

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 12 – ~~Senator Ramirez~~ Senators Ramirez, Brochin, Lee, Muse, and Smith

AN ACT concerning

Vehicle Laws – Obstruction Hanging From Rearview Mirror – Enforcement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 25 – Chair, Finance Committee (By Request – Departmental – Transportation)

AN ACT concerning

Maryland Transit Administration – Transit Service – Contracted Taxicab Service

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 34 – Chair, Budget and Taxation Committee (By Request – Departmental – Transportation)

AN ACT concerning

Motor Vehicles – Leased Vehicles – Inspections, Insurance, and Excise Tax

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 45 – Chair, Judicial Proceedings Committee (By Request – Departmental – Transportation)

AN ACT concerning

Motor Vehicle Administration – Driving Instructors – Criminal History Records Checks

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 49 – Senators Cassilly and Jennings

AN ACT concerning

Landlord and Tenant – Military Personnel – Limitation on Liability for Rent

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 66 – ~~Senator Simonaire~~ Senators Simonaire and Norman

AN ACT concerning

Hunter Safety Courses – Application of Requirement and Establishment of Incentives Program – ~~Establishment~~

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 86 – Senator Norman

AN ACT concerning

Motor Vehicles – Use of Fog Lights When Windshield Wipers Operating – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 98 – Senator Reilly

AN ACT concerning

Railroad Grade Crossings – Exempt Highway–Rail Grade Crossing Plaque

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 125 – Senator Feldman

AN ACT concerning

Woodrow Wilson Bridge and Tunnel Compact – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 158 – Senator Conway

AN ACT concerning

**Maryland Oil Disaster Containment, Clean-Up and Contingency Fund and Oil
Contaminated Site Environmental Cleanup Fund**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 247 – ~~Senator Ramirez~~ Senators Ramirez and Muse

AN ACT concerning

**Real Property – Notices of Foreclosure Sale and Postponement or Cancellation
of Foreclosure Sale**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

**Senate Bill 265 – Senators Feldman, Kagan, Kelley, King, Lee, Madaleno, Manno,
Pinsky, Rosapepe, Smith, and Zucker**

EMERGENCY BILL

SECOND PRINTING

AN ACT concerning

Washington Metrorail Safety Commission Membership Act

SB0265/390817/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 265

(Third Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 1, at the top of the page, strike “EMERGENCY BILL”; strike beginning with the first “establishing” in line 11 down through “measure” in line 17 and substitute “making”

this Act contingent on the taking effect of another Act”; and in line 18, after “to” insert “the membership of”.

AMENDMENT NO. 2

On page 2, in line 1, strike “and 10–208”.

AMENDMENT NO. 3

On pages 2 through 19, strike in their entirety the lines beginning with line 19 on page 2 through line 16 on page 19, inclusive.

AMENDMENT NO. 4

On page 19, in line 17, strike “3.” and substitute “2.”; and strike beginning with “, subject” in line 17 down through “enacted” in line 24 and substitute “this Act shall take effect June 1, 2017, contingent on the taking effect of Chapter 3 of the Acts of the General Assembly of 2017, and if Chapter 3 does not become effective, this Act shall be null and void without the necessity of further action by the General Assembly”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 440 – Senators Conway and Salling

AN ACT concerning

Environment – Water Management – Sediment Control at Large Redevelopment Sites

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 917 – Senators Mathias, Eckardt, and Hershey

AN ACT concerning

**Motor Vehicles – Gross Weight and Axle Load and Exceptional Hauling Permit –
Poultry**

SB0917/470813/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 917

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Gross Weight and Axle Load and” and substitute “Seasonal”; in the same line, after “Exceptional” insert “Poultry”; in lines 2 and 3, strike “– Poultry”; strike beginning with “exempting” in line 4 down through “semitrailer” in line 11 and substitute “authorizing the State Highway Administration to issue a seasonal exceptional poultry hauling permit that authorizes certain axle configurations and certain increased weight limits during a certain time period annually under certain circumstances”; strike beginning with “requiring” in line 15 down through “frequency;” in line 18 and substitute “requiring certain poultry processing facilities to submit certain information to the Administration on or before a certain date each year; establishing certain goals for the percentage of certain combinations of vehicles that have a certain axle configuration; requiring the Administration to use certain information to determine the progress made toward meeting the goals established under this Act; requiring the Administration to submit a certain report to certain committees of the General Assembly on or before a certain date each year;”; in line 19, after “termination” insert “dates”; in the same line, after “Act” insert “under certain circumstances”; in the same line, strike “making stylistic changes;”; in lines 19 and 20, strike “gross weight and axle load and” and substitute “seasonal”; in line 20, after “exceptional” insert “poultry”; and in line 23, strike “24–109 and”.

AMENDMENT NO. 2

On pages 2 through 7, strike in their entirety the lines beginning with line 5 on page 2 through line 3 on page 7, inclusive.

On page 7, strike beginning with “**MEETS**” in line 21 down through “**SUBTITLE**” in line 22 and substitute “**(I) CARRIES LIVE POULTRY FROM A FARM TO A PROCESSING FACILITY FROM NOVEMBER 1 UNTIL APRIL 30 OF THE FOLLOWING YEAR IN:**”

1. CAROLINE COUNTY;
2. CECIL COUNTY;
3. DORCHESTER COUNTY;
4. KENT COUNTY;
5. QUEEN ANNE’S COUNTY;
6. SOMERSET COUNTY;
7. TALBOT COUNTY;
8. WICOMICO COUNTY; OR
9. WORCESTER COUNTY;

(II) 1. A. HAS AN AXLE CONFIGURATION OF NOT LESS THAN FIVE AXLES; AND

B. HAS AXLES THAT ARE AT LEAST 96 INCHES APART; OR

2. HAS AN AXLE CONFIGURATION OF NOT LESS THAN SIX AXLES; AND

(III) SUBMITS TO A MOTOR CARRIER SAFETY INSPECTION UNDER § 25–111 OF THIS ARTICLE”.

On page 8, in lines 6, 9 and 10, and 32, in each instance, strike “DESCRIBED UNDER § 24–109(G)(3) OF THIS SUBTITLE” and substitute “CARRYING LIVE POULTRY”; in line 10, strike “ONCE” and substitute “TWICE”; in the same line, strike “A” and substitute “:

1. A NORTH AMERICAN STANDARD DRIVER/VEHICLE LEVEL 1 INSPECTION; OR

2. A;

and in line 32, after “VALID” insert “**NORTH AMERICAN STANDARD DRIVER/VEHICLE LEVEL 1 INSPECTION OR A VALID**”.

On page 9, in line 2, strike “365” and substitute “180”.

On page 10, in line 3, strike “SECTION” and substitute “**SUBSECTION**”; in the same line, strike “PLANTS” and substitute “**FACILITIES**”; in lines 5, 6, 7, 8, 9, 10, 11, 12, and 13, strike “1.”, “2.”, “3.”, “4.”, “5.”, “6.”, “7.”, “8.”, and “9.”, respectively, and substitute “**(I)**”, “**(II)**”, “**(III)**”, “**(IV)**”, “**(V)**”, “**(VI)**”, “**(VII)**”, “**(VIII)**”, and “**(IX)**”, respectively; in line 13, strike the semicolon and substitute a period; strike beginning with “THE” in line 14 down through “WITH” in line 15 and substitute “**BEFORE OCTOBER 1 EACH YEAR,**”; in line 15, strike “COMPANY” and substitute “**FACILITY**”; strike beginning with “FOR” in line 16 down through “SUBTITLE” in line 19 and substitute “**SHALL SUBMIT TO THE STATE HIGHWAY ADMINISTRATION A COMPLETE LIST OF REGISTERED COMBINATIONS OF VEHICLES USED FOR CARRYING LIVE POULTRY IN ACCORDANCE WITH THIS SECTION THAT INCLUDES THE FOLLOWING INFORMATION FOR EACH VEHICLE:**”

(I) VEHICLE IDENTIFICATION NUMBER;

(II) NUMBER OF AXLES;

(III) MOST RECENT DATE OF INSPECTION REQUIRED UNDER PARAGRAPH (C)(2)(II) OF THIS SECTION; AND

(IV) CURRENT MILEAGE.

(3) THE GOALS FOR THE PERCENTAGE OF THE POULTRY PROCESSING FACILITY INDUSTRY’S COMBINATIONS OF VEHICLES USED FOR CARRYING LIVE POULTRY IN ACCORDANCE WITH THIS SECTION THAT HAVE AN AXLE CONFIGURATION OF NOT LESS THAN SIX AXLES ARE AS FOLLOWS:

(i) 15% BY OCTOBER 31, 2018;

(ii) 30% BY OCTOBER 31, 2019;

(III) 45% BY OCTOBER 31, 2020;

(IV) 60% BY OCTOBER 31, 2021; AND

(V) 75% BY OCTOBER 31, 2022.

(4) THE STATE HIGHWAY ADMINISTRATION SHALL USE THE INFORMATION SUBMITTED UNDER PARAGRAPH (2) OF THIS SUBSECTION TO DETERMINE THE PROGRESS MADE TOWARD MEETING THE GOALS ESTABLISHED IN PARAGRAPH (3) OF THIS SUBSECTION”;

and strike beginning with “(3)” in line 20 down through “BASIS” in line 22 and substitute:

“(4) ON OR BEFORE DECEMBER 31 EACH YEAR, THE STATE HIGHWAY ADMINISTRATION SHALL REPORT THE INFORMATION SUBMITTED UNDER PARAGRAPH (2) OF THIS SUBSECTION AND THE DETERMINATION MADE UNDER PARAGRAPH (4) OF THIS SUBSECTION TO THE SENATE JUDICIAL PROCEEDINGS COMMITTEE AND THE HOUSE ENVIRONMENT AND TRANSPORTATION COMMITTEE IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE”.

On page 11, after line 21, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The State Highway Administration shall notify the Department of Legislative Services within 5 days after determining that 45% of the poultry processing facility industry’s combinations of vehicles used for carrying live poultry have an axle configuration of not less than six axles.

(b) (1) If the notice required under subsection (a) of this section is not received by the Department of Legislative Services on or before October 31, 2020, this Act shall be abrogated and of no further force and effect without the necessity of further action by the General Assembly.

(2) If the notice required under subsection (a) of this section is received by the Department of Legislative Services on or before October 31, 2020, this Act shall, at the

end of October 31, 2022, be abrogated and of no further force and effect without the necessity of further action by the General Assembly.”;

in line 22, strike “2.” and substitute “3.”; in the same line, strike “June” and substitute “October”; and strike beginning with “It” in line 23 down through “effect.” in line 25.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 964 – Senators Klausmeier and Eckardt

EMERGENCY BILL

AN ACT concerning

Aquaculture – Leases – Submerged Aquatic Vegetation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 25

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 107 – Carroll County Senators

AN ACT concerning

Carroll County – Huckster, Hawker, or Peddler License – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 124 – Senator Waugh

AN ACT concerning

St. Mary's County – Vocational Training Facility – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 162 – Senator Waugh

AN ACT concerning

St. Mary's County – Mobile Home Parks – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 212 – Senator Hershey

AN ACT concerning

Baltimore Metropolitan Council – Queen Anne's County – Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 234 – Senator Waugh

AN ACT concerning

St. Mary's County – Land Records – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 246 – Senator Mathias

AN ACT concerning

Somerset County – State’s Attorney – Annual Salary

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 324 – Carroll County Senators

AN ACT concerning

**Carroll County – Mechanical Musical Devices – Licensing Requirements –
Repeal**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 456 – Carroll County Senators

AN ACT concerning

Carroll County – State’s Attorney – Salary

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 457 – Carroll County Senators

AN ACT concerning

Carroll County – Sheriff's Salary

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 639 – Senator Edwards

AN ACT concerning

Allegany County – Sheriff's Deputies – Salary and Duties

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 827 – Senators Hough and Young

AN ACT concerning

Frederick County – State's Attorney – Annual Salary

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

HEALTH AND GOVERNMENT OPERATIONS COMMITTEE REPORT NO. 14

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

Senate Bill 216 – Senators Kelley, Astle, Benson, King, Klausmeier, Lee, Manno, Mathias, Middleton, Nathan-Pulliam, Robinson, ~~and Rosapepe~~ Rosapepe, Feldman, Hershey, Jennings, and Reilly

AN ACT concerning

Maryland Caregivers Support Coordinating Council – Renaming and Altering Membership and Duties

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 233 – Senator Madaleno

AN ACT concerning

Maryland Council on Advancement of School–Based Health Centers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 340 – Senators Nathan–Pulliam, Benson, Currie, Feldman, Ferguson, Guzzone, Kelley, Lee, McFadden, Ramirez, Robinson, Rosapepe, Smith, Young, ~~and Zucker~~ Zucker, Astle, Hershey, Jennings, Klausmeier, Mathias, Middleton, and Reilly

AN ACT concerning

**University of Maryland School of Public Health, Center for Health Equity –
Workgroup on Health in All Policies**

SB0340/716980/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 340

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 18, strike “and” and substitute a comma; and in the same line, after “recommendations” insert “, and draft legislation”.

AMENDMENT NO. 2

On page 3, after line 20, insert:

“(7) the Secretary of Disabilities, or the Secretary’s designee.”;

and in lines 21, 23, 24, 26, and 28, respectively, strike “(7)”, “(8)”, “(9)”, “(10)”, and “(11)”, respectively, and substitute “(8)”, “(9)”, “(10)”, “(11)”, and “(12)”, respectively.

On page 4, in line 19, after “workgroup” insert “and any draft legislation necessary to carry out the recommendations”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 385 – Senators Nathan–Pulliam, Benson, Eckardt, Ferguson, Kelley, Lee, Manno, Mathias, McFadden, Peters, and Robinson

AN ACT concerning

Maryland Nurse Practice Act – Revisions

SB0385/876485/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 385

(Third Reading File Bill)

On page 7, in lines 25 and 26, in each instance, strike “13” and substitute “**14**”; and after line 27, insert:

“(II) 1 SHALL BE A LICENSED NURSE WHO IS EITHER A LICENSED PRACTICAL NURSE, A REGISTERED NURSE, OR AN ADVANCED PRACTICE REGISTERED NURSE;”.

On page 8, in lines 1 and 2, strike “(ii)” and “(iii)”, respectively, and substitute “**(III)**” and “**(IV)**”, respectively; and strike beginning with the comma in line 9 down through “**ANESTHETIST**” in line 10.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 450 – Senator Manno

AN ACT concerning

Open Meetings Act – ~~Required Training for Members of Public Bodies~~ Annual Reporting Requirement, Web Site Postings, and Training

SB0450/996389/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 450

(Third Reading File Bill)

On page 1, in line 12, after the first “the” insert “State Open Meetings Law Compliance”; and in line 17, strike “State Open Meetings Law Compliance”.

On page 2, in line 1, strike “Health” and substitute “Policy”.

On page 4, in lines 29 and 30, strike “: **(1)** complete”.

On page 5, in line 31, after the first “the” insert “State”; and in the same line, after “Meetings” insert “Law”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 503 – Senator Nathan–Pulliam

AN ACT concerning

**Health Occupations Boards – Racial and Ethnic Health Disparities –
~~Information Campaigns – Reporting~~**

SB0503/686783/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 503
(Third Reading File Bill)

On page 1, strike beginning with “the” in line 5 down through “designed” in line 6 and substitute “certain efforts”; strike beginning with “status” in line 14 down through “outreach” in line 15; and in line 15, strike “designed”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 517 – Senators Zucker, Conway, Kagan, Nathan–Pulliam, and Waugh

AN ACT concerning

**Secretaries of Principal Departments – Supervision and Review of Decisions
and Actions by Units Within Departments**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 584 – ~~Senator Rosapepe~~ Senators Rosapepe, Astle, Benson, Feldman, Klausmeier, Mathias, Middleton, and Oaks

AN ACT concerning

**Medical Records – Disclosure of Directory Information and Medical Records –
~~Mental Health Services~~**

SB0584/566482/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 584

(Third Reading File Bill)

On page 2, in line 3, strike “and 4–302(c)”; and in line 8, after “4–301(b)” insert “, 4–302(c).”.

On page 4, in line 6, strike the first “to”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 696 – ~~Senators Feldman, Astle, Benson, Hershey, and Reilly~~ Reilly, Jennings, Klausmeier, Mathias, Middleton, Oaks, and Rosapepe

AN ACT concerning

Task Force on Long–Term Care Education and Planning

SB0696/396481/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 696

(Third Reading File Bill)

On page 2, strike in their entirety lines 10 through 13, inclusive; and in lines 14, 15, 17, and 19, strike “(3)”, “(4)”, “(5)”, and “(6)”, respectively, and substitute “(1)”, “(2)”, “(3)”, and “(4)”, respectively.

On page 3, in line 6, strike “The Department of Aging shall” and substitute “United Seniors of Maryland may”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 700 – Senators Robinson, Bates, Benson, Brochin, Conway, Currie, DeGrange, Eckardt, Ferguson, Guzzone, Kagan, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Muse, Nathan–Pulliam, Reilly, Salling, Smith, Young, ~~and Zucker~~ Zucker, and Oaks

AN ACT concerning

**State Government – Office of Minority Affairs and Interdepartmental Advisory
Committee on Minority Affairs – Renaming**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 792 – Senator Smith

AN ACT concerning

Maryland Trust Act – Notice and Reporting Requirements – Exemptions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 793 – Senator Smith

AN ACT concerning

Maryland Trust Act – Representatives of Beneficiaries

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 989 – Senators Nathan–Pulliam and Mathias

AN ACT concerning

**State Board of Physicians – Physician Licensure – Prohibition on Requiring
Specialty Certification**

SB0989/596783/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 989

(Third Reading File Bill)

On page 1, in line 12, strike “14–205(d)” and substitute “14–322”; in line 18, strike “14–205.” and substitute “14–322.”; and in line 19, strike “(D)”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 1042 – ~~Senator Feldman~~ Senators Feldman, Astle, Benson, Hershey,
Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe**

AN ACT concerning

Behavioral Health Administration – Outpatient Civil Commitment Pilot Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1057 – Senator Lee

AN ACT concerning

Public Information Act – Denials of Inspection – Explanation Regarding Redaction

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1075 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

Nonprofit Health Entity – Acquisition – Waiver of Waiting Period

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 21

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

Senate Bill 251 – ~~Senator Simonaire~~ ~~Anne Arundel County Senators~~ Senators Simonaire, Astle, DeGrange, Reilly, and Rosapepe

AN ACT concerning

Anne Arundel County – Property Tax – Credit for Seniors of Limited Income

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 389 – Senator Hershey

AN ACT concerning

Kent County – Property Tax Credit – Commerce Zones

SB0389/585565/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 389

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 20, strike “**(1)**”; strike beginning with “**EXCEPT**” in line 20 down through “**IF**” in line 21 and substitute “**IF**”; in lines 25, 26, and 27, strike “**(I)**”, “**(II)**”, and “**(III)**”, respectively, and substitute “**(1)**”, “**(2)**”, and “**(3)**”, respectively; in line 26, strike “**40%**” and substitute “**25%**”; in line 27, strike “**30%**” and substitute “**15%**”; and in the same line, after “**10;**” insert “**AND**”.

On pages 2 and 3, strike in their entirety the lines beginning with line 28 on page 2 through line 7 on page 3, inclusive, and substitute:

“(4) 0% FOR EACH TAXABLE YEAR THEREAFTER.”

AMENDMENT NO. 2

On page 3, after line 13, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply retroactively and shall be applied to and interpreted to affect all taxable years beginning after June 30, 2015.”

in line 14, strike “2.” and substitute “3.”; and in line 15, strike “, and shall be applicable to all taxable years beginning after June 30, 2017”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 592 – Senator Edwards

AN ACT concerning

Allegany County – Property Tax Credits – Community Organizations and Lions Center

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 930 – Chair, Anne Arundel County Senators

AN ACT concerning

Anne Arundel County – Property Tax – Payment in Lieu of Taxes Agreements – Economic Development Projects

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 22

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

House Bill 861 – Delegates D. Barnes, Ebersole, Fennell, Hornberger, Knotts, Patterson, Pena-Melnyk, Simonaire, Tarlau, and M. Washington

AN ACT concerning

Tax Sales – Foreclosure of Right of Redemption – Naming of Defendants

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1 – ~~Senator Conway~~ Senators Conway, Madaleno, Lee, Zucker, and Smith

AN ACT concerning

Education – Specialized Intervention Services – Reports

SB0001/845762/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 1

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “Education” insert “, in consultation with certain county boards and certain individuals,”; in the same line, after “guidelines” insert “on or before a certain date”; and in line 8, after the first semicolon insert “requiring the Department to submit a certain report on or before a certain date to the General Assembly;”.

AMENDMENT NO. 2

On page 2, strike beginning with “**IDENTIFIED**” in line 3 down through “**ARTICLE**” in line 4 and substitute “**RECEIVING SERVICES UNDER THE FEDERAL INDIVIDUALS WITH DISABILITIES EDUCATION ACT**”; in line 6, strike “**SUCCEED**” and substitute “**MEET GRADE LEVEL STANDARDS**”; strike beginning with “**AND**” in line 6 down through “**ENVIRONMENT**” in line 7 and substitute “**OR IN A GENERAL EDUCATION CLASSROOM**”; and strike beginning with “**ADDITIONAL**” in line 8 down through “**YEAR**” in line 11 and substitute “**ANY KIND OF ADDITIONAL SERVICES, SUPPORT, OR INDIVIDUALIZED OR SMALL GROUP INSTRUCTION BEYOND THOSE PROVIDED AS A MATTER OF COURSE IN THE GENERAL EDUCATION CURRICULUM**”.

On page 2, in line 12, strike “**2018–2019**” and substitute “**2019–2020**”; in line 13, strike “**DECEMBER 1**” and substitute “**JULY 30**”; in line 24, strike “**THE**” and substitute “**ON OR BEFORE JULY 30, 2018, THE**”; and in the same line, after “**DEPARTMENT**”

insert “, IN CONSULTATION WITH COUNTY BOARDS, REPRESENTATIVES OF ADVOCACY GROUPS, PARENTS, AND EDUCATORS,”.

On page 2, after line 32, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1, 2018, the State Department of Education shall submit to the General Assembly, in accordance with § 2–1246 of the State Government Article, a report that includes a description of the following:

(1) the formal processes, if any, used in each local school system to identify students who may be in need of specialized intervention services;

(2) the specialized intervention services, if any, that are provided in each local school system;

(3) the grade levels in which specialized intervention services, if any, are provided in each local school system;

(4) the progress–monitoring processes, if any, used in each local school system to monitor and track the progress of a student who receives specialized intervention services;

(5) the systems or programs that each local school system uses to track and account for funds received under the Coordinated Early Intervening Services provisions of the federal Individuals with Disabilities Education Act; and

(6) how the State and each local school system fund the provision of specialized intervention services, specifically whether specialized intervention services are funded through a separate budget or whether the services are funded through general portions of State and local budgets.”.

On page 3, in line 1, strike “2.” and substitute “3.”; and in line 2, 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 Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 36 – Senator Mathias

AN ACT concerning

Tax Credits – Electronic Filing Requirements – Waiver

SB0036/295663/1

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 36

(Third Reading File Bill)

On page 1, in line 12, strike “(2010 Replacement Volume and 2016 Supplement)” and substitute “(2016 Replacement Volume)”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 108 – Senator Simonaire

AN ACT concerning

**Property Tax Credit – Erosion Control Measures – Nonstructural and Structural
Shoreline Stabilization**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 117 – Senators Edwards and Serafini

AN ACT concerning

Community Colleges – Out-of-State Fee – Waiver for Border State Residents

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 180 – Senators Peters, Currie, Feldman, Guzzone, King, and Manno

AN ACT concerning

Independent Living Tax Credit Act

SB0180/655969/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 180

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “Department of Disabilities” and substitute “Department of Housing and Community Development”.

AMENDMENT NO. 2

On page 2, in line 10, strike “**DEPARTMENT OF DISABILITIES**” and substitute “**DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 495 – Chair, Budget and Taxation Committee (By Request –
Departmental – Lottery and Gaming Control Agency)**

AN ACT concerning

Gaming – Video Lottery Terminals – Transfer of Ownership and Local Impact Grants

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 581 – Senators Ferguson and King

EMERGENCY BILL

AN ACT concerning

**Workgroup to Study the Implementation of Universal Access to
Prekindergarten for 4-Year-Olds**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 587 – Senators King, Benson, Currie, Eckardt, Edwards, Feldman,
Jennings, Kagan, Klausmeier, Lee, Madaleno, Manno, Mathias, Middleton,
Muse, Norman, Peters, Ready, Serafini, Waugh, ~~and Zucker~~ Zucker, and
Ferguson**

AN ACT concerning

Education – Libraries – Reorganization of Governance Structure

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 753 – Senator Guzzone

AN ACT concerning

Tax Sales – Foreclosure of Right of Redemption – Naming of Defendants

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 67

Senate Bill 1034 – Senators King, Astle, Currie, Ferguson, Guzzone, Klausmeier, Madaleno, Manno, McFadden, Muse, Nathan–Pulliam, Peters, Smith, and Zucker

AN ACT concerning

**Maryland Public Broadcasting Commission – Recording and Distribution
During Legislative Session – Funding**

STATUS OF BILL: BILL ON 3RD READING. FLOOR COMMITTEE AMENDMENT ADOPTED.

Delegate McIntosh moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 66

House Bill 1443 – Delegates Glenn, Ali, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Beidle, Branch, Brooks, Carr, Chang, Clippinger, Conaway, Cullison, Davis, Fennell, Fraser–Hidalgo, Frush, Gaines, Gutierrez, Hayes, Haynes, Healey, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jameson, Jones, Kelly, Knotts, Kramer, Lafferty, Lewis, Lierman, Luedtke, McCray, A. Miller, Moon, Morales, Mosby, Oaks, Patterson, Pena–Melnyk, Platt, Proctor, Queen, Reznik, Robinson, Sample–Hughes, Sanchez, Sophocleus, Sydnor, Tarlau, Turner, Valderrama, Walker, A. Washington, M. Washington, Wilkins, C. Wilson, and P. Young

EMERGENCY BILL

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission Reform Act

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

FLOOR AMENDMENT

HB1443/133720/1

BY: Delegate Glenn

AMENDMENTS TO HOUSE BILL 1443, AS AMENDEDAMENDMENT NO. 1

On page 3 of the Health and Government Operations Committee Amendments (HB1443/766389/1), in Amendment No. 1, strike beginning with “encouraging” in line 31 down through “disorder;” in line 32.

On page 5 of the Health and Government Operations Committee Amendments, in line 4 of Amendment No. 1, strike “13-3304(d)(1).”; and in line 15, strike “13-304(d)(1) and”.

AMENDMENT NO. 2

On page 31 of the Health and Government Operations Committee Amendments, in Amendment No. 2, strike in their entirety lines 18 through 20, inclusive.

On page 32 of the Health and Government Operations Committee Amendments, in Amendment No. 2, strike in their entirety lines 1 through 10, inclusive.

On page 33 of the Health and Government Operations Committee Amendments, in Amendment No. 2, strike in their entirety lines 4 through 16, inclusive.

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

HB1443/583529/1

BY: Delegate Glenn

AMENDMENT TO HOUSE BILL 1443, AS AMENDED

On page 10 of the Health and Government Operations Committee Amendments (HB1443/766389/1), in line 13 of Amendment No. 2, strike “**SIX**” and substitute “**FIVE**”; strike lines 15 and 16 in their entirety; in lines 17 and 19, strike “**(I)**” and “**(II)**”, respectively, and substitute “**(3)**” and “**(4)**”, respectively; in the same lines, in each instance, strike “**A**” and substitute “**ONE MEMBER APPOINTED BY THE GOVERNOR FROM A**”; in line 18, strike “**AND**”; and in line 20, after “**DELEGATES**” insert “**; AND**”

(5) ONE MEMBER APPOINTED BY THE GOVERNOR FROM EITHER OF THE TWO LISTS DESCRIBED IN ITEMS (4) AND (5) OF THIS SUBSECTION.

On page 35 of the Health and Government Operations Committee Amendments, in line 17 of Amendment No. 2, strike “six” and substitute “five”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

HB1443/113221/1

BY: Delegate Ghrist

AMENDMENTS TO HOUSE BILL 1443, AS AMENDED

AMENDMENT NO. 1

On page 3 of the Health and Government Operations Committee Amendments (HB1443/766389/1), in line 13 of Amendment No. 1, after “circumstances;” insert “requiring the Commission to grant Stage One preapproval for a dispensary license to a certain applicant and authorizing the Commission, under certain circumstances, to grant final approval for a dispensary license to that applicant under certain circumstances;”.

On page 4 of the Health and Government Operations Committee Amendments, in line 17 of Amendment No. 1, after “Commission” insert “, except under certain circumstances,”.

AMENDMENT NO. 2

On page 27 of the Health and Government Operations Committee Amendments, in line 3 of Amendment No. 2, strike “**BEGINNING**” and substitute “**EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, BEGINNING**”; and after line 12, insert:

“(3) NOTWITHSTANDING PARAGRAPH (2) OF THIS SUBSECTION, THE COMMISSION:

(I) SHALL GRANT STAGE ONE PREAPPROVAL FOR A LICENSE UNDER THIS SECTION TO AN APPLICANT THAT IS A LICENSED MEDICAL CANNABIS GROWER; AND

(II) MAY GRANT FINAL APPROVAL FOR A LICENSE UNDER THIS SECTION TO THE APPLICANT GRANTED STAGE ONE PREAPPROVAL UNDER ITEM (I) OF THIS PARAGRAPH IF THE APPLICANT MEETS THE REQUIREMENTS ESTABLISHED BY THE COMMISSION FOR FINAL APPROVAL.

On page 37 of the Health and Government Operations Committee Amendments, in line 10 of Amendment No. 2, after “That” insert “, except as provided in § 13–3307(a)(3) of the Health – General Article, as enacted by Section 1 of this Act,”.

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

HB1443/913725/1

BY: Delegate Ghrist

AMENDMENTS TO HOUSE BILL 1443, AS AMENDED

AMENDMENT NO. 1

On page 3 of the Health and Government Operations Committee Amendments (HB1443/766389/1), in line 11 of Amendment No. 1, strike “, beginning on a certain date,”.

On page 4 of the Health and Government Operations Committee Amendments, in line 7 of Amendment No. 1, after “Commission,” insert “requiring the Commission to grant Stage One preapproval for certain licenses to certain applicants on or before a certain date; requiring certain applicants to meet certain requirements for final approval for certain licenses;”.

AMENDMENT NO. 2

On page 22 of the Health and Government Operations Committee Amendments, in line 9 of Amendment No. 2, strike “(V)” and substitute “(IV)”.

On page 23 of the Health and Government Operations Committee Amendments, in Amendment No. 2, strike in their entirety lines 1 through 11, inclusive; and in lines 12, 18, 21, and 23, strike “(V)”, “(VI)”, “(VII)”, and “(VIII)”, respectively, and substitute “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively.

On page 29 of the Health and Government Operations Committee Amendments, strike in their entirety lines 14 through 23, inclusive.

On page 30 of the Health and Government Operations Committee Amendments, in lines 1 and 4, strike “(4)” and “(5)”, respectively, and substitute “(3)” and “(4)”, respectively.

On page 37 of the Health and Government Operations Committee Amendments, in lines 10 and 11 of Amendment No. 2, strike “the Natalie M. LaPrade Medical Cannabis Commission” and substitute “:

(a) (1) (i) On or before August 15, 2017, the Natalie M. LaPrade Medical Cannabis Commission shall grant:

1. five additional Stage One preapprovals for a medical cannabis grower license from the medical cannabis grower license applications that were initially ranked by the Regional Economic Studies Institute in July 2016; and

2. five additional Stage One preapprovals for a processor license from the processor license applications that were initially ranked by the Regional Economic Studies Institute in July 2016.

(ii) The Commission’s grant of the additional Stage One preapprovals under paragraph (1) of this subsection shall be done in accordance with the numerical selection sequence for additional grower and processor preapprovals that the Commission unanimously adopted during the Commission’s August 5, 2016, public meeting.

(2) An applicant who is granted Stage One preapproval for a medical cannabis grower license or a processor license under paragraph (1) of this subsection shall meet the requirements established by the Commission for final approval of a medical cannabis grower license or processor license.

(b) Except as provided in subsection (a) of this section, the Commission”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 46 Negative – 86 (See Roll Call No. 1040)

FLOOR AMENDMENT

HB1443/433129/1

BY: Delegate Aumann

AMENDMENTS TO HOUSE BILL 1443, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Health and Government Operations Committee Amendments (HB1443/766389/1), in line 10 of Amendment No. 1, after “opportunities;” insert “requiring the Commission to specify on its Web site certain information about the criteria used to score certain applications for a license;”.

AMENDMENT NO. 2

On page 7 of the Health and Government Operations Committee Amendments, in line 13 of Amendment No. 2, strike “and”; and in line 14, after “dispensaries” insert “; AND”.

(3) FOR LICENSE APPLICATIONS CONSIDERED BY THE COMMISSION ON OR AFTER APRIL 11, 2017, SPECIFIES THE CRITERIA USED BY THE COMMISSION TO SCORE THE APPLICATIONS AND THE MANNER IN WHICH THE CRITERIA WAS APPLIED TO EACH APPLICATION”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 46 Negative – 84 (See Roll Call No. 1041)

FLOOR AMENDMENT

HB1443/343520/1

BY: Delegate Fisher

AMENDMENTS TO HOUSE BILL 1443, AS AMENDED

AMENDMENT NO. 1

On page 3 of the Health and Government Operations Committee Amendments (HB1443/766389/1), in line 3 of Amendment No. 1, strike “or” and substitute a comma; and in line 4, after “government” insert “, a staff member of a member of the General Assembly, or an employee of the Department of Legislative Services”.

AMENDMENT NO. 2

On page 21 of the Health and Government Operations Committee Amendments, in line 14 of Amendment No. 2, strike “OR” and substitute a comma; and in line 15, after “GOVERNMENT” insert “, A STAFF MEMBER OF A MEMBER OF THE GENERAL ASSEMBLY, OR AN EMPLOYEE OF THE DEPARTMENT OF LEGISLATIVE SERVICES”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 51 Negative – 82 (See Roll Call No. 1042)

FLOOR AMENDMENT

HB1443/823723/1

BY: Delegate B. Wilson

AMENDMENTS TO HOUSE BILL 1443, AS AMENDED

AMENDMENT NO. 1

On page 3 of the Health and Government Operations Committee Amendments (HB1443/766389/1), in Amendment No. 1, strike beginning with “authorizing” in line 24 down through “offense:” in line 26.

On page 5 of the Health and Government Operations Committee Amendments, in line 5 of Amendment No. 1, strike “13–3308(d).”; and in the same line, strike “13–3310(d).”.

AMENDMENT NO. 2

On page 25 of the Health and Government Operations Committee Amendments, in line 3 of Amendment No. 2, in each instance, strike the bracket; in lines 3 and 4, strike “AN INDIVIDUAL”; and strike beginning with “UNLESS” in line 5 down through “REGISTRATION” in line 13.

On page 28 of the Health and Government Operations Committee Amendments, in Amendment No. 2, strike in their entirety lines 11 through 21, inclusive.

On page 31 of the Health and Government Operations Committee Amendments, in Amendment No. 2, strike in their entirety lines 1 through 11, inclusive.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 53 Negative – 78 (See Roll Call No. 1043)

FLOOR AMENDMENT

HB1443/733626/1

BY: Delegate Grammer

AMENDMENT TO HOUSE BILL 1443, AS AMENDED

On page 16 of the Health and Government Operations Committee Amendments (HB1443/766389/1), in lines 8 and 9 of Amendment No. 2, strike “IN THE MARYLAND MEDICAL ASSISTANCE PROGRAM OR”.

On page 18 of the Health and Government Operations Committee Amendments, in line 5 of Amendment No. 2, strike “IN THE MARYLAND MEDICAL ASSISTANCE PROGRAM OR”.

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

Affirmative – 47 Negative – 86 (See Roll Call No. 1044)

Read the second time and ordered prepared for Third Reading.

APPROPRIATIONS COMMITTEE REPORT NO. 22

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

House Bill 556 – Delegates Jones, B. Barnes, Ciliberti, Hettleman, and Korman

AN ACT concerning

Higher Education – St. Mary’s College of Maryland – Funding

HB0556/134969/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 556

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 3 down through “funds” in line 6 and substitute “providing additional funds to St. Mary’s College of Maryland”; strike beginning with “University” in line 7 down through “for” in line 9 and substitute “State employees in certain fiscal years; providing additional funds to the College for”; in line 10, strike “and retirement costs for certain employees” and substitute “insurance costs of the College”; in line 11, strike “authorizing” and substitute “requiring”; in the same line, strike “grant to include certain funds” and substitute “General Fund grant to increase by a certain percent”; in line 12, strike “goal of the State” and substitute “legislative intent”; in line 13, strike “stabilizing” and substitute “moderating”; in the same line, after “for” insert “certain”; strike beginning with “in” in line 13 down through “expenses;” in line 15 and substitute “; requiring the inclusion of certain appropriations to the College in a certain fiscal year in the calculation of the General Fund grant in the following fiscal year;”; in line 15, strike “a”; in line 16, strike “appropriation” and substitute “appropriations”; in the same line, strike “a certain fiscal year” and substitute “certain fiscal years”; in line 17, strike “defining a certain term;”; and in line 21, strike “and 14–410”.

AMENDMENT NO. 2

On page 2, in lines 6 and 8, in each instance, strike the bracket; in line 8, strike “(3)”; in the same line, strike “YEARS”; and in line 9, strike “THROUGH 2018”.

On pages 2 and 3, strike in their entirety the lines beginning with line 12 on page 2 through line 6 on page 3, inclusive, and substitute:

“(III) BEGINNING IN FISCAL YEAR 2019, IF THE COLLEGE’S 6–YEAR GRADUATION RATE AS REPORTED BY THE MARYLAND HIGHER EDUCATION COMMISSION IS 82% OR GREATER IN THE SECOND PRECEDING FISCAL YEAR, THE PROPOSED GRANT FOR THE UPCOMING FISCAL YEAR SHALL BE INCREASED BY 0.25%.

(3) (I) BEGINNING IN FISCAL YEAR 2019, IN ADDITION TO THE GRANT PROVIDED UNDER PARAGRAPH (2) OF THIS SUBSECTION, THE COLLEGE SHALL RECEIVE THE AMOUNTS SPECIFIED UNDER THIS PARAGRAPH.

(II) FOR EACH FISCAL YEAR, THE STATE SHALL PROVIDE TO THE COLLEGE FUNDS TO PAY FOR THE INCREASE IN STATE–SUPPORTED HEALTH INSURANCE COSTS OF THE COLLEGE.

(III) FOR EACH FISCAL YEAR IN WHICH THE STATE PROVIDES A COST-OF-LIVING ADJUSTMENT FOR STATE EMPLOYEES, THE STATE SHALL PROVIDE TO THE COLLEGE 50% OF THE COST-OF-LIVING ADJUSTMENT WAGE INCREASE FOR STATE-SUPPORTED EMPLOYEES OF THE COLLEGE.

(IV) FOR EACH FISCAL YEAR IN WHICH THE STATE PROVIDES FUNDS TO OTHER PUBLIC SENIOR HIGHER EDUCATION INSTITUTIONS TO MODERATE UNDERGRADUATE RESIDENT TUITION INCREASES, IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE STATE SHALL PROVIDE TO THE COLLEGE FUNDS FOR THE SAME PURPOSE.

(4) FUNDING PROVIDED UNDER PARAGRAPH (3) OF THIS SUBSECTION:

(I) MAY NOT BE INCLUDED IN THE CALCULATION OF THE PROPOSED GRANT UNDER PARAGRAPH (2) OF THIS SUBSECTION FOR ANY FOLLOWING FISCAL YEAR; AND

(II) SHALL BE PROVIDED IN THE SAME AMOUNT IN EACH FOLLOWING FISCAL YEAR.”.

On page 3, in line 11, strike “The” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, THE”.

On pages 4 and 5, strike in their entirety the lines beginning with line 17 on page 4 through line 28 on page 5, inclusive.

On page 5, in line 29, strike “3.” and substitute “2.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1619 – Delegate Clippinger

AN ACT concerning

**Maryland Stadium Authority – Maryland Sports and Affiliated Foundations –
Establishment**

HB1619/154367/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1619
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 23 down through “foundation” in line 25 and substitute “requiring the Authority, in consultation with the State Ethics Commission, to adopt regulations to govern conflicts of interest regarding an official or employee of the Authority becoming employed by an affiliated foundation”.

AMENDMENT NO. 2

On page 5, strike beginning with “SECTIONS” in line 1 down through “FROM” in line 2 and substitute “THE AUTHORITY, IN CONSULTATION WITH THE STATE ETHICS COMMISSION, SHALL ADOPT REGULATIONS TO GOVERN CONFLICTS OF INTEREST WITH RESPECT TO AN OFFICIAL OR EMPLOYEE OF THE AUTHORITY ALSO”.

AMENDMENT NO. 3

On page 5, in line 8, strike “THE APPROVAL OF” and substitute “PROVIDING”; and in line 9, after “ASSEMBLY” insert “AN OPPORTUNITY FOR REVIEW AND COMMENT”.

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 Appropriations reported favorably:

Senate Bill 7 – Senator Pinsky

AN ACT concerning

**Governor's P-20 Leadership Council – College and Career Readiness and
College Completion Reporting – Revisions**

Favorable report adopted.

Delegate Walker moved to make the Bill a Special Order for Tuesday.

The motion was adopted.

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

**Senate Bill 327 – Senators Young, Klausmeier, Eckardt, Guzzone, Muse, and
Rosapepe**

AN ACT concerning

**Public Senior Higher Education Institutions – Financial Aid – Reduction
Restrictions**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 671 – ~~Senators Kelley and Lee~~ Senators Kelley, Lee, Astle, Benson,
Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly,
and Rosapepe**

AN ACT concerning

**Department of Human Resources – Public Assistance Eligibility – Financial
Records**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1085 – Senator Conway

AN ACT concerning

**Morgan State University – Designation as the State's Preeminent Public Urban
Research Institution**

SB1085/734261/1

BY: Appropriations Committee

AMENDMENT TO SENATE BILL 1085

(Third Reading File Bill)

On page 1, in line 3, strike “Institution” and substitute “University”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

CONCURRENCE CALENDAR NO. 5**AMENDED IN THE SENATE**

House Bill 1048 – ~~Delegate Holmes~~ Delegates Holmes and Angel

AN ACT concerning

Residential Property – Notice of Foreclosure

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

HB1048/188074/1

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 1048

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “terms;” insert “providing for a delayed effective date;”.

AMENDMENT NO. 2

On page 4, in line 26, strike “2017” and substitute “2018”.

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 – 0 (See Roll Call No. 1045)

SPECIAL ORDERS

Senate Bill 1034 – Senators King, Astle, Currie, Ferguson, Guzzone, Klausmeier, Madaleno, Manno, McFadden, Muse, Nathan–Pulliam, Peters, Smith, and Zucker

AN ACT concerning

Maryland Public Broadcasting Commission – Recording and Distribution During Legislative Session – Funding

STATUS OF BILL: BILL ON 3RD READING. FLOOR COMMITTEE AMENDMENT ADOPTED.

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

Affirmative – 93 Negative – 41 (See Roll Call No. 1046)

The Bill was then returned to the Senate.

INTRODUCTION OF BILLS

Delegate Frick moved to suspend the rules to have a House Bill introduced.

Delegate McIntosh moved the previous question.

The motion was adopted.

The Speaker put the question: Shall the Bill be introduced?

The motion was rejected by roll call vote as follows:

Affirmative – 90 Negative – 45 (See Roll Call No. 1047)

The House Bill was not introduced.

QUORUM CALL

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

(See Roll Call No. 1048)

ADJOURNMENT

At 1:48 P.M. on motion of Delegate Frick the House adjourned until 10:00 A.M. on Legislative Day March 28, 2017, Calendar Day, Tuesday, April 4, 2017.

Annapolis, Maryland
Legislative Day: March 28, 2017
Calendar Day: Tuesday, April 4, 2017
10:00 A.M. Session

The House met at 10:05 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Jim Gilchrist of Montgomery County.

QUORUM CALL

The presiding officer announced a quorum call, showing 129 Members present.

(See Roll Call No. 1049)

EXCUSED:

Del. Buckel – late – traffic

Del. Hornberger – late – traffic

Del. Jackson – mother's death

The Journal of April 3, 2017 was read and approved.

YEAS AND NAYS NO. 11

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 132	Chair, Health and Government Operations Committee	Long-Term Care Ombudsman Program – Regulations
HB 135	Chair, Economic Matters Committee	Unemployment Insurance – Electronic Transmission of Information and Documents – Authority
HB 137	Chair, Economic Matters Committee	Unemployment Insurance – Recovery of Benefits – Collection by Assessment

NUMBER	SPONSOR	CONTENT
HB 139	Chair, Economic Matters Committee	Unemployment Insurance – Employer Determinations – Process and Appeal Rights
HB 141	Chair, Economic Matters Committee	Unemployment Insurance – Eligibility for Benefits – Business Operation Closings
HB 146	Chair, Health and Government Operations Committee	Secretary of Aging – Administration of Commodity Supplemental Food Program and Regulatory Authority
HB 147	Chair, Health and Government Operations Committee	Healthy Aging Program
HB 149	Chair, Environment and Transportation Committee	Transportation – Light Rail and Metro Subway – State Safety Oversight Authority
HB 154	Chair, Health and Government Operations Committee	Insurance – Pharmacy Benefits Managers – Registration Expiration Date
HB 167	Del. McCray	Counties and Municipalities – At-Will Supervisory Employees – Residency Requirements
HB 182	Chair, Economic Matters Committee	Commissioner of Financial Rgltn and St Collection Agency Licensing Brd – Licensees – Revisions
HB 194	St. Mary's County Delegation	St. Mary's County – Licensing and Operation of Amusement Devices – Repeal
HB 285	Del. Korman	Washington Metrorail Safety Commission Membership Act

NUMBER	SPONSOR	CONTENT
HB 298	Del. Kelly	Health Insurance – Licensed Clinical Professional Art Therapists – Reimbursement
HB 302	Del. Jacobs	Kent County – Property Tax Credit – Commerce Zones
HB 431	St. Mary's County Delegation	St. Mary's County – Tax Exemptions – Repeal of Local Provisions
HB 498	Del. Hettleman	Hlth Care Decisions Act – Advance Directvs and Surrogate Decision Making – Disqualified Indvds
HB 529	Chair, Ways and Means Committee	Election Law – Political Parties, Candidacy, and Campaign Finance
HB 873	Del. Carey	Income Tax Credit – Security Clearances – Employer Costs – Extension
HB 1294	Del. Valderrama	Workers' Compensation – Permanent Total Disability – Survival of Claim
HB 1439	Calvert County Delegation	Calvert County – Bonding Authority
HB 1476	Del. Glenn	Workers' Compensation – Failure to Report Accidental Personal Injury – Penalty

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

MESSAGE FROM THE SENATE

INTRODUCTORY SENATE BILLS NO. 44

Senate Bill 699 – Senators Rosapepe, Benson, Madaleno, Manno, Ramirez, and Zucker

AN ACT concerning

Providing Our Workers Education and Readiness (POWER) – Apprenticeship Act

FOR the purpose of requiring a contractor or subcontractor awarded a certain contract for a certain construction project that receives certain funding from the State capital budget to be affiliated with, and to use apprentices from, an apprenticeship program that is registered with and approved by the Department of Labor, Licensing, and Regulation or the United States Department of Labor, or requiring the contractor or subcontractor to make certain payments to the State Apprenticeship Training Fund or to certain apprenticeship programs under certain circumstances; providing that, under a certain circumstance, certain contractors and subcontractors are not subject to the requirement; requiring certain contractors and subcontractors to make certain payments in a certain manner under certain circumstances; authorizing a contractor or subcontractor to make a certain request; requiring the Secretary of Labor, Licensing, and Regulation to make a good-faith effort to accommodate a certain request; requiring registered apprenticeship programs that receive certain funds to certify to the Secretary that the funds are used solely for the purpose of improving or expanding apprenticeship training; authorizing the State Apprenticeship Training Fund to include certain payments made in accordance with this Act; requiring the Secretary to use the money in the Fund to pay certain costs; requiring the Secretary to adopt certain regulations; ~~establishing a certain penalty; providing that a certain contractor or subcontractor that fails to meet certain requirements shall be liable for a certain amount; establishing a certain penalty; authorizing the Secretary to file suit to enforce certain provisions in a certain court; requiring a certain court to require a certain contractor or subcontractor to pay certain amounts;~~ defining certain terms; providing for the application of this Act; and generally relating to a requirement that certain contractors and subcontractors awarded certain contracts be affiliated with certain apprenticeship programs and use certain registered apprentices or make certain payments to the State Apprenticeship Training Fund or to certain apprenticeship programs.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 17–602
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY adding to
Article – State Finance and Procurement
Section 17–6A–01 through ~~17–6A–05~~ 17–6A–06 to be under the new subtitle
“Subtitle 6A. Apprenticeship Requirements for Capital Construction Projects”
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

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

Senate Bill 1125 – Senator Klausmeier

AN ACT concerning

Video Lottery Facilities – Donation of Coins From Gaming Payouts – Expansion

FOR the purpose of requiring the State Lottery and Gaming Control Commission to adopt regulations that require each video lottery operator to adopt certain procedures to offer certain players the opportunity to donate coins when receiving cash on payout to the Maryland Veterans Trust Fund under certain circumstances; and generally relating to gaming payouts and revenues for the Maryland Veterans Trust Fund.

BY repealing and reenacting, without amendments,

Article – State Government

Section 9–1A–01(a) and (cc)

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–1A–04(d)

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

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

QUORUM CALL

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

(See Roll Call No. 1050)

CALENDAR OF THIRD READING SENATE BILLS NO. 21

Senate Bill 195 – Senator Klausmeier

AN ACT concerning

~~Physicians – Licensure – Liability Coverage~~

**State Board of Physicians – Medical Professional Liability Insurance Coverage –
Publication
(Janet’s Law)**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1051)

The Bill was then returned to the Senate.

Senate Bill 433 – Senators Klausmeier, Benson, Eckardt, Kelley, Madaleno, Middleton, Muse, Rosapepe, Salling, ~~and Young~~ Young, Astle, Feldman, Hershey, Jennings, Mathias, Oaks, and Reilly

AN ACT concerning

**Substance Use Treatment – Inpatient and Intensive Outpatient Programs –
Consent by Minor**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1052)

The Bill was then returned to the Senate.

Senate Bill 449 – Senator Kasemeyer

AN ACT concerning

Estates and Trusts – Vehicle Transfers – Excise Tax and Fee Exemption

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1053)

The Bill was then returned to the Senate.

Senate Bill 636 – Senators Klausmeier and King

AN ACT concerning

**Commission on the Commemoration of the 100th Anniversary of the Passage of
the 19th Amendment to the United States Constitution**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1054)

The Bill was then returned to the Senate.

Senate Bill 666 – Senators Hough, Zucker, and Smith

AN ACT concerning

**Disclosure of Medical Records – Guardian Ad Litem – Victims of Crime or
Delinquent Acts**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 1055)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 22

Senate Bill 16 – Senators Hough and Ready

AN ACT concerning

Public Safety – Firearm Application

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

Affirmative – 134 Negative – 0 (See Roll Call No. 1056)

The Bill was then returned to the Senate.

**Senate Bill 23 – Senators Klausmeier, Simonaire, ~~and Eckardt~~ Eckardt, Hough,
Ready, Norman, and Cassilly**

AN ACT concerning

**Handgun Permits – Alternative Expiration Date – Private Detectives, Security
Guards, and Special Police Officers**

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

Affirmative – 134 Negative – 1 (See Roll Call No. 1057)

The Bill was then returned to the Senate.

Senate Bill 26 – Senators Kagan, Young, King, and Peters

AN ACT concerning

Maryland False Claims Act – Municipal Corporations

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

Affirmative – 107 Negative – 30 (See Roll Call No. 1058)

The Bill was then returned to the Senate.

**Senate Bill 35 – Chair, Judicial Proceedings Committee (By Request –
Departmental – Juvenile Services)**

AN ACT concerning

Juvenile Law – Informal Adjustment – Mental Health Program

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1059)

The Bill was then returned to the Senate.

**Senate Bill 43 – Chair, Judicial Proceedings Committee (By Request –
Departmental – Juvenile Services)**

AN ACT concerning

Juvenile Court Records – Disclosure

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1060)

The Bill was then returned to the Senate.

Senate Bill 77 – Senator Simonaire

AN ACT concerning

**Anne Arundel County and Harford County – Courthouse Dog and Child Witness
Pilot Program**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1061)

The Bill was then returned to the Senate.

Senate Bill 83 – Senator Kagan

AN ACT concerning

Family Law – Divorce – Restoration of Former Name

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1062)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 27

Senate Bill 116 – Senators Edwards and Middleton

AN ACT concerning

**Program Open Space – Attainment of Acquisition Goals – Local Government
Apportionment and Use of Funds**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1063)

The Bill was then returned to the Senate.

**Senate Bill 202 – Senators King, Benson, Currie, Feldman, Ferguson, Kagan,
Kelley, Manno, Peters, Rosapepe, Smith, Young, and Zucker**

AN ACT concerning

Higher Education – University System of Maryland – Quasi-Endowment Funds

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1064)

The Bill was then returned to the Senate.

**Senate Bill 278 – Senators Middleton, Benson, Guzzone, Mathias, Peters, Reilly,
and Smith**

AN ACT concerning

Maryland Farms and Families Act

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1065)

The Bill was then returned to the Senate.

Senate Bill 353 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

Optional Retirement Program – Annuity Contracts – Employee Rights

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1066)

The Bill was then returned to the Senate.

Senate Bill 401 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Membership Elections

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1067)

The Bill was then returned to the Senate.

Senate Bill 429 – Senators Klausmeier, Benson, Cassilly, Eckardt, Madaleno, Muse, Ready, Rosapepe, Salling, Smith, and Young

AN ACT concerning

Higher Education – Student Loan Notification Letter

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

Affirmative – 132 Negative – 6 (See Roll Call No. 1068)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 33

Senate Bill 158 – Senator Conway

AN ACT concerning

**Maryland Oil Disaster Containment, Clean-Up and Contingency Fund and Oil
Contaminated Site Environmental Cleanup Fund**

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

Affirmative – 125 Negative – 13 (See Roll Call No. 1069)

The Bill was then returned to the Senate.

Senate Bill 247 – ~~Senator Ramirez~~ Senators Ramirez and Muse

AN ACT concerning

**Real Property – Notices of Foreclosure Sale and Postponement or Cancellation
of Foreclosure Sale**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1070)

The Bill was then returned to the Senate.

**Senate Bill 265 – Senators Feldman, Kagan, Kelley, King, Lee, Madaleno, Manno,
Pinsky, Rosapepe, Smith, and Zucker**

EMERGENCY BILL

SECOND PRINTING

AN ACT concerning

Washington Metrorail Safety Commission Membership Act

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1071)

The Bill was then returned to the Senate.

Senate Bill 440 – Senators Conway and Salling

AN ACT concerning

Environment – Water Management – Sediment Control at Large Redevelopment Sites

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1072)

The Bill was then returned to the Senate.

Senate Bill 917 – Senators Mathias, Eckardt, and Hershey

AN ACT concerning

Motor Vehicles – Gross Weight and Axle Load and Exceptional Hauling Permit – Poultry

FLOOR COMMITTEE AMENDMENT

SB0917/270317/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 917, AS AMENDED

On page 2 of the Environment and Transportation Committee Amendments (SB0917/470813/1), in line 14 of Amendment No. 2, strike “**AXLES THAT ARE AT LEAST 96 INCHES APART**” and substitute “**A TRAILER OR SEMITRAILER AXLE SPACING OF AT LEAST 96 INCHES BETWEEN AXLES**”.

The preceding amendment was read and adopted.

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1073)

The Bill was then returned to the Senate.

Senate Bill 964 – Senators Klausmeier and Eckardt

EMERGENCY BILL

AN ACT concerning

Aquaculture – Leases – Submerged Aquatic Vegetation

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.

ECONOMIC MATTERS COMMITTEE REPORT NO. 25

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

Senate Bill 15 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Insurance – Charitable Gift Annuities – Special Permit Holders – Required Financial Statements

SB0015/883393/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 15

(Third Reading File Bill)

On page 2, in line 35, strike “90” and substitute “180”.

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:

Senate Bill 31 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Title Insurance – Rate Making – Use of Rating Organizations for Filings

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 32 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

**~~Motor Vehicle Liability~~ Insurance – Cancellation of Policy or Binder – ~~Scope of~~
Notice Requirements**

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 40 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Title Insurance Producers – Licensing of Business Entities and On-Site Reviews

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 270 – Senators Lee, Benson, Kagan, Kelley, Manno, Pinsky, Smith, and Zucker

AN ACT concerning

**Consumer Protection – Credit Report Security Freezes – Prohibition on Fees
and Required Notices**

SB0270/873892/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 270

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “placing” insert “or removing”; and in line 6, after “placement” insert “or removal”.

AMENDMENT NO. 2

On page 3, in lines 1 and 2, in each instance, after “**PLACEMENT**” insert “**OR REMOVAL**”.

On page 4, in line 23, after “**FREEZE**” insert “**OR THE FIRST REMOVAL OF A SECURITY FREEZE**”.

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 290 – ~~Senator Middleton~~ Senators Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks

AN ACT concerning

~~Maryland Automobile Insurance Fund – Motor Vehicle Liability Insurance Policies – Eligibility and Producer Charge~~ Placement and Reinstatement

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 392 – ~~Senator Hershey~~ Senators Hershey, Astle, Benson, Feldman, Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe

AN ACT concerning

~~Credit Regulation – Revolving and~~ Closed End Credit Loans – Elimination of Duplicative Disclosures

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 491 – Senator Ready

AN ACT concerning

Alcoholic Beverages – Nonrefillable Containers – Draft Beer

SB0491/933393/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 491

(Third Reading File Bill)

On page 2, in line 25, strike “(1)”; and in lines 28, 29, 30, and 31, strike “(I)”, “(II)”, “(III)”, and “(IV)”, respectively, and substitute “(1)”, “(2)”, “(3)”, and “(4)”, respectively.

On page 3, in line 1, strike “(v)” and substitute “(5)”; and in line 2, strike “16.21” and substitute “§ 16.21”.

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 866 – ~~Senator Klausmeier~~ Senators Klausmeier and Ferguson

AN ACT concerning

Adult High School Pilot Program

SB0866/933396/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 866

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 19, after “law” insert “and provide certain accommodations”.

On page 2, strike beginning with “providing” in line 1 down through “pilot;” in line 3; and in line 18, strike “9.7–111” and substitute “9.7–110”.

AMENDMENT NO. 2

On page 5, in line 21, strike “AND”; and in line 23, after “SELF–SUFFICIENCY” insert “; AND”

(XI) PLANS FOR WORKING WITH ENGLISH LANGUAGE LEARNERS”.

On page 6, in line 14, strike “BE” and substitute “:”

(1) BE”;

in line 15, after “1973” insert “; AND”

(2) PROVIDE ACCOMMODATIONS EQUAL TO THOSE A STUDENT WOULD QUALIFY FOR UNDER THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT IF A STUDENT HAS A DISABILITY WITH AN EDUCATIONAL IMPACT”;

in line 30, strike “AND”; and in line 33, after “PILOT” insert “; AND”

(V) HIRE APPROPRIATELY TRAINED INSTRUCTIONAL PERSONNEL”.

On page 7, strike in their entirety lines 26 through 28, inclusive.

On page 8, strike in their entirety lines 1 through 6, inclusive; in line 10, strike “9.7–109.” and substitute “9.7–108.”; and in line 20, strike “9.7–110.” and substitute “9.7–109.”.

On page 9, in line 23, strike “9.7–111.” and substitute “9.7–110.”.

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 897 – Senator Astle

AN ACT concerning

**Anne Arundel County – Alcoholic Beverages – Class H Beer and Light Wine
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 924 – Senator Serafini

AN ACT concerning

**Commissioner of Financial Regulation and State Collection Agency Licensing
Board – Surety Bond Requirements for Licensees and Registrants**

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 966 – Senators Klausmeier ~~and Middleton~~, Middleton, Astle, Benson,
Feldman, Hershey, Jennings, Rosapepe, and Oaks**

AN ACT concerning

Electric Universal Service Program – Unexpended Funds

SB0966/433392/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 966

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “management;” insert “providing that the Commission may defer the return of certain funds only for a certain number of years; requiring the Commission to combine certain amounts to be returned for certain years for certain purposes; requiring the Commission to establish a certain rate credit for the return of certain unexpended funds on or before a certain date; stating the intent of the General Assembly regarding the timing for expending certain unexpended bill assistance and arrearage funds; establishing a certain joint workgroup for certain purposes;”; in line 13, strike “and (b)” and substitute “, (b), and (f)”; and in line 18, strike “and (f)”.

AMENDMENT NO. 2

On page 5, in line 9, after “(iii)” insert “1.”; after line 14, insert:

“2. IF THE COMMISSION DETERMINES THAT IT IS IMPRACTICAL TO ESTABLISH A RATE CREDIT FOR THE AMOUNT TO BE RETURNED FOR A GIVEN FISCAL YEAR TO CUSTOMERS UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH, THE COMMISSION:

A. MAY DEFER THE RETURN FOR NOT MORE THAN 2 ADDITIONAL FISCAL YEARS; AND

B. SHALL COMBINE THE RETURNED AMOUNT FOR THAT FISCAL YEAR WITH AMOUNTS TO BE RETURNED FOR THE FOLLOWING FISCAL YEARS WHEN CALCULATING THE RATE CREDIT FOR THE FINAL FISCAL YEAR OF THE PERIOD.”;

and in line 15, after “2.” insert “AND BE IT FURTHER ENACTED, That, on or before October 1, 2020, the Public Service Commission shall establish a rate credit under § 7-512.1(f)(6)(iii)2 of the Public Utilities Article, as enacted by this Act, for the return of unexpended bill assistance and arrearage funds, in excess of the total amount authorized under § 7-512.1(e) of the Public Utilities Article, accumulated through the end of fiscal year 2019.

SECTION 3.”;

after line 20, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That a joint workgroup is established with members selected by the presiding officers from the Senate Finance Committee and the House Economic Matters Committee to monitor, as the committees consider appropriate, the disbursements made in accordance with this Act and related matters concerning the Electric Universal Service Program.”;

and in line 21, strike “3.” and substitute “5.”

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 1088 – Senator Astle

AN ACT concerning

**Anne Arundel County – Alcoholic Beverages – Class B Beer, Wine, and Liquor
Licenses – ~~Fees~~**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 26

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

**Senate Bill 154 – Senators King, Feldman, Guzzone, Kagan, Lee, Madaleno,
Manno, Peters, Smith, Young, ~~and Zucker~~ Zucker, and Simonaire**

AN ACT concerning

Vehicle Laws – School Bus Monitoring Cameras – Civil Penalty

SB0154/480115/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 154

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Vehicle Laws” and substitute “Montgomery County”; in line 5, after “lights” insert “in Montgomery County”; in the same line, after the semicolon, insert “repealing the requirement that a certain citation prescribed by the District Court be uniform; requiring the Montgomery County Department of Police to report to the General Assembly on or before a certain date; providing for the termination of this Act;”.

AMENDMENT NO. 2

On page 2, in line 19, after “(2)” insert “**(I)**”; in the same line, strike “A”; in the same line, before “civil” insert “**EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, A**”; in line 20, strike “**\$500**” and substitute “**\$250**”; after line 20, insert:

“(II) IN MONTGOMERY COUNTY, A CIVIL PENALTY UNDER THIS SUBSECTION MAY NOT EXCEED \$500.”;

and in line 22, strike “uniform”.

AMENDMENT NO. 3

On page 2, strike lines 27 and 28 and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 1, 2018, the Montgomery County Department of Police shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on the total number of convictions for a violation of this Act, the effect of the Act on the frequency of violations in Montgomery County, and the number of offenses captured on a multilane highway with a painted median.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2017. It shall remain effective for a period of 2 years and, at the end of June 30, 2019, 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 531 – ~~Senator Benson~~ Senators Benson, Astle, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe

AN ACT concerning

Housing ~~Counselor~~ Navigator and Aftercare Program

SB0531/890113/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 531

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “in the Department of Human Resources”; in line 6, after “for” insert “Program”; in line 12, strike “the Department” and substitute “a certain department”; and in line 17, before “defining” insert “making certain provisions of this Act contingent on the taking effect of another Act;”.

On page 2, after line 1, insert:

“BY adding to

Article – Housing and Community Development

Section 4–2301 through 4–2307 to be under the new subtitle “Subtitle 23. Housing Navigator and Aftercare Program”

Annotated Code of Maryland

(2006 Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 22, strike “**HOUSING COUNSELING AND AFTERCARE**” and substitute “**PROGRAM**”.

On page 3, in line 15, strike “**COUNSELORS**” and substitute “**NAVIGATORS**”.

AMENDMENT NO. 3

On page 5, strike in their entirety lines 10 and 11 and substitute:

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

Article – Housing and Community Development

SUBTITLE 23. HOUSING NAVIGATOR AND AFTERCARE PROGRAM.

4-2301.

IN THIS SUBTITLE, “PROGRAM” MEANS THE HOUSING NAVIGATOR AND AFTERCARE PROGRAM.

4-2302.

THERE IS A HOUSING NAVIGATOR AND AFTERCARE PROGRAM IN THE DEPARTMENT.

4-2303.

THE PURPOSE OF THE PROGRAM IS TO ASSIST FAMILIES AND INDIVIDUALS WHO ARE EXPERIENCING, OR WHO ARE IN IMMINENT DANGER OF, A HOUSING CRISIS IN OBTAINING AND MAINTAINING PERMANENT HOUSING.

4-2304.

A FAMILY MAY APPLY FOR PROGRAM SERVICES IF THE FAMILY IS THE RECIPIENT OF OR IS IN THE PROCESS OF APPLYING FOR TEMPORARY CASH ASSISTANCE, AS DEFINED IN § 5-301 OF THE HUMAN SERVICES ARTICLE.

4-2305.

A HOUSING NAVIGATOR SHALL ASSIST A FAMILY OR AN INDIVIDUAL CLIENT WITH SECURING AND MAINTAINING PERMANENT, AFFORDABLE HOUSING BY:

(1) ASSISTING THE CLIENT WITH SEARCHING FOR AND OBTAINING PERMANENT, AFFORDABLE HOUSING;

(2) DEVELOPING A COMPREHENSIVE, CURRENT LIST OF HOUSING RESOURCES AND EXPANDING THE LIST OF HOUSING RESOURCES TO INCLUDE NEW RESOURCES;

(3) ESTABLISHING A WORKING RELATIONSHIP WITH THE CLIENT AND ADVOCATING FOR THE CLIENT WITH LANDLORDS, PROPERTY MANAGERS, REALTY COMPANIES, AND OTHER SOURCES OF LOW-INCOME HOUSING;

(4) WORKING WITH A CLIENT'S CASE MANAGER, WHEN APPLICABLE, TO COORDINATE SERVICES TO THE CLIENT;

(5) ASSISTING THE CLIENT, AS NEEDED, WITH ISSUES THAT CONTRIBUTE TO CHRONIC HOUSING PROBLEMS, SUCH AS BUDGETING AND HOUSEHOLD MANAGEMENT; AND

(6) PERFORMING OTHER DUTIES AS ASSIGNED BY THE DEPARTMENT.

4-2306.

(A) PROGRAM FUNDS MAY BE USED FOR:

(1) SALARY AND FICA FOR HOUSING NAVIGATORS AND AFTERCARE CASE MANAGERS;

(2) CLIENT-RELATED EXPENSES, INCLUDING:

(I) FIRST AND FINAL MONTHS' RENT;

(II) TRANSPORTATION FOR HOUSING SEARCHES;

(III) MOVING EXPENSES;

(IV) ESSENTIAL FURNISHINGS;

(V) STORAGE;

(VI) ARREARAGES;

(VII) CREDIT CHECKS AND HOUSING APPLICATION FEES;

(VIII) SECURITY DEPOSITS;

(IX) UTILITY DEPOSITS; AND

(X) OTHER IDENTIFIED NEEDS; AND

(3) OTHER ITEMS THAT THE DEPARTMENT DESIGNATES.

(B) A LOCAL ADMINISTRATIVE AGENCY SHALL BE DESIGNATED BY THE DEPARTMENT OR A LOCAL GOVERNMENT TO MANAGE THE PROGRAM IN A PARTICULAR SUBDIVISION, PROVIDE SERVICES, AND PROVIDE FUNDS FOR ADDITIONAL COSTS, INCLUDING OPERATING COSTS, RELATED TO THE PROGRAM.

4-2307.

SUBJECT TO THE LIMITATIONS OF THE STATE BUDGET, BEGINNING IN FISCAL YEAR 2019 AND FOR EACH FISCAL YEAR THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET AN APPROPRIATION FOR THE PROGRAM OF \$516,828.

SECTION 3. AND BE IT FURTHER ENACTED, That if Section 2 of this Act takes effect, Section 1 of this Act shall be null and void without the necessity of further action by the General Assembly.

SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect October 1, 2017, contingent on the taking effect of Chapter _____ (H.B. 134) of the Acts of the General Assembly of 2017, and if Chapter _____ (H.B. 134) does not take effect, Section 2 of this Act shall be null and void without the necessity of further action by the General Assembly.

SECTION 5. AND BE IT FURTHER ENACTED, That, subject to the provisions of Sections 3 and 4 of this Act, this Act shall take effect October 1, 2017.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 1075)

CALENDAR OF THIRD READING HOUSE BILLS NO. 108

House Bill 437 – Delegate Jones

AN ACT concerning

Higher Education – University System of Maryland – Quasi-Endowment Funds

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 sent to the Senate.

House Bill 811 – Delegates Buckel, Beitzel, and McKay

AN ACT concerning

**Allegany County – ~~Gaming – Video Lottery Operation Licensee~~ Video Lottery
Terminal Proceeds – Use of Local Impact Grants**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1077)

The Bill was then sent to the Senate.

**House Bill 869 – Delegates S. Howard, Afzali, Arentz, Beitzel, Carey, Chang, Clark,
Folden, Ghrist, Grammer, Malone, McComas, McDonough, McMillan,
Metzgar, Morhaim, Reilly, Saab, Simonaire, Sophocleus, West, and
B. Wilson**

AN ACT concerning

Recovery Residence Residential Rights Protection Act

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1078)

The Bill was then sent to the Senate.

House Bill 1081 – Delegates Jackson, Barron, Knotts, McKay, Proctor, and Tarlau

AN ACT concerning

Correctional Officers' Retirement System – Membership

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1079)

The Bill was then sent to the Senate.

House Bill 1082 – ~~Delegate Bromwell~~ Delegates Bromwell, Kipke, Hayes, Reznik, Wilkins, Morhaim, Platt, Malone, Pena-Melnyk, B. Wilson, Folden, Pendergrass, Angel, Barron, Cullison, Hill, Kelly, Krebs, Metzgar, Miele, Morales, Morgan, Rosenberg, Saab, Sample-Hughes, Szeliga, West, and K. Young

AN ACT concerning

**Heroin and Opioid Education and Community Action Act of 2017
(Start Talking Maryland Act)**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1080)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 109

House Bill 1329 – Delegates Bromwell ~~and Hayes~~, Hayes, Barron, Kipke, Reznik, Wilkins, Morhaim, Platt, Malone, Pena-Melnyk, B. Wilson, Folden, Frick, Angel, Cullison, Hill, Kelly, Metzgar, Miele, Morales, Morgan, Rosenberg, Saab, Sample-Hughes, Szeliga, West, and K. Young

EMERGENCY BILL

AN ACT concerning

Heroin and Opioid Prevention Effort (HOPE) and Treatment Act of 2017

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

Affirmative – 138 Negative – 1 (See Roll Call No. 1081)

The Bill was then sent to the Senate.

**House Bill 1360 – Delegates Hixson, Buckel, Gutierrez, Rose, ~~and M. Washington~~
M. Washington, Pendergrass, Bromwell, Angel, Cullison, Hayes, Hill, Kelly,
Kipke, Krebs, Metzgar, Miele, Morales, Morgan, Pena-Melnyk, Platt,
Rosenberg, Saab, Sample-Hughes, Szeliga, West, and K. Young**

AN ACT concerning

Estates and Trusts – Vehicle Transfers – Excise Tax and Fee Exemption

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1082)

The Bill was then sent to the Senate.

**House Bill 1428 – Chair, Judiciary Committee (By Request – Departmental –
Office of Crime Control and Prevention)**

AN ACT concerning

Criminal Procedure – Victim Services Unit – Victims’ Compensation

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1083)

The Bill was then sent to the Senate.

**House Bill 1432 – Chair, Health and Government Operations Committee (By
Request – Departmental – Health and Mental Hygiene) and Delegates
Bromwell, Kipke, Hayes, Reznik, Wilkins, Morhaim, Platt, Malone,
Pena-Melnyk, B. Wilson, Folden, Pendergrass, Angel, Barron, Cullison, Hill,
Kelly, Krebs, Metzgar, Miele, Morales, Morgan, Rosenberg, Saab,
Sample-Hughes, Szeliga, West, and K. Young**

EMERGENCY BILL

AN ACT concerning

**Health Care Providers – Prescription Opioids – Limits on Prescribing
(The Prescriber Limits Act of 2017)**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1084)

The Bill was then sent to the Senate.

House Joint Resolution 2 – Delegates Frick, Barkley, B. Barnes, Barve, Clippinger, Cullison, Haynes, Hixson, C. Howard, Kaiser, Korman, McIntosh, A. Miller, Pendergrass, Platt, Reznik, Rosenberg, Turner, and Vallario

A House Joint Resolution concerning

Constitutional Convention – ~~Amendment~~ Amendments – Repeal

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

Affirmative – 90 Negative – 47 (See Roll Call No. 1085)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 110

House Bill 556 – Delegates Jones, B. Barnes, Ciliberti, Hettleman, and Korman

AN ACT concerning

Higher Education – St. Mary’s College of Maryland – Funding

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 sent to the Senate.

House Bill 768 – ~~Delegate Otto~~ Delegates Otto, Anderton, Beidle, Cassilly, Clark, Folden, Fraser-Hidalgo, Frush, Jacobs, Jalisi, Robinson, and Wivell

AN ACT concerning

Motor Vehicles – ~~Cross Weight and Axle Load – Poultry~~ Seasonal Exceptional Poultry Hauling Permit

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1087)

The Bill was then sent to the Senate.

House Bill 861 – Delegates D. Barnes, Ebersole, Fennell, Hornberger, Knotts, Patterson, Pena-Melnyk, Simonaire, Tarlau, and M. Washington

AN ACT concerning

Tax Sales – Foreclosure of Right of Redemption – Naming of Defendants

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1088)

The Bill was then sent to the Senate.

House Bill 1002 – Delegate Davis

AN ACT concerning

Electric Universal Service Program – Unexpended Funds

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

Affirmative – 125 Negative – 11 (See Roll Call No. 1089)

The Bill was then sent to the Senate.

House Bill 1443 – Delegates Glenn, Ali, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Beidle, Branch, Brooks, Carr, Chang, Clippinger, Conaway, Cullison, Davis, Fennell, Fraser-Hidalgo, Frush, Gaines, Gutierrez, Hayes, Haynes, Healey, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jameson, Jones, Kelly, Knotts, Kramer, Lafferty, R. Lewis, Lierman, Luedtke, McCray, A. Miller, Moon, Morales, Mosby, Oaks, Patterson, Pena-Melnyk, Platt, Proctor, Queen, Reznik, Robinson, Sample-Hughes, Sanchez, Sophocleus, Sydnor, Tarlau, Turner, Valderrama, Walker, A. Washington, M. Washington, Wilkins, C. Wilson, and P. Young

EMERGENCY BILL

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission Reform Act

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

Affirmative – 90 Negative – 45 (See Roll Call No. 1090)

The Bill was then sent to the Senate.

House Bill 1619 – Delegate Clippinger

AN ACT concerning

**Maryland Stadium Authority – Maryland Sports and Affiliated Foundations –
Establishment**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1091)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 26

**Senate Bill 701 – Senators Zucker, Bates, Benson, Cassilly, Conway, DeGrange,
Eckardt, Ferguson, Guzzone, Jennings, Kagan, Kelley, King, Madaleno,
Manno, McFadden, Middleton, Muse, Nathan–Pulliam, Peters, Pinsky,
Robinson, Salling, Simonaire, Smith, Waugh, and Young**

AN ACT concerning

**Higher Education – Tuition Waivers for Foster Care Recipients and
Unaccompanied Homeless Youth – Alterations**

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 846 – Senator Conway (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Hotel Room Tax – Convention Center Promotion and Operations

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

Affirmative – 137 Negative – 2 (See Roll Call No. 1093)

The Bill was then returned to the Senate.

Senate Bill 872 – Senators Zucker, Peters, Conway, Feldman, Ferguson, Guzzone, Smith, and Young ~~Young, Bates, Kagan, Pinsky, Robinson, and Salling~~

AN ACT concerning

James W. Hubbard Inclusive Higher Education Grant Program

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

Affirmative – 124 Negative – 16 (See Roll Call No. 1094)

The Bill was then returned to the Senate.

Senate Bill 882 – Senator Simonaire

AN ACT concerning

Election Law – Campaign Signs at Polling Places

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1095)

The Bill was then returned to the Senate.

Senate Bill 943 – Senators Smith, Feldman, Ferguson, and Zucker

AN ACT concerning

~~**Family Child Care Homes and Child Care Centers**~~ **Children With Disabilities**
and Child Care Providers – Dispute Resolution Process – ~~Regulations~~

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

Affirmative – 115 Negative – 24 (See Roll Call No. 1096)

The Bill was then returned to the Senate.

Senate Joint Resolution 2 – Senators Madaleno, Conway, Feldman, Ferguson, Guzzone, Kagan, Kelley, King, Lee, Manno, McFadden, Pinsky, Rosapepe, Smith, and Zucker

A Senate Joint Resolution concerning

Constitutional Convention – ~~Amendment~~ Amendments – Repeal

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

Affirmative – 93 Negative – 47 (See Roll Call No. 1097)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 29

**Senate Bill 6 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Occupational and Professional Licensing Boards, Commissions, and Regulatory
Entities – Notifications of Applicants, Licensees, Registrants, and Permit
Holders**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1098)

The Bill was then returned to the Senate.

Senate Bill 221 – Senators Lee, Feldman, Kelley, King, Manno, and Young

AN ACT concerning

**Adult Entertainment Establishments – National Human Trafficking Resource
Center Hotline Information – Sign Posting Requirements**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1099)

The Bill was then returned to the Senate.

**Senate Bill 279 – ~~Senator Middleton~~ Senators Middleton, Benson, Feldman,
Hershey, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe**

AN ACT concerning

Homeowner's Insurance – Notices

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1100)

The Bill was then returned to the Senate.

Senate Bill 374 – Senator Astle

AN ACT concerning

**Anne Arundel County – Alcoholic Beverages – Board of License Commissioners
– Attorneys**

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

Affirmative – 91 Negative – 48 (See Roll Call No. 1101)

The Bill was then returned to the Senate.

Senate Bill 375 – Senator Jennings

AN ACT concerning

Insurance – Bail Bondsmen – Continuing Education Requirements

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

Affirmative – 137 Negative – 3 (See Roll Call No. 1102)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 38

Senate Bill 792 – Senator Smith

AN ACT concerning

Maryland Trust Act – Notice and Reporting Requirements – Exemptions

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

Affirmative – 139 Negative – 1 (See Roll Call No. 1103)

The Bill was then returned to the Senate.

Senate Bill 793 – Senator Smith

AN ACT concerning

Maryland Trust Act – Representatives of Beneficiaries

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1104)

The Bill was then returned to the Senate.

Senate Bill 989 – Senators Nathan–Pulliam and Mathias

AN ACT concerning

**State Board of Physicians – Physician Licensure – Prohibition on Requiring
Specialty Certification**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1105)

The Bill was then returned to the Senate.

**Senate Bill 1042 – ~~Senator Feldman~~ Senators Feldman, Astle, Benson, Hershey,
Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe**

AN ACT concerning

**Behavioral Health Administration – Outpatient Civil Commitment Pilot
Program**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1106)

The Bill was then returned to the Senate.

Senate Bill 1057 – Senator Lee

AN ACT concerning

**Public Information Act – Denials of Inspection – Explanation Regarding
Redaction**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1107)

The Bill was then returned to the Senate.

Senate Bill 1075 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

Nonprofit Health Entity – Acquisition – Waiver of Waiting Period

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1108)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 28

Senate Bill 515 – Senators ~~Jennings, Astle, Guzzone, and Peters~~ Peters, Astle, Guzzone, Benson, Feldman, Klausmeier, Mathias, Middleton, Oaks, and Rosapepe

AN ACT concerning

Collective Bargaining – Firefighters – Martin State Airport

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

Affirmative – 100 Negative – 39 (See Roll Call No. 1109)

The Bill was then returned to the Senate.

Senate Bill 650 – Senators Guzzone, DeGrange, Kasemeyer, King, Madaleno, Manno, ~~and Zucker~~ Zucker, Ferguson, and Peters

AN ACT concerning

Correctional Officers' Retirement System – Membership

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1110)

The Bill was then returned to the Senate.

Senate Bill 664 – ~~Senators Edwards and Serafini~~, Serafini, Manno, and McFadden

AN ACT concerning

Correctional Officers' Retirement System – Membership

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1111)

The Bill was then returned to the Senate.

Senate Bill 752 – Senator Guzzone

AN ACT concerning

Optional Retirement Program – Annuity Contract Providers

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1112)

The Bill was then returned to the Senate.

Senate Bill 754 – Senator Guzzone

AN ACT concerning

Law Enforcement Officers' Pension System – Membership

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1113)

The Bill was then returned to the Senate.

Senate Bill 909 – Charles County Senators (By Request)

AN ACT concerning

Charles County – Collective Bargaining for Public Safety Officials

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

Affirmative – 126 Negative – 14 (See Roll Call No. 1114)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 37

Senate Bill 503 – Senator Nathan-Pulliam

AN ACT concerning

Health Occupations Boards – Racial and Ethnic Health Disparities – ~~Information Campaigns – Reporting~~

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1115)

The Bill was then returned to the Senate.

Senate Bill 517 – Senators Zucker, Conway, Kagan, Nathan-Pulliam, and Waugh

AN ACT concerning

Secretaries of Principal Departments – Supervision and Review of Decisions and Actions by Units Within Departments

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1116)

The Bill was then returned to the Senate.

Senate Bill 584 – ~~Senator Rosapepe~~ Senators Rosapepe, Astle, Benson, Feldman, Klausmeier, Mathias, Middleton, and Oaks

AN ACT concerning

Medical Records – Disclosure of Directory Information and Medical Records – ~~Mental Health Services~~

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1117)

The Bill was then returned to the Senate.

Senate Bill 696 – Senators Feldman, Astle, Benson, Hershey, ~~and Reilly~~ Reilly, Jennings, Klausmeier, Mathias, Middleton, Oaks, and Rosapepe

AN ACT concerning

Task Force on Long-Term Care Education and Planning

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1118)

The Bill was then returned to the Senate.

Senate Bill 700 – Senators Robinson, Bates, Benson, Brochin, Conway, Currie, DeGrange, Eckardt, Ferguson, Guzzone, Kagan, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Muse, Nathan-Pulliam, Reilly, Salling, Smith, Young, ~~and Zucker~~ Zucker, and Oaks

AN ACT concerning

**State Government – Office of Minority Affairs and Interdepartmental Advisory
Committee on Minority Affairs – Renaming**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1119)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 20

**Senate Bill 4 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Office of Minority Affairs)**

AN ACT concerning

**Minority Business Enterprises – Program Participation – Requirements and
Reauthorization**

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

Affirmative – 137 Negative – 2 (See Roll Call No. 1120)

The Bill was then returned to the Senate.

**Senate Bill 41 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

State Board of Nursing – Nurse Licensure Compact – Revisions

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1121)

The Bill was then returned to the Senate.

Senate Bill 47 – Chair, Finance Committee (By Request – Departmental – Aging)

AN ACT concerning

**Reporting Abuse to the Long-Term Care Ombudsman Program and the Office of
Health Care Quality**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1122)

The Bill was then returned to the Senate.

**Senate Bill 48 – Chair, Finance Committee (By Request – Departmental –
Maryland Insurance Administration)**

AN ACT concerning

**Health Insurance – Medicare Supplement Policies for Dual Eligible Individuals
– Open Enrollment Period**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1123)

The Bill was then returned to the Senate.

**Senate Bill 50 – ~~Senator Astle~~ Senators Astle, Benson, Feldman, Hershey,
Jennings, Klausmeier, Mathias, Middleton, Reilly, and Rosapepe**

AN ACT concerning

Cemeteries – Authority to Maintain and Repair Memorials and Monuments

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1124)

The Bill was then returned to the Senate.

Senate Bill 74 – Senator Kagan

AN ACT concerning

Maryland Code – Standardization of Terminology – Nonprofits

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1125)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 36

Senate Bill 216 – Senators Kelley, Astle, Benson, King, Klausmeier, Lee, Manno, Mathias, Middleton, Nathan–Pulliam, Robinson, ~~and Rosapepe~~ Rosapepe, Feldman, Hershey, Jennings, and Reilly

AN ACT concerning

Maryland Caregivers Support Coordinating Council – Renaming and Altering Membership and Duties

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 233 – Senator Madaleno

AN ACT concerning

Maryland Council on Advancement of School–Based Health Centers

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1127)

The Bill was then returned to the Senate.

Senate Bill 340 – Senators Nathan–Pulliam, Benson, Currie, Feldman, Ferguson, Guzzone, Kelley, Lee, McFadden, Ramirez, Robinson, Rosapepe, Smith, Young, ~~and Zucker~~ Zucker, Astle, Hershey, Jennings, Klausmeier, Mathias, Middleton, and Reilly

AN ACT concerning

**University of Maryland School of Public Health, Center for Health Equity –
Workgroup on Health in All Policies**

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

Affirmative – 138 Negative – 2 (See Roll Call No. 1128)

The Bill was then returned to the Senate.

Senate Bill 385 – Senators Nathan–Pulliam, Benson, Eckardt, Ferguson, Kelley, Lee, Manno, Mathias, McFadden, Peters, and Robinson

AN ACT concerning

Maryland Nurse Practice Act – Revisions

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1129)

The Bill was then returned to the Senate.

Senate Bill 450 – Senator Manno

AN ACT concerning

Open Meetings Act – ~~Required Training for Members of Public Bodies~~ Annual Reporting Requirement, Web Site Postings, and Training

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1130)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 30

Senate Bill 403 – Senators Astle, Benson, Feldman, Klausmeier, Manno, Mathias, and Rosapepe

AN ACT concerning

Private Passenger Motor Vehicle Liability Insurance – ~~Supplemental~~ Enhanced Underinsured Motorist Coverage

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

Affirmative – 106 Negative – 34 (See Roll Call No. 1131)

The Bill was then returned to the Senate.

Senate Bill 818 – Senator Hershey

AN ACT concerning

Maryland Occupational Safety and Health Act – Voluntary Protection Program

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1132)

The Bill was then returned to the Senate.

Senate Bill 998 – Senator Conway

AN ACT concerning

Baltimore City – Alcoholic Beverages – Beer, Wine, and Liquor Tasting License

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1133)

The Bill was then returned to the Senate.

Senate Bill 1102 – Senator Mathias

AN ACT concerning

Worcester County – Ocean City Convention Center – Beer and Wine Tasting License

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1134)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 25

Senate Bill 276 – Senator Madaleno

AN ACT concerning

Inheritance Tax – Exemption – Evidence of Domestic Partnership

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

Affirmative – 135 Negative – 2 (See Roll Call No. 1135)

The Bill was then returned to the Senate.

Senate Bill 416 – Senators Middleton, Madaleno, ~~and Peters~~ Peters, Kasemeyer, Currie, DeGrange, Eckardt, Edwards, Ferguson, Guzzone, King, Manno, McFadden, and Serafini

AN ACT concerning

Income Tax Credit – Qualified Farms – Food Donation Pilot Program

FLOOR AMENDMENT

SB0416/933326/1

BY: Delegate Fisher

AMENDMENT TO SENATE BILL 416

(Third Reading File Bill)

On page 5, in line 11, after “ON” insert “:

(1) THE NAMES AND ADDRESSES OF THE QUALIFIED FARMS TO WHICH TAX CREDIT CERTIFICATES WERE ISSUED UNDER THIS SECTION DURING THE PRECEDING TAXABLE YEAR; AND

(2)".

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

Affirmative – 49 Negative – 87 (See Roll Call No. 1136)

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

Affirmative – 125 Negative – 14 (See Roll Call No. 1137)

The Bill was then returned to the Senate.

Senate Bill 436 – Senator Eckardt

EMERGENCY BILL

AN ACT concerning

**Income Tax – Credit for Nurse Practitioner or Licensed Physician in
Preceptorship Program – Alterations**

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 returned to the Senate.

**Senate Bill 496 – Chair, Budget and Taxation Committee (By Request –
Departmental – Lottery and Gaming Control Agency)**

AN ACT concerning

Gaming – Reconciliation of Proceeds – Licensee Payments

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

Affirmative – 114 Negative – 26 (See Roll Call No. 1139)

The Bill was then returned to the Senate.

Senate Bill 595 – Senators Nathan–Pulliam, Benson, Kelley, Madaleno, Ramirez, Robinson, Young, and Zucker

AN ACT concerning

Residential Boarding Education Programs for At–Risk Youth – Eligibility

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1140)

The Bill was then returned to the Senate.

Senate Bill 632 – Senators Kagan, Feldman, King, Lee, Madaleno, Manno, Smith, and Zucker

AN ACT concerning

Election Law – Persons Doing Public Business – Reporting by Governmental Entities

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 returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 24

Senate Bill 349 – ~~Senator Zirkin~~ Senators Zirkin, Kelley, Brochin, Cassilly, Hough, Lee, Muse, Norman, Ramirez, Ready, and Smith

AN ACT concerning

Criminal Procedure – Sexual Assault Victims’ Rights – Disposal of Rape Kit Evidence and Notification

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1142)

The Bill was then returned to the Senate.

Senate Bill 505 – Senators Kelley, Young, Benson, Brochin, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, King, Lee, Madaleno,

Manno, Mathias, McFadden, Middleton, Miller, Muse, Nathan-Pulliam, Peters, Pinsky, Ramirez, Robinson, Salling, Smith, and Zucker

AN ACT concerning

Civil Actions – Child Sexual Abuse – Statute of Limitations and Required Findings

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1143)

The Bill was then returned to the Senate.

Senate Bill 790 – Senator Smith

AN ACT concerning

Criminal Law – Animal Cruelty – Applicability

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

Affirmative – 136 Negative – 1 (See Roll Call No. 1144)

The Bill was then returned to the Senate.

Senate Bill 794 – Senator Smith

AN ACT concerning

Legal Advice to Corporations – Clarification

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1145)

The Bill was then returned to the Senate.

Senate Bill 811 – Senators Zirkin, Kelley, Lee, Muse, Ramirez, and Smith

AN ACT concerning

Civil Cases – Maryland Legal Services Corporation Fund – Surcharges – Repeal of Sunset

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

Affirmative – 137 Negative – 2 (See Roll Call No. 1146)

The Bill was then returned to the Senate.

Senate Bill 941 – Senators Smith, Kelley, Lee, Muse, and Ramirez

AN ACT concerning

Public Safety – SWAT Teams – ~~Reporting and Limitations~~ Standards

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

Affirmative – 109 Negative – 30 (See Roll Call No. 1147)

The Bill was then returned to the Senate.

Senate Bill 944 – Senator Smith

AN ACT concerning

Criminal Law – Sexual Offenses – Classification

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1148)

The Bill was then returned to the Senate.

Senate Bill 949 – Senators Smith and Madaleno

AN ACT concerning

Criminal Procedure – Expungement – Possession of Marijuana ~~and Fees~~

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

Affirmative – 94 Negative – 43 (See Roll Call No. 1149)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 23

Senate Bill 143 – Senator Zirkin

AN ACT concerning

Injury to or Death of Pet – Damages

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

The motion was adopted.

Senate Bill 207 – Senator Feldman

AN ACT concerning

Criminal Procedure – Charges Against Correctional Officer – Review by State’s Attorney

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1150)

The Bill was then returned to the Senate.

Senate Bill 217 – Senators Kelley, Astle, Benson, Cassilly, Conway, Currie, DeGrange, Eckardt, Ferguson, Guzzone, Kagan, Kasemeyer, King, Klausmeier, Lee, Madaleno, Manno, McFadden, Middleton, Nathan–Pulliam, Pinsky, Ready, Reilly, Robinson, Rosapepe, Simonaire, ~~and Smith~~ Smith, Zirkin, Hough, Muse, Norman, Brochin, and Ramirez

AN ACT concerning

Criminal Law – Sexual Offenses – Physical Resistance

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1151)

The Bill was then returned to the Senate.

Senate Bill 229 – Senators Cassilly, Norman, and Ready

AN ACT concerning

Criminal Law – Homicide by Motor Vehicle or Vessel While Impaired by Controlled Dangerous Substance – Penalties

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1152)

The Bill was then returned to the Senate.

Senate Bill 272 – Senators Kelley, Benson, Brochin, Guzzone, Jennings, King, Lee, Madaleno, Manno, Muse, Norman, Peters, Pinsky, Ramirez, Ready, Smith, Young, Zirkin, and Zucker

AN ACT concerning

Guardianship and Child in Need of Assistance Proceedings – Jurisdiction and Authority of Juvenile Court

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

Affirmative – 130 Negative – 7 (See Roll Call No. 1153)

The Bill was then returned to the Senate.

Senate Bill 308 – The President (By Request – Administration) and Senators Bates, Brochin, Cassilly, Eckardt, Edwards, Ferguson, Hershey, Hough, Jennings, Lee, Mathias, Norman, Ready, Salling, Serafini, Simonaire, ~~and Waugh~~ Waugh, and Muse

EMERGENCY BILL

AN ACT concerning

**Child Abuse – Sex Trafficking
(Protecting Victims of Sex Trafficking Act of 2017)**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1154)

The Bill was then returned to the Senate.

Senate Bill 348 – Senators Kelley, Brochin, Conway, Currie, DeGrange, Ferguson, Lee, Madaleno, McFadden, Muse, Nathan-Pulliam, Ramirez, Robinson, Rosapepe, and Smith

AN ACT concerning

**State Compensation for Erroneous Conviction and Imprisonment –
~~Gubernatorial Pardon Requirement – Repeal~~ Certification of Error**

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

Affirmative – 89 Negative – 51 (See Roll Call No. 1155)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 39

Senate Bill 1 – ~~Senator Conway~~ Senators Conway, Madaleno, Lee, Zucker, and Smith

AN ACT concerning

Education – Specialized Intervention Services – Reports

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

Affirmative – 121 Negative – 17 (See Roll Call No. 1156)

The Bill was then returned to the Senate.

Senate Bill 36 – Senator Mathias

AN ACT concerning

Tax Credits – Electronic Filing Requirements – Waiver

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1157)

The Bill was then returned to the Senate.

Senate Bill 108 – Senator Simonaire

AN ACT concerning

**Property Tax Credit – Erosion Control Measures – Nonstructural and Structural
Shoreline Stabilization**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1158)

The Bill was then returned to the Senate.

Senate Bill 117 – Senators Edwards and Serafini

AN ACT concerning

Community Colleges – Out-of-State Fee – Waiver for Border State Residents

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1159)

The Bill was then returned to the Senate.

Senate Bill 180 – Senators Peters, Currie, Feldman, Guzzone, King, and Manno

AN ACT concerning

Independent Living Tax Credit Act

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1160)

The Bill was then returned to the Senate.

**Senate Bill 495 – Chair, Budget and Taxation Committee (By Request –
Departmental – Lottery and Gaming Control Agency)**

AN ACT concerning

**Gaming – Video Lottery Terminals – Transfer of Ownership and Local Impact
Grants**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1161)

The Bill was then returned to the Senate.

Senate Bill 581 – Senators Ferguson and King

EMERGENCY BILL

AN ACT concerning

**Workgroup to Study the Implementation of Universal Access to
Prekindergarten for 4-Year-Olds**

FLOOR AMENDMENT

SB0581/833020/1

BY: Delegate Krebs

AMENDMENTS TO SENATE BILL 581

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 3, 5, and 13, in each instance, after “4-Year-Olds” insert “and the Impact of Universal, Full-Day Kindergarten”.

AMENDMENT NO. 2

On page 1, in line 17, after “4-Year-Olds” insert “and the Impact of Universal, Full-Day Kindergarten”.

On page 3, in line 4, strike “and”; and in line 20, after “families” insert “; and”

(3) (i) study the impact of universal, full-day kindergarten by comparing measures before and after universal, full-day kindergarten was implemented in the State, including:

1. readiness for grade 1;
2. grade 3 reading level; and
3. the cost of kindergarten; and

(ii) for each measure listed in item (i) of this item, study the impact at both the State and county level”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 52 Negative – 86 (See Roll Call No. 1162)

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

Affirmative – 105 Negative – 34 (See Roll Call No. 1163)

The Bill was then returned to the Senate.

Senate Bill 587 – Senators King, Benson, Currie, Eckardt, Edwards, Feldman, Jennings, Kagan, Klausmeier, Lee, Madaleno, Manno, Mathias, Middleton,

Muse, Norman, Peters, Ready, Serafini, Waugh, ~~and Zucker~~ Zucker, and Ferguson

AN ACT concerning

Education – Libraries – Reorganization of Governance Structure

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1164)

The Bill was then returned to the Senate.

SPECIAL ORDER CALENDAR NO. 68

Senate Bill 7 – Senator Pinsky

AN ACT concerning

**Governor’s P-20 Leadership Council – College and Career Readiness and
College Completion Reporting – Revisions**

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

Read the second time and ordered prepared for Third Reading.

YEAS AND NAYS NO. 12

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 100	Del. Hixson	Income Tax Subtraction Mdfctn – Retirement Income of Law Enfrcmt, F,R,& ES Prsnl
HB 103	Chair, Appropriations Committee	Department of Human Resources and Child Support Enforcement Administration – Renaming
HB 127	Chair, Health and Government Operations Committee	Department of Health and Mental Hygiene – Board of Review – Repeal

NUMBER	SPONSOR	CONTENT
HB 145	Chair, Health and Government Operations Committee	Board of Examiners of Nursing Home Administrators – Nonlicensed Persons – Provisional Licensure
HB 300	Del. Fennell	Video Lottery Terminals – Disposition of Unclaimed Winnings
HB 328	Del. B. Barnes	Optional Retirement Program – Annuity Contract Providers
HB 346	Montgomery County Delegation	Montgomery County – Property Tax Credit – Public Safety Officers MC 1–17
HB 566	Howard County Delegation	Howard Co – Prprty Tax – Exmptn for Prsnl Prprty of Business Located in Historic Dist Ho. Co. 10–17
HB 603	Del. Parrott	Vehicle Laws – Out-of-State Vehicles – Required Security
HB 649	Charles County Delegation	Charles County – Property Tax Credit – Priority Funding Areas
HB 679	St. Mary’s County Delegation	St. Mary’s County – Metropolitan Commission – Personnel
HB 695	Anne Arundel County Delegation	Anne Arundel Co – Property Tax – Payment in Lieu of Taxes Agreements – Econ Dvlp Projects
HB 730	Del. Hill	Health Ins – Coverage for Diabetes Test Strips – Prhbtn on Deductible, Copayment, and Coinsurance
HB 740	Del. Angel	President Jimmy Carter Cancer Treatment Access Act
HB 746	Del. M. Washington	Public School Labor Relations Board – Administration and Enforcement – Revisions

NUMBER	SPONSOR	CONTENT
HB 747	Chair, Health and Government Operations Committee	Public Health – Cigarette Restitution Fund Programs – Modifications
HB 815	Del. B. Barnes	State Retirement and Pension System – Membership Elections
HB 817	Del. B. Barnes	Employees’ Pension System – Purchase of Credit for Eligibility Service – Legislative Employees
HB 823	Del. B. Barnes	St Rtrmnt and Pension Sstm – Small Procurements – Med Evaluations for Dsblty Rtrmnt Benefits
HB 852	Del. Barkley	Crts – Actn for Vltn of Clctv Bargnng Agrmnt or Breach of Duty of Fair Rprsntn – Lims Period
HB 892	St. Mary’s County Delegation	St. Mary’s County – Public Facility Bonds
HB 951	Del. Lisanti	State Highway Administration – Alfred B. Hilton Memorial Bridge – Dedication
HB 991	Del. Lierman	St Empl and Retiree Hlth and Wlfr Benefits Program – Participation by Satellite Orgnztns
HB 997	Del. Fraser–Hidalgo	Vhcl Lws – Bicycles, Play Vehicles, and Unicycles – Oprtn on Sidewalks and in Crosswalks
HB 1030	Del. Anderson	Baltimore City – Hotel Room Tax – Convention Center Promotion and Operations
HB 1055	St. Mary’s County Delegation	St. Mary’s County – Bonds and Other Evidences of Indebtedness – Limitations and Repayment
HB 1110	Del. B. Barnes	Law Enforcement Officers’ Pension System – Membership

NUMBER	SPONSOR	CONTENT
HB 1383	Del. Barron	Behavioral Health Administration – Outpatient Civil Commitment Pilot Program
HB 1466	Del. P. Young	State Personnel – Disabled Veterans – Noncompetitive Appointment
HB 1506	Del. Glenn	St Govt – Ofc of Minority Affairs and Intrdpmtmntl Advsry Cmt on Minority Affairs – Renaming
HB 1537	Del. Bromwell	Video Lottery Facilities – Donation of Coins From Gaming Payouts – Expansion
HB 1579 (Emerg)	Baltimore County Delegation	Maryland Consolidated Capital Bond Loan of 2016 – Baltimore County – Morning Star Family Life Center

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

QUORUM CALL

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

(See Roll Call No. 1165)

ADJOURNMENT

At 11:55 A.M. on motion of Delegate Frick the House adjourned until 10:00 A.M. on Legislative Day March 29, 2017, Calendar Day, Wednesday, April 5, 2017.

Annapolis, Maryland
Legislative Day: March 29, 2017
Calendar Day: Wednesday, April 5, 2017
10:00 A.M. Session

The House met at 10:03 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Shane Robinson of Montgomery County.

QUORUM CALL

The presiding officer announced a quorum call, showing 118 Members present.

(See Roll Call No. 1166)

EXCUSED:

Del. Carozza – late – business

Del. Jackson – mother's death

The Journal of April 4, 2017 was read and approved.

YEAS AND NAYS NO. 13

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 26	Del. Holmes	Real Property – Notices of Foreclosure Sale and Postponement or Cancellation of Foreclosure Sale
HB 219	Carroll County Delegation	Carroll County – Local Government Tort Claims Act
HB 644	Del. Luedtke	Independent Living Tax Credit Act
HB 702	Del. Holmes	Residential Property – Vacant and Abandoned Property – Expedited Foreclosure
HB 744	Del. Kramer	Corporations – Maryland General Corporation Law – Miscellaneous Provisions

NUMBER	SPONSOR	CONTENT
HB 844	Del. Moon	Driver Imprvmt Prgrm and Failure to Pay Chld Sprt – Driver’s Lcns Sspnsns – Pnlts and Assmnt of Pts

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

MESSAGE FROM THE SENATE

INTRODUCTORY SENATE BILLS NO. 45

Senate Bill 258 – Senator Astle

AN ACT concerning

Income Tax – Subtraction Modification – Police Auxiliaries or Reserve Volunteers

FOR the purpose of altering the amount of a subtraction modification under the State income tax for certain qualifying police auxiliaries or reserve volunteers; and generally relating to a subtraction modification under the State income tax for police auxiliaries or reserve volunteers.

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

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–208(l)
Annotated Code of Maryland
(2016 Replacement Volume)

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

Senate Bill 807 – Senators ~~Smith and Astle~~, Astle, Kasemeyer, Madaleno, Currie, DeGrange, Eckardt, Edwards, Ferguson, Guzzone, King, Manno, McFadden, Peters, and Serafini

AN ACT concerning

**Income Tax Credit – Wages Paid to Qualified Veteran Employees
(Hire Our Veterans Act of 2017)**

FOR the purpose of allowing a credit against the State income tax for certain wages paid by certain small businesses to certain qualified veteran employees; providing for the calculation of the credit; prohibiting a small business from claiming the credit under certain circumstances; ~~requiring the small business to submit certain documentation to qualify for the credit;~~ requiring the Department of Commerce, on application of a small business, to issue a tax credit certificate under certain circumstances; requiring the application to contain certain information; requiring the Department to approve applications on a first-come, first-served basis and notify applicants of approval or denial of an application within a certain number of days after receipt of the application; providing that the total amount of tax credit certificates issued by the Department may not exceed a certain amount for each taxable year; requiring the Department to report certain information to the Comptroller on or before a certain date each year; requiring the Department to adopt certain regulations; requiring the Secretary of Commerce to report to the General Assembly on or before a certain date; defining certain terms; providing for the application of this Act; and generally relating to a State income tax credit for wages paid to qualified veteran employees.

BY adding to

Article – Tax – General

Section 10–741

Annotated Code of Maryland

(2016 Replacement Volume)

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

Senate Bill 931 – Senators Astle ~~and Hershey~~, Hershey, Middleton, Benson, Feldman, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, Oaks, and Ready

AN ACT concerning

~~Local Jurisdictions – Zoning Authority~~ Public Service Commission – Certificate of Public Convenience and Necessity – ~~Generating Stations~~ Consistency With Comprehensive Plan

FOR the purpose of requiring the Public Service Commission, rather than the Department of Planning, to provide a copy of certain application materials for a certificate of public convenience and necessity to each appropriate unit of local government in which the construction of a generating station is proposed to be located and to certain public officials; requiring the Commission to take final action on the application only after due consideration of the consistency of the application with the jurisdiction's comprehensive plan and zoning and of certain efforts to resolve certain issues;

~~authorizing a local jurisdiction to adopt certain zoning regulations for the siting of generating stations; requiring a local jurisdiction that adopts zoning regulations in accordance with this Act to make a certain determination regarding the types of energy generating technologies that the zoning regulations will include; prohibiting the siting or construction of a certain generating station beginning on the date of a certain notice until certain zoning regulations are adopted or after a certain period of time from the date of a certain notice, subject to a certain exception; requiring a local jurisdiction to provide a certain notice before proposing certain zoning regulations; requiring a local jurisdiction to offer to meet with certain representatives of energy generation technologies that will be included in the zoning regulations within a certain period of time from the date of a certain notice; requiring a certain power plant environmental research program to identify and recommend certain representatives to meet with a local jurisdiction; requiring a local jurisdiction to consider certain factors when establishing certain zoning regulations; requiring a local jurisdiction to identify certain generating station sites for certain energy generation technologies included in the zoning regulations; requiring the Public Service Commission to review and comment on a local jurisdiction's proposed zoning regulations; establishing that a local jurisdiction's zoning regulations in effect before a certain date are deemed to be in compliance with this Act and binding on a certain generating station if the Commission makes a certain determination; requiring a local jurisdiction to comply with the requirements of this Act when amending, repealing, or reclassifying zoning regulations adopted under this Act; requiring the owner of a certain generating station to comply with zoning regulations adopted in accordance with this Act; authorizing the Commission to preempt a local jurisdiction's zoning regulations adopted in accordance with this Act under certain circumstances; applying this Act to charter counties and Baltimore City; prohibiting the Commission from issuing a certificate of public convenience and necessity for or approving the construction of a certain generating station unless the construction complies with a local jurisdiction's zoning regulations adopted in accordance with this Act; requiring a certain power plant environmental research program to study and make certain recommendations regarding certain matters; requiring the power plant environmental research program to consult with certain representatives in conducting the study and developing recommendations; requiring the program to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; defining a certain term; providing for the application of this Act; and generally relating to zoning authority and generating stations an application for a certificate of public convenience and necessity.~~

~~BY repealing and reenacting, with amendments,
Article — Land Use
Section 1 — 401(b) and 10 — 103(b)
Annotated Code of Maryland
(2012 Volume and 2016 Supplement)~~

~~BY adding to
Article — Land Use
Section 4 — 211~~

~~Annotated Code of Maryland
(2012 Volume and 2016 Supplement)~~

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–207~~(b)(1) and 7–207.1(b)(c) and (e)~~
Annotated Code of Maryland
(2010 Replacement Volume and 2016 Supplement)

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

Senate Bill 1069 – Senators Ferguson, Currie, Madaleno, Young, and Zucker

AN ACT concerning

Maryland Historic Trust Grant Fund Improvement Act

FOR the purpose of authorizing the Maryland Historic Trust Grant Fund to be used to pay for certain reasonable and necessary administrative costs, not to exceed a certain amount; requiring the Governor, beginning in a certain fiscal year, to include a certain appropriation to the Fund in the annual State budget bill, subject to certain limitations; limiting the amount of grants from the Fund that may be awarded to historic properties owned by the Maryland Historic Trust; requiring the Trust to include certain information in a certain annual report; and generally relating to the Maryland Historic Grant Fund.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 5A–328
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

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

Senate Bill 1135 – Senator Oaks

AN ACT concerning

Employees' Pension System – ~~Incorrect Enrollments~~ Membership – Study

FOR the purpose of requiring ~~that, if after a certain requested review by the Board of Trustees for the State Retirement and Pension System, an individual is determined by the Board of Trustees to be incorrectly enrolled as a member of the Employees' Pension System, the individual shall be disenrolled; requiring the Board of Trustees, at the request of an incorrectly enrolled individual, to pay the individual certain contributions in accordance with certain provisions of law; requiring the Board of Trustees, at the request of the participating employer of an incorrectly enrolled~~

~~individual, to determine the amount of contributions that the employer paid on behalf of the individual; providing that the Board of Trustees may make a certain adjustment to the employer's contributions; providing for the termination of this Act; and generally relating to incorrect enrollments~~ the State Retirement Agency and the Department of Legislative Services to conduct a certain study regarding membership in the Employees' Pension System for certain individuals who are employed in positions for which the budgeted hours are less than a certain number of hours per fiscal year; requiring the study to include certain elements; requiring the State Retirement Agency and the Department of Legislative Services to report their findings and recommendations to the Joint Committee on Pensions on or before a certain date; providing for the termination of this Act; and generally relating to a study regarding the membership of certain individuals in the Employees' Pension System.

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

Senate Bill 1194 – ~~Senator Klausmeier~~ Senators Klausmeier, Astle, Benson, Feldman, Hershey, Jennings, Mathias, Middleton, Oaks, Reilly, and Rosapepe

AN ACT concerning

Public Health – Substance Abuse Treatment Outcome Partnership Fund

FOR the purpose of altering the definition of “eligible functions” to allow funds from the Substance Abuse Treatment Outcome Partnership Fund to be used for recovery ~~and post-recovery~~ support systems; altering the definition of “eligible population” to allow funds from the Fund to be used for services provided to individuals in recovery; requiring, beginning in a certain fiscal year, and subject to the limitations of the State budget, the Governor to annually include a certain appropriation in the State budget; repealing a certain provision of law rendered obsolete by a certain provision of this Act; and generally relating to the Substance Abuse Treatment Outcome Partnership Fund.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 8–6C–01 and 8–6C–02
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

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

Senate Bill 1196 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

**Tri-County Council for Southern Maryland – Financing Purchase or Lease of
Property – Exemption From Procurement Law**

FOR the purpose of exempting from the State procurement law the purchase or lease of property for a certain purpose by certain persons if the Tri-County Council for Southern Maryland makes a certain determination; providing that existing obligations or contract rights may not be impaired by this Act; making this Act an emergency measure; and generally relating to an exemption from the State procurement law for the purchase or lease of property by certain persons under a certain determination made by the Tri-County Council for Southern Maryland.

BY repealing and reenacting, without amendments,

Article – Economic Development

Section 13–601(a) and (c)

Annotated Code of Maryland

(2008 Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development

Section 13–612.1

Annotated Code of Maryland

(2008 Volume and 2016 Supplement)

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

**HOUSE RULES AND EXECUTIVE NOMINATIONS COMMITTEE REPORT
NO. 17**

CONSENT NO. 6

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1661 – Delegates Pena–Melnik, Hayes, and Morales

AN ACT concerning

**Schools and Child Care Centers – State Grant Program – Security Upgrades for
Facilities at Risk of Hate Crimes or Attacks**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

Senate Bill 311 – The President (By Request – Administration) and Senators Hershey and Salling

AN ACT concerning

Promoting Efficiencies in State Procurement

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

Senate Bill 335 – ~~Senator Rosapepe~~ Senators Rosapepe, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Oaks, and Reilly

AN ACT concerning

Career Apprenticeship Opportunity Act of 2017

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

Senate Bill 355 – Senators Serafini and Astle

AN ACT concerning

Gas Companies – Rate Regulation – Environmental Remediation Costs

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

Senate Bill 364 – Senators Ferguson, Astle, Guzzone, Kasemeyer, Klausmeier, Manno, Middleton, Ramirez, Rosapepe, Smith, Young, ~~and Zucker~~ Zucker, Madaleno, Currie, DeGrange, Eckardt, King, McFadden, Peters, and Serafini

AN ACT concerning

One Maryland Economic Development Tax Credits – Business Incubators, Enterprise Zones, and Regional Institution Strategic Enterprise Zones

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

Senate Bill 393 – Senator Manno

AN ACT concerning

~~**Electric Vehicle Excise Tax Credit – Extension**~~
Clean Cars Act of 2017

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

Senate Bill 527 – Senator Middleton

AN ACT concerning

Credit Regulation – Unsecured Open End Credit Plans – Fees and Charges

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

Senate Bill 572 – ~~Senator Simonaire~~ Senators Simonaire, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Oaks, Reilly, and Rosapepe

AN ACT concerning

Investigational Drugs, Biological Products, and Devices – Right to Try Act

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

Senate Bill 674 – Senators Kelley, Bates, Benson, Brochin, Conway, Currie, Eckardt, Ferguson, Guzzone, Kagan, Kasemeyer, King, Klausmeier, Lee, Madaleno, McFadden, Muse, Nathan-Pulliam, Peters, Pinsky, Ramirez, Reilly, Robinson, Rosapepe, Smith, Zirkin, and Zucker

AN ACT concerning

Juvenile Services – Services and Programs for Females

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

Senate Bill 717 – ~~Senator Eckardt~~ Senators Eckardt, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks

AN ACT concerning

~~**Task Force on Internet, Wireless, and Cellular Service on the Eastern Shore**~~
Connecting Rural Maryland Act of 2017

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

Senate Bill 736 – Senator Waugh

AN ACT concerning

St. Mary's County – Public Facility Bonds

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

Senate Bill 823 – ~~Senator Eckardt~~ Senators Eckardt and Ferguson

AN ACT concerning

Task Force to Study Tax Sales in Maryland

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

Senate Bill 853 – Senators Madaleno, Benson, Currie, Ferguson, Kagan, Kelley, Manno, McFadden, Nathan–Pulliam, and Smith

AN ACT concerning

**Transitional Supports for Ex–Offenders – Repeal of Restrictions
(Maryland Equal Access to Food Act of 2017)**

The Bill was re–referred to the Committee on Appropriations.

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

Senate Bill 861 – Senators Smith, Guzzone, Kelley, Muse, and Ramirez

AN ACT concerning

Family Law – Marriage – Age Requirements

The Bill was re–referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Ways and Means:

Senate Bill 873 – Senator Madaleno (By Request – Tax Credit Evaluation Committee) and Senators Kasemeyer, Currie, DeGrange, Eckardt, Edwards, Ferguson, Guzzone, King, Manno, McFadden, Peters, and Serafini

AN ACT concerning

Economic Development – Job Creation Tax Credit – Alteration

The Bill was re–referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Health and Government Operations:

Senate Bill 898 – Senators Astle, Jennings, Klausmeier, ~~and Mathias~~ Mathias, Benson, Feldman, Hershey, Middleton, Oaks, Reilly, and Rosapepe

AN ACT concerning

Health Insurance – Prescription Drugs – Dispensing Synchronization

The Bill was re–referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

Senate Bill 946 – Senators Smith, Madaleno, Benson, Currie, Guzzone, Kagan, King, Lee, McFadden, Nathan–Pulliam, Robinson, Rosapepe, and Zucker

AN ACT concerning

Weapon-Free Gun-Free Higher Education Zones

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

Senate Bill 967 – ~~Senator Klausmeier~~ Senators Klausmeier, Astle, Benson, Feldman, Hershey, Hough, Jennings, Mathias, Middleton, Miller, Oaks, Reilly, Rosapepe, and Simonaire

EMERGENCY BILL

AN ACT concerning

Heroin and Opioid Prevention Effort (HOPE) and Treatment Act of 2017

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

Senate Bill 983 – Senator Muse

AN ACT concerning

Criminal Procedure – Pretrial Release

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

Senate Bill 988 – ~~Senator Nathan–Pulliam~~ Senators Nathan–Pulliam, Ferguson, Guzzone, Kelley, Manno, McFadden, Ramirez, and Smith

AN ACT concerning

Health Occupations – Maryland Community Health Worker Act

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

Senate Bill 996 – Senators Lee and Muse

AN ACT concerning

Family Law – Child Abuse and Neglect – Definitions

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

Senate Bill 1017 – Senator Lee

AN ACT concerning

~~State Government – Human Trafficking Advisory Council – Establishment~~
Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking
– Sunset Extension

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

Senate Bill 1021 – Senators Zucker, Ferguson, Benson, Conway, Currie, DeGrange, Feldman, Guzzone, Kagan, Kasemeyer, King, Klausmeier, Lee, Manno, McFadden, Middleton, Miller, Nathan-Pulliam, Peters, Pinsky, Ramirez, Robinson, Smith, Young, and Zirkin

AN ACT concerning

~~Enterprise Zone and Regional Institution Strategic Enterprise Zone Programs –~~
~~Small Business Entities~~
Job Reinvestment Act of 2017

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

Senate Bill 1060 – ~~Senator Miller~~ Senators Miller, Conway, Pinsky, Bates, Kagan, Nathan-Pulliam, Robinson, Salling, Simonaire, Waugh, Young, and Zucker

AN ACT concerning

**Heroin and Opioid Education and Community Action Act of 2017
(Start Talking Maryland Act)**

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

Senate Bill 1099 – Senator Nathan-Pulliam

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2016 – Baltimore County –
Morning Star Family Life Center**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary and the Committee on Ways and Means:

Senate Bill 1121 – Senator Conway

AN ACT concerning

Election Law – Candidate for Circuit Court Judge Defeated in Primary Election

The Bill was re-referred to the Committee on Judiciary and the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

Senate Bill 1127 – Senators Conway, Ferguson, and McFadden

EMERGENCY BILL

AN ACT concerning

Baltimore City Community College – ~~Restructuring~~ Realignment

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

Senate Bill 1148 – ~~Senator Ferguson~~ Senators Ferguson, Astle, Feldman, Hershey, Jennings, Mathias, Reilly, and Rosapepe

AN ACT concerning

Maryland Stadium Authority – Maryland Sports and Affiliated Foundations – Establishment

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means and the Committee on Appropriations:

Senate Bill 1165 – Senator Waugh

AN ACT concerning

Maryland Longitudinal Data System – Student and Workforce Data Linkage – Extension of Time Limit

The Bill was re-referred to the Committee on Ways and Means and the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

Senate Bill 1171 – Harford County Senators

AN ACT concerning

Harford County – Alcoholic Beverages – Waiver From School Distance Restrictions

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

Senate Bill 1177 – Senators Jennings and Norman

AN ACT concerning

**Harford County – Alcoholic Beverages – ~~Interest in More Than One License~~
Common Direct or Indirect Sharing of Profit**

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

Senate Bill 1191 – ~~Senator Manno~~ Senators Manno and Nathan-Pulliam

AN ACT concerning

**Schools and Child Care Centers – State Grant Program – Security Upgrades for
Facilities at Risk of Hate Crimes or Attacks**

The Bill was re-referred to the Committee on Ways and Means.

**HOUSE RULES AND EXECUTIVE NOMINATIONS COMMITTEE REPORT
NO. 18**

CONSENT NO. 8

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

**Senate Bill 135 – ~~Senator Lee~~ Senators Lee, Brochin, Cassilly, Hough, Kelley,
Muse, Norman, Ramirez, Ready, Smith, and Zirkin**

AN ACT concerning

Crimes – Child Abuse and Neglect – Failure to Report

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

Senate Bill 260 – Senators Bates, Eckardt, Edwards, Guzzone, Hershey, Jennings, Kasemeyer, Klausmeier, Middleton, Norman, Ready, Salling, Serafini, Simonaire, and Waugh

AN ACT concerning

Tax Overpayment – Interest on Refunds

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

Senate Bill 317 – The President (By Request – Administration) and Senators Bates, Cassilly, Eckardt, Edwards, Hershey, Hough, Jennings, Mathias, McFadden, Salling, Serafini, Simonaire, ~~and Waugh~~ Waugh, Kasemeyer, Madaleno, Currie, DeGrange, Ferguson, Guzzone, King, Peters, Klausmeier, and Rosapepe

AN ACT concerning

More Jobs for Marylanders Act of 2017

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

Senate Bill 341 – Senator Edwards

AN ACT concerning

Vehicle Laws – School Vehicles – Definition

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

Senate Bill 363 – Senator Conway

AN ACT concerning

Pharmacists – Contraceptives – Prescribing and Dispensing

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

Senate Bill 371 – Senators Manno, Kasemeyer, DeGrange, King, Madaleno, Mathias, McFadden, Middleton, and Miller

AN ACT concerning

State Budget – Appropriations – Income Tax Revenue Estimate Cap and Revenue Stabilization Account

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

Senate Bill 459 – ~~Senator Feldman~~ Senators Feldman, Middleton, Astle, Benson, Hershey, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks

AN ACT concerning

Bail Bond – Installment Contract – Form and Confessed Judgment Prohibition

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

Senate Bill 521 – Senators Ready, Eckardt, Hershey, Mathias, ~~and Norman~~ Norman, Edwards, Ferguson, Guzzone, King, Madaleno, Manno, McFadden, Peters, and Serafini

AN ACT concerning

Community Colleges – Small Community Colleges – Funding

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

Senate Bill 543 – Senator Conway

AN ACT concerning

**Higher Education – Admissions Process – Criminal History
(Maryland Fair Access to Education Act of 2017)**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

Senate Bill 622 – Senators Eckardt, Bates, Cassilly, Edwards, Hershey, Hough, Jennings, Klausmeier, Middleton, Muse, Ready, Salling, Serafini, Simonaire, Waugh, and Young

AN ACT concerning

**Sales and Use Tax – Tax-Free Period for Back-to-School Shopping – Sale of
Backpacks and Bookbags**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

Senate Bill 651 – Senators Smith, Astle, Benson, Conway, Currie, Feldman, Ferguson, Guzzone, Jennings, Kagan, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Nathan-Pulliam, Norman, Peters, Ramirez, Robinson, Salling, Young, and Zucker

AN ACT concerning

Public Schools – Suspensions and Expulsions

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

Senate Bill 710 – Senator Conway

AN ACT concerning

**Education – Children With Disabilities – Individualized Education Program
Process – Parental Consent**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations and the Committee on Judiciary:

Senate Bill 734 – Senators Kasemeyer, Guzzone, King, Lee, Manno, Peters, ~~and Smith~~ Smith, Ferguson, Madaleno, and McFadden

AN ACT concerning

Sexual Assault Victims Resources Act of 2017

The Bill was re-referred to the Committee on Appropriations and the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

Senate Bill 786 – Senators Zucker, Conway, Guzzone, Kagan, Nathan-Pulliam, Robinson, and Smith

AN ACT concerning

**Education – ~~Behavior Intervention Plans – Physical~~ Restraint and Seclusion –
Consideration and Reporting**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

Senate Bill 839 – Senator Serafini

AN ACT concerning

**State Budget – ~~Appropriations – Funding Priorities~~
Workgroup on Categories for Funding Priorities in the Annual State Budget**

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

Senate Bill 856 – Senators Guzzone, Eckardt, Kagan, Madaleno, Manno, and Mathias

AN ACT concerning

Maryland Legal Services Corporation Funding – Abandoned Property Funds

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

Senate Bill 875 – Senator Kelley

AN ACT concerning

Residential Property – Notice of Foreclosure

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

Senate Bill 906 – Senator Muse

AN ACT concerning

~~**Child Support – Suspension of Employment-Related License for Arrears –
Hardship Exception and Reinstatement**~~
Child Support – Noncompliance With Court Order – License Suspension

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

Senate Bill 986 – Senator Nathan-Pulliam

AN ACT concerning

State Board of Social Work Examiners – Revisions

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

Senate Bill 995 – Senator Rosapepe

AN ACT concerning

Prince George's County – Alcoholic Beverages – Class BLX License – Movie Theaters

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

Senate Bill 1013 – Senator Conway

AN ACT concerning

~~**Health Occupations – Dental Therapists – Licensure**~~
Department of Health and Mental Hygiene and Maryland Higher Education
Commission – Workgroup to Examine the Need for Dental Therapy

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

Senate Bill 1019 – Senators Cassilly, Astle, ~~and Jennings~~ Jennings, Middleton, Benson, Feldman, Hershey, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks

AN ACT concerning

Department of Commerce – Employment in the State's Defense Industry – Army Alliance Study

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

Senate Bill 1024 – Senators McFadden and Ready

AN ACT concerning

Education – ~~Grant~~ State Grants for ~~Declining~~ Education Aid

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

Senate Bill 1081 – Senators Madaleno, Astle, Benson, Brochin, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Lee, Manno, Mathias, McFadden, Middleton, Nathan-Pulliam, Oaks, Pinsky, Robinson, Rosapepe, Smith, Young, Zirkin, and Zucker

AN ACT concerning

Health – Family Planning Services – Continuity of Care

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

Senate Bill 1106 – Senator Zucker

AN ACT concerning

Health Care Practitioners – Use of Teletherapy

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

Senate Bill 1122 – Senator Conway

AN ACT concerning

Alcoholic Beverages – Baltimore City – Transfer of License – Hardship Extension

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

Senate Bill 1143 – Senators Bates ~~and Nathan-Pulliam~~, Nathan-Pulliam, Kasemeyer, and Guzzone

AN ACT concerning

**Sales and Use Tax – Tax-Free Weekend – Ellicott City and Ellicott’s Mills
Historic Districts**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

**Senate Bill 1149 – Senators Oaks, Benson, Feldman, Guzzone, Klausmeier,
Mathias, Reilly, Rosapepe, Smith, and Zucker**

AN ACT concerning

**Baltimore City – Maryland Transit Administration – ~~Free Ridership for State
Employees~~ Transit Services for Public School Students**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

**Senate Bill 1158 – ~~Senators Middleton and Jennings~~, Jennings, Astle, Benson,
Feldman, Hershey, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks**

AN ACT concerning

**~~Power Plant Research Program~~ Department of Natural Resources – Solar
Generation Facilities – Pollinator-Friendly Designation**

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

**Senate Bill 1169 – ~~Senator Bates~~ Senators Bates, Middleton, Astle, Benson,
Feldman, Hershey, Jennings, and Klausmeier**

AN ACT concerning

Unemployment Insurance – Charge of Benefits – Waiver Due to Natural Disaster

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

Senate Bill 1174 – ~~Senator Jennings~~ Senators Jennings, Astle, Benson, Feldman, Hershey, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe

EMERGENCY BILL

AN ACT concerning

Public Health – Certificates of Birth – Births Outside an Institution

The Bill was re-referred to the Committee on Health and Government Operations.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 1167)

CALENDAR OF THIRD READING SENATE BILLS NO. 43

Senate Bill 7 – Senator Pinsky

AN ACT concerning

**Governor’s P-20 Leadership Council – College and Career Readiness and
College Completion Reporting – Revisions**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 1168)

The Bill was then returned to the Senate.

Senate Bill 154 – ~~Senators King, Feldman, Guzzone, Kagan, Lee, Madaleno, Manno, Peters, Smith, Young, and Zucker~~ Zucker, and Simonaire

AN ACT concerning

Vehicle Laws – School Bus Monitoring Cameras – Civil Penalty

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

Affirmative – 123 Negative – 12 (See Roll Call No. 1169)

The Bill was then returned to the Senate.

Senate Bill 531 – ~~Senator Benson~~ Senators Benson, Astle, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe

AN ACT concerning

Housing Counselor Navigator and Aftercare Program

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

Affirmative – 132 Negative – 3 (See Roll Call No. 1170)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 42

Senate Bill 392 – ~~Senator Hershey~~ Senators Hershey, Astle, Benson, Feldman, Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe

AN ACT concerning

Credit Regulation – ~~Revolving and~~ Closed End Credit Loans – Elimination of Duplicative Disclosures

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

Affirmative – 136 Negative – 2 (See Roll Call No. 1171)

The Bill was then returned to the Senate.

Senate Bill 491 – Senator Ready

AN ACT concerning

Alcoholic Beverages – Nonrefillable Containers – Draft Beer

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1172)

The Bill was then returned to the Senate.

Senate Bill 866 – ~~Senator Klausmeier~~ Senators Klausmeier and Ferguson

AN ACT concerning

Adult High School Pilot Program

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

Affirmative – 136 Negative – 2 (See Roll Call No. 1173)

The Bill was then returned to the Senate.

Senate Bill 897 – Senator Astle

AN ACT concerning

**Anne Arundel County – Alcoholic Beverages – Class H Beer and Light Wine
Licenses**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1174)

The Bill was then returned to the Senate.

Senate Bill 924 – Senator Serafini

AN ACT concerning

**Commissioner of Financial Regulation and State Collection Agency Licensing
Board – Surety Bond Requirements for Licensees and Registrants**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1175)

The Bill was then returned to the Senate.

**Senate Bill 966 – Senators Klausmeier ~~and Middleton~~, Middleton, Astle, Benson,
Feldman, Hershey, Jennings, Rosapepe, and Oaks**

AN ACT concerning

Electric Universal Service Program – Unexpended Funds

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

Affirmative – 132 Negative – 6 (See Roll Call No. 1176)

The Bill was then returned to the Senate.

Senate Bill 1088 – Senator Astle

AN ACT concerning

**Anne Arundel County – Alcoholic Beverages – Class B Beer, Wine, and Liquor
Licenses ~~— Fees~~**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1177)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 41

**Senate Bill 15 – Chair, Finance Committee (By Request – Departmental –
Maryland Insurance Administration)**

AN ACT concerning

**Insurance – Charitable Gift Annuities – Special Permit Holders – Required
Financial Statements**

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 31 – Chair, Finance Committee (By Request – Departmental –
Maryland Insurance Administration)**

AN ACT concerning

Title Insurance – Rate Making – Use of Rating Organizations for Filings

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1179)

The Bill was then returned to the Senate.

**Senate Bill 32 – Chair, Finance Committee (By Request – Departmental –
Maryland Insurance Administration)**

AN ACT concerning

~~Motor Vehicle Liability Insurance – Cancellation of Policy or Binder – Scope of~~
Notice Requirements

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1180)

The Bill was then returned to the Senate.

**Senate Bill 40 – Chair, Finance Committee (By Request – Departmental –
Maryland Insurance Administration)**

AN ACT concerning

Title Insurance Producers – Licensing of Business Entities and On-Site Reviews

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 270 – Senators Lee, Benson, Kagan, Kelley, Manno, Pinsky, Smith, and
Zucker**

AN ACT concerning

**Consumer Protection – Credit Report Security Freezes – Prohibition on Fees
and Required Notices**

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

Affirmative – 95 Negative – 42 (See Roll Call No. 1182)

The Bill was then returned to the Senate.

**Senate Bill 290 – ~~Senator Middleton~~ Senators Middleton, Astle, Benson, Feldman,
Hershey, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks**

AN ACT concerning

~~Maryland Automobile Insurance Fund –~~ **Motor Vehicle Liability Insurance
Policies – ~~Eligibility and Producer Charge~~ Placement and Reinstatement**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1183)

The Bill was then returned to the Senate.

CONCURRENCE CALENDAR NO. 6

AMENDED IN THE SENATE

House Bill 1 – Delegates ~~Clippinger and Davis~~, Davis, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Branch, Brooks, Carr, Chang, Conaway, Cullison, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Frick, Frush, Gaines, Gilchrist, Glenn, Gutierrez, Hayes, Haynes, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jones, Kaiser, Kelly, Knotts, Korman, Krimm, Lafferty, Lam, J. Lewis, R. Lewis, Lierman, Luedtke, McCray, McIntosh, A. Miller, Moon, Morales, Morhaim, Mosby, Patterson, Pena-Melnyk, Pendergrass, Platt, Proctor, Queen, Reznik, Robinson, Rosenberg, Sample-Hughes, Sanchez, Sophocleus, Stein, Sydnor, Tarlau, Turner, Valderrama, Vallario, Waldstreicher, A. Washington, M. Washington, Wilkins, K. Young, and P. Young

AN ACT concerning

Labor and Employment – Maryland Healthy Working Families Act

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

HB0001/707175/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “leave;” insert “providing that, except under certain circumstances, certain employees of a unit of State or local government are subject to certain provisions of the unit’s laws, regulations, policies, and procedures under certain circumstances; prohibiting an employer from being required to pay a tipped employee more than a certain wage for earned sick and safe leave;”.

On page 2, in line 6, after “offer;” insert “providing that an employer is not required to consent to a certain request under certain circumstances;”; in line 8, strike “or allowing

an employee to work certain hours or shifts”; in line 10, after “leave;” insert “requiring an employer to offer a certain employee employed in the restaurant industry the employee’s base rate of pay for the employee’s absence, except under certain circumstances; authorizing an employer, in lieu of offering to pay a certain employee the employee’s base rate of pay, to offer an additional shift of the same number of hours within a certain time frame; authorizing an employer to deduct accrued earned sick and safe leave for leave taken under certain circumstances; authorizing an employee to take earned sick and safe leave in certain increments of time, subject to a certain limitation;”; in line 15, after “notice;” insert “requiring the Commissioner to develop a certain model sick and safe leave policy for use by certain employers for certain purposes; requiring the Commissioner to provide technical assistance to certain employers under certain circumstances; requiring the Department of Labor, Licensing, and Regulation to post a certain notice and model on a certain Web site in a certain format;”; in line 17, after “a” insert “rebuttable”; in line 18, after “circumstances;” insert “prohibiting an employer from being assessed a certain civil penalty under certain circumstances; providing for the liability of certain payroll service providers under certain circumstances;”; in line 25, strike “requiring” and substitute “authorizing”; and in line 35, after “employers;” insert “authorizing certain jurisdictions to amend certain sick and safe leave laws enacted before a certain date;”.

AMENDMENT NO. 2

On page 4, in line 7, strike “PAID”; in line 14, strike “OR”; and in line 16, after “ARTICLE” insert “;

(5) IS EMPLOYED BY A TEMPORARY SERVICES AGENCY TO PROVIDE TEMPORARY STAFFING SERVICES TO ANOTHER PERSON IF THE TEMPORARY SERVICES AGENCY DOES NOT HAVE DAY-TO-DAY CONTROL OVER THE WORK ASSIGNMENTS AND SUPERVISION OF THE INDIVIDUAL WHILE THE INDIVIDUAL IS PROVIDING THE TEMPORARY STAFFING SERVICES; OR

(6) IS DIRECTLY EMPLOYED BY AN EMPLOYMENT AGENCY TO PROVIDE PART-TIME OR TEMPORARY SERVICES TO ANOTHER PERSON”.

On page 5, in line 27, after “(A)” insert “IN THIS SECTION, “EXISTING PAID LEAVE” INCLUDES:

(1) VACATION DAYS;

(2) SICK DAYS;

(3) SHORT-TERM DISABILITY BENEFITS;

(4) FLOATING HOLIDAYS;

(5) PARENTAL LEAVE; AND

(6) OTHER PAID TIME OFF THAT MAY BE USED UNDER THE TERMS AND CONDITIONS AS PAID SICK AND SAFE LEAVE.

(B)".

On page 6, in line 5, after "IF" insert ":

(I)";

in line 7, after the semicolon, insert "OR

(II) THE PAID LEAVE POLICY DOES NOT REDUCE EMPLOYEE COMPENSATION FOR AN ABSENCE DUE TO SICK OR SAFE LEAVE;";

in lines 20 and 27, strike "(B)" and "(C)", respectively, and substitute "(C)" and "(D)", respectively; in line 20, strike "(A)(2)" and substitute "(B)(2)"; in line 27, strike "THIS" and substitute "(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THIS"; after line 29, insert:

"(2) THIS SUBSECTION DOES NOT PREEMPT A LOCAL JURISDICTION FROM AMENDING A LAW THAT WAS ENACTED BEFORE JANUARY 1, 2017, AND REGULATES SICK AND SAFE LEAVE PROVIDED BY AN EMPLOYER.";

in line 32, strike "8" and substitute "12"; and in line 33, strike "OR".

On page 7, in line 4, after "TERMS" insert "; OR

(3) (I) IS CALLED TO WORK BY THE EMPLOYER ON AN AS-NEEDED BASIS IN A HEALTH OR HUMAN SERVICES INDUSTRY;

(II) CAN REJECT OR ACCEPT THE SHIFT OFFERED BY THE EMPLOYER;

(III) IS NOT GUARANTEED TO BE CALLED ON TO WORK BY THE EMPLOYER; AND

(IV) IS NOT EMPLOYED BY A TEMPORARY STAFFING AGENCY”;

after line 14, insert:

“(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, IF A UNIT OF STATE OR LOCAL GOVERNMENT’S SICK LEAVE ACCRUAL AND USE REQUIREMENTS MEET OR EXCEED THE SICK AND SAFE LEAVE PROVIDED FOR UNDER THIS SUBTITLE, EMPLOYEES OF THE UNIT OF STATE OR LOCAL GOVERNMENT WHO ARE PART OF THE UNIT’S PERSONNEL SYSTEM ARE SUBJECT TO THE UNIT’S LAWS, REGULATIONS, POLICIES, AND PROCEDURES PROVIDING FOR:

(I) ACCRUAL AND USE OF SICK LEAVE;

(II) GRIEVANCES; AND

(III) DISCIPLINARY ACTIONS.

(2) EMPLOYEES OF A UNIT OF STATE GOVERNMENT THAT ARE ENTITLED TO SICK AND SAFE LEAVE UNDER THIS SUBTITLE AND WHO ARE NOT COVERED BY THE UNIT’S SICK LEAVE AND ACCRUAL AND USE REQUIREMENTS ARE SUBJECT TO § 3-1308 OF THIS SUBTITLE.”;

in line 16, strike “AN” and substitute “(I) SUBJECT TO SUBPARAGRAPH (III) OF THIS PARAGRAPH, AN”; in line 19, strike “(2)” and substitute “(II)”; in the same line, after “SHALL” insert “AT LEAST”; after line 20, insert:

“(III) AN EMPLOYER MAY NOT BE REQUIRED TO PAY A TIPPED EMPLOYEE MORE THAN THE APPLICABLE MINIMUM WAGE FOR EARNED SICK AND SAFE LEAVE.”;

and in line 21, strike “(3)” and substitute “(2)”.

On page 8, in lines 7, 9, 11, and 12, strike “56”, “80”, “80”, and “90”, respectively, and substitute “40”, “64”, “64”, and “106”, respectively; strike beginning with “OR” in line 13 down through “SHORTER” in line 14; and in lines 17, 19, and 24, strike “16”, “16”, and “17.3”, respectively, and substitute “24”, “24”, and “26”, respectively.

AMENDMENT NO. 3

On page 9, in line 17, strike “56” and substitute “40”; in line 20, after “UNUSED” insert “EARNED”; strike beginning with “EMPLOYMENT” in line 25 down through “GRANT” in line 26 and substitute “EMPLOYEE IS EMPLOYED BY A NONPROFIT ENTITY OR A GOVERNMENTAL UNIT IN ACCORDANCE WITH A GRANT, THE DURATION OF WHICH IS LIMITED TO 1 YEAR AND IS NOT SUBJECT TO RENEWAL”; and in line 27, strike “9 MONTHS” and substitute “37 WEEKS”.

On page 10, in line 29, strike the second “OR”; after line 29, insert:

“(4) FOR MATERNITY OR PATERNITY LEAVE; OR”;

and in line 30, strike “(4)” and substitute “(5)”.

On page 12, in line 4, after “TITLE 7” insert “OR TITLE 10”; in line 5, after “DISABLED” insert “OR MENTALLY ILL”; and in line 12, after “DISABILITY” insert “OR MENTAL ILLNESS”.

AMENDMENT NO. 4

On page 13, in line 1, strike “AN” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, AN”; in line 4, strike “EMPLOYEE” and substitute “EMPLOYER”; and in the same line, strike “BE REQUIRED” and substitute “REQUIRE AN EMPLOYEE”; in line 15, strike “FOR MORE THAN TWO CONSECUTIVE SCHEDULED SHIFTS”; and in line 17, after “SECTION” insert “IF:

(I) THE LEAVE WAS USED FOR MORE THAN TWO CONSECUTIVE SCHEDULED SHIFTS; OR

(II) 1. THE EMPLOYEE USED THE LEAVE DURING THE PERIOD BETWEEN THE FIRST 107 AND 120 CALENDAR DAYS, BOTH INCLUSIVE, THAT THE EMPLOYEE WAS EMPLOYED BY THE EMPLOYER; AND

2. THE EMPLOYEE AGREED TO PROVIDE VERIFICATION UNDER TERMS MUTUALLY AGREED TO BY THE EMPLOYER AND THE EMPLOYEE AT THE TIME THE EMPLOYEE WAS HIRED BY THE EMPLOYER.

On page 14, in line 1, after “PROHIBITION” insert “:

(I)”;

after line 3, insert:

“(II) IN § 3-1310 OF THIS SUBTITLE AGAINST AN EMPLOYEE MAKING A COMPLAINT, BRINGING AN ACTION, OR TESTIFYING IN AN ACTION IN BAD FAITH; AND”;

in line 8, after “SHALL” insert “:

(1)”;

in line 9, after “NOTICE” insert “**AT NO CHARGE TO THE EMPLOYER**”; in line 10, after “SECTION” insert “:

(2) DEVELOP A MODEL SICK AND SAFE LEAVE POLICY THAT AN EMPLOYER MAY USE AS A SICK AND SAFE LEAVE POLICY IN AN EMPLOYEE HANDBOOK OR OTHER WRITTEN GUIDANCE TO EMPLOYEES CONCERNING EMPLOYEE BENEFITS OR LEAVE PROVIDED BY THE EMPLOYER; AND

(3) PROVIDE TECHNICAL ASSISTANCE TO AN EMPLOYER, IF AN EMPLOYER REQUESTS ASSISTANCE REGARDING IMPLEMENTING THE PROVISIONS OF THIS SUBTITLE.

(D) THE DEPARTMENT SHALL POST THE NOTICE AND MODEL SICK AND SAFE LEAVE POLICY CREATED AND DEVELOPED UNDER SUBSECTION (C)(1) AND (2) OF THIS SECTION ON THE DEPARTMENT’S WEB SITE IN A DOWNLOADABLE FORMAT”;

in line 19, after “(C)” insert “(1)”; in line 21, strike “SHALL BE PRESUMED TO HAVE” and substitute “CREATES A REBUTTABLE PRESUMPTION THAT THE EMPLOYER”; and after line 21, insert:

“(2) (I) AN EMPLOYER MAY NOT BE ASSESSED A CIVIL PENALTY BY THE COMMISSIONER UNDER THIS SUBTITLE DUE TO AN UNINTENTIONAL PAYROLL ERROR OR WRITTEN NOTICE ERROR CAUSED BY A THIRD-PARTY PAYROLL SERVICE PROVIDER WITH WHOM THE EMPLOYER CONTRACTED FOR SERVICES.

“(II) IF AN EMPLOYER CONTRACTS WITH A THIRD-PARTY PAYROLL SERVICE PROVIDER AND THE EMPLOYER IS FOUND IN VIOLATION OF THIS SUBTITLE AS A RESULT OF THE PAYROLL SERVICE PROVIDER’S ACTIONS, THE PAYROLL SERVICE PROVIDER IS LIABLE FOR ANY PENALTIES AND COSTS INCURRED BY THE EMPLOYER.”.

AMENDMENT NO. 5

On page 5, in line 14, after “(I)” insert ““RESTAURANT” MEANS AN ESTABLISHMENT THAT:

(1) ACCOMMODATES THE PUBLIC;

(2) IS EQUIPPED WITH A DINING ROOM WITH FACILITIES FOR PREPARING AND SERVING REGULAR MEALS; AND

(3) HAS AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD THAT EXCEED THE AVERAGE DAILY RECEIPTS FROM THE SALE OF ALCOHOLIC BEVERAGES.

(J)”;

and in lines 21 and 23, strike “(J)” and “(K)”, respectively, and substitute “(K)” and “(L)”, respectively.

On page 12, in line 17, after “(1)” insert “(I)”; in line 20, after “PERIOD” insert “, OR THE FOLLOWING PAY PERIOD,”; in lines 22 and 24, strike “(2)” and “(3)”, respectively, and substitute “(II)” and “(III)”, respectively; in line 25, strike “PARAGRAPH (1) OF THIS SUBSECTION” and substitute “SUBPARAGRAPH (I) OF THIS PARAGRAPH”; in the same

line, strike the colon; strike in their entirety lines 26 through 30, inclusive; in line 31, strike “(III)”; and after line 32, insert:

“(2) (I) THIS PARAGRAPH APPLIES ONLY TO AN EMPLOYEE EMPLOYED IN THE RESTAURANT INDUSTRY WHO IS COMPENSATED AS A TIPPED EMPLOYEE UNDER § 3–419 OF THIS TITLE AND WHO WOULD BE ENTITLED TO PAID LEAVE UNDER § 3–1304 OF THIS SUBTITLE IF THE EMPLOYEE:

1. NEEDS TO TAKE EARNED SICK AND SAFE LEAVE;

2. PREFERS AND IS ABLE TO WORK ADDITIONAL HOURS OR TRADE SHIFTS WITH ANOTHER EMPLOYEE IN THE SAME PAY PERIOD OR THE FOLLOWING PAY PERIOD; AND

3. REQUIRES THE EMPLOYER TO ARRANGE COVERAGE OF THE SHIFT.

(II) IF THE EMPLOYER IS CONTACTED TO ARRANGE THE COVERAGE OF A SHIFT UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE EMPLOYER SHALL HAVE THE DISCRETION TO OFFER THE EMPLOYEE A CHOICE OF:

1. BEING PAID THE MINIMUM WAGE REQUIRED UNDER § 3–413 OF THIS TITLE FOR THE EMPLOYEE’S ABSENCE; OR

2. WORKING AN EQUIVALENT SHIFT OF THE SAME NUMBER OF HOURS IN THE SAME PAY PERIOD OR THE FOLLOWING PAY PERIOD.

(III) AN EMPLOYER THAT DOES NOT OFFER THE TIPPED EMPLOYEE THE CHOICE UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH SHALL PAY TO THE EMPLOYEE THE MINIMUM WAGE REQUIRED UNDER § 3–413 OF THIS TITLE FOR THE USE OF THE EARNED SICK AND SAFE LEAVE.

(IV) AN EMPLOYER MAY DEDUCT AN ABSENCE TAKEN UNDER THIS PARAGRAPH FROM THE EMPLOYEE’S ACCRUED EARNED SICK AND SAFE LEAVE.

(3) AN EMPLOYER IS NOT REQUIRED TO CONSENT TO AN EMPLOYEE'S REQUEST TO WORK ADDITIONAL HOURS OR TRADE SHIFTS IF THE ADDITIONAL HOURS OR TRADE IN SHIFTS WOULD RESULT IN THE EMPLOYER BEING REQUIRED TO PAY OVERTIME TO THE EMPLOYEE."

AMENDMENT NO. 6

On page 15, in line 31, strike "SHALL" and substitute "**MAY**".

On page 17, after line 19, insert:

"SECTION 3. AND BE IT FURTHER ENACTED, That this Act may not be construed to preempt any federal law or regulation governing employees subject to federal law or regulations."

and in line 20, strike "3." and substitute "**4.**".

The preceding 6 amendments were read and concurred in.

HB0001/673625/1

BY: Senator Jennings

AMENDMENTS TO HOUSE BILL 1, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Finance Committee Amendments (HB0001/707175/1), in Amendment No. 1, strike beginning with "**prohibiting**" in line 21 down through "**providers**" in line 23 and substitute "**authorizing the Commissioner to waive a certain civil penalty**".

AMENDMENT NO. 2

On page 8 of the Finance Committee Amendments, in line 1 of Amendment No. 4, after "**(2)**" insert "**THE COMMISSIONER MAY WAIVE A CIVIL PENALTY ASSESSED UNDER THIS SUBTITLE IF THE PENALTY WAS ASSESSED FOR A VIOLATION THAT WAS DUE TO AN ERROR CAUSED BY A THIRD-PARTY PAYROLL SERVICE PROVIDER WITH WHOM THE EMPLOYER IN GOOD FAITH CONTRACTED FOR SERVICES.**"; and strike beginning with "**(I)**" in line 1 down through "**EMPLOYER.**" in line 10.

The preceding 2 amendments were read and concurred in.

HB0001/717671/1

BY: Finance Committee

AMENDMENT TO HOUSE BILL 1, AS AMENDED

(Third Reading File Bill)

On page 6, in line 8, strike “(C)” and substitute “(D)”.

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 – 87 Negative – 53 (See Roll Call No. 1184)

AMENDED IN THE SENATE

House Bill 514 – Delegates Jameson, Aumann, Barkley, B. Barnes, Branch, Brooks, Cassilly, Clippinger, Davis, Frick, Glenn, Hettleman, Kramer, Lam, Lierman, Lisanti, Moon, Morales, Platt, and Waldstreicher

AN ACT concerning

**Energy Efficiency Programs – Calculation of Program Savings and
Consideration of Cost-Effectiveness**

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

HB0514/127272/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 514

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “service;” insert “requiring that certain nonenergy benefits be quantifiable and directly related to a certain program or service;”.

AMENDMENT NO. 2

On page 6, in line 23, strike “ARE” and substitute “WILL BE”; in the same line, after “MET” insert “PROSPECTIVELY”; and after line 29, insert:

“(2) NONENERGY BENEFITS CONSIDERED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE QUANTIFIABLE AND DIRECTLY RELATED TO A PROGRAM OR SERVICE.”

On page 7, in lines 1, 4, 5, and 9, strike “(2)”, “(3)”, “(2)”, and “(4)”, respectively, and substitute “(3)”, “(4)”, “(3)”, and “(5)”, respectively.

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 – 95 Negative – 45 (See Roll Call No. 1185)

AMENDED IN THE SENATE

House Bill 781 – Delegate Kramer

AN ACT concerning

Retail Pet Stores – Animal Seller, Dog Cage Signs, and Records – Requirement Revisions

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

HB0781/987474/1

BY: Finance Committee

AMENDMENT TO HOUSE BILL 781

(Third Reading File Bill)

On page 2, in line 9, strike the brackets; and in the same line, before “CRITICAL” insert “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. 1186)

AMENDED IN THE SENATE

House Bill 1134 – Delegates Frick, Barve, Branch, Ebersole, Jones, Kaiser, Korman, Krimm, Lierman, Luedtke, McCray, Morhaim, Pena-Melnyk, Stein, Tarlau, Turner, Valentino-Smith, Wilkins, and K. Young

AN ACT concerning

Maryland Financial Consumer Protection Commission

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

HB1134/427571/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1134

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, strike “hold public meetings across the State and”; in line 11, strike “a”; and in line 12, strike “date” and substitute “dates”.

AMENDMENT NO. 2

On page 3, in line 3, strike “and”; in line 4, strike “of the public,”; in line 5, after “House” insert “, as follows”:

(i) one member of the public;

(ii) one representative of a consumer advocacy organization with general knowledge about financial banking and lending services;

(iii) one representative of a financial institution operating in the State;

(iv) one member with knowledge about the structure of the federal financial regulatory system, including the units of the federal government with regulatory oversight over the financial banking and lending industry; and

(v) one member with knowledge about:

1. federal laws and regulations that impact the financial banking and lending industry; and

2. financial products and practices that impact consumers;
and

(6) two members, appointed by the Governor, as follows:

(i) one member of the public; and

(ii) one member with general knowledge about financial banking and lending services in the State”;

and in line 8, strike “Office of the Attorney General” and substitute “Department of Legislative Services”.

On pages 3 and 4, strike beginning with the colon in line 28 on page 3 down through “(2)” in line 2 on page 4.

On page 4, in line 4, after “2017,” insert “and on or before December 31, 2018,”; in line 8, strike “1 year” and substitute “2 years”; and in line 9, strike “2018” and substitute “2019”.

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 – 90 Negative – 47 (See Roll Call No. 1187)

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

BILL: **SB0488**
SPONSOR: Prince George's County Senators
SUBJECT: Prince George's County – Alcoholic Beverages Regulation Reform
Act of 2017

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:

Senator Pinsky, Chair
Senator Young
Senator Bates

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB0488**
SPONSOR: Prince George's County Senators
SUBJECT: Prince George's County – Alcoholic Beverages Regulation Reform
Act of 2017

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:

Senator Pinsky, Chairman
Senator Young
Senator Bates

The House appoints:

Delegate Davis, Chair
Delegate Fennell
Delegate Valderrama

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

AMENDED IN THE SENATE

House Bill 212 – Delegates Waldstreicher, Angel, Barkley, Carr, Clippinger, Conaway, Cullison, Fraser–Hidalgo, Frush, Glenn, Gutierrez, Haynes, Healey, Hettleman, Hill, Holmes, Jackson, Jalisi, Kaiser, Kramer, Lafferty, Lam, Lierman, Lisanti, McCray, A. Miller, Morales, Pena–Melnik, Platt, Proctor, Queen, Robinson, Rosenberg, Sanchez, Sydnor, Turner, Valderrama, C. Wilson, K. Young, and R. Lewis

AN ACT concerning

Consumer Protection – Credit Report Security Freezes – Prohibition on Fees and Required Notices

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

HB0212/757571/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 212

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “freeze” insert “if the consumer has not previously requested the placement of a security freeze from the consumer reporting agency;”; strike beginning with the comma in line 5 down through “agency;” in line 9; strike beginning with “requiring” in line 10 down through “freeze,” in line 13; and in line 18, strike “and 14–3504(a) and (b)(1) and (2)”.

On page 2, in line 4, strike “and 14–3504(g)”; and strike in their entirety lines 7 through 16, inclusive.

AMENDMENT NO. 2

On page 2, in line 32, after “(i)” insert “1.”.

On page 3, in line 1, strike “(ii)” and substitute “2.”; in line 2, after “agency” insert “;”
OR

(II) REQUESTS THE PLACEMENT OF A SECURITY FREEZE IF THE CONSUMER HAS NOT PREVIOUSLY REQUESTED THE PLACEMENT OF A SECURITY FREEZE FROM THE CONSUMER REPORTING AGENCY”;

and strike in their entirety lines 3 through 13, inclusive.

On page 4, in line 21, strike “PLACING OR REMOVING” and substitute “THE FIRST PLACEMENT OF”; strike beginning with “OR FOR” in line 21 down through “THE” in line 24 and substitute “WITH THE”; and strike beginning with the first “A” in line 24 down through “INFORMATION” in line 27.

On pages 4 through 7, strike in their entirety the lines beginning with line 31 on page 4 through line 12 on page 7, inclusive.

The preceding 2 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB0212**
SPONSOR: Delegate Waldstreicher, et al
SUBJECT: Consumer Protection – Credit Report Security Freezes –
Prohibition on Fees and Required Notices

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:

Delegate Waldstreicher, Chair
Delegate Aumann
Delegate Kramer

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

WAYS AND MEANS COMMITTEE REPORT NO. 23

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

House Bill 286 – Delegates Korman, Anderson, Angel, Beidle, Carr, Chang, Conaway, Cullison, Ebersole, Fennell, Frick, Hayes, Hettleman, Hill, C. Howard, Jackson, Kelly, Lierman, Luedtke, A. Miller, Moon, Patterson, Pena–Melnyk, Platt, Tarlau, Waldstreicher, A. Washington, M. Washington, and P. Young

AN ACT concerning

Education – Specialized Intervention Services – Reports

HB0286/715864/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 286

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “Education” insert “, in consultation with certain county boards and certain individuals,”; in the same line, after “guidelines” insert “on or before a certain date”; and in line 8, after the first semicolon, insert “requiring the Department to submit a certain report on or before a certain date to the General Assembly;”.

AMENDMENT NO. 2

On page 2, strike beginning with “IDENTIFIED” in line 1 down through “ARTICLE” in line 2 and substitute “RECEIVING SERVICES UNDER THE FEDERAL INDIVIDUALS”

WITH DISABILITIES EDUCATION ACT"; in line 4, strike "SUCCEED" and substitute "MEET GRADE LEVEL STANDARDS"; strike beginning with "AND" in line 4 down through "ENVIRONMENT" in line 5 and substitute "OR IN A GENERAL EDUCATION CLASSROOM"; and strike beginning with "ADDITIONAL" in line 6 down through "YEAR" in line 9 and substitute "ANY KIND OF ADDITIONAL SERVICES, SUPPORT, OR INDIVIDUALIZED OR SMALL GROUP INSTRUCTION BEYOND THOSE PROVIDED AS A MATTER OF COURSE IN THE GENERAL EDUCATION CURRICULUM".

On page 2, in line 10, strike "2018–2019" and substitute "2019–2020"; in line 11, strike "DECEMBER 1" and substitute "JULY 30"; in line 22, strike "THE" and substitute "ON OR BEFORE JULY 30, 2018, THE"; and in the same line, after "DEPARTMENT" insert ", IN CONSULTATION WITH COUNTY BOARDS, REPRESENTATIVES OF ADVOCACY GROUPS, PARENTS, AND EDUCATORS,".

On page 2, after line 28, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1, 2018, the State Department of Education shall submit to the General Assembly, in accordance with § 2–1246 of the State Government Article, a report that includes a description of the following:

(1) the formal processes, if any, used in each local school system to identify students who may be in need of specialized intervention services;

(2) the specialized intervention services, if any, that are provided in each local school system;

(3) the grade levels in which specialized intervention services, if any, are provided in each local school system;

(4) the progress monitoring processes, if any, used in each local school system to monitor and track the progress of a student who receives specialized intervention services;

(5) the systems or programs that each local school system uses to track and account for funds received under the Coordinated Early Intervening Services provisions of the federal Individuals with Disabilities Education Act; and

(6) how the State and each local school system fund the provision of specialized intervention services, specifically whether specialized intervention services are funded through a separate budget or whether the services are funded through general portions of State and local budgets.”;

in line 29, strike “2.” and substitute “3.”; and in line 30, 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 Kaiser, Chair, for the Committee on Ways and Means reported favorably:

House Bill 1155 – Delegates Hixson, Gutierrez, Rose, and M. Washington

AN ACT concerning

Income Tax – Subtraction Modification – Mortgage Forgiveness Debt Relief

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 226 – Senators Manno, Edwards, Feldman, Hough, Kasemeyer, King, Lee, Madaleno, Peters, Serafini, ~~and Young~~ Young, DeGrange, and McFadden

AN ACT concerning

Biotechnology Investment Tax Credit – Qualified Maryland Biotechnology Company – Definition

SB0226/185560/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 226

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 6 down through “circumstances;” in line 9; and strike in its entirety line 19 and substitute “Section 10–725(a)(7)”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 6 through 13, inclusive.

On page 3, strike in their entirety lines 4 through 35, 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 Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 232 – Senators Manno, Benson, Conway, Feldman, Kelley, King, Lee, Madaleno, Muse, Nathan–Pulliam, Robinson, Smith, and Zucker

AN ACT concerning

Education – Pregnant and Parenting Students – Attendance Policy

SB0232/855560/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 232

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “students” insert “that, at a minimum, excuses certain absences under certain circumstances and provides a certain number of days of excused absences for certain students under certain circumstances; authorizing certain schools to allow certain students to make up the work that the student missed in a certain time period and to choose the method by which to make up the work that the student missed; requiring each county board to publish its attendance policy for pregnant and parenting students on the county board’s Web site”.

AMENDMENT NO. 2

On page 2, in line 2, after “ABSENCE” insert “AS PROVIDED UNDER”; strike beginning with “IF” in line 2 down through “OF” in line 4; in line 6, after “STUDENTS” insert “THAT, AT A MINIMUM, MEETS THE REQUIREMENTS OF THIS SECTION”; and after line 7, insert:

“(C) (1) THE POLICY DEVELOPED UNDER SUBSECTION (B) OF THIS SECTION SHALL:

(I) EXCUSE ALL ABSENCES DUE TO PREGNANCY– OR PARENTING–RELATED CONDITIONS, INCLUDING ABSENCES FOR:

1. LABOR;

2. DELIVERY;

3. RECOVERY; AND

4. PRENATAL AND POSTNATAL MEDICAL APPOINTMENTS;

(II) PROVIDE AT LEAST 10 DAYS OF EXCUSED ABSENCES FOR A PARENTING STUDENT AFTER THE BIRTH OF THE STUDENT’S CHILD;

(III) EXCUSE ANY PARENTING–RELATED ABSENCES DUE TO AN ILLNESS OR A MEDICAL APPOINTMENT OF THE STUDENT’S CHILD, INCLUDING UP TO 4 DAYS OF ABSENCES PER SCHOOL YEAR FOR WHICH THE SCHOOL MAY NOT REQUIRE A NOTE FROM A PHYSICIAN; AND

(IV) EXCUSE ANY ABSENCE DUE TO A LEGAL APPOINTMENT INVOLVING THE PREGNANT OR PARENTING STUDENT THAT IS RELATED TO FAMILY LAW PROCEEDINGS, INCLUDING ADOPTION, CUSTODY, AND VISITATION.

(2) IN ADDITION TO HOME AND HOSPITAL SERVICES, THE SCHOOL MAY ALLOW THE STUDENT TO:

(I) MAKE UP THE WORK THAT THE STUDENT MISSED IN A TIME PERIOD THAT EQUALS AT LEAST AS MANY DAYS THAT THE STUDENT WAS ABSENT; AND

(II) CHOOSE ONE OF THE FOLLOWING ALTERNATIVES TO MAKE UP WORK THAT THE STUDENT MISSED:

1. RETAKE A SEMESTER;

2. PARTICIPATE IN AN ONLINE COURSE CREDIT RECOVERY PROGRAM; OR

3. ALLOW THE STUDENT 6 WEEKS TO CONTINUE AT THE SAME PACE AND FINISH AT A LATER DATE.

(3) EACH COUNTY BOARD SHALL PUBLISH ITS WRITTEN ATTENDANCE POLICY FOR PREGNANT AND PARENTING STUDENTS ON THE COUNTY BOARD’S WEB SITE.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 367 – Senators Zucker, Peters, Edwards, Ferguson, Guzzone, King, Madaleno, Manno, and Serafini

AN ACT concerning

Income Tax – Subtraction Modification – Mortgage Forgiveness Debt Relief

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 452 – Senators Manno, Benson, Brochin, Currie, DeGrange, Edwards, Feldman, Guzzone, Hough, Jennings, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Mathias, Muse, Nathan–Pulliam, Norman, Peters, Ready, Robinson, Rosapepe, Salling, Serafini, Smith, Young, Zirkin, ~~and Zucker~~ Zucker, and Pinsky

AN ACT concerning

Education – Accountability Program – Assessments
~~(Less Testing, More Learning~~ **(More Learning, Less Testing Act of 2017)**

SB0452/605167/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 452
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 5 and 6; in line 4, after “of” insert “requiring the State Board of Education to develop, in collaboration with certain entities and individuals, a middle school level social studies assessment that meets certain requirements and for implementation in a certain school year;”; in line 11, strike “of Education”; and in line 16, after the semicolon, insert “requiring certain county boards to establish on or before certain dates a certain committee on assessments; requiring the committee to submit recommendations to certain county boards and certain employee representatives on or before certain dates;”.

On page 2, strike beginning with “requiring” in line 10 down through “purpose;” in line 11.

AMENDMENT NO. 2

On page 3, in line 33, strike “AND”; and in the same line, strike the brackets.

On page 4, after line 34, insert:

“(4) AT THE MIDDLE SCHOOL LEVEL, THE STATE BOARD SHALL DEVELOP, IN COLLABORATION WITH COUNTY BOARDS, COUNTY CURRICULUM SPECIALISTS IN SOCIAL STUDIES, MIDDLE SCHOOL SOCIAL STUDIES TEACHERS, AND ACADEMICS WITH EXPERTISE IN SOCIAL STUDIES EDUCATION, A SOCIAL STUDIES ASSESSMENT THAT:

(I) CONSISTS, TO THE GREATEST EXTENT POSSIBLE, OF CRITERION–REFERENCED, PERFORMANCE–BASED TASKS THAT REQUIRE STUDENTS TO UTILIZE CRITICAL AND HISTORICAL THINKING SKILLS AND ANALYZE PRIMARY SOURCES;

(II) SHALL BE ADMINISTERED, TO THE GREATEST EXTENT POSSIBLE, WITHIN EXISTING CLASS PERIODS; AND

(III) SHALL BE IMPLEMENTED IN THE 2019–2020 SCHOOL YEAR.”.

On page 5, in line 1, strike “(4)” and substitute “(5)”.

AMENDMENT NO. 3

On page 6, strike beginning with “A” in line 18 down through “TEST” in line 19 and substitute “:

1. A TEACHER–DEVELOPED QUIZ OR TEST; OR

2. A SAMPLING TEST THAT IS NOT ADMINISTERED TO ALL STUDENTS”;

and in line 27, after “REPRESENTATIVE” insert “FOR TEACHERS”.

On page 7, in line 2, strike “A” and substitute:

“1. BEGINNING ON OR AFTER JANUARY 1, 2018, AND EACH JANUARY 1 THEREAFTER IN AN EVEN–NUMBERED YEAR, A”;

in the same line, strike “MAY” and substitute “SHALL”; strike beginning with “TO” in line 3 down through “PARAGRAPH” in line 4; and in line 5, strike “TEACHERS, AND PARENTS” and substitute “PARENTS, AND TEACHERS SELECTED BY THE EXCLUSIVE BARGAINING UNIT TO ADVISE AND MAKE RECOMMENDATIONS IN THE FOLLOWING AREAS:

A. THE TIME REQUIRED TO ADMINISTER EACH ASSESSMENT;

B. THE DUPLICATIVENESS OF ASSESSMENTS;

C. THE PURPOSE OF ASSESSMENTS;

D. THE VALUE OF FEEDBACK PROVIDED TO EDUCATORS;

AND

E. THE TIMELINESS OF RESULTS.

2. ON OR BEFORE JUNE 1, 2019, AND EACH JUNE 1 THEREAFTER IN AN ODD-NUMBERED YEAR, THE DISTRICT COMMITTEE ON ASSESSMENTS SHALL SUBMIT THE COMMITTEE'S RECOMMENDATIONS TO THE COUNTY BOARD AND EXCLUSIVE EMPLOYEE REPRESENTATIVE FOR TEACHERS FOR THAT LOCAL SCHOOL SYSTEM".

On page 10, strike in their entirety lines 23 through 26, inclusive; and in line 27, strike "3." and substitute "2.".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 597 – Senators Guzzone and Peters, Peters, DeGrange, Kasemeyer, King, Madaleno, and McFadden

AN ACT concerning

Income Tax Subtraction Modification – Retirement Income of Law Enforcement, Fire, Rescue, and Emergency Services Personnel

SB0597/515463/1

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 597
(Third Reading File Bill)

On page 2, in line 23, strike “60” and substitute “55”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1012 – Senator Conway (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City Board of School Commissioners – Members – Appointment and Removal

SB1012/105765/1

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 1012

(Third Reading File Bill)

On page 3, in line 23, strike “(l)” and substitute “(M)”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

ECONOMIC MATTERS COMMITTEE REPORT NO. 26

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

House Bill 71 – Delegates Luedtke, Kaiser, and Queen

AN ACT concerning

Alcoholic Beverages – Class 8 Farm Brewery License Holders – Food Service

HB0071/713498/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 71

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “repealing” and substitute “altering”; in line 4, strike the first “to sell” and substitute “selling”; in the same line, strike the first “serve” and substitute “serving”; in the same line, before the second “food” insert “any”; and in line 5, after “establishment” insert “, subject to certain requirements”.

AMENDMENT NO. 2

On page 2, in line 10, strike “and”; and in line 11, strike the bracket.

On page 3, in line 2, strike the bracket and substitute “; AND”

(IV) SUBJECT TO SUBSECTION (E)(2) OF THIS SECTION, SELL OR SERVE ANY”.

On page 4, in line 1, after “(e)” insert “**(1)**”; in the same line, strike “Notwithstanding” and substitute “**EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION AND NOTWITHSTANDING**”; and after line 2, insert:

“(2) A LICENSE HOLDER WHO SELLS FOODS UNDER SUBSECTION (C)(1)(IV) OF THIS SECTION SHALL MEET THE SAME RATIO OF GROSS RECEIPTS BETWEEN FOOD AND ALCOHOLIC BEVERAGES SALES AS A HOLDER OF A CLASS D BEER AND WINE LICENSE OR AN EQUIVALENT LICENSE IN THE JURISDICTION, AS THE LOCAL LICENSING BOARD DETERMINES.”

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 19 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Insurance – Surplus Lines Insurers, Surplus Lines Brokers, and Reinsurers

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 210 – ~~Senator Zucker~~ Senators Zucker, Bates, Hough, Mathias, Norman, Peters, Ready, and Young

AN ACT concerning

Alcoholic Beverages – Class 8 Farm Brewery License Holders – Food Service

SB0210/903290/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 210

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “repealing” and substitute “altering”; in line 4, strike the first “to sell” and substitute “selling”; in the same line, strike the first “serve” and substitute “serving”; in the same line, before the second “food” insert “any”; and in line 5, after “establishment” insert “, subject to certain requirements”.

AMENDMENT NO. 2

On page 2, in line 15, strike “and”; and in line 16, strike the bracket.

On page 3, in line 6, strike the bracket and substitute “; AND”

(IV) SUBJECT TO SUBSECTION (E)(2) OF THIS SECTION, SELL OR SERVE ANY.

On page 4, in line 5, after “(e)” insert “**(1)**”; in the same line, strike “Notwithstanding” and substitute “**EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION AND NOTWITHSTANDING**”; and after line 6, insert:

“(2) A LICENSE HOLDER WHO SELLS FOODS UNDER SUBSECTION (C)(1)(IV) OF THIS SECTION SHALL MEET THE SAME RATIO OF GROSS RECEIPTS BETWEEN FOOD AND ALCOHOLIC BEVERAGES SALES AS A HOLDER OF A CLASS D BEER AND WINE LICENSE OR AN EQUIVALENT LICENSE IN THE JURISDICTION, AS THE LOCAL LICENSING BOARD DETERMINES.”.

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 281 – Senators Ready, Bates, and Cassilly

AN ACT concerning

Alcoholic Beverages – Definition of Beer – Hard Cider

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 384 – Senator Conway

AN ACT concerning

Baltimore City – Alcoholic Beverages – Old Goucher Revitalization District

SB0384/123997/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 384
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “EMERGENCY BILL”; in line 3, after the first “a” insert “certain”; in line 10, after “a” insert “certain”; strike beginning with “, but” in line 10 down through “of,” in line 11; and in line 14, after “term,” insert “making this Act an emergency measure”.

AMENDMENT NO. 2

On page 3, in line 4, after “LICENSE” insert “THAT MAY BE ISSUED UNDER § 12-1603(C)(5) OF THIS TITLE”.

On page 5, in lines 13 and 14, strike “: (I)” and substitute “THAT MAY BE ISSUED UNDER § 12-1603(C)(5) OF THIS TITLE”; and strike beginning with the semicolon in line 15 down through “DISTRICT” in line 17.

AMENDMENT NO. 3

On page 6, strike beginning with “shall” in line 3 down through “2017” in line 4 and substitute “is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yea and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted”.

The preceding 3 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 398 – Senator Feldman

AN ACT concerning

Corporations – Formation of a Holding Company by Merger

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 910 – Senator Middleton

AN ACT concerning

Maryland Automobile Insurance Fund – Operations

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 951 – ~~Senator Smith~~ Senators Smith, Kelley, and Lee

AN ACT concerning

Maryland Securities Act – Vulnerable Adults

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

APPROPRIATIONS COMMITTEE REPORT NO. 23

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

Senate Bill 424 – Senators Rosapepe, Benson, Cassilly, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kelley, Klausmeier, Lee, Madaleno, Manno, McFadden, Peters, Ramirez, Robinson, Serafini, Smith, Young, and Zucker

AN ACT concerning

The Textbook Cost Savings Act of 2017

SB0424/434460/2

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 424

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “purposes;” insert “requiring certain funds allocated for certain purposes to be for the adoption, adaptation, and creation of certain resources that are equally accessible to and independently usable by individuals with disabilities;”.

AMENDMENT NO. 2

On page 2, after line 21, insert:

“(C) TO THE EXTENT PRACTICABLE, FUNDS ALLOCATED UNDER SUBSECTION (B) OF THIS SECTION SHALL BE FOR THE ADOPTION, ADAPTATION, AND CREATION OF OPENLY LICENSED EDUCATIONAL RESOURCES THAT ARE EQUALLY ACCESSIBLE TO AND INDEPENDENTLY USABLE BY INDIVIDUALS WITH DISABILITIES.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 913 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Death Benefits

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1009 – Senators Jennings, Astle, Eckardt, Edwards, Feldman, Guzzone, Hershey, King, Klausmeier, Manno, Ramirez, Ready, Rosapepe, Salling, Smith, and Zucker

AN ACT concerning

Public Assistance – Family Investment Program – Child Support Pass Through

SB1009/764961/1

BY: Appropriations Committee

AMENDMENT TO SENATE BILL 1009

(Third Reading File Bill)

On page 2, in lines 4 and 5, strike “\$50” and “\$100”, respectively, and substitute “\$100” and “\$200”, respectively.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 1188)

CALENDAR OF THIRD READING SENATE BILLS NO. 40

Senate Bill 251 – ~~Senator Simonaire Anne Arundel County Senators~~ Senators Simonaire, Astle, DeGrange, Reilly, and Rosapepe

AN ACT concerning

Anne Arundel County – Property Tax – Credit for Seniors of Limited Income

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 327 – Senators Young, Klausmeier, Eckardt, Guzzone, Muse, and Rosapepe

AN ACT concerning

Public Senior Higher Education Institutions – Financial Aid – Reduction Restrictions

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

Affirmative – 138 Negative – 2 (See Roll Call No. 1190)

The Bill was then returned to the Senate.

Senate Bill 389 – Senator Hershey

AN ACT concerning

Kent County – Property Tax Credit – Commerce Zones

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1191)

The Bill was then returned to the Senate.

Senate Bill 592 – Senator Edwards

AN ACT concerning

Allegany County – Property Tax Credits – Community Organizations and Lions Center

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1192)

The Bill was then returned to the Senate.

Senate Bill 671 – ~~Senators Kelley and Lee~~ Senators Kelley, Lee, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe

AN ACT concerning

Department of Human Resources – Public Assistance Eligibility – Financial Records

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1193)

The Bill was then returned to the Senate.

Senate Bill 753 – Senator Guzzone

AN ACT concerning

Tax Sales – Foreclosure of Right of Redemption – Naming of Defendants

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1194)

The Bill was then returned to the Senate.

Senate Bill 930 – Chair, Anne Arundel County Senators

AN ACT concerning

**Anne Arundel County – Property Tax – Payment in Lieu of Taxes Agreements –
Economic Development Projects**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1195)

The Bill was then returned to the Senate.

Senate Bill 1085 – Senator Conway

AN ACT concerning

**Morgan State University – Designation as the State’s Preeminent Public Urban
Research Institution**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1196)

The Bill was then returned to the Senate.

CONCURRENCE CALENDAR NO. 7**AMENDED IN THE SENATE**

**House Bill 860 – Delegates Lierman, Anderson, Angel, Carr, Conaway, Dumais,
Gaines, Glenn, Haynes, Hettleman, Hill, Jackson, Jones, R. Lewis, McCray,
McIntosh, A. Miller, Moon, Morales, Morhaim, Patterson, Pena–Melnik,
Platt, Queen, Reznik, Rosenberg, Sydnor, Valentino–Smith, A. Washington,
M. Washington, Wilkins, and K. Young**

AN ACT concerning

**Transitional Supports for Ex-Offenders – ~~Repeal~~ Alteration of Restrictions
(Maryland Equal Access to Food Act of 2017)**

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

HB0860/287476/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 860
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Alteration” and substitute “Repeal”; and strike beginning with “altering” in line 10 down through “stamps;” in line 12.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 32 on page 2 through line 15 on page 3, inclusive.

On page 3, in lines 16 and 20, strike “**(3)**” and “**(4)**”, respectively, and substitute “**(2)**” and “**(3)**”, respectively.

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 – 84 Negative – 55 (See Roll Call No. 1197)

MESSAGE FROM THE SENATE

INTRODUCTORY SENATE BILLS NO. 46

Senate Bill 1193 – ~~Senator Reilly~~ Anne Arundel County Senators

AN ACT concerning

**Anne Arundel County – Controlled Water Ski Areas in Maynadier Creek –
Operation of Vessel – ~~Prohibition~~ Hours of Operation**

FOR the purpose of authorizing a person to operate or give permission to operate a vessel for certain purposes in a ski slalom course located in a controlled water ski area during certain times on certain days; prohibiting a person from operating or giving permission to operate a vessel for certain purposes in a ski slalom course located in a controlled water ski area on certain days and State holidays ~~and during certain times on certain days~~; providing for the application of this Act; defining a certain term; and generally relating to the operation of a vessel on a ski slalom course in a controlled ski area.

BY renumbering

Article – Natural Resources
Section 8–725.1 through 8–725.7, respectively
to be Section 8–725.2 through 8–725.8, respectively
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)

BY adding to

Article – Natural Resources
Section 8–725.1
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)

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

INTRODUCTION OF JOINT RESOLUTIONS

Delegate Barve moved the Joint Resolution be introduced.

The Speaker put the question: Shall the Joint Resolution be introduced?

The roll call vote resulted as follows:

Affirmative – 109 Negative – 26 (See Roll Call No. 1198)

In compliance with the rules, the Joint Resolution was introduced.

House Joint Resolution 10 – Delegates Barve and Stein

A House Joint Resolution concerning

Chesapeake Bay Restoration – Federal Budget Blueprint Funding Reductions – Rescission Request

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

QUORUM CALL

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

(See Roll Call No. 1199)

ADJOURNMENT

At 11:44 A.M. on motion of Delegate Frick the House adjourned until 12:00 P.M. on Legislative Day March 30, 2017, Calendar Day, Thursday, April 6, 2017.

Annapolis, Maryland
Legislative Day: March 30, 2017
Calendar Day: Thursday, April 6, 2017
12:00 P.M. Session

The House met at 12:03 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Kathy Afzali of Frederick and Carroll Counties.

QUORUM CALL

The presiding officer announced a quorum call, showing 129 Members present.

(See Roll Call No. 1200)

EXCUSED:

Del. Impallaria – late – business

Del. Jackson – mother’s death

Del. Waldstreicher – late – business

The Journal of April 5, 2017 was read and approved.

YEAS AND NAYS NO. 14

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 62	Del. McConkey	State Retirement and Pension System – Disability Retirement – Reemployment Earnings Limitation
HB 94	Chair, Ways and Means Committee	Maryland E–Nnovation Initiative Program – Requirements for Matching Funds
HB 115	The Speaker	Mold Remediation Services Providers – Licensure and Program Evaluation

NUMBER	SPONSOR	CONTENT
HB 120	Chair, Environment and Transportation Committee	Department of Agriculture – Seafood and Aquaculture Product Marketing
HB 121	Chair, Environment and Transportation Committee	Environment – Hazardous Material Security – Repeal
HB 124	Chair, Environment and Transportation Committee	Environment – Solid Waste and Recycling Facilities
HB 126	Chair, Environment and Transportation Committee	Natural Resources – Wildlife and Hunting
HB 130	Chair, Environment and Transportation Committee	Maryland Wine and Grape Promotion Fund
HB 148	Chair, Health and Government Operations Committee	State Archives – Care of Fine Art or Decorative Art – Procurement Exemption
HB 155	Chair, Environment and Transportation Committee	Maryland Agricultural Land Preservation Foundation – Easement Termination

NUMBER	SPONSOR	CONTENT
HB 184	Del. Morales	Public Health – Treatment of ADHD – Identification and Posting of Information
HB 197	Del. Luedtke	Education – Remote Classroom Technology Grant Program – Establishment (Peyton’s Bill)
HB 199	Chair, Appropriations Committee	Capital Grants for Senior Citizen Activities Centers
HB 207	St. Mary’s County Delegation	St. Mary’s County – Local Plumbing Code – Repeal
HB 208	St. Mary’s County Delegation	St. Mary’s County – Electricians and Board of Electrical Examiners – Repeal
HB 211 (Emerg)	Del. Robinson	Cownose Bay Fishery Management Plan and Moratorium on Contests
HB 221	Del. Cullison	Maryland Council on Advancement of School-Based Health Centers
HB 224	Del. Lierman	Higher Education – AmeriCorps Program Participants – In-State Tuition
HB 257	Del. Hixson	Ed – Md Mls fr Achievemnt In–Clssrm Brkfst Prgrm – Admin (Md Mls fr Achievemnt for Teens Act of 2017)
HB 275	Del. Queen	Department of Health and Mental Hygiene – Recommended Courses in Military Culture
HB 283	Del. Krebs	Procurement – Prohibitions on Participation
HB 292	Del. Krebs	Alcoholic Beverages – Nonrefillable Containers – Draft Beer

NUMBER	SPONSOR	CONTENT
HB 307	Montgomery County Delegation	Montgomery Co – Alchlc Bevs – Limited Distilleries – Class B and Class D Licenses MC 6–17
HB 315	Montgomery County Delegation	Montgomery Co – Alchlc Bevs – Contracts to Sell Liquor for Off–Premises Consumption MC 18–17
HB 321	Montgomery County Delegation and Prince George’s County Delegation	M–NCPPC – Audit Committee and Office of the Inspector General MC/PG 110–17
HB 351	Del. Carr	Property Tax – Homestead Property Tax Credit Percentage and Constant Yield Tax Rate – Deadlines
HB 390	The Speaker	Improving the State Procurement Oversight Structure
HB 445	Del. West	Public Health – Repeal of AIDS Ed Program for Persons Convicted of Drug– or Sex–Related Crimes
HB 456	Del. Kaiser	Children With Disabilities and Child Care Providers – Dispute Resolution Process
HB 462	Del. P. Young	Hghr Ed – Ttn Wvrs for Foster Care Recipients and Unaccompanied Homeless Youth – Alterations
HB 482	Del. Cullison	Maryland Nurse Practice Act – Revisions
HB 554	Del. Carey	Anne Arundel County – Alcoholic Beverages – Board of License Commissioners – Attorneys
HB 561	Del. Jones	Higher Education – St. Mary’s College of Maryland – Governing Authority
HB 617	Del. Healey	Ntrl Rsrcls – Forest Cnsrvtn Act – Forest Cnsrvtn Thrshlds and Afforestation and Rfrsttn Rqrmnts

NUMBER	SPONSOR	CONTENT
HB 619	Del. Hornberger	Election Law – Campaign Signs at Polling Places
HB 628	Del. Barron	Scrtrs of Principal Depts – Sprvsn and Review of Decisions and Actns by Units Within Depts
HB 654	Del. Kaiser	Education – Statewide Kindergarten Assessment – Completion
HB 669	Del. Arentz	Public Schools – Boards of Education – Anonymous Two-Way Electronic Tip Programs
HB 677	Howard County Delegation	Howard County – Noise Control – Outdoor Concert Venues Ho. Co. 18–17
HB 710	Charles County Delegation	Charles County – Alcoholic Beverages – Alcohol Awareness Certification
HB 715	Chair, Ways and Means Committee	Institutions of Higher Education – Teacher Preparation Programs – Accreditation and Approval
HB 725	Del. Cullison	State Board of Dental Examiners – Death of a Licensed Dentist – Ownership of a Dental Practice
HB 760	Del. Arentz	State Real Estate Commission – Real Estate Brokerage Services – Duties and Obligations
HB 822	Del. Kipke	Income Tax – Subtraction Modification – Police Auxiliaries and Reserve Volunteers
HB 846	Del. Bromwell	Pricing and Selection Cmt for Blind Industries and Srvcs of Md and the Emplmt Works Program – Staff
HB 914	St. Mary's County Delegation	St. Mary's County – Metropolitan Commission – Authority to Borrow Money
HB 950	Del. Pena–Melnyk	Unvrsty Sstm of Md – Constituent Institutions – Alcohol and Drug Addiction Rcvry Program
HB 979	Del. Luedtke	Property Tax Credit – Public Safety Officers

NUMBER	SPONSOR	CONTENT
HB 1061	Del. A. Washington	Education – Emergency and Evacuation Plans – Individuals With Disabilities
HB 1063	Del. Stein	Agriculture – Maryland Healthy Soils Program
HB 1066	Del. Ebersole	Education – Fire Drill Requirements – State Fire Prevention Code
HB 1096	Allegany County Delegation	Allegany County – Alcoholic Beverages – Sunday Sales and Privileges
HB 1178	Del. Ghrist	Employees’ Pension System – Membership – Study
HB 1261	Del. Wilkins	Barbers – Criminal Penalties for Violations of Barbering Law – Repeal
HB 1273	Del. Cullison	Pharmacists – Substitution and Dispensing of Biological Products
HB 1275	Del. Vogt	State Government – Department of Veterans Affairs – Veterans’ Services Specialists
HB 1309	Del. Frush	Environment – Recycling – Special Events
HB 1343	Howard County Delegation	Howard County – Fire and Explosive Investigator – Authority Ho. Co. 24–17
HB 1423	Calvert County Delegation	Calvert County – Board of License Commissioners – Notice and Hearing on Proposed Legislation
HB 1440	Calvert County Delegation	Calvert County – Solid Waste Disposal Contracts
HB 1513	Del. Jones	Maryland Historic Trust Grant Fund Improvement Act

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

**HOUSE RULES AND EXECUTIVE NOMINATIONS COMMITTEE REPORT
NO. 19**

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

House Bill 367 – Delegates Reznik, Barkley, Ebersole, Krimm, Lierman, Platt, Waldstreicher, and K. Young

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Legislative and Congressional Districting – Standards and Processes

HB0367/873622/1

BY: Rules and Executive Nominations Committee

AMENDMENTS TO HOUSE BILL 367

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, strike “CONSTITUTIONAL AMENDMENT”; and strike line 2 in its entirety and substitute “Independent Congressional Redistricting Commission – Mid-Atlantic States Regional Districting Process”.

On pages 1 and 2, strike beginning with “proposing” in line 3 on page 1 down through “rejection” in line 10 on page 2 and substitute “requiring the Department of Legislative Services to obtain certain census data, adjust the census data for certain purposes, and provide the adjusted census data to a temporary redistricting commission within a certain time period; creating a temporary redistricting commission in the State; providing for the membership of the commission and the qualifications of its members; providing that individuals cease to be members of the commission under certain circumstances; providing that a member may be removed from the commission under certain circumstances and in a certain manner; providing that the commission is subject to certain laws governing open meetings and access to public records; requiring the commission to hold certain hearings to receive public testimony at certain times, in certain places, and in certain geographic areas to accommodate the public and to reflect certain demographics and characteristics of the population of the State; requiring the Department to staff and provide certain support for the commission; requiring the commission to use certain census data to prepare and adopt a districting plan for congressional districting within a certain time period; specifying that”.

a certain districting plan is the plan for the State; requiring that a certain districting plan be filed with the Secretary of State within a certain time period; providing for the effectiveness of a certain districting plan; specifying certain criteria for the formation of the districts; providing for the application of this Act; making this Act contingent on the enactment of a similar independent redistricting process by certain states; defining certain terms; directing the Secretary of State to send copies of this Act to the presiding officers of both Houses of the legislature of certain states with a request that each of the states join Maryland in the enactment of a certain congressional redistricting process; and generally relating to the establishment of districts in Maryland for the election of members of Congress and a mid-Atlantic states regional compact”.

On page 2, strike in their entirety lines 11 through 19, inclusive, and substitute:

“BY adding to

Article – Election Law

Section 8–6A–01 through 8–6A–09 to be under the new subtitle “Subtitle 6A.
Congressional Districting Process”

Annotated Code of Maryland

(2010 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 2, strike beginning with “(Three-fifths” in line 21 down through “Constitution” in line 22 and substitute “That the Laws of Maryland”; and after line 22, insert:

“Article – Election Law

SUBTITLE 6A. CONGRESSIONAL DISTRICTING PROCESS.

8–6A–01.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “COMMISSION” MEANS A TEMPORARY REDISTRICTING COMMISSION.

(C) “DEPARTMENT” MEANS THE DEPARTMENT OF LEGISLATIVE SERVICES.

8–6A–02.

NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IN THE YEAR IMMEDIATELY FOLLOWING THE DECENNIAL UNITED STATES CENSUS, THE DEPARTMENT SHALL:

(1) OBTAIN THE ADJUSTED CENSUS DATA FOR THE STATE FOR THAT CENSUS; AND

(2) PROVIDE THE ADJUSTED CENSUS DATA TO THE COMMISSION WITHIN 30 DAYS AFTER THE DEPARTMENT RECEIVES THE DATA.

8-6A-03.

(A) THERE IS A TEMPORARY REDISTRICTING COMMISSION.

(B) (1) THE COMMISSION SHALL CONSIST OF NINE MEMBERS.

(2) BY FEBRUARY 1 OF THE FIRST YEAR FOLLOWING THE UNITED STATES CENSUS, EIGHT MEMBERS SHALL BE APPOINTED AS FOLLOWS:

(I) TWO APPOINTED BY THE PRESIDENT OF THE SENATE;

(II) TWO APPOINTED BY THE MINORITY LEADER OF THE SENATE;

(III) TWO APPOINTED BY THE SPEAKER OF THE HOUSE OF DELEGATES; AND

(IV) TWO APPOINTED BY THE MINORITY LEADER OF THE HOUSE OF DELEGATES.

(3) (I) WITHIN 30 DAYS OF THEIR APPOINTMENTS TO THE COMMISSION, BUT NOT LATER THAN MARCH 1 OF THAT YEAR, THE COMMISSION MEMBERS SHALL SELECT, BY VOTE OF AT LEAST FIVE OF THE MEMBERS, THE NINTH COMMISSION MEMBER, WHO:

1. SHALL SERVE AS CHAIR; AND

2. MAY NOT BE AFFILIATED WITH EITHER OF THE PRINCIPAL POLITICAL PARTIES IN THE STATE.

(II) IF THE COMMISSION IS UNABLE TO SELECT THE NINTH MEMBER:

1. THE COMMISSION SHALL SUBMIT A LIST OF THREE NAMES FOR THE APPOINTMENT OF THAT MEMBER TO:

A. THE CHIEF ADMINISTRATIVE LAW JUDGE OF THE OFFICE OF ADMINISTRATIVE HEARINGS;

B. THE CHAIR OF THE STATE ETHICS COMMISSION; AND

C. THE COCHAIRS OF THE JOINT COMMITTEE ON LEGISLATIVE ETHICS; AND

2. NO LATER THAN 10 DAYS AFTER RECEIPT OF THE LIST SUBMITTED BY THE COMMISSION TO THE ENTITIES DESIGNATED UNDER ITEM 1 OF THIS SUBPARAGRAPH, THE ENTITIES SHALL SELECT THE NINTH MEMBER AND CHAIR OF THE COMMISSION.

8-6A-04.

(A) EACH MEMBER OF THE COMMISSION:

(1) (I) SHALL BE A VOTER WHO, FOR 5 OR MORE YEARS IMMEDIATELY PRECEDING THE DATE OF THE INDIVIDUAL'S APPOINTMENT, HAS BEEN REGISTERED CONTINUOUSLY IN THE STATE WITH THE SAME POLITICAL PARTY OR HAS BEEN UNAFFILIATED WITH A POLITICAL PARTY AND HAS NOT CHANGED POLITICAL PARTY AFFILIATION; AND

(II) IN THE 5 YEARS IMMEDIATELY PRECEDING THE DATE OF THE INDIVIDUAL'S APPOINTMENT, HAS VOTED IN AT LEAST TWO ELECTIONS; AND

(2) (I) MAY NOT HAVE BEEN A CANDIDATE FOR ELECTION TO OR SERVED AS GOVERNOR, AS A MEMBER OF THE GENERAL ASSEMBLY, OR AS A REPRESENTATIVE OF THE UNITED STATES CONGRESS FROM THIS STATE DURING THE 5 YEARS IMMEDIATELY PRECEDING THE DATE OF THE INDIVIDUAL'S APPOINTMENT, OR BE AN IMMEDIATE FAMILY MEMBER ESTABLISHED THROUGH BLOOD OR LEGAL RELATION OF SUCH CANDIDATE OR MEMBER;

(II) MAY NOT BE A REGULATED LOBBYIST IN THIS STATE, AS DESCRIBED IN § 5-702(A) OF THE GENERAL PROVISIONS ARTICLE, REGISTERED AS A LOBBYIST BEFORE A COUNTY OR MUNICIPAL GOVERNMENT IN THE STATE, OR REGISTERED AS A LOBBYIST BEFORE THE FEDERAL GOVERNMENT;

(III) MAY NOT BE OR HAVE SERVED AS STAFF OR A CONSULTANT TO A PERSON UNDER A CONTRACT WITH, OR ANY PERSON WITH AN IMMEDIATE FAMILY RELATIONSHIP THROUGH BLOOD OR LEGAL RELATION TO, THE GOVERNOR, A MEMBER OF THE GENERAL ASSEMBLY, OR A MEMBER OF THE UNITED STATES CONGRESS FROM THIS STATE;

(IV) MAY NOT HOLD AN APPOINTIVE OFFICE IN THE EXECUTIVE BRANCH OR LEGISLATIVE BRANCH OF THE FEDERAL, STATE, OR A LOCAL GOVERNMENT; AND

(V) MAY NOT HAVE MADE A CONTRIBUTION OF \$2,000 OR MORE TO A POLITICAL COMMITTEE FOR ELECTORAL PURPOSES FOR A CONGRESSIONAL, STATE, OR LOCAL GOVERNMENT ELECTION IN THE STATE IN ANY YEAR, WHICH AMOUNT SHALL BE ADJUSTED EVERY 10 YEARS BY THE CUMULATIVE CHANGE IN THE MARYLAND CONSUMER PRICE INDEX OR ITS SUCCESSOR.

(B) THE TERM OF OFFICE OF EACH MEMBER OF THE COMMISSION EXPIRES ON THE APPOINTMENT OF THE FIRST MEMBER OF THE SUCCEEDING COMMISSION.

(C) (1) SEVEN MEMBERS OF THE COMMISSION SHALL CONSTITUTE A QUORUM.

(2) EXCEPT AS PROVIDED IN § 8-6A-03(B)(3) OF THIS SUBTITLE, SIX OR MORE AFFIRMATIVE VOTES OF THE COMMISSION SHALL BE REQUIRED FOR ANY

OFFICIAL ACTION, INCLUDING ANY FINAL PROPOSED MAPS AND PLANS FOR CONGRESSIONAL DISTRICTS ADOPTED BY THE COMMISSION.

8-6A-05.

(A) (1) IN THE EVENT OF SUBSTANTIAL NEGLECT OF DUTY, GROSS MISCONDUCT IN OFFICE, OR INABILITY TO DISCHARGE THE DUTIES OF OFFICE, A MEMBER OF THE COMMISSION MAY BE REMOVED BY THE GOVERNOR WITH THE CONCURRENCE OF THE LEGISLATIVE POLICY COMMITTEE OF THE GENERAL ASSEMBLY AFTER HAVING BEEN SERVED WRITTEN NOTICE AND PROVIDED WITH AN OPPORTUNITY FOR A RESPONSE.

(2) A FINDING OF SUBSTANTIAL NEGLECT OF DUTY OR GROSS MISCONDUCT IN OFFICE MAY RESULT IN REFERRAL TO THE ATTORNEY GENERAL FOR CRIMINAL PROSECUTION OR THE APPROPRIATE ADMINISTRATIVE AGENCY FOR INVESTIGATION.

(B) A VACANCY, WHETHER CREATED BY REMOVAL, RESIGNATION, OR ABSENCE, IN A COMMISSION POSITION SHALL BE FILLED BY THE APPOINTING AUTHORITY FOR THAT MEMBER WITHIN 30 DAYS AFTER THE VACANCY OCCURS.

8-6A-06.

(A) (1) THE ACTIVITIES OF THE COMMISSION ARE SUBJECT TO APPLICABLE STATE LAW GOVERNING OPEN MEETINGS AND ACCESS TO PUBLIC INFORMATION.

(2) THE COMMISSION SHALL PROVIDE NOT LESS THAN 14 DAYS' PUBLIC NOTICE FOR EACH MEETING.

(B) (1) THE COMMISSION SHALL ESTABLISH AND IMPLEMENT AN OPEN HEARING PROCESS FOR PUBLIC INPUT AND DELIBERATION THAT IS DESIGNED TO ENCOURAGE CITIZEN OUTREACH AND SOLICIT BROAD PUBLIC PARTICIPATION IN THE REDISTRICTING PUBLIC REVIEW PROCESS.

(2) (I) 1. THE HEARING PROCESS SHALL INCLUDE HEARINGS TO RECEIVE PUBLIC INPUT BEFORE THE COMMISSION DRAWS ANY MAPS AND AT

LEAST ONE HEARING FOLLOWING THE DRAWING AND DISPLAY OF ANY COMMISSION MAPS.

2. HEARINGS SHALL BE SUPPLEMENTED WITH OTHER ACTIVITIES AS APPROPRIATE TO FURTHER INCREASE OPPORTUNITIES FOR THE PUBLIC TO OBSERVE AND PARTICIPATE IN THE REVIEW PROCESS.

(II) THE COMMISSION SHALL:

1. DISPLAY THE MAPS FOR PUBLIC COMMENT IN A MANNER DESIGNED TO ACHIEVE THE WIDEST PUBLIC ACCESS REASONABLY POSSIBLE; AND

2. TAKE PUBLIC COMMENT FOR AT LEAST 14 DAYS FROM THE DATE OF PUBLIC DISPLAY OF ANY MAP.

(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, COMMISSION MEMBERS AND STAFF MAY NOT COMMUNICATE WITH OR RECEIVE COMMUNICATIONS ABOUT REDISTRICTING MATTERS FROM ANYONE OUTSIDE A PUBLIC HEARING.

(2) COMMUNICATION BETWEEN COMMISSION MEMBERS, STAFF, LEGAL COUNSEL, AND CONSULTANTS RETAINED BY THE COMMISSION IS ALLOWED.

(D) MEMBERS OF THE COMMISSION MAY NOT RECEIVE A SALARY BUT ARE ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

(E) INDIVIDUALS APPOINTED AS MEMBERS OF THE COMMISSION SHALL CEASE TO BE MEMBERS OF THE COMMISSION ON THE FILING OF THE DISTRICTING PLAN FOR CONGRESSIONAL DISTRICTS WITH THE SECRETARY OF STATE AS REQUIRED BY § 8-6A-08 OF THIS SUBTITLE.

(F) THE DEPARTMENT SHALL STAFF AND PROVIDE TECHNICAL SUPPORT FOR THE COMMISSION.

8-6A-07.

(A) THE COMMISSION SHALL CONVENE ITS FIRST MEETING ON OR BEFORE MARCH 1 OF THE YEAR FOLLOWING EACH DECENNIAL CENSUS.

(B) (1) AT ITS FIRST MEETING, OR ON OR BEFORE 30 DAYS AFTER THE COMMISSION RECEIVES ADJUSTED CENSUS DATA FROM THE DEPARTMENT, WHICHEVER IS LATER, THE COMMISSION SHALL COMMENCE A SERIES OF PUBLIC HEARINGS TO RECEIVE PUBLIC TESTIMONY CONCERNING A REDISTRICTING PLAN.

(2) (I) ON OR BEFORE JULY 1 OF THE YEAR THAT THE COMMISSION RECEIVES THE ADJUSTED CENSUS DATA FROM THE DEPARTMENT, THE COMMISSION SHALL HOLD AT LEAST SIX HEARINGS THROUGHOUT THE STATE.

(II) THE HEARINGS REQUIRED UNDER THIS PARAGRAPH SHALL BE HELD AT TIMES THAT ARE LIKELY TO MAXIMIZE PUBLIC PARTICIPATION AND IN LOCATIONS THAT ENCOMPASS THE GEOGRAPHIC, RACIAL, AND ETHNIC DIVERSITY OF THE STATE.

(III) THE COMMISSION SHALL CONDUCT AN OPEN AND TRANSPARENT PROCESS ENABLING FULL PUBLIC CONSIDERATION OF AND COMMENT ON THE DRAWING OF DISTRICT LINES.

(3) FOLLOWING THE CONCLUSION OF THE PUBLIC HEARINGS REQUIRED UNDER SUBPARAGRAPH (2) OF THIS SUBSECTION, BUT NO LATER THAN SEPTEMBER 30 OF THE YEAR THAT THE COMMISSION RECEIVES THE ADJUSTED CENSUS DATA FROM THE DEPARTMENT, THE COMMISSION SHALL PREPARE AND ADOPT A DISTRICTING PLAN AND MAP FOR CONGRESSIONAL DISTRICTS.

(4) ON OR BEFORE OCTOBER 30 OF THE YEAR THAT THE COMMISSION RECEIVES THE ADJUSTED CENSUS DATA FROM THE DEPARTMENT, THE COMMISSION SHALL:

(I) PUBLISH THE PROPOSED FINAL DISTRICTING PLAN AND MAP ON THE WEB SITE OF THE DEPARTMENT OF LEGISLATIVE SERVICES;

(II) ISSUE WITH THE PROPOSED FINAL DISTRICTING PLAN AND MAP A REPORT THAT:

1. EXPLAINS THE BASIS ON WHICH THE COMMISSION MADE THE DECISIONS IN COMPLIANCE WITH THE CRITERIA REQUIRED UNDER THIS SUBTITLE; AND

2. INCLUDES DEFINITIONS OF THE TERMS AND STANDARDS THE COMMISSION USED IN PREPARING THE PROPOSED FINAL DISTRICTING PLAN AND MAP; AND

(III) 1. HOLD AT LEAST ONE PUBLIC HEARING ON THE PROPOSED FINAL DISTRICTING PLAN AND MAP TO RECEIVE PUBLIC TESTIMONY; AND

2. ALLOW THE PUBLIC TO SUBMIT COMMENTS TO THE COMMISSION THROUGH THE WEB SITE OF THE DEPARTMENT OF LEGISLATIVE SERVICES CONCERNING THE PROPOSED FINAL DISTRICTING PLAN AND MAP.

(5) ON OR BEFORE THE SECOND TUESDAY IN NOVEMBER OF THE YEAR THE COMMISSION RECEIVES THE ADJUSTED CENSUS DATA FROM THE DEPARTMENT, THE COMMISSION SHALL PUBLISH A FINAL CONGRESSIONAL DISTRICTING PLAN AND MAP ON THE WEB SITE OF THE DEPARTMENT OF LEGISLATIVE SERVICES.

(C) (1) (I) CONGRESSIONAL DISTRICTS SHALL BE ESTABLISHED ON THE BASIS OF POPULATION.

(2) EACH CONGRESSIONAL DISTRICT SHALL:

(I) COMPLY WITH THE UNITED STATES CONSTITUTION;

(II) COMPLY WITH THE FEDERAL VOTING RIGHTS ACT;

(III) BE EQUAL IN POPULATION, EXCEPT WHERE DEVIATION IS REQUIRED TO COMPLY WITH THE FEDERAL VOTING RIGHTS ACT (42 U.S.C. SEC. 1971 AND FOLLOWING) OR IS ALLOWABLE BY LAW;

(IV) WITHOUT VIOLATING THE REQUIREMENTS OF THIS SECTION, RESPECT THE GEOGRAPHIC INTEGRITY OF ANY MUNICIPAL CORPORATION OR COUNTY, TO THE EXTENT POSSIBLE;

(V) BE GEOGRAPHICALLY CONTIGUOUS; AND

(VI) TO THE EXTENT PRACTICABLE, AND IF IT DOES NOT CONFLICT WITH THE CRITERIA SPECIFIED IN ITEMS (I) THROUGH (V) OF THIS PARAGRAPH, BE DRAWN TO ENCOURAGE GEOGRAPHIC COMPACTNESS.

(D) (1) A CONGRESSIONAL DISTRICT MAY NOT BE DRAWN FOR THE PURPOSE OF FAVORING A POLITICAL PARTY, AN ELECTED OFFICIAL, OR ANY OTHER PERSON OR GROUP, OR FOR THE PURPOSE OF AUGMENTING OR DILUTING THE VOTING STRENGTH OF A LANGUAGE OR RACIAL MINORITY GROUP.

(2) IN ESTABLISHING DISTRICTS, NO USE SHALL BE MADE OF ADDRESSES OF ELECTED OFFICIALS, POLITICAL AFFILIATIONS OF REGISTERED VOTERS, POLLING DATA, PROPOSED DISTRICTING MAPS PREPARED BY PERSONS NOT EMPLOYED BY THE DEPARTMENT, AND DEMOGRAPHIC INFORMATION, OTHER THAN POPULATION HEAD COUNTS, EXCEPT AS REQUIRED BY THE CONSTITUTION OR LAWS OF THE UNITED STATES.

(E) THE CHESAPEAKE BAY MAY NOT BE CONSIDERED TO BE A BARRIER TO CONTIGUITY.

(F) AREAS THAT MEET ONLY AT THE POINTS OF ADJOINING CORNERS ARE NOT CONTIGUOUS.

8-6A-08.

THE DISTRICTING PLAN FOR CONGRESSIONAL DISTRICTS PREPARED AND ADOPTED BY THE COMMISSION UNDER § 8-6A-07 OF THIS SUBTITLE SHALL:

(1) BE THE DISTRICTING PLAN FOR THE STATE;

(2) BE FILED WITH THE SECRETARY OF STATE WITHIN 7 DAYS OF THE PLAN BEING ADOPTED BY THE COMMISSION;

(3) BECOME EFFECTIVE ON THE FILING OF THE PLAN WITH THE SECRETARY OF STATE; AND

(4) REMAIN EFFECTIVE UNTIL THE ADOPTION OF A NEW DISTRICTING PLAN AFTER THE NEXT DECENNIAL CENSUS.

8-6A-09.

(A) THIS SUBTITLE APPLIES ONLY IF THE DEPARTMENT, AFTER CONSULTATION WITH AND ON THE ADVICE OF THE ATTORNEY GENERAL, DETERMINES THAT EACH OF THE STATES OF NEW YORK, NEW JERSEY, PENNSYLVANIA, VIRGINIA, AND NORTH CAROLINA IN THE MID-ATLANTIC REGION ADOPTS A DISTRICTING PLAN FOR CONGRESSIONAL DISTRICTS THAT IS SUBSTANTIALLY SIMILAR TO THE PROCESS OUTLINED UNDER THIS SUBTITLE AND THE CRITERIA REQUIRED UNDER § 8-6A-07(C), (D), AND (F) OF THIS SUBTITLE FOR REDISTRICTING THE MARYLAND CONGRESSIONAL DISTRICTS.

(B) THE DISTRICTING PLAN FOR A STATE SHALL BE CONSIDERED SUBSTANTIALLY SIMILAR FOR THE PURPOSES OF SUBSECTION (A) OF THIS SECTION ONLY IF:

(1) THE DEPARTMENT DETERMINES THAT THE REDISTRICTING PLAN IN THAT STATE IS DEVELOPED AND PROPOSED BY AN INDEPENDENT DISTRICTING COMMISSION THAT USES A PROCESS AND CRITERIA, AS SPECIFIED UNDER SUBSECTION (A) OF THIS SECTION, TO ESTABLISH CONGRESSIONAL DISTRICTS; AND

(2) (I) THE REDISTRICTING PLAN DEVELOPED AND PROPOSED BY AN INDEPENDENT REDISTRICTING COMMISSION IN THAT STATE BECOMES EFFECTIVE ON THE FILING OF THE PLAN WITH THE CHIEF ELECTION OFFICIAL IN THAT STATE; OR

(II) NOTWITHSTANDING THAT THE STATE LEGISLATURE IN THAT STATE IS ALLOWED TO VOTE ON THE REDISTRICTING PLAN PROPOSED BY THE COMMISSION, THE LEGISLATURE IN THAT STATE IS PROHIBITED FROM ALTERING THE PLAN.”.

On pages 2 through 11, strike in their entirety the lines beginning with line 23 on page 2 through line 25 on page 11, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act is contingent on the enactment of a nonpartisan districting process for representatives in the United States House of Representatives in the mid–Atlantic region in each of the states of New York, New Jersey, Pennsylvania, Virginia, and North Carolina. The Secretary of State shall monitor the enactment of districting legislation by the states of New York, New Jersey, Pennsylvania, Virginia, and North Carolina and, after consultation with the Attorney General, notify the Department of Legislative Services within 5 days after the contingency is met.

SECTION 3. AND BE IT FURTHER ENACTED, That if the notice of the contingency described under Section 2 of this Act being met is not received by the Department of Legislative Services on or before December 31, 2020, this Act:

(a) may not be applied to the districting process for representatives from Maryland in the United States House of Representatives resulting from the 2020 decennial census; and

(b) the districting process for representatives from Maryland in the United States House of Representatives resulting from the 2020 decennial census set forth under the Maryland Constitution and provisions of Maryland law in effect on January 1, 2021, shall apply.

SECTION 4. AND BE IT FURTHER ENACTED, That if the Department of Legislative Services does not receive notice from the Secretary of State on or before December 31, 2032, that the contingency described in Section 2 of this Act is met, this Act shall be null and void without the necessity of further action by the General Assembly.

SECTION 5. AND BE IT FURTHER ENACTED, That the Secretary of State is directed to send copies of this Act to the presiding officers of both Houses of the legislature of each of the states of New York, New Jersey, Pennsylvania, Virginia, and North Carolina in the mid–Atlantic region, with the request that it be circulated among leaders in the legislative branches of those state governments; and with the further request that each of the states of New York, New Jersey, Pennsylvania, Virginia, and North Carolina in the mid–Atlantic region join the State of Maryland in the enactment of a nonpartisan districting process for representatives in the United States House of Representatives in the mid–Atlantic region.

SECTION 6. AND BE IT FURTHER ENACTED, That, subject to Sections 2, 3, and 4 of this Act, this Act shall take effect October 1, 2017.”.

The preceding 2 amendments were read only.

Delegate Flanagan moved to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was adopted.

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

Senate Bill 1023 – Senators Zucker, Conway, Astle, Benson, Currie, DeGrange, Feldman, Ferguson, Guzzone, Kagan, King, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Nathan–Pulliam, Peters, Pinsky, Ramirez, Robinson, Smith, Young, and Zirkin

AN ACT concerning

**Independent Congressional Redistricting Commission – Mid–Atlantic States
Regional Districting Process**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

APPROPRIATIONS COMMITTEE REPORT NO. 24

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

Senate Bill 307 – The President (By Request – Administration) and Senators Bates, Cassilly, Eckardt, Edwards, Hershey, Hough, Jennings, Norman, Ready, Salling, Serafini, Simonaire, ~~and Waugh~~ Waugh, Kasemeyer, Madaleno, Currie, DeGrange, Ferguson, Guzzone, King, Manno, McFadden, and Peters

~~EMERGENCY BILL~~

AN ACT concerning

~~Repeal of the~~ **Maryland Open Transportation Investment Decision Act of 2016 –
Application and Evaluation**

~~(Road Kill Bill Repeal)~~

SB0307/584664/1

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 307

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 2, strike “expanding and”; in line 3, strike “establishing and”; and strike beginning with “providing” in line 17 down through “Act” in line 18 and substitute “providing for the termination of certain provisions of this Act”.

AMENDMENT NO. 2

On page 4, in line 24, strike “SYSTEM PRESERVATION PROJECTS” and substitute “PROJECTS THAT ARE SOLELY FOR SYSTEM PRESERVATION”; and in line 27, after “system” insert “FOR MAJOR TRANSPORTATION PROJECTS”.

On page 5, in line 4, strike “AN EXPERIMENTAL” and substitute “A”; in line 5, strike “THE PROVISIONS OF”; in line 13, after “MAKE” insert “THE MODEL DEVELOPED UNDER ITEM (3) OF THIS SUBSECTION AND”; in the same line, strike “PARAGRAPH” and substitute “SUBSECTION”; in line 21, strike “Quality of service;” and substitute “REDUCING CONGESTION AND IMPROVING COMMUTE TIMES;”; and in line 26, strike the brackets.

On pages 5 and 6, strike beginning with the semicolon in line 27 on page 5 down through “TIMES” in line 1 on page 6.

On page 6, in line 19, strike “For quality of service” and substitute “FOR REDUCING CONGESTION AND IMPROVING COMMUTE TIMES”; and in line 23, before the semicolon insert “AND CONGESTION”.

On page 7, in line 30, strike “land use plans and goals” and substitute “TRANSPORTATION PRIORITIES, AS SPECIFIED IN LOCAL GOVERNMENT PRIORITY LETTERS”.

On page 8, strike in their entirety lines 1 through 4, inclusive.

AMENDMENT NO. 3

On page 9, strike in their entirety lines 5 through 18, inclusive, and substitute:

“(b) (1) Subject to paragraph (2) of this subsection, the Workgroup consists of the following members:

(i) three members of the Senate of Maryland, appointed by the President of the Senate;

(ii) three members of the House of Delegates, appointed by the Speaker of the House; and

(iii) the Secretary of Transportation, or the Secretary’s designee.

(2) Appointments made under paragraph (1)(i) and (ii) of this subsection shall include at least one member of the minority party from each House of the General Assembly.”;

in line 21, before “The” insert “(1)”; and after line 21, insert:

“(2) The Department of Transportation, in consultation with metropolitan planning organizations in the State, shall^[RC1] provide technical assistance to the Workgroup.”.

On page 10, in line 2, strike “and 2020” and substitute “, 2020, and 2021”; strike beginning with “Virginia” in line 3 down through “Carolina” in line 4 and substitute “other states, including Virginia and North Carolina.”; in line 13, strike “and 2020” and substitute “, 2020, and 2021”; in line 19, after “parties” insert “, such as nonprofit organizations and institutions of higher education with transportation–related expertise”; and in line 20, strike “2019” and substitute “2020”.

AMENDMENT NO. 4

On page 10, in line 24, strike “It” and substitute “Section 2 of this Act”; in the same line, strike “2” and substitute “3”; in the same line, strike “and 6 months”; in line 25, strike “December 31, 2019” and substitute “June 30, 2020”; and in the same line, after “Assembly.” insert “Section 2 of”.

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 Appropriations reported favorably:

Senate Bill 371 – Senators Manno, Kasemeyer, DeGrange, King, Madaleno, Mathias, McFadden, Middleton, and Miller

AN ACT concerning

State Budget – Appropriations – Income Tax Revenue Estimate Cap and Revenue Stabilization Account

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 543 – Senator Conway

AN ACT concerning

**Higher Education – Admissions Process – Criminal History
(Maryland Fair Access to Education Act of 2017)**

SB0543/774863/1

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 543

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 7 down through “circumstances.” in line 9.

AMENDMENT NO. 2

On pages 3 and 4, strike in their entirety the lines beginning with line 32 on page 3 through line 2 on page 4, inclusive.

On page 4, in line 25, strike “MAY” and substitute “SHALL”; and in line 30, in each instance, strike “MAY” and substitute “SHALL”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 853 – Senators Madaleno, Benson, Currie, Ferguson, Kagan, Kelley, Manno, McFadden, Nathan–Pulliam, and Smith

AN ACT concerning

**Transitional Supports for Ex–Offenders – Repeal of Restrictions
(Maryland Equal Access to Food Act of 2017)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 946 – Senators Smith, Madaleno, Benson, Currie, Guzzone, Kagan, King, Lee, McFadden, Nathan–Pulliam, Robinson, Rosapepe, and Zucker

AN ACT concerning

~~Weapon–Free~~ Gun–Free Higher Education Zones

SB0946/104463/1

BY: Appropriations Committee

**AMENDMENTS TO SENATE BILL 946
(Third Reading File Bill)**

AMENDMENT NO. 1

On page 1, in line 2, strike “Gun–Free” and substitute “Weapon–Free”; in line 6, strike “or possessing”; in line 7, after the first “on” insert “public”; strike beginning with the first “on” in line 9 down through “dispositions” in line 20 and substitute “; requiring a public institution of higher education to post certain signs at certain locations”; strike beginning

with “the” in line 21 down through “procedures” in line 22 and substitute “into their bylaws, policies, and procedures, the current weapons practice on their campuses”; and in line 23, strike “on the property of” and substitute “at”.

On page 2, in line 7, strike “Criminal Law” and substitute “Education”; in line 8, strike “4–102.1” and substitute “15–121”; and in line 10, strike “(2012” and substitute “(2014”.

AMENDMENT NO. 2

On page 4, in line 7, after the semicolon insert “OR”; strike beginning with “THE” in line 8 down through “(9)” in line 15; and in lines 23 and 26, in each instance, strike “SUBSECTION (B)(1) OF”.

On pages 4 through 8, strike in their entirety the lines beginning with line 28 on page 4 through line 8 on page 8, inclusive, and substitute:

“Article – Education

15–121.

A PUBLIC INSTITUTION OF HIGHER EDUCATION SHALL POST SIGNS IN PROMINENT LOCATIONS ON THE PROPERTY OF THE PUBLIC INSTITUTION OF HIGHER EDUCATION, INCLUDING AT ENTRANCES TO AND EXITS FROM THE PROPERTY, DESIGNED TO PROVIDE NOTICE OF THE PROVISIONS OF § 4–102(B)(2) OF THE CRIMINAL LAW ARTICLE PROHIBITING THE POSSESSION OF FIREARMS.”;

and strike beginning with “the” in line 10 down through “procedures” in line 11 and substitute “into their bylaws, policies, and procedures the current weapons practice on their campuses”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1024 – Senators McFadden and Ready

AN ACT concerning

Education – ~~Grant~~ State Grants for ~~Declining~~ Education Aid

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1099 – Senator Nathan–Pulliam

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2016 – Baltimore County –
Morning Star Family Life Center**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1127 – Senators Conway, Ferguson, and McFadden

EMERGENCY BILL

AN ACT concerning

Baltimore City Community College – ~~Restructuring~~ Realignment

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ECONOMIC MATTERS COMMITTEE REPORT NO. 27

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

House Bill 414 – Delegates Barkley and W. Miller

AN ACT concerning

Gas Companies – Rate Regulation – Environmental Remediation Costs

Favorable report adopted.

Delegate Morhaim moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

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

House Bill 1600 – Delegate Jones

AN ACT concerning

State Board of Cosmetologists – License Renewal – Continuing Education

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 355 – Senators Serafini and Astle

AN ACT concerning

Gas Companies – Rate Regulation – Environmental Remediation Costs

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 492 – Washington County Senators

AN ACT concerning

Washington County – Alcoholic Beverages – Class CT (Cinema/Theater 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 717 – ~~Senator Eckardt~~ Senators Eckardt, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks

AN ACT concerning

~~Task Force on Internet, Wireless, and Cellular Service on the Eastern Shore~~
Connecting Rural Maryland Act of 2017

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 1201)

CALENDAR OF VETOED HOUSE BILLS NO. 3

VETOED HOUSE BILLS AND MESSAGES – 2017

(See Exhibit AA of Appendix II)

The Message from the Governor was journalized.

House Bill 978 – ~~Delegate Luedtke~~ Delegates Luedtke, Tarlau, Mosby, M. Washington, A. Washington, C. Howard, Turner, Kaiser, Ebersole, Patterson, D. Barnes, and Ali

AN ACT concerning

**Education – Accountability – Consolidated State Plan and Support and
Improvement Plans
(Protect Our Schools Act of 2017)**

The Speaker put the following question: “Shall the Bill pass, notwithstanding the objections of the Governor?”

The veto was overridden by roll call vote as follows:

Affirmative – 90 Negative – 50 (See Roll Call No. 1202)

MESSAGE TO THE SENATE

April 6, 2017

Ladies and Gentlemen of the Senate:

The House of Delegates has voted to override the Governor's veto of House Bill 978. Said Bill is sent to you for your consideration.

By Order,
Sylvia Siegert, Chief Clerk

Read and adopted.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 27

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 78 – Senator Rosapepe

AN ACT concerning

Vehicle Laws – School Crossing Guards – Authority to Direct Traffic

SB0078/700016/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 78

(Third Reading File Bill)

On page 1, in line 7, before “and” insert “providing for the application of this Act;”.

On page 2, in line 6, strike “**VEHICLES**” and substitute “**EXCEPT IN BALTIMORE CITY, VEHICLES**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 99 – Senator Middleton

AN ACT concerning

Department of the Environment – Yard Waste, ~~and~~ Food Residuals, and Other Organic Materials Diversion and Infrastructure – Study

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 142 – ~~Senator Zirkin~~ Senators Manno and Zirkin

AN ACT concerning

Task Force to Study Bicycle Safety on Maryland Highways

SB0142/550414/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 142

(Third Reading File Bill)

On page 2, in line 12, strike “and”; and in line 13, after “Association” insert “;

(viii) a representative of the Maryland Sheriff’s Association;

(ix) a civil engineer with experience in the design of mixed-use development infrastructure; and

(x) a traffic engineer who is familiar with mixed-use development infrastructure and who has experience with the Maryland Manual on Uniform Traffic Control Devices”.

On page 3, in line 9, strike “and”; and in line 11, after “State” insert “;

(9) the effects of bike lanes, bike paths, and protected cycle tracks on street parking and pedestrian and vehicular traffic flow;

(10) the siting of utilities and other infrastructure along bike lanes, bike paths, and protected cycle tracks; and

(11) best practices for ensuring access to retail, residential, commercial, and other points of interest adjacent to bike lanes, bike paths, and protected cycle tracks”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 299 – Senator Waugh

AN ACT concerning

Motor Vehicle Registration – Exception for Golf Carts – Golden Beach Patuxent Knolls

SB0299/360715/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 299

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, strike “, in consultation with the State Highway Administration,”.

AMENDMENT NO. 2

On page 4, strike beginning with the comma in line 7 down through the comma in line 8.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 314 – The President (By Request – Administration) and Senators Bates, Cassilly, Edwards, Hershey, Hough, Jennings, Klausmeier, Mathias, Middleton, Norman, Reilly, Salling, Serafini, and Simonaire

AN ACT concerning

Clean Water Commerce Act of 2017

SB0314/870113/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 314

(Third Reading File Bill)

On page 4, in line 9, strike “SUBPARAGRAPH” and substitute “PARAGRAPH”; in line 19, after “SPECIFY” insert “THAT”; and in line 28, after “Act” insert a comma.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 328 – Senators Nathan–Pulliam, Salling, Benson, Conway, Currie, Eckardt, Edwards, Ferguson, Kagan, Kelley, King, Madaleno, Manno, Mathias, McFadden, Middleton, Pinsky, Ramirez, Robinson, Rosapepe, Smith, Young, ~~and Zucker~~ Zucker, and Oaks

AN ACT concerning

State Highways – Dedication – Henrietta Lacks Way

SB0328/330214/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 328

(Third Reading File Bill)

On page 1, in line 5, after “Way,” insert “providing for an abnormal effective date;”.

On page 3, in line 12, strike “October” and substitute “August”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 343 – Senators Eckardt, Ready, Serafini, ~~and Waugh~~ Waugh, and Simonaire

AN ACT concerning

Bay Restoration Fund – Eligible Costs – Expansion

SB0343/780912/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 343

(Third Reading File Bill)

On page 1, in line 10, after “(1)” insert “and (2)”; and strike in their entirety lines 13 through 17, inclusive.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 558 – Senators Norman, Bates, Cassilly, Eckardt, Edwards, and Ready

EMERGENCY BILL

AN ACT concerning

Motor Vehicles – Seasonal Exceptional Milk Hauling Permit

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 573 – Senator Feldman

AN ACT concerning

Local Government – Regulation of Animals – Kennel Licenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 707 – Senators Norman and Cassilly

AN ACT concerning

**Vehicle Law – Waste and Recycling Collection Vehicles – Use of Yellow and
Amber Lights**

(The Senator Bob Hooper Sanitation Safety Act)

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

**Senate Bill 925 – Senators Madaleno, King, ~~and Manno~~ Manno, Astle, Benson,
Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly,
and Rosapepe**

AN ACT concerning

**Vehicle Laws – Bicycles, Play Vehicles, and Unicycles – Operation on Sidewalks
and in Crosswalks**

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: HB0212

SPONSOR: Delegate Waldstreicher, et al

SUBJECT: Consumer Protection – Credit Report Security Freezes –
Prohibition on Fees and Required Notices

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:

Delegate Waldstreicher, Chairman

Delegate Aumann

Delegate Kramer.

The Senate appoints:

Senator Feldman, Chair

Senator Reilly

Senator Klausmeier

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: **SB1034**
SPONSOR: Senator King, et al
SUBJECT: Md Public Broadcasting Commission – Recording and Dstrbtn
During Legislative Session – Funding

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:

Senator King, Chair
Senator Madaleno
Senator Eckardt

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB1034**
SPONSOR: Senator King, et al
SUBJECT: Md Public Broadcasting Commission – Recording and Dstrbtn
During Legislative Session – Funding

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:

Senator King, Chairman
Senator Madaleno
Senator Eckardt

The House appoints:

Delegate McIntosh, Chair
Delegate Lam
Delegate Beitzel

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 28

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

**Senate Bill 18 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – State Ethics Commission)**

AN ACT concerning

Public Ethics – Bicounty Commissions – Financial Disclosure

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 29 – Senator Pinsky

AN ACT concerning

Natural Resources – Forest Conservation Act – Forest Conservation Thresholds and Afforestation and Reforestation Requirements

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 46 – Senators Simonaire, Hough, Kagan, Salling, Waugh, and Young

AN ACT concerning

**Hunting and Fishing Licenses – Active Military, Former Prisoners of War,
Recipients of the Purple Heart Award, and Disabled Veterans**

SB0046/910512/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 46
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after “licenses” insert “, stamps, and permits”; in line 13, after “Award;” insert “requiring the Department to submit a certain report to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act;”; and in line 18, strike “10–303(a)(2)” and substitute “10–303(a)(1) and (2)”.

AMENDMENT NO. 2

On page 3, in line 14, after “LICENSES” insert “AND TROUT STAMPS”.

On page 4, in lines 1 and 3, in each instance, after “complimentary” insert “ANGLER’S”.

On page 6, in lines 27 and 31, in each instance, after “complimentary” insert “CHESAPEAKE BAY AND COASTAL SPORT FISHING”.

On page 8, in line 18, after “LICENSES” insert “AND ANY ASSOCIATED STATE-ISSUED STAMPS OR PERMITS”; in line 21, strike “(2)” and substitute “(1) The Department annually may issue a complimentary [hunter’s] HUNTING license to the President of the United States, the governor of any state, or an official or an enforcement officer of the game and fish management agency of another state which reciprocally offers complimentary hunting licenses.”

(2)”;

and in lines 22 and 26, in each instance, strike “hunter’s” and substitute “HUNTING”.

On page 9, in line 3, after “That” insert “, on or before December 31, 2019, the Department of Natural Resources shall report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on:”

(1) the number of discounted angler’s licenses and trout stamps, Chesapeake Bay and coastal sport fishing licenses, and hunting licenses and associated State-issued stamps and permits issued to recipients of the Purple Heart Award under this Act;

(2) the number and identity of any other states that have enacted legislation authorizing the issuance of a lifetime complimentary angler’s license, a recreational salt water sport fishing license, or a hunting license to a Maryland resident who certifies that the resident is a former prisoner of war or a 100% service connected disabled veteran;

(3) the total number of complimentary angler’s licenses, recreational salt water sport fishing licenses, and hunting licenses issued to Maryland residents under the legislation; and

(4) the total number of complimentary angler’s licenses, Chesapeake Bay and coastal sport fishing licenses, and hunting licenses issued by the Department to out-of-state persons under this Act and § 10–303(a)(2)(ii) of the Natural Resources Article.

SECTION 3. AND BE IT FURTHER ENACTED, That”;

and in line 4, after the period insert “It shall remain effective for a period of 3 years and, at the end of June 30, 2020, 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 59 – Senator Waugh

AN ACT concerning

Crabs – Harvest Times – ~~Trotlines and Crab Pots~~ Holidays

SB0059/500416/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 59

(Third Reading File Bill)

On page 1, in line 4, strike “provide” and substitute “authorize”.

On page 2, in line 30, strike “**PROVIDE**” and substitute “**AUTHORIZE**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 268 – Senators Young, Benson, Guzzone, and Pinsky

EMERGENCY BILL

AN ACT concerning

**Cownose Ray ~~Fishing Tournaments – Prohibition~~ Fishery Management Plan
and Moratorium on Tournaments**

SB0268/990715/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 268

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Tournaments” and substitute “Contests”; in line 9, strike “on or before a certain date” and substitute “; requiring the Department to prepare a certain”

fishery management plan for the cownose ray species on or before a certain date, subject to available funding"; in line 10, strike "organizing."; in the same line, strike "promoting."; in line 11, strike "tournament" and substitute "contest"; and in the same line, after "date." insert "establishing certain penalties for certain violations.".

AMENDMENT NO. 2

On page 2, in line 21, strike "2017." and substitute "2018, subject to funding made available to the Department of Natural Resources to implement Section 1 of this Act."; in the same line, strike "of Natural Resources"; in line 25, strike the first "tournament" and substitute "contest"; in the same line, after "any" insert "competition."; and in line 26, strike "contest, competition".

AMENDMENT NO. 3

On page 3, in line 1, strike "2018" and substitute "2019"; in the same line, strike "organize."; in the same line, strike "promote."; in line 2, strike "tournament" and substitute "contest"; and after line 2, insert:

"(c) A person who violates subsection (b) of this section is guilty of a misdemeanor, and on conviction is subject to the penalties provided in § 4–1201(a) and (b) of the Natural Resources 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 376 – Senator Norman

AN ACT concerning

~~**Mortgages and Deeds of Trust – Certification Requirement for Recordation**~~
~~**Repeal**~~ **Real Property – Certification Requirement for Recordation**

SB0376/340418/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 376

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 3 in its entirety and substitute “Mortgages and Deeds of Trust – Prerequisites to Recording”; in line 5, strike “attorney”; in the same line, strike “or a certification”; in line 6, strike “party” and substitute “person”; strike beginning with “requiring” in line 6 down through “certification” in line 10 and substitute “providing that a deed other than a mortgage, deed of trust, or an assignment or release of a mortgage or deed of trust may not be recorded unless the instrument bears certain certification of preparation; providing that a mortgage, deed of trust, or an assignment or release of a mortgage or deed prepared by any attorney or one of the parties named in the instrument may be recorded without certain certification”; in line 10, after “defining” insert “a”; in line 11, strike “terms” and substitute “term”; and after line 11, insert:

“BY repealing and reenacting, without amendments,

Article – Real Property

Section 1–101(a), (c), (d), (e), (h), and (i)

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 19, insert:

“1–101.

(a) In this article the following words have the meanings indicated unless otherwise apparent from context.

(c) “Deed” includes any deed, grant, mortgage, deed of trust, lease, assignment, and release, pertaining to land or property or any interest therein or appurtenant thereto, including an interest in rents and profits from rents.

(d) “Deed of trust” means only a deed of trust which secures a debt or the performance of an obligation, and does not include a voluntary grant unrelated to security purposes.

(e) “Grant” includes conveyance, assignment, and transfer.

(h) “Lease” means any oral or written agreement, express or implied, creating a landlord and tenant relationship, including any “sublease” and any further sublease.

(i) “Mortgage” means any mortgage, including a deed in the nature of mortgage.”.

On page 2, in line 1, strike “1.”; strike beginning with “THE” in line 1 down through “UNDER” in line 14 and substitute “, “UNDER”; strike line 16 in its entirety and substitute “(II) A DEED OTHER THAN A MORTGAGE, DEED OF TRUST, OR AN ASSIGNMENT OR RELEASE OF A MORTGAGE OR DEED OF TRUST MAY NOT BE RECORDED”; strike beginning with “THE” in line 24 down through “BY” in line 25 and substitute “A MORTGAGE, DEED OF TRUST, OR AN ASSIGNMENT OR RELEASE OF A MORTGAGE OR DEED OF TRUST PREPARED BY ANY ATTORNEY OR”; and in line 26, after “INSTRUMENT” insert “MAY BE RECORDED”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 386 – Senators Nathan–Pulliam, Benson, Ferguson, Guzzone, Kagan, Kelley, King, Lee, Manno, McFadden, Pinsky, Ramirez, Robinson, Rosapepe, Young, and Zucker

AN ACT concerning

Pollinator Habitat Plans – Plan Contents – ~~Requirement~~ Requirements and Prohibition

Favorable report adopted.

FLOOR AMENDMENT

SB0386/173824/1

BY: Delegate McKay

AMENDMENTS TO SENATE BILL 386

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, strike “, seeds, or plants”; and in line 11, strike “a certain term” and substitute “certain terms”.

AMENDMENT NO. 2

On page 2, strike lines 2 and 3 in their entirety and substitute:

“(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “CERTIFIED APPLICATOR” HAS THE MEANING STATED IN § 5-201 OF THIS ARTICLE.

(3) “NEONICOTINOID PESTICIDE” HAS THE MEANING STATED IN § 5-2A-01 OF THIS ARTICLE.”;

in lines 19 and 20, strike “, SEEDS, OR PLANTS”; in line 22, after “PESTICIDES;” insert “OR”; strike beginning with the semicolon in line 24 down through “PESTICIDE” in line 26; in line 28, strike “THAT ARE NOT NEONICOTINOID PESTICIDES”; in line 30, strike “THE” and substitute “;”

1. THE;

in the same line, after “HYGIENE” insert “, THE SECRETARY OF AGRICULTURE, OR THE SECRETARY OF NATURAL RESOURCES”; and in line 32, after “HEALTH” insert “OR TO CONTROL FOR INVASIVE SPECIES; AND”

2. THE PESTICIDES ARE APPLIED BY A CERTIFIED APPLICATOR OR A PERSON WORKING UNDER THE SUPERVISION OF A CERTIFIED APPLICATOR”.

On page 3, in line 18, strike “July” and substitute “June”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 51 Negative – 84 (See Roll Call No. 1203)

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 519 – Senators Young and Hough

AN ACT concerning

Frederick County – Hunting – Nongame Birds and Mammals

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

HEALTH AND GOVERNMENT OPERATIONS COMMITTEE REPORT NO. 15

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

**Senate Bill 44 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Maryland State Archives)**

AN ACT concerning

**Records Management and Preservation – State ~~and Local Government Units~~
Units and Public Officials – Responsibilities**

SB0044/256588/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 44

(Third Reading File Bill)

On page 2, in line 14, strike “**PART**” and substitute “**SUBTITLE**”.

On page 4, in lines 21 and 23, strike “**(D)**” and “**(E)**”, respectively, and substitute “**(B)**” and “**(C)**”, respectively; and in line 23, strike “(b)”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 88 – Senator Simonaire

AN ACT concerning

General Provisions – State Designations – Great Seal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 169 – ~~Senators Middleton and Kasemeyer~~, Kasemeyer, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe

AN ACT concerning

~~Maryland Medical Assistance Program~~ **Health – Cost of Emergency Room Visits to Treat Dental Conditions – Study**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 309 – The President (By Request – Administration) and Senators Hershey, Norman, and Salling

AN ACT concerning

State Finance and Procurement – Small and Minority Business Participation

SB0309/816581/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 309

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “contract;” insert “prohibiting the failure of a certified minority business to provide a certain bond from being considered nonperformance;”.

AMENDMENT NO. 2

On page 7, in line 26, strike “**FOR**” and substitute “**A. EXCEPT AS PROVIDED IN SUBSUBSUBPARAGRAPH B OF THIS SUBSUBPARAGRAPH, FOR**”; and after line 30, insert:

“B. FAILURE OF A CERTIFIED MINORITY BUSINESS ENTERPRISE TO PROVIDE A BOND REQUESTED BY A CONTRACTOR IN VIOLATION OF § 13-227 OF THIS ARTICLE MAY NOT BE CONSIDERED NONPERFORMANCE BY THE MINORITY BUSINESS ENTERPRISE.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 310 – The President (By Request – Administration) and Senators Hershey and Salling

AN ACT concerning

Improving the State Procurement Oversight Structure

SB0310/906582/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 310

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “renaming” in line 3 down through “Advisor;” in line 5; strike beginning with “requiring” in line 14 down through “date;” in line 16; strike beginning with the first “the” in line 17 down through “announcements” in line 18 and substitute “a certain association, to study a certain issue”; strike beginning with “prohibiting” in line 19 down through “date;” in line 20; and strike in their entirety lines 22 and 23.

On page 2, strike in their entirety lines 1 through 3, inclusive; and after line 8, insert:

“BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 13–221 and 15–218
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 12 through 28, inclusive.

On pages 3 and 4, strike in their entirety the lines beginning with line 1 on page 3 through line 17 on page 4, inclusive.

On pages 7 and 8, strike in their entirety the lines beginning with line 22 on page 7 through line 6 on page 8, inclusive, and substitute:

“SECTION 3. AND BE IT FURTHER ENACTED, That on or before December 1, 2017, the Department of Transportation, in consultation with the Maryland–Delaware–District of Columbia Press Association, shall:

(1) study the use and cost for placing public announcements of solicitations of interest for transportation architectural and engineering services in the Daily Record and other print publications and whether to amend the Code of Maryland Regulations 21.12.02.10A; and

(2) report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2–1246 of the State Government Article, on the findings of the study conducted under item (1) of this section.”.

On page 8, in line 7, strike “6.” 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 Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 363 – Senator Conway

AN ACT concerning

Pharmacists – Contraceptives – Prescribing and Dispensing

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 427 – Senators Klausmeier, Astle, Benson, Feldman, Hershey, King, Lee, Middleton, Peters, ~~and Smith~~ Smith, Jennings, Mathias, Oaks, Reilly, and Rosapepe

AN ACT concerning

**Food Service Facilities – Automated External Defibrillator Program
(The Joe Sheya Act)**

SB0427/516184/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 427

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Food Service Facilities –” and substitute “Maryland Institute for Emergency Medical Services Systems –”; in the same line, strike “Defibrillator Program” and substitute “Defibrillators – Study”; strike beginning with “requiring” in line 4 down through “requirements;” in line 6; in lines 6 and 7, strike “the Department of Health and Mental Hygiene and”; in line 8, strike “jointly to adopt certain regulations” and substitute “to conduct a certain study regarding the location of automated external defibrillators; requiring the Maryland Institute for Emergency Medical Services Systems to compile certain information and provide a certain summary; requiring the Maryland Institute for Emergency Medical Services Systems to use certain data in conducting the study; requiring the Maryland Institute for Emergency Medical Services Systems to report its findings and recommendations to certain committees of the General Assembly on or before a certain date”; in the same line, strike “an” and substitute “a study regarding”; in line 9, strike “defibrillator program for food service facilities” and substitute “defibrillators”; and strike in their entirety lines 10 through 14, inclusive.

AMENDMENT NO. 2

On page 1, in line 16, strike “the Laws of Maryland read as follows”.

On pages 1 and 2, strike in their entirety the lines beginning with line 17 on page 1 through line 15 on page 2, inclusive, and substitute:

“(a) The Maryland Institute for Emergency Medical Services Systems shall:

(1) in consultation with interested stakeholders, study and make recommendations regarding locations where automated external defibrillators could be most beneficial;

(2) compile information on the cost of automated external defibrillators, including the cost of installation;

(3) compile information on the cost of training individuals to use automated external defibrillators; and

(4) provide a summary of the immunity from liability provisions in State law regarding the use of automated external defibrillators.

(b) In conducting the study required under subsection (a) of this section, the Maryland Institute for Emergency Medical Services Systems shall use any relevant data that is available for calendar years 2015, 2016, and 2017.

(c) On or before December 1, 2017, the Maryland Institute for Emergency Medical Services Systems shall report its findings and recommendations to the Senate Finance Committee and the House Health and Government Operations Committee in accordance with § 2–1246 of the State Government Article.”.

On page 2, in line 17, 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 Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

Senate Bill 441 – Senators Simonaire, Bates, Kagan, Salling, Waugh, Young, ~~and Zucker~~ Zucker, Conway, Nathan-Pulliam, Pinsky, and Robinson Robinson, Astle, Benson, Brochin, Cassilly, Currie, DeGrange, Eckardt, Edwards, Feldman, Ferguson, Guzzone, Hershey, Hough, Jennings, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Muse, Norman, Oaks, Peters, Ramirez, Ready, Reilly, Rosapepe, Serafini, Smith, and Zirkin

AN ACT concerning

Veterans Affairs – Maryland Veterans Service Animal Program – Establishment

SB0441/626087/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 441

(Third Reading File Bill)

AMENDMENT NO. 1

On page 3, in line 30, strike “AND”; and after line 30, insert:

“(4) ASSIST IN THE REDUCTION OF THE MARYLAND VETERAN SUICIDE RATE; AND”.

On page 4, in line 1, strike “(4)” and substitute “(5)”.

AMENDMENT NO. 2

On page 7, in line 17, 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 Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 509 – Senator Peters

AN ACT concerning

Prince George's County – Orphans' Court Judges – Salary

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 549 – Chair, Education, Health, and Environmental Affairs Committee**EMERGENCY BILL**

AN ACT concerning

**State Board of Physicians and Allied Health Advisory Committees – Sunset
Extension and Program Evaluation**

SB0549/296680/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 549

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 13, after “action;” insert “requiring a disciplinary panel to give an individual against whom certain action is contemplated an opportunity for a hearing before a hearing officer;”; in line 36, after “14–302(a),” insert “14–302.1”; and in line 43, after “15–313,” insert “15–315(a)(1)”.

AMENDMENT NO. 2

On page 9, after line 26, insert:

“14–302.1.

[(a) Subject to subsection (b) of this section, a] A physician who is licensed and resides in another jurisdiction may practice medicine without a license while engaged in clinical training with a licensed physician if:

(1) The Board finds, on application by a hospital in the State, that:

(i) The physician possesses a skill or uses a procedure that:

1. Is advanced beyond those skills or procedures normally taught or exercised in the hospital and in standard medical education or training;

2. Could not be otherwise conveniently taught or demonstrated in standard medical education or training in that hospital; and

3. Is likely to benefit Maryland patients in this instance;

(ii) The demonstration of the skill or procedure would take no more than 14 consecutive days within a calendar year;

(iii) A licensed physician who practices at a hospital in the State has certified to the Board that the licensed physician will be responsible for the medical care provided by that visiting physician to patients in the State;

(iv) The visiting physician has no history of any medical disciplinary action in any other state, territory, nation, or any branch of the United States uniformed services or the Veterans Administration, and has no significant detrimental malpractice history in the judgment of the Board;

(v) The physician is covered by malpractice insurance in the jurisdiction in which the physician practices; and

(vi) The hospital assures the Board that the patients will be protected by adequate malpractice insurance; or

(2) The Board finds, on application by a Maryland hospital, that:

(i) The hospital provides training in a skill or uses a procedure that:

1. Is advanced beyond those skills or procedures normally taught or exercised in standard medical education or training;

2. Could not be otherwise conveniently taught or demonstrated in the visiting physician's practice; and

3. Is likely to benefit Maryland patients in this instance;

(ii) The demonstration or exercise of the skill or procedure will take no more than 14 consecutive days within a calendar year;

(iii) A hospital physician licensed in the State has certified to the Board that the physician will be responsible for the medical care provided by that visiting physician to patients in the State;

(iv) The visiting physician has no history of any medical disciplinary action in any other state, territory, nation, or any branch of the United States uniformed services or the Veterans Administration, and has no significant detrimental malpractice history in the judgment of the Board;

(v) The physician is covered by malpractice insurance in the jurisdiction where the physician practices; and

(vi) The hospital assures the Board that the patients will be protected by adequate malpractice insurance.

[(b) A physician who is licensed and resides in another jurisdiction may practice medicine without a license under subsection (a) of this section if the physician submits to a criminal history records check in accordance with § 14–308.1 of this subtitle.].

AMENDMENT NO. 3

On page 37, in line 4, strike “§ 15–313” and substitute “§ 15–315”; strike beginning with “OR” in line 14 down through “PANEL” in line 16 and substitute “, THE BOARD SHALL GIVE THE LICENSEE THE OPPORTUNITY FOR A HEARING BEFORE THE BOARD”; in lines 17 and 19, in each instance, strike “OR DISCIPLINARY PANEL”; in line 23, strike “applicant” and substitute “LICENSEE”; in lines 24 and 25, strike “OR A DISCIPLINARY PANEL DENYING A LICENSE”; and after line 26, insert:

“15–315.

(a) (1) Except as otherwise provided under § 10–226 of the State Government Article, before a disciplinary panel takes any action under § 15–311 OR § 15–314(a) of this subtitle, the disciplinary panel shall give the individual against whom the action is contemplated an opportunity for a hearing before a hearing officer.”.

AMENDMENT NO. 4

On page 41, in line 1, strike “December” 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 Pendergrass, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

Senate Bill 562 – Senators Kelley and Lee

AN ACT concerning

**Health Care Decisions Act – Advance Directives and Surrogate Decision Making
– Disqualified Individuals**

SB0562/606589/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 562
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 8 down through “circumstances;” in line 9; and in line 11, strike “that” and substitute “the”.

AMENDMENT NO. 2

On page 3, strike beginning with “(I)” in line 22 down through “(II)” in line 28.

On page 5, strike beginning with “(I)” in line 20 down through “(II)” in line 26.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 898 – Senators Astle, Jennings, Klausmeier, ~~and Mathias~~ Mathias,
Benson, Feldman, Hershey, Middleton, Oaks, Reilly, and Rosapepe**

AN ACT concerning

Health Insurance – Prescription Drugs – Dispensing Synchronization

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 986 – Senator Nathan–Pulliam

AN ACT concerning

State Board of Social Work Examiners – Revisions

SB0986/276088/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 986

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “prohibiting” in line 22 down through “practice;” in line 23.

On page 15, in line 25, strike the brackets; and strike beginning with “; OR” in line 27 down through “WORKER–CLINICAL” in line 29.

AMENDMENT NO. 2

On page 3 in line 24, on page 5 in line 3, and on page 7 in line 2, in each instance, strike “DECEMBER 31, 2017” and substitute “JUNE 30, 2018”.

On page 3, in line 27, strike “JANUARY 1, 2018” and substitute “JULY 1, 2018”.

On page 22, in lines 21 and 26, in each instance, strike “December 31, 2017” and substitute “June 30, 2018”; and in lines 30 and 31, strike “December 31, 2018” and substitute “June 30, 2018”.

On page 23, in line 2, strike “January 1, 2018” and substitute “July 1, 2018”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1081 – Senators Madaleno, Astle, Benson, Brochin, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Lee, Manno, Mathias, McFadden, Middleton, Nathan–Pulliam, Oaks, Pinsky, Robinson, Rosapepe, Smith, Young, Zirkin, and Zucker

AN ACT concerning

Health – Family Planning Services – Continuity of Care

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1084 – Senator Waugh

AN ACT concerning

~~State Finance and Procurement – Veteran-Owned Small Business Enterprises –~~
~~Definitions~~

Task Force on Veteran-Owned Small Business Enterprise Participation in
Procurement

SB1084/646985/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 1084

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 4 and 5 and substitute:

“State Finance and Procurement – Veteran–Owned Small Business Enterprises –
Definitions and Penalties”;

strike beginning with “establishing” in line 9 down through “Procurement” in line 17 and substitute “defining “veteran” and altering the definition of “veteran–owned small business enterprise” for the purposes of certain provisions of law relating to the structure of a unit’s procurement procedures; authorizing certain penalties to be applied to a person that willfully misrepresents a business as a veteran–owned small business enterprise; providing for a delayed effective date; and generally relating to veteran–owned small business enterprises”; and after line 22, insert:

“BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 14–601
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY adding to
Article – State Finance and Procurement
Section 14–606
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On pages 2 through 4, strike in their entirety the lines beginning with line 1 on page 2 through line 15 on page 4, inclusive, and substitute:

“SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

Article – State Finance and Procurement

14–601.

(A) In this subtitle[, “veteran–owned] THE FOLLOWING WORDS HAVE THE
MEANINGS INDICATED.

(B) “VETERAN” MEANS AN INDIVIDUAL WHO SERVED ON ACTIVE DUTY IN THE ARMED FORCES OF THE UNITED STATES, OTHER THAN FOR TRAINING, AND WAS DISCHARGED OR RELEASED UNDER CONDITIONS OTHER THAN DISHONORABLE.

(C) “VETERAN-OWNED small business enterprise” means a business that:

(1) MEETS THE SIZE STANDARDS ADOPTED BY THE UNITED STATES SMALL BUSINESS ADMINISTRATION IN 13 C.F.R. 121.201 AND ANY SUBSEQUENT REVISION OF THAT REGULATION; AND

(2) is [verified by the Center for Veterans Enterprise of the United States Department of Veterans Affairs as a veteran-owned small business] AT LEAST 51% OWNED BY ONE OR MORE INDIVIDUALS WHO:

(I) ARE VETERANS; AND

(II) CONTROL THE MANAGEMENT AND DAILY OPERATIONS OF THE BUSINESS.

14-606.

IN ADDITION TO THE PENALTIES UNDER § 14-605(B) OF THIS SUBTITLE, A PERSON THAT WILLFULLY MISREPRESENTS A BUSINESS AS A VETERAN-OWNED SMALL BUSINESS ENTERPRISE FOR PURPOSES OF OBTAINING OR RETAINING A CONTRACT OR SUBCONTRACT MAY BE SUBJECT TO:

(1) SUSPENSION OR DEBARMENT UNDER TITLE 16 OF THIS ARTICLE;
OR

(2) CIVIL PENALTIES UNDER THE MARYLAND FALSE CLAIMS ACT UNDER TITLE 8 OF THE GENERAL PROVISIONS ARTICLE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2018.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1106 – Senator Zucker

AN ACT concerning

Health Care Practitioners – Use of Teletherapy

SB1106/436381/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 1106

(Third Reading File Bill)

On page 5, in line 18, strike “NOT RELATED TO SCOPE OF PRACTICE” and substitute “NONCLINICAL”; and in line 23, strike “not related to scope of practice” and substitute “nonclinical”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1144 – Senator Robinson

AN ACT concerning

**Procurement Preferences – Blind Industries and Services of Maryland –
Janitorial Products**

SB1144/516288/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 1144

(Third Reading File Bill)

On page 2, in line 25, strike the third comma.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1174 – ~~Senator Jennings~~ Senators Jennings, Astle, Benson, Feldman, Hershey, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe

EMERGENCY BILL

AN ACT concerning

Public Health – Certificates of Birth – Births Outside an Institution

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 24

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

House Bill 394 – The Speaker (By Request – Administration) and Delegates Adams, Afzali, Anderton, Arentz, Aumann, Beitzel, Buckel, Carozza, Cassilly, Ciliberti, Clark, Cluster, Flanagan, Folden, Ghrist, Grammer, Hornberger, S. Howard, Jacobs, Kipke, Kittleman, Krebs, Long, Malone, Mautz, McComas, McConkey, McKay, Metzgar, Miele, Morgan, Otto, Reilly, Rey, Rose, Shoemaker, Simonaire, Szeliga, Vogt, West, and B. Wilson

AN ACT concerning

More Jobs for Marylanders Act of 2017

HB0394/865365/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 394

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, strike “establish” and substitute “adopt”; in line 14, after “fees,” insert “establishing a Workforce Development Sequence Scholarship to be administered by the Office of Student Financial Assistance in the Maryland Higher Education Commission; authorizing an individual to apply to the Office for a scholarship if the individual is an eligible student; providing for the uses of the scholarship; establishing the maximum award amount of the scholarship; requiring the Governor annually to include at least a certain appropriation in the State budget to the Commission for the Workforce Development Sequence Scholarship; requiring the Commission to submit a certain report to the General Assembly on or before a certain date each year; requiring the evaluation of a certain tax credit on or before a certain date;”; strike beginning with “authorizing” in line 15 down through “Program;” in line 17; in line 18, after “Program;” insert “requiring certain manufacturing businesses to apply for a tax credit certificate from the Department under certain circumstances; authorizing the Department to provide for the form and content of the application; authorizing the Department to issue tax credit certificates, subject to certain limitations; limiting the total credit amounts for which the Department may issue initial credit certificates for each fiscal year; requiring the Department to give priority to certain manufacturing businesses under certain circumstances and to notify the Comptroller of the amount of any tax credit certificates issued; establishing the More Jobs for Marylanders Tax Credit Reserve Fund; requiring the Governor to include a certain appropriation to the Reserve Fund in the annual budget bill for certain fiscal years; requiring the Comptroller to transfer certain amounts from the Reserve Fund to the General Fund under certain circumstances; requiring the Department to report to the Governor and the General Assembly certain information regarding the tax credit; requiring the Department and the Comptroller to jointly adopt certain regulations;”.

On page 2, strike beginning with the comma in line 1 down through “exemptions,” in line 2; in line 10, strike “6–809” and substitute “6–810”; in line 21, after “Section” insert “1–303(a) and”; in line 26, strike “10–741 and 11–233” and substitute “1–303(h) and 10–741”; and after line 18, insert:

“BY repealing and reenacting, without amendments,

Article – Education

Section 18–101(a) through (c)

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

BY adding to

Article – Education

Section 18–3301 through 18–3304 to be under the new subtitle “Subtitle 33.

Workforce Development Sequence Scholarships”

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 4, in line 2, strike “**QUALIFIED DISTRESSED COUNTY**” and substitute “**TIER I COUNTY OR TIER II COUNTY**”; strike in their entirety lines 14 and 15; in line 16, strike “**(J)**” and substitute “**(I)**”; and in line 18, strike “**150% OF THE FEDERAL**” and substitute “**120% OF THE STATE**”.

On page 5, after line 8, insert:

“(J) “TIER I COUNTY” MEANS:

(1) A QUALIFIED DISTRESSED COUNTY, AS DEFINED IN § 1–101 OF THIS ARTICLE;

(2) A COUNTY IN WHICH THE AVERAGE RATE OF UNEMPLOYMENT FOR THE MOST RECENT 24–MONTH PERIOD FOR WHICH DATA ARE AVAILABLE EXCEEDS THE AVERAGE RATE OF UNEMPLOYMENT IN THE STATE BY AT LEAST 2 PERCENTAGE POINTS; OR

(3) A COUNTY DESIGNATED BY THE DEPARTMENT AS A TIER I COUNTY UNDER § 6–804 OF THIS SUBTITLE AND THAT IS NOT A COUNTY DESCRIBED IN PARAGRAPH (1) OR (2) OF THIS SUBSECTION.

“(K) “TIER II COUNTY” MEANS A COUNTY THAT IS NOT A COUNTY DESCRIBED IN SUBSECTION (J) OF THIS SECTION.”.

AMENDMENT NO. 3

On page 5, in line 19, after “**PROGRAM**” insert “**IF THE ELIGIBLE PROJECT:**

(1) IS IN A TIER I COUNTY AND THE BUSINESS ENTITY INTENDS TO CREATE AT LEAST FIVE QUALIFIED POSITIONS AT THE PROJECT LOCATION; OR

(2) IS IN A TIER II COUNTY AND THE BUSINESS ENTITY INTENDS TO CREATE AT LEAST 10 QUALIFIED POSITIONS AT THE PROJECT LOCATION”;

and in lines 27 and 28, strike “AND OPERATES A FACILITY IN A QUALIFIED DISTRESSED COUNTY” and substitute “AN ELIGIBLE PROJECT”.

On page 6, strike beginning with “THE” in line 4 down through the semicolon in line 5 and substitute “THE ESTIMATED NUMBER OF QUALIFIED POSITIONS TO BE CREATED AND QUALIFIED EMPLOYEES TO BE HIRED AND THE ANTICIPATED PAYROLL OF THE NEW QUALIFIED EMPLOYEES;”; strike beginning with “AT” in line 9 down through “COUNTY” in line 10 and substitute “AS REQUIRED UNDER SUBSECTION (A) OF THIS SECTION FOR AN ELIGIBLE PROJECT IN A TIER I OR TIER II COUNTY”; in line 25, strike “(4)” and substitute “(D)”; after line 28, insert:

“6-804.

(A) THE DEPARTMENT SHALL DESIGNATE A COUNTY AS A TIER I COUNTY IF, AFTER APPLICATION OF THE SCORING SYSTEM DEVELOPED UNDER SUBSECTIONS (B) AND (C) OF THIS SECTION, THE COUNTY IS RANKED IN ONE OF THE TOP THREE POSITIONS.

(B) THE DEPARTMENT SHALL DEVELOP A SCORING SYSTEM IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION.

(C) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE DEPARTMENT SHALL ASSIGN A SCORE FOR EACH OF THE FOLLOWING INDICATORS:

(I) FOR THE MOST RECENT 12-MONTH PERIOD FOR WHICH DATA ARE AVAILABLE:

1. THE AVERAGE UNEMPLOYMENT RATE IN THE COUNTY, WHICH SHALL ACCOUNT FOR 50% OF THE SCORE; AND

2. THE MEDIAN HOUSEHOLD INCOME IN THE COUNTY, WHICH SHALL ACCOUNT FOR 30% OF THE SCORE; AND

(II) THE OVERALL POPULATION OF THE COUNTY, AS MEASURED BY THE MOST RECENT UNITED STATES CENSUS, WHICH SHALL ACCOUNT FOR 20% OF THE SCORE.

(2) THE SCORE FOR EACH INDICATOR UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE ASSIGNED AS FOLLOWS:

(I) THE HIGHEST SCORE FOR THE COUNTY WITH THE HIGHEST AVERAGE UNEMPLOYMENT RATE;

(II) THE HIGHEST SCORE FOR THE COUNTY WITH THE LOWEST MEDIAN HOUSEHOLD INCOME; AND

(III) THE HIGHEST SCORE FOR THE COUNTY WITH THE HIGHEST OVERALL POPULATION.”;

and in line 29, strike “**6-804.**” and substitute “**6-805.**”.

On page 7, in line 23, strike “**6-805.**” and substitute “**6-806.**”.

On page 8, in lines 3, 13, 26, and 29, strike “**6-806.**”, “**6-807.**”, “**6-808.**”, and “**6-809.**”, respectively, and substitute “**6-807.**”, “**6-808.**”, “**6-809.**”, and “**6-810.**”, respectively.

AMENDMENT NO. 4

On page 7, strike in their entirety lines 4 and 5 and substitute:

“(B) SUBJECT TO SUBSECTION (C) OF THIS SECTION, ON ENROLLMENT IN THE PROGRAM:

(1) A NEW BUSINESS ENTITY IN A TIER I COUNTY IS ELIGIBLE FOR:”;

in lines 6, 8, and 12, strike “(1)”, “(2)”, and “(4)”, respectively, and substitute “(I)”, “(II)”, and “(III)”, respectively; in line 9, after “ARTICLE;” insert “AND”; strike in their entirety lines 10 and 11; in line 14, after “ARTICLE” insert “; AND

(2) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, AN EXISTING BUSINESS ENTITY IN A TIER I LOCATION AND A QUALIFIED BUSINESS ENTITY IN A TIER II LOCATION ARE ELIGIBLE FOR A CREDIT AGAINST THE STATE INCOME TAX, ESTABLISHED UNDER § 10-741(B) OF THE TAX – GENERAL ARTICLE.

(C) THE INCOME TAX CREDIT ESTABLISHED UNDER § 10-741(B) OF THE TAX – GENERAL ARTICLE IS NOT AVAILABLE TO AN EXISTING BUSINESS ENTITY IF THE ENTITY MOVES ITS FACILITY TO ANOTHER COUNTY IN THE STATE ON OR AFTER JUNE 1, 2017;

strike in their entirety lines 15 through 18, inclusive; and in line 20, strike “EQUAL TO OR”.

AMENDMENT NO. 5

On page 7, in line 24, before “THE” insert “(A)”.

On page 8, after line 2, insert:

“(B) THE DEPARTMENT MAY NOT PROVIDE A QUALIFIED BUSINESS ENTITY A CERTIFICATE ON OR AFTER JUNE 1, 2020.”;

in line 11, strike “, AN EXEMPTION,”; and in line 27, strike “ESTABLISH” and substitute “ADOPT”.

AMENDMENT NO. 6

On page 9, in line 9, after “ENTITY” insert “IN A TIER I COUNTY”; and after line 12, insert:

“Article – Education

18-101.

(a) In this title the following words have the meanings indicated.

(b) “Commission” means the Maryland Higher Education Commission.

(c) “Office” means the Office of Student Financial Assistance.

SUBTITLE 33. WORKFORCE DEVELOPMENT SEQUENCE SCHOLARSHIPS.

18-3301.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “ELIGIBLE STUDENT” MEANS A STUDENT WHO:

(1) IS A MARYLAND RESIDENT OR HAS GRADUATED FROM A MARYLAND HIGH SCHOOL; AND

(2) IS ENROLLED IN A WORKFORCE DEVELOPMENT SEQUENCE AT A PUBLIC COMMUNITY COLLEGE IN THE STATE.

(C) (1) “WORKFORCE DEVELOPMENT SEQUENCE” MEANS A PROGRAM OFFERED BY A COMMUNITY COLLEGE THAT IS APPROVED BY THE COMMISSION AND IS COMPOSED OF COURSES THAT ARE RELATED TO:

(I) JOB PREPARATION OR AN APPRENTICESHIP;

(II) LICENSURE OR CERTIFICATION; OR

(III) JOB SKILL ENHANCEMENT.

(2) “WORKFORCE DEVELOPMENT SEQUENCE” DOES NOT INCLUDE A SEQUENCE OF COURSES LEADING TO AN ASSOCIATE’S OR BACHELOR’S DEGREE.

(D) “WORKFORCE DEVELOPMENT SEQUENCE SCHOLARSHIP” MEANS AN AWARD MADE TO AN ELIGIBLE STUDENT UNDER THIS SUBTITLE.

18-3302.

(A) THERE IS A WORKFORCE DEVELOPMENT SEQUENCE SCHOLARSHIP ADMINISTERED BY THE OFFICE.

(B) IN AWARDING WORKFORCE DEVELOPMENT SEQUENCE SCHOLARSHIPS UNDER THIS SUBTITLE, THE OFFICE SHALL CONSIDER:

(1) AN ELIGIBLE STUDENT'S FINANCIAL NEED; AND

(2) LOCAL WORKFORCE NEEDS.

18-3303.

(A) AN INDIVIDUAL MAY APPLY TO THE OFFICE FOR A SCHOLARSHIP UNDER THIS SECTION IF THE INDIVIDUAL IS AN ELIGIBLE STUDENT.

(B) AN ELIGIBLE STUDENT WHO RECEIVES A WORKFORCE DEVELOPMENT SEQUENCE SCHOLARSHIP UNDER THIS SUBTITLE MAY USE THE AWARD FOR TUITION, MANDATORY FEES, AND OTHER ASSOCIATED COSTS OF ATTENDANCE.

(C) THE ANNUAL AMOUNT OF A SCHOLARSHIP AWARDED TO AN ELIGIBLE STUDENT MAY NOT EXCEED \$2,000.

(D) THE GOVERNOR SHALL PROVIDE IN THE ANNUAL BUDGET AN APPROPRIATION OF AT LEAST \$1,000,000 TO THE COMMISSION FOR THE WORKFORCE DEVELOPMENT SEQUENCE SCHOLARSHIP.

18-3304.

ON OR BEFORE DECEMBER 1 EACH YEAR, THE COMMISSION SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON:

(1) THE NUMBER OF STUDENTS WHO RECEIVED A WORKFORCE DEVELOPMENT SEQUENCE SCHOLARSHIP;

(2) THE AMOUNT OF THE AWARD MADE TO EACH RECIPIENT;

(3) THE COMMUNITY COLLEGE THAT THE RECIPIENT ATTENDED; AND

(4) THE WORKFORCE DEVELOPMENT SEQUENCE IN WHICH THE RECIPIENT ENROLLED.”.

AMENDMENT NO. 7

On page 9, after line 13, insert:

“1-303.

(a) An evaluation shall be made of the tax credits on or before the dates specified in subsections (b) through [(e)] (H) of this section.

(H) ON OR BEFORE JULY 1, 2021, AN EVALUATION SHALL BE MADE OF THE TAX CREDIT UNDER § 10-741 OF THIS ARTICLE (MORE JOBS FOR MARYLANDERS TAX CREDIT).”;

and in line 15, strike “MEANING” and substitute “**MEANINGS**”.

AMENDMENT NO. 8

On page 9, after line 18, insert:

“(3) “DEPARTMENT” MEANS THE DEPARTMENT OF COMMERCE.”;

in lines 19, 21, 23, and 25, strike “**(3)**”, “**(4)**”, “**(5)**”, and “**(6)**”, respectively, and substitute “**(4)**”, “**(5)**”, “**(6)**”, and “**(7)**”, respectively; and strike in their entirety lines 27 through 30, inclusive.

On page 10, in lines 1 and 7, strike “**(9)**” and “**(C)**”, respectively, and substitute “**(8)**” and “**(B)**”, respectively; strike in their entirety lines 3 through 6, inclusive; in line 7, strike “**AN**” and substitute “**SUBJECT TO THE LIMITATIONS OF THIS SECTION, AN**”; strike beginning with “**AN**” in line 7 down through “**AND**” in line 8; strike beginning with “**PROVIDED**” in line 9 down through “**SUBSECTION**” in line 10 and substitute “**STATED IN THE FINAL TAX CREDIT CERTIFICATE APPROVED BY THE DEPARTMENT FOR AN ELIGIBLE PROJECT**”; after line 16, insert:

“(3) IF THE TAX CREDIT ALLOWED UNDER THIS SECTION IN ANY TAXABLE YEAR EXCEEDS THE TOTAL TAX OTHERWISE PAYABLE BY THE QUALIFIED BUSINESS ENTITY FOR THAT TAXABLE YEAR, THE QUALIFIED BUSINESS ENTITY MAY CLAIM A REFUND IN THE AMOUNT OF THE EXCESS.”;

and strike in their entirety lines 17 through 23, inclusive, and substitute:

“(C) (1) ON ENROLLMENT IN THE MORE JOBS FOR MARYLANDERS PROGRAM ESTABLISHED UNDER TITLE 6, SUBTITLE 8 OF THE ECONOMIC DEVELOPMENT ARTICLE, A QUALIFIED BUSINESS ENTITY SHALL APPLY TO THE DEPARTMENT FOR A TAX CREDIT CERTIFICATE.

(2) THE APPLICATION SHALL BE IN THE FORM AND SHALL CONTAIN THE INFORMATION THE DEPARTMENT REQUIRES.

(3) (I) SUBJECT TO SUBSECTIONS (D) AND (E) OF THIS SECTION, THE DEPARTMENT MAY ISSUE A TAX CREDIT CERTIFICATE TO A QUALIFIED BUSINESS ENTITY IN AN AMOUNT NOT TO EXCEED THE AMOUNT DETERMINED UNDER SECTION (B)(2) OF THIS SECTION.

(II) IN DETERMINING THE ALLOCATION OF THE AGGREGATE TAX CREDIT AMOUNTS AVAILABLE IN A FISCAL YEAR AS PROVIDED UNDER SUBSECTION (D) OF THIS SECTION, THE DEPARTMENT SHALL GIVE PRIORITY TO APPLICATIONS FOR ELIGIBLE PROJECTS IN A TIER I COUNTY, AS DEFINED UNDER § 6-801 OF THE ECONOMIC DEVELOPMENT ARTICLE.

(D) (1) IN THIS SUBSECTION, “RESERVE FUND” MEANS THE MORE JOBS FOR MARYLANDERS TAX CREDIT RESERVE FUND ESTABLISHED UNDER PARAGRAPH (2) OF THIS SUBSECTION.

(2) (I) THERE IS A MORE JOBS FOR MARYLANDERS TAX CREDIT RESERVE FUND THAT IS A SPECIAL CONTINUING, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(II) THE MONEY IN THE RESERVE FUND SHALL BE INVESTED AND REINVESTED BY THE TREASURER, AND INTEREST AND EARNINGS SHALL BE CREDITED TO THE GENERAL FUND.

(3) (I) SUBJECT TO THE LIMITATIONS OF THIS SUBSECTION, THE DEPARTMENT SHALL ISSUE AN INITIAL TAX CREDIT CERTIFICATE IN AN AMOUNT EQUAL TO A PERCENTAGE OF TOTAL WAGES PAID FOR EACH QUALIFIED POSITION AT AN ELIGIBLE PROJECT AS CALCULATED UNDER SUBSECTION (B)(2) OF THIS SECTION.

(II) AN INITIAL TAX CREDIT CERTIFICATE ISSUED UNDER THIS SUBSECTION SHALL STATE THE MAXIMUM AMOUNT OF TAX CREDIT FOR WHICH THE QUALIFIED BUSINESS ENTITY IS ELIGIBLE.

(III) 1. EXCEPT AS OTHERWISE PROVIDED IN THIS SUBPARAGRAPH, FOR ANY FISCAL YEAR, THE DEPARTMENT MAY NOT ISSUE INITIAL TAX CREDIT CERTIFICATES FOR CREDIT AMOUNTS IN THE AGGREGATE TOTALING MORE THAN \$10,000,000 IN A FISCAL YEAR.

2. IF THE AGGREGATE CREDIT AMOUNTS UNDER INITIAL TAX CREDIT CERTIFICATES ISSUED IN A FISCAL YEAR TOTAL LESS THAN THE MAXIMUM PROVIDED UNDER ITEM 1 OF THIS SUBPARAGRAPH, ANY EXCESS AMOUNT SHALL REMAIN IN THE RESERVE FUND AND MAY BE ISSUED UNDER INITIAL TAX CREDIT CERTIFICATES FOR THE NEXT FISCAL YEAR.

3. FOR ANY FISCAL YEAR, IF FUNDS ARE TRANSFERRED FROM THE RESERVE FUND UNDER THE AUTHORITY OF ANY PROVISION OF LAW OTHER THAN UNDER PARAGRAPH (4) OF THIS SUBSECTION, THE MAXIMUM CREDIT AMOUNTS IN THE AGGREGATE FOR WHICH THE DEPARTMENT MAY ISSUE INITIAL TAX CREDIT CERTIFICATES SHALL BE REDUCED BY THE AMOUNT TRANSFERRED.

(IV) FOR FISCAL YEAR 2019 AND EACH FISCAL YEAR THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION TO THE RESERVE FUND IN AN AMOUNT THAT IS NO LESS THAN THE AMOUNT THE DEPARTMENT REPORTS IS NECESSARY UNDER SUBSECTION (E) OF THIS SECTION TO:

1. MAINTAIN THE CURRENT LEVEL OF MANUFACTURING ACTIVITY IN THE STATE; AND

2. ATTRACT NEW MANUFACTURING ACTIVITY TO THE STATE.

(V) NOTWITHSTANDING THE PROVISIONS OF § 7-213 OF THE STATE FINANCE AND PROCUREMENT ARTICLE, THE GOVERNOR MAY NOT REDUCE AN APPROPRIATION TO THE RESERVE FUND IN THE STATE BUDGET AS APPROVED BY THE GENERAL ASSEMBLY.

(VI) BASED ON AN AMOUNT EQUAL TO A PERCENTAGE OF THE TOTAL ACTUAL WAGES PAID FOR EACH QUALIFIED POSITION AT AN ELIGIBLE PROJECT AS CALCULATED UNDER SUBSECTION (B)(2) OF THIS SECTION, THE DEPARTMENT SHALL ISSUE A FINAL TAX CREDIT CERTIFICATE TO THE QUALIFIED BUSINESS ENTITY.

(4) (I) EXCEPT AS PROVIDED IN THIS PARAGRAPH, MONEY APPROPRIATED TO THE RESERVE FUND SHALL REMAIN IN THE FUND.

(II) 1. WITHIN 15 DAYS AFTER THE END OF EACH CALENDAR QUARTER, THE DEPARTMENT SHALL NOTIFY THE COMPTROLLER AS TO EACH FINAL CREDIT CERTIFICATE ISSUED DURING THE QUARTER:

A. THE MAXIMUM CREDIT AMOUNT STATED IN THE INITIAL TAX CREDIT CERTIFICATE FOR THE QUALIFIED BUSINESS ENTITY; AND

B. THE FINAL CERTIFIED CREDIT AMOUNT FOR THE QUALIFIED BUSINESS ENTITY.

2. ON NOTIFICATION THAT A FINAL CREDIT AMOUNT HAS BEEN CERTIFIED, THE COMPTROLLER SHALL TRANSFER AN AMOUNT EQUAL TO THE CREDIT AMOUNT STATED IN THE INITIAL TAX CREDIT CERTIFICATE FOR THE QUALIFIED BUSINESS ENTITY FROM THE RESERVE FUND TO THE GENERAL FUND.

(E) ON OR BEFORE JULY 1 EACH YEAR, THE DEPARTMENT SHALL REPORT TO THE GOVERNOR AND, SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON THE AMOUNT OF TAX CREDITS NECESSARY TO:

(1) MAINTAIN THE CURRENT LEVEL OF MANUFACTURING ACTIVITY IN THE STATE; AND

(2) ATTRACT NEW MANUFACTURING ACTIVITY TO THE STATE.

(F) THE DEPARTMENT AND THE COMPTROLLER JOINTLY SHALL ADOPT REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SECTION AND TO SPECIFY CRITERIA AND PROCEDURES FOR THE APPLICATION FOR, APPROVAL OF, AND MONITORING OF CONTINUING ELIGIBILITY FOR THE TAX CREDIT UNDER THIS SECTION.”.

AMENDMENT NO. 9

On pages 10 and 11, strike in their entirety the lines beginning with line 24 on page 10 through line 27 on page 11, inclusive.

AMENDMENT NO. 10

On page 12, in line 10, strike “UNDER THIS SUBTITLE” and substitute “IN A TIER I COUNTY, AS DEFINED UNDER § 6-801 OF THE ECONOMIC DEVELOPMENT ARTICLE”.

AMENDMENT NO. 11

On page 14, in line 14, strike “2016” and substitute “2017”.

The preceding 11 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0394/593221/1

BY: Delegate Buckel

AMENDMENTS TO HOUSE BILL 394, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Committee on Ways and Means Amendments (HB0394/865365/1), in line 10 of Amendment No. 1, after “credit” insert “and certain sales and use tax refunds”; and in line 25, after “regulations;” insert “authorizing certain manufacturing businesses to claim a refund for the sales and use tax imposed on the sale of certain personal property or services and paid by the business entity during the preceding calendar year; requiring the business entity, in order to receive the refund, to file with the Department, on or after a certain date, a certain claim and provide to the Department certain evidence; establishing the More Jobs for Marylanders Sales and Use Tax Refund Reserve Fund; requiring the Department to pay certain claims for refunds of the sales and use tax from the Reserve Fund; requiring the Governor to include a certain appropriation to the Reserve Fund in the annual budget bill in certain fiscal years; requiring the Department to adopt certain regulations;”.

On page 2 of the Committee on Ways and Means Amendments, in lines 3 and 4 of Amendment No. 1, strike “1–303(h) and 10–741” and substitute “1–303(h), 10–741, and 11–411”.

AMENDMENT NO. 2

On page 6 of the Committee on Ways and Means Amendments, in line 2 of Amendment No. 4, strike “(III)” and substitute “(IV)”; in the same line, before “AND” insert:

“(III) A REFUND OF SALES AND USE TAX PAID DURING THE IMMEDIATELY PRECEDING CALENDAR YEAR, AS PROVIDED UNDER § 11–411 OF THE TAX – GENERAL ARTICLE;”;

and in line 10, strike “IS” and substitute “**AND SALES AND USE TAX REFUND PROVIDED UNDER § 11–411 OF THE TAX – GENERAL ARTICLE ARE**”.

On page 10 of the Committee on Ways and Means Amendments, in line 6 of Amendment No. 7, after “ARTICLE” insert “**AND THE SALES AND USE TAX REFUND UNDER § 11–411 OF THIS ARTICLE**”.

On page 13 of the Committee on Ways and Means Amendments, in line 2 of Amendment No. 8, strike “**\$10,000,000**” and substitute “**\$9,000,000**”.

On page 15 of the Committee on Ways and Means Amendments, strike Amendment No. 9 in its entirety.

On page 10 of the bill, in line 24, strike “**11-233.**” and substitute “**11-411.**”; after line 28, insert:

“(3) “DEPARTMENT” MEANS THE DEPARTMENT OF COMMERCE.”;

and in line 29, strike “**(3)**” and substitute “**(4)**”.

On page 11 of the bill, in lines 1, 3, 6, and 9, strike “**(4)**”, “**(5)**”, “**(6)**”, and “**(7)**”, respectively, and substitute “**(5)**”, “**(6)**”, “**(7)**”, and “**(8)**”, respectively; after line 11, insert:

“(9) “RESERVE FUND” MEANS THE MORE JOBS FOR MARYLANDERS SALES AND USE TAX REFUND RESERVE FUND ESTABLISHED UNDER THIS SECTION.”;

in line 12, strike “**THE SALES AND USE TAX DOES NOT APPLY TO**” and substitute “**EXCEPT AS PROVIDED IN § 6-805(B) OF THE ECONOMIC DEVELOPMENT ARTICLE AND SUBJECT TO SUBSECTION (C) OF THIS SECTION, A QUALIFIED BUSINESS ENTITY IS ENTITLED TO A REFUND FOR THE AMOUNT OF SALES AND USE TAX PAID BY THE QUALIFIED BUSINESS ENTITY DURING THE IMMEDIATELY PRECEDING CALENDAR YEAR FOR**”; in line 13, after “**SERVICES**” insert “**MADE ON OR AFTER JANUARY 1, 2018,**”; in lines 13 and 14, strike “**: (1)**”; strike beginning with the semicolon in line 16 down through “**SOUGHT**” in line 19; and strike in their entirety lines 20 through 27, inclusive, and substitute:

“(C) A QUALIFIED BUSINESS ENTITY MAY CLAIM THE REFUND AUTHORIZED UNDER SUBSECTION (B) OF THIS SECTION BY:

(1) ON OR AFTER JANUARY 1 OF THE CALENDAR YEAR IMMEDIATELY FOLLOWING THE PURCHASE OF THE QUALIFIED PERSONAL PROPERTY OR SERVICES, FILING A CLAIM FOR REFUND WITH THE DEPARTMENT; AND

(2) PROVIDING THE DEPARTMENT ANY EVIDENCE THAT THE DEPARTMENT REQUIRES BY REGULATION.

(D) (1) THERE IS A MORE JOBS FOR MARYLANDERS SALES AND USE TAX REFUND RESERVE FUND THAT IS A SPECIAL CONTINUING, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) THE MONEY IN THE RESERVE FUND SHALL BE INVESTED AND REINVESTED BY THE STATE TREASURER, AND INTEREST AND EARNINGS SHALL BE CREDITED TO THE GENERAL FUND.

(3) THE DEPARTMENT SHALL ISSUE A REFUND IN AN AMOUNT EQUAL TO THE AMOUNT CLAIMED BY THE QUALIFIED BUSINESS ENTITY UNDER SUBSECTION (C) OF THIS SECTION.

(4) (I) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBPARAGRAPH, FOR ANY FISCAL YEAR, THE DEPARTMENT MAY NOT ISSUE SALES AND USE TAX REFUNDS IN AMOUNTS IN THE AGGREGATE TOTALING MORE THAN \$1,000,000 IN A FISCAL YEAR.

(II) IF THE AGGREGATE AMOUNT OF SALES AND USE TAX REFUNDS ISSUED IN A FISCAL YEAR TOTALS LESS THAN THE MAXIMUM PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, ANY EXCESS AMOUNT SHALL BE TRANSFERRED TO THE MORE JOBS FOR MARYLANDERS TAX CREDIT RESERVE FUND ESTABLISHED UNDER § 10-741 OF THIS ARTICLE.

(III) FOR ANY FISCAL YEAR, IF FUNDS ARE TRANSFERRED FROM THE RESERVE FUND UNDER AUTHORITY OF ANY PROVISION OF LAW, THE MAXIMUM AMOUNTS IN THE AGGREGATE FOR WHICH THE DEPARTMENT MAY ISSUE SALES AND USE TAX REFUNDS SHALL BE REDUCED BY THE AMOUNT TRANSFERRED.

(5) FOR FISCAL YEAR 2019 AND EACH FISCAL YEAR THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION TO THE RESERVE FUND.

(6) NOTWITHSTANDING THE PROVISIONS OF § 7-213 OF THE STATE FINANCE AND PROCUREMENT ARTICLE, THE GOVERNOR MAY NOT REDUCE AN APPROPRIATION TO THE RESERVE FUND IN THE STATE BUDGET AS APPROVED BY THE GENERAL ASSEMBLY.

(E) THE DEPARTMENT SHALL ADOPT REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SECTION AND TO SPECIFY CRITERIA AND PROCEDURES FOR THE APPLICATION FOR, APPROVAL OF, AND MONITORING OF CONTINUING ELIGIBILITY FOR SALES AND USE TAX REFUNDS UNDER THIS SECTION.”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 548 – Delegates Shoemaker, D. Barnes, Ebersole, Hornberger, Kittleman, McComas, Morgan, Rose, and Tarlau

AN ACT concerning

Education – Prekindergarten Student Assessment – Moratorium

HB0548/295769/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 548

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “– Moratorium”; strike beginning with “placing” in line 3 down through “on” in line 5 and substitute “authorizing a county board of education to administer a certain assessment of prekindergarten students under certain circumstances; authorizing a certain assessment to be administered to a certain student for a certain purpose; requiring a county board to consult with certain individuals before administering a certain assessment; and generally relating to”.

AMENDMENT NO. 2

On page 2, in line 12, strike the brackets; in the same line, strike “**SUBJECT TO SUBSECTION (D) OF THIS SECTION, A**”; and in line 13, after “assessment” insert “**OR EARLY LEARNING ASSESSMENT**”.

On pages 2 through 3, strike beginning with “(1)” in line 16 on page 2 down through “INFORMATION.” in line 11 on page 3 and substitute:

“(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A COUNTY BOARD MAY ADMINISTER THE EARLY LEARNING ASSESSMENT TO ENROLLED PREKINDERGARTEN STUDENTS IN THE COUNTY.

“(2) BEFORE ADMINISTERING THE EARLY LEARNING ASSESSMENT, A COUNTY BOARD SHALL CONSULT WITH PREKINDERGARTEN TEACHERS, INCLUDING TEACHERS NOMINATED BY THE EXCLUSIVE BARGAINING REPRESENTATIVE, IN DETERMINING HOW TO IMPLEMENT THE ASSESSMENT.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 648 – Delegates Hixson, Patterson, Turner, and M. Washington

AN ACT concerning

Income Tax Credit – Class F Vehicles – Extension

HB0648/205363/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 648

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Vehicles –” insert “Modification and”; strike beginning with “altering” in line 3 down through “language,” in line 5 and substitute “making certain modifications to the State income tax credit for the expense of registering certain qualified vehicles in the State; requiring a taxpayer to obtain a tax credit certificate from the Motor Vehicle Administration to receive the credit; requiring the Administration to issue tax credit certificates of a certain amount for each qualified vehicle in a certain manner; limiting the aggregate amount of tax credit certificates the Administration may issue to

any one taxpayer and to all taxpayers in a taxable year; providing that the credit may not exceed the State income tax for a taxable year and may not be carried over to any other taxable year; requiring the Administration to report certain information to the Comptroller annually on or before a certain date; requiring the Administration, in consultation with the Comptroller, to adopt regulations to carry out the tax credit; providing for the application of this Act; defining certain terms;”; and strike in their entirety lines 8 through 15, inclusive, and substitute:

“BY adding to

Article – Tax – General

Section 10–734.1

Annotated Code of Maryland

(2016 Replacement Volume)”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 19 on page 1 through line 16 on page 2, inclusive, and substitute:

“10–734.1.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “ADMINISTRATION” MEANS THE MOTOR VEHICLE ADMINISTRATION.

(3) “QUALIFIED VEHICLE” MEANS A CLASS F (TRACTOR) VEHICLE DESCRIBED UNDER § 13–923 OF THE TRANSPORTATION ARTICLE THAT IS TITLED AND REGISTERED IN THE STATE.

(B) SUBJECT TO THE LIMITATIONS OF THIS SECTION, AN INDIVIDUAL OR A CORPORATION THAT OBTAINS A TAX CREDIT CERTIFICATE FROM THE ADMINISTRATION MAY CLAIM A CREDIT AGAINST THE STATE INCOME TAX FOR THE EXPENSE OF REGISTERING A QUALIFIED VEHICLE IN THE STATE DURING THE TAXABLE YEAR.

(C) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, ON APPLICATION BY A TAXPAYER, THE ADMINISTRATION SHALL ISSUE A TAX CREDIT

CERTIFICATE IN THE AMOUNT OF \$400 FOR EACH QUALIFIED VEHICLE REGISTERED BY THE TAXPAYER DURING THE TAXABLE YEAR.

(2) FOR ANY TAXABLE YEAR, THE ADMINISTRATION MAY NOT ISSUE AN AGGREGATE AMOUNT OF TAX CREDIT CERTIFICATES TOTALING MORE THAN:

(I) \$10,000 TO ANY ONE TAXPAYER; OR

(II) \$500,000 TO ALL TAXPAYERS.

(D) THE ADMINISTRATION SHALL APPROVE ALL APPLICATIONS THAT QUALIFY FOR A TAX CREDIT CERTIFICATE:

(1) ON A FIRST-COME, FIRST-SERVED BASIS; AND

(2) IN A TIMELY MANNER.

(E) (1) FOR ANY TAXABLE YEAR, THE CREDIT ALLOWED UNDER THIS SECTION MAY NOT EXCEED THE STATE INCOME TAX FOR THAT TAXABLE YEAR.

(2) THE UNUSED AMOUNT OF THE CREDIT MAY NOT BE CARRIED OVER TO ANY OTHER TAXABLE YEAR.

(F) ON OR BEFORE JANUARY 31 EACH TAXABLE YEAR, THE ADMINISTRATION SHALL REPORT TO THE COMPTROLLER ON THE TAX CREDIT CERTIFICATES ISSUED UNDER THIS SECTION DURING THE PRIOR TAXABLE YEAR.

(G) THE ADMINISTRATION, IN CONSULTATION WITH THE COMPTROLLER, SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2017, and shall be applicable to all taxable years beginning after December 31, 2016, but before January 1, 2020.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

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

House Bill 1052 – Delegate Walker (By Request – Tax Credit Evaluation Committee)

AN ACT concerning

Economic Development – Job Creation Tax Credit – Alteration

HB1052/105869/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1052

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “eligible;” insert “altering the calculation of the credits earned under the program;”.

AMENDMENT NO. 2

On page 2, in line 8, strike “150%” and substitute “**120%**”.

AMENDMENT NO. 3

On page 3, strike beginning with the second “A” in line 14 down through “**50,000**” in line 15 and substitute “:

1. AN ANNUAL AVERAGE EMPLOYMENT THAT IS LESS THAN 75,000; OR

2. A MEDIAN HOUSEHOLD INCOME THAT IS LESS THAN TWO-THIRDS OF THE STATEWIDE MEDIAN HOUSEHOLD INCOME”.

AMENDMENT NO. 4

On page 4, strike beginning with “the” in line 26 down through “\$1,000” in line 27 and substitute “**\$3,000**”; and strike in their entirety lines 29 and 30.

AMENDMENT NO. 5

On page 5, strike beginning with “the” in line 2 down through “\$1,500” in line 3 and substitute “**\$5,000**”; and strike beginning with the semicolon in line 4 down through “employees” in line 6.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1661 – Delegates Pena–Melnik, Hayes, and Morales

AN ACT concerning

**Schools and Child Care Centers – State Grant Program – Security Upgrades for
Facilities at Risk of Hate Crimes or Attacks**

HB1661/565668/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1661

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Morales” and substitute “Morales, Afzali, Ali, D. Barnes, Buckel, Ebersole, Hixson, Hornberger, C. Howard, Kaiser, Long, Luedtke, Mosby, Patterson, Reilly, Rose, Shoemaker, Simonaire, Tarlau, Turner, Walker, M. Washington, A. Washington, and Wilkins”.

AMENDMENT NO. 2

On page 1, in line 6, after the first “of” insert “certain”; in the same line, strike “because of their ideology, beliefs, or mission”; and after line 13, insert:

“BY repealing and reenacting, without amendments,

Article – Criminal LawSection 10–305Annotated Code of Maryland(2012 Replacement Volume and 2016 Supplement).AMENDMENT NO. 3

On page 1, after line 20, insert:

“Article – Criminal Law

10–305.

A person may not deface, damage, or destroy, attempt to deface, damage, or destroy, burn or attempt to burn an object on, or damage the real or personal property connected to a building that is publicly or privately owned, leased, or used, including a cemetery, library, meeting hall, recreation center, or school:

(1) because a person or group of a particular race, color, religious belief, sexual orientation, gender, disability, or national origin, or because a person or group that is homeless, has contacts or is associated with the building; or

(2) if there is evidence that exhibits animosity against a person or group, because of the race, color, religious beliefs, sexual orientation, gender, disability, or national origin of that person or group or because that person or group is homeless.”.

AMENDMENT NO. 4

On page 2, strike beginning with “BECAUSE” in line 2 down through “MISSION” in line 3 and substitute “AS DESCRIBED UNDER § 10–305 OF THE CRIMINAL LAW ARTICLE”; in line 6, strike “BECAUSE OF ITS IDEOLOGY, BELIEFS, OR MISSION” and substitute “AS DESCRIBED UNDER § 10–305 OF THE CRIMINAL LAW ARTICLE”; and in line 12, after “NEEDS,” insert “SECURITY PERSONNEL,”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 57 – Senators DeGrange and Kasemeyer

AN ACT concerning

Income Tax Credit – Class F Vehicles – Extension**SB0057/485564/1**

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 57

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Vehicles –” insert “Modification and”; strike beginning with “altering” in line 3 down through “language,” in line 5 and substitute “making certain modifications to the State income tax credit for the expense of registering certain qualified vehicles in the State; requiring a taxpayer to obtain a tax credit certificate from the Motor Vehicle Administration to receive the credit; requiring the Administration to issue tax credit certificates of a certain amount for each qualified vehicle in a certain manner; limiting the aggregate amount of tax credit certificates the Administration may issue to any one taxpayer and to all taxpayers in a taxable year; providing that the credit may not exceed the State income tax for a taxable year and may not be carried over to any other taxable year; requiring the Administration to report certain information to the Comptroller annually on or before a certain date; requiring the Administration, in consultation with the Comptroller, to adopt regulations to carry out the tax credit; providing for the application of this Act; defining certain terms;”; and strike in their entirety lines 8 through 15, inclusive, and substitute:

“BY adding toArticle – Tax – GeneralSection 10–734.1Annotated Code of Maryland(2016 Replacement Volume)”.AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 19 on page 1 through line 21 on page 2, inclusive, and substitute:

“10–734.1.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “ADMINISTRATION” MEANS THE MOTOR VEHICLE ADMINISTRATION.

(3) “QUALIFIED VEHICLE” MEANS A CLASS F (TRACTOR) VEHICLE DESCRIBED UNDER § 13-923 OF THE TRANSPORTATION ARTICLE THAT IS TITLED AND REGISTERED IN THE STATE.

(B) SUBJECT TO THE LIMITATIONS OF THIS SECTION, AN INDIVIDUAL OR A CORPORATION THAT OBTAINS A TAX CREDIT CERTIFICATE FROM THE ADMINISTRATION MAY CLAIM A CREDIT AGAINST THE STATE INCOME TAX FOR THE EXPENSE OF REGISTERING A QUALIFIED VEHICLE IN THE STATE DURING THE TAXABLE YEAR.

(C) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, ON APPLICATION BY A TAXPAYER, THE ADMINISTRATION SHALL ISSUE A TAX CREDIT CERTIFICATE IN THE AMOUNT OF \$400 FOR EACH QUALIFIED VEHICLE REGISTERED BY THE TAXPAYER DURING THE TAXABLE YEAR.

(2) FOR ANY TAXABLE YEAR, THE ADMINISTRATION MAY NOT ISSUE AN AGGREGATE AMOUNT OF TAX CREDIT CERTIFICATES TOTALING MORE THAN:

(I) \$10,000 TO ANY ONE TAXPAYER; OR

(II) \$500,000 TO ALL TAXPAYERS.

(D) THE ADMINISTRATION SHALL APPROVE ALL APPLICATIONS THAT QUALIFY FOR A TAX CREDIT CERTIFICATE:

(1) ON A FIRST-COME, FIRST-SERVED BASIS; AND

(2) IN A TIMELY MANNER.

(E) (1) FOR ANY TAXABLE YEAR, THE CREDIT ALLOWED UNDER THIS SECTION MAY NOT EXCEED THE STATE INCOME TAX FOR THAT TAXABLE YEAR.

(2) THE UNUSED AMOUNT OF THE CREDIT MAY NOT BE CARRIED OVER TO ANY OTHER TAXABLE YEAR.

(F) ON OR BEFORE JANUARY 31 EACH TAXABLE YEAR, THE ADMINISTRATION SHALL REPORT TO THE COMPTROLLER ON THE TAX CREDIT CERTIFICATES ISSUED UNDER THIS SECTION DURING THE PRIOR TAXABLE YEAR.

(G) THE ADMINISTRATION, IN CONSULTATION WITH THE COMPTROLLER, SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2017, and shall be applicable to all taxable years beginning after December 31, 2016, but before January 1, 2020.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

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

Senate Bill 130 – Senator Simonaire

AN ACT concerning

Election Law – Ballot Issues – Contributions or Donations by Foreign Principals

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 138 – Senators Manno and Miller

AN ACT concerning

Income Tax Credit – Security Clearances – Employer Costs – Extension

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 228 – Senators Salling, Astle, Bates, Cassilly, Conway, Eckardt, Guzzone, Hershey, Jennings, Kagan, Kasemeyer, Kelley, King, Lee, Manno, Mathias, Middleton, Muse, Norman, Peters, Ready, Rosapepe, Serafini, Simonaire, Young, ~~and Zucker~~ Zucker, Smith, and McFadden

AN ACT concerning

Video Lottery Terminals – Disposition of Unclaimed Winnings

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 261 – Senators Bates, Edwards, Ready, ~~and Young~~ Young, Guzzone, and Kasemeyer

AN ACT concerning

Property Tax Credit – Residential Property Damaged by Natural Disaster

Favorable report adopted.

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

The motion was adopted.

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

Senate Bill 423 – Senators Pinsky, Astle, Benson, Conway, Currie, DeGrange, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Muse, Nathan-Pulliam, Peters, Ramirez, Robinson, Rosapepe, Smith, Young, Zirkin, and Zucker

AN ACT concerning

Elective Franchise – Registration and Voting at Polling Place

SB0423/705366/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 423

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “authorizing” in line 3 down through “rejection” in line 7 and substitute “proposing a constitutional amendment to authorize the General Assembly to allow a qualified individual to register and vote at a precinct polling place on election day; making a stylistic change; authorizing an individual to appear in person at a precinct polling place in the individual’s county of residence to apply to register to vote on election day; requiring an applicant for voter registration to provide certain proof of residency; requiring an election judge to determine whether an applicant resides in the county and is qualified to become a registered voter; requiring the election judge to issue the voter a ballot if the individual is a resident of the county and qualified to register to vote; requiring the State Board of Elections to adopt regulations and procedures for the administration of voter registration at precinct polling places on election day; submitting the amendment proposed by this Act to the qualified voters of the State for their adoption or rejection; providing for the language to appear on the ballot; providing for the effective dates of this Act; providing for the termination of certain provisions of this Act under certain circumstances; and generally relating to registration and voting at polling places”; and after line 13, insert:

“BY adding to

Article – Election Law

Section 3–306

Annotated Code of Maryland

(2010 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 21 through 39, inclusive, and substitute:

“THE GENERAL ASSEMBLY SHALL HAVE THE POWER TO ALLOW A QUALIFIED INDIVIDUAL TO REGISTER AND VOTE AT A PRECINCT POLLING PLACE ON ELECTION DAY.

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

Article – Election Law

3-306.

(A) ON ELECTION DAY, AN INDIVIDUAL MAY APPEAR IN PERSON AT A PRECINCT POLLING PLACE IN THE INDIVIDUAL’S COUNTY OF RESIDENCE AND APPLY TO REGISTER TO VOTE.

(B) (1) WHEN APPLYING TO REGISTER TO VOTE ON ELECTION DAY, THE APPLICANT SHALL PROVIDE PROOF OF RESIDENCY.

(2) THE APPLICANT SHALL PROVE RESIDENCY BY SHOWING THE ELECTION JUDGE:

(I) A MARYLAND DRIVER’S LICENSE OR MARYLAND IDENTIFICATION CARD THAT CONTAINS THE APPLICANT’S CURRENT ADDRESS; OR

(II) IF THE APPLICANT DOES NOT HAVE A DRIVER’S LICENSE OR IDENTIFICATION CARD THAT CONTAINS THE APPLICANT’S CURRENT ADDRESS, A COPY OF AN OFFICIAL DOCUMENT THAT:

1. MEETS THE REQUIREMENTS ESTABLISHED BY THE STATE BOARD; AND

2. CONTAINS THE APPLICANT’S NAME AND CURRENT ADDRESS.

(C) WHEN AN INDIVIDUAL APPLIES TO REGISTER TO VOTE AT A PRECINCT POLLING PLACE ON ELECTION DAY, THE ELECTION JUDGE SHALL DETERMINE

WHETHER THE APPLICANT RESIDES IN THE COUNTY IN WHICH THE APPLICANT APPLIED AND IS QUALIFIED TO BECOME A REGISTERED VOTER.

(D) IF THE INDIVIDUAL IS A RESIDENT OF THE COUNTY AND IS QUALIFIED TO REGISTER TO VOTE, THE ELECTION JUDGE SHALL:

(1) ISSUE THE VOTER A VOTER AUTHORITY CARD;

(2) HAVE THE VOTER SIGN THE VOTER AUTHORITY CARD; AND

(3) ISSUE THE VOTER A BALLOT.

(E) THE STATE BOARD SHALL ADOPT REGULATIONS AND PROCEDURES IN ACCORDANCE WITH THE REQUIREMENTS OF THIS SECTION FOR THE ADMINISTRATION OF VOTER REGISTRATION AT PRECINCT POLLING PLACES ON ELECTION DAY.

SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) The General Assembly determines that the amendment to the Maryland Constitution proposed by Section 1 of this Act affects multiple jurisdictions and that the provisions of Article XIV, § 1 of the Maryland Constitution concerning local approval of constitutional amendments do not apply.

(b) In accordance with Article XIV of the Maryland Constitution, the amendment proposed by Section 1 of this Act shall be submitted to the qualified voters of the State for adoption or rejection at the general election to be held in November 2018. Notwithstanding any other law, the following shall appear on the ballot:

“Constitutional Amendment
Chapter of the 2017 Legislative Session
Registration on Election Day

Authorizes the General Assembly to allow a qualified individual to register and cast a ballot at a precinct polling place on Election Day.

(Amending Article 1, Section 1 and 2 and adding Article 1, Section 2A to the Maryland Constitution)

For the Constitutional Amendment
Against the Constitutional Amendment”

(c) Immediately after the election, all returns shall be made to the Governor of the vote for and against the proposed amendment, as directed by Article XIV of the Maryland Constitution, and further proceedings had in accordance with Article XIV.

SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect on the taking effect of Section 1 of this Act. If Section 1 of this Act does not take effect, Section 2 of this Act shall be abrogated and of no further force and effect.

SECTION 5. AND BE IT FURTHER ENACTED, That, except as provided in Sections 3 and 4 of this Act, this Act shall take effect July 1, 2017.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0423/703329/1

BY: Delegate A. Washington

AMENDMENTS TO SENATE BILL 423, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Committee on Ways and Means Amendments (SB0423/705366/1), in lines 8 and 9 of Amendment No. 1, in each instance, strike “county” and substitute “precinct”; and in line 10, after “vote;” insert “requiring an election judge to issue a voter a provisional ballot under certain circumstances;”.

AMENDMENT NO. 2

On page 3 of the Committee on Ways and Means Amendments, in lines 7 and 9 of Amendment No. 2, in each instance, strike “COUNTY” and substitute “PRECINCT”; after line 13, insert:

“(E) IF THE INDIVIDUAL IS A RESIDENT OF THE COUNTY, BUT NOT OF THE PRECINCT, IN WHICH THE INDIVIDUAL APPLIED AND IS QUALIFIED TO REGISTER TO VOTE, THE ELECTION JUDGE SHALL ISSUE THE VOTER A PROVISIONAL BALLOT.”;

and in line 14, strike **“(E)”** and substitute **“(F)”**.

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

SB0423/113829/1

BY: Delegate Cassilly

AMENDMENTS TO SENATE BILL 423, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Committee on Ways and Means Amendments (SB0423/705366/1), in line 7 of Amendment No. 1, after **“residency”** insert **“and certain proof of citizenship”**.

AMENDMENT NO. 2

On page 2 of the Committee on Ways and Means Amendments, in line 12 of Amendment No. 2, after **“RESIDENCY”** insert **“AND PROOF OF CITIZENSHIP”**.

On page 3 of the Committee on Ways and Means Amendments, after line 4 of Amendment No. 2, insert:

“(3) THE APPLICANT SHALL PROVE CITIZENSHIP BY SHOWING THE ELECTION JUDGE A FORM OF GOVERNMENT-ISSUED IDENTIFICATION THAT MEETS THE REQUIREMENTS ESTABLISHED BY THE STATE BOARD.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 50 Negative – 82 (See Roll Call No. 1204)

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 438 – Senator Conway

AN ACT concerning

State Lottery Tickets – Internet Sales – Prohibition

SB0438/415464/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 438

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “allowing” insert “the establishment of any system or program that allows”.

AMENDMENT NO. 2

On page 2, in line 3, after “ALLOW” insert “THE ESTABLISHMENT OF ANY SYSTEM OR PROGRAM THAT ALLOWS”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 625 – Senators Benson, Currie, Madaleno, Pinsky, Robinson, and Young

AN ACT concerning

Public Schools and Shelters – Homeless Girls and Women – Feminine Hygiene Products

SB0625/835865/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 625

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “requiring” insert “the Department of Human Resources to make available to certain service providers, local administering agencies for certain service providers, and county boards of education certain supplies of feminine hygiene products for female residents in shelters and certain homeless female students; requiring, alternatively, if a certain contingency is met, the Department of Housing and Community Development to make available to certain service providers, local administering agencies for certain service providers, and county boards of education certain supplies of feminine hygiene products for female residents in shelters and certain homeless female students; requiring certain feminine hygiene products to be made available free to certain entities and individuals; requiring”; strike beginning with “during” in line 6 down through “shelters” in line 11; in line 11, after “terms;” insert “making certain provisions of this Act subject to certain contingencies;”; strike in their entirety lines 13 through 17, inclusive; in line 20, after “Women” insert “and Youth”; and after line 23, insert:

“BY adding to

Article – Housing and Community Development

Section 4–2301 to be under the new subtitle “Subtitle 23. Homeless Women and

Youth – Feminine Hygiene Products

Annotated Code of Maryland

(2006 Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 3 through 11, inclusive.

AMENDMENT NO. 3

On page 2, in line 15, after “**WOMEN**” insert “**AND YOUTH**”; in line 29, strike “**FUNDS PROVIDED BY THE**” and substitute “**THE**”; in the same line, after “**DEPARTMENT**” insert “**SHALL MAKE AVAILABLE**”; in the same line, after “**TO**” insert “**;**”

(I) SERVICE PROVIDERS AND;

and in line 30, strike “**AND TO SERVICE PROVIDERS**”.

On page 3, strike beginning with the first “**FOR**” in line 1 down through “**PURCHASE**” in line 3; in line 4, after “**SHELTERS**” insert “**; AND**”

(II) COUNTY BOARDS OF EDUCATION A SUPPLY OF FEMININE HYGIENE PRODUCTS SUFFICIENT TO MEET THE NEEDS DURING THE NORMAL SCHOOL YEAR OF FEMALE STUDENTS WHO ARE DETERMINED TO BE HOMELESS CHILDREN OR YOUTH UNDER THE FEDERAL MCKINNEY-VENTO HOMELESS ASSISTANCE ACT”;

in line 5, strike “PURCHASED” and substitute “PROVIDED”; in line 6, after “TO” insert “:

(I) SERVICE PROVIDERS, LOCAL ADMINISTERING AGENCIES FOR SERVICE PROVIDERS, AND”;

and in line 7, after “SHELTERS” insert “;AND

(II) COUNTY BOARDS OF EDUCATION AND QUALIFYING FEMALE STUDENTS IN SCHOOLS.

(C) EACH COUNTY BOARD OF EDUCATION, THROUGH SCHOOL NURSES, SHALL MAKE AVAILABLE TO FEMALE STUDENTS WHO ARE DETERMINED TO BE HOMELESS CHILDREN OR YOUTH UNDER THE FEDERAL MCKINNEY-VENTO HOMELESS ASSISTANCE ACT A FREE SUPPLY OF FEMININE HYGIENE PRODUCTS, AS PROVIDED UNDER SUBSECTION (B) OF THIS SECTION”.

AMENDMENT NO. 4

On page 3, strike in their entirety lines 8 and 9 and substitute:

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

Article – Housing and Community Development

SUBTITLE 23. HOMELESS WOMEN AND YOUTH – FEMININE HYGIENE PRODUCTS.

4-2301.

(A) (1) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “FEMININE HYGIENE PRODUCTS” MEANS TAMPONS AND SANITARY NAPKINS FOR USE IN CONNECTION WITH THE MENSTRUAL CYCLE.

(3) “LOCAL ADMINISTERING AGENCY” MEANS THE AGENCY DESIGNATED BY THE DEPARTMENT OR A LOCAL GOVERNMENT TO MANAGE THE PROGRAMS FOR TRANSITIONAL HOUSING SERVICES, INCLUDING THE HOMELESS WOMEN – CRISIS SHELTER HOME PROGRAM, AND TO PROVIDE A SERVICE DIRECTLY OR BY CONTRACT WITH A SERVICE PROVIDER.

(4) “SERVICE PROVIDER” MEANS A PUBLIC OR PRIVATE NONPROFIT THAT CONTRACTS WITH THE DEPARTMENT OR A LOCAL ADMINISTERING AGENCY TO PROVIDE SHELTER SERVICES FOR HOMELESS INDIVIDUALS.

(B) (1) THE DEPARTMENT SHALL MAKE AVAILABLE TO:

(I) SERVICE PROVIDERS AND LOCAL ADMINISTERING AGENCIES FOR SERVICE PROVIDERS A SUPPLY OF FEMININE HYGIENE PRODUCTS SUFFICIENT TO MEET THE NEEDS OF FEMALE RESIDENTS IN SHELTERS; AND

(II) COUNTY BOARDS OF EDUCATION A SUPPLY OF FEMININE HYGIENE PRODUCTS SUFFICIENT TO MEET THE NEEDS DURING THE NORMAL SCHOOL YEAR OF FEMALE STUDENTS WHO ARE DETERMINED TO BE HOMELESS CHILDREN OR YOUTH UNDER THE FEDERAL MCKINNEY-VENTO HOMELESS ASSISTANCE ACT.

(2) THE FEMININE HYGIENE PRODUCTS PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE MADE AVAILABLE FREE TO:

(I) SERVICE PROVIDERS, LOCAL ADMINISTERING AGENCIES FOR SERVICE PROVIDERS, AND FEMALE RESIDENTS IN SHELTERS; AND

(II) COUNTY BOARDS OF EDUCATION AND QUALIFYING FEMALE STUDENTS IN SCHOOLS.

(C) EACH COUNTY BOARD OF EDUCATION, THROUGH SCHOOL NURSES, SHALL MAKE AVAILABLE TO FEMALE STUDENTS WHO ARE DETERMINED TO BE

HOMELESS CHILDREN OR YOUTH UNDER THE FEDERAL MCKINNEY-VENTO HOMELESS ASSISTANCE ACT A FREE SUPPLY OF FEMININE HYGIENE PRODUCTS, AS PROVIDED UNDER SUBSECTION (B) OF THIS SECTION.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect on the taking effect of Chapter _____ (H.B. 134) of the Acts of the General Assembly of 2017. If Chapter _____ (H.B. 134) does not take effect, Section 2 of this Act shall be null and void without the necessity of further action by the General Assembly. If Section 2 of this Act takes effect, Section 1 shall be null and void without the necessity of further action by the General Assembly.

SECTION 4. AND BE IT FURTHER ENACTED, That, subject to the provisions of Section 3 of this Act, this Act shall take effect July 1, 2017.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 651 – Senators Smith, Astle, Benson, Conway, Currie, Feldman, Ferguson, Guzzone, Jennings, Kagan, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Nathan-Pulliam, Norman, Peters, Ramirez, Robinson, Salling, Young, and Zucker

AN ACT concerning

Public Schools – Suspensions and Expulsions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 667 – Senator Jennings

AN ACT concerning

Education – Prekindergarten Student Assessment – Moratorium

SB0667/515162/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 667

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “– Moratorium”; strike beginning with “placing” in line 3 down through “on” in line 5 and substitute “authorizing a county board of education to administer a certain assessment of prekindergarten students under certain circumstances; authorizing a certain assessment to be administered to a certain student for a certain purpose; requiring a county board to consult with certain individuals before administering a certain assessment; and generally relating to”.

AMENDMENT NO. 2

On page 2, in line 17, strike the brackets; in the same line, strike “**SUBJECT TO SUBSECTION (D) OF THIS SECTION, A**”; and in line 18, after “assessment” insert “**OR EARLY LEARNING ASSESSMENT**”.

On pages 2 through 3, strike beginning with “**(1)**” in line 21 on page 2 down through “**INFORMATION.**” in line 15 on page 3 and substitute:

“(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A COUNTY BOARD MAY ADMINISTER THE EARLY LEARNING ASSESSMENT TO ENROLLED PREKINDERGARTEN STUDENTS IN THE COUNTY.

“(2) BEFORE ADMINISTERING THE EARLY LEARNING ASSESSMENT, A COUNTY BOARD SHALL CONSULT WITH PREKINDERGARTEN TEACHERS, INCLUDING TEACHERS NOMINATED BY THE EXCLUSIVE BARGAINING REPRESENTATIVE, IN DETERMINING HOW TO IMPLEMENT THE ASSESSMENT.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 710 – Senator Conway

AN ACT concerning

**Education – Children With Disabilities – Individualized Education Program
Process – Parental Consent**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 786 – Senators Zucker, Conway, Guzzone, Kagan, Nathan–Pulliam,
Robinson, and Smith**

AN ACT concerning

**Education – ~~Behavior Intervention Plans – Physical~~ Restraint and Seclusion –
Consideration and Reporting**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 873 – Senator Madaleno (By Request – Tax Credit Evaluation
Committee) and Senators Kasemeyer, Currie, DeGrange, Eckardt,
Edwards, Ferguson, Guzzone, King, Manno, McFadden, Peters, and Serafini**

AN ACT concerning

Economic Development – Job Creation Tax Credit – Alteration

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 908 – Senators Ferguson, Benson, Guzzone, Klausmeier, Middleton,
Peters, ~~and Young~~ Young, Currie, DeGrange, Eckardt, Edwards,
Kasemeyer, King, Madaleno, Manno, McFadden, and Serafini**

AN ACT concerning

Maryland Education Development Collaborative – Established**SB0908/265564/1**

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 908

(Third Reading File Bill)

AMENDMENT NO. 1

On page 3, after line 11, insert:

“(C) “EVIDENCE-BASED” MEANS THAT A STRATEGY OR INTERVENTION HAS BEEN SHOWN TO BE EFFECTIVE BY RIGOROUS, PEER-REVIEWED QUALITATIVE OR QUANTITATIVE STUDIES.”;

and in line 12, strike “(C)” and substitute “(D)”.

On page 4, in line 11, strike “AND”; after line 11, insert:

“(IV) STUDENTS WHO INTEND TO PURSUE HIGHER EDUCATION ARE FULLY PREPARED TO ATTEND A PUBLIC INSTITUTION OF HIGHER EDUCATION WITHOUT THE NEED FOR REMEDIAL COURSEWORK; AND”;

in line 12, strike “(IV)” and substitute “(V)”; in line 22, strike “AND INITIATIVES” and substitute “**, INITIATIVES, AND RESEARCH STUDIES**”; and in line 29, after the comma insert “**EDUCATORS, ORGANIZATIONS REPRESENTING EDUCATORS,**”.

On page 5, in line 16, strike “NINE” and substitute “**10**”; strike beginning with “WITH” in line 24 down through “POLICY” in line 25 and substitute “**WHO IS AN ACADEMIC RESEARCHER WITH EXPERIENCE IN EDUCATION REFORM**”; and in line 29, before “SCHOOL” insert “**PUBLIC**”.

On page 6, in line 1, strike “ONE INDIVIDUAL” and substitute “**TWO INDIVIDUALS**”; and in the same line, strike “MANAGING” and substitute “**ADMINISTERING**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0908/723825/1

BY: Delegate Luedtke

AMENDMENT TO SENATE BILL 908, AS AMENDED

(Third Reading File Bill)

On page 7, in line 1, strike “**FIVE**” and substitute “**SIX**”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 1205)

CALENDAR OF THIRD READING HOUSE BILLS NO. 111

House Bill 71 – Delegates Luedtke, Kaiser, and Queen

AN ACT concerning

Alcoholic Beverages – Class 8 Farm Brewery License Holders – Food Service

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1206)

The Bill was then sent to the Senate.

House Bill 286 – Delegates Korman, Anderson, Angel, Beidle, Carr, Chang, Conaway, Cullison, Ebersole, Fennell, Frick, Hayes, Hettleman, Hill, C. Howard, Jackson, Kelly, Lierman, Luedtke, A. Miller, Moon, Patterson, Pena-Melnyk, Platt, Tarlau, Waldstreicher, A. Washington, M. Washington, and P. Young

AN ACT concerning

Education – Specialized Intervention Services – Reports

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

Affirmative – 119 Negative – 20 (See Roll Call No. 1207)

The Bill was then sent to the Senate.

House Bill 1155 – Delegates Hixson, Gutierrez, Rose, and M. Washington

AN ACT concerning

Income Tax – Subtraction Modification – Mortgage Forgiveness Debt Relief

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1208)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 44

**Senate Bill 226 – Senators Manno, Edwards, Feldman, Hough, Kasemeyer, King,
Lee, Madaleno, Peters, Serafini, ~~and Young~~ Young, DeGrange, and
McFadden**

AN ACT concerning

**Biotechnology Investment Tax Credit – Qualified Maryland Biotechnology
Company – Definition**

FLOOR AMENDMENT

SB0226/393423/1

BY: Delegate Mautz

AMENDMENTS TO SENATE BILL 226, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 6, after “credit,” insert “altering the definition of “biotechnology company” to include a company that will be primarily engaged in certain activities within a certain time period; providing for the revocation of a certain tax credit”

certificate and the recapture of the tax credit under certain circumstances;”; and after line 21, insert:

“BY adding to

Article – Tax – General

Section 10–725(j)

Annotated Code of Maryland

(2016 Replacement Volume)”.

In the Committee on Ways and Means Amendments (SB0226/185560/1), in lines 2 and 3 of Amendment No. 1, strike “10–725(a)(7)” and substitute “10–725(a)(2) and (7)”.

AMENDMENT NO. 2

On page 2 of the bill, after line 5, insert:

“(2) “Biotechnology company” means a company organized for profit that is primarily engaged in, **OR WITHIN 2 MONTHS WILL BE PRIMARILY ENGAGED IN**, the research, development, or commercialization of innovative and proprietary technology that comprises, interacts with, or analyzes biological material including biomolecules (DNA, RNA, or protein), cells, tissues, or organs.”;

and in line 27, strike “**OR**”.

On page 3 of the bill, in line 3, after “section” insert “**;OR**”

3. A COMPANY THAT, WITHIN 2 MONTHS OF THE RECEIPT OF THE INVESTMENT, HAS MET THE REQUIREMENTS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH

(J) IF A COMPANY RECEIVES AN INVESTMENT UNDER SUBSECTION (A)(7)(II)3 OF THIS SECTION AND FAILS TO SATISFY THE REQUIREMENTS FOR A QUALIFIED MARYLAND BIOTECHNOLOGY COMPANY WITHIN 2 MONTHS, THE DEPARTMENT SHALL REVOKE ANY FINAL TAX CREDIT CERTIFICATES THAT HAVE BEEN ISSUED AND RECAPTURE ANY TAX CREDITS ALREADY CLAIMED BY THE QUALIFIED INVESTOR.”.

The preceding 2 amendments were read and adopted.

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

Affirmative – 128 Negative – 12 (See Roll Call No. 1209)

The Bill was then returned to the Senate.

Senate Bill 232 – Senators Manno, Benson, Conway, Feldman, Kelley, King, Lee, Madaleno, Muse, Nathan–Pulliam, Robinson, Smith, and Zucker

AN ACT concerning

Education – Pregnant and Parenting Students – Attendance Policy

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

Affirmative – 122 Negative – 18 (See Roll Call No. 1210)

The Bill was then returned to the Senate.

Senate Bill 367 – Senators Zucker, Peters, Edwards, Ferguson, Guzzone, King, Madaleno, Manno, and Serafini

AN ACT concerning

Income Tax – Subtraction Modification – Mortgage Forgiveness Debt Relief

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1211)

The Bill was then returned to the Senate.

Senate Bill 452 – Senators Manno, Benson, Brochin, Currie, DeGrange, Edwards, Feldman, Guzzone, Hough, Jennings, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Mathias, Muse, Nathan–Pulliam, Norman, Peters, Ready, Robinson, Rosapepe, Salling, Serafini, Smith, Young, Zirkin, ~~and Zucker~~ Zucker, and Pinsky

AN ACT concerning

**Education – Accountability Program – Assessments
~~(Less Testing, More Learning)~~ (More Learning, Less Testing Act of 2017)**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1212)

The Bill was then returned to the Senate.

**Senate Bill 597 – Senators Guzzone ~~and Peters~~, Peters, DeGrange, Kasemeyer,
King, Madaleno, and McFadden**

AN ACT concerning

**Income Tax Subtraction Modification – Retirement Income of Law
Enforcement, Fire, Rescue, and Emergency Services Personnel**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1213)

The Bill was then returned to the Senate.

Senate Bill 1012 – Senator Conway (By Request – Baltimore City Administration)

AN ACT concerning

**Baltimore City Board of School Commissioners – Members – Appointment and
Removal**

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

Affirmative – 117 Negative – 23 (See Roll Call No. 1214)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 45

**Senate Bill 19 – Chair, Finance Committee (By Request – Departmental –
Maryland Insurance Administration)**

AN ACT concerning

Insurance – Surplus Lines Insurers, Surplus Lines Brokers, and Reinsurers

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1215)

The Bill was then returned to the Senate.

**Senate Bill 210 – ~~Senator Zucker~~ Senators Zucker, Bates, Hough, Mathias,
Norman, Peters, Ready, and Young**

AN ACT concerning

Alcoholic Beverages – Class 8 Farm Brewery License Holders – Food Service

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1216)

The Bill was then returned to the Senate.

Senate Bill 281 – Senators Ready, Bates, and Cassilly

AN ACT concerning

Alcoholic Beverages – Definition of Beer – Hard Cider

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1217)

The Bill was then returned to the Senate.

Senate Bill 384 – Senator Conway

AN ACT concerning

Baltimore City – Alcoholic Beverages – Old Goucher Revitalization District

FLOOR AMENDMENT

SB0384/993722/1

BY: Delegate McIntosh

AMENDMENTS TO SENATE BILL 384, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 2, strike “– Old Goucher Revitalization District” and substitute “Licenses”; in line 5, strike “an exception” and substitute “exceptions”; and in line 7, after “licenses” insert “in certain alcoholic beverages districts”.

AMENDMENT NO. 2

On page 4 of the bill, in line 14, strike “AND”; after line 14, insert:

“(5) A CLASS B-D-7 LICENSE IN THE 100 BLOCK OF NORTH AVENUE IN THE 45TH ALCOHOLIC BEVERAGES DISTRICT; AND”;

and in line 15, strike “(5)” and substitute “(6)”.

In the Economic Matters Committee Amendments (SB0384/123997/1), in lines 2 and 4 of Amendment No. 2, in each instance, strike “12-1603(C)(5)” and substitute “12-1603(C)(6)”.

The preceding 2 amendments were read and adopted.

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

The motion was adopted.

Senate Bill 398 – Senator Feldman

AN ACT concerning

Corporations – Formation of a Holding Company by Merger

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1218)

The Bill was then returned to the Senate.

Senate Bill 910 – Senator Middleton

AN ACT concerning

Maryland Automobile Insurance Fund – Operations

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1219)

The Bill was then returned to the Senate.

Senate Bill 951 – ~~Senator Smith~~ Senators Smith, Kelley, and Lee

AN ACT concerning

Maryland Securities Act – Vulnerable Adults

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1220)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 46

Senate Bill 424 – Senators Rosapepe, Benson, Cassilly, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kelley, Klausmeier, Lee, Madaleno, Manno, McFadden, Peters, Ramirez, Robinson, Serafini, Smith, Young, and Zucker

AN ACT concerning

The Textbook Cost Savings Act of 2017

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

Affirmative – 137 Negative – 2 (See Roll Call No. 1221)

The Bill was then returned to the Senate.

Senate Bill 913 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Death Benefits

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1222)

The Bill was then returned to the Senate.

Senate Bill 1009 – Senators Jennings, Astle, Eckardt, Edwards, Feldman, Guzzone, Hershey, King, Klausmeier, Manno, Ramirez, Ready, Rosapepe, Salling, Smith, and Zucker

AN ACT concerning

Public Assistance – Family Investment Program – Child Support Pass Through

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

Affirmative – 114 Negative – 24 (See Roll Call No. 1223)

The Bill was then returned to the Senate.

CONCURRENCE CALENDAR NO. 8

AMENDED IN THE SENATE

House Bill 752 – Delegate Kelly

AN ACT concerning

**Department of Human Resources – Public Assistance Eligibility – Financial
Records**

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

HB0752/407876/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 752

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike “public assistance” and substitute “Medicaid benefits”.

AMENDMENT NO. 2

On page 2, in line 8, strike “**PUBLIC ASSISTANCE**” and substitute “**MEDICAID BENEFITS**”; and in line 9, strike “**AND OBTAIN**”.

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. 1224)

CONCURRENCE CALENDAR NO. 9

AMENDED IN THE SENATE

House Bill 188 – Delegates Morhaim, Kipke, Lam, Oaks, ~~and K. Young~~ K. Young, Krebs, Morgan, Pena-Melnyk, and Saab

AN ACT concerning

Public Health – Advance Directives – Witness Requirements, Advance Directives Services, and Fund

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

HB0188/367779/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 188

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “clarifying” in line 6 down through “updated” in line 9 and substitute “providing that a witness is not required for an electronic advance directive if the declarant’s identity has been authenticated in accordance with certain replacement guidelines under certain circumstances”; in line 12, after “services,” insert “repealing the requirement that a certain electronic advance directives service be approved by the Department”; and in line 15, strike “and the Department”.

On page 2, in line 6, strike “each year”; and in line 38, strike “and 5–627”.

AMENDMENT NO. 2

On page 4, in lines 17 and 18, strike “, AS PERIODICALLY UPDATED” and substitute “OR, IF REPLACED, THE REPLACEMENT GUIDELINE”.

On page 5, in lines 5 and 6, strike “and the Department”; and in lines 12 and 13, strike “AND THE DEPARTMENT”.

On pages 6 and 7, strike in their entirety the lines beginning with line 27 on page 6 through line 6 on page 7, inclusive.

On page 12, after line 8, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That, on or before January 15, 2018, the Department of Health and Mental Hygiene shall report to the Governor and, in

accordance with § 2-1246 of the State Government Article, the House Appropriations Committee, the House Health and Government Operations Committee, the Senate Budget and Taxation Committee, and the Senate Finance Committee on the Advance Directive Program, including the costs to establish and maintain the Program and the fees charged to registrants under the Program.”;

and in line 9, strike “3.” and substitute “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 – 134 Negative – 4 (See Roll Call No. 1225)

AMENDED IN THE SENATE

House Bill 774 – Delegates Kipke and Bromwell

AN ACT concerning

**Insurance – ~~Surplus Lines~~ – Short-Term Medical Insurance – ~~Procurement~~
~~From Nonadmitted Insurer~~ Study**

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

HB0774/757272/1

BY: Finance Committee

AMENDMENT TO HOUSE BILL 774

(Third Reading File Bill)

On page 5, in line 21, strike “1” and substitute “31”.

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. 1226)

AMENDED IN THE SENATE

House Bill 1446 – Delegates Hayes, Angel, Bromwell, Krebs, Morgan, Morhaim, and Platt

AN ACT concerning

Procurement Preferences – Blind Industries and Services of Maryland – Janitorial Products

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

HB1446/574335/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1446

(Third Reading File Bill)

On page 1, in line 8, after “Maryland;” insert “providing for a delayed effective date;”.

On page 2, in line 31, strike “October 1, 2017” and substitute “May 1, 2018”.

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. 1227)

AMENDED IN THE SENATE

House Bill 1468 – Delegates Valentino-Smith, Kelly, ~~and West~~ West, and Morales

AN ACT concerning

Medical Records – Disclosure of Directory Information and Medical Records – ~~Mental Health Services~~

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

HB1468/637672/1

BY: Finance Committee

AMENDMENT TO HOUSE BILL 1468

(Third Reading File Bill)

On page 2, in line 2, strike “and 4–302(c)”; and in line 7, after “4–301(b)” insert “, 4–302(c).”.

On page 4, in line 6, strike the first “to”.

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. 1228)

CONCURRENCE CALENDAR NO. 10**AMENDED IN THE SENATE****House Bill 185 – Delegates Rosenberg and Waldstreicher**

AN ACT concerning

**Department of Health and Mental Hygiene – Distribution of Tobacco Products
to Minors – Prohibition and Enforcement**

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

HB0185/887572/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 185

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, after “purpose;” insert “providing that a conviction for a violation of certain provisions of law precludes a proceeding for a certain civil penalty arising out of the same violation; providing that enforcement of a certain civil penalty precludes a prosecution for a violation of certain provisions of law arising out of the same violation;”.

On page 2, after line 5, insert:

“BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 10–107
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)”;

and in line 8, strike “10–107 and”.

AMENDMENT NO. 2

On page 3, in line 23, after “(e)” insert “**(1)**”; in lines 25, 26, and 28, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “**(I)**”, “**(II)**”, and “**(III)**”, respectively; and after line 29, insert:

“(2) ENFORCEMENT OF A CIVIL PENALTY FOR A VIOLATION OF THIS SECTION PRECLUDES A PROSECUTION FOR A VIOLATION OF § 10–107 OF THE CRIMINAL LAW ARTICLE ARISING OUT OF THE SAME VIOLATION.”

On page 5, after line 17, insert:

“(3) A CONVICTION FOR A VIOLATION OF THIS SECTION PRECLUDES A PROCEEDING FOR A CIVIL PENALTY UNDER § 24–307 OF THE HEALTH – GENERAL ARTICLE ARISING OUT OF THE SAME VIOLATION.”

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 – 10 (See Roll Call No. 1229)

AMENDED IN THE SENATE

House Bill 459 – Delegates Queen, Barron, Cassilly, Dumais, Luedtke, McCray, Moon, Sanchez, Sydnor, B. Wilson, and K. Young

AN ACT concerning

Higher Education – Adult Correctional Institutions – Job Training and Education

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

HB0459/563527/1

BY: Senator Hough

AMENDMENTS TO HOUSE BILL 459

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “requiring,” insert “under certain circumstances and”; and in line 8, strike “requiring” and substitute “authorizing”.

AMENDMENT NO. 2

On page 3, in line 1, strike “**IN ACCORDANCE WITH THE FUNDING RECOMMENDATIONS OF**” and substitute “**IF**”; in line 2, after “**BOARD**” insert “**MAKES A FUNDING RECOMMENDATION**”; in the same line, strike “**§ 9–3207(B)(5)**” and substitute “**§ 9–3207(B)(6)**”; and in line 4, after “**PROGRAM**” insert “**, IN ACCORDANCE WITH THE FUNDING RECOMMENDATION,**”.

On page 5, in line 9, after “(ii)” insert “**SUBJECT TO PARAGRAPH (6) OF THIS SUBSECTION,**”; in lines 9 and 10, strike “:

1.”;

in line 11, strike “; **AND**” and substitute a period; and in line 12, strike “**2.**” and substitute:

“(6) THE BOARD MAY RECOMMEND THAT A PORTION OF THE REMAINING SAVINGS IDENTIFIED UNDER PARAGRAPH (5)(II) OF THIS SUBSECTION BE USED FOR”.

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 – 110 Negative – 29 (See Roll Call No. 1230)

SPECIAL ORDERS

House Bill 367 – Delegates Reznik, Barkley, Ebersole, Krimm, Lierman, Platt, Waldstreicher, and K. Young

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Legislative and Congressional Districting – Standards and Processes

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

HB0367/873622/1

BY: Rules and Executive Nominations Committee

AMENDMENTS TO HOUSE BILL 367

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, strike “CONSTITUTIONAL AMENDMENT”; and strike line 2 in its entirety and substitute “Independent Congressional Redistricting Commission – Mid-Atlantic States Regional Districting Process”.

On pages 1 and 2, strike beginning with “proposing” in line 3 on page 1 down through “rejection” in line 10 on page 2 and substitute “requiring the Department of Legislative Services to obtain certain census data, adjust the census data for certain purposes, and provide the adjusted census data to a temporary redistricting commission within a certain time period; creating a temporary redistricting commission in the State; providing for the membership of the commission and the qualifications of its members; providing that individuals cease to be members of the commission under certain circumstances; providing that a member may be removed from the commission under certain circumstances and in a certain manner; providing that the commission is subject to certain laws governing open meetings and access to public records; requiring the commission to hold certain hearings to receive public testimony at certain times, in certain places, and in certain geographic areas to accommodate the public and to reflect certain demographics and characteristics of the population of the State; requiring the Department to staff and provide certain support for the commission; requiring the commission to use certain census data to prepare and adopt”.

a districting plan for congressional districting within a certain time period; specifying that a certain districting plan is the plan for the State; requiring that a certain districting plan be filed with the Secretary of State within a certain time period; providing for the effectiveness of a certain districting plan; specifying certain criteria for the formation of the districts; providing for the application of this Act; making this Act contingent on the enactment of a similar independent redistricting process by certain states; defining certain terms; directing the Secretary of State to send copies of this Act to the presiding officers of both Houses of the legislature of certain states with a request that each of the states join Maryland in the enactment of a certain congressional redistricting process; and generally relating to the establishment of districts in Maryland for the election of members of Congress and a mid-Atlantic states regional compact”.

On page 2, strike in their entirety lines 11 through 19, inclusive, and substitute:

“BY adding to

Article – Election Law

Section 8–6A–01 through 8–6A–09 to be under the new subtitle “Subtitle 6A.
Congressional Districting Process”

Annotated Code of Maryland

(2010 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 2, strike beginning with “(Three-fifths” in line 21 down through “Constitution” in line 22 and substitute “That the Laws of Maryland”; and after line 22, insert:

“Article – Election Law

SUBTITLE 6A. CONGRESSIONAL DISTRICTING PROCESS.

8–6A–01.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “COMMISSION” MEANS A TEMPORARY REDISTRICTING COMMISSION.

(C) “DEPARTMENT” MEANS THE DEPARTMENT OF LEGISLATIVE SERVICES.

8-6A-02.

NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IN THE YEAR IMMEDIATELY FOLLOWING THE DECENNIAL UNITED STATES CENSUS, THE DEPARTMENT SHALL:

(1) OBTAIN THE ADJUSTED CENSUS DATA FOR THE STATE FOR THAT CENSUS; AND

(2) PROVIDE THE ADJUSTED CENSUS DATA TO THE COMMISSION WITHIN 30 DAYS AFTER THE DEPARTMENT RECEIVES THE DATA.

8-6A-03.

(A) THERE IS A TEMPORARY REDISTRICTING COMMISSION.

(B) (1) THE COMMISSION SHALL CONSIST OF NINE MEMBERS.

(2) BY FEBRUARY 1 OF THE FIRST YEAR FOLLOWING THE UNITED STATES CENSUS, EIGHT MEMBERS SHALL BE APPOINTED AS FOLLOWS:

(I) TWO APPOINTED BY THE PRESIDENT OF THE SENATE;

(II) TWO APPOINTED BY THE MINORITY LEADER OF THE SENATE;

(III) TWO APPOINTED BY THE SPEAKER OF THE HOUSE OF DELEGATES; AND

(IV) TWO APPOINTED BY THE MINORITY LEADER OF THE HOUSE OF DELEGATES.

(3) (I) WITHIN 30 DAYS OF THEIR APPOINTMENTS TO THE COMMISSION, BUT NOT LATER THAN MARCH 1 OF THAT YEAR, THE COMMISSION MEMBERS SHALL SELECT, BY VOTE OF AT LEAST FIVE OF THE MEMBERS, THE NINTH COMMISSION MEMBER, WHO:

1. SHALL SERVE AS CHAIR; AND

2. MAY NOT BE AFFILIATED WITH EITHER OF THE PRINCIPAL POLITICAL PARTIES IN THE STATE.

(II) IF THE COMMISSION IS UNABLE TO SELECT THE NINTH MEMBER:

1. THE COMMISSION SHALL SUBMIT A LIST OF THREE NAMES FOR THE APPOINTMENT OF THAT MEMBER TO:

A. THE CHIEF ADMINISTRATIVE LAW JUDGE OF THE OFFICE OF ADMINISTRATIVE HEARINGS;

B. THE CHAIR OF THE STATE ETHICS COMMISSION; AND

C. THE COCHAIRS OF THE JOINT COMMITTEE ON LEGISLATIVE ETHICS; AND

2. NO LATER THAN 10 DAYS AFTER RECEIPT OF THE LIST SUBMITTED BY THE COMMISSION TO THE ENTITIES DESIGNATED UNDER ITEM 1 OF THIS SUBPARAGRAPH, THE ENTITIES SHALL SELECT THE NINTH MEMBER AND CHAIR OF THE COMMISSION.

8-6A-04.

(A) EACH MEMBER OF THE COMMISSION:

(1) (I) SHALL BE A VOTER WHO, FOR 5 OR MORE YEARS IMMEDIATELY PRECEDING THE DATE OF THE INDIVIDUAL'S APPOINTMENT, HAS BEEN REGISTERED CONTINUOUSLY IN THE STATE WITH THE SAME POLITICAL PARTY OR HAS BEEN UNAFFILIATED WITH A POLITICAL PARTY AND HAS NOT CHANGED POLITICAL PARTY AFFILIATION; AND

(II) IN THE 5 YEARS IMMEDIATELY PRECEDING THE DATE OF THE INDIVIDUAL'S APPOINTMENT, HAS VOTED IN AT LEAST TWO ELECTIONS; AND

(2) (I) MAY NOT HAVE BEEN A CANDIDATE FOR ELECTION TO OR SERVED AS GOVERNOR, AS A MEMBER OF THE GENERAL ASSEMBLY, OR AS A REPRESENTATIVE OF THE UNITED STATES CONGRESS FROM THIS STATE DURING THE 5 YEARS IMMEDIATELY PRECEDING THE DATE OF THE INDIVIDUAL'S APPOINTMENT, OR BE AN IMMEDIATE FAMILY MEMBER ESTABLISHED THROUGH BLOOD OR LEGAL RELATION OF SUCH CANDIDATE OR MEMBER;

(II) MAY NOT BE A REGULATED LOBBYIST IN THIS STATE, AS DESCRIBED IN § 5-702(A) OF THE GENERAL PROVISIONS ARTICLE, REGISTERED AS A LOBBYIST BEFORE A COUNTY OR MUNICIPAL GOVERNMENT IN THE STATE, OR REGISTERED AS A LOBBYIST BEFORE THE FEDERAL GOVERNMENT;

(III) MAY NOT BE OR HAVE SERVED AS STAFF OR A CONSULTANT TO A PERSON UNDER A CONTRACT WITH, OR ANY PERSON WITH AN IMMEDIATE FAMILY RELATIONSHIP THROUGH BLOOD OR LEGAL RELATION TO, THE GOVERNOR, A MEMBER OF THE GENERAL ASSEMBLY, OR A MEMBER OF THE UNITED STATES CONGRESS FROM THIS STATE;

(IV) MAY NOT HOLD AN APPOINTIVE OFFICE IN THE EXECUTIVE BRANCH OR LEGISLATIVE BRANCH OF THE FEDERAL, STATE, OR A LOCAL GOVERNMENT; AND

(V) MAY NOT HAVE MADE A CONTRIBUTION OF \$2,000 OR MORE TO A POLITICAL COMMITTEE FOR ELECTORAL PURPOSES FOR A CONGRESSIONAL, STATE, OR LOCAL GOVERNMENT ELECTION IN THE STATE IN ANY YEAR, WHICH AMOUNT SHALL BE ADJUSTED EVERY 10 YEARS BY THE CUMULATIVE CHANGE IN THE MARYLAND CONSUMER PRICE INDEX OR ITS SUCCESSOR.

(B) THE TERM OF OFFICE OF EACH MEMBER OF THE COMMISSION EXPIRES ON THE APPOINTMENT OF THE FIRST MEMBER OF THE SUCCEEDING COMMISSION.

(C) (1) SEVEN MEMBERS OF THE COMMISSION SHALL CONSTITUTE A QUORUM.

(2) EXCEPT AS PROVIDED IN § 8-6A-03(B)(3) OF THIS SUBTITLE, SIX OR MORE AFFIRMATIVE VOTES OF THE COMMISSION SHALL BE REQUIRED FOR ANY

OFFICIAL ACTION, INCLUDING ANY FINAL PROPOSED MAPS AND PLANS FOR CONGRESSIONAL DISTRICTS ADOPTED BY THE COMMISSION.

8-6A-05.

(A) (1) IN THE EVENT OF SUBSTANTIAL NEGLECT OF DUTY, GROSS MISCONDUCT IN OFFICE, OR INABILITY TO DISCHARGE THE DUTIES OF OFFICE, A MEMBER OF THE COMMISSION MAY BE REMOVED BY THE GOVERNOR WITH THE CONCURRENCE OF THE LEGISLATIVE POLICY COMMITTEE OF THE GENERAL ASSEMBLY AFTER HAVING BEEN SERVED WRITTEN NOTICE AND PROVIDED WITH AN OPPORTUNITY FOR A RESPONSE.

(2) A FINDING OF SUBSTANTIAL NEGLECT OF DUTY OR GROSS MISCONDUCT IN OFFICE MAY RESULT IN REFERRAL TO THE ATTORNEY GENERAL FOR CRIMINAL PROSECUTION OR THE APPROPRIATE ADMINISTRATIVE AGENCY FOR INVESTIGATION.

(B) A VACANCY, WHETHER CREATED BY REMOVAL, RESIGNATION, OR ABSENCE, IN A COMMISSION POSITION SHALL BE FILLED BY THE APPOINTING AUTHORITY FOR THAT MEMBER WITHIN 30 DAYS AFTER THE VACANCY OCCURS.

8-6A-06.

(A) (1) THE ACTIVITIES OF THE COMMISSION ARE SUBJECT TO APPLICABLE STATE LAW GOVERNING OPEN MEETINGS AND ACCESS TO PUBLIC INFORMATION.

(2) THE COMMISSION SHALL PROVIDE NOT LESS THAN 14 DAYS' PUBLIC NOTICE FOR EACH MEETING.

(B) (1) THE COMMISSION SHALL ESTABLISH AND IMPLEMENT AN OPEN HEARING PROCESS FOR PUBLIC INPUT AND DELIBERATION THAT IS DESIGNED TO ENCOURAGE CITIZEN OUTREACH AND SOLICIT BROAD PUBLIC PARTICIPATION IN THE REDISTRICTING PUBLIC REVIEW PROCESS.

(2) (I) 1. THE HEARING PROCESS SHALL INCLUDE HEARINGS TO RECEIVE PUBLIC INPUT BEFORE THE COMMISSION DRAWS ANY MAPS AND AT

LEAST ONE HEARING FOLLOWING THE DRAWING AND DISPLAY OF ANY COMMISSION MAPS.

2. HEARINGS SHALL BE SUPPLEMENTED WITH OTHER ACTIVITIES AS APPROPRIATE TO FURTHER INCREASE OPPORTUNITIES FOR THE PUBLIC TO OBSERVE AND PARTICIPATE IN THE REVIEW PROCESS.

(II) THE COMMISSION SHALL:

1. DISPLAY THE MAPS FOR PUBLIC COMMENT IN A MANNER DESIGNED TO ACHIEVE THE WIDEST PUBLIC ACCESS REASONABLY POSSIBLE; AND

2. TAKE PUBLIC COMMENT FOR AT LEAST 14 DAYS FROM THE DATE OF PUBLIC DISPLAY OF ANY MAP.

(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, COMMISSION MEMBERS AND STAFF MAY NOT COMMUNICATE WITH OR RECEIVE COMMUNICATIONS ABOUT REDISTRICTING MATTERS FROM ANYONE OUTSIDE A PUBLIC HEARING.

(2) COMMUNICATION BETWEEN COMMISSION MEMBERS, STAFF, LEGAL COUNSEL, AND CONSULTANTS RETAINED BY THE COMMISSION IS ALLOWED.

(D) MEMBERS OF THE COMMISSION MAY NOT RECEIVE A SALARY BUT ARE ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

(E) INDIVIDUALS APPOINTED AS MEMBERS OF THE COMMISSION SHALL CEASE TO BE MEMBERS OF THE COMMISSION ON THE FILING OF THE DISTRICTING PLAN FOR CONGRESSIONAL DISTRICTS WITH THE SECRETARY OF STATE AS REQUIRED BY § 8-6A-08 OF THIS SUBTITLE.

(F) THE DEPARTMENT SHALL STAFF AND PROVIDE TECHNICAL SUPPORT FOR THE COMMISSION.

8-6A-07.

(A) THE COMMISSION SHALL CONVENE ITS FIRST MEETING ON OR BEFORE MARCH 1 OF THE YEAR FOLLOWING EACH DECENNIAL CENSUS.

(B) (1) AT ITS FIRST MEETING, OR ON OR BEFORE 30 DAYS AFTER THE COMMISSION RECEIVES ADJUSTED CENSUS DATA FROM THE DEPARTMENT, WHICHEVER IS LATER, THE COMMISSION SHALL COMMENCE A SERIES OF PUBLIC HEARINGS TO RECEIVE PUBLIC TESTIMONY CONCERNING A REDISTRICTING PLAN.

(2) (I) ON OR BEFORE JULY 1 OF THE YEAR THAT THE COMMISSION RECEIVES THE ADJUSTED CENSUS DATA FROM THE DEPARTMENT, THE COMMISSION SHALL HOLD AT LEAST SIX HEARINGS THROUGHOUT THE STATE.

(II) THE HEARINGS REQUIRED UNDER THIS PARAGRAPH SHALL BE HELD AT TIMES THAT ARE LIKELY TO MAXIMIZE PUBLIC PARTICIPATION AND IN LOCATIONS THAT ENCOMPASS THE GEOGRAPHIC, RACIAL, AND ETHNIC DIVERSITY OF THE STATE.

(III) THE COMMISSION SHALL CONDUCT AN OPEN AND TRANSPARENT PROCESS ENABLING FULL PUBLIC CONSIDERATION OF AND COMMENT ON THE DRAWING OF DISTRICT LINES.

(3) FOLLOWING THE CONCLUSION OF THE PUBLIC HEARINGS REQUIRED UNDER SUBPARAGRAPH (2) OF THIS SUBSECTION, BUT NO LATER THAN SEPTEMBER 30 OF THE YEAR THAT THE COMMISSION RECEIVES THE ADJUSTED CENSUS DATA FROM THE DEPARTMENT, THE COMMISSION SHALL PREPARE AND ADOPT A DISTRICTING PLAN AND MAP FOR CONGRESSIONAL DISTRICTS.

(4) ON OR BEFORE OCTOBER 30 OF THE YEAR THAT THE COMMISSION RECEIVES THE ADJUSTED CENSUS DATA FROM THE DEPARTMENT, THE COMMISSION SHALL:

(I) PUBLISH THE PROPOSED FINAL DISTRICTING PLAN AND MAP ON THE WEB SITE OF THE DEPARTMENT OF LEGISLATIVE SERVICES;

(II) ISSUE WITH THE PROPOSED FINAL DISTRICTING PLAN AND MAP A REPORT THAT:

1. EXPLAINS THE BASIS ON WHICH THE COMMISSION MADE THE DECISIONS IN COMPLIANCE WITH THE CRITERIA REQUIRED UNDER THIS SUBTITLE; AND

2. INCLUDES DEFINITIONS OF THE TERMS AND STANDARDS THE COMMISSION USED IN PREPARING THE PROPOSED FINAL DISTRICTING PLAN AND MAP; AND

(III) 1. HOLD AT LEAST ONE PUBLIC HEARING ON THE PROPOSED FINAL DISTRICTING PLAN AND MAP TO RECEIVE PUBLIC TESTIMONY; AND

2. ALLOW THE PUBLIC TO SUBMIT COMMENTS TO THE COMMISSION THROUGH THE WEB SITE OF THE DEPARTMENT OF LEGISLATIVE SERVICES CONCERNING THE PROPOSED FINAL DISTRICTING PLAN AND MAP.

(5) ON OR BEFORE THE SECOND TUESDAY IN NOVEMBER OF THE YEAR THE COMMISSION RECEIVES THE ADJUSTED CENSUS DATA FROM THE DEPARTMENT, THE COMMISSION SHALL PUBLISH A FINAL CONGRESSIONAL DISTRICTING PLAN AND MAP ON THE WEB SITE OF THE DEPARTMENT OF LEGISLATIVE SERVICES.

(C) (1) (I) CONGRESSIONAL DISTRICTS SHALL BE ESTABLISHED ON THE BASIS OF POPULATION.

(2) EACH CONGRESSIONAL DISTRICT SHALL:

(I) COMPLY WITH THE UNITED STATES CONSTITUTION;

(II) COMPLY WITH THE FEDERAL VOTING RIGHTS ACT;

(III) BE EQUAL IN POPULATION, EXCEPT WHERE DEVIATION IS REQUIRED TO COMPLY WITH THE FEDERAL VOTING RIGHTS ACT (42 U.S.C. SEC. 1971 AND FOLLOWING) OR IS ALLOWABLE BY LAW;

(IV) WITHOUT VIOLATING THE REQUIREMENTS OF THIS SECTION, RESPECT THE GEOGRAPHIC INTEGRITY OF ANY MUNICIPAL CORPORATION OR COUNTY, TO THE EXTENT POSSIBLE;

(V) BE GEOGRAPHICALLY CONTIGUOUS; AND

(VI) TO THE EXTENT PRACTICABLE, AND IF IT DOES NOT CONFLICT WITH THE CRITERIA SPECIFIED IN ITEMS (I) THROUGH (V) OF THIS PARAGRAPH, BE DRAWN TO ENCOURAGE GEOGRAPHIC COMPACTNESS.

(D) (1) A CONGRESSIONAL DISTRICT MAY NOT BE DRAWN FOR THE PURPOSE OF FAVORING A POLITICAL PARTY, AN ELECTED OFFICIAL, OR ANY OTHER PERSON OR GROUP, OR FOR THE PURPOSE OF AUGMENTING OR DILUTING THE VOTING STRENGTH OF A LANGUAGE OR RACIAL MINORITY GROUP.

(2) IN ESTABLISHING DISTRICTS, NO USE SHALL BE MADE OF ADDRESSES OF ELECTED OFFICIALS, POLITICAL AFFILIATIONS OF REGISTERED VOTERS, POLLING DATA, PROPOSED DISTRICTING MAPS PREPARED BY PERSONS NOT EMPLOYED BY THE DEPARTMENT, AND DEMOGRAPHIC INFORMATION, OTHER THAN POPULATION HEAD COUNTS, EXCEPT AS REQUIRED BY THE CONSTITUTION OR LAWS OF THE UNITED STATES.

(E) THE CHESAPEAKE BAY MAY NOT BE CONSIDERED TO BE A BARRIER TO CONTIGUITY.

(F) AREAS THAT MEET ONLY AT THE POINTS OF ADJOINING CORNERS ARE NOT CONTIGUOUS.

8-6A-08.

THE DISTRICTING PLAN FOR CONGRESSIONAL DISTRICTS PREPARED AND ADOPTED BY THE COMMISSION UNDER § 8-6A-07 OF THIS SUBTITLE SHALL:

(1) BE THE DISTRICTING PLAN FOR THE STATE;

(2) BE FILED WITH THE SECRETARY OF STATE WITHIN 7 DAYS OF THE PLAN BEING ADOPTED BY THE COMMISSION;

(3) BECOME EFFECTIVE ON THE FILING OF THE PLAN WITH THE SECRETARY OF STATE; AND

(4) REMAIN EFFECTIVE UNTIL THE ADOPTION OF A NEW DISTRICTING PLAN AFTER THE NEXT DECENNIAL CENSUS.

8-6A-09.

(A) THIS SUBTITLE APPLIES ONLY IF THE DEPARTMENT, AFTER CONSULTATION WITH AND ON THE ADVICE OF THE ATTORNEY GENERAL, DETERMINES THAT EACH OF THE STATES OF NEW YORK, NEW JERSEY, PENNSYLVANIA, VIRGINIA, AND NORTH CAROLINA IN THE MID-ATLANTIC REGION ADOPTS A DISTRICTING PLAN FOR CONGRESSIONAL DISTRICTS THAT IS SUBSTANTIALLY SIMILAR TO THE PROCESS OUTLINED UNDER THIS SUBTITLE AND THE CRITERIA REQUIRED UNDER § 8-6A-07(C), (D), AND (F) OF THIS SUBTITLE FOR REDISTRICTING THE MARYLAND CONGRESSIONAL DISTRICTS.

(B) THE DISTRICTING PLAN FOR A STATE SHALL BE CONSIDERED SUBSTANTIALLY SIMILAR FOR THE PURPOSES OF SUBSECTION (A) OF THIS SECTION ONLY IF:

(1) THE DEPARTMENT DETERMINES THAT THE REDISTRICTING PLAN IN THAT STATE IS DEVELOPED AND PROPOSED BY AN INDEPENDENT DISTRICTING COMMISSION THAT USES A PROCESS AND CRITERIA, AS SPECIFIED UNDER SUBSECTION (A) OF THIS SECTION, TO ESTABLISH CONGRESSIONAL DISTRICTS; AND

(2) (I) THE REDISTRICTING PLAN DEVELOPED AND PROPOSED BY AN INDEPENDENT REDISTRICTING COMMISSION IN THAT STATE BECOMES EFFECTIVE ON THE FILING OF THE PLAN WITH THE CHIEF ELECTION OFFICIAL IN THAT STATE; OR

(II) NOTWITHSTANDING THAT THE STATE LEGISLATURE IN THAT STATE IS ALLOWED TO VOTE ON THE REDISTRICTING PLAN PROPOSED BY THE COMMISSION, THE LEGISLATURE IN THAT STATE IS PROHIBITED FROM ALTERING THE PLAN.”.

On pages 2 through 11, strike in their entirety the lines beginning with line 23 on page 2 through line 25 on page 11, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act is contingent on the enactment of a nonpartisan districting process for representatives in the United States House of Representatives in the mid–Atlantic region in each of the states of New York, New Jersey, Pennsylvania, Virginia, and North Carolina. The Secretary of State shall monitor the enactment of districting legislation by the states of New York, New Jersey, Pennsylvania, Virginia, and North Carolina and, after consultation with the Attorney General, notify the Department of Legislative Services within 5 days after the contingency is met.

SECTION 3. AND BE IT FURTHER ENACTED, That if the notice of the contingency described under Section 2 of this Act being met is not received by the Department of Legislative Services on or before December 31, 2020, this Act:

(a) may not be applied to the districting process for representatives from Maryland in the United States House of Representatives resulting from the 2020 decennial census; and

(b) the districting process for representatives from Maryland in the United States House of Representatives resulting from the 2020 decennial census set forth under the Maryland Constitution and provisions of Maryland law in effect on January 1, 2021, shall apply.

SECTION 4. AND BE IT FURTHER ENACTED, That if the Department of Legislative Services does not receive notice from the Secretary of State on or before December 31, 2032, that the contingency described in Section 2 of this Act is met, this Act shall be null and void without the necessity of further action by the General Assembly.

SECTION 5. AND BE IT FURTHER ENACTED, That the Secretary of State is directed to send copies of this Act to the presiding officers of both Houses of the legislature of each of the states of New York, New Jersey, Pennsylvania, Virginia, and North Carolina in the mid–Atlantic region, with the request that it be circulated among leaders in the legislative branches of those state governments; and with the further request that each of the states of New York, New Jersey, Pennsylvania, Virginia, and North Carolina in the mid–Atlantic region join the State of Maryland in the enactment of a nonpartisan districting process for representatives in the United States House of Representatives in the mid–Atlantic region.

SECTION 6. AND BE IT FURTHER ENACTED, That, subject to Sections 2, 3, and 4 of this Act, this Act shall take effect October 1, 2017.”.

The preceding 2 amendments were read and adopted by a roll call vote as follows:

Affirmative – 88 Negative – 49 (See Roll Call No. 1231)

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0367/223225/1

BY: Delegate Hill

AMENDMENT TO HOUSE BILL 367

(First Reading File Bill)

On page 1, in the sponsor line, strike “and K. Young” and substitute “K. Young, Angel, Brooks, Gibson, Hill, Lam, R. Lewis, A. Miller, Moon, Pena–Melnik, Proctor, Tarlau, and Wilkins”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

House Bill 414 – Delegates Barkley and W. Miller

AN ACT concerning

Gas Companies – Rate Regulation – Environmental Remediation Costs

FLOOR AMENDMENT

HB0414/953928/1

BY: Delegate Morhaim

AMENDMENTS TO HOUSE BILL 414

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “manner;” insert “providing for the application of this Act.”.

AMENDMENT NO. 2

On page 1, in line 24, after “(A)” insert “THIS SECTION APPLIES TO A GAS COMPANY THAT IS SUBJECT TO COMMISSION ORDER NO. 85858.”

(B)”.

On page 2, in lines 23 and 27, strike “(B)” and “(C)”, respectively, and substitute “(C)” and “(D)”, respectively.

The preceding 2 amendments were read and rejected.

Read the second time and ordered prepared for Third Reading.

CONCURRENCE CALENDAR NO. 11**AMENDED IN THE SENATE**

House Bill 68 – ~~Delegate Carey~~ Delegates Carey and Metzgar

AN ACT concerning

**Hunting and Fishing – ~~Complimentary~~ Discounted Licenses – Purple Heart
Recipients**

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

HB0068/134632/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 68

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Metzgar” and substitute “, Metzgar, and Simonaire”; in line 8, strike “establish” and substitute “implement”; in the same line, after “provide” insert “certain”; strike beginning with “angler’s” in line 8 down through “State-issued” in line 10 and substitute “licenses.”; in line 10, after “stamps” insert a comma; in the same line, strike “State” and substitute “Maryland”; in lines 11 and 15, in each instance, strike “award” and substitute “Award”; in line 18, after “Section” insert

“4-604(f).”; and in the same line, strike “4-745(e)” and substitute “4-745(a) and (e), 10-301(g)”.

On pages 1 and 2, strike in their entirety the lines beginning with line 21 on page 1 through line 3 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, after line 6, insert:

“4-604.

(f) (1) [The] SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, THE following annual license fees shall apply:

(i) Resident.....\$20.50

(ii) Subject to paragraph (2)(ii) of this subsection, short-term license valid for 7 consecutive days from date of issuance.....\$7.50

(iii) Resident and nonresident blind persons.....No fee

(iv) Complimentary license.....No fee

(2) For a nonresident:

(i) The fee for an annual angler’s license is the greater of:

1. \$30.50; or

2. A fee equal to the fee charged a Maryland resident by the nonresident’s home state for a similar license; and

(ii) The fee for a short-term license valid for 7 consecutive days from the date of issuance is the greater of:

1. \$7.50; or

2. A fee equal to the fee charged a Maryland resident by the nonresident's home state for a license that permits an equal number of days of fishing or the next higher number of days as permitted by the Maryland license.

(iii) The fee for a short-term license valid for 3 consecutive days from the date of issuance is the greater of:

1. \$5; or

2. A fee equal to the fee charged a Maryland resident by the nonresident's home state for a license that permits an equal number of days of fishing or the next higher number of days as permitted by the Maryland license.

(3) THE DEPARTMENT SHALL IMPLEMENT A PROGRAM TO PROVIDE DISCOUNTED ANGLER'S LICENSES AND TROUT STAMPS TO MARYLAND RESIDENTS WHO ARE RECIPIENTS OF THE PURPLE HEART AWARD.

(4) (i) All fees collected by the Department under this section may only be used in accordance with § 4-208 of this title.

(ii) The Department shall publicly report annually the amounts collected and the expenditures under this section.”;

strike in their entirety lines 14 through 18, inclusive; and after line 33, insert:

“(2) The license may be obtained from the Department or from any authorized agent of the Department.

(3) [The] SUBJECT TO PARAGRAPH (4) OF THIS SUBSECTION, THE following annual license fees shall apply:

(i) Resident.....\$15

(ii) Short-term resident license valid for 7 consecutive days from date of issue.....\$6

(iii) For a short-term nonresident license valid for 7 consecutive days from date of issue.....\$12

(iv)	<u>Nonresident.....</u>	<u>\$22.50</u>
(v)	<u>Resident and nonresident blind persons.....</u>	<u>No fee</u>
(vi)	<u>Complimentary license under subsection (e) of this section.....</u>	<u>No fee</u>

(4) THE DEPARTMENT SHALL IMPLEMENT A PROGRAM TO PROVIDE DISCOUNTED CHESAPEAKE BAY AND COASTAL SPORT FISHING LICENSES TO MARYLAND RESIDENTS WHO ARE RECIPIENTS OF THE PURPLE HEART AWARD.

[(3)](5) Except as provided in subsection (d)(1) of this section, every Chesapeake Bay and coastal sport fishing license and registration shall be valid for 1 year following the date of issuance.

[(4)] (6) An applicant for a license issued under this section shall provide all the information requested by the Department.”.

On page 3, in line 5, strike “(I)” ; strike in their entirety lines 9 through 13, inclusive; in line 19, after “complimentary” insert “**CHESAPEAKE BAY AND COASTAL SPORT FISHING**”; and after line 20, insert:

“10-301.

(g) (1) There shall be the following types of hunting licenses in the State:

(i) A resident hunting license that enables the purchaser to hunt all legal game birds and mammals during any appropriate season in Maryland without the purchase of additional stamps, unless the purchaser is hunting migratory game birds or deer during bow and arrow season or black powder season. To hunt migratory game birds the purchaser must also buy a Maryland migratory game bird stamp and to hunt wild waterfowl the purchaser must buy both a Maryland migratory game bird stamp and a federal migratory bird hunting and conservation stamp. To hunt deer during bow and arrow season and black powder season the purchaser must also purchase a bow and arrow or black powder stamp.

(ii) A nonresident hunting license that enables the purchaser to hunt all legal game birds and mammals during any appropriate season without the purchase of additional stamps unless the purchaser is hunting migratory game birds or deer during

bow and arrow season or black powder season. This license enables the purchaser to hunt migratory game birds only with the purchase of a Maryland migratory game bird stamp and to hunt wild waterfowl only with the purchase of both a Maryland migratory game bird stamp and a federal migratory bird hunting and conservation stamp. This license enables the purchaser to hunt deer during bow and arrow season and black powder season only with the purchase of a nonresident bow and arrow or black powder stamp.

(iii) A nonresident 3–day hunting license that enables the purchaser to hunt all legal game birds and mammals except deer and turkey for the 3 consecutive legal hunting days in a single season that are specified on the license by the issuing agent. The purchaser must also purchase a Maryland migratory game bird stamp to hunt migratory game birds and a federal migratory bird hunting and conservation stamp to hunt wild waterfowl with this license. Under no circumstance does this license authorize the purchaser to hunt deer and turkey.

(2) Residents and nonresidents may purchase a senior hunting license beginning in the calendar year in which they attain the age of 65.

(3) A nonresident of any age must purchase either a nonresident hunting license or a nonresident 3–day hunting license to hunt in the State.

(4) [The] SUBJECT TO PARAGRAPH (6) OF THIS SUBSECTION, THE fees for hunting licenses are according to the following schedule:

<u>(i)</u>	<u>Resident, junior, under the age of 16 years.....</u>	<u>\$ 10.50</u>
<u>(ii)</u>	<u>Resident, regular, at least 16 years old and under the age of 65 years</u>	<u>\$ 24.50</u>
<u>(iii)</u>	<u>Resident, senior, at least 65 years old</u>	<u>\$ 5.00</u>
<u>(iv)</u>	<u>Nonresident, regular, at least 16 years old.....</u>	<u>\$ 130.00</u>
<u>(v)</u>	<u>Nonresident, junior, under the age of 16 years</u>	<u>\$ 32.50</u>
<u>(vi)</u>	<u>Nonresident, senior, at least 65 years old</u>	<u>\$ 65.00</u>
<u>(vii)</u>	<u>Complimentary license authorized to be issued under § 10–303 of this subtitle</u>	<u>No fee</u>

(viii) Nonresident 3-day hunting license\$ 45.00

(5) The fees for individual hunting stamps are according to the following schedule:

(i) Bow and arrow stamp\$ 6.00

(ii) Nonresident bow and arrow stamp\$ 25.00

(iii) Black powder stamp\$ 6.00

(iv) Nonresident black powder stamp.....\$ 25.00

(v) Maryland migratory game bird stamp\$ 9.00

(vi) Resident bonus antlered deer stamp\$ 10.00

(vii) Nonresident bonus antlered deer stamp for each type of deer hunting season \$ 25

(6) THE DEPARTMENT SHALL ESTABLISH A PROGRAM TO PROVIDE DISCOUNTED HUNTING LICENSES TO MARYLAND RESIDENTS WHO ARE RECIPIENTS OF THE PURPLE HEART AWARD.”.

On pages 3 and 4, strike in their entirety the lines beginning with line 34 on page 3 through line 3 on page 4, inclusive.

On page 4, in line 4, strike the brackets; and in the same line, strike “(4)”.

The preceding 2 amendments were read and concurred in.

HB0068/973323/1

BY: Senator Simonaire

AMENDMENT TO HOUSE BILL 68, AS AMENDED

On page 7 of the Education, Health, and Environmental Affairs Committee Amendments (HB0068/134632/1), in line 2 of Amendment No. 2, after “LICENSES” insert “AND ANY ASSOCIATED STATE–ISSUED STAMPS OR PERMITS”.

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. 1232)

AMENDED IN THE SENATE

House Bill 1045 – Delegate Cassilly

AN ACT concerning

On–Site Sewage Disposal Systems – Membrane Bioreactor (MBR) Technology – Regulations

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

HB1045/894434/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1045

(Third Reading File Bill)

On page 1, in line 8, strike “adopted” and substitute “proposed”; and in line 9, after “rate” insert “that may be considered for a certain nonresidential system”.

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. 1233)

AMENDED IN THE SENATE

House Bill 1200 – Delegate Mautz

EMERGENCY BILL

AN ACT concerning

Aquaculture – Leases – Submerged Aquatic Vegetation

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

HB1200/994739/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1200

(Third Reading File Bill)

On page 1, in lines 4 and 16, in each instance, strike “study” and substitute “review”.

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. 1234)

AMENDED IN THE SENATE

House Bill 1314 – Delegates Jacobs, Arentz, Mautz, ~~and Otto~~ Otto, and S. Howard

AN ACT concerning

**Crabs – ~~Holiday Harvest Times – Trotlines and Crab Pots~~ Harvest Times –
Holidays**

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

HB1314/754633/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1314

(Third Reading File Bill)

On page 1, in line 5, strike “provide” and substitute “authorize”.

On page 2, in line 27, strike “PROVIDE” and substitute “AUTHORIZE”.

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. 1235)

YEAS AND NAYS NO. 15

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 134	Chair, Appropriations Committee	Homelessness and Supportive Services – Transfer to Department of Housing and Community Development
HB 245	Chair, Economic Matters Committee	Dept of Commerce – Md Advsry Cmsn on Mfg Competitiveness – Renaming and Restructuring
HB 586	Del. Hettleman	Maryland Farms and Families Act
HB 685 (Emerg)	Del. Conaway	Baltimore City – Public Schools and City Council – Logistical and Financial Assistance
HB 1234	Del. Wilkins	Property Tax – Credit for Retired Military Service Members – Eligibility
HB 1269	Anne Arundel County Delegation	Anne Arundel County – Property Tax – Credit for Seniors of Limited Income
HB 1301	Del. Frush	Vehicle Laws – School Crossing Guards – Authority to Direct Traffic
HB 1323	Del. Long	Property Tax – Credit for Revitalization Districts
HB 1492	Del. Hayes	Housing and Community Development – Food Deserts – Small Loans

NUMBER	SPONSOR	CONTENT
HB 1578	Prince George's County Delegation	Prince George's Co – Property Tax Exmptn for Econ Dvlp Projects – Sunset Extension PG 407–17
HB 1604	Howard County Delegation	Ho Co – Trnsfr Tx Exmptn and Rt Rdctn – Lw Enfrmnt Offers and Fr and Rsc Srvcs Mbrs Ho. Co. 17–17

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

MESSAGE FROM THE SENATE

INTRODUCTORY SENATE BILLS NO. 47

Senate Bill 437 – Senators Conway, Astle, Benson, Currie, Ferguson, Guzzone, Kelley, King, Lee, Madaleno, Manno, Mathias, McFadden, Muse, Nathan-Pulliam, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Smith, Young, and Zucker

AN ACT concerning

~~Public Health – Expensive Drugs – Manufacturer Reporting and Drug Price Transparency Advisory Committee~~

Maryland Health Insurance Coverage Protection Commission – Review of Drug Transparency and Notification Laws and Initiatives

FOR the purpose of requiring, ~~on or before a certain date each year, the manufacturer of an expensive drug sold or offered for sale in the State to file with the Secretary of Health and Mental Hygiene a certain annual report; requiring that the annual report include certain categories of information; requiring the manufacturer to identify the information in a certain manner, provide certain documentation, have the information audited by a certain auditor, and include information for a certain year; providing that a certain annual report constitutes public information; prohibiting a custodian from denying inspection under the Public Information Act of a certain annual report or part of the report, or a certain notice or part of the notice; requiring the Secretary to post each annual report on a certain Web site; requiring the Secretary, in consultation with the Drug Price Transparency Advisory Committee, to adopt certain regulations; requiring the Secretary to publish a certain report on or before a certain date in certain years; requiring the Secretary to provide a copy of a certain report to the Governor and the General Assembly and post a copy on a~~

~~certain Web site; establishing certain penalties; authorizing the Attorney General, under certain circumstances, to seek a certain court order in a certain court; requiring the Attorney General to serve a certain notice on a certain manufacturer at least a certain number of days before seeking the order; providing that the Attorney General is entitled to recover certain fees and costs under certain circumstances; establishing the Drug Price Transparency Advisory Committee; providing for the composition and chair of the Committee; prohibiting a member of the Committee from being affiliated with a manufacturer of an expensive drug or having any other conflict of interest relating to the duties of the Committee; specifying the duties of the Committee; requiring the Secretary to adopt certain regulations regarding the Committee; providing for the application of certain provisions of this Act; requiring a manufacturer of an expensive drug to file a notice with the Secretary before increasing a certain price or a certain cost by more than a certain percentage or amount during certain periods of time; requiring that the notice be filed at least a certain number of days before the increase takes effect, be in writing, and state certain information; requiring the Secretary, within a certain time period, to post the notice on a certain Web site and send certain electronic notice to certain purchasers and the State Board of Pharmacy; requiring the Secretary to establish a process through which a purchaser may request to receive a certain notice; defining certain terms~~ the Maryland Health Insurance Coverage Protection Commission to review certain prescription drug transparency and notification laws and initiatives and certain information for a certain purpose; authorizing the Commission to consider certain studies and receive input from certain experts for a certain purpose; making this Act subject to a certain contingency; and generally relating to ~~expensive~~ the Maryland Health Insurance Coverage Protection Commission and the pricing of prescription drugs.

~~BY adding to~~

~~Article — Health — General~~

~~Section 21-228, 21-229, and 21-229.1~~

~~Annotated Code of Maryland~~

~~(2015 Replacement Volume and 2016 Supplement)~~

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

Senate Bill 536 – Senators Salling, Astle, Bates, Brochin, Cassilly, DeGrange, Eckardt, Edwards, Feldman, Ferguson, Guzzone, Hershey, Hough, Kagan, Kasemeyer, Manno, Peters, Robinson, Rosapepe, Serafini, Simonaire, Smith, Waugh, Young, and Zucker

AN ACT concerning

**Maryland Transportation Authority – ~~Vehicles Not Using Bridge Toll~~
~~Prohibition~~ Third Generation-Electronic Toll Collection System**

FOR the purpose of ~~prohibiting the Maryland Transportation Authority from charging a toll at a toll plaza adjacent to a bridge that is a transportation facilities project for a~~

~~vehicle that does not traverse the bridge; requiring the Authority to direct, by physical traffic management measures, vehicles that do not traverse the bridge into a toll-free lane through the toll plaza or construct a lane bypassing the toll plaza for use by vehicles that do not traverse the bridge; and generally relating to tolls and Maryland Transportation Authority bridges~~ requiring the Maryland Transportation Authority, on or before a certain date each year, to submit a certain report to the Governor and certain committees of the General Assembly on certain matters related to the Third Generation–Electronic Toll Collection System, including information related to efforts to review and analyze the location of certain toll plazas for certain purposes; providing for the termination of this Act; and generally relating to the Third Generation–Electronic Toll Collection System.

BY repealing and reenacting, without amendments,

Article – Transportation

Section 4–101(h) ~~and 4–312(a)(2)~~

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

~~BY repealing and reenacting, with amendments,~~

~~Article – Transportation~~

~~Section 4–312(e)~~

~~Annotated Code of Maryland~~

~~(2015 Replacement Volume and 2016 Supplement)~~

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

Senate Bill 544 – Baltimore City Senators

AN ACT concerning

Baltimore City – Office of the Baltimore City Sheriff – Positions

FOR the purpose of authorizing the Baltimore City Sheriff to establish a pay scale for certain employees under certain circumstances; ~~requiring~~ authorizing the Sheriff of Baltimore City to appoint an information technology specialist to a certain rank to assess and manage the technology needs of the Sheriff's Office; ~~requiring~~ authorizing the Sheriff of Baltimore City to appoint a chief financial officer to a certain rank to manage the budget, grants, and revenue of the Sheriff's Office; ~~requiring~~ authorizing the Sheriff of Baltimore City to appoint a deputy sheriff to a certain rank and grant a certain salary increase under certain circumstances; ~~increasing the~~ authorizing, under certain circumstances, a certain additional deputy sheriff expense allowance ~~from \$400 to \$600~~; and generally relating to the Office of the Baltimore City Sheriff.

BY repealing and reenacting, without amendments,

Article – Courts and Judicial Proceedings

Section 2–309(a) and (a–1)

Annotated Code of Maryland

(2013 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(d)
Annotated Code of Maryland
(2013 Replacement Volume and 2016 Supplement)

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

Senate Bill 553 – Senator Hershey

AN ACT concerning

Recovery Residence Residential Rights Protection Act

FOR the purpose of requiring, beginning on a certain date, a behavioral health program or certain health professional, when referring an individual to receive services at a recovery residence, to provide the individual with a certain list and provide certain information to certain individuals; requiring certain recovery residence certification requirements to include a requirement that a recovery residence make arrangements for the receipt of certain services for certain residents; requiring, on or before a certain date, the Department of Health and Mental Hygiene to publish on its Web site a certain list; requiring the list to provide certain information; defining certain terms; and generally relating to referrals to and the certification of recovery residences.

BY adding to
Article – Health – General
Section 7.5–501 to be under the new subtitle “Subtitle 5. Referrals to Recovery Residences”
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section ~~19–2501 through~~ 19–2503
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

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

Senate Bill 579 – Senators Mathias, Benson, DeGrange, Edwards, Hough, Klausmeier, Manno, Middleton, Ready, Salling, Smith, and Waugh

AN ACT concerning

State Government – Display of the POW/MIA Flag on State Building Grounds

FOR the purpose of requiring the Secretary of General Services and the Secretary of Transportation to cause the POW/MIA flag to be flown on the grounds of certain State buildings whenever the flag of the United States is flown; providing for the application of a certain provision of this Act; defining a certain term; and generally relating to the display of the POW/MIA flag on the grounds of State buildings.

BY adding to

Article – State Finance and Procurement

Section 4–210

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

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

Senate Bill 676 – Senator Kelley

AN ACT concerning

Requirements for Filial Support – Repeal

FOR the purpose of repealing the prohibition on the neglect or refusal, by an adult child who has or is able to earn sufficient means, to provide a destitute parent with food, shelter, care, and clothing; repealing the authority of an individual to make a certain complaint relating to the neglect or refusal of a certain adult child to provide a destitute parent with necessary food, shelter, care, and clothing; repealing the authority of the State's Attorney to file a certain information relating to certain nonsupport of a destitute parent; repealing a requirement that a court order a certain individual to pay support to the individual's destitute parent under certain circumstances; repealing a requirement that a certain individual pay certain support until a certain occurrence; repealing the authority of a court to order payment of certain forfeited recognizance to a destitute parent or certain agency under certain circumstances; repealing the authority of a court to release a certain individual and a certain surety from the terms of a certain order, bond, or recognizance under certain circumstances; altering the definition of "responsible relative", as it relates to responsibility for the cost of certain services provided in a facility or program operated or funded by the Department of Health and Mental Hygiene, to exclude from the definition the children of a recipient of certain services; repealing a certain definition; making conforming changes; and generally relating to the repeal of laws requiring filial support and financial responsibility.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 13–101 through 13–103 and 13–106 through 13–109

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,
Article – Health – General
Section 16–101(a) and (c) and 16–102
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 16–101(f) and 16–203(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

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

Senate Bill 706 – Senator Norman

AN ACT concerning

Landlord and Tenant – Expedited Eviction Proceedings – Notice and Appeals

FOR the purpose of reducing the number of days' notice that a landlord must give to evict a tenant for a breach of the lease that involves certain dangerous behavior; reducing the amount of time after entry of a certain judgment during which a certain party may appeal to the circuit court in an eviction proceeding based on a breach of the lease that involves certain dangerous behavior; making technical and stylistic changes; and generally relating to expedited eviction proceedings.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 8–402.1
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

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

Senate Bill 715 – Senators Rosapepe, Currie, Feldman, Ferguson, Guzzone, Madaleno, Ramirez, Robinson, Smith, and Young

AN ACT concerning

Clean Energy – Energy Storage Technology Study

FOR the purpose of requiring the ~~Maryland Clean Energy Center~~ Power Plant Research Program to conduct a study of regulatory reforms and market incentives that may be necessary or beneficial to increase the use of energy storage devices in the State; requiring the ~~Center~~ Program to consult with certain entities and interests in

conducting the study; providing certain required considerations and criteria to be used in conducting the study; ~~requiring the Center to consider certain benefits for certain purposes; prohibiting the cost of the study from exceeding a certain amount per fiscal year; requiring the Center Program to submit an interim report and a final~~ a report on the study to certain standing committees on or before a certain ~~dates~~ date; and generally relating to the ~~Maryland Clean Energy Center~~ Power Plant Research Program and the study of energy storage systems.

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

Senate Bill 812 – Senators Madaleno, Ferguson, McFadden, and Smith

AN ACT concerning

Housing and Community Development – Community Development Program Act

FOR the purpose of establishing the Community Development Program in the Department of Housing and Community Development; requiring the Department to perform certain duties; establishing the Community Development Board in the Department; providing for the membership and chair of the Board; requiring the Board to perform certain duties; establishing the Community Development Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; ~~providing for the imposition of the community development transfer fee under certain circumstances; establishing the amount of the community development transfer fee under certain circumstances; exempting certain transfers from the community development transfer fee under certain circumstances; providing for the application of the community development transfer fee to certain corporate transfers; providing for the payment of the community development transfer fee; providing for the distribution of revenue from the community development transfer fee;~~ defining certain terms; and generally relating to the Community Development Program Act.

BY adding to

Article – Housing and Community Development

Section 6–601 through 6–609 to be under the new subtitle “Subtitle 6. Community Development Program Act”

Annotated Code of Maryland

(2006 Volume and 2016 Supplement)

~~BY adding to~~

~~Article – Tax – Property~~

~~Section 13–601 through 13–607 to be under the new subtitle “Subtitle 6. Community Development Transfer Fee”~~

~~Annotated Code of Maryland~~

~~(2012 Replacement Volume and 2016 Supplement)~~

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

Senate Bill 1100 – ~~Senators Brochin and Kagan~~, Kagan, and Reilly

AN ACT concerning

Intestate Estates – Inheritance by Surviving Parent – Repeal

FOR the purpose of repealing a certain provision of law allowing a surviving parent to inherit certain intestate property if there is a surviving spouse but no surviving issue; and generally relating to intestate property inherited by a surviving spouse.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 3–102
Annotated Code of Maryland
(2011 Replacement Volume and 2016 Supplement)

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

Senate Bill 1109 – ~~Senator Madaleno~~ Senators Madaleno, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Middleton, Mathias, Oaks, Reilly, and Rosapepe

AN ACT concerning

Nursing Homes – Partial Payment for Services Provided

FOR the purpose of requiring the Department of Health and Mental Hygiene to make a certain advance payment to a nursing home at the request of the nursing home under certain circumstances; providing that the advance payment may not exceed a certain amount; requiring the Department to pay the balance due to a nursing home under certain circumstances; requiring the Department to recover certain advance payments in a certain manner under certain circumstances; requiring the Department, in consultation with the Department of Human Resources, to submit a certain report to certain committees of the General Assembly regarding certain eligibility applications on or before a certain date; defining a certain term; and generally relating to the Maryland Medical Assistance Program and advance payments to nursing homes.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 15–101(a) and (h)
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

BY adding to
Article – Health – General
Section 15–149
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

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

CLERK'S OFFICE RECEIPT AND MESSAGE TO THE
SECRETARY OF STATE FOR 2017
VETOED BILL

(See Exhibit BB of Appendix II)

QUORUM CALL

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

(See Roll Call No. 1236)

ADJOURNMENT

At 3:14 P.M. on motion of Delegate Frick the House adjourned until 11:00 A.M. on Legislative Day March 31, 2017, Calendar Day, Friday, April 7, 2017.

Annapolis, Maryland
Legislative Day: March 31, 2017
Calendar Day: Friday, April 7, 2017
11:00 A.M. Session

The House met at 11:11 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 117 Members present.

(See Roll Call No. 1237)

EXCUSED:

Del. Jackson – mother’s death

Del. J. Lewis – late – personal

Del. Mosby – funeral

Del. Proctor – personal – family emergency

The Journal of April 6, 2017 was read and approved.

QUORUM CALL

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

(See Roll Call No. 1238)

CALENDAR OF THIRD READING SENATE BILLS NO. 48

**Senate Bill 314 – The President (By Request – Administration) and Senators
Bates, Cassilly, Edwards, Hershey, Hough, Jennings, Klausmeier, Mathias,
Middleton, Norman, Reilly, Salling, Serafini, and Simonaire**

AN ACT concerning

Clean Water Commerce Act of 2017

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

Affirmative – 136 Negative – 1 (See Roll Call No. 1239)

The Bill was then returned to the Senate.

Senate Bill 328 – Senators Nathan–Pulliam, Salling, Benson, Conway, Currie, Eckardt, Edwards, Ferguson, Kagan, Kelley, King, Madaleno, Manno, Mathias, McFadden, Middleton, Pinsky, Ramirez, Robinson, Rosapepe, Smith, Young, ~~and Zucker~~ Zucker, and Oaks

AN ACT concerning

State Highways – Dedication – Henrietta Lacks Way

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1240)

The Bill was then returned to the Senate.

Senate Bill 343 – Senators Eckardt, Ready, Serafini, ~~and Waugh~~ Waugh, and Simonaire

AN ACT concerning

Bay Restoration Fund – Eligible Costs – Expansion

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1241)

The Bill was then returned to the Senate.

Senate Bill 558 – Senators Norman, Bates, Cassilly, Eckardt, Edwards, and Ready

EMERGENCY BILL

AN ACT concerning

Motor Vehicles – Seasonal Exceptional Milk Hauling Permit

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1242)

The Bill was then returned to the Senate.

Senate Bill 573 – Senator Feldman

AN ACT concerning

Local Government – Regulation of Animals – Kennel Licenses

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

Affirmative – 125 Negative – 10 (See Roll Call No. 1243)

The Bill was then returned to the Senate.

Senate Bill 707 – Senators Norman and Cassilly

AN ACT concerning

**Vehicle Law – Waste and Recycling Collection Vehicles – Use of Yellow and
Amber Lights
(The Senator Bob Hooper Sanitation Safety Act)**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1244)

The Bill was then returned to the Senate.

**Senate Bill 925 – Senators Madaleno, King, ~~and Manne~~ Manno, Astle, Benson,
Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly,
and Rosapepe**

AN ACT concerning

**Vehicle Laws – Bicycles, Play Vehicles, and Unicycles – Operation on Sidewalks
and in Crosswalks**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1245)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING HOUSE BILLS NO. 112

**House Bill 367 – Delegates Reznik, Barkley, Ebersole, Krimm, Lierman, Platt,
Waldstreicher, ~~and K. Young~~ K. Young, Angel, Brooks, Gibson, Hill, Lam,
R. Lewis, A. Miller, Moon, Pena-Melnyk, Proctor, Tarlau, and Wilkins**

~~CONSTITUTIONAL AMENDMENT~~

AN ACT concerning

~~Legislative and Congressional Districting – Standards and Processes~~
Independent Congressional Redistricting Commission – Mid-Atlantic States
Regional Districting Process

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

Affirmative – 87 Negative – 51 (See Roll Call No. 1246)

The Bill was then sent to the Senate.

House Bill 394 – The Speaker (By Request – Administration) and Delegates Adams, Afzali, Anderton, Arentz, Aumann, Beitzel, Buckel, Carozza, Cassilly, Ciliberti, Clark, Cluster, Flanagan, Folden, Ghrist, Grammer, Hornberger, S. Howard, Jacobs, Kipke, Kittleman, Krebs, Long, Malone, Mautz, McComas, McConkey, McKay, Metzgar, Miele, Morgan, Otto, Reilly, Rey, Rose, Shoemaker, Simonaire, Szeliga, Vogt, West, and B. Wilson

AN ACT concerning

More Jobs for Marylanders Act of 2017

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1247)

The Bill was then sent to the Senate.

House Bill 414 – Delegates Barkley and W. Miller

AN ACT concerning

Gas Companies – Rate Regulation – Environmental Remediation Costs

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

Affirmative – 81 Negative – 55 (See Roll Call No. 1248)

The Bill was then sent to the Senate.

House Bill 548 – Delegates Shoemaker, D. Barnes, Ebersole, Hornberger, Kittleman, McComas, Morgan, Rose, and Tarlau

AN ACT concerning

Education – Prekindergarten Student Assessment – ~~Moratorium~~

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

Affirmative – 135 Negative – 0 (See Roll Call No. 1249)

The Bill was then sent to the Senate.

House Bill 1052 – Delegate Walker (By Request – Tax Credit Evaluation Committee)

AN ACT concerning

Economic Development – Job Creation Tax Credit – Alteration

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

Affirmative – 137 Negative – 1 (See Roll Call No. 1250)

The Bill was then sent to the Senate.

House Bill 1600 – Delegate Jones

AN ACT concerning

State Board of Cosmetologists – License Renewal – Continuing Education

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

Affirmative – 129 Negative – 6 (See Roll Call No. 1251)

The Bill was then sent to the Senate.

House Bill 1661 – Delegates ~~Pena-Melnyk, Hayes, and Morales~~ Morales, Afzali, Ali, D. Barnes, Buckel, Ebersole, Hixson, Hornberger, C. Howard, Kaiser, Long, Luedtke, Mosby, Patterson, Reilly, Rose, Shoemaker, Simonaire, Tarlau, Turner, Walker, M. Washington, A. Washington, and Wilkins

AN ACT concerning

Schools and Child Care Centers – State Grant Program – Security Upgrades for Facilities at Risk of Hate Crimes or Attacks

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1252)

The Bill was then sent to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 47

Senate Bill 307 – The President (By Request – Administration) and Senators Bates, Cassilly, Eckardt, Edwards, Hershey, Hough, Jennings, Norman, Ready, Salling, Serafini, Simonaire, ~~and Waugh~~ Waugh, Kasemeyer, Madaleno, Currie, DeGrange, Ferguson, Guzzone, King, Manno, McFadden, and Peters

~~EMERGENCY BILL~~

AN ACT concerning

~~Repeal of the Maryland Open Transportation Investment Decision Act of 2016 –~~
Application and Evaluation
~~(Road Kill Bill Repeal)~~

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1253)

The Bill was then returned to the Senate.

Senate Bill 371 – Senators Manno, Kasemeyer, DeGrange, King, Madaleno, Mathias, McFadden, Middleton, and Miller

AN ACT concerning

**State Budget – Appropriations – Income Tax Revenue Estimate Cap and
Revenue Stabilization Account**

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

Affirmative – 134 Negative – 0 (See Roll Call No. 1254)

The Bill was then returned to the Senate.

Senate Bill 543 – Senator Conway

AN ACT concerning

**Higher Education – Admissions Process – Criminal History
(Maryland Fair Access to Education Act of 2017)**

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

Affirmative – 93 Negative – 44 (See Roll Call No. 1255)

The Bill was then returned to the Senate.

Senate Bill 853 – Senators Madaleno, Benson, Currie, Ferguson, Kagan, Kelley, Manno, McFadden, Nathan–Pulliam, and Smith

AN ACT concerning

**Transitional Supports for Ex–Offenders – Repeal of Restrictions
(Maryland Equal Access to Food Act of 2017)**

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

Affirmative – 85 Negative – 51 (See Roll Call No. 1256)

The Bill was then returned to the Senate.

Senate Bill 946 – Senators Smith, Madaleno, Benson, Currie, Guzzone, Kagan, King, Lee, McFadden, Nathan–Pulliam, Robinson, Rosapepe, and Zucker

AN ACT concerning

~~Weapon–Free~~ Gun–Free Higher Education Zones

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

Affirmative – 85 Negative – 53 (See Roll Call No. 1257)

The Bill was then returned to the Senate.

Senate Bill 1023 – Senators Zucker, Conway, Astle, Benson, Currie, DeGrange, Feldman, Ferguson, Guzzone, Kagan, King, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Nathan–Pulliam, Peters, Pinsky, Ramirez, Robinson, Smith, Young, and Zirkin

AN ACT concerning

**Independent Congressional Redistricting Commission – Mid–Atlantic States
Regional Districting Process**

FLOOR AMENDMENT

SB1023/883827/1

BY: Delegate Kipke

AMENDMENTS TO SENATE BILL 1023

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 2 and 3 and substitute:

“Redistricting Reform Act of 2017”.

On pages 1 and 2, strike beginning with “requiring” in line 4 on page 1 down through “compact” in line 8 on page 2, inclusive, and substitute “creating the Congressional Legislative Redistricting and Apportionment Commission; requiring the Commission to divide the State to create certain congressional districts; establishing exclusive and original jurisdiction for the Court of Appeals to congressional districts under certain circumstances; providing for the membership, qualifications, and duties of the Commission; specifying certain requirements for the adoption of redistricting plans by the Commission; specifying that the redistricting plans meet certain standards and requirements; prohibiting the Commission from considering certain factors in adopting redistricting plans; requiring the Secretary of State to submit the Commission’s final certified map and plan for congressional districts to the presiding officers of the General Assembly; requiring the presiding officers to introduce separate bills for the congressional districts; specifying that the maps and plans become law only on adoption by two-thirds of the members of each house of the General Assembly; providing that the Commission shall submit an alternative map and plan if the General Assembly fails to adopt a previously submitted map and plan; requiring the Legislative Auditor to establish and administer an application process for individuals seeking appointment to the Commission; prohibiting certain individuals from serving as a member of the Commission; authorizing the Legislative Auditor to disqualify certain applicants seeking membership on the Commission; requiring the Legislative Auditor to establish an Applicant Review Panel to identify and establish certain applicant pools from which certain members of the Commission are to be selected; requiring the Legislative Auditor to select at random a certain number of names from the applicant pools for membership on the Commission; requiring the Commission to elect a chair and establish certain rules and procedures; making Commission meetings and records subject to State laws governing open meetings and public records; providing that the maps and plans drawn by the Commission are final and subject to review by the Court of Appeals; authorizing certain persons to petition the Court of Appeals to challenge or to establish congressional districts under certain circumstances; requiring the Court of Appeals to establish the

boundaries of congressional districts or grant other relief under certain circumstances; specifying that the Commission shall have certain staff and other resources; requiring the Governor to include certain funds for the Commission in the State budget; defining certain terms; providing for the effective date of this Act; providing for the termination of certain provisions of this Act under certain circumstances; and generally relating to the Congressional Legislative Redistricting and Apportionment Commission”.

On page 2, strike in their entirety lines 11 and 12 and substitute:

“Section 8–7A–01 through 8–7A–14 to be under the new subtitle “Subtitle 7A. Congressional Legislative Redistricting and Apportionment Commission””.

AMENDMENT NO. 2

On page 2, strike in its entirety line 18 and substitute:

“SUBTITLE 7A. CONGRESSIONAL LEGISLATIVE REDISTRICTING AND APPORTIONMENT COMMISSION.”;

and strike beginning with line 19 on page 2 through line 15 on page 12, inclusive, and substitute:

“8–7A–01.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “COMMISSION” MEANS THE CONGRESSIONAL LEGISLATIVE REDISTRICTING AND APPORTIONMENT COMMISSION.

(C) “DAY” MEANS A CALENDAR DAY, EXCEPT THAT IF THE FINAL DAY OF A PERIOD WITHIN WHICH AN ACT IS TO BE PERFORMED IS A SATURDAY, SUNDAY, OR HOLIDAY, THE PERIOD IS EXTENDED TO THE NEXT DAY THAT IS NOT A SATURDAY, SUNDAY, OR HOLIDAY.

(D) “PANEL” MEANS THE APPLICANT REVIEW PANEL.

(E) “QUALIFIED INDEPENDENT AUDITOR” MEANS AN AUDITOR WHO IS CURRENTLY LICENSED BY THE STATE AND HAS BEEN A PRACTICING INDEPENDENT

AUDITOR FOR AT LEAST 10 YEARS BEFORE APPOINTMENT TO THE APPLICANT REVIEW PANEL.

8-7A-02.

IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE DISTRICTS FOR THE STATE'S REPRESENTATIVES IN THE UNITED STATES CONGRESS MAY NOT BE DRAWN FOR THE PURPOSE OF FAVORING OR DISCRIMINATING AGAINST AN INCUMBENT OFFICEHOLDER, A CANDIDATE, OR A POLITICAL PARTY.

8-7A-03.

(A) IN THE YEAR FOLLOWING THE YEAR IN WHICH THE NATIONAL CENSUS IS TAKEN UNDER THE DIRECTION OF CONGRESS AT THE BEGINNING OF EACH DECADE, THE COMMISSION SHALL ADJUST THE BOUNDARY LINES OF CONGRESSIONAL DISTRICTS IN CONFORMANCE WITH THE FOLLOWING STANDARDS AND PROCESS:

(1) EACH MEMBER OF CONGRESS SHALL BE ELECTED FROM A SINGLE-MEMBER DISTRICT;

(2) THE POPULATION OF ALL CONGRESSIONAL DISTRICTS SHALL BE EQUAL, TO THE GREATEST EXTENT PRACTICABLE; AND

(3) CONGRESSIONAL DISTRICTS SHALL COMPLY WITH THE REQUIREMENTS OF § 8-7A-05(A) OF THIS SUBTITLE.

(B) (1) FOLLOWING THE CRITERIA SPECIFIED UNDER SUBSECTION (A) OF THIS SECTION, THE COMMISSION SHALL ADJUST THE BOUNDARY LINES ACCORDING TO THE CRITERIA SET FORTH AND PRIORITIZED IN THIS SUBTITLE.

(2) THE COMMISSION SHALL ISSUE WITH ITS FINAL MAPS A REPORT THAT:

(I) EXPLAINS THE BASIS ON WHICH THE COMMISSION MADE THE DECISIONS IN ACHIEVING COMPLIANCE WITH THE CRITERIA; AND

(II) INCLUDES DEFINITIONS OF THE TERMS AND STANDARDS USED IN DRAWING THE FINAL MAPS.

(C) CONGRESSIONAL DISTRICTS SHALL BE NUMBERED CONSECUTIVELY COMMENCING AT THE NORTHWESTERN BOUNDARY OF THE STATE AND ENDING AT THE SOUTHEASTERN BOUNDARY.

(D) IN DEVELOPING THE MAPS, THE COMMISSION SHALL:

(1) HOLD PUBLIC HEARINGS;

(2) PROVIDE ACCESS TO REDISTRICTING DATA AND SOFTWARE; AND

(3) OTHERWISE ENSURE FULL PUBLIC PARTICIPATION IN THE REDISTRICTING PROCESS.

8-7A-04.

(A) THE COMMISSION SHALL:

(1) CONDUCT AN OPEN AND TRANSPARENT PROCESS ENABLING FULL PUBLIC CONSIDERATION OF AND COMMENT ON THE DRAWING OF DISTRICT LINES;

(2) DRAW CONGRESSIONAL DISTRICT LINES ACCORDING TO THE REDISTRICTING CRITERIA SPECIFIED IN THIS SUBTITLE; AND

(3) CONDUCT ITS BUSINESS WITH INTEGRITY AND FAIRNESS.

(B) (1) THE SELECTION PROCESS FOR THE COMMISSION IS DESIGNED TO PRODUCE A COMMISSION THAT IS INDEPENDENT FROM LEGISLATIVE INFLUENCE AND REASONABLY REPRESENTATIVE OF THE STATE'S DIVERSITY.

(2) THE COMMISSION SHALL CONSIST OF THE FOLLOWING NINE MEMBERS:

(I) THREE MEMBERS REGISTERED WITH THE POLITICAL PARTY THAT HAS THE HIGHEST NUMBER OF REGISTERED VOTERS IN THE STATE;

(II) THREE MEMBERS REGISTERED WITH THE POLITICAL PARTY THAT HAS THE SECOND-HIGHEST NUMBER OF REGISTERED VOTERS IN THE STATE;
AND

(III) THREE MEMBERS NOT REGISTERED WITH EITHER OF THE TWO POLITICAL PARTIES THAT HAVE THE HIGHEST AND SECOND-HIGHEST NUMBER OF REGISTERED VOTERS IN THE STATE.

(3) EACH MEMBER OF THE COMMISSION:

(I) SHALL BE A VOTER WHO, FOR 5 OR MORE YEARS IMMEDIATELY PRECEDING THE DATE OF THE INDIVIDUAL'S APPOINTMENT, HAS BEEN REGISTERED CONTINUOUSLY IN THE STATE WITH THE SAME POLITICAL PARTY OR HAS BEEN UNAFFILIATED WITH A POLITICAL PARTY AND HAS NOT CHANGED POLITICAL PARTY AFFILIATION; AND

(II) 1. MAY NOT HAVE BEEN A CANDIDATE FOR ELECTION TO OR SERVED AS GOVERNOR, A MEMBER OF THE GENERAL ASSEMBLY OR OF THE UNITED STATES CONGRESS FROM THIS STATE DURING THE 5 YEARS IMMEDIATELY PRECEDING THE DATE OF THE INDIVIDUAL'S APPOINTMENT, OR AN IMMEDIATE FAMILY MEMBER ESTABLISHED THROUGH BLOOD OR LEGAL RELATION OF SUCH CANDIDATE OR MEMBER;

2. MAY NOT BE A REGULATED LOBBYIST IN THIS STATE;
AND

3. MAY NOT BE OR HAVE SERVED AS STAFF OR A CONSULTANT TO A PERSON UNDER A CONTRACT WITH, OR ANY PERSON WITH AN IMMEDIATE FAMILY RELATIONSHIP THROUGH BLOOD OR LEGAL RELATION TO, THE GOVERNOR, A MEMBER OF THE GENERAL ASSEMBLY, OR A MEMBER OF CONGRESS FROM THIS STATE.

(4) THE TERM OF OFFICE OF EACH MEMBER OF THE COMMISSION EXPIRES ON THE APPOINTMENT OF THE FIRST MEMBER OF THE SUCCEEDING COMMISSION.

(5) (I) SEVEN MEMBERS OF THE COMMISSION SHALL CONSTITUTE A QUORUM.

(II) SIX OR MORE AFFIRMATIVE VOTES OF THE COMMISSION SHALL BE REQUIRED FOR ANY OFFICIAL ACTION, INCLUDING ANY FINAL PROPOSED MAPS AND PLANS FOR GENERAL ASSEMBLY LEGISLATIVE DISTRICTS OR CONGRESSIONAL DISTRICTS ADOPTED BY THE COMMISSION.

(6) EACH MEMBER OF THE COMMISSION SHALL:

(I) APPLY THE PROVISIONS OF THIS SUBTITLE IN A MANNER THAT IS IMPARTIAL AND THAT REINFORCES PUBLIC CONFIDENCE IN THE INTEGRITY OF THE REDISTRICTING PROCESS; AND

(II) BE INELIGIBLE FOR A PERIOD OF 5 YEARS BEGINNING FROM THE DATE OF APPOINTMENT:

1. TO HOLD APPOINTIVE FEDERAL, STATE, OR LOCAL PUBLIC OFFICE;

2. TO SERVE AS PAID STAFF FOR THE GENERAL ASSEMBLY OR ANY INDIVIDUAL LEGISLATOR; OR

3. TO REGISTER AS A FEDERAL, STATE, COUNTY, OR MUNICIPAL LOBBYIST IN THE STATE.

8-7A-05.

(A) EACH CONGRESSIONAL DISTRICT SHALL:

(1) COMPLY WITH THE UNITED STATES CONSTITUTION;

(2) COMPLY WITH THE FEDERAL VOTING RIGHTS ACT;

(3) BE EQUAL IN POPULATION, EXCEPT WHERE DEVIATION IS REQUIRED TO COMPLY WITH THE FEDERAL VOTING RIGHTS ACT (42 U.S.C. SEC. 1971 AND FOLLOWING) OR IS ALLOWABLE BY LAW;

(4) WITHOUT VIOLATING THE REQUIREMENTS OF THIS SECTION, RESPECT THE GEOGRAPHIC INTEGRITY OF ANY MUNICIPAL CORPORATION OR COUNTY, TO THE EXTENT POSSIBLE;

(5) BE GEOGRAPHICALLY CONTIGUOUS; AND

(6) TO THE EXTENT PRACTICABLE, AND IF IT DOES NOT CONFLICT WITH THE CRITERIA SPECIFIED IN ITEMS (1) THROUGH (5) OF THIS PARAGRAPH, BE DRAWN TO ENCOURAGE GEOGRAPHIC COMPACTNESS SO THAT NEARBY AREAS OF POPULATION ARE NOT BYPASSED FOR MORE DISTANT POPULATION.

(B) THE PLACE OF RESIDENCE OF AN INCUMBENT OFFICEHOLDER OR THE CANDIDATE FOR A POLITICAL PARTY OR OF ANY OTHER INDIVIDUAL MAY NOT BE CONSIDERED IN THE CREATION OF A MAP.

(C) BY SEPTEMBER 15 OF EACH YEAR ENDING IN THE NUMBER ONE, THE COMMISSION SHALL APPROVE A FINAL MAP THAT SEPARATELY SETS FORTH THE DISTRICT BOUNDARY LINES FOR THE MEMBERS OF THE UNITED STATES CONGRESS OF THIS STATE.

(D) (1) THE COMMISSION SHALL ISSUE WITH EACH FINAL MAP A REPORT THAT:

(I) EXPLAINS THE BASIS ON WHICH THE COMMISSION MADE ITS DECISIONS TO ACHIEVE COMPLIANCE WITH THE CRITERIA SPECIFIED UNDER THIS SUBTITLE; AND

(II) INCLUDES DEFINITIONS OF THE TERMS AND STANDARDS USED IN DRAWING EACH FINAL MAP.

(2) ON ADOPTION, THE COMMISSION SHALL SUBMIT ITS CERTIFIED FINAL MAPS AND PLANS TO THE SECRETARY OF STATE.

8-7A-06.

(A) THE COMMISSION:

(1) HAS THE SOLE LEGAL STANDING TO DEFEND ANY ACTION REGARDING A CERTIFIED FINAL MAP AND PLAN; AND

(2) SHALL INFORM THE GENERAL ASSEMBLY IF THE COMMISSION DETERMINES THAT FUNDS OR OTHER RESOURCES PROVIDED FOR THE OPERATION OF THE COMMISSION ARE NOT ADEQUATE.

(B) THE GENERAL ASSEMBLY SHALL PROVIDE ADEQUATE FUNDING TO DEFEND ANY ACTION REGARDING A CERTIFIED FINAL MAP AND PLAN.

8-7A-07.

(A) THE SECRETARY OF STATE SHALL FORWARD CERTIFIED FINAL MAPS AND PLANS SUBMITTED BY THE COMMISSION TO THE PRESIDING OFFICERS OF THE GENERAL ASSEMBLY FOR THE INTRODUCTION BY THE PRESIDING OFFICERS OF A SEPARATE BILL CONTAINING THE CONGRESSIONAL DISTRICT PLAN.

(B) (1) A FINAL CERTIFIED MAP AND PLAN INTRODUCED BY THE PRESIDING OFFICERS OF THE GENERAL ASSEMBLY MAY NOT BE AMENDED.

(2) A MEMBER OF THE GENERAL ASSEMBLY MAY NOT INTRODUCE A BILL CONTAINING A CONGRESSIONAL DISTRICT PLAN THAT IS DIFFERENT THAN THE CERTIFIED FINAL MAP AND PLANS PROPOSED BY THE COMMISSION AND INTRODUCED BY THE PRESIDING OFFICERS.

(C) (1) THE GENERAL ASSEMBLY MAY APPROVE OR REJECT A BILL FOR A CONGRESSIONAL DISTRICT MAP AND PLAN AS PROVIDED IN THIS SUBSECTION.

(2) (I) 1. TO ADOPT A MAP AND PLAN, EACH HOUSE OF THE GENERAL ASSEMBLY SHALL PASS THE BILL BY A VOTE OF THREE-FIFTHS OF THE MEMBERS OF THAT HOUSE.

2. ON PASSAGE BY THE GENERAL ASSEMBLY, THE BILL SHALL BE PRESENTED TO THE GOVERNOR FOR SIGNATURE OR VETO.

(II) 1. IF THE GOVERNOR VETOES THE BILL AND THE GENERAL ASSEMBLY OVERRIDES THE VETO, THE BILL SHALL BECOME LAW, IN ACCORDANCE WITH ARTICLE II, § 17 OF THE MARYLAND CONSTITUTION.

2. IF THE GOVERNOR VETOES THE BILL AND THE GENERAL ASSEMBLY FAILS TO OVERRIDE THE VETO, IN ACCORDANCE WITH ARTICLE II, § 17 OF THE MARYLAND CONSTITUTION, THE PRESIDING OFFICERS OF THE GENERAL ASSEMBLY SHALL RETURN THE BILL, TOGETHER WITH RECOMMENDATIONS, IF ANY, TO THE COMMISSION AND REQUEST THAT THE COMMISSION PROPOSE AN ALTERNATIVE MAP AND PLAN.

(3) (I) IF THE GENERAL ASSEMBLY FAILS TO PASS THE BILL FOR A MAP AND PLAN ON THE VOTE OF THREE-FIFTHS OF THE MEMBERS OF EITHER OR BOTH HOUSES OF THE GENERAL ASSEMBLY, THE PRESIDING OFFICERS OF THE GENERAL ASSEMBLY SHALL RETURN THE BILL, TOGETHER WITH THE RECOMMENDATIONS OF THE GENERAL ASSEMBLY, IF ANY, TO THE COMMISSION AND REQUEST THAT THE COMMISSION PROPOSE AN ALTERNATIVE MAP AND PLAN.

(II) IF THE GENERAL ASSEMBLY FAILS TO PASS BY A THREE-FIFTHS VOTE OF EACH HOUSE THE BILL FOR AN ALTERNATIVE MAP AND PLAN SUBMITTED BY THE COMMISSION OR IF THE BILL IS VETOED BY THE GOVERNOR AND NOT OVERRIDDEN BY THE GENERAL ASSEMBLY, THE COURT OF APPEALS SHALL ESTABLISH THE MAP AND PLAN FOR CONGRESSIONAL DISTRICTS IN ACCORDANCE WITH § 8-7A-08 OF THIS SUBTITLE.

8-7A-08.

(A) THE COURT OF APPEALS HAS ORIGINAL AND EXCLUSIVE JURISDICTION IN ALL PROCEEDINGS IN WHICH A CERTIFIED FINAL MAP AND PLAN IS CHALLENGED.

(B) (1) ON THE ENACTMENT OF A BILL ESTABLISHING CONGRESSIONAL DISTRICTS IN ACCORDANCE WITH § 8-7A-07 OF THIS SUBTITLE, ANY REGISTERED VOTER IN THE STATE MAY FILE A PETITION FOR A WRIT OF MANDAMUS OR A WRIT OF PROHIBITION WITH THE COURT OF APPEALS TO BAR THE MAP AND PLAN FROM TAKING EFFECT ON THE GROUNDS THAT THE MAP AND PLAN VIOLATES THE MARYLAND CONSTITUTION, THE UNITED STATES CONSTITUTION, OR A FEDERAL OR STATE STATUTE.

(2) IF THE COURT OF APPEALS DETERMINES THAT A FINAL MAP AND PLAN IN A BILL ESTABLISHING CONGRESSIONAL DISTRICTS VIOLATES THE MARYLAND CONSTITUTION, THE UNITED STATES CONSTITUTION, OR A FEDERAL OR STATE STATUTE, THE COURT OF APPEALS SHALL ISSUE THE RELIEF THAT IT DEEMS APPROPRIATE.

(C) (1) IF THE GENERAL ASSEMBLY FAILS TO PASS BY A THREE-FIFTHS VOTE OF EACH HOUSE THE BILL FOR AN ALTERNATIVE MAP AND PLAN SUBMITTED BY THE COMMISSION TO ESTABLISH CONGRESSIONAL DISTRICTS OR IF THE BILL IS VETOED BY THE GOVERNOR AND NOT OVERRIDDEN BY THE GENERAL ASSEMBLY, THE COMMISSION SHALL FILE A PETITION WITH THE COURT OF APPEALS TO REVIEW THE MAP AND PLAN AND ESTABLISH THE DISTRICTS.

(2) ON APPROVAL OF THE COURT OF APPEALS, ANY REGISTERED VOTER OF THE STATE MAY BECOME A PARTY TO THE PROCEEDING.

(D) THE COURT OF APPEALS SHALL GIVE PRIORITY TO RULING ON A PETITION FILED UNDER THIS SECTION.

8-7A-09.

TO AMEND THIS SUBTITLE, THE GENERAL ASSEMBLY SHALL ENSURE THAT ALL THE FOLLOWING CRITERIA ARE MET:

(1) BY THE SAME VOTE REQUIRED FOR THE ADOPTION OF THE FINAL SET OF MAPS AND PLANS PROPOSED BY THE COMMISSION UNDER § 8-7A-04(B)(5)

OF THIS SUBTITLE, THE COMMISSION RECOMMENDS AMENDMENTS TO THIS SUBTITLE TO CARRY OUT THE PURPOSE AND INTENT OF THE COMMISSION;

(2) ANY AMENDMENT PROPOSED BY THE COMMISSION IS ENACTED AS A STATUTE APPROVED BY A TWO-THIRDS VOTE OF EACH HOUSE OF THE GENERAL ASSEMBLY AND SIGNED BY THE GOVERNOR;

(3) THE BILL CONTAINING ANY AMENDMENTS PROPOSED BY THE COMMISSION IS IN PRINT FOR AT LEAST 10 DAYS BEFORE FINAL PASSAGE BY THE GENERAL ASSEMBLY;

(4) THE AMENDMENT FURTHERS THE PURPOSES OF THIS SUBTITLE;
AND

(5) THE AMENDMENT IS NOT PASSED BY THE GENERAL ASSEMBLY IN A YEAR ENDING IN THE NUMBER ZERO OR THE NUMBER ONE.

8-7A-10.

(A) (1) IN EACH YEAR ENDING IN THE NUMBER ZERO, THE LEGISLATIVE AUDITOR SHALL INITIATE AN APPLICATION PROCESS THAT IS OPEN TO ALL REGISTERED VOTERS IN THE STATE IN A MANNER THAT PROMOTES A DIVERSE AND QUALIFIED APPLICANT POOL FOR MEMBERSHIP ON THE COMMISSION.

(2) THE LEGISLATIVE AUDITOR SHALL REMOVE FROM THE APPLICANT POOL INDIVIDUALS WITH CONFLICTS OF INTEREST, INCLUDING, WITHIN THE 5 YEARS IMMEDIATELY PRECEDING THE DATE OF APPLICATION, AN APPLICANT, OR A MEMBER OF THE APPLICANT'S IMMEDIATE FAMILY, WHO HAS DONE ANY OF THE FOLLOWING:

(I) BEEN APPOINTED TO, BEEN ELECTED TO, OR BEEN A CANDIDATE FOR FEDERAL OR STATE OFFICE;

(II) SERVED AS AN OFFICER, AN EMPLOYEE, OR A PAID CONSULTANT OF A POLITICAL PARTY OR OF THE POLITICAL COMMITTEE OF A CANDIDATE FOR ELECTIVE FEDERAL OR STATE OFFICE;

(III) SERVED AS AN ELECTED OR APPOINTED MEMBER OF A POLITICAL PARTY CENTRAL COMMITTEE;

(IV) BEEN A REGISTERED LOBBYIST FOR THE FEDERAL, STATE, OR LOCAL GOVERNMENT;

(V) SERVED AS PAID GUBERNATORIAL, CONGRESSIONAL, OR GENERAL ASSEMBLY STAFF; OR

(VI) CONTRIBUTED \$2,000 OR MORE TO ANY CANDIDATE FOR ELECTION TO A CONGRESSIONAL, STATE, OR LOCAL PUBLIC OFFICE IN ANY YEAR, WHICH AMOUNT SHALL BE ADJUSTED EVERY 10 YEARS BY THE CUMULATIVE CHANGE IN THE MARYLAND CONSUMER PRICE INDEX OR ITS SUCCESSOR.

(B) (1) THE LEGISLATIVE AUDITOR SHALL:

(I) ESTABLISH AN APPLICANT REVIEW PANEL CONSISTING OF THREE QUALIFIED INDEPENDENT AUDITORS TO SCREEN APPLICANTS TO SERVE ON THE COMMISSION;

(II) RANDOMLY DRAW THE NAMES OF THREE QUALIFIED INDEPENDENT AUDITORS FROM A POOL CONSISTING OF ALL AUDITORS EMPLOYED BY THE STATE AND LICENSED BY THE STATE AT THE TIME OF THE DRAWING; AND

(III) DRAW UNTIL THE NAMES OF THREE AUDITORS HAVE BEEN DRAWN, INCLUDING:

1. ONE WHO IS REGISTERED WITH THE POLITICAL PARTY THAT HAS THE HIGHEST NUMBER OF REGISTERED VOTERS IN THE STATE;

2. ONE WHO IS REGISTERED WITH THE POLITICAL PARTY THAT HAS THE SECOND-HIGHEST NUMBER OF REGISTERED VOTERS IN THE STATE; AND

3. ONE WHO IS NOT REGISTERED WITH EITHER OF THE TWO POLITICAL PARTIES THAT HAVE THE HIGHEST AND SECOND-HIGHEST NUMBER OF REGISTERED VOTERS IN THE STATE.

(2) (I) AFTER THE DRAWING, THE LEGISLATIVE AUDITOR SHALL NOTIFY THE THREE QUALIFIED INDEPENDENT AUDITORS WHOSE NAMES HAVE BEEN DRAWN THAT THEY HAVE BEEN SELECTED TO SERVE ON THE PANEL.

(II) IF ANY OF THE THREE QUALIFIED INDEPENDENT AUDITORS DECLINE TO SERVE ON THE PANEL, THE LEGISLATIVE AUDITOR SHALL RESUME THE RANDOM DRAWING UNTIL THREE QUALIFIED INDEPENDENT AUDITORS WHO MEET THE REQUIREMENTS OF THIS SUBTITLE HAVE AGREED TO SERVE ON THE PANEL.

(III) A MEMBER OF THE PANEL SHALL BE SUBJECT TO THE CONFLICT-OF-INTEREST PROVISIONS SET FORTH IN THIS SECTION.

(3) NO LATER THAN AUGUST 1 IN EACH YEAR ENDING IN THE NUMBER ZERO AND AFTER REMOVING INDIVIDUALS WITH CONFLICTS OF INTEREST FROM THE APPLICANT POOL, THE LEGISLATIVE AUDITOR SHALL:

(I) PUBLICIZE THE NAMES OF THE INDIVIDUALS IN THE APPLICANT POOL FOR MEMBERSHIP ON THE COMMISSION; AND

(II) PROVIDE COPIES OF THE APPLICATIONS OF THE NAMES IN THE APPLICANT POOL TO THE PANEL.

(4) (I) FROM THE APPLICANT POOL, THE PANEL SHALL SELECT 30 OF THE MOST QUALIFIED APPLICANTS, INCLUDING:

1. 10 WHO ARE REGISTERED WITH THE POLITICAL PARTY THAT HAS THE HIGHEST NUMBER OF REGISTERED VOTERS IN THE STATE;

2. 10 WHO ARE REGISTERED WITH THE POLITICAL PARTY THAT HAS THE SECOND-HIGHEST NUMBER OF REGISTERED VOTERS IN THE STATE; AND

3. 10 WHO ARE NOT REGISTERED WITH EITHER OF THE TWO POLITICAL PARTIES THAT HAVE THE HIGHEST OR SECOND–HIGHEST NUMBER OF REGISTERED VOTERS IN THE STATE.

(II) THE SUBPOOLS SHALL BE CREATED ON THE BASIS OF RELEVANT ANALYTICAL SKILLS, ABILITY TO BE IMPARTIAL, AND APPRECIATION FOR THE STATE’S DIVERSE DEMOGRAPHICS AND GEOGRAPHY.

(III) THE MEMBERS OF THE PANEL MAY NOT COMMUNICATE WITH ANY MEMBER OF THE GENERAL ASSEMBLY OR THE CONGRESS OR THEIR REPRESENTATIVES ABOUT ANY MATTER RELATED TO THE NOMINATION PROCESS OR APPLICANTS BEFORE THE PRESENTATION BY THE PANEL OF THE POOL OF RECOMMENDED APPLICANTS TO THE SECRETARY OF THE SENATE AND THE CHIEF CLERK OF THE HOUSE.

(C) (1) NO LATER THAN NOVEMBER 20 IN EACH YEAR ENDING IN THE NUMBER ZERO, THE LEGISLATIVE AUDITOR SHALL RANDOMLY DRAW NINE NAMES FROM THE REMAINING NAMES IN THE APPLICANT POOL AS FOLLOWS:

(I) THREE FROM THE REMAINING SUBPOOL OF APPLICANTS REGISTERED WITH THE POLITICAL PARTY THAT HAS THE HIGHEST NUMBER OF REGISTERED VOTERS IN THE STATE;

(II) THREE FROM THE REMAINING SUBPOOL OF APPLICANTS REGISTERED WITH THE POLITICAL PARTY THAT HAS THE SECOND–HIGHEST NUMBER OF REGISTERED VOTERS IN THE STATE; AND

(III) THREE FROM THE REMAINING SUBPOOL OF APPLICANTS WHO ARE NOT REGISTERED WITH EITHER OF THE TWO POLITICAL PARTIES THAT HAVE THE HIGHEST OR SECOND–HIGHEST NUMBER OF REGISTERED VOTERS IN THE STATE.

(2) THE NINE INDIVIDUALS SELECTED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL SERVE ON THE COMMISSION.

(A) (1) IN THE EVENT OF SUBSTANTIAL NEGLECT OF DUTY, GROSS MISCONDUCT IN OFFICE, OR INABILITY TO DISCHARGE THE DUTIES OF OFFICE, A MEMBER OF THE COMMISSION MAY BE REMOVED BY THE GOVERNOR WITH THE CONCURRENCE OF TWO-THIRDS OF THE MEMBERS OF THE SENATE AFTER HAVING BEEN SERVED WRITTEN NOTICE AND PROVIDED WITH AN OPPORTUNITY FOR A RESPONSE.

(2) A FINDING OF SUBSTANTIAL NEGLECT OF DUTY OR GROSS MISCONDUCT IN OFFICE MAY RESULT IN REFERRAL TO THE ATTORNEY GENERAL FOR CRIMINAL PROSECUTION OR THE APPROPRIATE ADMINISTRATIVE AGENCY FOR INVESTIGATION.

(B) (1) A VACANCY, WHETHER CREATED BY REMOVAL, RESIGNATION, OR ABSENCE, IN A COMMISSION POSITION SHALL BE FILLED WITHIN 30 DAYS AFTER THE VACANCY OCCURS FROM THE POOL OF APPLICANTS OF THE SAME VOTER REGISTRATION CATEGORY AS THE VACATING NOMINEE THAT WAS REMAINING AS OF NOVEMBER 20 IN THE YEAR IN WHICH THAT POOL WAS ESTABLISHED.

(2) IF NONE OF THE REMAINING APPLICANTS UNDER PARAGRAPH (1) OF THIS SUBSECTION ARE AVAILABLE FOR SERVICE, THE LEGISLATIVE AUDITOR SHALL FILL THE VACANCY FROM A NEW POOL CREATED FOR THE SAME VOTER REGISTRATION CATEGORY IN ACCORDANCE WITH § 8-7A-10 OF THIS SUBTITLE.

8-7A-12.

(A) (1) THE ACTIVITIES OF THE COMMISSION ARE SUBJECT TO APPLICABLE STATE LAW GOVERNING OPEN MEETINGS AND ACCESS TO PUBLIC INFORMATION.

(2) THE COMMISSION SHALL PROVIDE NOT LESS THAN 14 DAYS' PUBLIC NOTICE FOR EACH MEETING, EXCEPT THAT MEETINGS HELD IN SEPTEMBER IN THE YEAR ENDING IN THE NUMBER ONE MAY BE HELD WITH 3 DAYS' NOTICE.

(B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, COMMISSION MEMBERS AND STAFF MAY NOT COMMUNICATE WITH OR RECEIVE

COMMUNICATIONS ABOUT REDISTRICTING MATTERS FROM ANYONE OUTSIDE A PUBLIC HEARING.

(2) COMMUNICATION BETWEEN COMMISSION MEMBERS, STAFF, LEGAL COUNSEL, AND CONSULTANTS RETAINED BY THE COMMISSION IS ALLOWED.

(C) (1) THE COMMISSION SHALL SELECT ONE OF THE MEMBERS OF THE COMMISSION TO SERVE AS CHAIR.

(2) THE CHAIR SHALL BE ONE OF THE MEMBERS NOT AFFILIATED WITH EITHER OF THE TWO POLITICAL PARTIES THAT HAVE THE HIGHEST AND SECOND-HIGHEST NUMBER OF REGISTERED VOTERS IN THE STATE.

(D) (1) THE COMMISSION MAY HIRE STAFF, LEGAL COUNSEL, AND CONSULTANTS AS NEEDED.

(2) THE COMMISSION SHALL ESTABLISH CLEAR CRITERIA FOR THE HIRING AND REMOVAL OF THE INDIVIDUALS SPECIFIED UNDER PARAGRAPH (1) OF THIS SUBSECTION, COMMUNICATION PROTOCOLS, AND A CODE OF CONDUCT.

(3) THE COMMISSION SHALL ENSURE THAT AT LEAST ONE OF THE LEGAL COUNSEL HIRED BY THE COMMISSION HAS DEMONSTRATED EXTENSIVE EXPERIENCE AND EXPERTISE IN IMPLEMENTATION AND ENFORCEMENT OF THE FEDERAL VOTING RIGHTS ACT (42 U.S.C. SEC. 1971 AND FOLLOWING).

(4) THE COMMISSION SHALL MAKE HIRING, REMOVAL, AND CONTRACTING DECISIONS ON STAFF, LEGAL COUNSEL, AND CONSULTANTS BY SIX OR MORE AFFIRMATIVE VOTES.

(E) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, AN EMPLOYER MAY NOT DISCHARGE, THREATEN TO DISCHARGE, INTIMIDATE, COERCE, OR RETALIATE AGAINST ANY EMPLOYEE BY REASON OF THE EMPLOYEE'S ATTENDANCE OR SCHEDULED ATTENDANCE AT ANY MEETING OF THE COMMISSION.

(F) (1) THE COMMISSION SHALL ESTABLISH AND IMPLEMENT AN OPEN HEARING PROCESS FOR PUBLIC INPUT AND DELIBERATION THAT IS:

(I) SUBJECT TO PUBLIC NOTICE; AND

(II) DESIGNED TO ENCOURAGE CITIZEN OUTREACH AND SOLICIT BROAD PUBLIC PARTICIPATION IN THE REDISTRICTING PUBLIC REVIEW PROCESS.

(2) (I) 1. THE HEARING PROCESS SHALL INCLUDE HEARINGS TO RECEIVE PUBLIC INPUT BEFORE THE COMMISSION DRAWS ANY MAPS AND HEARINGS FOLLOWING THE DRAWING AND DISPLAY OF ANY COMMISSION MAPS.

2. HEARINGS SHALL BE SUPPLEMENTED WITH OTHER ACTIVITIES AS APPROPRIATE TO FURTHER INCREASE OPPORTUNITIES FOR THE PUBLIC TO OBSERVE AND PARTICIPATE IN THE REVIEW PROCESS.

(II) 1. THE COMMISSION SHALL DISPLAY THE MAPS FOR PUBLIC COMMENT IN A MANNER DESIGNED TO ACHIEVE THE WIDEST PUBLIC ACCESS REASONABLY POSSIBLE.

2. PUBLIC COMMENT SHALL BE TAKEN FOR AT LEAST 14 DAYS FROM THE DATE OF PUBLIC DISPLAY OF ANY MAP.

(G) THE GENERAL ASSEMBLY SHALL TAKE ALL STEPS NECESSARY TO ENSURE THAT A COMPLETE AND ACCURATE COMPUTERIZED DATABASE IS AVAILABLE FOR REDISTRICTING AND THAT PROCEDURES ARE IN PLACE TO PROVIDE THE PUBLIC READY ACCESS TO REDISTRICTING DATA AND COMPUTER SOFTWARE FOR DRAWING MAPS.

8-7A-13.

A MEMBER OF THE COMMISSION:

(1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE COMMISSION; BUT

(2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

8-7A-14.

(A) IN EACH YEAR ENDING IN THE NUMBER NINE, THE GOVERNOR SHALL INCLUDE IN THE STATE BUDGET SUBMITTED TO THE GENERAL ASSEMBLY FUNDING IN A MINIMUM AMOUNT OF \$3,000,000 FOR:

(1) THE LEGISLATIVE AUDITOR;

(2) THE COMMISSION;

(3) THE SECRETARY OF STATE; AND

(4) THE DEPARTMENT OF LEGISLATIVE SERVICES.

(B) THE GOVERNOR SHALL MAKE ADEQUATE OFFICE SPACE AVAILABLE FOR THE OPERATION OF THE COMMISSION.

(C) (1) THE GENERAL ASSEMBLY SHALL MAKE THE NECESSARY APPROPRIATION IN THE STATE BUDGET, AND THE APPROPRIATION SHALL BE AVAILABLE DURING THE ENTIRE 3-YEAR PERIOD.

(2) THE APPROPRIATION SHALL BE EQUAL TO THE GREATER OF \$3,000,000 OR THE AMOUNT EXPENDED UNDER THIS SUBTITLE IN THE IMMEDIATELY PRECEDING REDISTRICTING PROCESS, AS EACH AMOUNT IS ADJUSTED BY THE CUMULATIVE CHANGE IN THE MARYLAND CONSUMER PRICE INDEX OR ITS SUCCESSOR SINCE THE DATE OF THE IMMEDIATELY PRECEDING APPROPRIATION.

(D) THE COMMISSION, WITH FISCAL OVERSIGHT FROM THE DEPARTMENT OF BUDGET AND MANAGEMENT, SHALL HAVE PROCUREMENT AND CONTRACTING AUTHORITY AND MAY HIRE STAFF AND CONSULTANTS, INCLUDING LEGAL REPRESENTATION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2017.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 53 Negative – 83 (See Roll Call No. 1258)

FLOOR AMENDMENT

SB1023/633125/1

BY: Delegate Buckel

AMENDMENTS TO SENATE BILL 1023

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Independent” and substitute “Elections –”; strike beginning with “Redistricting” in line 2 down through “Process” in line 3 and substitute “Districting – Standards”; and in line 4, after the first “of” insert “requiring that congressional districts be established on the basis of population; requiring that each congressional district comply with certain provisions of law and meet certain standards; prohibiting congressional districts from being drawn for a certain purpose; prohibiting the use of certain addresses, data, maps, and information in establishing congressional districts; prohibiting the Chesapeake Bay from being considered to be a barrier to contiguity; providing that certain areas are not contiguous;”.

On pages 1 and 2, strike beginning with “requiring” in line 4 on page 1 down through “process;” in line 6 on page 2.

On page 2, strike beginning with “the” in line 6 down through “compact” in line 8 and substitute “standards for congressional districting”; in line 11, strike “through”; in the same line, strike “8–6A–09”; and in line 12, strike “Process” and substitute “Standards”.

AMENDMENT NO. 2

On page 2, in line 18, strike “**PROCESS**” and substitute “**STANDARDS**”.

On pages 2 through 8, strike in their entirety the lines beginning with line 19 on page 2 through line 32 on page 8, inclusive.

On page 8, after line 32, insert:

“8-6A-01.”;

in line 33, strike “(C)” and substitute “(A)”; and in the same line, strike “(I)”.

On page 10, in lines 1, 11, and 13, strike “(D)”, “(E)”, and “(F)”, respectively, and substitute “(B)”, “(C)”, and “(D)”, respectively; and in line 8, after “DEPARTMENT” insert “OF LEGISLATIVE SERVICES”.

On pages 10 through 12, strike in their entirety the lines beginning with line 15 on page 10 through line 13 on page 12, inclusive.

On page 12, in line 14, strike “6.” and substitute “2.”; and strike beginning with “, subject” in line 14 down through “Act,” in line 15.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 52 Negative – 81 (See Roll Call No. 1259)

FLOOR AMENDMENT

SB1023/563122/1

BY: Delegate Morgan

AMENDMENTS TO SENATE BILL 1023

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 2, after “contingent” insert “, under certain circumstances and for a certain period.”.

AMENDMENT NO. 2

On page 10, in line 27, strike “**THIS**” and substitute “**EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, THIS**”; and in the same line, after “**IF**” insert “**, ON OR BEFORE SEPTEMBER 30, 2021.**”.

On page 11, after line 17, insert:

“(C) IF, ON OCTOBER 1, 2021, THE DEPARTMENT, AFTER CONSULTATION WITH AND ON ADVICE OF THE ATTORNEY GENERAL, DETERMINES THAT EACH OF THE STATES OF NEW JERSEY, PENNSYLVANIA, VIRGINIA, AND NORTH CAROLINA HAS NOT ADOPTED A DISTRICTING PLAN FOR CONGRESSIONAL DISTRICTS THAT IS SUBSTANTIALLY SIMILAR TO THE PROCESS OUTLINED UNDER THIS SUBTITLE AND THE CRITERIA REQUIRED UNDER § 8-6A-07(C), (D), AND (F) OF THIS SUBTITLE, THIS SUBTITLE SHALL APPLY TO THE DISTRICTING PROCESS FOR REPRESENTATIVES FROM MARYLAND IN THE UNITED STATES HOUSE OF REPRESENTATIVES.”;

strike beginning with “this” in line 18 down through “The” in line 21, and substitute “the”; in lines 24 and 25, strike “after the contingency is met” and substitute “when a state enacts nonpartisan districting legislation that is substantially similar to the process outlined under this Act”; and in line 28, strike “December 31, 2020” and substitute “September 30, 2021”.

AMENDMENT NO. 3

On page 12, strike in their entirety lines 1 through 4, inclusive; in line 5, strike “5.” and substitute “4.”; in line 14, strike “6.” and substitute “5.”; and strike beginning with “subject” in line 14 down through “Act,” in line 15, inclusive.

The preceding 3 amendments were read and rejected by a roll call vote as follows:

Affirmative – 51 Negative – 83 (See Roll Call No. 1260)

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

Affirmative – 87 Negative – 51 (See Roll Call No. 1261)

The Bill was then returned to the Senate.

Senate Bill 1024 – Senators McFadden and Ready

AN ACT concerning

Education – ~~Grant~~ State Grants for ~~Declining~~ Education Aid

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

Affirmative – 131 Negative – 7 (See Roll Call No. 1262)

The Bill was then returned to the Senate.

Senate Bill 1099 – Senator Nathan–Pulliam**EMERGENCY BILL**

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2016 – Baltimore County –
Morning Star Family Life Center**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1263)

The Bill was then returned to the Senate.

Senate Bill 1127 – Senators Conway, Ferguson, and McFadden**EMERGENCY BILL**

AN ACT concerning

Baltimore City Community College – ~~Restructuring~~ Realignment

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1264)

The Bill was then returned to the Senate.

AMENDED IN THE SENATE

House Bill 159 – Delegates B. Barnes, D. Barnes, Anderson, Busch, Conaway, Ebersole, Fennell, Frick, Frush, Gilchrist, Hill, Hixson, C. Howard, Jackson, Kelly, Korman, Krimm, Lafferty, Luedtke, McCray, McIntosh, A. Miller, Moon, Morales, Pena–Melnik, Platt, Reznik, Robinson, Sanchez, Tarlau, Valderrama, Waldstreicher, A. Washington, M. Washington, and P. Young

AN ACT concerning

Weapon–Free Higher Education Zones

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

HB0159/228373/1

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 159

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Weapon-Free” and substitute “Gun-Free”; in line 4, after “carrying” insert “or possessing”; in lines 6 and 7, strike “; requiring a public institution of higher education to post certain signs at certain locations” and substitute “on carrying or possessing a firearm on the property of an institution of higher education; providing that a certain violation is a civil offense punishable by a certain fine; requiring a law enforcement officer to issue a citation to a person who commits a certain violation; requiring a citation to contain certain information; prohibiting a certain person from prepaying a certain fine; requiring a certain case to be scheduled for trial; establishing certain procedures for a certain Code violation proceeding; authorizing the court to impose a certain fine and costs against a certain person and find the person is guilty of a Code violation; authorizing a defendant to appeal or file a certain motion; authorizing the State’s Attorney to prosecute a certain violation in a certain manner; providing that a person under a certain age who commits a certain violation is subject to certain procedures and dispositions”; in line 8, after “incorporate” insert “the current weapons practice on their campuses”; in lines 9 and 10, strike “, the current weapons practice on their campuses”; in lines 10 and 11, strike “at public institutions” and substitute “on the property of a public institution”; in line 18, strike “Education” and substitute “Criminal Law”; and in line 19, strike “15-121” and substitute “4-102.1”.

On page 2, in line 2, strike “(2014” and substitute “(2012”.

AMENDMENT NO. 2

On page 2, in line 32, strike “OR”.

On page 3, in line 1, after “(7)” insert “AN EMPLOYEE OF AN ARMORED CAR COMPANY WHO IS:

(I) AUTHORIZED TO CARRY A FIREARM IN THE STATE IN THE REGULAR COURSE OF EMPLOYMENT; AND

(II) CARRYING OR POSSESSING A FIREARM ON THE PROPERTY OF A PUBLIC INSTITUTION OF HIGHER EDUCATION;

(8) THE AREA SURROUNDING A BUILDING OWNED OR OPERATED BY A PUBLIC INSTITUTION OF HIGHER EDUCATION FOR THE PURPOSE OF STUDENT HOUSING, TEACHING, RESEARCH, OR ADMINISTRATION, IF:

(I) THE AREA IS NOT LOCATED OTHERWISE ON A CAMPUS OF A PUBLIC INSTITUTION OF HIGHER EDUCATION; AND

(II) THE POSSESSION OF A FIREARM IN THE AREA IS NOT OTHERWISE PROHIBITED BY LAW; OR

(9)”;

in line 6, after “NOT” insert “KNOWINGLY”; in line 9, after “violates” insert “SUBSECTION (B)(1) OF”; in line 12, after the first “of” insert “SUBSECTION (B)(1) OF”; after line 12, insert:

“(D) A PERSON WHO VIOLATES SUBSECTION (B)(2) THIS SECTION IS SUBJECT TO A CIVIL FINE NOT EXCEEDING \$1,000.”;

strike in their entirety lines 13 through 19, inclusive, and substitute:

“4-102.1.

(A) A POLICE OFFICER SHALL ISSUE A CITATION TO A PERSON WHO THE POLICE OFFICER HAS PROBABLE CAUSE TO BELIEVE HAS COMMITTED A VIOLATION OF § 4-102(B)(2) OF THIS SUBTITLE.

(B) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE FORM OF A CITATION SHALL BE AS PRESCRIBED BY THE DISTRICT COURT AND SHALL BE UNIFORM THROUGHOUT THE STATE.

(2) A CITATION ISSUED FOR A VIOLATION OF § 4-102(B)(2) OF THIS SUBTITLE SHALL CONTAIN:

(I) THE NAME AND ADDRESS OF THE PERSON CHARGED;

(II) THE STATUTE ALLEGEDLY VIOLATED;

(III) THE LOCATION, DATE, AND TIME THAT THE VIOLATION OCCURRED;

(IV) THE FINE THAT MAY BE IMPOSED;

(V) A NOTICE STATING THAT PREPAYMENT OF THE FINE IS NOT ALLOWED;

(VI) A NOTICE THAT THE DISTRICT COURT PROMPTLY SHALL SEND THE PERSON CHARGED A SUMMONS TO APPEAR FOR TRIAL;

(VII) THE SIGNATURE OF THE PERSON ISSUING THE CITATION;
AND

(VIII) A SPACE FOR THE PERSON CHARGED TO SIGN THE CITATION.

(C) (1) EXCEPT FOR A CITATION SUBJECT TO THE JURISDICTION OF A CIRCUIT COURT, THE ISSUING JURISDICTION SHALL FORWARD A COPY OF THE CITATION AND A REQUEST FOR TRIAL TO THE DISTRICT COURT IN THE DISTRICT HAVING VENUE.

(2) (I) THE DISTRICT COURT PROMPTLY SHALL SCHEDULE THE CASE FOR TRIAL AND SUMMON THE DEFENDANT TO APPEAR.

(II) WILLFUL FAILURE OF THE DEFENDANT TO RESPOND TO THE SUMMONS IS CONTEMPT OF COURT.

(D) (1) FOR PURPOSES OF THIS SECTION, A VIOLATION OF § 4-102(B)(2) OF THIS SUBTITLE IS A CODE VIOLATION AND IS A CIVIL OFFENSE.

(2) A PERSON CHARGED WHO IS AT LEAST 18 YEARS OLD SHALL BE SUBJECT TO THE PROVISIONS OF THIS SECTION.

(3) ADJUDICATION OF A CODE VIOLATION UNDER § 4-102(B)(2) OF THIS SUBTITLE IS NOT A CRIMINAL CONVICTION FOR ANY PURPOSE, AND IT DOES NOT IMPOSE ANY OF THE CIVIL DISABILITIES ORDINARILY IMPOSED BY A CRIMINAL CONVICTION.

(E) IN ANY PROCEEDING FOR A CODE VIOLATION UNDER § 4-102(B)(2) OF THIS SUBTITLE:

(1) THE STATE HAS THE BURDEN TO PROVE THE GUILT OF THE DEFENDANT TO THE SAME EXTENT AS IS REQUIRED BY LAW FOR THE TRIAL OF CRIMINAL CAUSES, AND IN ANY SUCH PROCEEDING, THE COURT SHALL APPLY THE EVIDENTIARY STANDARDS AS PRESCRIBED BY LAW OR RULE FOR THE TRIAL OF CRIMINAL CAUSES;

(2) THE COURT SHALL ENSURE THAT THE DEFENDANT HAS RECEIVED A COPY OF THE CHARGES AGAINST THE DEFENDANT AND THAT THE DEFENDANT UNDERSTANDS THOSE CHARGES;

(3) THE DEFENDANT IS ENTITLED TO CROSS-EXAMINE ALL WITNESSES WHO APPEAR AGAINST THE DEFENDANT, TO PRODUCE EVIDENCE OR WITNESSES ON BEHALF OF THE DEFENDANT, OR TO TESTIFY ON THE DEFENDANT'S OWN BEHALF IF THE DEFENDANT CHOOSES TO DO SO;

(4) THE DEFENDANT IS ENTITLED TO BE REPRESENTED BY COUNSEL OF THE DEFENDANT'S CHOICE AND AT THE EXPENSE OF THE DEFENDANT;

(5) THE DEFENDANT MAY ENTER A PLEA OF GUILTY OR NOT GUILTY, AND THE VERDICT OF THE COURT IN THE CASE SHALL BE:

(I) GUILTY OF A CODE VIOLATION; OR

(II) NOT GUILTY OF A CODE VIOLATION; AND

(6) BEFORE RENDERING JUDGMENT, THE COURT MAY PLACE THE DEFENDANT ON PROBATION IN THE SAME MANNER AND TO THE SAME EXTENT AS IS ALLOWED BY LAW IN THE TRIAL OF A CRIMINAL CASE.

(F) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, IF THE DISTRICT COURT FINDS THAT A PERSON HAS COMMITTED A CODE VIOLATION, THE COURT SHALL REQUIRE THE PERSON TO PAY A FINE NOT EXCEEDING \$1,000.

(2) THE CHIEF JUDGE OF THE DISTRICT COURT MAY NOT ESTABLISH A SCHEDULE FOR THE PREPAYMENT OF FINES FOR A CODE VIOLATION UNDER THIS PART.

(G) WHEN A DEFENDANT HAS BEEN FOUND GUILTY OF A CODE VIOLATION UNDER § 4-102(B)(2) OF THIS SUBTITLE AND A FINE HAS BEEN IMPOSED BY THE COURT:

(1) THE COURT MAY DIRECT THAT THE PAYMENT OF THE FINE BE SUSPENDED OR DEFERRED UNDER CONDITIONS THAT THE COURT MAY ESTABLISH; AND

(2) IF THE DEFENDANT WILLFULLY FAILS TO PAY THE FINE IMPOSED BY THE COURT, THE WILLFUL FAILURE MAY BE TREATED AS A CRIMINAL CONTEMPT OF COURT, FOR WHICH THE DEFENDANT MAY BE PUNISHED BY THE COURT AS PROVIDED BY LAW.

(H) (1) THE DEFENDANT IS LIABLE FOR THE COSTS OF THE PROCEEDINGS IN THE DISTRICT COURT AND FOR PAYMENT TO THE CRIMINAL INJURIES COMPENSATION FUND.

(2) THE COURT COSTS IN A CODE VIOLATION CASE IN WHICH COSTS ARE IMPOSED ARE \$5.

(I) (1) A DEFENDANT WHO HAS BEEN FOUND GUILTY OF A CODE VIOLATION UNDER § 4-102(B)(2) OF THIS SUBTITLE HAS THE RIGHT TO APPEAL OR TO FILE A MOTION FOR A NEW TRIAL OR A MOTION FOR A REVISION OF A JUDGMENT PROVIDED BY LAW IN THE TRIAL OF A CRIMINAL CASE.

(2) A MOTION SHALL BE MADE IN THE SAME MANNER AS PROVIDED IN THE TRIAL OF CRIMINAL CASES, AND THE COURT, IN RULING ON THE MOTION HAS THE SAME AUTHORITY PROVIDED IN THE TRIAL OF CRIMINAL CASES.

(J) (1) THE STATE’S ATTORNEY FOR ANY COUNTY MAY PROSECUTE A CODE VIOLATION IN THE SAME MANNER AS PROSECUTION OF A VIOLATION OF THE CRIMINAL LAWS OF THIS STATE.

(2) IN A CODE VIOLATION CASE, THE STATE’S ATTORNEY MAY:

(I) ENTER A NOLLE PROSEQUI OR PLACE THE CASE ON THE STET DOCKET; AND

(II) EXERCISE AUTHORITY IN THE SAME MANNER AS PRESCRIBED BY LAW FOR VIOLATION OF THE CRIMINAL LAWS OF THE STATE.

(K) A PERSON ISSUED A CITATION FOR A VIOLATION OF § 4–102(B)(2) OF THIS SUBTITLE WHO IS UNDER THE AGE OF 18 YEARS SHALL BE SUBJECT TO THE PROCEDURES AND DISPOSITIONS PROVIDED IN TITLE 3, SUBTITLE 8A OF THE COURTS ARTICLE.”;

in line 21, after “incorporate” insert “the current weapons practice on their campuses”; and
in line 22, strike “the current weapons practice on their campuses”.

The preceding 2 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: HB0159
SPONSOR: Delegate Barnes, B., et al
SUBJECT: Weapon–Free Higher Education Zones

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:

Delegate B. Barnes, Chair
Delegate Valentino-Smith
Delegate Ciliberti

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

AMENDED IN THE SENATE

**House Bill 258 – Delegates Morales, Anderson, Atterbeary, Conaway, Dumais,
Moon, Queen, Sanchez, Sydnor, and Valentino-Smith**

AN ACT concerning

**Adult Entertainment Establishments – National Human Trafficking Resource
Center Hotline Information – Sign Posting Requirements**

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

HB0258/118273/1

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 258

(Third Reading File Bill)

On page 2, strike beginning with the colon in line 24 down through “(I)” in line 25.

On pages 2 and 3, strike beginning with the semicolon in line 26 on page 2 down through “INTEREST” in line 11 on page 3.

The preceding amendment was read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB0258**
SPONSOR: Delegate Morales, et al
SUBJECT: Adlt Entertainment Ests – Natl Hmn Trafficking Rsrc Center
Hotline Info – Sign Posting Rqrmnts

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:

Delegate Frick, Chair
Delegate Fisher
Delegate Lisanti

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

AMENDED IN THE SENATE

House Bill 352 – Delegates Reznik, Dumais, C. Howard, ~~and Krebs~~ Krebs, Jackson, Pendergrass, Bromwell, Angel, Barron, Cullison, Hayes, Hill, Kelly, Kipke, McDonough, Metzgar, Miele, Morales, Morgan, Pena-Melnyk, Platt, Rosenberg, Saab, Sample-Hughes, Szeliga, West, and K. Young

AN ACT concerning

Health Care Practitioners – Use of Teletherapy

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

HB0352/634230/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 352

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 15, after “date” insert “for certain provisions of this Act”.

AMENDMENT NO. 2

On page 5, in line 20, strike “**NONCLINICAL**” and substitute “**NOT RELATED TO SCOPE OF PRACTICE**”; in line 25, strike “nonclinical” and substitute “not related to scope of practice”; and in line 26, strike “through 1–904” and substitute “and 1–902”.

The preceding 2 amendments were read and not concurred in.

HB0352/553928/1

BY: Senator Zucker

AMENDMENTS TO HOUSE BILL 352, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

In the Education, Health, and Environmental Affairs Committee Amendments (HB0352/634230/1), strike Amendment No. 2 in its entirety.

AMENDMENT NO. 2

On page 5 of the bill, in line 26, strike “through 1–904” and substitute “and 1–902”.

The preceding 2 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB0352**
SPONSOR: Delegate Reznik, et al
SUBJECT: Health Care Practitioners – Use of Teletherapy

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:

Delegate Sample–Hughes, Chair
Delegate K. Young
Delegate Miele

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

AMENDED IN THE SENATE

House Bill 530 – ~~Delegate M. Washington~~ Delegates M. Washington, Afzali, Ali, D. Barnes, Buckel, Ebersole, Hixson, Hornberger, C. Howard, Kaiser, Long, Mosby, Patterson, Reilly, Rose, Shoemaker, Simonaire, Tarlau, Turner, Walker, A. Washington, and Wilkins

AN ACT concerning

Sales and Use Tax – Tax–Free Period for Back–to–School Shopping – Sale of Backpacks and Bookbags

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

HB0530/839636/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 530

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “a” in line 4 down through the second “of” in line 5.

AMENDMENT NO. 2

On page 2, in line 8, before the colon insert “the sale of”; in line 9, strike “**THE SALE OF**”; in line 11, strike “**THE FIRST \$50 OF THE TAXABLE PRICE OF**”; and in line 12, after “**BOOKBAG**” insert “**, IF THE TAXABLE PRICE OF THE BACKPACK OR BOOKBAG IS \$30 OR LESS**”.

The preceding 2 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB0530**
SPONSOR: Delegate Washington, M., et al
SUBJECT: Sales and Use Tx – Tax–Fr Period for Back–to–Schl Shopping –
Sale of Backpacks and Bookbags

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:

Delegate Ebersole, Chair
Delegate Walker
Delegate Reilly

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

AMENDED IN THE SENATE

House Bill 1067 – Delegates A. Miller, Dumais, Gutierrez, Morales, Queen, and K. Young

AN ACT concerning

Shelter Services for Homeless Women – Feminine Hygiene Products

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

HB1067/567071/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1067

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Shelter Services for Homeless Women” and substitute “Public Schools and Shelters – Homeless Girls and Women”; strike beginning with “requiring” in line 3 down through “women” in line 9 and substitute “requiring each county board of education to make available to certain homeless female students a certain supply of feminine hygiene products in a certain manner during a certain year; authorizing funds provided by the Department of Human Resources to local administering agencies for certain service providers and to certain service providers for a certain purpose to be used to purchase a certain supply of feminine hygiene products for a certain purpose; providing that certain feminine hygiene products be made available free to certain female residents in shelters; defining certain terms; and generally relating to feminine hygiene products for homeless girls and women”; and after line 9, insert:

“BY adding to

Article – Education

Section 7-440

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 17, insert:

“Article – Education

7-440.

(A) IN THIS SECTION, “FEMININE HYGIENE PRODUCTS” MEANS TAMPONS AND SANITARY NAPKINS FOR USE IN CONNECTION WITH THE MENSTRUAL CYCLE.

(B) EACH COUNTY BOARD, THROUGH SCHOOL NURSES, SHALL MAKE AVAILABLE TO FEMALE STUDENTS WHO ARE DETERMINED TO BE HOMELESS CHILDREN OR YOUTH UNDER THE FEDERAL MCKINNEY-VENTO HOMELESS

ASSISTANCE ACT A FREE SUPPLY OF FEMININE HYGIENE PRODUCTS SUFFICIENT TO MEET THE NEEDS OF THE STUDENTS DURING THE NORMAL SCHOOL YEAR.”.

On page 2, strike beginning with “**THE**” in line 15 down through “**FREE**” in line 22 and substitute “**FUNDS PROVIDED BY THE DEPARTMENT TO LOCAL ADMINISTERING AGENCIES FOR SERVICE PROVIDERS AND TO SERVICE PROVIDERS FOR PROGRAMS FOR TRANSITIONAL HOUSING SERVICES, INCLUDING THE HOMELESS WOMEN – CRISIS SHELTER HOME PROGRAM, MAY BE USED TO PURCHASE A SUPPLY OF FEMININE HYGIENE PRODUCTS SUFFICIENT TO MEET THE NEEDS OF FEMALE RESIDENTS IN SHELTERS.**”

(2) THE FEMININE HYGIENE PRODUCTS PURCHASED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE MADE AVAILABLE FREE TO FEMALE RESIDENTS IN SHELTERS”.

The preceding 2 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB1067**
SPONSOR: Delegate Miller, A., et al
SUBJECT: Shelter Services for Homeless Women – Feminine Hygiene Products

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:

Delegate A. Miller, Chair
Delegate Wilkins
Delegate McKay

Said Bill is returned herewith.

By Order,

Sylvia Siegert

Chief Clerk

Read and adopted.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

BILL: **SB0221**
SPONSOR: Senator Lee, et al
SUBJECT: Adlt Entertainment Ests – Natl Hmn Trfckng Rsrc Center
Hotline Info – Sign Posting Rqrmnts

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:

Senator Ready, Chair
Senator Smith
Senator Muse

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB0221**
SPONSOR: Senator Lee, et al
SUBJECT: Adlt Entertainment Ests – Natl Hmn Trfckng Rsrc Center
Hotline Info – Sign Posting Rqrmnts

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:

Senator Ready, Chairman
Senator Smith
Senator Muse.

The House appoints:

Delegate Frick, Chair
Delegate Fisher
Delegate Lisanti

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

BILL: **SB0270**
SPONSOR: Senator Lee, et al
SUBJECT: Consumer Protection – Credit Report Security Freezes –
Prohibition on Fees and Required Notices

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:

Senator Feldman, Chair
Senator Reilly
Senator Klausmeier

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB0270**
SPONSOR: Senator Lee, et al
SUBJECT: Consumer Protection – Credit Report Security Freezes –
Prohibition on Fees and Required Notices

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:

Senator Feldman, Chairman
Senator Reilly
Senator Klausmeier.

The House appoints:

Delegate Waldstreicher, Chair
Delegate Aumann
Delegate Kramer

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

MESSAGE TO THE HOUSE OF DELEGATES

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

BILL: **SB0949**

SPONSOR: Senator Smith
SUBJECT: Criminal Procedure – Expungement – Possession of Marijuana

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

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB0949**
SPONSOR: Senator Smith
SUBJECT: Criminal Procedure – Expungement – Possession of Marijuana

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

The House of Delegates does not recede in the House Amendments and respectfully requests the Senate to reconsider and concur.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Atterbeary, Chair
Delegate J. Lewis
Delegate Rey

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

House Bill 648 – Delegates Hixson, Patterson, Turner, and M. Washington

AN ACT concerning

Income Tax Credit – Class F Vehicles – Extension

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

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 1265)

CALENDAR OF THIRD READING SENATE BILLS NO. 54**Senate Bill 130 – Senator Simonaire**

AN ACT concerning

Election Law – Ballot Issues – Contributions or Donations by Foreign Principals

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1266)

The Bill was then returned to the Senate.

Senate Bill 138 – Senators Manno and Miller

AN ACT concerning

Income Tax Credit – Security Clearances – Employer Costs – Extension

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

Affirmative – 120 Negative – 14 (See Roll Call No. 1267)

The Bill was then returned to the Senate.

Senate Bill 228 – Senators Salling, Astle, Bates, Cassilly, Conway, Eckardt, Guzzone, Hershey, Jennings, Kagan, Kasemeyer, Kelley, King, Lee, Manno,

Mathias, Middleton, Muse, Norman, Peters, Ready, Rosapepe, Serafini, Simonaire, Young, ~~and Zucker~~ Zucker, Smith, and McFadden

AN ACT concerning

Video Lottery Terminals – Disposition of Unclaimed Winnings

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

Affirmative – 133 Negative – 4 (See Roll Call No. 1268)

The Bill was then returned to the Senate.

Senate Bill 423 – Senators Pinsky, Astle, Benson, Conway, Currie, DeGrange, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Muse, Nathan–Pulliam, Peters, Ramirez, Robinson, Rosapepe, Smith, Young, Zirkin, and Zucker

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Elective Franchise – Registration and Voting at Polling Place

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

Affirmative – 88 Negative – 49 (See Roll Call No. 1269)

The Bill was then returned to the Senate.

Senate Bill 438 – Senator Conway

AN ACT concerning

State Lottery Tickets – Internet Sales – Prohibition

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1270)

The Bill was then returned to the Senate.

Senate Bill 625 – Senators Benson, Currie, Madaleno, Pinsky, Robinson, and Young

AN ACT concerning

Public Schools and Shelters – Homeless Girls and Women – Feminine Hygiene Products

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

Affirmative – 136 Negative – 1 (See Roll Call No. 1271)

The Bill was then returned to the Senate.

SPECIAL ORDER CALENDAR NO. 71

Senate Bill 57 – Senators DeGrange and Kasemeyer

AN ACT concerning

Income Tax Credit – Class F Vehicles – Extension

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

Read the second time and ordered prepared for Third Reading.

**HOUSE RULES AND EXECUTIVE NOMINATIONS COMMITTEE REPORT
NO. 20**

CONSENT NO. 9

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

House Bill 1541 – Delegate Brooks

AN ACT concerning

Maryland Automobile Insurance Fund – Operations

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

Senate Bill 103 – Senator Waugh

AN ACT concerning

St. Mary's County – Foxes and Hounds – Repeal of Provisions

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

Senate Bill 579 – Senators Mathias, Benson, DeGrange, Edwards, Hough, Klausmeier, Manno, Middleton, Ready, Salling, Smith, and Waugh

AN ACT concerning

State Government – Display of the POW/MIA Flag on State Building Grounds

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

Senate Bill 699 – Senators Rosapepe, Benson, Madaleno, Manno, Ramirez, and Zucker

AN ACT concerning

Providing Our Workers Education and Readiness (POWER) – Apprenticeship Act

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

Senate Bill 807 – Senators ~~Smith and Astle~~, Astle, Kasemeyer, Madaleno, Currie, DeGrange, Eckardt, Edwards, Ferguson, Guzzone, King, Manno, McFadden, Peters, and Serafini

AN ACT concerning

**Income Tax Credit – Wages Paid to Qualified Veteran Employees
(Hire Our Veterans Act of 2017)**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

Senate Bill 957 – ~~Senator Eckardt~~ Senators Eckardt, DeGrange, Ferguson, Madaleno, and McFadden

AN ACT concerning

Counties and Municipalities – Land Bank Authorities

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

Senate Bill 1027 – Senator Manno

AN ACT concerning

Courts – Action for Violation of Collective Bargaining Agreement or Breach of Duty of Fair Representation – Limitations Period

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

Senate Bill 1033 – ~~Senator Eckardt~~ Senators Eckardt and Mathias

AN ACT concerning

Residential Property – Vacant and Abandoned Property – Expedited Foreclosure

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

Senate Bill 1125 – Senator Klausmeier

AN ACT concerning

Video Lottery Facilities – Donation of Coins From Gaming Payouts – Expansion

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

Senate Bill 1157 – Senators Cassilly, Jennings, and Norman

AN ACT concerning

State Highway Administration – Alfred B. Hilton Memorial Bridge – Dedication

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

Senate Bill 1190 – Senators Eckardt and Serafini

AN ACT concerning

**Bay Restoration Fund – Upgraded ~~Municipal~~ Wastewater Facilities – Grants to
Counties and Municipalities**

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

**Senate Bill 1194 – ~~Senator Klausmeier~~ Senators Klausmeier, Astle, Benson,
Feldman, Hershey, Jennings, Mathias, Middleton, Oaks, Reilly, and
Rosapepe**

AN ACT concerning

Public Health – Substance Abuse Treatment Outcome Partnership Fund

The Bill was re-referred to the Committee on Health and Government Operations.

APPROPRIATIONS COMMITTEE REPORT NO. 26

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

**Senate Bill 521 – Senators Ready, Eckardt, Hershey, Mathias, ~~and Norman~~
Norman, Edwards, Ferguson, Guzzone, King, Madaleno, Manno, McFadden,
Peters, and Serafini**

AN ACT concerning

Community Colleges – Small Community Colleges – Funding

SB0521/604567/1

BY: Appropriations Committee

AMENDMENT TO SENATE BILL 521

(Third Reading File Bill)

On page 2, in lines 13, 15, and 16, in each instance, strike “**\$1,071,686**” and substitute “**\$851,300**”; and in lines 18, 19, 20, and 21, in each instance, strike “**\$647,986**” and substitute “**\$851,300**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 1149 – Senators Oaks, Benson, Feldman, Guzzone, Klausmeier,
Mathias, Reilly, Rosapepe, Smith, and Zucker**

AN ACT concerning

**Baltimore City – Maryland Transit Administration – ~~Free Ridership for State~~
~~Employees~~ Transit Services for Public School Students**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 25

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

Senate Bill 282 – Senators Ready, Bates, Eckardt, Edwards, Klausmeier, and Salling

AN ACT concerning

Property Tax Credit – Disabled or Fallen Law Enforcement Officers and Rescue Workers – ~~Acquisition of Dwelling~~ Alterations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 319 – The President (By Request – Administration) and Senators Bates, Cassilly, Eckardt, Edwards, Ferguson, Hershey, Hough, Norman, Ready, Salling, Serafini, ~~and Simonaire~~ Simonaire, and McFadden

AN ACT concerning

Pathways in Technology Early College High (P-TECH) School Act of 2017

SB0319/735563/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 319

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “system” insert “, beginning in a certain fiscal year”; strike beginning with “and” in line 11 down through “grants” in line 12; in line 12, after the semicolon insert “prohibiting certain grants from being awarded to establish a certain school until a certain cohort of students completes a certain pathway sequence”; and in line 20, after “year,” insert “requiring the Department, in consultation with the Commission, to submit a certain analysis and evaluation to the Governor and the General Assembly on or before a certain date”.

AMENDMENT NO. 2

On page 7, in line 28, strike “**IN EACH YEAR**” and substitute “**EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, BEGINNING IN FISCAL YEAR 2018**”;

in the same line, strike “TWO” and substitute “ONE”; and in the same line, strike “GRANTS” and substitute “GRANT”.

On page 8, strike beginning with “AND” in line 1 down through “GRANTS” in line 2; and after line 2 insert:

“(D) BEGINNING IN FISCAL YEAR 2019, NO NEW P-TECH PLANNING GRANT MAY BE AWARDED TO ESTABLISH A NEW P-TECH SCHOOL UNTIL THE 2016-2017 COHORT OF P-TECH STUDENTS COMPLETES THE 6-YEAR PATHWAY SEQUENCE.”

On page 9, in line 13, before “ON” insert “(A)”; in line 26, after “RECEIVING” insert “A HIGH SCHOOL DIPLOMA AND”; and after line 28 insert:

“(7) THE NUMBER OF P-TECH STUDENTS IN EACH P-TECH SCHOOL WHO RECEIVE PAID INTERNSHIPS WITH EACH INDUSTRY PARTNER;

(8) THE NUMBER OF P-TECH STUDENTS IN EACH P-TECH SCHOOL ON TRACK FOR ON-TIME COMPLETION OF THE PATHWAY SEQUENCE;

(9) THE RATE OF ATTRITION, IF ANY, FROM EACH P-TECH SCHOOL BY GRADE AND BY COHORT;

(10) THE NUMBER OF STUDENTS AT EACH P-TECH SCHOOL WHO HAVE AN IEP PLAN, HAVE A 504 PLAN, OR ARE ENGLISH LANGUAGE LEARNERS;

(11) THE PERCENTAGE OF P-TECH STUDENTS WHO MEET THE FREE AND REDUCED MEAL PLAN INCOME CRITERIA IN EACH P-TECH SCHOOL;

(12) THE NUMBER OF P-TECH STUDENTS IN EACH P-TECH SCHOOL WHO, BY THE FOURTH YEAR OF THE PATHWAY SEQUENCE, COMPLETE THE REQUIREMENTS FOR A HIGH SCHOOL DIPLOMA;

(13) THE NUMBER OF P-TECH STUDENTS IN EACH P-TECH SCHOOL WHO ARE EMPLOYED AFTER COMPLETION OF THE PATHWAY SEQUENCE WITH EACH INDUSTRY PARTNER OR WHO MATRICULATE TO A PUBLIC OR PRIVATE SENIOR HIGHER EDUCATION INSTITUTION AFTER FINISHING THE PATHWAY SEQUENCE;”

On page 10, in lines 3, 5, 7, and 9, strike “(7)”, “(8)”, “(9)”, and “(10)”, respectively, and substitute “(14)”, “(15)”, “(16)”, and “(17)”, respectively; and after line 10 insert:

“(B) ON OR BEFORE DECEMBER 1, 2023, THE DEPARTMENT, IN CONSULTATION WITH THE COMMISSION, SHALL SUBMIT TO THE GOVERNOR, AND IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY:

(1) AN ANALYSIS OF THE ANNUAL DATA REPORTED UNDER SUBSECTION (A) OF THIS SECTION; AND

(2) AN EVALUATION OF WHETHER THE P-TECH PROGRAM IS SUCCESSFUL IN PREPARING STUDENTS FOR THE WORKFORCE OR FOR FURTHER POSTSECONDARY EDUCATION.”.

AMENDMENT NO. 3

On page 10, after line 21 insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that no additional P-TECH school shall be established other than those that receive a P-TECH Planning Grant in fiscal year 2017 or 2018 until the P-TECH Program is shown to be successful in preparing students for the workforce or for further postsecondary education.”;

and in line 22, 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 Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 823 – ~~Senator Eckardt~~ Senators Eckardt and Ferguson

AN ACT concerning

Task Force to Study Tax Sales in Maryland

SB0823/565262/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 823

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 16, after “taxes” insert “and water bills”.

AMENDMENT NO. 2

On page 2, in line 23, strike “and”; and in line 24, after “Association” insert “:

(14) one member appointed by the Maryland Association of Municipal Water Agencies; and

(15) one member appointed by the Maryland Tax Sale Participants Association”.

AMENDMENT NO. 3

On page 3, in line 9, strike “and”; after line 9, insert:

“(3) evaluate tax sales to collect delinquent water charges and alternative methods of collecting delinquent water charges; and”;

and in line 10, strike “(3)” and substitute “(4)”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1165 – Senator Waugh

AN ACT concerning

**Maryland Longitudinal Data System – Student and Workforce Data Linkage –
Extension of Time Limit**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIARY COMMITTEE REPORT NO. 11

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

House Bill 359 – Delegates Angel, Anderson, Bromwell, Carr, Davis, Dumais, Gutierrez, Hettleman, Hill, C. Howard, Korman, Lierman, Luedtke, Malone, McCray, McIntosh, Moon, Oaks, Pena-Melnyk, Queen, Sydnor, M. Washington, C. Wilson, and Lewis

AN ACT concerning

Child Neglect – Reporting – Commission of Crime of Violence in Presence of Minor

HB0359/912312/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 359

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 2 and 3 and substitute “Family Law – Child Abuse and Neglect – Mental Injury”; strike beginning with “definition” in line 4 down through “neglect” in line 10 and substitute “definition of “mental injury” for the purpose of certain child abuse and neglect statutes; and generally relating to child abuse and neglect”; and strike in their entirety lines 11 through 25, inclusive, and substitute:

“BY repealing and reenacting, without amendments,

Article – Family Law

Section 5–701(b)

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law

Section 5–701(r)

Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On pages 2 through 4, strike in their entirety the lines beginning with line 3 on page 2 through line 10 on page 4, inclusive, and substitute:

“Article – Family Law

5–701.

(b) “Abuse” means:

(1) the physical or mental injury of a child by any parent or other person who has permanent or temporary care or custody or responsibility for supervision of a child, or by any household or family member, under circumstances that indicate that the child’s health or welfare is harmed or at substantial risk of being harmed; or

(2) sexual abuse of a child, whether physical injuries are sustained or not.

(r) (1) “Mental injury” means the observable, identifiable, and substantial impairment of a child’s mental or psychological ability to function.

(2) “MENTAL INJURY” INCLUDES THE OBSERVABLE, IDENTIFIABLE, AND SUBSTANTIAL IMPAIRMENT OF A CHILD’S MENTAL OR PSYCHOLOGICAL ABILITY TO FUNCTION THAT RESULTS FROM THE CHILD’S EXPOSURE TO AN ACT THAT CONSTITUTES A CRIME OF VIOLENCE, AS DEFINED IN § 14–101 OF THE CRIMINAL LAW ARTICLE, COMMITTED BY A PARENT OR HOUSEHOLD OR FAMILY MEMBER AGAINST A PARENT OR HOUSEHOLD OR FAMILY MEMBER.”.

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 85 – ~~Senator Conway~~ Senators Conway, Brochin, Cassilly, Hough, Kelley, Lee, Muse, Norman, Ramirez, Ready, Smith, and Zirkin

AN ACT concerning

Family Law – Treatment Foster Care Homes – Siblings

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 220 – Senators Lee, Feldman, Kelley, King, Manno, and Young

AN ACT concerning

Police Training Commission – Training Requirements – Human Trafficking

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 274 – Senator Ramirez

AN ACT concerning

Family Law – Divorce – Domestic Violence Order

SB0274/732012/1

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 274

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 3 and 5, in each instance, strike “establishing a certain exception to” and substitute “repealing”; and in line 10, strike “and reenacting, with amendments,”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 18 on page 1 through line 13 on page 2, 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 Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

Senate Bill 304 – The President (By Request – Administration)

AN ACT concerning

Taxpayer Protection Act

SB0304/592112/1

BY: House Judiciary Committee

AMENDMENT TO SENATE BILL 304

(Third Reading File Bill)

On page 1, strike beginning with “altering” in line 4 down through “Article;” in line 5; and strike beginning with “providing” in line 23 down through “Act;” in line 24.

On page 2, strike in their entirety lines 6 through 10, inclusive.

On pages 2 and 3, strike in their entirety the lines beginning with line 32 on page 2 down through line 2 on page 3, inclusive.

On page 9, strike in their entirety lines 13 through 16, inclusive; and in line 17, strike “3.” and substitute “2.”.

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 387 – Senator Lee

AN ACT concerning

Crimes – Solicitation to Commit Murder or Arson – Statute of Limitations

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 459 – ~~Senator Feldman~~ Senators Feldman, Middleton, Astle, Benson, Hershey, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks

AN ACT concerning

Bail Bond – Installment Contract – Form and Confessed Judgment Prohibition

Delegate Vallario moved to make the Bill and Report a Special Order for next session.

The motion was adopted.

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

Senate Bill 500 – Senator Norman

AN ACT concerning

Small Claim Action Appeals From District Court – Nonattorney Representation

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 539 – The President (By Request – Administration) and Senators Bates, Eckardt, Edwards, Hershey, Jennings, Ready, Salling, Serafini, and Simonaire

EMERGENCY BILL

AN ACT concerning

Criminal Law – ~~Distribution of Opioids Resulting in Death~~ Distribution of Controlled Dangerous Substances – Fentanyl

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 574 – Senators Feldman, Lee, Astle, Benson, Cassilly, Conway, Currie, DeGrange, Eckardt, Edwards, Ferguson, Guzzone, Jennings, Kagan, Kelley, King, Klausmeier, Madaleno, Manno, Mathias, McFadden, Middleton, Muse, Nathan–Pulliam, Norman, Peters, Pinsky, Ramirez, Ready, Robinson, Rosapepe, Salling, Serafini, Smith, Young, and Zucker

AN ACT concerning

**Family Law – Child Conceived Without Consent – Termination of Parental Rights
(Rape Survivor Family Protection Act)**

SB0574/282012/1

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 574
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after the semicolon insert “prohibiting the court from requiring publication of the name or personally identifying information of the petitioner or the child;”; in line 17, strike “requiring” and substitute “authorizing”; strike beginning with “authorizing” in line 19 down through the semicolon in line 20; and in line 21, after “evidence” insert “that may incriminate the respondent”.

On page 2, strike beginning with “an” in line 7 down through “program” in line 8 and substitute “certain unrepresented parties to certain legal services organizations for assignment of counsel; requiring the court to appoint counsel for a party under certain circumstances; establishing that a party is not entitled to the assistance of counsel at the expense of the Maryland Legal Services Corporation or to appointed counsel unless the party is indigent”.

AMENDMENT NO. 2

On page 2, in line 27, strike “**OR**” and substitute a comma; and in the same line, after “(2)” insert “, OR § 3–323”.

On page 3, in line 2, strike “§ 5-1403(C) OF THIS SUBTITLE” and substitute “THE MARYLAND RULES”; strike beginning with the colon in line 16 down through “(1)” in line 17; and strike beginning with the semicolon in line 19 down through “CONCEPTION” in line 22.

On page 4, in line 2, after “CHILD” insert “, THE CHILD’S COURT-APPOINTED GUARDIAN, OR THE CHILD’S COURT-APPOINTED ATTORNEY”; in line 4, after “(B)” insert “(1)”; in the same line, after “RIGHTS” insert “FILED BY A PARENT”; in line 5, strike “3” and substitute “7”; in lines 7 and 9, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; after line 10, insert:

“(2) AN ACTION FOR TERMINATION OF PARENTAL RIGHTS FILED BY A CHILD’S COURT-APPOINTED GUARDIAN OR ATTORNEY UNDER THIS SUBTITLE SHALL BE FILED BEFORE THE CHILD BECOMES AN ADULT.”

(C) A RESPONDENT SHALL FILE AN ANSWER TO A COMPLAINT FILED UNDER THIS SUBTITLE NOT LATER THAN 30 DAYS AFTER SERVICE OF THE COMPLAINT, UNLESS A LONGER PERIOD IS REQUIRED BY FEDERAL LAW.”;

in line 17, strike “(C)” and substitute “(D)”; in the same line, strike “(2)” and substitute “(3)”; strike beginning with “THE” in line 18 down through “WHEN” in line 20 and substitute “WHEN”; strike beginning with “IN” in line 21 down through “SUBSECTION” in line 22; in line 27, strike “(II)” and substitute “(2)”; in line 28, strike “PARAGRAPH” and substitute “SUBSECTION”; after line 29, insert:

“(3) THE COURT MAY NOT REQUIRE PUBLICATION OF THE NAME OF OR PERSONALLY IDENTIFYING INFORMATION ABOUT THE PETITIONER OR THE CHILD.”;

and in line 32, strike “(D)” and substitute “(E)”.

On page 5, after line 4, insert:

“(II) MAY DETERMINE TEMPORARY CUSTODY OF THE MINOR CHILD.”;

strike in their entirety lines 7 through 11, inclusive; in line 16, strike “PARAGRAPHS” and substitute “PARAGRAPH”; in the same line, strike “AND (3)”; in line 20, after

“OTHERWISE” insert “OR THE COURT FINDS THAT IT IS IN THE BEST INTEREST OF THE CHILD TO PROCEED”; in line 26, strike “SHALL” and substitute “MAY”; and strike in their entirety lines 29 and 30.

On page 6, in line 2, after “EVIDENCE” insert “THAT MAY INCRIMINATE THE RESPONDENT”; in line 9, after “PARTY” insert “IF”;

(1) THE CRIMINAL PROCEEDING INVOLVES THE SAME UNDERLYING FACTS; AND

(2) THE EVIDENCE IS OFFERED FOR A PURPOSE OTHER THAN IMPEACHMENT”;

in line 17, after “(B)” insert “(1) (I)”; and strike beginning with “PARTY” in line 17 down through “PROGRAM” in line 19 and substitute “PETITIONER TO THE SEXUAL ASSAULT LEGAL INSTITUTE FOR ASSIGNMENT OF COUNSEL.”

(II) THE COURT SHALL REFER AN UNREPRESENTED RESPONDENT TO ANOTHER QUALIFIED GRANTEE OF THE MARYLAND LEGAL SERVICES CORPORATION FOR ASSIGNMENT OF COUNSEL.

(III) IF COUNSEL FROM A DESIGNATED LEGAL SERVICES ORGANIZATION IS NOT AVAILABLE, THE COURT SHALL APPOINT COUNSEL FOR THE PARTY.

(2) A PARTY IS NOT ENTITLED TO THE ASSISTANCE OF COUNSEL AT THE EXPENSE OF THE MARYLAND LEGAL SERVICES CORPORATION OR TO APPOINTED COUNSEL UNLESS THE PARTY IS INDIGENT”.

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 674 – Senators Kelley, Bates, Benson, Brochin, Conway, Currie, Eckardt, Ferguson, Guzzone, Kagan, Kasemeyer, King, Klausmeier, Lee,

Madaleno, McFadden, Muse, Nathan–Pulliam, Peters, Pinsky, Ramirez, Reilly, Robinson, Rosapepe, Smith, Zirkin, and Zucker

AN ACT concerning

Juvenile Services – Services and Programs for Females

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 680 – Senators Lee, Mathias, Eckardt, and Kelley

AN ACT concerning

Adult Protective Services Investigations – Completion Time

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 714 – Senator McFadden

AN ACT concerning

Criminal Procedure – Indigent Individual – Bail Review and Indigency Determination

SB0714/402018/2

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 714

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Bail Review and”; and in line 6, after “indigent,” insert “authorizing a certain individual to apply for representation by the Office of the Public Defender to a District Court commissioner at a certain time; requiring a District Court commissioner to make a certain preliminary determination for a certain purpose; providing”

that a certain indigent individual shall be represented by the Office of the Public Defender under certain circumstances; providing that a certain representation at a certain initial appearance shall terminate at the conclusion of the proceeding, with a certain exception; requiring a commissioner to make a certain determination at a certain time; requiring a commissioner to notify a certain individual in writing of a certain determination under certain circumstances; authorizing a certain individual to submit additional information to a certain commissioner for a certain purpose;”.

AMENDMENT NO. 2

On page 3, in line 9, after “(D)” insert “(1)”; and after line 10, insert:

“(2) AN INDIVIDUAL CHARGED WITH A CRIME THAT CARRIES A PENALTY OF INCARCERATION MAY APPLY FOR REPRESENTATION BY THE OFFICE TO A DISTRICT COURT COMMISSIONER DURING COMMISSIONER OPERATING HOURS.

(3) (I) FOR THE PURPOSE OF AN INITIAL APPEARANCE PROCEEDING OR BAIL REVIEW, A DISTRICT COURT COMMISSIONER SHALL MAKE A PRELIMINARY DETERMINATION AS TO WHETHER AN INDIVIDUAL QUALIFIES AS INDIGENT.

(II) AN INDIGENT INDIVIDUAL SHALL BE REPRESENTED BY THE OFFICE IF THE INITIAL APPEARANCE OR BAIL REVIEW IS BEFORE A JUDGE.

(III) REPRESENTATION AT THE INITIAL APPEARANCE SHALL TERMINATE AT THE CONCLUSION OF THE PROCEEDING, UNLESS THE COMMISSIONER HAS MADE A FINAL DETERMINATION THAT THE INDIVIDUAL QUALIFIES AS INDIGENT AND THE OFFICE HAS ENTERED A GENERAL APPEARANCE.

(4) THE COMMISSIONER SHALL:

(I) MAKE A FINAL DETERMINATION AS TO WHETHER AN INDIVIDUAL IS:

1. INDIGENT AND QUALIFIED FOR SERVICES OF THE OFFICE; OR

2. NOT QUALIFIED FOR SERVICES OF THE OFFICE; OR

(II) DETERMINE THAT THE INDIVIDUAL'S FINANCIAL STATUS IS SUBJECT TO FURTHER VERIFICATION.

(5) IF THE COMMISSIONER MAKES A FINAL DETERMINATION UNDER ITEM (4)(I) OF THIS SUBSECTION, THE COMMISSIONER SHALL NOTIFY THE INDIVIDUAL IN WRITING OF THE DETERMINATION.

(6) AN INDIVIDUAL WHOSE FINANCIAL STATUS IS SUBJECT TO FURTHER VERIFICATION MAY SUBMIT TO THE COMMISSIONER ADDITIONAL INFORMATION TO BE QUALIFIED FOR SERVICES OF THE OFFICE.”.

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 with amendments:

Senate Bill 746 – Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

District Court Commissioners – Residency in Contiguous County

SB0746/632319/1

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 746

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “, subject to a certain exception.”.

AMENDMENT NO. 2

On page 1, in line 15, strike “(I)”; and strike beginning with “EXCEPT” in line 15 down through “COMMISSIONERS” in line 16 and substitute “COMMISSIONERS”.

On page 2, strike in their entirety lines 1 and 2.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 781 – ~~Senator Lee~~ Senators Lee, Zirkin, Hough, Muse, Ready, Smith, Cassilly, Norman, Brochin, Ramirez, and Kelley

AN ACT concerning

Criminal Procedure – Testing – HIV and Hepatitis C

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 799 – Senators Muse, Currie, Smith, and Young

AN ACT concerning

**Driver's Driver Improvement Program and Failure to Pay Child Support –
Driver's License Suspensions – Penalties and Assessment of Points**

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 861 – Senators Smith, Guzzone, Kelley, Muse, and Ramirez

AN ACT concerning

Family Law – Marriage – Age Requirements

SB0861/562613/1

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 861

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “increasing” in line 4 down through “may” in line 5 and substitute “repealing certain provisions authorizing certain individuals under the age of majority to”; in line 5, after the semicolon insert “making certain conforming changes”; and in line 9, after “2–301” insert “, 2–402(e), and 2–405”.

AMENDMENT NO. 2

On page 1, in line 16, before “(a)” insert an opening bracket.

On page 2, in line 6, strike the bracket; in line 12, strike “**16**” and substitute “**18**”; and after line 12, insert:

“2–402.

(e) Until a license becomes effective, a clerk may not disclose the fact that an application for a license has been made [except to the parent or guardian of a party to be married].

2–405.

(a) The clerk for the county in which a marriage ceremony is to be performed may issue and deliver a license at the time the application is made.

(b) A license may be issued only at the office of the clerk during regular office hours.

(c) [(1) If either party to be married is known to be of an age where the parental or guardian’s consent and oath, or the licensed physician’s certificate, required by § 2–301 of this title, is required, the clerk shall obtain the consent and oath or the certificate before issuing the license.

(2) (i) The clerk’s record required under this title shall include:

1. the consent and oath required by § 2–301 of this title, if written; or

2. the fact that consent was given and an oath was made, if given and made in person.

(ii) The licensed physician's certificate required by § 2–301 of this title may not be made a part of the clerk's record.

(3) After an individual has been issued a license in accordance with the provisions of this subtitle, the clerk who issued the license shall seal the licensed physician's certificate. Except on order of the court, the licensed physician's certificate shall remain sealed.

~~[(d)]~~ (1) Except as provided in paragraph (2) of this subsection, a license is not effective until 6 a.m. on the second calendar day after the license is issued.

(2) For good cause shown, a judge of the circuit court for the county in which the application is made may sign an authorization for a license to become effective at a time before the waiting period expires, as stated in the authorization, if 1 of the parties to be married is:

(i) a resident of this State; or

(ii) a member of the United States armed forces.

~~[(e)]~~ (D) If, during the questioning of an applicant for a license, the clerk finds that there is a legal reason why the applicants should not be married, the clerk shall withhold the license unless ordered by the court to issue the license.

~~[(f)]~~ (E) A license may be delivered personally or by mail to:

(1) either of the parties to be married; or

(2) any person authorized in writing by either of the parties to accept delivery.

~~[(g)]~~ (F) (1) The Department of Health and Mental Hygiene shall provide to each clerk:

(i) birth control information; and

(ii) a list of the family planning clinics located in the county where the license is issued.

(2) When the clerk issues a license, the clerk shall make the information and list available to each applicant for a license.

~~[(h)] (G)~~ (1) A clerk may not predate an application for a license.

(2) A clerk who violates any provision of this subsection is guilty of a misdemeanor and on conviction is subject:

(i) for a first offense, to a fine not exceeding \$100; and

(ii) for each subsequent offense, to a fine not exceeding \$500 or imprisonment not exceeding 90 days or both.”.

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 906 – Senator Muse

AN ACT concerning

~~**Child Support – Suspension of Employment Related License for Arrears –
Hardship Exception and Reinstatement**~~
Child Support – Noncompliance With Court Order – License Suspension

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 912 – Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Children in Need of Assistance – Sex Trafficking

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 982 – Senators Muse, Benson, Madaleno, Robinson, and Young

AN ACT concerning

~~**Juveniles – Strip Search – Limitations**~~
Department of Juvenile Services – Implementation of Task Force
Recommendations – Report

SB0982/932015/1

BY: House Judiciary Committee

AMENDMENT TO SENATE BILL 982
(Third Reading File Bill)

On page 2, strike beginning with “a” in line 28 down through “search” in line 31 and substitute “whether contraband was removed as a result of the searches; and

4. the type of contraband recovered”.

On page 3, strike in their entirety lines 3 through 7, inclusive, and substitute:

“1. the number of times youth are transported in mechanical
restraints:

A. from a staff-secure placement;

B. while being released on an earned home pass; or

C. while being released back to the community; and

2. an evaluation of the potential for creating a nonsecure transportation unit, including both the fiscal and operational impact; and

(iv) the ages, race, and gender of youth in each facility operated by the Department.”.

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 996 – Senators Lee and Muse

AN ACT concerning

Family Law – Child Abuse and Neglect – Definitions

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 – Senator Lee

AN ACT concerning

~~**State Government – Human Trafficking Advisory Council – Establishment**~~
Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking
– Sunset Extension

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ECONOMIC MATTERS COMMITTEE REPORT NO. 28

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

House Bill 1308 – Delegate Branch

AN ACT concerning

**Electricity – Construction of Overhead Transmission Lines – Condemnation
Authority**

HB1308/163496/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1308

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after the second “a” insert “certain”; and in lines 6 and 7, strike “subject to approval by the Public Service Commission” and substitute “; providing for the application of this Act”.

AMENDMENT NO. 2

On page 2, in line 17, after “(V)” insert “**1. THIS SUBPARAGRAPH APPLIES TO THE CONSTRUCTION OF AN OVERHEAD TRANSMISSION LINE FOR WHICH A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY IS REQUIRED UNDER THIS SECTION.**

2.”.

and in line 20, strike “AND SUBJECT TO APPROVAL BY THE COMMISSION”.

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 465 – Senators Kagan, Astle, Bates, Benson, Cassilly, Conway, Currie, DeGrange, Eckardt, Edwards, Feldman, Ferguson, Guzzone, Hershey, Hough, Jennings, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Muse, Nathan–Pulliam, Norman, Peters, Pinsky, Ramirez, Ready, Reilly, Robinson, Rosapepe, Salling,

Serafini, Simonaire, Smith, Waugh, Young, Zirkin, ~~and Zucker~~ Zucker, Oaks, Kasemeyer, and Brochin

AN ACT concerning

Maryland Nonprofit Development Center Program and Fund – Bridge Loans

SB0465/643990/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 465
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after the first “Account” insert “and any other money appropriated, transferred, or repaid to the Account”.

On page 2, in line 5, after “Account” insert “beginning in a certain fiscal year; authorizing the Governor to transfer certain funds on or before a certain date to the Nonprofit, Interest-Free, Micro Bridge Loan (NIMBL) Account”.

AMENDMENT NO. 2

On page 5, in line 3, after “OF” insert “:

A.”;

and in line 4, after “ARTICLE” insert “; AND

B. ANY OTHER MONEY APPROPRIATED, TRANSFERRED BY BUDGET AMENDMENT, OR REPAID TO THE ACCOUNT”.

AMENDMENT NO. 3

On page 7, in line 30, before “FROM” insert “BEGINNING IN FISCAL YEAR 2021,”.

On page 9, after line 15, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2017, the Governor may transfer by budget amendment to the Nonprofit, Interest-Free, Micro Bridge Loan (NIMBL) Account

established under Section 1 of this Act \$187,500 of the fiscal year 2017 special fund appropriation transferred in accordance with Section 11 of H.B. 152 of the Acts of the General Assembly of 2017 from the Department of Housing and Community Development to the Department of Commerce to be redistributed to the Small, Minority, and Women-Owned Businesses Account established under § 9-1A-35 of the State Government Article.”;

in lines 16 and 28, strike “2.” and “3.”, respectively, and substitute “3.” and “4.”, respectively; and in line 29, 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 Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 527 – Senator Middleton

AN ACT concerning

Credit Regulation – Unsecured Open End Credit Plans – Fees and Charges

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 969 – Senator Feldman

AN ACT concerning

Electricity – Construction of Overhead Transmission Lines – Condemnation Authority

SB0969/273996/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 969

(Third Reading File Bill)

On page 1, in line 4, after the second “a” insert “certain”; and in line 7, after the semicolon insert “providing for the application of this Act.”.

On page 2, in line 22, after “(V)” insert “**1. THIS SUBPARAGRAPH APPLIES TO THE CONSTRUCTION OF AN OVERHEAD TRANSMISSION LINE FOR WHICH A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY IS REQUIRED UNDER THIS SECTION.**

2.”.

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:

Senate Bill 1138 – Senator Zucker

AN ACT concerning

Alcoholic Beverages – Family Beer and Wine Facility Permit

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 1158 – Senators Middleton and Jennings, Jennings, Astle, Benson, Feldman, Hershey, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks

AN ACT concerning

~~Power Plant Research Program~~ Department of Natural Resources – Solar Generation Facilities – Pollinator-Friendly Designation

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 1169 – ~~Senator Bates~~ Senators Bates, Middleton, Astle, Benson, Feldman, Hershey, Jennings, and Klausmeier

AN ACT concerning

Unemployment Insurance – Charge of Benefits – Waiver Due to Natural Disaster

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 29

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 269 – Senators Lee, Astle, Benson, Conway, Feldman, Guzzone, Hershey, Kagan, Kelley, King, Madaleno, Mathias, Muse, Ready, Rosapepe, Salling, Smith, and Young

AN ACT concerning

Emergency Veterinary Care – Immunity From Liability

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 341 – Senator Edwards

AN ACT concerning

Vehicle Laws – School Vehicles – Definition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 393 – Senator Manno

AN ACT concerning

~~Electric Vehicle Excise Tax Credit Extension~~
Clean Cars Act of 2017

SB0393/170119/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 393
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “certain”; in line 8, after the first “altering” insert “how”; in the same line, strike “calculation of the rebate” and substitute “rebate is calculated”; in lines 13 and 15, in each instance, after “increasing” insert a comma; in the same lines, in each instance, after “years” insert a comma; strike beginning with the first “a” in line 13 down through “from” in line 14 and substitute “the amount required to be transferred from”; and strike beginning with “requiring” in line 17 down through “date,” in line 24.

AMENDMENT NO. 2

On page 4, strike beginning with the colon in line 16 down through the comma in line 18.

On pages 5 through 7, strike in their entirety the lines beginning with line 31 on page 5 through line 22 on page 7, inclusive.

On page 7, in line 23, strike “3.” and substitute “2.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 396 – Senator Edwards

AN ACT concerning

Natural Resources – Protection and Restoration of State-Owned Lakes

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 422 – Senators Pinsky, ~~Nathan-Pulliam~~, Benson, Conway, Currie, Feldman, Ferguson, Guzzone, Kelley, King, Lee, Madaleno, Manno, Muse, ~~Nathan-Pulliam~~, Ramirez, Robinson, Rosapepe, Smith, Young, and Zucker, ~~Zucker~~, and Astle

AN ACT concerning

Keep Antibiotics Effective Act of 2017

SB0422/540414/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 422
(Third Reading File Bill)

On page 1, in line 15, after “Department” insert “of Agriculture”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 668 – Senators Norman, Astle, Cassilly, Edwards, Hough, Jennings, Lee, Salling, and Smith

AN ACT concerning

Vehicle Laws – Operation of Motorcycles – Handlebar Height

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 713 – Senators Young, Madaleno, Manno, Pinsky, and Smith

AN ACT concerning

**Products That Contain Mercury – Prohibition on Sale of Electric Switches,
Electric Relays, and Gas Valve Switches**

SB0713/960918/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 713

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “from” insert “knowingly”; in line 5, after “consumer” insert “on or after a certain date; establishing certain penalties for certain violations; authorizing the Department of the Environment to impose certain penalties in a certain manner for certain violations”; and in line 6, strike “providing for a delayed effective date;”.

AMENDMENT NO. 2

On page 2, in line 27, after “MERCURY” insert “OR A PRODUCT COMPONENT WITH AN ELECTRIC SWITCH CONTAINING MERCURY”; in line 28, after “MERCURY” insert “OR A PRODUCT COMPONENT WITH AN ELECTRIC RELAY CONTAINING MERCURY”; and in line 29, after “MERCURY” insert “OR A PRODUCT COMPONENT WITH A GAS VALVE SWITCH CONTAINING MERCURY”.

AMENDMENT NO. 3

On page 3, in line 8, after “SECTION,” insert “ON OR AFTER OCTOBER 1, 2018,”; in line 9, after “NOT” insert “KNOWINGLY”; in line 23, strike “OR”; in line 25, after “REGULATION” insert “;
OR”.

(5) THE MANUFACTURER OF THE LARGER PRODUCT HAS NOT APPROVED FOR USE IN THE LARGER PRODUCT A SWITCH OR RELAY THAT DOES NOT CONTAIN MERCURY;

and after line 25, insert:

“(C) (1) A PERSON THAT VIOLATES THIS SECTION IS LIABLE FOR A CIVIL PENALTY TO BE COLLECTED IN A CIVIL ACTION IN THE CIRCUIT COURT FOR ANY COUNTY IN THE STATE NOT EXCEEDING:

(I) \$1,000 FOR A FIRST OFFENSE;

(II) \$2,500 FOR A SECOND OFFENSE; OR

(III) \$5,000 FOR A THIRD OR SUBSEQUENT OFFENSE.

(2) (I) IN ADDITION TO ANY OTHER REMEDIES AVAILABLE AT LAW OR IN EQUITY, AFTER AN OPPORTUNITY FOR A HEARING, THE DEPARTMENT MAY IMPOSE A FINE FOR EACH VIOLATION OF THIS SECTION, NOT EXCEEDING:

1. \$1,000 FOR A FIRST OFFENSE;

2. \$2,500 FOR A SECOND OFFENSE; OR

3. \$5,000 FOR A THIRD OR SUBSEQUENT OFFENSE.

(II) THE DEPARTMENT SHALL CONSIDER THE FOLLOWING IN ASSESSING THE FINE IN SUBPARAGRAPH (I) OF THIS PARAGRAPH:

1. THE WILLFULNESS OF THE VIOLATION;

2. THE EXTENT TO WHICH THE VIOLATION WAS KNOWN, BUT UNCORRECTED, BY THE VIOLATOR;

3. THE EXTENT TO WHICH THE VIOLATION RESULTED IN ACTUAL HARM TO HUMAN HEALTH OR THE ENVIRONMENT;

4. THE NATURE AND DEGREE OF INJURY TO, OR INTERFERENCE WITH, GENERAL WELFARE AND HEALTH; AND

5. THE EXTENT TO WHICH THE CURRENT VIOLATION IS PART OF A PATTERN OF THE SAME OR A SIMILAR TYPE OF VIOLATION BY THE VIOLATOR.

(3) EACH DAY A VIOLATION CONTINUES IS A SEPARATE OFFENSE UNDER THIS SECTION.”.

AMENDMENT NO. 4

On page 3, in line 27, strike “2018” and substitute “2017”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 885 – ~~Senator Rosapepe~~ Senators Rosapepe and Kagan

AN ACT concerning

Environment – Recycling – Special Events

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 979 – Senator Edwards

AN ACT concerning

Vehicle Laws – All-Terrain Vehicles and Snowmobiles

SB0979/890317/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 979

(Third Reading File Bill)

On page 4, in line 15, strike “, [permitting] AUTHORIZING” and substitute “:

1. AUTHORIZING;

in lines 17, 20, and 23, strike “**1.**”, “**2.**”, and “**3.**”, respectively, and substitute “**A.**”, “**B.**”, and “**2.**”, respectively; and in line 19, after “**HOOR;**” insert “**OR**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 1040 – Senators Ready, Bates, Eckardt, Edwards, and Salling

AN ACT concerning

Environment – Water and Sewer Plan Approval

SB1040/700012/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 1040

(Third Reading File Bill)

On page 1, in line 2, after “Sewer” insert “and Solid Waste Management”; and in line 10, after “plans” insert “and solid waste management plans”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 30

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 838 – Delegate McIntosh (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Residential Ground Leases – Abandoned Property**HB0838/810712/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 838

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “actions” insert “against the current leasehold tenant of certain abandoned property in Baltimore City”; in line 4, strike “on certain abandoned property in Baltimore City” and substitute “from a former leasehold tenant”; in the same line, after “before” insert “the date that the current leasehold tenant acquired”; in line 5, strike “was acquired by Baltimore City” and substitute “to the property”.

AMENDMENT NO. 2

On page 2, in lines 5 and 6, strike “**PROCEEDING, OR OTHER EFFORT**” and substitute “**OR PROCEEDING AGAINST THE CURRENT LEASEHOLD TENANT**”; in line 6, after “**OWING**” insert “**FROM A FORMER LEASEHOLD TENANT**”; in line 7, strike “**MAYOR AND CITY COUNCIL OF BALTIMORE**” and substitute “**CURRENT LEASEHOLD TENANT**”; in lines 9 and 10, strike “**MAYOR AND CITY COUNCIL OF BALTIMORE**” and substitute “**CURRENT LEASEHOLD TENANT**”; in lines 14 and 15, strike “Mayor and City Council of Baltimore” and substitute “**CURRENT LEASEHOLD TENANT**”; and in lines 16 and 17, strike “Mayor and City Council of the leasehold interest” and substitute “**CURRENT LEASEHOLD TENANT**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 1369 – Delegates Proctor, Angel, Atterbeary, Barron, Chang, Clark, Conaway, Dumais, Frush, Haynes, C. Howard, Jackson, Moon, Pena–Melnik, Queen, Sanchez, Sophocleus, Vallario, and C. Wilson

AN ACT concerning

Condominiums and Homeowners Associations – Sales of Common Elements and Common Areas

HB1369/370010/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1369

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “condominium” insert “or, under certain circumstances, the developer”; in the same line, strike the second “a”; in line 5, strike “in the condominium” and substitute “under certain circumstances”; in line 6, after “association” insert “or, under certain circumstances, the declarant”; in the same line, strike the second “a”; strike beginning with “owned” in line 7 down through “terms” in line 9, and substitute “under certain circumstances”; in line 10, strike “owned by” and substitute “in”; and strike in their entirety lines 22 through 26, inclusive.

AMENDMENT NO. 2

On page 2, in line 12, after “(D)” insert “(1)”; in line 13, strike “COUNTY” and substitute “CONDOMINIUM OR, IF CONTROL OF THE GOVERNING BODY HAS NOT YET TRANSITIONED TO THE UNIT OWNERS, THE DEVELOPER”; in line 14, strike “TO EACH UNIT OWNER, IN WRITING,” and substitute “IN ACCORDANCE WITH PARAGRAPH (2) OF THIS SUBSECTION”; in line 15, strike “IN” and substitute “LOCATED ON PROPERTY THAT HAS BEEN TRANSFERRED TO”; after line 16, insert:

“(2) THE NOTICE REQUIREMENT UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE SATISFIED BY:

(I) PROVIDING WRITTEN NOTICE ABOUT THE SALE TO EACH UNIT OWNER; OR

(II) 1. POSTING A SIGN ABOUT THE SALE ON THE PROPERTY TO BE SOLD, IN A MANNER SIMILAR TO SIGNAGE REQUIRED FOR A ZONING MODIFICATION; AND

2. IF THE CONDOMINIUM HAS A WEB SITE, PROVIDING NOTICE ABOUT THE SALE ON THE HOME PAGE OF THE WEB SITE OF THE CONDOMINIUM.”;

in line 18, before “NOTWITHSTANDING” insert “(A)”; in line 19, strike “COUNTY” and substitute “HOMEOWNERS ASSOCIATION OR, IF CONTROL OF THE GOVERNING BODY HAS NOT YET TRANSITIONED TO THE LOT OWNERS, THE DECLARANT”; in line 20, strike “TO EACH LOT OWNER, IN WRITING,” and substitute “IN ACCORDANCE WITH SUBSECTION (B) OF THIS SECTION”; in line 21, strike “OWNED BY” and substitute “LOCATED ON PROPERTY THAT HAS BEEN TRANSFERRED TO”; and after line 22, insert:

“(B) THE NOTICE REQUIREMENT UNDER SUBSECTION (A) OF THIS SECTION SHALL BE SATISFIED BY:

(1) PROVIDING WRITTEN NOTICE ABOUT THE SALE TO EACH LOT OWNER; OR

(2) (I) POSTING A SIGN ABOUT THE SALE ON THE PROPERTY TO BE SOLD, IN A MANNER SIMILAR TO SIGNAGE REQUIRED FOR A ZONING MODIFICATION; AND

(II) IF THE HOMEOWNERS ASSOCIATION HAS A WEB SITE, PROVIDING NOTICE ABOUT THE SALE ON THE HOME PAGE OF THE WEB SITE OF THE HOMEOWNERS ASSOCIATION.”.

On pages 2 and 3, strike in their entirety the lines beginning with line 23 on page 2 through line 14 on page 3, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 1570 – Prince George’s County Delegation

AN ACT concerning

Prince George’s County – Municipal Authority to Regulate Fences

PG 418–17

HB1570/110018/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1570

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Prince” and substitute “Montgomery County Delegation and Prince”; in line 2, strike “Prince” and substitute “Maryland–Washington Regional District – Prince”; in the same line, strike “to Regulate Fences”; in line 3, strike “PG 418–17” and substitute “MC/PG 111–17”; strike beginning with “exempting” in line 4 down through “District;” in line 7; in line 7, after “authorizing” insert “the legislative body of”; strike beginning with “enact” in line 8 down through “laws” in line 10 and substitute “authorize the erection of a fence that exceeds certain height restrictions or limitations, under certain circumstances; correcting a certain reference to the Maryland–Washington Regional District; repealing certain provisions of law authorizing a municipal corporation in Prince George’s County to enact certain local laws regulating fences; repealing certain provisions of law prohibiting the enactment of a local law that is less restrictive than certain local laws; updating an obsolete reference regarding certain concurrent jurisdiction pertaining to signs of municipal corporations and Prince George’s County”; in line 12, strike “to regulate fences”; in line 15, strike “20–709, 22–202, and”; in the same line, after “22–203” insert “and 25–303”; and after line 17, insert:

“BY repealing and reenacting, without amendments,

Article – Land Use

Section 25–101

Annotated Code of Maryland

(2012 Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 21 on page 1 through line 10 on page 2, inclusive.

On page 2, in line 12, strike “(a)”; in lines 13 and 14, strike “Environmental Resources, Licenses and Inspections Group” and substitute “**PERMITTING, INSPECTION AND ENFORCEMENT**”; and strike in their entirety lines 16 through 30, inclusive, and substitute:

“25–101.

This title applies only in Prince George’s County.

25–303.

(a) This section applies to land in a municipal corporation that is in the [metropolitan] REGIONAL district and is:

- (1) zoned for residential or commercial use; or
- (2) adjacent to residential or commercial zones.

(b) (1) Notwithstanding any other law, and for the purpose of preserving, improving, or protecting the general character and design of lands and improvements in a municipal corporation, the legislative body of the municipal corporation, by local law, may impose stricter or additional conditions, restrictions, or limitations than are otherwise required by State, regional, or county zoning laws or agencies exercising zoning and planning jurisdiction over the municipal corporation.

(2) The stricter or additional conditions, restrictions, or limitations may apply only to:

- (i) fences;
- (ii) residential parking; and
- (iii) residential storage.

(c) THE LEGISLATIVE BODY OF A MUNICIPAL CORPORATION, BY LOCAL LAW, MAY AUTHORIZE THE ERECTION OF A FENCE THAT EXCEEDS THE HEIGHT RESTRICTIONS OR LIMITATIONS OTHERWISE REQUIRED BY STATE, REGIONAL, OR COUNTY ZONING LAWS OR AGENCIES EXERCISING ZONING AND PLANNING JURISDICTION OVER THE MUNICIPAL CORPORATION.

(D) The legislative body of a municipal corporation may not enact a local law under this section without holding a public hearing on all issues.

[(d)] (E) A municipal corporation that enacts a zoning law in accordance with this section shall deliver a certified copy of the local law to the district council within 5 days after the enactment and at least 30 days before the effective date of the local law.

[(e)] (F) (1) If the district council does not approve the local law before the effective date of the local law, the local law shall be considered disapproved and may not take effect.

(2) The local law may not take effect unless approved by the district council.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 102 – Senator Waugh

AN ACT concerning

St. Mary’s County – Farm Fences – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 104 – Senator Waugh

AN ACT concerning

St. Mary’s County – Regulation of Animals – Dogs

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 298 – Senator Waugh

AN ACT concerning

St. Mary’s County – Sheriff, County Treasurer, and State’s Attorney – Salaries

SB0298/340414/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 298

(Third Reading File Bill)

On page 2, strike beginning with “, AT” in line 16 down through “OFFICE” in line 18 and substitute “**(STEP 12)**”; and in line 24, strike “judge of the District Court of Maryland” and substitute “**CIRCUIT COURT JUDGE**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 395 – Senator Waugh

AN ACT concerning

St. Mary’s County – Metropolitan Commission – Personnel

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 487 – Senator McFadden (By Request – Baltimore City Administration) and Senators Conway, Ferguson, Nathan–Pulliam, and Robinson

AN ACT concerning

Baltimore City – Residential Ground Leases – Abandoned Property

SB0487/900718/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 487

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “actions” insert “against the current leasehold tenant of certain abandoned property in Baltimore City”; in line 4, after “owing” insert “from a former leasehold tenant”; in the same line, strike “on certain abandoned property in Baltimore City”; in the same line, after “before” insert “the date that the current leasehold tenant acquired”; in line 5, strike “was acquired by” and substitute “to the property”; and in the same line, strike “the owner of the leasehold interest”.

AMENDMENT NO. 2

On page 2, in lines 11 and 12, strike “**PROCEEDING, OR OTHER EFFORT**” and substitute “**OR PROCEEDING AGAINST THE CURRENT LEASEHOLD TENANT**”; in line 12, after “**OWING**” insert “**FROM A FORMER LEASEHOLD TENANT**”; in lines 13, 15 and 16, and 21, in each instance, strike “**OWNER OF THE LEASEHOLD INTEREST**” and substitute “**CURRENT LEASEHOLD TENANT**”; and in line 23, strike “**OWNER of the leasehold interest**” and substitute “**CURRENT LEASEHOLD TENANT**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 541 – Senator Conway (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Board of Municipal and Zoning Appeals – Appeals Authority

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 591 – Senator Edwards

AN ACT concerning

Garrett County – Payment to Rescue Squads – ~~Repeal~~

SB0591/830718/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 591

(Third Reading File Bill)

On page 1, in line 8, before “and” insert “repealing certain provisions concerning the use and withholding of county funds and certain reporting requirements under certain circumstances;”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 735 – Senator Waugh

AN ACT concerning

St. Mary's County – Metropolitan Commission – Authority to Borrow Money

SB0735/790715/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 735

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “authorizing” in line 6 down through “circumstances;” in line 7.

AMENDMENT NO. 2

On page 2, in line 32, strike “(1)”; and strike in their entirety lines 36 through 38, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 809 – Senators Muse, Currie, Lee, Manno, Miller, Ramirez, Rosapepe, and Young

AN ACT concerning

Condominiums and Homeowners Associations – Sales of Common Elements and Common Areas

SB0809/750912/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 809

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 5 and 7, in each instance, strike “a”; in line 6, strike “in the condominium” and substitute “under certain circumstances”; in line 8, strike “owned by the homeowners association” and substitute “under certain circumstances”; strike beginning with “requiring” in line 8 down through the semicolon in line 12; and in line 13, strike “owned by” and substitute “in”.

On page 2, strike in their entirety lines 1 through 5, inclusive.

AMENDMENT NO. 2

On page 2, in lines 19 and 26, in each instance, strike “A” and substitute “CONTROL OF THE”; in the same lines, in each instance, strike “IS” and substitute “HAS”; in line 19, strike “FORMED” and substitute “TRANSITIONED TO THE UNIT OWNERS”; in line 21, strike “IN” and substitute “LOCATED ON PROPERTY THAT HAS BEEN TRANSFERRED TO”; in line 26, strike “FORMED” and substitute “TRANSITIONED TO THE LOT OWNERS”; and in line 28, strike “OWNED BY” and substitute “LOCATED ON PROPERTY THAT HAS BEEN TRANSFERRED TO”.

AMENDMENT NO. 3

On page 2, in line 17, after “(D)” insert “(1)”; in line 20, strike “TO EACH UNIT OWNER, IN WRITING,” and substitute “IN ACCORDANCE WITH PARAGRAPH (2) OF THIS SUBSECTION”; after line 22, insert:

“(2) THE NOTICE REQUIREMENT UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE SATISFIED BY:

(I) PROVIDING WRITTEN NOTICE ABOUT THE SALE TO EACH UNIT OWNER; OR

(II) 1. POSTING A SIGN ABOUT THE SALE ON THE PROPERTY TO BE SOLD, IN A MANNER SIMILAR TO SIGNAGE REQUIRED FOR A ZONING MODIFICATION; AND

2. IF THE CONDOMINIUM HAS A WEB SITE, PROVIDING NOTICE ABOUT THE SALE ON THE HOME PAGE OF THE WEB SITE OF THE CONDOMINIUM.”;

in line 24, before “**NOTWITHSTANDING**” insert “**(A)**”; in line 27, strike “**TO EACH LOT OWNER, IN WRITING,**” and substitute “**IN ACCORDANCE WITH SUBSECTION (B) OF THIS SECTION**”; and after line 29, insert:

“(B) THE NOTICE REQUIREMENT UNDER SUBSECTION (A) OF THIS SECTION SHALL BE SATISFIED BY:

(1) PROVIDING WRITTEN NOTICE ABOUT THE SALE TO EACH LOT OWNER; OR

(2) (I) POSTING A SIGN ABOUT THE SALE ON THE PROPERTY TO BE SOLD, IN A MANNER SIMILAR TO SIGNAGE REQUIRED FOR A ZONING MODIFICATION; AND

(II) IF THE HOMEOWNERS ASSOCIATION HAS A WEB SITE, PROVIDING NOTICE ABOUT THE SALE ON THE HOME PAGE OF THE WEB SITE OF THE HOMEOWNERS ASSOCIATION.”.

AMENDMENT NO. 4

On pages 2 and 3, strike in their entirety the lines beginning with line 30 on page 2 through line 26 on page 3, inclusive.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 817 – Cecil County Senators

AN ACT concerning

Public Safety – Agritourism – Permit Exemption

SB0817/640115/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 817
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Cecil County Senators” and substitute “Senators Hershey, Norman, and Edwards”.

AMENDMENT NO. 2

On page 2, strike beginning with the first “OF” in line 22 down through “OCCUPANT” in line 23 and substitute “THAT APPLIES TO EGRESS COMPONENTS OTHER THAN STAIRWAYS IN A BUILDING WITHOUT A SPRINKLER 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 875 – Senator Kelley

AN ACT concerning

Residential Property – Notice of Foreclosure

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

HEALTH AND GOVERNMENT OPERATIONS COMMITTEE REPORT NO. 16

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

Senate Bill 311 – The President (By Request – Administration) and Senators Hershey and Salling

AN ACT concerning

Promoting Efficiencies in State Procurement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 967 – ~~Senator Klausmeier~~ Senators Klausmeier, Astle, Benson, Feldman, Hershey, Hough, Jennings, Mathias, Middleton, Miller, Oaks, Reilly, Rosapepe, and Simonaire

EMERGENCY BILL

AN ACT concerning

Heroin and Opioid Prevention Effort (HOPE) and Treatment Act of 2017

SB0967/316883/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 967

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 22, strike “at least a certain number of” and substitute “certain”.

On page 2, strike beginning with “requiring” in line 2 down through “State;” in line 3; and in line 8, strike “a certain number of” and substitute “certain”.

On page 3, in line 40, after “date;” insert “requiring, on or before a certain date, the Department of Health and Mental Hygiene to submit a certain interim report to the Governor and the General Assembly;”.

On page 4, strike beginning with “prohibiting” in line 9 down through “circumstances;” in line 12; and strike beginning with “providing” in line 28 down through “circumstances;” in line 29 and substitute “requiring, on or before certain dates, the Department of Health and Mental Hygiene to submit certain reports to certain committees of the General Assembly;”.

On page 6, in line 7, strike “and 15–851”.

AMENDMENT NO. 2

On page 11, in line 3, strike “AT LEAST 10”; strike beginning with the colon in line 9 down through “ESTABLISHED” in line 11 and substitute “ESTABLISHED”; and strike beginning with “MINIMUM” in line 18 down through the first “OF” in line 19.

AMENDMENT NO. 3

On page 14, in line 22, after “(A)” insert “(1)”; in the same line, strike beginning with the comma through “HEALTH” and substitute “THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.”

(2) “HEALTH”;

in lines 23, 24, 25, 26, and 27, strike “(1)”, “(2)”, “(3)”, “(4)”, and “(5)”, respectively, and substitute “(I)”, “(II)”, “(III)”, “(IV)”, and “(V)”, respectively; in line 25, strike “A COMMUNITY HEALTH CENTER” and substitute “AN OUTPATIENT MENTAL HEALTH CLINIC”; in line 26, strike “A BEHAVIORAL HEALTH TREATMENT SERVICES PROVIDER” and substitute “AN OUTPATIENT OR RESIDENTIAL ADDICTION TREATMENT PROVIDER”; and after line 27, insert:

“(3) “OPIOID ADDICTION TREATMENT MEDICATION” MEANS A MEDICATION APPROVED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION FOR THE TREATMENT OF OPIOID USE DISORDERS.”.

AMENDMENT NO. 4

On page 26, in line 18, after “(1)” insert “ON OR BEFORE DECEMBER 1, 2018, THE DEPARTMENT SHALL SUBMIT AN INTERIM REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON THE DELIVERY SYSTEM THROUGH WHICH COMMUNITY-BASED BEHAVIORAL HEALTH SERVICES SHOULD BE PROVIDED AND ANY PRELIMINARY RECOMMENDATIONS REGARDING THE PAYMENT SYSTEM REQUIRED UNDER THIS SECTION.”

(2);

and in line 32, strike “(2)” and substitute “(3)”.

AMENDMENT NO. 5

On pages 30 and 31, strike in their entirety the lines beginning with line 30 on page 30 through line 18 on page 31, inclusive.

On page 31, strike in their entirety lines 26 through 28, inclusive; and in line 29, strike “15-851.” and substitute “15-850.”.

On page 32, in line 21, strike “6.” and substitute “5.”.

On page 33, in lines 5 and 8, strike “7.” and “8.”, respectively, and substitute “6.” and “7.”, respectively; and in line 25, strike “the effective date of Section 4 of this Act” and substitute “January 1, 2018”.

AMENDMENT NO. 6

On page 33, after line 22, insert:

“SECTION 8. AND BE IT FURTHER ENACTED, That, on or before January 1, 2018, the Department of Health and Mental Hygiene, in consultation with the Governor’s Office of Crime Control and Prevention and interested stakeholders, shall report to the Senate Finance Committee, the Senate Judicial Proceedings Committee, the House Health and Government Operations Committee, and the House Judiciary Committee on new, innovative, evidence-based programs and methods to better manage the State’s substance abuse and opioid crisis.”;

strike in their entirety lines 26 through 28, inclusive; in line 29, strike “11.” and substitute “10.”; strike beginning with “Sections” in line 29 down through “9” in line 30 and substitute “Sections 1, 2, 3, 5, 6, 7, and 8”; after line 30, insert:

“SECTION 11. AND BE IT FURTHER ENACTED, That:

(1) it is the intent of the General Assembly that the Department of Health and Mental Hygiene use the \$10,000,000 in general funds included in Supplemental Budget No. 2 in the Opioid Crisis Fund to prioritize the funding of services established under this Act; and

(2) on or before January 1, 2018, the Department of Health and Mental Hygiene, in accordance with § 2-1246 of the State Government Article, shall report to the Senate Finance Committee, the Senate Education, Health, and Environmental Affairs Committee, the Senate Budget and Taxation Committee, the House Health and

Government Operations Committee, and the House Appropriations Committee on how funds were used and the criteria for the use of funds.”;

and in line 31, strike “5 and 10” and substitute “4 and 9”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1060 – ~~Senator Miller~~ Senators Miller, Conway, Pinsky, Bates, Kagan, Nathan–Pulliam, Robinson, Salling, Simonaire, Waugh, Young, and Zucker

AN ACT concerning

**Heroin and Opioid Education and Community Action Act of 2017
(Start Talking Maryland Act)**

SB1060/766683/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 1060
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “of” insert “requiring a county superintendent of schools to approve or disapprove a certain change to a school health services program;”; and in line 21, after “education” insert “or local health departments, by local agreement”.

On page 2, in line 9, after “circumstances;” insert “providing that certain institutions of higher education are not required to obtain and store naloxone or certain other medications at certain locations;”; and in line 16, after “date;” insert “requiring a county board of education to use certain efforts to implement certain requirements of this Act before certain funding is disbursed to the county board;”; and in line 30, after “Section” insert “7–401 and”.

AMENDMENT NO. 2

On page 4, after line 10, insert:

“7-401.

(a) With the assistance of the county health department, each county board shall provide:

(1) Adequate school health services;

(2) Instruction in health education, including the importance of physical activity in maintaining good health; and

(3) A healthful school environment.

(b) The Department of Education and the Department of Health and Mental Hygiene jointly shall:

(1) Develop public standards and guidelines for school health programs;
and

(2) Offer assistance to the county boards and county health departments in their implementation.

(c) (1) (i) Each county board shall designate a school health services program coordinator.

(ii) A county board may authorize the county health department to designate the school health services program coordinator.

(2) The school health services program coordinator shall:

(i) Implement State and local health policies in the public schools;

(ii) Ensure that public schools adhere to local health services guidelines; and

(iii) Communicate State and local health policies to the parents and guardians of public school students.

(3) (I) [The] EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE county board shall grant the school health services program coordinator the authority to carry out the provisions of this subsection.

(II) A COUNTY SUPERINTENDENT SHALL APPROVE OR DISAPPROVE ANY PROPOSED CHANGE IN THE HIRING OR TERMINATION OF PERSONNEL IN CONNECTION WITH A SCHOOL HEALTH SERVICES PROGRAM.

(4) The Department of Education shall conduct at least two meetings annually with all school health services program coordinators in the State.

(d) On or before December 1, 2015, and every 5 years thereafter, the Department shall report to the Governor and, subject to § 2-1246 of the State Government Article, to the General Assembly a summary of the information reported to the State Superintendent during the COMAR certification process.”.

AMENDMENT NO. 3

On page 5, in line 32, strike “OR”.

On page 6, in line 3, after “ARTICLE” insert “; OR”

(3) OTHER SCHOOL PERSONNEL”;

in line 6, strike “BOARD, IN COOPERATION WITH” and substitute “BOARD OR”; in line 7, strike the comma; and in the same line, after “SHALL” insert “, BY LOCAL AGREEMENT”.

AMENDMENT NO. 4

On page 7, in line 20, strike “THIS” and substitute “(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, THIS”; and after line 21, insert:

“(B) THIS SUBTITLE DOES NOT APPLY TO A SENIOR HIGHER EDUCATION INSTITUTION THAT DOES NOT HAVE RESIDENTIAL HOUSING ON ITS CAMPUS.”;

in line 25, after “(B)” insert “(1)”; in line 26, strike “(1) INCOMING FULL-TIME” and substitute “(I) EACH SENIOR HIGHER EDUCATION INSTITUTION TO REQUIRE INCOMING”; in line 28, strike “(2)” and substitute “(II)”; in the same line, strike “INSTITUTION” and substitute “COMMUNITY COLLEGE”; and in the same line, strike “PART-TIME”.

On page 8, in line 1, strike “**(3) EACH**” and substitute “**(III) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, EACH**”; after line 3, insert:

“(2) AN INSTITUTION IS NOT REQUIRED TO STORE AND OBTAIN NALOXONE OR OTHER OVERDOSE-REVERSING MEDICATION AT OFF-SITE LOCATIONS.”;

in line 6, after “**POLICE**” insert “**OR OTHER DESIGNATED PERSONNEL**”; strike beginning with “**HEALTH**” in line 15 down through “**OR**” in line 16; and in line 16, after “**POLICE**” insert “**OR OTHER DESIGNATED PERSONNEL**”.

AMENDMENT NO. 5

On page 9, in line 2, strike “**REGISTERED**” and substitute “**ADVANCED PRACTICE**”; after line 20, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That a county board of education shall use its best efforts to implement the requirements of Section 1 of this Act before the grant funding required in fiscal year 2019, in accordance with § 7–426.5(e) of the Education Article, as enacted by Section 1 of this Act, is disbursed to the county board of education.”;

and in line 21, strike “**3.**” and substitute “**4.**”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 73

Senate Bill 384 – Senator Conway

AN ACT concerning

Baltimore City – Alcoholic Beverages – Old Goucher Revitalization District

STATUS OF BILL: BILL ON 3RD READING. FLOOR AMENDMENT BY DEL. MCINTOSH ADOPTED.

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

Affirmative – 119 Negative – 0 (See Roll Call No. 1272)

The Bill was then returned to the Senate.

SPECIAL ORDER CALENDAR NO. 69

Senate Bill 143 – Senator Zirkin

AN ACT concerning

Injury to or Death of Pet – Damages

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. 1273)

The Bill was then returned to the Senate.

SPECIAL ORDER CALENDAR NO. 72

Senate Bill 261 – Senators Bates, Edwards, Ready, ~~and Young~~ Young, Guzzone, and Kasemeyer

AN ACT concerning

Property Tax Credit – Residential Property Damaged by Natural Disaster

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

Read the second time and ordered prepared for Third Reading.

YEAS AND NAYS NO. 16

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 162	Del. Dumais	Public Safety – Firearm Application
HB 165	Del. Barron	State Government – Maryland Uniform Electronic Legal Materials Act
HB 236	Del. Barron	Legal Advice to Corporations – Clarification
HB 255	Del. Hettleman	Crmnl Procedure – Sexual Assault Victims’ Rights – Disposal of Rape Kit Evidence and Ntfctn
HB 279	Del. Moon	Grdnshp and Child in Need of Assistance Prcdgs – Jurisdiction and Athrty of Jvnl Crt
HB 410	The Speaker	Economic Development – Maryland Energy Innovation Institute
HB 429	Del. Dumais	Criminal Law – Sexual Offenses – Physical Resistance
HB 433	The Speaker	State Finance and Procurement – Small and Minority Business Participation
HB 439	Del. Otto	Somerset County – State’s Attorney – Annual Salary
HB 455	Del. Atterbeary	Criminal Law – Animal Cruelty – Applicability
HB 494	Del. Stein	Motor Vehicles – Use of Fog Lights When Windshield Wipers Operating – Repeal
HB 573	Carroll County Delegation	Carroll County – State’s Attorney – Salary
HB 574	Carroll County Delegation	Carroll County – Sheriff’s Salary
HB 629	Cecil County Delegation	Cecil County – Orphans’ Court Judges – Travel Expense Allowance
HB 635	Del. Valentino–Smith	Crmnl Law – Homicide by Motor Vehicle or Vessel While Impaired by a CDS – Penalties

NUMBER	SPONSOR	CONTENT
HB 647	Del. Reznik	Criminal Law – Sexual Offenses – Classification
HB 735	Del. Malone	Estates and Trusts – Share of Intestate Estate Inherited by Surviving Spouse
HB 753	Del. West	Maryland Trust Act – Representatives of Beneficiaries
HB 754	Del. West	Maryland Trust Act – Notice and Reporting Requirements – Exemptions
HB 759	Del. Kramer	Corporations – Formation of a Holding Company by Merger
HB 771 (Emerg)	Del. W. Miller	Public Health – Mobile Food Service Facilities – Licensing and Inspection by Co Health Departments
HB 793	Del. Angel	Family Law – Divorce – Restoration of Former Name
HB 858	Allegany County Delegation	Allegany County – Sheriff’s Deputies – Salary and Duties
HB 941	Del. A. Miller	Criminal Law – Animal Abuse Emergency Compensation Fund – Establishment
HB 1035 (Emerg)	Del. Jacobs	Motor Vehicles – Seasonal Exceptional Milk Hauling Permit
HB 1054	Del. West	State Board of Physicians – Physician Licensure – Prohibition on Requiring Specialty Certification
HB 1149	Del. Kramer	Maryland Securities Act – Vulnerable Adults
HB 1182	Frederick County Delegation	Frederick County – State’s Attorney – Annual Salary
HB 1219	Chair, Judiciary Committee	Children in Need of Assistance – Sex Trafficking

NUMBER	SPONSOR	CONTENT
HB 1279	Del. Morales	Police Training Commission – Training Requirements – Human Trafficking
HB 1335	Del. Wilkins	Vehicle Laws – Obstruction Hanging From Rearview Mirror – Enforcement
HB 1344 (Emerg)	Del. C. Wilson	Balt Cty and Cha, PG, and Har Counties – Recall of Frmr Jdg for Tmprry Assignment – Elgblty
HB 1450	Del. Wivell	Washington County – Alcoholic Beverages – Hotel and Motel Licenses
HB 1480	Del. Parrott	Washington County – Alcoholic Beverages – Penalties
HB 1595 (Emerg)	Del. Jones	Baltimore City Community College – Realignment

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

QUORUM CALL

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

(See Roll Call No. 1274)

ADJOURNMENT

At 1:57 P.M. on motion of Delegate Frick the House adjourned until 11:00 A.M. on Legislative Day April 1, 2017, Calendar Day, Saturday, April 8, 2017.

Annapolis, Maryland
Legislative Day: April 1, 2017
Calendar Day: Saturday, April 8, 2017
11:00 A.M. Session

The House met at 11:26 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Kathy Szeliga of Baltimore and Harford Counties.

QUORUM CALL

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

(See Roll Call No. 1275)

EXCUSED:

Del. Brooks – left early – personal

Del. Fisher – funeral

Del. Gutierrez – late – personal

Del. Valentino-Smith – business

The Journal of April 7, 2017 was read and approved.

YEAS AND NAYS NO. 17

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 78	Del. Korman	State Government – Maryland Manual – Revisions (Maryland Manual Modernization Act)
HB 108	St. Mary's County Delegation	St. Mary's County – Regulation of Animals – Dogs
HB 109	St. Mary's County Delegation	St. Mary's County – Farm Fences – Repeal

NUMBER	SPONSOR	CONTENT
HB 163	St. Mary's County Delegation	St. Mary's County – Mobile Home Parks – Repeal
HB 187	St. Mary's County Delegation	St. Mary's County – Foxes and Hounds – Repeal of Provisions
HB 209	St. Mary's County Delegation	St. Mary's County – Vocational Training Facility – Repeal
HB 218	Carroll County Delegation	Carroll County – Huckster, Hawker, or Peddler License – Repeal
HB 243	St. Mary's County Delegation	St. Mary's County – Auditing Requirements – Repeal
HB 249	Carroll County Delegation	Carroll County – Mechanical Musical Devices – Licensing Requirements – Repeal
HB 310	Montgomery County Delegation	Montgomery County – Deer Hunting – Sundays MC 21–17
HB 313	Montgomery County Delegation	Montgomery County – Archery Hunting – Safety Zone MC 10–17
HB 334	Del. Kramer	Local Government – Regulation of Animals – Kennel Licenses
HB 353	Del. Rosenberg	Election Law – Change in Administrative Policy Affecting Voting Rights – Notice

NUMBER	SPONSOR	CONTENT
HB 355	Montgomery County Delegation and Prince George's County Delegation	Washington Suburban Sanitary Commission – Discrimination – Prohibited MC/PG 102–17
HB 383	Del. Moon	Public Information Act – Denials of Inspection – Explanation Regarding Redaction
HB 404	St. Mary's County Delegation	St. Mary's County – Land Records – Repeal
HB 447	Del. Anderson	Baltimore City – Board of Municipal and Zoning Appeals – Appeals Authority
HB 477	Del. Beitzel	Natural Resources – Protection and Restoration of State-Owned Lakes
HB 485	Del. Impallaria	Harford County – Alcoholic Beverages – Common Direct or Indirect Sharing of Profit
HB 557	Del. Stein	Environment – Water Management – Sediment Control at Large Redevelopment Sites
HB 655	Frederick County Delegation	Frederick County – Hunting – Nongame Birds and Mammals
HB 664	Del. Reilly	State Government – Display of the POW/MIA Flag on State Building Grounds
HB 758	Del. Beitzel	Garrett County – Payment to Rescue Squads
HB 837	Del. McIntosh	Baltimore City – Alcoholic Beverages – Beer, Wine, and Liquor Tasting License
HB 898	Del. Ebersole	Election Law – Campaign Finance – Coordinated Expenditures

NUMBER	SPONSOR	CONTENT
HB 912	Del. Morales	St Brd of Exmnrs of Psychologists – Crmnl History Records Checks – Rnwls and Reinstatements
HB 971	Del. Ebersole	James W. Hubbard Inclusive Higher Education Grant Program
HB 1031	Del. Pena–Melnyk	State Board of Pharmacy – Registered Pharmacy Technicians – Exemption for Pharmacy Students
HB 1475	Del. A. Washington	Residential Boarding Education Programs for At–Risk Youth – Eligibility
HB 1626	Del. Ali	Elec Lw – Early Voting – Registered Voter Updating the Voter’s Address on an Existing Rgstrtn

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

YEAS AND NAYS NO. 18

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 290	Del. Grammer	Maryland Transportation Authority – Third Generation–Electronic Toll Collection System
HB 522	Del. Barron	Md Inst for Emrgncy Med Srvcs Sstms – Automated External Defibrillators – Stdy (The Joe Sheya Act)

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

MESSAGE FROM THE SENATE

INTRODUCTORY SENATE BILLS NO. 48

Senate Bill 525 – Senators Lee, Benson, Feldman, Kagan, Kelley, King, Madaleno, Manno, Nathan–Pulliam, Peters, Pinsky, Robinson, Rosapepe, Smith, Young, and Zucker

AN ACT concerning

Maryland Personal Information Protection Act – Revisions

FOR the purpose of requiring a certain business, when destroying an employee’s or a former employee’s records that contain certain personal information of the employee or former employee, to take certain steps to protect against unauthorized access to or use of the information; altering the circumstances under which a certain business that owns, licenses, or maintains computerized data that includes certain personal information of an individual residing in the State must conduct a certain investigation and notify certain persons of a breach of the security of a system; specifying the time at which certain notice must be given; authorizing a certain business to provide a certain required notice in a certain manner under certain circumstances; providing that a certain business and a certain affiliate that comply with a certain federal law shall be deemed to be in compliance with certain provisions of law; defining a certain term; altering certain definitions; providing for a delayed effective date; and generally relating to the protection of personal information contained in the records of businesses, owned or licensed by businesses, or included in computerized data owned, licensed, or maintained by businesses.

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 14–3501, 14–3502, 14–3504, and ~~14–3506~~ 14–3507
Annotated Code of Maryland
(2013 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,
Article – Commercial Law
Section 14–3503, 14–3505, ~~14–3507~~ 14–3506, and 14–3508
Annotated Code of Maryland
(2013 Replacement Volume and 2016 Supplement)

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

Senate Bill 727 – Senators Smith, Astle, Feldman, Ferguson, Guzzone, Kagan, Kelley, King, Lee, Madaleno, Manno, Muse, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Young, and Zucker

AN ACT concerning

Criminal Procedure – Firearms – ~~Transfer~~ Notification

FOR the purpose of requiring a State's Attorney to notify the court at a certain time that a conviction prohibits a person from possessing a certain firearm under certain provisions of law; requiring a court to inform a person convicted of a certain offense that the person is prohibited from possessing a certain firearm under certain provisions of law; requiring the court to advise the person that certain proof must be provided to the Department of Public Safety and Correctional Services that certain firearms owned by the person or in the person's possession have been transferred from the person's possession; providing for the procedure to transfer certain firearms; requiring a person accepting a transferred firearm to issue a certain notice or proof of transfers; requiring a person who is subject to a certain order to file certain proof with the Department of Public Safety and Correctional Services or attest certain facts to the Department within a certain period; authorizing the disposal of a certain firearm under certain circumstances; providing an exception for a certain person from a prohibition against carrying, transporting, or possessing a certain firearm under certain circumstances; providing that the failure to receive a certain notification is not grounds for certain relief or a defense for certain criminal violations; defining certain terms; and generally relating to firearms.

BY adding to

Article – Criminal Procedure
Section 6–234
Annotated Code of Maryland
(2008 Replacement Volume and 2016 Supplement)

~~BY adding to~~

~~Article – Public Safety
Section 5–133(f)
Annotated Code of Maryland
(2011 Replacement Volume and 2016 Supplement)~~

~~BY repealing and reenacting, with amendments,~~

~~Article – Public Safety
Section 5–205(e)
Annotated Code of Maryland
(2011 Replacement Volume and 2016 Supplement)~~

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

Senate Bill 915 – Senator Guzzone

AN ACT concerning

Real Property Tax – Assessment Appeals Process – Dwellings

FOR the purpose of requiring a hearing on an appeal to a supervisor of assessments concerning the value or classification of ~~real property~~ a certain dwelling to occur within a certain period of time after the Department of Assessments and Taxation receives the ~~appeal~~; appeal, unless the property owner requests a postponement; ~~allowing a hearing to occur on a later date if the supervisor and the person who has appealed the value or classification agree to the later date~~; requiring the supervisor to give written notice of the final value or classification of a certain dwelling to the person who has appealed or filed a petition for review within a certain period of time after the hearing; ~~allowing the person who has appealed or filed a petition for review to immediately appeal to the property tax assessment appeals board if the supervisor fails to timely provide the notice of final value or classification~~; ~~providing that the value of the real property shall remain the same until the property tax assessment appeal board makes a decision if the supervisor fails to timely provide the notice of final value or classification~~; requiring a property tax assessment appeal board to hold a hearing regarding a certain dwelling within a certain period of time after receiving a request for an ~~appeal~~; appeal, unless the property owner requests a postponement; requiring a property tax assessment appeal board to send an order or notice of assessment for a certain dwelling to the person making the appeal no later than a certain number of days after the hearing on the appeal; providing for a delayed effective date; and generally relating to the real property tax assessment appeals process.

BY repealing and reenacting, without amendments,

Article – Tax – Property

Section 8–401(a) and (b) and 8–404

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 8–405, 8–407, 14–509, and 14–511

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

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

AMENDED IN THE SENATE

House Bill 371 – The Speaker (By Request – Administration) and Delegates Adams, Afzali, Arentz, Aumann, Beitzel, Carozza, Cassilly, Ciliberti, Clark, Cluster, Flanagan, Folden, Ghrist, Grammer, Hornberger, Jacobs, Kipke, Kittleman, Krebs, Long, Malone, Mautz, McComas, McConkey, McKay, McMillan, Metzgar, Miele, Parrott, Reilly, Rey, Rose, Saab, Simonaire, Szeliga, Vogt, West, B. Wilson, and Wivell

AN ACT concerning

**Vehicle Laws – Drunk and Drugged Driving – Subsequent Offenders –~~Felonies~~
(Repeat Drunk Driving Offenders Act of 2017)**

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

HB0371/908374/1

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 371
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Vehicle Laws –”; in the same line, after “Offenders” insert “and Punitive Damages”; strike beginning with “increasing” in line 4 down through “have” in line 5 and substitute “providing that a person who causes personal injury or wrongful death while operating or attempting to operate a motor vehicle and who has a certain alcohol concentration in the person’s blood or breath or who refuses to submit to a certain test for alcohol concentration is liable for punitive damages under certain circumstances; requiring a party who seeks to recover punitive damages under this Act to plead certain facts with particularity; providing for a standard of proof of clear and convincing evidence for a claim of punitive damages under this Act; providing that punitive damages under this Act may not be awarded in the absence of an award of compensatory damages; providing that evidence of a defendant’s financial means is not admissible until there has been a finding of liability and that punitive damages under this Act are supportable under the facts; limiting liability for punitive damages under this Act to the person operating or attempting to operate the motor vehicle; prohibiting an individual from committing a certain drunk and drugged driving offense if the individual has”; and in line 8, strike “requiring a certain notice” and substitute “making a certain drunk and drugged driving offense a felony; defining a certain term”.

On page 2, in line 1, after “4–301(b)(26)” insert “and 10–913.1”; and after line 18, insert:

“BY repealing and reenacting, with amendments,

Article – Transportation

Section 21–902(a) through (d)

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

(As enacted by Chapter _____ (S.B. 165) of the Acts of the General Assembly of 2017)".

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 28 on page 2 through line 15 on page 3, inclusive, and substitute:

"10-913.1.

(A) IN THIS SECTION, "MOTOR VEHICLE" HAS THE MEANING STATED IN § 11-135 OF THE TRANSPORTATION ARTICLE.

(B) THIS SECTION DOES NOT AFFECT THE PROVISIONS OF:

(1) THE LOCAL GOVERNMENT TORT CLAIMS ACT UNDER TITLE 5, SUBTITLE 3 OF THIS ARTICLE; OR

(2) THE MARYLAND TORT CLAIMS ACT UNDER TITLE 12, SUBTITLE 1 OF THE STATE GOVERNMENT ARTICLE.

(C) SUBJECT TO THE PROVISIONS OF THIS SECTION, IN ADDITION TO ANY LIABILITY FOR ACTUAL DAMAGES, A PERSON IS LIABLE FOR PUNITIVE DAMAGES IF THE PERSON:

(1) (I) CAUSES PERSONAL INJURY OR WRONGFUL DEATH WHILE OPERATING OR ATTEMPTING TO OPERATE A MOTOR VEHICLE WHILE HAVING AN ALCOHOL CONCENTRATION OF 0.15 OR MORE AS MEASURED BY GRAMS OF ALCOHOL PER 100 MILLILITERS OF BLOOD OR GRAMS OF ALCOHOL PER 210 LITERS OF BREATH; OR

(II) 1. CAUSES PERSONAL INJURY OR WRONGFUL DEATH WHILE OPERATING OR ATTEMPTING TO OPERATE A MOTOR VEHICLE;

2. IS DETAINED BY A POLICE OFFICER WHO HAS REASONABLE GROUNDS TO BELIEVE THAT THE PERSON HAS BEEN OPERATING OR ATTEMPTING TO OPERATE A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF ALCOHOL, WHILE IMPAIRED BY ALCOHOL, OR IN VIOLATION OF § 16-813 OF THE TRANSPORTATION ARTICLE; AND

3. REFUSES TO SUBMIT TO A CHEMICAL TEST TO DETERMINE ALCOHOL CONCENTRATION; AND

(2) WITHIN THE PAST 10 YEARS, WAS CONVICTED:

(I) UNDER § 21–902 OF THE TRANSPORTATION ARTICLE;

(II) UNDER § 2–503, § 2–504, § 2–505, § 2–506, OR § 3–211 OF THE CRIMINAL LAW ARTICLE; OR

(III) FOR AN OFFENSE COMPARABLE TO THE OFFENSES SPECIFIED IN ITEM (I) OR (II) OF THIS ITEM UNDER A FEDERAL OR OTHER STATE STATUTE.

(D) A CLAIM FOR PUNITIVE DAMAGES UNDER THIS SECTION:

(1) SHALL BE PLEADED, BY COMPLAINT OR AMENDMENT, WITH FACTS SUPPORTING THE CLAIM WITH SUFFICIENT PARTICULARITY TO ESTABLISH THAT THE PARTY MAY BE ENTITLED TO PUNITIVE DAMAGES UNDER THIS SECTION;

(2) SHALL BE PROVEN BY CLEAR AND CONVINCING EVIDENCE;

(3) MAY NOT BE AWARDED IN THE ABSENCE OF AN AWARD OF COMPENSATORY DAMAGES; AND

(4) SHALL COMPLY WITH THE PROVISIONS OF § 10–913 OF THIS SUBTITLE.

(E) LIABILITY FOR PUNITIVE DAMAGES UNDER THIS SECTION SHALL BE LIMITED SOLELY TO THE PERSON OPERATING OR ATTEMPTING TO OPERATE THE MOTOR VEHICLE.

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

Article – Courts and Judicial Proceedings

4-302.

(a) Except as provided in § 4-301(b)(2), (6), (7), (8), (9), (10), (11), (12), (13), (14), (15), (16), (17), (18), (19), (20), (21), (22), (23), (24), [and] (25), AND (26) of this subtitle, the District Court does not have jurisdiction to try a criminal case charging the commission of a felony.

(d) (1) Except as provided in paragraph (2) of this subsection, the jurisdiction of the District Court is concurrent with that of the circuit court in a criminal case:

(i) In which the penalty may be confinement for 3 years or more or a fine of \$2,500 or more; or

(ii) That is a felony, as provided in § 4-301(b)(2), (6), (7), (8), (9), (10), (11), (12), (13), (14), (15), (16), (17), (18), (19), (20), (21), (22), (23), (24), [and] (25), AND (26) of this subtitle.”.

On page 3, after line 23, insert:

“Article – Courts and Judicial Proceedings

4-301.

(b) Except as provided in § 4-302 of this subtitle, the District Court also has exclusive original jurisdiction in a criminal case in which a person at least 18 years old or a corporation is charged with:

(24) Violation of § 11-721 of Criminal Procedure Article as a second or subsequent offense; [or]

(25) Violation of § 11-303(b) of the Criminal Law Article; OR

(26) VIOLATION OF § 21-902 OF THE TRANSPORTATION ARTICLE THAT IS PUNISHABLE UNDER § 27-116 OF THE TRANSPORTATION ARTICLE.”.

AMENDMENT NO. 3

On page 4, in lines 8 and 31, in each instance, strike “or subsequent”; in lines 11, 15, and 33, in each instance, strike “subsequent” and substitute “**THIRD**”; and strike in their entirety lines 18 through 22, inclusive.

On page 5, in lines 4 and 30, in each instance, strike “subsequent” and substitute “**THIRD**”; strike in their entirety lines 9 through 13, inclusive; and in lines 20 and 28, in each instance, strike “or subsequent”.

On page 6, strike in their entirety lines 1 through 5, inclusive; strike beginning with “**SUBJECT**” in line 7 down through “**BOTH**” in line 11 and substitute “**A PERSON MAY NOT VIOLATE ANY PROVISION OF § 21-902 OF THIS ARTICLE**”; strike beginning with “**COURT**” in line 21 down through “**EARLIER**” in line 26 and substitute “**PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 10 YEARS OR A FINE NOT EXCEEDING \$10,000 OR BOTH**”.

On page 7, strike in their entirety lines 8 through 27, inclusive, and substitute:

“(a) (1) (i) A person may not drive or attempt to drive any vehicle while under the influence of alcohol.

(ii) A person may not drive or attempt to drive any vehicle while the person is under the influence of alcohol per se.

(iii) A person convicted of a violation of this paragraph is subject to:

1. For a first offense, imprisonment not exceeding 1 year or a fine not exceeding \$1,000 or both;

2. For a second offense, imprisonment not exceeding 2 years or a fine not exceeding \$2,000 or both; and

3. For a third [or subsequent] offense, imprisonment not exceeding 3 years or a fine not exceeding \$3,000 or both.

(iv) For the purpose of determining subsequent offender penalties for a violation of this paragraph, a prior conviction under this subsection or subsection (b), (c),

or (d) of this section, within 5 years before the conviction for a violation of this paragraph, shall be considered a prior conviction.

(2) (i) A person may not violate paragraph (1) of this subsection while transporting a minor.

(ii) A person convicted of a violation of this paragraph is subject to:

1. For a first offense, imprisonment not exceeding 2 years or a fine not exceeding \$2,000 or both;

2. For a second offense, imprisonment not exceeding 3 years or a fine not exceeding \$3,000 or both; and

3. For a third [or subsequent] offense, imprisonment not exceeding 4 years or a fine not exceeding \$4,000 or both.

(iii) For the purpose of determining subsequent offender penalties for a violation of this paragraph, a prior conviction under this paragraph or subsection (b)(2), (c)(2), or (d)(2) of this section shall be considered a prior conviction.

(b) (1) (i) A person may not drive or attempt to drive any vehicle while impaired by alcohol.

(ii) A person convicted of a violation of this paragraph is subject to:

1. For a first offense, imprisonment not exceeding 2 months or a fine not exceeding \$500 or both;

2. For a second offense, imprisonment not exceeding 1 year or a fine not exceeding \$500 or both; and

3. For a third [or subsequent] offense, imprisonment not exceeding 3 years or a fine not exceeding \$3,000 or both.

(iii) For the purpose of determining subsequent offender penalties for a violation of this paragraph, a prior conviction under this subsection or subsection (a), (c), or (d) of this section shall be considered a prior conviction.

(2) (i) A person may not violate paragraph (1) of this subsection while transporting a minor.

(ii) A person convicted of a violation of this paragraph is subject to:

1. For a first offense, imprisonment not exceeding 6 months or a fine not exceeding \$1,000 or both;

2. For a second offense, imprisonment not exceeding 1 year or a fine not exceeding \$2,000 or both; and

3. For a third [or subsequent] offense, imprisonment not exceeding 4 years or a fine not exceeding \$4,000 or both.

(iii) For the purpose of determining subsequent offender penalties for a violation of this paragraph, a prior conviction under this paragraph or subsection (a)(2), (c)(2), or (d)(2) of this section shall be considered a prior conviction.

(c) (1) (i) A person may not drive or attempt to drive any vehicle while so far impaired by any drug, any combination of drugs, or a combination of one or more drugs and alcohol that the person cannot drive a vehicle safely.

(ii) A person convicted of a violation of this paragraph is subject to:

1. For a first offense, imprisonment not exceeding 2 months or a fine not exceeding \$500 or both;

2. For a second offense, imprisonment not exceeding 1 year or a fine not exceeding \$500 or both; and

3. For a third [or subsequent] offense, imprisonment not exceeding 3 years or a fine not exceeding \$3,000 or both.

(iii) For the purpose of determining subsequent offender penalties for a violation of this paragraph, a prior conviction under this subsection or subsection (a), (b), or (d) of this section shall be considered a prior conviction.

(iv) It is not a defense to any charge of violating this subsection that the person charged is or was entitled under the laws of this State to use the drug,

combination of drugs, or combination of one or more drugs and alcohol, unless the person was unaware that the drug or combination would make the person incapable of safely driving a vehicle.

(2) (i) A person may not violate paragraph (1) of this subsection while transporting a minor.

(ii) A person convicted of a violation of this paragraph is subject to:

1. For a first offense, imprisonment not exceeding 6 months or a fine not exceeding \$1,000 or both;

2. For a second offense, imprisonment not exceeding 1 year or a fine not exceeding \$2,000 or both; and

3. For a third [or subsequent] offense, imprisonment not exceeding 4 years or a fine not exceeding \$4,000 or both.

(iii) For the purpose of determining subsequent offender penalties for a violation of this paragraph, a prior conviction under this paragraph or subsection (a)(2), (b)(2), or (d)(2) of this section shall be considered a prior conviction.

(d) (1) (i) A person may not drive or attempt to drive any vehicle while the person is impaired by any controlled dangerous substance, as that term is defined in § 5–101 of the Criminal Law Article, if the person is not entitled to use the controlled dangerous substance under the laws of this State.

(ii) A person convicted of a violation of this paragraph is subject to:

1. For a first offense, imprisonment not exceeding 1 year or a fine not exceeding \$1,000 or both;

2. For a second offense, imprisonment not exceeding 2 years or a fine not exceeding \$2,000 or both; and

3. For a third [or subsequent] offense, imprisonment not exceeding 3 years or a fine not exceeding \$3,000 or both.

(iii) For the purpose of determining subsequent offender penalties for a violation of this paragraph, a prior conviction under this subsection or subsection (a), (b), or (c) of this section, within 5 years before the conviction for a violation of this paragraph, shall be considered a prior conviction.

(2) (i) A person may not violate paragraph (1) of this subsection while transporting a minor.

(ii) A person convicted of a violation of this paragraph is subject to:

1. For a first offense, imprisonment not exceeding 2 years or a fine not exceeding \$2,000 or both;

2. For a second offense, imprisonment not exceeding 3 years or a fine not exceeding \$3,000 or both; and

3. For a third [or subsequent] offense, imprisonment not exceeding 4 years or a fine not exceeding \$4,000 or both.

(iii) For the purpose of determining subsequent offender penalties for a violation of this paragraph, a prior conviction under this paragraph or subsection (a)(2), (b)(2), or (c)(2) of this section shall be considered a prior conviction.

(H) (1) A PERSON MAY NOT VIOLATE SUBSECTION (A), (B), (C), OR (D) OF THIS SECTION IF THE PERSON HAS PREVIOUSLY BEEN CONVICTED OF:

(I) THREE OR MORE VIOLATIONS OF SUBSECTION (A), (B), (C), OR (D) OF THIS SECTION; OR

(II) A VIOLATION OF § 2-209, § 2-210, § 2-503, § 2-504, § 2-505, § 2-506, OR § 3-211 OF THE CRIMINAL LAW ARTICLE.

(2) FOR PURPOSES OF THIS SUBSECTION, A CONVICTION FOR A CRIME UNDER THE LAWS OF ANY STATE OR THE UNITED STATES THAT WOULD BE A CRIME INCLUDED IN PARAGRAPH (1) OF THIS SUBSECTION IF COMMITTED IN THIS STATE SHALL BE CONSIDERED A PRIOR CONVICTION UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(3) A PERSON WHO VIOLATES THIS SUBSECTION IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 10 YEARS OR A FINE NOT EXCEEDING \$10,000 OR BOTH.

SECTION 5. AND BE IT FURTHER ENACTED, That 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 cause of action arising before the effective date of this Act.”;

and in line 30, strike “5.” and substitute “6.”.

On page 8, in line 1, strike “Sections 1 and” and substitute “Section”; in line 3, strike “6.” and substitute “7.”; and in line 4, strike “5” and substitute “6”.

The preceding 3 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB0371**
SPONSOR: Speaker, et al
SUBJECT: Vhcl Lws – Drunk and Drugged Drvg – Sbsqnt Offdrs (Rpt Drunk Drvg Offdrs Act of 2017)

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:

Delegate Sydnor, Chair
Delegate Dumais
Delegate Malone

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

AMENDED IN THE SENATE

House Bill 616 – Delegates Atterbeary, Angel, Barkley, Barve, Clippinger, Cullison, Davis, Dumais, Ebersole, Hayes, Healey, Hettleman, Hill, C. Howard, Kelly, Korman, Kramer, R. Lewis, Lierman, Lisanti, Luedtke, McCray, Moon, Morales, Patterson, Pena–Melnik, Queen, Robinson, Sanchez, Turner, Valderrama, Valentino–Smith, Waldstreicher, A. Washington, ~~and M. Washington~~ M. Washington, Tarlau, Ali, and Wilkins

AN ACT concerning

Education – Pregnant and Parenting Students – Attendance Policy

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

HB0616/444532/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 616

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “that” in line 5 down through “site” in line 12.

AMENDMENT NO. 2

On page 2, in line 6, strike “**AS PROVIDED UNDER**” and substitute “**IF TAKEN IN ACCORDANCE WITH A POLICY ADOPTED BY A COUNTY BOARD UNDER SUBSECTION (B) OF**”; and strike beginning with “**THAT**” in line 8 down through “**SECTION**” in line 9.

On pages 2 and 3, strike in their entirety the lines beginning with line 10 on page 2 through line 16 on page 3, inclusive.

The preceding 2 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB0616**
SPONSOR: Delegate Atterbeary, et al

SUBJECT: Education – Pregnant and Parenting Students – Attendance Policy

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,

Sylvia Siegert
Chief Clerk

Read and adopted.

AMENDED IN THE SENATE

House Bill 824 – Chair, Health and Government Operations Committee

AN ACT concerning

State Board of Morticians and Funeral Directors – Sunset Extension and Program Evaluation

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

HB0824/264534/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 824

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 9 down through “Oversight;” in line 11; strike beginning with “and” in line 13 down through “Assembly” in line 14; in line 16, after “efforts” insert “and the comparability of a certain provision of law to certain laws and regulations in other states”; and strike in their entirety lines 19 through 23, inclusive.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 13 on page 2 through line 3 on page 3.

AMENDMENT NO. 3

On page 3, in line 8, strike “**2023**” and substitute “**2028**”; and in line 15, strike “**2021**” and substitute “**2026**”.

AMENDMENT NO. 4

On page 3, after line 15, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That on or before November 1, 2017, the State Board of Morticians and Funeral Directors shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2–1246 of the State Government Article, regarding the comparability of § 5–513(g)(2)(i) of the Health – General Article to the laws and regulations of other states. The report shall include a survey of other states, if any, that conduct inspections, either announced or unannounced, of out-of-state facilities to which the body of a decedent may be transported.”;

and in line 24, strike “2.” and substitute “3.”.

On pages 3 and 4, strike beginning with “and” in line 32 on page 3 down through “Committee” in line 2 on page 4.

On page 4, strike in their entirety lines 10 through 19, inclusive; and strike in their entirety lines 27 and 28 and substitute:

“(2) Board efforts to:

(i) ensure sufficient staff resources;

(ii) work with the Department of Health and Mental Hygiene to facilitate Board record keeping and improve the Board’s Web site;

(iii) work to improve the negative perception of the Board by some licensees; and

(iv) further enhance communications with the industry”.

The preceding 4 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB0824**
 SPONSOR: Chair, Health and Government Operations Committee
 SUBJECT: State Board of Morticians and Funeral Directors – 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:

Delegate Kelly, Chair
 Delegate Cullison
 Delegate McDonough

Said Bill is returned herewith.

By Order,

Sylvia Siegert
 Chief Clerk

Read and adopted.

AMENDED IN THE SENATE

House Bill 1256 – Delegates Jalisi, Haynes, and Proctor

AN ACT concerning

~~Juveniles – Strip Search – Limitations~~
Department of Juvenile Services – Implementation of Task Force
Recommendations – Report

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

HB1256/148977/1

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 1256

(Third Reading File Bill)

On page 2, in line 14, after “(a)” insert “(1)”; in the same line, strike “provide” and substitute “prepare”; in lines 18, 19, 20, 21, 22, 24, 25, and 29, strike “(b)”, “(1)”, “(i)”, “(ii)”, “(2)”, “(i)”, “(ii)”, and “(c)”, respectively, and substitute “(2)”, “(i)”, “1.”, “2.”, “(ii)”, “1.”, “2.”, and “(b)”, respectively; in line 18, strike “The” and substitute “In preparing the report required under this section, the”; in line 21, strike “and”; strike in their entirety lines 26 through 28, inclusive, and substitute:

“3. a detailed description of each item recovered from the child, including from where the item was recovered;

4. the gender, race, and age of each child; and

5. the date, time, and location of the search; and

(iii) the collection of data related to the use of mechanical restraints during transportation, including:

1. the number of times mechanical restraints are used during transportation;

2. the travel date, start and end times, and address of the original destination; and

3. the gender, race, and age of each child.”;

in line 30, strike “report” and substitute “submit”; in line 31, after “Assembly” insert “the report”; and strike beginning with “to” in line 31 down through “(b)” in line 33 and substitute “and the information specified in subsection (a)(2)”.

The preceding amendment was read and not concurred in.

MESSAGE TO THE SENATE

BILL:

HB1256

SPONSOR: Delegate Jalisi, et al
SUBJECT: Department of Juvenile Services – Implementation of Task Force
Recommendations – Report

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:

Delegate Sanchez, Chair
Delegate Conaway
Delegate McComas

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

MESSAGE TO THE HOUSE OF DELEGATES

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

BILL: **SB0154**
SPONSOR: Senator King, et al
SUBJECT: Vehicle Laws – School Bus Monitoring Cameras – Civil Penalty

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:

Senator Brochin, Chair
Senator Norman
Senator Smith

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB0154**
SPONSOR: Senator King, et al
SUBJECT: Vehicle Laws – School Bus Monitoring Cameras – Civil Penalty

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:

Senator Brochin, Chairman
Senator Norman
Senator Smith.

The House appoints:

Delegate Beidle, Chair
Delegate Folden
Delegate Wivell

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

MESSAGE TO THE HOUSE OF DELEGATES

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

BILL: **SB0548**
SPONSOR: Chair, Education, Health, and Environmental Affairs Committee
SUBJECT: State Board of Morticians and Funeral Directors – Sunset
Extension and Program Evaluation

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

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB0548**
SPONSOR: Chair, Education, Health, and Environmental Affairs Committee
SUBJECT: State Board of Morticians and Funeral Directors – 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 and respectfully requests the Senate to reconsider and concur.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Kelly, Chair
Delegate Cullison
Delegate McDonough

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

QUORUM CALL

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

(See Roll Call No. 1276)

CALENDAR OF THIRD READING HOUSE BILLS NO. 113

House Bill 359 – Delegates Angel, Anderson, Bromwell, Carr, Davis, Dumais, Gutierrez, Hettleman, Hill, C. Howard, Korman, Lierman, Luedtke, Malone, McCray, McIntosh, Moon, Oaks, Pena-Melnyk, Queen, Sydnor, M. Washington, C. Wilson, and R. Lewis

AN ACT concerning

~~Child Neglect – Reporting – Commission of Crime of Violence in Presence of~~
~~Minor~~

Family Law – Child Abuse and Neglect – Mental Injury

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1277)

The Bill was then sent to the Senate.

House Bill 648 – Delegates Hixson, Patterson, Turner, and M. Washington

AN ACT concerning

Income Tax Credit – Class F Vehicles – Modification and Extension

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

Affirmative – 133 Negative – 4 (See Roll Call No. 1278)

The Bill was then sent to the Senate.

House Bill 838 – Delegate McIntosh (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Residential Ground Leases – Abandoned Property

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1279)

The Bill was then sent to the Senate.

House Bill 1308 – Delegate Branch

AN ACT concerning

Electricity – Construction of Overhead Transmission Lines – Condemnation Authority

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

Affirmative – 109 Negative – 29 (See Roll Call No. 1280)

The Bill was then sent to the Senate.

House Bill 1369 – Delegates Proctor, Angel, Atterbeary, Barron, Chang, Clark, Conaway, Dumais, Frush, Haynes, C. Howard, Jackson, Moon, Pena-Melnyk, Queen, Sanchez, Sophocleus, Vallario, and C. Wilson

AN ACT concerning

Condominiums and Homeowners Associations – Sales of Common Elements and Common Areas

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1281)

The Bill was then sent to the Senate.

House Bill 1570 – ~~Prince~~ Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

~~Prince~~ Maryland–Washington Regional District – Prince George’s County – Municipal Authority to Regulate Fences

~~PG 418-17~~ MC/PG 111-17

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1282)

The Bill was then sent to the Senate.

APPROPRIATIONS COMMITTEE REPORT NO. 27

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

House Bill 981 – Allegany County Delegation

AN ACT concerning

Correctional Officers' Retirement System – Membership

HB0981/594765/1

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 981

(First Reading File Bill)

On page 3, in line 5, strike “OR”; and in line 7, after the second “SUPERVISOR” insert
“; OR

(V) A RECREATION OFFICER OR SUPERVISOR”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1291 – Delegates B. Barnes, Anderson, Atterbeary, Barron, Dumais,
Hettleman, Korman, Lierman, Morales, Rosenberg, Sydnor, and
Valentino-Smith**

AN ACT concerning

Maryland Legal Services Corporation Funding – Abandoned Property Funds

HB1291/744861/1

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 1291

(First Reading File Bill)

On page 2, in line 4, strike “**\$3,000,000**” and substitute “**\$2,000,000**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 734 – Senators Kasemeyer, Guzzone, King, Lee, Manno, Peters, ~~and Smith~~ Smith, Ferguson, Madaleno, and McFadden

AN ACT concerning

Sexual Assault Victims Resources Act of 2017

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 856 – Senators Guzzone, Eckardt, Kagan, Madaleno, Manno, and Mathias

AN ACT concerning

Maryland Legal Services Corporation Funding – Abandoned Property Funds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1027 – Senator Manno

AN ACT concerning

**Courts – Action for Violation of Collective Bargaining Agreement or Breach of
Duty of Fair Representation – Limitations Period**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 1148 – ~~Senator Ferguson~~ Senators Ferguson, Astle, Feldman, Hershey,
Jennings, Mathias, Reilly, and Rosapepe**

AN ACT concerning

**Maryland Stadium Authority – Maryland Sports and Affiliated Foundations –
Establishment**

SB1148/594668/1

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 1148

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 18, after “policies;” insert “requiring the State Ethics Commission to review certain policies that pertain to conflicts of interest and, if appropriate, to approve the policies;”.

On page 2, in line 2, after “foundation;” insert “prohibiting an official or employee of the Authority who serves in certain capacities for an affiliated foundation from being compensated by the affiliated foundation; authorizing an official or employee of the Authority who serves in certain capacities for an affiliated foundation to be reimbursed for certain expenses incurred in serving in certain capacities for an affiliated foundation; requiring the Authority to notify the Commission in a certain manner whenever the Authority permits an official or employee of the Authority to serve in certain capacities for an affiliated foundation; requiring the Commission to notify the Authority within a certain time of any objections or concerns pertaining to a certain notice; requiring the Authority to reexamine a certain matter on receipt of a certain notice; requiring the Authority to report annually to the Governor, the Legislative Policy Committee, and the Commission on certain information;”.

AMENDMENT NO. 2

On page 4, after line 23, insert:

“(3) THE STATE ETHICS COMMISSION SHALL REVIEW THE POLICIES THE AUTHORITY DEVELOPS UNDER PARAGRAPH (1) OF THIS SUBSECTION THAT PERTAIN TO CONFLICTS OF INTEREST AND, IF APPROPRIATE, APPROVE THEM TO GOVERN AN OFFICIAL OR EMPLOYEE OF THE AUTHORITY ALSO SERVING AS A DIRECTOR OR OFFICIAL OF AN AFFILIATED FOUNDATION.”.

On page 5, in line 5, after “(F)” insert “(1)”; in line 6, after “FROM” insert “ALSO”; in line 7, strike the first comma and substitute “OR”; in the same line, strike “, OR AN EMPLOYEE”; and after line 8, insert:

“(2) AN OFFICIAL OR EMPLOYEE OF THE AUTHORITY WHO SERVES AS A DIRECTOR OR OFFICIAL OF AN AFFILIATED FOUNDATION ORGANIZED UNDER THIS SECTION:

(I) MAY NOT BE COMPENSATED, DIRECTLY OR INDIRECTLY, BY THE AFFILIATED FOUNDATION; AND

(II) MAY BE REIMBURSED FOR BONA FIDE EXPENSES INCURRED IN THE PERFORMANCE OF ACTIVITIES UNDERTAKEN ON BEHALF OF THE AFFILIATED FOUNDATION AS AUTHORIZED BY THE BOARD OF DIRECTORS OF THAT AFFILIATED FOUNDATION AND BY THE AUTHORITY.

(3) (I) THE AUTHORITY SHALL NOTIFY THE STATE ETHICS COMMISSION IN WRITING WHENEVER THE AUTHORITY PERMITS AN OFFICIAL OR EMPLOYEE OF THE AUTHORITY TO SERVE AS A DIRECTOR OR OFFICIAL OF AN AFFILIATED FOUNDATION.

(II) WITHIN 30 DAYS AFTER RECEIPT OF THE NOTICE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE STATE ETHICS COMMISSION SHALL NOTIFY THE AUTHORITY OF ANY OBJECTIONS OR CONCERNS PERTAINING TO THE JOINT SERVICE IDENTIFIED IN THE NOTICE.

(III) ON RECEIPT OF A NOTICE FROM THE STATE ETHICS COMMISSION UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE AUTHORITY SHALL REEXAMINE THE MATTER.

(4) THE AUTHORITY SHALL REPORT ANNUALLY TO THE GOVERNOR, THE LEGISLATIVE POLICY COMMITTEE OF THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, AND THE STATE ETHICS COMMISSION:

(I) THE NAMES OF THE OFFICIALS AND EMPLOYEES SERVING AS A DIRECTOR OR OFFICIAL OF AN AFFILIATED FOUNDATION; AND

(II) HOW THE POLICIES AND PROCEDURES ADOPTED UNDER SUBSECTION (C) OF THIS SECTION HAVE BEEN IMPLEMENTED IN THE PRECEDING YEAR.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 26

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

House Bill 240 – Delegate Walker

AN ACT concerning

**Income Tax Credit – Qualified Research and Development Expenses – Credit
Amounts**

HB0240/755468/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 240
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 13 and 18, in each instance, strike “(2010 Replacement Volume and 2016 Supplement)” and substitute “(2016 Replacement Volume)”.

AMENDMENT NO. 2

On page 2, in lines 14 and 31, after “**2016;**” insert “AND”; in line 15, strike “**\$6,000,000 IN CALENDAR YEAR 2017;**” and substitute “**\$5,500,000 IN CALENDAR YEAR 2017 AND EACH CALENDAR YEAR THEREAFTER.**”; strike in their entirety lines 16 through 18, inclusive; and in line 32, strike “**\$6,000,000 IN CALENDAR YEAR 2017;**” and substitute “**\$6,500,000 IN CALENDAR YEAR 2017 AND EACH CALENDAR YEAR THEREAFTER.**”.

On page 3, strike in their entirety lines 1 through 3, 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 Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 490 – Delegates Reznik, Fraser-Hidalgo, Barkley, Carr, Gutierrez, Jalisi, Korman, Lam, Luedtke, Patterson, Pena-Melnyk, Platt, and Sophocleus

AN ACT concerning

Income Tax Credit – Energy Storage Systems

HB0490/825669/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 490

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “allowing” in line 3 down through “term;” in line 7 and substitute “allowing a credit against the State income tax for certain costs of a taxpayer”

that installs an energy storage system and obtains a tax credit certificate from the Maryland Energy Administration; requiring the Administration to issue tax credit certificates not exceeding certain amounts; prohibiting the Administration from issuing more than a certain aggregate amount of tax credit certificates in a taxable year; requiring the Administration to approve applications for tax credit certificates in a certain manner; providing that the credit may not exceed the State income tax for the taxable year; providing that the credit may not be carried forward to another taxable year; requiring the Administration to report certain information to the Comptroller on or before a certain date each year; requiring the Administration, in consultation with the Comptroller, to adopt regulations to carry out the tax credit; defining certain terms;”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 18 on page 1 through line 26 on page 2, inclusive, and substitute:

“(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “ADMINISTRATION” MEANS THE MARYLAND ENERGY ADMINISTRATION.

(3) “ENERGY STORAGE SYSTEM” MEANS A SYSTEM USED TO STORE ELECTRICAL ENERGY, OR MECHANICAL, CHEMICAL, OR THERMAL ENERGY THAT WAS ONCE ELECTRICAL ENERGY, FOR USE AS ELECTRICAL ENERGY AT A LATER DATE OR IN A PROCESS THAT OFFSETS ELECTRICITY USE AT PEAK TIMES.

(B) SUBJECT TO THE LIMITATIONS OF THIS SECTION, A TAXPAYER THAT RECEIVES A TAX CREDIT CERTIFICATE FROM THE ADMINISTRATION MAY CLAIM A CREDIT AGAINST THE STATE INCOME TAX FOR THE TOTAL INSTALLED COSTS OF AN ENERGY STORAGE SYSTEM PAID OR INCURRED DURING THE TAXABLE YEAR.

(C) ON APPLICATION BY A TAXPAYER, THE ADMINISTRATION SHALL ISSUE A TAX CREDIT CERTIFICATE THAT MAY NOT EXCEED THE LESSER OF:

(1) (I) FOR AN ENERGY STORAGE SYSTEM INSTALLED ON A RESIDENTIAL PROPERTY, \$5,000; OR

(II) FOR AN ENERGY STORAGE SYSTEM INSTALLED ON A COMMERCIAL PROPERTY, \$150,000; OR

(2) 30% OF THE TOTAL INSTALLED COSTS OF THE ENERGY STORAGE SYSTEM.

(D) THE ADMINISTRATION MAY NOT ISSUE AN AGGREGATE AMOUNT OF TAX CREDIT CERTIFICATES EXCEEDING \$750,000 IN A TAXABLE YEAR.

(E) THE ADMINISTRATION SHALL APPROVE ALL APPLICATIONS THAT QUALIFY FOR A TAX CREDIT CERTIFICATE:

(1) ON A FIRST-COME, FIRST-SERVED BASIS; AND

(2) IN A TIMELY MANNER.

(F) (1) THE TOTAL AMOUNT OF THE CREDIT ALLOWED UNDER THIS SECTION FOR ANY TAXABLE YEAR MAY NOT EXCEED THE STATE INCOME TAX FOR THAT TAXABLE YEAR, CALCULATED BEFORE THE APPLICATION OF THE CREDITS UNDER THIS SECTION AND §§ 10-701 AND 10-701.1 OF THIS SUBTITLE, BUT AFTER THE APPLICATION OF OTHER CREDITS ALLOWABLE UNDER THIS SUBTITLE.

(2) THE UNUSED AMOUNT OF CREDIT FOR ANY TAXABLE YEAR MAY NOT BE CARRIED OVER TO ANY OTHER TAXABLE YEAR.

(G) THE CREDIT UNDER THIS SECTION MAY NOT BE CLAIMED FOR AN ENERGY STORAGE SYSTEM INSTALLED BEFORE JANUARY 1, 2018, OR AFTER DECEMBER 31, 2022.

(H) ON OR BEFORE JANUARY 31 EACH TAXABLE YEAR, THE ADMINISTRATION SHALL REPORT TO THE COMPTROLLER ON THE TAX CREDIT CERTIFICATES ISSUED UNDER THIS SECTION DURING THE PRIOR TAXABLE YEAR.

(I) THE ADMINISTRATION, IN CONSULTATION WITH THE COMPTROLLER, SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2017, and shall be applicable to all taxable years beginning after December 31, 2017.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1174 – Delegates Jackson, Barron, Knotts, McKay, Proctor, and Tarlau

AN ACT concerning

Income Tax – Subtraction Modification – Perpetual Conservation Easements

HB1174/725366/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1174

(First Reading File Bill)

On page 2, in line 2, strike “**\$250,000**” and substitute “**\$50,000**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 622 – Senators Eckardt, Bates, Cassilly, Edwards, Hershey, Hough, Jennings, Klausmeier, Middleton, Muse, Ready, Salling, Serafini, Simonaire, Waugh, and Young

AN ACT concerning

Sales and Use Tax – Tax-Free Period for Back-to-School Shopping – Sale of Backpacks and Bookbags

SB0622/655367/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 622

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “include” insert “a certain portion of the taxable price of”.

AMENDMENT NO. 2

On page 2, in line 6, strike “the sale of”; in line 7, before “any” insert “**THE SALE OF**”; in line 9, before “ANY” insert “**THE FIRST \$50 OF THE TAXABLE PRICE OF**”; and strike beginning with the comma in line 9 down through “LESS” in line 10.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 758 – Senator Guzzone

AN ACT concerning

Income Tax Credit – Energy Storage Systems**SB0758/945260/1**

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 758

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “allowing” in line 3 down through “term;” in line 7 and substitute “allowing a credit against the State income tax for certain costs of a taxpayer that installs an energy storage system and obtains a tax credit certificate from the Maryland Energy Administration; requiring the Administration to issue tax credit”

certificates not exceeding certain amounts; prohibiting the Administration from issuing more than a certain aggregate amount of tax credit certificates in a taxable year; requiring the Administration to approve applications for tax credit certificates in a certain manner; providing that the credit may not exceed the State income tax for the taxable year; providing that the credit may not be carried forward to another taxable year; requiring the Administration to report certain information to the Comptroller on or before a certain date each year; requiring the Administration, in consultation with the Comptroller, to adopt regulations to carry out the tax credit; defining certain terms;”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 18 on page 1 through line 28 on page 2, inclusive, and substitute:

“(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “ADMINISTRATION” MEANS THE MARYLAND ENERGY ADMINISTRATION.

(3) “ENERGY STORAGE SYSTEM” MEANS A SYSTEM USED TO STORE ELECTRICAL ENERGY, OR MECHANICAL, CHEMICAL, OR THERMAL ENERGY THAT WAS ONCE ELECTRICAL ENERGY, FOR USE AS ELECTRICAL ENERGY AT A LATER DATE OR IN A PROCESS THAT OFFSETS ELECTRICITY USE AT PEAK TIMES.

(B) SUBJECT TO THE LIMITATIONS OF THIS SECTION, A TAXPAYER THAT RECEIVES A TAX CREDIT CERTIFICATE MAY CLAIM A CREDIT AGAINST THE STATE INCOME TAX FOR THE TOTAL INSTALLED COSTS OF AN ENERGY STORAGE SYSTEM PAID OR INCURRED DURING THE TAXABLE YEAR.

(C) ON APPLICATION BY A TAXPAYER, THE ADMINISTRATION SHALL ISSUE A TAX CREDIT CERTIFICATE THAT MAY NOT EXCEED THE LESSER OF:

(1) (I) FOR AN ENERGY STORAGE SYSTEM INSTALLED ON A RESIDENTIAL PROPERTY, \$5,000; OR

(II) FOR AN ENERGY STORAGE SYSTEM INSTALLED ON A COMMERCIAL PROPERTY, \$150,000; OR

(2) 30% OF THE TOTAL INSTALLED COSTS OF THE ENERGY STORAGE SYSTEM.

(D) THE ADMINISTRATION MAY NOT ISSUE AN AGGREGATE AMOUNT OF TAX CREDIT CERTIFICATES EXCEEDING \$750,000 IN A TAXABLE YEAR.

(E) THE ADMINISTRATION SHALL APPROVE ALL APPLICATIONS THAT QUALIFY FOR A TAX CREDIT CERTIFICATE:

(1) ON A FIRST-COME, FIRST-SERVED BASIS; AND

(2) IN A TIMELY MANNER.

(F) (1) THE TOTAL AMOUNT OF THE CREDIT ALLOWED UNDER THIS SECTION FOR ANY TAXABLE YEAR MAY NOT EXCEED THE STATE INCOME TAX FOR THAT TAXABLE YEAR, CALCULATED BEFORE THE APPLICATION OF THE CREDITS UNDER THIS SECTION AND §§ 10-701 AND 10-701.1 OF THIS SUBTITLE, BUT AFTER THE APPLICATION OF OTHER CREDITS ALLOWABLE UNDER THIS SUBTITLE.

(2) THE UNUSED AMOUNT OF CREDIT FOR ANY TAXABLE YEAR MAY NOT BE CARRIED OVER TO ANY OTHER TAXABLE YEAR.

(G) THE CREDIT UNDER THIS SECTION MAY NOT BE CLAIMED FOR AN ENERGY STORAGE SYSTEM INSTALLED BEFORE JANUARY 1, 2018, OR AFTER DECEMBER 31, 2022.

(H) ON OR BEFORE JANUARY 31 EACH TAXABLE YEAR, THE ADMINISTRATION SHALL REPORT TO THE COMPTROLLER ON THE TAX CREDIT CERTIFICATES ISSUED UNDER THIS SECTION DURING THE PRIOR TAXABLE YEAR.

(I) THE ADMINISTRATION, IN CONSULTATION WITH THE COMPTROLLER, SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**HOUSE RULES AND EXECUTIVE NOMINATIONS COMMITTEE REPORT
NO. 21**

CONSENT NO. 10

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

Senate Bill 258 – Senator Astle

AN ACT concerning

**Income Tax – Subtraction Modification – Police Auxiliaries or Reserve
Volunteers**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

**Senate Bill 466 – Senators Kagan ~~and Middleton~~, Middleton, Astle, Benson,
Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, and
Oaks**

AN ACT concerning

**Public Safety – 9-1-1 Emergency Telephone System – ~~Revisions~~ 9-1-1 Director’s
Council
(Carl Henn’s Law)**

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

Senate Bill 676 – Senator Kelley

AN ACT concerning

Requirements for Filial Support – Repeal

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

Senate Bill 1109 – ~~Senator Madaleno~~ Senators Madaleno, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Middleton, Mathias, Oaks, Reilly, and Rosapepe

AN ACT concerning

Nursing Homes – Partial Payment for Services Provided

The Bill was re-referred to the Committee on Health and Government Operations.

**HOUSE RULES AND EXECUTIVE NOMINATIONS COMMITTEE REPORT
NO. 22**

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

House Joint Resolution 10 – Delegates Barve and Stein

A House Joint Resolution concerning

**Chesapeake Bay Restoration – Federal Budget Blueprint Funding Reductions –
Rescission Request**

HJ0010/183121/1

BY: House Rules and Executive Nominations Committee

AMENDMENT TO HOUSE JOINT RESOLUTION 10

(First Reading File Joint Resolution)

On page 1, in the sponsor line, strike “and Stein” and substitute “, Stein, Branch, Bromwell, Dumais, Frick, Gaines, Healey, Hixson, C. Howard, Jameson, Jones, Kaiser, McIntosh, Pendergrass, Turner, Vallario, and Walker”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Joint Resolution 8 – Senator Pinsky

A Senate Joint Resolution concerning

**Chesapeake Bay Restoration – Federal Budget Blueprint Funding Reductions –
Rescission Request**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIARY COMMITTEE REPORT NO. 13

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

Senate Bill 1121 – Senator Conway

AN ACT concerning

Election Law – Candidate for Circuit Court Judge Defeated in Primary Election

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 28

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

Senate Bill 406 – Senators Peters, Benson, Currie, Muse, Ramirez, and Rosapepe

AN ACT concerning

**Election Law – Voting System – ~~Optical Digital Scanners in Prince George's~~
~~County~~**

SB0406/545565/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 406

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 11 down through “election;” in line 13.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 28 through 30, inclusive.

On page 4, strike “**(4)**” and substitute “**(3)**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 807 – Senators ~~Smith and Astle~~, Astle, Kasemeyer, Madaleno, Currie, DeGrange, Eckardt, Edwards, Ferguson, Guzzone, King, Manno, McFadden, Peters, and Serafini

AN ACT concerning

**Income Tax Credit – Wages Paid to Qualified Veteran Employees
(Hire Our Veterans Act of 2017)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1125 – Senator Klausmeier

AN ACT concerning

Video Lottery Facilities – Donation of Coins From Gaming Payouts – Expansion

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1191 – ~~Senator Manno~~ Senators Manno and Nathan-Pulliam

AN ACT concerning

**Schools and Child Care Centers – State Grant Program – Security Upgrades for
Facilities at Risk of Hate Crimes or Attacks**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 1283)

CALENDAR OF THIRD READING SENATE BILLS NO. 59

Senate Bill 861 – Senators Smith, Guzzone, Kelley, Muse, and Ramirez

AN ACT concerning

Family Law – Marriage – Age Requirements

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

Affirmative – 86 Negative – 47 (See Roll Call No. 1284)

The Bill was then returned to the Senate.

Senate Bill 906 – Senator Muse

AN ACT concerning

~~Child Support – Suspension of Employment-Related License for Arrears –
Hardship Exception and Reinstatement~~
Child Support – Noncompliance With Court Order – License Suspension

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1285)

The Bill was then returned to the Senate.

Senate Bill 912 – Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Children in Need of Assistance – Sex Trafficking

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1286)

The Bill was then returned to the Senate.

Senate Bill 982 – Senators Muse, Benson, Madaleno, Robinson, and Young

AN ACT concerning

**~~Juveniles – Strip Search – Limitations~~
Department of Juvenile Services – Implementation of Task Force
Recommendations – Report**

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

Affirmative – 123 Negative – 15 (See Roll Call No. 1287)

The Bill was then returned to the Senate.

Senate Bill 996 – Senators Lee and Muse

AN ACT concerning

Family Law – Child Abuse and Neglect – Definitions

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

Affirmative – 135 Negative – 2 (See Roll Call No. 1288)

The Bill was then returned to the Senate.

Senate Bill 1017 – Senator Lee

AN ACT concerning

**State Government – Human Trafficking Advisory Council – Establishment
Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking
– Sunset Extension**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1289)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 58

Senate Bill 574 – Senators Feldman, Lee, Astle, Benson, Cassilly, Conway, Currie, DeGrange, Eckardt, Edwards, Ferguson, Guzzone, Jennings, Kagan, Kelley, King, Klausmeier, Madaleno, Manno, Mathias, McFadden, Middleton, Muse, Nathan–Pulliam, Norman, Peters, Pinsky, Ramirez, Ready, Robinson, Rosapepe, Salling, Serafini, Smith, Young, and Zucker

AN ACT concerning

**Family Law – Child Conceived Without Consent – Termination of Parental
Rights
(Rape Survivor Family Protection Act)**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1290)

The Bill was then returned to the Senate.

Senate Bill 674 – Senators Kelley, Bates, Benson, Brochin, Conway, Currie, Eckardt, Ferguson, Guzzone, Kagan, Kasemeyer, King, Klausmeier, Lee, Madaleno, McFadden, Muse, Nathan–Pulliam, Peters, Pinsky, Ramirez, Reilly, Robinson, Rosapepe, Smith, Zirkin, and Zucker

AN ACT concerning

Juvenile Services – Services and Programs for Females

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1291)

The Bill was then returned to the Senate.

Senate Bill 680 – Senators Lee, Mathias, Eckardt, and Kelley

AN ACT concerning

Adult Protective Services Investigations – Completion Time

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1292)

The Bill was then returned to the Senate.

Senate Bill 714 – Senator McFadden

AN ACT concerning

**Criminal Procedure – Indigent Individual – Bail Review and Indigency
Determination**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1293)

The Bill was then returned to the Senate.

**Senate Bill 746 – Chair, Judicial Proceedings Committee (By Request – Maryland
Judicial Conference)**

AN ACT concerning

District Court Commissioners – Residency in Contiguous County

FLOOR AMENDMENT

SB0746/543520/1

BY: Delegate McCray

AMENDMENT TO SENATE BILL 746, AS AMENDED

(Third Reading File Bill)

Strike the House Judiciary Committee Amendments (SB0746/632319/1) in their entirety.

On page 2 of the bill, in line 9, strike “October” and substitute “July”.

The preceding amendment was withdrawn.

Delegate Sydnor moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

Senate Bill 781 – ~~Senator Lee~~ Senators Lee, Zirkin, Hough, Muse, Ready, Smith, Cassilly, Norman, Brochin, Ramirez, and Kelley

AN ACT concerning

Criminal Procedure – Testing – HIV and Hepatitis C

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1294)

The Bill was then returned to the Senate.

Senate Bill 799 – Senators Muse, Currie, Smith, and Young

AN ACT concerning

**Driver’s ~~Driver’s~~ Driver Improvement Program and Failure to Pay Child Support –
Driver’s License Suspensions – Penalties and Assessment of Points**

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

Affirmative – 136 Negative – 1 (See Roll Call No. 1295)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 56

Senate Bill 57 – Senators DeGrange and Kasemeyer

AN ACT concerning

Income Tax Credit – Class F Vehicles – Extension

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

Affirmative – 130 Negative – 7 (See Roll Call No. 1296)

The Bill was then returned to the Senate.

Senate Bill 282 – Senators Ready, Bates, Eckardt, Edwards, Klausmeier, and Salling

AN ACT concerning

Property Tax Credit – Disabled or Fallen Law Enforcement Officers and Rescue Workers – ~~Acquisition of Dwelling~~ Alterations

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1297)

The Bill was then returned to the Senate.

Senate Bill 319 – The President (By Request – Administration) and Senators Bates, Cassilly, Eckardt, Edwards, Ferguson, Hershey, Hough, Norman, Ready, Salling, Serafini, ~~and Simonaire~~ Simonaire, and McFadden

AN ACT concerning

Pathways in Technology Early College High (P-TECH) School Act of 2017

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1298)

The Bill was then returned to the Senate.

Senate Bill 521 – Senators Ready, Eckardt, Hershey, Mathias, ~~and Norman~~ Norman, Edwards, Ferguson, Guzzone, King, Madaleno, Manno, McFadden, Peters, and Serafini

AN ACT concerning

Community Colleges – Small Community Colleges – Funding

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

Affirmative – 136 Negative – 1 (See Roll Call No. 1299)

The Bill was then returned to the Senate.

Senate Bill 823 – ~~Senator Eckardt~~ Senators Eckardt and Ferguson

AN ACT concerning

Task Force to Study Tax Sales in Maryland

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1300)

The Bill was then returned to the Senate.

**Senate Bill 1149 – Senators Oaks, Benson, Feldman, Guzzone, Klausmeier,
Mathias, Reilly, Rosapepe, Smith, and Zucker**

AN ACT concerning

**Baltimore City – Maryland Transit Administration – ~~Free Ridership for State~~
~~Employees~~ Transit Services for Public School Students**

FLOOR AMENDMENT

SB1149/663629/1

BY: Delegate Rey

AMENDMENTS TO SENATE BILL 1149

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 16, strike “beginning”; in line 17, strike “, and on or before a certain date each year thereafter”.

AMENDMENT NO. 2

On page 2, in line 28, strike “**DECEMBER 1,**”; in the same line, strike “**2018**” and substitute “**JUNE 30, 2019**”; and in lines 28 and 29, strike “**AND ON OR BEFORE DECEMBER 1 EACH YEAR THEREAFTER,**”.

On page 3, in line 11, strike “3 years” and substitute “1 year”; and in line 12, strike “2021” and substitute “2019”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 50 Negative – 85 (See Roll Call No. 1301)

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

Affirmative – 87 Negative – 49 (See Roll Call No. 1302)

The Bill was then returned to the Senate.

Senate Bill 1165 – Senator Waugh

AN ACT concerning

**Maryland Longitudinal Data System – Student and Workforce Data Linkage –
Extension of Time Limit**

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

Affirmative – 96 Negative – 39 (See Roll Call No. 1303)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 61

**Senate Bill 269 – Senators Lee, Astle, Benson, Conway, Feldman, Guzzone,
Hershey, Kagan, Kelley, King, Madaleno, Mathias, Muse, Ready, Rosapepe,
Salling, Smith, and Young**

AN ACT concerning

Emergency Veterinary Care – Immunity From Liability

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

Affirmative – 137 Negative – 1 (See Roll Call No. 1304)

The Bill was then returned to the Senate.

Senate Bill 341 – Senator Edwards

AN ACT concerning

Vehicle Laws – School Vehicles – Definition

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1305)

The Bill was then returned to the Senate.

Senate Bill 393 – Senator Manno

AN ACT concerning

~~**Electric Vehicle Excise Tax Credit Extension**~~
Clean Cars Act of 2017

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

Affirmative – 135 Negative – 2 (See Roll Call No. 1306)

The Bill was then returned to the Senate.

Senate Bill 396 – Senator Edwards

AN ACT concerning

Natural Resources – Protection and Restoration of State-Owned Lakes

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1307)

The Bill was then returned to the Senate.

Senate Bill 422 – Senators Pinsky, ~~Nathan Pulliam~~, Benson, Conway, Currie, Feldman, Ferguson, Guzzone, Kelley, King, Lee, Madaleno, Manno, Muse, ~~Nathan Pulliam~~, Ramirez, Robinson, Rosapepe, Smith, Young, and Zucker, Zucker, and Astle

AN ACT concerning

Keep Antibiotics Effective Act of 2017

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

Affirmative – 132 Negative – 6 (See Roll Call No. 1308)

The Bill was then returned to the Senate.

Senate Bill 668 – Senators Norman, Astle, Cassilly, Edwards, Hough, Jennings, Lee, Salling, and Smith

AN ACT concerning

Vehicle Laws – Operation of Motorcycles – Handlebar Height

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1309)

The Bill was then returned to the Senate.

Senate Bill 713 – Senators Young, Madaleno, Manno, Pinsky, and Smith

AN ACT concerning

**Products That Contain Mercury – Prohibition on Sale of Electric Switches,
Electric Relays, and Gas Valve Switches**

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

Affirmative – 116 Negative – 22 (See Roll Call No. 1310)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 53

**Senate Bill 427 – Senators Klausmeier, Astle, Benson, Feldman, Hershey, King,
Lee, Middleton, Peters, ~~and Smith~~ Smith, Jennings, Mathias, Oaks, Reilly,
and Rosapepe**

AN ACT concerning

**Food Service Facilities – Automated External Defibrillator Program
(The Joe Sheya Act)**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1311)

The Bill was then returned to the Senate.

**Senate Bill 441 – Senators Simonaire, Bates, Kagan, Salling, Waugh, Young, ~~and
Zucker~~ Zucker, Conway, Nathan-Pulliam, Pinsky, ~~and Robinson~~ Robinson,
Astle, Benson, Brochin, Cassilly, Currie, DeGrange, Eckardt, Edwards,
Feldman, Ferguson, Guzzone, Hershey, Hough, Jennings, Kasemeyer,
Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden,**

**Middleton, Miller, Muse, Norman, Oaks, Peters, Ramirez, Ready, Reilly,
Rosapepe, Serafini, Smith, and Zirkin**

AN ACT concerning

Veterans Affairs – Maryland Veterans Service Animal Program – Establishment

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1312)

The Bill was then returned to the Senate.

Senate Bill 509 – Senator Peters

AN ACT concerning

Prince George’s County – Orphans’ Court Judges – Salary

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1313)

The Bill was then returned to the Senate.

Senate Bill 549 – Chair, Education, Health, and Environmental Affairs Committee

EMERGENCY BILL

AN ACT concerning

**State Board of Physicians and Allied Health Advisory Committees – Sunset
Extension and Program Evaluation**

FLOOR COMMITTEE AMENDMENT

SB0549/466085/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 549, AS AMENDED

(Third Reading File Bill)

On page 3 of the Health and Government Operations Committee Amendments (SB0549/296680/1), in line 1 of Amendment No. 3, strike “§ 15–315” and substitute “§ 15–315”.

On page 41 of the bill, in line 1, after “Article” insert “, as enacted by Section 1 of this Act.”; and in the same line, strike “as enacted by Section 1 of this Act.”.

The preceding amendment was read and adopted.

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1314)

The Bill was then returned to the Senate.

Senate Bill 562 – Senators Kelley and Lee

AN ACT concerning

**Health Care Decisions Act – Advance Directives and Surrogate Decision Making
– Disqualified Individuals**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1315)

The Bill was then returned to the Senate.

Senate Bill 898 – Senators Astle, Jennings, Klausmeier, ~~and Mathias~~ Mathias, Benson, Feldman, Hershey, Middleton, Oaks, Reilly, and Rosapepe

AN ACT concerning

Health Insurance – Prescription Drugs – Dispensing Synchronization

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1316)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 51

Senate Bill 986 – Senator Nathan–Pulliam

AN ACT concerning

State Board of Social Work Examiners – Revisions

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1317)

The Bill was then returned to the Senate.

Senate Bill 1081 – Senators Madaleno, Astle, Benson, Brochin, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Lee, Manno, Mathias, McFadden, Middleton, Nathan-Pulliam, Oaks, Pinsky, Robinson, Rosapepe, Smith, Young, Zirkin, and Zucker

AN ACT concerning

Health – Family Planning Services – Continuity of Care

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

Affirmative – 87 Negative – 51 (See Roll Call No. 1318)

The Bill was then returned to the Senate.

Senate Bill 1084 – Senator Waugh

AN ACT concerning

~~**State Finance and Procurement – Veteran-Owned Small Business Enterprises – Definitions**~~

Task Force on Veteran-Owned Small Business Enterprise Participation in Procurement

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1319)

The Bill was then returned to the Senate.

Senate Bill 1106 – Senator Zucker

AN ACT concerning

Health Care Practitioners – Use of Teletherapy

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1320)

The Bill was then returned to the Senate.

Senate Bill 1144 – Senator Robinson

AN ACT concerning

**Procurement Preferences – Blind Industries and Services of Maryland –
Janitorial Products**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1321)

The Bill was then returned to the Senate.

**Senate Bill 1174 – ~~Senator Jennings~~ Senators Jennings, Astle, Benson, Feldman,
Hershey, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe**

EMERGENCY BILL

AN ACT concerning

Public Health – Certificates of Birth – Births Outside an Institution

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

Affirmative – 135 Negative – 0 (See Roll Call No. 1322)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 52

**Senate Bill 44 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Maryland State Archives)**

AN ACT concerning

**Records Management and Preservation – State ~~and Local Government Units~~
Units and Public Officials – Responsibilities**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1323)

The Bill was then returned to the Senate.

Senate Bill 88 – Senator Simonaire

AN ACT concerning

General Provisions – State Designations – Great Seal

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

Affirmative – 135 Negative – 2 (See Roll Call No. 1324)

The Bill was then returned to the Senate.

Senate Bill 169 – Senators Middleton ~~and Kasemeyer~~, Kasemeyer, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe

AN ACT concerning

~~Maryland Medical Assistance Program~~ Health – Cost of Emergency Room Visits to Treat Dental Conditions – Study

FLOOR AMENDMENT

SB0169/433522/2

BY: Delegate McKay

AMENDMENTS TO SENATE BILL 169

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “Conditions” insert “and Coverage of Dental Services Under Medicaid”; in line 7, after “adults” insert “and whether it is advisable to expand benefits for dental services for certain adults under the Maryland Medical Assistance Program”; in line 11, after “stakeholders,” insert “authorizing the Program, under certain circumstances, to provide dental services for certain adults beginning on a certain date and subject to certain limitations; making certain provisions of this Act subject to a certain contingency”; in line 12, after “conditions” insert “and the advisability of expanding benefits for dental services under the Maryland Medical Assistance Program”; and after line 12, insert:

“BY repealing and reenacting, without amendments,

Article – Health – General

Section 15–103(a)(1)

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 15–103(a)(2)(xi) and (xii)

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

BY adding to

Article – Health – General

Section 15–103(a)(2)(xiii)

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 1, in line 16, after “determine” insert “:

(1)”;

and in lines 18 and 19, strike “(1)” and “(2)”, respectively, and substitute “(i)” and “(ii)”, respectively.

On page 2, in line 1, strike “(3)” and substitute “(iii)”; in the same line, after “uninsured” insert “; and

(2) whether it is advisable to expand the benefits provided under the Maryland Medical Assistance Program to include dental services for adults whose annual household income is at or below 133 percent of the poverty level”;

after line 23, insert:

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

Article – Health – General

15-103.

(a) (1) The Secretary shall administer the Maryland Medical Assistance Program.

(2) The Program:

(xi) May include bedside nursing care for eligible Program recipients;
[and]

(xii) Shall provide services in accordance with funding restrictions included in the annual State budget bill; AND

(XIII) BEGINNING ON JANUARY 1, 2019, MAY PROVIDE, SUBJECT TO THE LIMITATIONS OF THE STATE BUDGET, AND AS PERMITTED BY FEDERAL LAW, DENTAL SERVICES FOR ADULTS WHOSE ANNUAL HOUSEHOLD INCOME IS AT OR BELOW 133 PERCENT OF THE POVERTY LEVEL.

SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) Section 2 of this Act is contingent on the Maryland Dental Action Coalition determining, as part of the findings of the study authorized under Section 1(a) of this Act, that it is advisable to expand the benefits provided under the Maryland Medical Assistance Program to include dental services for adults whose annual household income is at or below 133 percent of the poverty level.

(b) If the report authorized under Section 1(c)(1) of this Act does not include the finding described in subsection (a) of this section, Section 2 of this Act shall be null and void without the necessity of further action by the General Assembly.”;

in line 24, strike “2.” and substitute “4.”; and in the same line, after “That” insert “, subject to Section 3 of this Act.”.

The preceding 2 amendments were read and adopted.

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

Affirmative – 135 Negative – 0 (See Roll Call No. 1325)

The Bill was then returned to the Senate.

Senate Bill 309 – The President (By Request – Administration) and Senators Hershey, Norman, and Salling

AN ACT concerning

State Finance and Procurement – Small and Minority Business Participation

FLOOR AMENDMENT

SB0309/333526/1

BY: Delegate Rosenberg

AMENDMENT TO SENATE BILL 309

(Third Reading File Bill)

On page 1, at the top of the page, insert “EMERGENCY BILL”; in line 3, after the first “of” insert “incorporating certain findings and evidence associated with a certain Minority Business Enterprise Program; requiring that approved applicants for certain wind projects comply with the Minority Business Enterprise Program to a certain extent; prohibiting the Public Service Commission from approving an application for certain wind projects until certain goals and procedures are established;”; and in line 17, after “changes,” insert “requiring a certain certification agency to initiate a certain analysis and report to a certain committee of the General Assembly on or before a certain date; making this Act an emergency measure; providing for the effective date of certain provisions of this Act; providing for the termination of certain provisions of this Act;”.

On page 1, after line 18, insert:

“BY adding to

Article – Public Utilities

Section 7–704.1(e)(3)

Annotated Code of Maryland

(2010 Replacement Volume and 2016 Supplement)”.

On page 2, after line 8, insert:

“Article – Public Utilities

7–704.1.

(e) (3) (I) THE FINDINGS AND EVIDENCE RELIED ON BY THE GENERAL ASSEMBLY FOR THE CONTINUATION OF THE MINORITY BUSINESS ENTERPRISE PROGRAM UNDER TITLE 14, SUBTITLE 3 OF THE STATE FINANCE AND PROCUREMENT ARTICLE ARE INCORPORATED IN THIS PARAGRAPH.

(II) TO THE EXTENT PRACTICABLE AND AUTHORIZED BY THE UNITED STATES CONSTITUTION, APPROVED APPLICANTS FOR A PROPOSED OFFSHORE WIND PROJECT SHALL COMPLY WITH THE STATE’S MINORITY BUSINESS ENTERPRISE PROGRAM.

(III) 1. THE COMMISSION MAY NOT APPROVE AN APPLICATION UNTIL THE GOVERNOR’S OFFICE OF MINORITY AFFAIRS, IN CONSULTATION WITH THE OFFICE OF THE ATTORNEY GENERAL, AND THE APPLICANT HAVE ESTABLISHED A CLEAR PLAN FOR SETTING REASONABLE AND APPROPRIATE MINORITY BUSINESS ENTERPRISE PARTICIPATION GOALS AND PROCEDURES FOR EACH PHASE OF THE QUALIFIED OFFSHORE WIND PROJECT.

2. TO THE EXTENT PRACTICABLE, THE GOALS AND PROCEDURES SPECIFIED IN SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH SHALL BE BASED ON THE REQUIREMENTS OF TITLE 14, SUBTITLE 3 OF THE STATE FINANCE AND PROCUREMENT ARTICLE AND THE REGULATIONS IMPLEMENTING THAT SUBTITLE.

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

On page 14, strike in their entirety lines 7 and 8 and substitute:

“SECTION 3. AND BE IT FURTHER ENACTED, That the Certification Agency designated by the Board of Public Works under § 14–303(b) of the State Finance and Procurement Article to certify and decertify minority business enterprises, in consultation with the Office of the Attorney General and the Maryland Public Service Commission, shall initiate an analysis of the disparity study entitled “Business Disparities in the Maryland Market Area” published on February 8, 2017, to determine if it applies to the type of work that will likely be performed by an approved applicant with respect to an offshore wind project under § 7–704.1 of the Public Utilities Article and submit a report on the analysis

to the Legislative Policy Committee of the General Assembly, in accordance with § 2–1246 of the State Government Article, before December 1, 2017.

SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect October 1, 2017.

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 yeas and nays vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and, except as provided in Section 4 of this Act, shall take effect from the date it is enacted. Sections 1 and 3 of this Act shall remain effective through June 30, 2018, and, at the end of June 30, 2018, with no further action required by the General Assembly, Sections 1 and 3 of this Act shall be abrogated and of no further force and effect.”.

The preceding amendment was read and adopted.

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

Affirmative – 129 Negative – 6 (See Roll Call No. 1326)

The Bill was then returned to the Senate.

Senate Bill 310 – The President (By Request – Administration) and Senators Hershey and Salling

AN ACT concerning

Improving the State Procurement Oversight Structure

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1327)

The Bill was then returned to the Senate.

Senate Bill 363 – Senator Conway

AN ACT concerning

Pharmacists – Contraceptives – Prescribing and Dispensing

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

Affirmative – 115 Negative – 22 (See Roll Call No. 1328)

The Bill was then returned to the Senate.

JUDICIARY COMMITTEE REPORT NO. 12

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

House Bill 1494 – Delegates C. Wilson, Chang, Fennell, and Proctor

AN ACT concerning

Bail Bond – Installment Contract – Confessed Judgment Prohibition

HB1494/782610/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1494

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Contract –” insert “Form and”; in line 3, after “of” insert “requiring an agreement to accept payment for the premium charged for a bail bond in installments to be in a form approved by the Maryland Insurance Commissioner; prohibiting the agreement from including a confessed judgment clause that waives a consumer’s right to assert a certain defense;”; in line 4, after “clause” insert “that waives a consumer’s right to assert a certain defense”; in the same line, strike “a certain” and substitute “an”; in line 6, strike “a certain confessed judgment clause in a certain” and substitute “the confession of judgment clause in an”; and in line 7, after “installments;” insert “defining a certain term;”.

AMENDMENT NO. 2

On page 2, in line 9, after “(1)” insert “SHALL BE IN A FORM ADOPTED BY THE COMMISSIONER;”

(2)”;

and in line 17, strike “(2)” and substitute “(3)”.

On page 3, in lines 12 and 13, strike “§ 10-301(B)” and substitute “§ 10-301”.

The preceding 2 amendments were read only.

Delegate Vallario moved to make the Bill and Amendments a Special Order for Monday.

The motion was adopted.

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

Senate Bill 312 – The President (By Request – Administration) and Senators Bates, Brochin, Cassilly, Eckardt, Edwards, Ferguson, Jennings, Mathias, Norman, Ready, Salling, Serafini, Simonaire, and Waugh

AN ACT concerning

~~Vehicle Laws~~ **Drunk and Drugged Driving – Subsequent Offenders – ~~Felonies~~**
and Punitive Damages
(Repeat Drunk Driving Offenders Act of 2017)

SB0312/522219/1

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 312
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “Drunk” insert “Vehicle Laws –”; strike line 3 in its entirety; in line 5, after “of” insert “increasing certain penalties for drunk and drugged driving offenses for individuals who have been convicted previously for certain other crimes under certain circumstances;”; strike beginning with “providing” in line 6 down through “driving” in line 20; and strike beginning with “offense” in line 22 down through “term” in line 23 and substitute “requiring a certain notice”.

On page 2, after line 7, insert:

“BY repealing and reenacting, without amendments,

Article – Courts and Judicial Proceedings

Section 4-302(d)(1)(i)

Annotated Code of Maryland

(2013 Replacement Volume and 2016 Supplement)”;

strike in their entirety lines 8 through 12, inclusive; and strike in their entirety lines 28 through 33, inclusive.

AMENDMENT NO. 2

On pages 3 through 5, strike in their entirety the lines beginning with line 25 on page 3 through line 9 on page 5, inclusive, and substitute:

“4–302.

(d) (1) Except as provided in paragraph (2) of this subsection, the jurisdiction of the District Court is concurrent with that of the circuit court in a criminal case:

(i) In which the penalty may be confinement for 3 years or more or a fine of \$2,500 or more; or”;

and in line 16, strike “3.” and substitute “2.”.

On page 6, after line 11, insert:

“(5) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBSECTION, A PERSON CONVICTED OF A VIOLATION OF § 21–902(B) OR (C) OF THIS ARTICLE WHO HAS THREE OR MORE PRIOR CONVICTIONS FOR VIOLATIONS OF ANY PROVISION OF § 21–902 OF THIS ARTICLE IS SUBJECT TO THE PENALTIES PROVIDED UNDER § 27–116 OF THIS TITLE.”;

and after line 35, insert:

“(4) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBSECTION, A PERSON CONVICTED OF A VIOLATION OF § 21–902(A) OR (D) OF THIS ARTICLE WHO HAS THREE OR MORE PRIOR CONVICTIONS FOR VIOLATIONS OF ANY PROVISION OF § 21–902 OF THIS ARTICLE IS SUBJECT TO THE PENALTIES PROVIDED UNDER § 27–116 OF THIS TITLE.”.

On page 7, after line 24, insert:

“(4) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBSECTION, A PERSON CONVICTED OF A VIOLATION OF § 21-902(A)(3), (B)(2), (C)(3), OR (D)(2) OF THIS ARTICLE WHO HAS THREE OR MORE PRIOR CONVICTIONS UNDER § 21-902 OF THIS ARTICLE IS SUBJECT TO THE PENALTIES PROVIDED UNDER § 27-116 OF THIS TITLE.”;

in lines 32 and 33, strike “A PERSON MAY NOT VIOLATE” and substitute “SUBJECT TO SUBSECTION (C) OF THIS SECTION, A PERSON CONVICTED OF A VIOLATION OF”; and in line 33, after “ARTICLE” insert “IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 10 YEARS OR A FINE NOT EXCEEDING \$10,000 OR BOTH”.

On page 8, strike in their entirety lines 10 through 12, inclusive, and substitute:

“(C) A COURT MAY NOT IMPOSE AN ADDITIONAL PENALTY UNDER THIS SUBSECTION UNLESS THE STATE’S ATTORNEY SERVES NOTICE OF THE ALLEGED PRIOR CONVICTIONS ON THE DEFENDANT OR THE DEFENDANT’S COUNSEL BEFORE THE EARLIER OF:

(1) ACCEPTANCE OF A PLEA OF GUILTY OR NOLO CONTENDERE; OR

(2) AT LEAST 15 DAYS BEFORE TRIAL IN A CIRCUIT COURT OR 5 DAYS BEFORE TRIAL IN THE DISTRICT COURT.”;

and in line 13, strike “4.” and substitute “3.”.

On pages 8 through 11, strike in their entirety the lines beginning with line 17 on page 8 through line 30 on page 11, inclusive.

On page 11, in line 31, strike “A PERSON MAY NOT VIOLATE” and substitute “NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, A PERSON CONVICTED OF A VIOLATION OF ANY PROVISION OF”; and in line 32, after “SECTION” insert “IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 10 YEARS OR A FINE NOT EXCEEDING \$10,000 OR BOTH”.

On page 12, in line 1, after “VIOLATIONS” insert “OF ANY PROVISION”; in line 8, strike “PARAGRAPH (1) OF”; and strike in their entirety lines 10 through 12, inclusive, and substitute:

“(3) A COURT MAY NOT IMPOSE AN ADDITIONAL PENALTY UNDER THIS SUBSECTION UNLESS THE STATE’S ATTORNEY SERVES NOTICE OF THE ALLEGED PRIOR CONVICTIONS ON THE DEFENDANT OR THE DEFENDANT’S COUNSEL BEFORE THE EARLIER OF:

(I) ACCEPTANCE OF A PLEA OF GUILTY OR NOLO CONTENDERE;
OR

(II) AT LEAST 15 DAYS BEFORE TRIAL IN A CIRCUIT COURT OR 5 DAYS BEFORE TRIAL IN THE DISTRICT COURT.”.

AMENDMENT NO. 3

On page 6 in lines 2, 5, 9, 24, 26, and 31, and on page 7 in lines 11, 19, and 21, in each instance, strike the bracket.

On page 6 in lines 5, 9, 26, and 31, and on page 7 in line 21, in each instance, strike “**THIRD**”.

AMENDMENT NO. 4

On page 12, strike in their entirety lines 13 through 15, inclusive; in line 16, strike “6.” and substitute “4”; in lines 16, 18, and 19, in each instance, strike “4” and substitute “3”; in line 20, strike “3” and substitute “2”; in line 22, strike “7.” and substitute “5.”; and in line 23, strike “6” and substitute “4”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

ECONOMIC MATTERS COMMITTEE REPORT NO. 29

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

Senate Bill 837 – Washington County Senators

AN ACT concerning

Washington County – Alcoholic Beverages – Penalties

SB0837/973394/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 837

(Third Reading File Bill)

On page 2, in line 14, strike the brackets; and in the same line, strike “**FOR EACH SUBSEQUENT OFFENSE, A**”.

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 1039 – Washington County Senators

AN ACT concerning

Washington County – Alcoholic Beverages – Hotel and Motel Licenses

SB1039/253694/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 1039

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “licenses;” insert “requiring the license holder to notify the Board before constructing or altering an area on the premises where beer, wine, and liquor are sold.”.

AMENDMENT NO. 2

On page 2, strike beginning with “IF” in line 24 down through the comma in line 25; in line 25, strike “; AND” and substitute “, IF;

(I) THE LICENSE WAS ISSUED ON OR BEFORE JUNE 30, 2016, WITH AN OFF-SALE PRIVILEGE; AND

(II) THE LICENSE HOLDER HAS OPERATED A RETAIL STORE ON THE LICENSED PREMISES SINCE AT LEAST JUNE 30, 2016; AND”;

in line 26, strike “FOR ALL OTHER LICENSES,”; and in line 27, after “ONLY” insert “, FOR ALL OTHER LICENSES”.

On page 3, before line 1, insert:

“(E) THE LICENSE HOLDER SHALL NOTIFY THE BOARD BEFORE CONSTRUCTING OR ALTERING AN AREA ON THE PREMISES WHERE BEER, WINE, AND LIQUOR ARE SOLD.”;

and in lines 1, 2, 5, and 7, strike “(E)”, “(G)”, “(F)”, and “(G)”, respectively, and substitute “(F)”, “(H)”, “(G)”, and “(H)”, respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 1122 – Senator Conway

AN ACT concerning

Alcoholic Beverages – Baltimore City – Transfer of License – Hardship Extension

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 1171 – Harford County Senators

AN ACT concerning

Harford County – Alcoholic Beverages – Waiver From School Distance Restrictions

SB1171/273496/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 1171

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “licenses;” insert “requiring certain hearings to be held, certain recommendations to be made, and certain recommendations and comments to be considered before a certain waiver can be issued;”.

AMENDMENT NO. 2

On page 3, in line 15, after “(d)” insert “**(1)**”; in the same line, strike “The” and substitute “**SUBJECT TO PARAGRAPHS (2) AND (3) OF THIS SUBSECTION, THE**”; and strike beginning with “if” in line 16 down through “school” in line 24 and substitute “**OR A CLASS B CAFE LICENSE ON A CASE-BY-CASE BASIS.**”

(2) BEFORE THE BOARD DECIDES WHETHER TO WAIVE THE DISTANCE RESTRICTIONS FROM A PUBLIC OR PRIVATE SCHOOL BUILDING UNDER PARAGRAPH (1) OF THIS SUBSECTION:

(I) A PUBLIC HEARING SHALL BE HELD BY THE GOVERNING BODY OF:

1. IF THE RESTAURANT IS LOCATED IN A MUNICIPALITY, THE MUNICIPALITY WHERE THE RESTAURANT IS LOCATED; OR

2. IF THE RESTAURANT IS LOCATED OUTSIDE THE BOUNDARIES OF A MUNICIPALITY, THE COUNTY WHERE THE RESTAURANT IS LOCATED;

(II) THE GOVERNING BODY SHALL MAKE A RECOMMENDATION TO THE BOARD REGARDING WHETHER THE DISTANCE RESTRICTIONS SHOULD BE WAIVED; AND

(III) AFTER RECEIVING THE RECOMMENDATION, THE BOARD SHALL HOLD A PUBLIC HEARING.

(3) IN MAKING A DECISION WHETHER TO WAIVE THE DISTANCE RESTRICTIONS FROM A PUBLIC OR PRIVATE SCHOOL BUILDING, THE BOARD SHALL TAKE INTO CONSIDERATION:

(I) THE RECOMMENDATION FROM THE GOVERNING BODY;

(II) COMMENTS RECEIVED FROM PARENTS WHOSE CHILDREN ATTEND THE PUBLIC OR PRIVATE SCHOOL; AND

(III) COMMENTS MADE AT THE PUBLIC HEARING HELD BY THE BOARD”.

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 1177 – Senators Jennings and Norman

AN ACT concerning

**Harford County – Alcoholic Beverages – ~~Interest in More Than One License~~
Common Direct or Indirect Sharing of Profit**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

WAYS AND MEANS COMMITTEE REPORT NO. 27

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

Senate Bill 200 – Senators King, Currie, DeGrange, Feldman, Ferguson, Guzzone, Madaleno, Manno, McFadden, Middleton, Peters, and Young

AN ACT concerning

Income Tax Credit – Qualified Research and Development Expenses – Credit Amounts

SB0200/655364/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 200

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 13 and 18, in each instance, strike “(2010 Replacement Volume and 2016 Supplement)” and substitute “(2016 Replacement Volume)”.

AMENDMENT NO. 2

On page 2, in line 18, after “**2016;**” insert “**AND**”; in line 19, strike “**\$6,000,000 IN CALENDAR YEAR 2017;**” and substitute “**\$5,500,000 IN CALENDAR YEAR 2017 AND EACH CALENDAR YEAR THEREAFTER.**”; and strike in their entirety lines 20 through 22, inclusive.

On page 3, in line 4, after “**2016;**” insert “**AND**”; in line 5, strike “**\$6,000,000 IN CALENDAR YEAR 2017;**” and substitute “**\$6,500,000 IN CALENDAR YEAR 2017 AND EACH CALENDAR YEAR THEREAFTER.**”; and strike in their entirety lines 6 through 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.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 1329)

CALENDAR OF THIRD READING SENATE BILLS NO. 49

Senate Bill 78 – Senator Rosapepe

AN ACT concerning

Vehicle Laws – School Crossing Guards – Authority to Direct Traffic

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

Affirmative – 135 Negative – 0 (See Roll Call No. 1330)

The Bill was then returned to the Senate.

Senate Bill 99 – Senator Middleton

AN ACT concerning

Department of the Environment – Yard Waste, ~~and~~ Food Residuals, and Other Organic Materials Diversion and Infrastructure – Study

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

Affirmative – 134 Negative – 0 (See Roll Call No. 1331)

The Bill was then returned to the Senate.

Senate Bill 142 – ~~Senator Zirkin~~ Senators Manno and Zirkin

AN ACT concerning

Task Force to Study Bicycle Safety on Maryland Highways

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

Affirmative – 123 Negative – 11 (See Roll Call No. 1332)

The Bill was then returned to the Senate.

Senate Bill 299 – Senator Waugh

AN ACT concerning

**Motor Vehicle Registration – Exception for Golf Carts – Golden Beach Patuxent
Knolls**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1333)

The Bill was then returned to the Senate.

Senate Bill 355 – Senators Serafini and Astle

AN ACT concerning

Gas Companies – Rate Regulation – Environmental Remediation Costs

FLOOR AMENDMENT

SB0355/153929/1

BY: Delegate Moon

AMENDMENTS TO SENATE BILL 355

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “schedule;” insert “requiring a gas company to state certain information on its gas bill if the gas company is allowed to recover environmental remediation costs under this Act;”.

AMENDMENT NO. 2

On page 2, in line 30, after “(C)” insert “IF A GAS COMPANY IS ALLOWED TO RECOVER ENVIRONMENTAL REMEDIATION COSTS UNDER THIS SECTION, THE GAS COMPANY’S GAS BILL SHALL EXPLICITLY STATE THE AMOUNT OF THE ENVIRONMENTAL REMEDIATION CHARGE AS ONE OF THE LINE ITEMS IN THE BILL.

(D)”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 49 Negative – 88 (See Roll Call No. 1334)

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

Affirmative – 83 Negative – 55 (See Roll Call No. 1335)

The Bill was then returned to the Senate.

Senate Bill 492 – Washington County Senators

AN ACT concerning

Washington County – Alcoholic Beverages – Class CT (Cinema/Theater License)

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1336)

The Bill was then returned to the Senate.

Senate Bill 717 – ~~Senator Eckardt~~ Senators Eckardt, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks

AN ACT concerning

~~Task Force on Internet, Wireless, and Cellular Service on the Eastern Shore~~ Connecting Rural Maryland Act of 2017

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1337)

The Bill was then returned to the Senate.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

BILL: **SB0496**
SPONSOR: Chair, Budget and Taxation Committee
SUBJECT: Gaming – Reconciliation of Proceeds – Licensee Payments

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

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.
Secretary

Read and ordered journalized.

**Senate Bill 496 – Chair, Budget and Taxation Committee (By Request –
Departmental – Lottery and Gaming Control Agency)**

AN ACT concerning

Gaming – Reconciliation of Proceeds – Licensee Payments

Delegate Turner moved that the House recede on its amendment.

The motion was adopted.

SB0496/555969/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 496

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “day,” insert “making this Act subject to a certain contingency.”.

AMENDMENT NO. 2

On page 3, in line 14, after “2017” insert “, contingent on the taking effect of Chapter ____ (H.B. 1227) of the Acts of the General Assembly of 2017, and if Chapter ____ (H.B. 1227) does not become effective, this Act shall be null and void without the necessity of further action by the General Assembly”.

House receded and the amendment was removed.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 118 Negative – 18 (See Roll Call No. 1338)

The Bill was then returned to the Senate.

MESSAGE TO THE SENATE

BILL: **SB0496**
SPONSOR: Chair, Budget and Taxation Committee
SUBJECT: Gaming – Reconciliation of Proceeds – Licensee Payments

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

The House of Delegates recedes from its position on SB0496.

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

QUORUM CALL

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

(See Roll Call No. 1339)

CALENDAR OF THIRD READING SENATE BILLS NO. 50

**Senate Bill 18 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – State Ethics Commission)**

AN ACT concerning

Public Ethics – Bicounty Commissions – Financial Disclosure

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1340)

The Bill was then returned to the Senate.

Senate Bill 29 – Senator Pinsky

AN ACT concerning

**Natural Resources – Forest Conservation Act – Forest Conservation Thresholds
and Afforestation and Reforestation Requirements**

Delegate Barve moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

Senate Bill 46 – Senators Simonaire, Hough, Kagan, Salling, Waugh, and Young

AN ACT concerning

**Hunting and Fishing Licenses – Active Military, Former Prisoners of War,
Recipients of the Purple Heart Award, and Disabled Veterans**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1341)

The Bill was then returned to the Senate.

Senate Bill 59 – Senator Waugh

AN ACT concerning

Crabs – Harvest Times – ~~Trotlines and Crab Pots~~ Holidays

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1342)

The Bill was then returned to the Senate.

Senate Bill 268 – Senators Young, Benson, Guzzone, and Pinsky

EMERGENCY BILL

AN ACT concerning

**Cownose Ray ~~Fishing Tournaments – Prohibition~~ Fishery Management Plan
and Moratorium on Tournaments**

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

Affirmative – 115 Negative – 23 (See Roll Call No. 1343)

The Bill was then returned to the Senate.

Senate Bill 376 – Senator Norman

AN ACT concerning

~~**Mortgages and Deeds of Trust – Certification Requirement for Recordation –**~~
Repeal Real Property – Certification Requirement for Recordation

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1344)

The Bill was then returned to the Senate.

**Senate Bill 386 – Senators Nathan–Pulliam, Benson, Ferguson, Guzzone, Kagan,
Kelley, King, Lee, Manno, McFadden, Pinsky, Ramirez, Robinson,
Rosapepe, Young, and Zucker**

AN ACT concerning

**Pollinator Habitat Plans – Plan Contents – ~~Requirement~~ Requirements and
Prohibition**

FLOOR AMENDMENT

SB0386/683627/1

BY: Delegate Adams

AMENDMENT TO SENATE BILL 386

(Third Reading File Bill)

On page 2, in line 25, after “PLANTS” insert “**THAT ARE GROWN UNDER THE
SUPERVISION OF A UNIT OF STATE GOVERNMENT AND**”.

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

Affirmative – 46 Negative – 90 (See Roll Call No. 1345)

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

Affirmative – 110 Negative – 26 (See Roll Call No. 1346)

The Bill was then returned to the Senate.

Senate Bill 519 – Senators Young and Hough

AN ACT concerning

Frederick County – Hunting – Nongame Birds and Mammals

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

Affirmative – 132 Negative – 5 (See Roll Call No. 1347)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 55

Senate Bill 651 – Senators Smith, Astle, Benson, Conway, Currie, Feldman, Ferguson, Guzzone, Jennings, Kagan, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Nathan-Pulliam, Norman, Peters, Ramirez, Robinson, Salling, Young, and Zucker

AN ACT concerning

Public Schools – Suspensions and Expulsions

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

Affirmative – 92 Negative – 46 (See Roll Call No. 1348)

The Bill was then returned to the Senate.

Senate Bill 667 – Senator Jennings

AN ACT concerning

Education – Prekindergarten Student Assessment – Moratorium

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

Affirmative – 137 Negative – 0 (See Roll Call No. 1349)

The Bill was then returned to the Senate.

Senate Bill 710 – Senator Conway

AN ACT concerning

**Education – Children With Disabilities – Individualized Education Program
Process – Parental Consent**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1350)

The Bill was then returned to the Senate.

**Senate Bill 786 – Senators Zucker, Conway, Guzzone, Kagan, Nathan–Pulliam,
Robinson, and Smith**

AN ACT concerning

**Education – ~~Behavior Intervention Plans – Physical~~ Restraint and Seclusion –
Consideration and Reporting**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1351)

The Bill was then returned to the Senate.

**Senate Bill 873 – Senator Madaleno (By Request – Tax Credit Evaluation
Committee) and Senators Kasemeyer, Currie, DeGrange, Eckardt,
Edwards, Ferguson, Guzzone, King, Manno, McFadden, Peters, and Serafini**

AN ACT concerning

Economic Development – Job Creation Tax Credit – Alteration

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1352)

The Bill was then returned to the Senate.

**Senate Bill 908 – Senators Ferguson, Benson, Guzzone, Klausmeier, Middleton,
Peters, ~~and Young~~ Young, Currie, DeGrange, Eckardt, Edwards,
Kasemeyer, King, Madaleno, Manno, McFadden, and Serafini**

AN ACT concerning

Maryland Education Development Collaborative – Established

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

Affirmative – 95 Negative – 44 (See Roll Call No. 1353)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 62

Senate Bill 102 – Senator Waugh

AN ACT concerning

St. Mary’s County – Farm Fences – Repeal

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1354)

The Bill was then returned to the Senate.

Senate Bill 104 – Senator Waugh

AN ACT concerning

St. Mary’s County – Regulation of Animals – Dogs

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1355)

The Bill was then returned to the Senate.

Senate Bill 298 – Senator Waugh

AN ACT concerning

St. Mary’s County – Sheriff, County Treasurer, and State’s Attorney – Salaries

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1356)

The Bill was then returned to the Senate.

Senate Bill 395 – Senator Waugh

AN ACT concerning

St. Mary's County – Metropolitan Commission – Personnel

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

Affirmative – 138 Negative – 0 (See Roll Call No. 1357)

The Bill was then returned to the Senate.

Senate Bill 885 – ~~Senator Rosapepe~~ Senators Rosapepe and Kagan

AN ACT concerning

Environment – Recycling – Special Events

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

Affirmative – 118 Negative – 19 (See Roll Call No. 1358)

The Bill was then returned to the Senate.

Senate Bill 979 – Senator Edwards

AN ACT concerning

Vehicle Laws – All-Terrain Vehicles and Snowmobiles

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

Affirmative – 138 Negative – 1 (See Roll Call No. 1359)

The Bill was then returned to the Senate.

Senate Bill 1040 – Senators Ready, Bates, Eckardt, Edwards, and Salling

AN ACT concerning

Environment – Water and Sewer Plan Approval

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

Affirmative – 135 Negative – 0 (See Roll Call No. 1360)

The Bill was then returned to the Senate.

CONCURRENCE CALENDAR NO. 18

AMENDED IN THE SENATE

House Bill 66 – Delegate Lam

AN ACT concerning

Environment – Lead and Mercury Wheel Weights – Prohibited

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

HB0066/164633/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 66

(Third Reading File Bill)

On page 1, in line 4, strike “certain dates” and substitute “a certain date”.

On page 2, strike beginning with the colon in line 7 down through “(II)” in line 10; and in line 10, after “NEW” insert “AND USED”.

The preceding amendment was read and concurred in.

HB0066/493922/1

BY: Senator Jennings

AMENDMENTS TO HOUSE BILL 66

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “in” and substitute “purchased for”; in the same line, after “fleet” insert “after a certain date”; and in line 6, strike “after a certain date” and substitute “; prohibiting a tire on a vehicle in the State fleet that is balanced or replaced after a certain date from being equipped with certain lead or mercury wheel weights”.

AMENDMENT NO. 2

On page 2, in line 12, strike “IN” and substitute “**PURCHASED FOR**”; in line 13, after “FLEET” insert “**AFTER JANUARY 1, 2019,**”; in line 15, strike “AFTER JANUARY 1, 2019”; and after line 15, insert:

“(3) EACH TIRE ON A VEHICLE IN THE STATE FLEET THAT IS BALANCED OR REPLACED AFTER JANUARY 1, 2018, MAY NOT BE EQUIPPED WITH A LEAD WHEEL WEIGHT THAT IS COMPOSED OF GREATER THAN 0.1% LEAD BY WEIGHT OR GREATER THAN 0.1% MERCURY BY WEIGHT.”

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 – 99 Negative – 39 (See Roll Call No. 1361)

AMENDED IN THE SENATE

**House Bill 125 – Chair, Environment and Transportation Committee (By Request
– Departmental – Environment)**

AN ACT concerning

Environment – Emergency Action Plans for Dams

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

HB0125/284338/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 125

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “**EMERGENCY BILL**”; in line 9, after “schedule,” insert “**requiring the results of certain tests to be reported in a certain annual update that is submitted in the same year;**”; in line 11, after “Act;” insert “**authorizing, instead of requiring, the Department to charge a certain owner for certain expenses under certain circumstances; establishing the intent of the General Assembly to require the Department to work with certain owners and consider establishing a certain dam safety**

repair and removal program under certain circumstances; making this Act an emergency measure;"; and after line 16, insert:

"BY repealing and reenacting, with amendments,

Article – Environment

Section 5–509

Annotated Code of Maryland

(2013 Replacement Volume and 2016 Supplement)".

AMENDMENT NO. 2

On page 3, in line 20, after "(F)" insert "(1)"; and after line 22, insert:

"(2) THE RESULTS OF THE FUNCTIONAL EXERCISE OR TEST REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE REPORTED IN THE ANNUAL UPDATE TO THE EMERGENCY ACTION PLAN THAT IS SUBMITTED IN THE SAME YEAR."

AMENDMENT NO. 3

On page 3, after line 24, insert:

"5–509.

(a) On complaint or the Department's own initiative, the Department may investigate or examine any reservoir, dam, or similar waterway construction. If the Department determines that the reservoir, dam, or similar waterway construction is unsafe, needs repair, or should be removed because the reservoir, dam, or similar waterway construction is unsafe and not repairable, the Department shall notify the owner in writing to repair or remove the object, as the situation warrants. The repair or removal work shall be completed within a reasonable time, which time shall be prescribed in the Department's notice.

(b) If the work is not completed in the time prescribed in the notice[.];

(1) [the] THE Department may have the work completed at the expense of the owner[.];

(2) [The] UNLESS THE OWNER DEMONSTRATES AN INABILITY TO PAY, AS DETERMINED BY THE DEPARTMENT, THE Department shall charge the owner for [this] THE expense TO COMPLETE THE WORK[.]; and

(3) [if] IF [the] repayment is not made within 30 days after written demand, the Department may bring an action in the proper court to recover [this] THE expense TO COMPLETE THE WORK.

(c) This section does not apply to farm ponds used for agricultural purposes.

SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that, if the Department of the Environment determines that a reservoir, dam, or similar waterway construction is unsafe, needs repair, or should be removed because the reservoir, dam, or similar waterway construction is unsafe and not repairable and the owner of the reservoir, dam, or similar waterway construction demonstrates an inability to pay for the work the Department determines is needed, the Department shall:

(1) work with the owner to pursue cost-effective market-based solutions such as nutrient and sediment credit generation that address the needed work; and

(2) consider establishing a dam safety repair and removal program to assist an owner of a reservoir, dam, or similar waterway construction in funding the needed work.”;

in line 25, strike “2.” and substitute “3.”; and strike beginning with “shall” in line 25 down through “2017” in line 26 and substitute “is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yeas and nays 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 – 136 Negative – 1 (See Roll Call No. 1362)

AMENDED IN THE SENATE

House Bill 879 – The Speaker (By Request – Administration)

AN ACT concerning

Public Integrity Act of 2017

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

HB0879/184238/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 879

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 6, after “capacity” insert “as a member of the General Assembly”; in line 10, after the semicolon, insert “requiring a certain appointing authority to provide a certain statement to the State Ethics Commission;”; in line 11, strike “State”; in line 16, strike “the” and substitute “certain”; in line 19, after the semicolon, insert “prohibiting a State official from using public resources to solicit certain political contributions;”; in line 20, after the semicolon, insert “altering certain disqualification and disclaimer requirements for members of the General Assembly;”; in line 21, strike “for outside income”; strike beginning with “prohibiting” in line 26 down through “circumstances;” in line 28; in line 37, after “to” insert “disclose certain information and”; in line 38, after “recusal” insert “with a certain entity”; in line 45, strike “defining a certain term;”; and in lines 45 and 46, strike “repealing a certain definition;”.

On page 3, in line 32, strike the first comma and substitute “and”; in the same line, strike “, and 5–513”; and in line 37, after “5–512,” insert “5–513”.

AMENDMENT NO. 2

On page 5, in line 22, after “CAPACITY” insert “AS A MEMBER OF THE GENERAL ASSEMBLY”.

AMENDMENT NO. 3

On page 10, in line 25, after “(A–1)”, insert “(1) THIS SUBSECTION DOES NOT APPLY TO AN INDIVIDUAL WHO IS A PUBLIC OFFICIAL ONLY AS A MEMBER OF A BOARD AND WHO RECEIVES ANNUAL COMPENSATION THAT IS LESS THAN 25% OF THE LOWEST ANNUAL COMPENSATION AT STATE GRADE LEVEL 16.”

(2)”;

in line 28, strike “1” and substitute “ONE”; and in line 30, after “PARTY” insert “FOR COMPENSATION”.

On page 12, in line 14, after “(E)” insert “(1)”; in line 15, strike “REQUIRED”; and in line 16, after “SECTION” insert “THAT IS SUBMITTED TO THE ETHICS COMMISSION ON OR AFTER JANUARY 1, 2019.”

(2) AN APPOINTING AUTHORITY SHALL PROMPTLY TRANSMIT A COPY OF A DISCLOSURE STATEMENT SUBMITTED TO THE APPOINTING AUTHORITY UNDER SUBSECTION (C)(4) OF THIS SECTION TO THE ETHICS COMMISSION”.

AMENDMENT NO. 4

On page 12, in line 27, after “CAPACITY” insert “AS A MEMBER OF THE GENERAL ASSEMBLY”.

On page 13, in line 3, strike “1” and substitute “ONE”; in the same line, strike “AFTER” and substitute “FROM THE DATE”; in line 8, strike “1” and substitute “ONE”; in the same line, strike “AFTER” and substitute “FROM THE DATE”; in line 31, after “(C)” insert “(1)”; and after line 34, insert:

“(2) A STATE OFFICIAL MAY NOT USE PUBLIC RESOURCES TO SOLICIT A POLITICAL CONTRIBUTION THAT IS REGULATED IN ACCORDANCE WITH THE ELECTION LAW ARTICLE.”.

AMENDMENT NO. 5

On page 31, in line 15, after “the legislation” insert a comma; in the same line, strike “or”; in the same line, after “of legislation” insert “, OR LEGISLATIVE ACTION”; and in line 17, strike “legislation” and substitute “MATTER”.

On page 33, in line 29, after “OR” insert “OF”; and in line 30, after “HAS” insert “AN”.

On page 34, in line 1, strike “OR BUSINESS ENTITY”; in line 6, strike “OR BUSINESS ENTITY”.

AMENDMENT NO. 6

On page 34, in line 30, strike “The” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE”.

On page 35, in line 11, strike “(I)”; in line 12, after “STATEMENT” insert “THAT IS FILED AFTER JANUARY 1, 2019, AND”; in line 13, after “ADDRESS” insert “THAT THE INDIVIDUAL HAS IDENTIFIED AS THE INDIVIDUAL’S HOME ADDRESS”; and strike in their entirety lines 14 through 16, inclusive.

On page 36, in line 19, after “(III)” insert “FOR A STATEMENT FILED ON OR AFTER JANUARY 1, 2019,”.

AMENDMENT NO. 7

On page 37, in line 32, after “RECUSAL” insert “WITH THE BOARD OR COMMISSION”.

On page 38, in line 1, strike “TO BE INCLUDED” and substitute “WHICH SHALL BE RECORDED”.

AMENDMENT NO. 8

On page 38, after line 29, insert:

“(4) (I) THE TERM OF A MEMBER OF THE BOARD IS 2 YEARS AND BEGINS ON JANUARY 1 OF EACH EVEN-NUMBERED YEAR.

(II) AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

(III) A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN SERVES ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

(5) WITH THE CONSENT OF THE LEGISLATIVE POLICY COMMITTEE, THE PRESIDENT AND SPEAKER MAY REMOVE A MEMBER FOR INCOMPETENCE OR MISCONDUCT.”.

The preceding 8 amendments were read and concurred in.

HB0879/353423/1

BY: Senator Miller

AMENDMENTS TO HOUSE BILL 879

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 4, before “altering” insert “altering the penalty for a certain offense relating to bribery of a public employee;”.

On page 3, after line 29, insert:

“BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 9–201

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 4, after line 12, insert:

“Article – Criminal Law

9–201.

(a) (1) In this section the following words have the meanings indicated.

(2) “Political subdivision” includes a:

(i) county;

(ii) municipal corporation;

(iii) bi-county or multicounty agency;

(iv) county board of education;

(v) public authority; or

(vi) special taxing district that is not a homeowner's association.

(3) (i) "Public employee" means an officer or employee of:

1. the State; or

2. a political subdivision of the State.

(ii) "Public employee" includes:

1. an executive officer of the State;

2. a judge of the State;

3. a judicial officer of the State;

4. a member or officer of the General Assembly;

5. a member of the police force of Baltimore City or the Department of State Police; and

6. a member, officer, or executive officer of a political subdivision.

(b) A person may not bribe or attempt to bribe a public employee to influence the public employee in the performance of an official duty of the public employee.

(c) A public employee may not demand or receive a bribe, fee, reward, or testimonial to:

(1) influence the performance of the official duties of the public employee;
or

(2) neglect or fail to perform the official duties of the public employee.

(d) A person who violates this section is guilty of the misdemeanor of bribery and on conviction:

(1) is subject to imprisonment for not less than 2 years and not exceeding 12 years or a fine not less than ~~[\$100]~~**\$1,000** and not exceeding ~~[\$5,000]~~**\$10,000** or both;

(2) may not vote; and

(3) may not hold an office of trust or profit in the State.

(e) A person who violates this section is subject to § 5–106(b) of the Courts Article.

(f) (1) A person who violates this section:

(i) is a competent witness; and

(ii) subject to paragraph (2) of this subsection, may be compelled to testify against any person who may have violated this section.

(2) A person compelled to testify for the State under paragraph (1) of this subsection is immune from prosecution for a crime about which the person was compelled to testify.”.

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. 1363)

CONCURRENCE CALENDAR NO. 12

AMENDED IN THE SENATE

House Bill 88 – ~~Delegate Lafferty~~ Baltimore County Delegation

AN ACT concerning

Education – Selection of Members to the Baltimore County School Board

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

HB0088/754536/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 88

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, strike “Commission” and substitute “County Executive for Baltimore County”; and in the same line, strike “appoint” and substitute “designate”.

AMENDMENT NO. 2

On page 3, in line 7, strike “COMMISSION” and substitute “THE COUNTY EXECUTIVE FOR BALTIMORE COUNTY”; in the same line, strike “ITS” and substitute “THE COMMISSION’S”; and in line 9, strike “BY MAJORITY VOTE”.

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 – 115 Negative – 22 (See Roll Call No. 1364)

AMENDED IN THE SENATE

House Bill 112 – Delegates Fraser–Hidalgo, Brooks, and A. Miller

AN ACT concerning

Interest Rate on Tax Deficiencies and Refunds – Rounding

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

HB0112/929438/1

BY: Budget and Taxation Committee

AMENDMENT TO HOUSE BILL 112

(Third Reading File Bill)

On page 1, in line 11, strike “(2010 Replacement Volume and 2016 Supplement)” and substitute “(2016 Replacement Volume)”.

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. 1365)

AMENDED IN THE SENATE

House Bill 118 – Delegate Luedtke

AN ACT concerning

Election Law – Persons Doing Public Business – Reporting by Governmental Entities

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

HB0118/284932/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 118

(Third Reading File Bill)

On page 2, in line 2, strike “Except as provided in paragraph (2) of this subsection, a” and substitute “A”; and strike in their entirety lines 26 and 27, inclusive.

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 – 135 Negative – 3 (See Roll Call No. 1366)

AMENDED IN THE SENATE

House Bill 373 – Delegates D. Barnes, Afzali, Brooks, Buckel, Carr, Chang, Ciliberti, Fennell, Folden, Gilchrist, Gutierrez, Haynes, C. Howard, Knotts, Krimm, McConkey, McKay, Metzgar, Platt, Reznik, Shoemaker, Simonaire, Tarlau, Turner, Vogt, M. Washington, and C. Wilson

AN ACT concerning

Biotechnology Investment Tax Credit – Qualified Maryland Biotechnology Company – Definition

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

HB0373/709236/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 373
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “credit;” insert “altering the definition of “biotechnology company” to include a company that will be primarily engaged in certain activities within a certain time period; providing for the revocation of a certain tax credit certificate and the recapture of the tax credit under certain circumstances;”; in line 16, strike “10–725(a)(7)” and substitute “10–725(a)(2) and (7)”; and after line 18, insert:

“BY adding to

Article – Tax – General

Section 10–725(j)

Annotated Code of Maryland

(2016 Replacement Volume)”.

AMENDMENT NO. 2

On page 2, after line 5, insert:

“(2) “Biotechnology company” means a company organized for profit that is primarily engaged in, OR WITHIN 2 MONTHS WILL BE PRIMARILY ENGAGED IN, the research, development, or commercialization of innovative and proprietary technology that comprises, interacts with, or analyzes biological material including biomolecules (DNA, RNA, or protein), cells, tissues, or organs.”;

in line 19, strike “OR”; and in line 24, after “section” insert “; OR

3. A COMPANY THAT, WITHIN 2 MONTHS OF THE RECEIPT OF THE INVESTMENT, HAS MET THE REQUIREMENTS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH.

(J) IF A COMPANY RECEIVES AN INVESTMENT UNDER SUBSECTION (A)(7)(II)3 OF THIS SECTION AND FAILS TO SATISFY THE REQUIREMENTS FOR A QUALIFIED MARYLAND BIOTECHNOLOGY COMPANY WITHIN 2 MONTHS, THE DEPARTMENT SHALL REVOKE ANY FINAL TAX CREDIT CERTIFICATES THAT HAVE BEEN ISSUED AND RECAPTURE ANY TAX CREDITS ALREADY CLAIMED BY THE QUALIFIED INVESTOR.”.

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 – 6 (See Roll Call No. 1367)

AMENDED IN THE SENATE

House Bill 627 – Delegates C. Howard, Beitzel, Buckel, Hayes, Jameson, Mautz, McCray, McKay, Metzgar, ~~and Proctor~~ Proctor, and Adams

AN ACT concerning

Motor Fuel Tax Refund – Demand Response Trips

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

HB0627/239434/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 627

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “limiting” in line 4 down through “paid;” in line 6.

AMENDMENT NO. 2

On page 5, strike in their entirety lines 15 and 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 – 139 Negative – 0 (See Roll Call No. 1368)

AMENDED IN THE SENATE

**House Bill 659 – Delegates Angel, Carr, Davis, Hill, Jackson, Oaks, Tarlau,
A. Washington, M. Washington, and Wilkins**

AN ACT concerning

Task Force to Study Tax Sales in Maryland

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

HB0659/379035/1

BY: Budget and Taxation Committee

AMENDMENT TO HOUSE BILL 659

(Third Reading File Bill)

On page 2, in line 24, strike “and”; and in line 26, after “Agencies” insert “; and

(15) one member appointed by the Maryland Tax Sale Participants Association”.

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 – 1 (See Roll Call No. 1369)

AMENDED IN THE SENATE

**House Bill 713 – Chair, Ways and Means Committee (By Request – Departmental
– Transportation)**

AN ACT concerning

Sales and Use Tax – Light Rail Vehicles – Exemption

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

HB0713/169333/1

BY: Budget and Taxation Committee

AMENDMENT TO HOUSE BILL 713

(Third Reading File Bill)

On page 1, in line 11, strike “(2010 Replacement Volume and 2016 Supplement)” and substitute “(2016 Replacement Volume)”.

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 – 5 (See Roll Call No. 1370)

AMENDED IN THE SENATE

House Bill 923 – Allegany County Delegation

AN ACT concerning

Allegany County – Property Tax Credit – ~~Allegany County Animal Shelter~~
Management Foundation, Inc. Community Organizations

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

HB0923/739034/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 923

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Credit” and substitute “Credits”; and in line 3, after “Organizations” insert “and Lions Center”.

AMENDMENT NO. 2

On page 3, in line 1, strike “AND”; and in line 2, after “INC.” insert “; AND”

(16) PROPERTY THAT IS:

(I) OWNED BY:

- 1. THE LIONS CENTER, LLC;**
- 2. THE LIONS CENTER I, LLC; OR**
- 3. THE LIONS CENTER II, LLC; AND**

(II) KNOWN AS THE LIONS CENTER FOR REHABILITATION AND EXTENDED CARE.”.

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. 1371)

AMENDED IN THE SENATE

House Bill 1094 – Delegates Hixson, Haynes, Jameson, Kramer, Lierman, Moon, Pena-Melnyk, Proctor, Sophocleus, Turner, Valderrama, ~~and M. Washington~~ M. Washington, and Rose

AN ACT concerning

Education – Libraries – Reorganization of Governance Structure

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

HB1094/959731/1

BY: Budget and Taxation Committee

AMENDMENT TO HOUSE BILL 1094

(Third Reading File Bill)

On page 2, strike beginning with “requiring” in line 1 down through “costs;” in line 4.

On page 29, strike in their entirety lines 30 through 35, inclusive.

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. 1372)

AMENDED IN THE SENATE

House Bill 1522 – Delegate Hill

AN ACT concerning

Needs Assessment for Student School Based Behavioral Health ~~Counseling~~ Services ~~Throughout the Year~~

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

HB1522/454337/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1522

(Third Reading File Bill)

On page 1, in line 2, strike “School Based” and substitute “School–Based”; in lines 6 and 8, in each instance, strike “school based” and substitute “school–based”; in line 15, strike the colon; in line 16, strike “(1)”; and strike beginning with the semicolon in line 16 down through “State” in line 17.

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 – 15 (See Roll Call No. 1373)

CONCURRENCE CALENDAR NO. 13

AMENDED IN THE SENATE

House Bill 4 – ~~Delegate Simonaire~~ Delegates Simonaire and Metzgar

AN ACT concerning

**Hunting and Fishing Licenses – Active Military, Former Prisoners of War,
~~Recipients of the Purple Heart Award,~~ and Disabled Veterans**

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

HB0004/934537/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 4

(Third Reading File Bill)

On page 1, in the sponsor line, strike “and Metzgar” and substitute “, Metzgar, and Carey”.

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 – 135 Negative – 0 (See Roll Call No. 1374)

AMENDED IN THE SENATE

House Bill 34 – Delegate Holmes

AN ACT concerning

Real Property – Homeowners Associations – Resale of Lot – Inspection Fees

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

HB0034/688479/1

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 34

(Third Reading File Bill)

On page 4, in line 9, strike “\$100” and substitute “\$50”; and in the same line, strike “REQUIRED” and substitute “THE INSPECTION IS REQUIRED BY THE GOVERNING DOCUMENTS OF THE HOMEOWNERS ASSOCIATION”.

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 – 95 Negative – 42 (See Roll Call No. 1375)

AMENDED IN THE SENATE

House Bill 171 – Delegates Robinson, Cassilly, Barkley, Carr, Fraser-Hidalgo, Gilchrist, Kelly, Kramer, Lam, Luedtke, Moon, Morhaim, Pena-Melnyk, Platt, Reznik, and Waldstreicher

AN ACT concerning

Department of the Environment – Yard Waste, ~~and~~ Food Residuals, and Other Organic Materials Diversion and Infrastructure – Study

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

HB0171/364035/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 171

(Third Reading File Bill)

AMENDMENT NO. 1

On page 3, strike beginning with “the” in line 11 down through “(3)” in line 12; in lines 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, and 26, strike “(4)”, “(5)”, “(6)”, “(7)”, “(8)”, “(9)”, “(10)”, “(11)”, “(12)”, “(13)”, “(14)”, “(15)”, “(16)”, and “(17)”, respectively, and substitute “(3)”, “(4)”, “(5)”, “(6)”, “(7)”, “(8)”, “(9)”, “(10)”, “(11)”, “(12)”, “(13)”, “(14)”, “(15)”, and “(16)”, respectively.

On page 4, in lines 1, 2, 3, 4, 5, 6, 7, and 8, strike “(18)”, “(19)”, “(20)”, “(21)”, “(22)”, “(23)”, “(24)”, and “(25)”, respectively, and substitute “(17)”, “(18)”, “(19)”, “(20)”, “(21)”, “(22)”, “(23)”, and “(24)”, respectively.

AMENDMENT NO. 2

On page 4, in line 6, after “Waste” insert “Reduction”.

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 – 134 Negative – 2 (See Roll Call No. 1376)

AMENDED IN THE SENATE

**House Bill 384 – Delegates Adams, Anderton, Arentz, Carozza, Jacobs, ~~and Otto~~
~~Otto, and Mautz~~ Mautz, Cassilly, Flanagan, Folden, Jalisi, Lafferty, and
McMillan**

AN ACT concerning

Bay Restoration Fund – Eligible Costs – Expansion

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

HB0384/434834/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 384

(Third Reading File Bill)

On page 1, in line 10, after “(1)” insert “and (2)”; and strike in their entirety lines 13 through 17, inclusive.

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. 1377)

AMENDED IN THE SENATE

House Bill 417 – The Speaker (By Request – Administration) and Delegates Adams, Afzali, Anderton, Aumann, Beitzel, Carozza, Cassilly, Ciliberti, Clark, Flanagan, Folden, Hornberger, S. Howard, Jacobs, Kipke, Kittleman, Krebs, Malone, McComas, McKay, McMillan, Metzgar, Miele, Reilly, Rose, Saab, Shoemaker, Simonaire, Szeliga, Vogt, West, and B. Wilson

AN ACT concerning

Clean Water Commerce Act of 2017

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

HB0417/624630/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 417

(Third Reading File Bill)

AMENDMENT NO. 1

On page 4, in line 9, strike “**SUBPARAGRAPH**” and substitute “**PARAGRAPH**”; in line 19, after “**SPECIFY**” insert “**THAT**”; and in line 28, after “**Act**” insert a comma.

AMENDMENT NO. 2

On page 4, strike beginning with the third “**THE**” in line 24 down through “**PLANNING,**” in line 25.

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 – 136 Negative – 1 (See Roll Call No. 1378)

AMENDED IN THE SENATE

House Bill 952 – Delegates Healey, Anderton, Frush, and Jalisi

AN ACT concerning

Vehicle Law – Waste and Recycling Collection Vehicles – Use of Yellow and Amber Lights

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

HB0952/578370/1

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 952

(Third Reading File Bill)

On page 1, after line 3, insert:

“(The Senator Bob Hooper Sanitation Safety Act)”.

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 – 135 Negative – 0 (See Roll Call No. 1379)

AMENDED IN THE SENATE

House Bill 1168 – ~~Delegate Holmes~~ Delegates Holmes and Angel

AN ACT concerning

Counties and Municipalities – Land Bank Authorities

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

HB1168/559536/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 1168

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “the” in line 12 down through “City” in line 13 and substitute “a governing body of a county or other taxing authority”; and in line 13, after “transfer” insert “certain interest in”.

AMENDMENT NO. 2

On page 13, in line 26, after “**ARTICLE;**” insert “**OR**”; strike beginning with “**2.**” in line 27 down through “**3.**” in line 30 and substitute “**2.**”; and in line 32, strike “**THE PROPERTY HAS NOT BEEN REDEEMED OR**”.

On page 15, in line 27, after “(b)” insert “**(1)**”; in the same line, strike the colon; in line 28, strike “**(1)**”; in line 29, strike the semicolon and substitute a period; and in line 30, strike “**OR**”.

On page 16, in line 1, before “**TRANSFER**” insert “**THE GOVERNING BODY OF A COUNTY OR OTHER TAXING AGENCY MAY**”; in the same line, after “**ANY**” insert “**INTEREST IT ACQUIRES IN**”; and in line 3, strike “**BALTIMORE CITY**” and substitute “**THE GOVERNING BODY OR OTHER TAXING AGENCY**”.

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. 1380)

CONCURRENCE CALENDAR NO. 14

AMENDED IN THE SENATE

House Bill 266 – Delegates Stein, Ebersole, Beidle, Brooks, Ciliberti, Gutierrez, Hettleman, Korman, Lierman, Luedtke, McCray, Morhaim, Pena-Melnyk, Platt, Tarlau, A. Washington, West, K. Young, and P. Young

AN ACT concerning

Public Senior Higher Education Institutions – Financial Aid – Reduction Restrictions

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

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 266

(Third Reading File Bill)

On page 4, in line 13, strike the colon and substitute “UNTIL THE STUDENT’S TOTAL GIFT AID NO LONGER EXCEEDS THE STUDENT’S FINANCIAL NEED.”; and strike in their entirety lines 14 through 19, inclusive.

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 – 135 Negative – 1 (See Roll Call No. 1381)

AMENDED IN THE SENATE

House Bill 304 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

Optional Retirement Program – Annuity Contracts – Employee Rights

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

HB0304/249335/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 304

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, after “program.” insert “providing for the application of this Act.”.

AMENDMENT NO. 2

On page 3, after line 21, insert:

“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 annuity contract with a designated company that was eliminated from participation in the optional retirement program before the effective date of this Act.”;

and in line 22, 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 – 0 (See Roll Call No. 1382)

AMENDED IN THE SENATE

House Bill 509 – Delegates Hettleman, Barron, Jones, Korman, Lierman, McIntosh, Rosenberg, Stein, M. Washington, ~~and P. Young~~ P. Young, Afzali, Ciliberti, and Vogt

AN ACT concerning

Higher Education – Student Loan Notification Letter

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

HB0509/914531/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 509

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “; providing” in line 8 down through “in” in line 9 and substitute “with”.

AMENDMENT NO. 2

On page 3, in line 18, strike “(1)”.

On page 4, strike beginning with “ON” in line 2 down through “INCLUDED” in line 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 – 125 Negative – 12 (See Roll Call No. 1383)

AMENDED IN THE SENATE

House Bill 1122 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Death Benefits

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

HB1122/139836/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 1122

(Third Reading File Bill)

AMENDMENT NO. 1

On page 3, in line 8, strike the second set of brackets; in the same line, strike the comma; strike beginning with “before” in line 9 down through “CHILD” in line 10; in line 10, strike the brackets; in lines 10 and 11, strike “IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION” and substitute “OR DISABLED, AS DEFINED UNDER § 72(M)(7) OF THE INTERNAL REVENUE CODE, IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION”; in line 12, strike “PARAGRAPH (2)” and substitute “PARAGRAPHS (2) AND (3)”; in line 14, strike “EQUALLY”; in line 17, strike “ALL SURVIVING CHILDREN HAVE” and substitute “EACH CHILD HAS”; in line 18, strike “THE YOUNGEST SURVIVING” and substitute “EACH”; in the same line, strike “26” and substitute “18”; in line 19, after “(2)” insert “NOTWITHSTANDING PARAGRAPH (1)(II) OF THIS SUBSECTION, A SURVIVING CHILD WHO IS DISABLED SHALL CONTINUE TO RECEIVE AN ALLOWANCE UNDER PARAGRAPH (1) OF THIS SUBSECTION PAST THE AGE OF 18 YEARS, IF THE CHILD CONTINUES TO BE DISABLED.”

(3)”;

and in line 27, strike “**26**” and substitute “**18**”.

AMENDMENT NO. 2

On page 4, in line 6, strike the brackets; in the same line, strike the comma; strike beginning with “before” in line 6 down through “ANY” in line 8 and substitute “**, TO ANY**”; in line 8, strike the brackets; in the same line, strike “18” and substitute “**26**”; in lines 8 and 9, strike “**] IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION**” and substitute “**OR DISABLED, AS DEFINED UNDER § 72(M)(7) OF THE INTERNAL REVENUE CODE**”; in line 10, strike “**PARAGRAPH (2)**” and substitute “**PARAGRAPHS (2) AND (3)**”; in line 12, strike “**EQUALLY**”; in line 14, strike “**ALL SURVIVING CHILDREN HAVE**” and substitute “**EACH CHILD HAS**”; in line 15, strike “**THE YOUNGEST SURVIVING**” and substitute “**EACH**”; and in line 16, after “**(2)**” insert “**NOTWITHSTANDING PARAGRAPH (1)(II) OF THIS SUBSECTION, A SURVIVING CHILD WHO IS DISABLED SHALL CONTINUE TO RECEIVE AN ALLOWANCE UNDER PARAGRAPH (1) OF THIS SUBSECTION PAST THE AGE OF 26 YEARS, IF THE CHILD CONTINUES TO BE DISABLED.**”

(3)”.

AMENDMENT NO. 3

On page 5, in lines 19 and 20, strike the brackets; in line 20, strike “18” and substitute “**26**”; in the same line, before the second “the” insert “**OR ARE DISABLED**”; in lines 21 and 22, strike “**, SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION**”; in line 23, strike “**SUBPARAGRAPH (II)**” and substitute “**SUBPARAGRAPHS (II) AND (III)**”; in line 28, strike “**ALL SURVIVING CHILDREN HAVE**” and substitute “**EACH CHILD HAS**”; in line 29, strike “**THE YOUNGEST SURVIVING**” and substitute “**EACH**”; and in line 31, after “**(II)**” insert “**NOTWITHSTANDING PARAGRAPH (3)(I)2 OF THIS SUBSECTION, A SURVIVING CHILD WHO IS DISABLED SHALL CONTINUE TO RECEIVE AN ALLOWANCE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH PAST THE AGE OF 26 YEARS, IF THE CHILD CONTINUES TO BE DISABLED.**”

(III)”.

AMENDMENT NO. 4

On page 7, in line 27, strike beginning with “before” through “old”; in the same line, strike the second set of brackets; in the same line, strike “ALL”; in line 28, strike the

brackets; in the same line, strike “18” and substitute “26”; in the same line, strike the semicolon; in lines 28 and 29, strike “IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION;” and substitute “DISABLED, AS DEFINED UNDER § 72(M)(7) OF THE INTERNAL REVENUE CODE, IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION; OR”.

On pages 7 and 8, strike beginning with “IF” in line 30 on page 7 down through “D.” in line 1 on page 8.

On page 8, in line 24, strike beginning with “before” through “old”; in line 25, strike the brackets; in the same line, strike the semicolon; in lines 25 and 26, strike “IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION;” and substitute “DISABLED, AS DEFINED UNDER § 72(M)(7) OF THE INTERNAL REVENUE CODE, IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION; OR”; and strike beginning with “IF” in line 27 down through “D.” in line 30.

On page 10, in line 17, strike beginning with “before” through “old”; in the same line, strike “all” and substitute “ANY”; strike beginning with “IN” in line 18 down through “SECTION;” in line 19 and substitute “WHO ARE UNDER THE AGE OF 26 YEARS OR DISABLED, AS DEFINED UNDER § 72(M)(7) OF THE INTERNAL REVENUE CODE, IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION; OR”; and strike beginning with “IF” in line 20 down through “D.” in line 23.

On page 11, in line 14, strike beginning with “before” through “old”; in the same line, strike “all” and substitute “ANY”; strike beginning with “IN” in line 15 down through “SECTION;” in line 16 and substitute “WHO ARE UNDER THE AGE OF 26 YEARS OR DISABLED, AS DEFINED UNDER § 72(M)(7) OF THE INTERNAL REVENUE CODE, IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION; OR”; and strike beginning with “IF” in line 17 down through “D.” in line 20.

On page 13, in line 5, strike beginning with “before” through “old”; in the same line, strike the second set of brackets; in the same line, strike “ALL”; in line 6, strike the brackets; in the same line, strike “18” and substitute “26”; in the same line, strike the semicolon; in lines 6 and 7, strike “IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION;” and substitute “DISABLED, AS DEFINED UNDER § 72(M)(7) OF THE INTERNAL REVENUE CODE, IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION; OR”; and strike beginning with “IF” in line 8 down through “4.” in line 11.

On page 14, in line 28, strike beginning with “before” through “old”; in the same line, strike “all” and substitute “ANY”; in line 29, strike the brackets; in the same line, strike “18” and substitute “26”; in the same line, strike the semicolon; and in lines 29 and 30, strike “IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION;” and substitute “DISABLED, AS DEFINED UNDER § 72(M)(7) OF THE INTERNAL REVENUE CODE, IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION; OR”.

On page 15, strike beginning with “IF” in line 1 down through “OR” in line 3; and in line 4, strike “4.”.

AMENDMENT NO. 5

On page 9, in line 6, strike “PARAGRAPH (2)” and substitute “PARAGRAPHS (2) AND (3)”; in line 11, strike “ALL SURVIVING CHILDREN HAVE” and substitute “EACH CHILD HAS”; in line 12, strike “THE YOUNGEST SURVIVING” and substitute “EACH”; and in line 13, after “(2)” insert “NOTWITHSTANDING PARAGRAPH (1)(II) OF THIS SUBSECTION, A SURVIVING CHILD WHO IS DISABLED SHALL CONTINUE TO RECEIVE AN ALLOWANCE UNDER PARAGRAPH (1) OF THIS SUBSECTION PAST THE AGE OF 26 YEARS, IF THE CHILD CONTINUES TO BE DISABLED.”

(3)”.

AMENDMENT NO. 6

On page 11, in line 26, strike “PARAGRAPH (2)” and substitute “PARAGRAPHS (2) AND (3)”; in line 31, strike “ALL SURVIVING CHILDREN HAVE” and substitute “EACH CHILD HAS”; and in line 32, strike “THE YOUNGEST SURVIVING” and substitute “EACH”.

On page 12, in line 1, after “(2)” insert “NOTWITHSTANDING PARAGRAPH (1)(II) OF THIS SUBSECTION, A SURVIVING CHILD WHO IS DISABLED SHALL CONTINUE TO RECEIVE AN ALLOWANCE UNDER PARAGRAPH (1) OF THIS SUBSECTION PAST THE AGE OF 26 YEARS, IF THE CHILD CONTINUES TO BE DISABLED.”

(3)”.

AMENDMENT NO. 7

On page 13, in line 18, strike “PARAGRAPH (2)” and substitute “PARAGRAPHS (2) AND (3)”; in line 23, strike “ALL SURVIVING CHILDREN HAVE” and substitute “EACH”.

CHILD HAS"; in line 24, strike "THE YOUNGEST SURVIVING" and substitute "EACH"; and in line 25, after "(2)" insert "NOTWITHSTANDING PARAGRAPH (1)(II) OF THIS SUBSECTION, A SURVIVING CHILD WHO IS DISABLED SHALL CONTINUE TO RECEIVE AN ALLOWANCE UNDER PARAGRAPH (1) OF THIS SUBSECTION PAST THE AGE OF 26 YEARS, IF THE CHILD CONTINUES TO BE DISABLED.

(3)".

AMENDMENT NO. 8

On page 15, in line 10, strike "PARAGRAPH (2)" and substitute "PARAGRAPHS (2) AND (3)"; in line 15, strike "ALL SURVIVING CHILDREN HAVE" and substitute "EACH CHILD HAS"; in line 16, strike "THE YOUNGEST SURVIVING" and substitute "EACH"; and in line 17, after "(2)" insert "NOTWITHSTANDING PARAGRAPH (1)(II) OF THIS SUBSECTION, A SURVIVING CHILD WHO IS DISABLED SHALL CONTINUE TO RECEIVE AN ALLOWANCE UNDER PARAGRAPH (1) OF THIS SUBSECTION PAST THE AGE OF 26 YEARS, IF THE CHILD CONTINUES TO BE DISABLED.

(3)".

AMENDMENT NO. 9

On page 6, in line 8, strike "(III)" and substitute "(IV)"; in line 15, after "(1)" insert "(I)"; in the same line, strike "When" and substitute "SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, WHEN"; and after line 18, insert:

"(II) IF A MEMBER DESIGNATES MORE THAN ONE BENEFICIARY, ON THE DEATH OF THE MEMBER, THE BOARD OF TRUSTEES SHALL PAY THE AMOUNTS SPECIFIED IN THIS SUBSECTION IN EQUAL SHARES TO EACH OF THE DESIGNATED BENEFICIARIES."

AMENDMENT NO. 10

On page 16, in line 3, after "member" insert "or retiree".

The preceding 10 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. 1384)

CONCURRENCE CALENDAR NO. 22

AMENDED IN THE SENATE

**House Bill 138 – Chair, Economic Matters Committee (By Request – Departmental
– Labor, Licensing and Regulation)**

AN ACT concerning

**Occupational and Professional Licensing Boards, Commissions, and Regulatory
Entities – Notifications of Applicants, Licensees, Registrants, and Permit
Holders**

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

HB0138/594838/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 138
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “holders” insert “subject to a certain condition”; and after line 23, insert:

“BY adding to

Article – Business Occupations and Professions

Section 16–15A–04(b)(3)

Annotated Code of Maryland

(2010 Replacement Volume and 2016 Supplement)”.

On page 3, in line 27, strike “SUBSECTION” and substitute “PARAGRAPH”.

On page 10, in line 15, strike “SUBSECTION” and substitute “PARAGRAPH”.

AMENDMENT NO. 2

On page 25, after line 7, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) Before an occupational and professional licensing board, commission, or other regulatory entity may electronically transmit a communication as authorized under Section 1 of this Act, the board, commission, or entity shall:

(1) mail a notice informing the licensee, registrant, or permit holder that the board, commission, or entity will switch from a system of physical mail to a system of electronic transmission; and

(2) inquire whether the e-mail address that the board, commission, or entity has on file is a current and valid e-mail address for the licensee, registrant, or permit holder.

(b) If a licensee, registrant, or permit holder does not respond within 30 days after the board, commission, or entity mails the notice required under subsection (a) of this section, the board, commission, or entity may assume that the e-mail address is current and valid and may electronically transmit communications as authorized under Section 1 of this Act.”;

and in line 8, 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 – 135 Negative – 0 (See Roll Call No. 1385)

AMENDED IN THE SENATE

House Bill 1283 – ~~Delegate Branch~~ Delegates Branch, Brooks, Barkley, Adams, Arentz, Aumann, Clippinger, Fennell, S. Howard, Lisanti, W. Miller, and Waldstreicher

AN ACT concerning

Alcoholic Beverages – Class 5 Brewery License

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

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1283
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “brewed at the brewery”; in line 5, after “charge,” insert “authorizing a license holder to brew and bottle beer at a location other than the Class 5 brewery under certain circumstances; authorizing a certain type of Class 5 brewery to sell beer for on-premises consumption under certain circumstances;”; strike beginning with “brewed” in line 19 down through “name” in line 20; and in line 20, after “consumption” insert “under certain circumstances”.

On page 2, in line 3, after “days,” insert “defining a certain term;”.

AMENDMENT NO. 2

On page 2, after line 17, insert:

“(A) IN THIS SECTION, “AFFILIATE” MEANS A PERSON THAT DIRECTLY OR INDIRECTLY THROUGH ONE OR MORE INTERMEDIARIES CONTROLS, IS CONTROLLED BY, OR IS UNDER COMMON CONTROL WITH A HOLDER OF A CLASS 5 BREWERY LICENSE.”;

in lines 18 and 19, in each instance, strike “(a)” and “(b)”, respectively, and substitute “**(B)**” and “**(C)**”, respectively; after line 22, insert:

“(3) CONTRACT TO BREW AND BOTTLE BEER WITH AND ON BEHALF OF THE HOLDER OF A CLASS 2 RECTIFYING LICENSE, CLASS 5 BREWERY LICENSE, CLASS 7 MICRO-BREWERY LICENSE, CLASS 8 FARM BREWERY LICENSE, OR A NONRESIDENT DEALER’S PERMIT;”;

in lines 23 and 27, strike “(3)” and “(4)”, respectively, and substitute “**(4)**” and “**(5)**”, respectively; in line 27, strike “serve,” and substitute “**SUBJECT TO SUBSECTION (I) OF THIS SECTION, SERVE,**”; strike beginning with “**FERMENTED**” in line 27 down through “brewery” in line 28; and in line 29, strike “**DAY**” and substitute “**VISIT**”.

On page 3, in lines 1 and 5, strike “(5)” and “(6)”, respectively, and substitute “**(6)**” and “**(7)**”, respectively; strike beginning with “subsection” in line 1 down through “brewery”

in line 2 and substitute “SUBSECTIONS (D) AND (I) OF THIS SECTION, SELL BEER”; in line 5, strike “(e)” and substitute “(F)”; in lines 5 and 6, strike “FERMENTED AND brewed ENTIRELY”; in line 8, strike “(b)(5)” and substitute “(C)(6)”; in lines 8, 12, 13, and 16, strike “(c)”, “(d)”, “(e)”, and “(3)”, respectively, and substitute “(D)”, “(E)”, “(F)”, and “(6)”, respectively; in line 10, strike “DAY” and substitute “VISIT”; strike in their entirety lines 17 through 21, inclusive, and substitute:

“(2) SUBJECT TO THE MAXIMUM VOLUME LIMIT UNDER PARAGRAPH (4) OF THIS SUBSECTION, A CLASS D BEER LICENSE OR AN EQUIVALENT LICENSE UNDER PARAGRAPH (6) OF THIS SUBSECTION ENTITLES THE HOLDER TO SELL TO AN INDIVIDUAL WHO HAS ATTAINED THE LEGAL DRINKING AGE, FOR ON-PREMISES CONSUMPTION AT THE BREWERY:

(I) BEER:

1. OF WHICH THE HOLDER OF THE CLASS 5 LICENSE IS THE BRAND OWNER; AND

2. THAT IS FERMENTED AND BREWED ENTIRELY AT THE BREWERY OF THE LICENSE HOLDER;

(II) BEER THAT IS FERMENTED AND BREWED ENTIRELY AT THE BREWERY UNDER CONTRACT WITH A BRAND OWNER WHO DOES NOT POSSESS A CLASS 5 LICENSE; AND

(III) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, BEER BREWED AT A LOCATION OTHER THAN THE CLASS 5 BREWERY IF:

1. THE BRAND OWNER OF THE BEER IS THE HOLDER OF THE CLASS 5 LICENSE OR AN AFFILIATE OF THE HOLDER OF THE CLASS 5 LICENSE;

2. THE NUMBER OF BARRELS OF THE BEER SOLD FOR ON-PREMISES CONSUMPTION UNDER THE CLASS D BEER LICENSE OR AN EQUIVALENT LICENSE OR AN ON-SITE CONSUMPTION PERMIT IN A CALENDAR YEAR DOES NOT EXCEED THE GREATER OF:

A. 25% OF THE TOTAL NUMBER OF BARRELS OF BEER SOLD FOR ON-PREMISES CONSUMPTION UNDER THE CLASS D LICENSE OR AN EQUIVALENT LICENSE OR AN ON-SITE CONSUMPTION PERMIT IN THAT CALENDAR YEAR; OR

B. 1.2% OF TOTAL FINISHED PRODUCTION UNDER THE CLASS 5 BREWERY LICENSE; AND

3. A. THE LICENSE HOLDER CONTRACTS WITH OR ON BEHALF OF A HOLDER OF A MANUFACTURER’S LICENSE OR NONRESIDENT DEALER’S PERMIT; OR

B. THE BEER IS MANUFACTURED BY AN AFFILIATE OF THE LICENSE HOLDER.

(3) (I) THIS PARAGRAPH APPLIES TO A CLASS 5 BREWERY WITH MORE THAN 1,000,000 BARRELS OF FINISHED PRODUCTION ANNUALLY, ALONE OR IN COMBINATION WITH ITS AFFILIATES.

(II) BEER THAT IS DELIVERED TO THE CLASS 5 BREWERY IN FINISHED FORM MAY BE SOLD FOR ON-PREMISES CONSUMPTION UNDER SUBPARAGRAPH (III)2 OF THIS PARAGRAPH ONLY IF IT IS PURCHASED FROM A LICENSED WHOLESALER.”;

in lines 22 and 23, strike “SUBPARAGRAPH (III) OF THIS PARAGRAPH” and substitute “PARAGRAPH (5) OF THIS SUBSECTION”; and in lines 22, 25, 31, and 33, strike “(ii)”, “(III) 1.”, “2.”, and “3.”, respectively, and substitute “(4)”, “(5)(I)”, “(II)”, and “(III)”, respectively.

AMENDMENT NO. 3

On page 4, in line 1, strike “SUBPARAGRAPH (II) OF THIS PARAGRAPH” and substitute “PARAGRAPH (4) OF THIS SUBSECTION”; in lines 3, 7, and 12, strike “(3)”, “(4)”, “(5)”, respectively, and substitute “(6)”, “(7)”, and “(8)”, respectively; in line 14, strike “(3)” and substitute “(6)”; in line 19, strike “(f)” and substitute “(G)”; in lines 21 and 28, in each instance, strike “The” and substitute “SUBJECT TO SUBSECTION (I) OF THIS SECTION, THE”; in line 26, strike “produced by the holder”; in line 28, strike the colon; and strike in their entirety lines 29 and 30.

On page 5, in line 1, strike “(II)”; in line 8, strike “(G) (1)”; strike in their entirety lines 11 through 26, inclusive, and substitute:

“(H) (1) THIS SUBSECTION DOES NOT APPLY TO:

(I) THE HOLDER OF A CLASS 5 BREWERY LICENSE THAT HELD AN ON-SITE CONSUMPTION PERMIT AND A CLASS D LICENSE OR AN EQUIVALENT LICENSE ON OR BEFORE APRIL 1, 2017;

(II) AN INDIVIDUAL WHO HELD A MINORITY INTEREST IN AN ON-SITE CONSUMPTION PERMIT AND A CLASS D LICENSE OR AN EQUIVALENT LICENSE ON OR BEFORE APRIL 1, 2017, AND THEN OBTAINS BY TRANSFER A MAJORITY INTEREST IN THE SAME LICENSE OR PERMIT;

(III) A LOCATION IN THE STATE FOR WHICH A COMPLETED BREWER’S NOTICE FORM WAS FILED WITH THE U. S. DEPARTMENT OF TREASURY ON OR BEFORE APRIL 1, 2017;

(IV) A PROMOTIONAL EVENT CONDUCTED UNDER SUBSECTION (G) OF THIS SECTION; AND

(V) A GUIDED TOUR DURING WHICH:

1. SAMPLES OF BEER ARE SERVED UNDER SUBSECTION (C)(5) OF THIS SECTION; OR

2. BEER IS SOLD FOR OFF-PREMISES CONSUMPTION UNDER SUBSECTION (C)(6) OF THIS SECTION.

(2) THIS SUBSECTION APPLIES TO:

(I) A HOLDER OF A CLASS 5 BREWERY LICENSE WHO:

1. AFTER APRIL 1, 2017, OBTAINS AN ON-SITE CONSUMPTION PERMIT AND A CLASS D BEER LICENSE OR EQUIVALENT LICENSE FOR ON-PREMISES CONSUMPTION; OR

2. NOT HOLDING A MINORITY INTEREST IN AN ON-SITE CONSUMPTION PERMIT AND A CLASS D LICENSE OR AN EQUIVALENT LICENSE ON OR BEFORE APRIL 1, 2017, OBTAINS A MAJORITY INTEREST BY TRANSFER IN AN ON-SITE CONSUMPTION PERMIT AND A CLASS D LICENSE OR AN EQUIVALENT LICENSE; AND

(II) NOTWITHSTANDING SUBSECTION (H)(1)(III) OF THIS SECTION, A MANUFACTURER OF BEER WITH MORE THAN 1,000,000 BARRELS OF FINISHED PRODUCTION ANNUALLY ALONE OR IN COMBINATION WITH ITS AFFILIATES.

(3) NOTWITHSTANDING ANY PROVISION IN DIVISION II OF THIS ARTICLE, THE SALES AND SERVING PRIVILEGES OF AN ON-SITE CONSUMPTION PERMIT AND A CLASS D LICENSE OR AN EQUIVALENT LICENSE MAY BE EXERCISED ONLY FROM 10 A.M. TO 10 P.M. MONDAY THROUGH SUNDAY.

(I) ALL BEER OFFERED, SERVED, OR SOLD TO A CONSUMER UNDER SUBSECTIONS (C)(5) OR (6) OR (G) OF THIS SECTION SHALL BE:

(1) FERMENTED AND BREWED ENTIRELY AT THE CLASS 5 BREWERY; OR

(2) BEER OF WHICH THE LICENSE HOLDER OR AN AFFILIATE OF THE LICENSE HOLDER IS THE BRAND OWNER.”;

and in line 27, strike “(I)” and substitute “(J)”.

On page 6, in line 14, strike “(J)” and substitute “(K)”; and in lines 26 and 30, in each instance, strike “(E)(2)(III)” and substitute “(F)(5)(I)”.

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 – 119 Negative – 15 (See Roll Call No. 1386)

CONCURRENCE CALENDAR NO. 15

AMENDED IN THE SENATE

House Bill 518 – Delegates Morhaim, Kelly, and West

AN ACT concerning

Public Health – Prenatal ~~Infectious Disease~~ HIV Testing

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

HB0518/244738/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 518

(Third Reading File Bill)

On page 1, in line 11, after “Department” insert “of Health and Mental Hygiene”.

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. 1387)

AMENDED IN THE SENATE

House Bill 613 – Delegates Hettleman, Barron, Barkley, B. Barnes, Barve, Clippinger, Ebersole, Frick, Kelly, Korman, Kramer, Lierman, A. Miller, Moon, Morales, Patterson, Pena-Melnyk, Platt, Queen, Robinson, Rosenberg, Sanchez, Tarlau, Waldstreicher, M. Washington, K. Young, P. Young, ~~and R. Lewis~~ R. Lewis, Angel, and Cullison

AN ACT concerning

Pharmacists – Contraceptives – Prescribing and Dispensing

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

HB0613/784931/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 613

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 16, strike “providing for a delayed effective date;”.

AMENDMENT NO. 2

On page 4, in line 19, after “MARYLAND,” insert “THE MARYLAND ASSOCIATION OF CHAIN DRUG STORES,”; and in line 20, after “ADOPT” insert “FINAL”.

AMENDMENT NO. 3

On page 5, after line 28, insert:

“(4) THE REGULATIONS SHALL PROHIBIT A PHARMACIST FROM PRESCRIBING CONTRACEPTIVES BEFORE JANUARY 1, 2019.”

AMENDMENT NO. 4

On page 6, in line 16, strike “January 1, 2018” and substitute “July 1, 2017”.

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 – 111 Negative – 24 (See Roll Call No. 1388)

CONCURRENCE CALENDAR NO. 16

AMENDED IN THE SENATE

House Bill 166 – Delegate Dumais

AN ACT concerning

Criminal Procedure – Charges Against Correctional Officer – Review by State’s Attorney

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

HB0166/538779/1

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 166

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the second “a” in line 6 down through “officer” in line 7 and substitute “certain other law enforcement officers”.

AMENDMENT NO. 2

On page 2, in line 25, strike “a” and substitute “:

(I) A”;

in line 26, strike “, A” and substitute “;

(II) THE POLICE COMMISSIONER OF BALTIMORE CITY;

(III) AN INDIVIDUAL WHO SERVES AT THE PLEASURE OF THE POLICE COMMISSIONER OF BALTIMORE CITY;

(IV) THE POLICE CHIEF OF A COUNTY LAW ENFORCEMENT AGENCY;

(V) THE POLICE CHIEF OF A MUNICIPAL CORPORATION;

(VI) THE POLICE CHIEF OR SUPERINTENDENT OF A STATE LAW ENFORCEMENT AGENCY;

(VII) THE SHERIFF OF A COUNTY;

(VIII) AN OFFICER WHO IS ON PROBATIONARY STATUS ON INITIAL ENTRY INTO A LAW ENFORCEMENT AGENCY;

(IX) A;

and in line 27, strike “, or any” and substitute “;**OR**

(X) ANY”.

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 – 0 (See Roll Call No. 1389)

CONCURRENCE CALENDAR NO. 19

AMENDED IN THE SENATE

House Bill 144 – Chair, Health and Government Operations Committee (By Request – Departmental – General Services)

AN ACT concerning

Procurement – Department of General Services – Exemption for Historic Structures

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

HB0144/404532/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 144

(Third Reading File Bill)

On page 1, in line 8, strike “**Historic**” and substitute “**Historical**”.

On page 2, in line 11, strike “**HISTORIC**” and substitute “**HISTORICAL**”.

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 – 135 Negative – 0 (See Roll Call No. 1390)

AMENDED IN THE SENATE

House Bill 426 – The Speaker (By Request – Administration) and Delegates Cassilly, Kipke, McConkey, ~~and West~~ West, Pendergrass, Bromwell, Angel, Cullison, Hayes, Hill, Kelly, Krebs, Metzgar, Miele, Morales, Morgan, Pena-Melnyk, Platt, Rosenberg, Saab, Sample-Hughes, Szeliga, and K. Young

AN ACT concerning

Promoting Efficiencies in State Procurement

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

HB0426/554937/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 426

(Third Reading File Bill)

AMENDMENT NO. 1

On pages 1 and 2, strike beginning with “increasing” in line 19 on page 1 down through “made;” in line 1 on page 2.

On page 2, in line 5, after “college;” insert “clarifying the authority of the board of trustees of a community college to advertise certain bids on eMaryland Marketplace;”; and strike beginning with “requiring” in line 7 down through “date;” in line 9.

AMENDMENT NO. 2

On page 21, strike in their entirety lines 21 through 23, inclusive, and substitute:

“(B) IF A DESIGNATED PROCUREMENT UNIT ADOPTS MASTER CONTRACTING, THE MASTER CONTRACTING METHOD SHALL INCLUDE:”.

On page 22, in line 10, strike “The” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, THE”; in line 14, strike “If” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, IF”; and in line 25, strike “After” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, AFTER”.

On page 23, in line 1, after “STATES” insert “:

(I)”;

and in the same line, strike “AND” and substitute “; AND

(II)”.

AMENDMENT NO. 3

On page 36, strike beginning with “EXCEPT” in line 21 down through “THE” in line 22 and substitute “THE”; and in line 25, strike “100%” and substitute “50%”.

On pages 36 and 37, strike in their entirety the lines beginning with line 27 on page 36 through line 8 on page 37.

AMENDMENT NO. 4

On page 38, in line 12, after “county” insert “OR IN EMARYLAND MARKETPLACE, IN ACCORDANCE WITH TITLE 17, SUBTITLE 5 OF THE STATE FINANCE AND PROCUREMENT ARTICLE”.

AMENDMENT NO. 5

On page 41, strike in their entirety lines 22 through 31, inclusive; and in line 32, strike “3.” and substitute “2.”.

The preceding 5 amendments were read and concurred in.

HB0426/554937/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 426

(Third Reading File Bill)

AMENDMENT NO. 1

On pages 1 and 2, strike beginning with “increasing” in line 19 on page 1 down through “made;” in line 1 on page 2.

On page 2, in line 5, after “college;” insert “clarifying the authority of the board of trustees of a community college to advertise certain bids on eMaryland Marketplace;”; and strike beginning with “requiring” in line 7 down through “date;” in line 9.

AMENDMENT NO. 2

On page 21, strike in their entirety lines 21 through 23, inclusive, and substitute:

“(B) IF A DESIGNATED PROCUREMENT UNIT ADOPTS MASTER CONTRACTING, THE MASTER CONTRACTING METHOD SHALL INCLUDE:”.

On page 22, in line 10, strike “The” and substitute “**EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, THE**”; in line 14, strike “If” and substitute “**EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, IF**”; and in line 25, strike “After” and substitute “**EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, AFTER**”.

On page 23, in line 1, after “STATES” insert “:

(I);

and in the same line, strike “AND” and substitute “**; AND**

(II)”.

AMENDMENT NO. 3

On page 36, strike beginning with “**EXCEPT**” in line 21 down through “**THE**” in line 22 and substitute “**THE**”; and in line 25, strike “**100%**” and substitute “**50%**”.

On pages 36 and 37, strike in their entirety the lines beginning with line 27 on page 36 through line 8 on page 37.

AMENDMENT NO. 4

On page 38, in line 12, after “county” insert “**OR IN EMARYLAND MARKETPLACE, IN ACCORDANCE WITH TITLE 17, SUBTITLE 5 OF THE STATE FINANCE AND PROCUREMENT ARTICLE**”.

AMENDMENT NO. 5

On page 41, strike in their entirety lines 22 through 31, inclusive; and in line 32, strike “3.” and substitute “2.”.

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 – 133 Negative – 0 (See Roll Call No. 1391)

AMENDED IN THE SENATE

House Bill 587 – Delegates Reznik, Barkley, Frick, Healey, Hixson, C. Howard, Jackson, Kipke, Lafferty, Patterson, Queen, and Valentino-Smith

AN ACT concerning

**State Finance and Procurement – Veteran-Owned Small Business Enterprises –
Definitions**

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

HB0587/544430/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 587

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “Definitions” insert “and Penalties”; in line 8, after “procedures” insert “; authorizing certain penalties to be applied to a person that willfully misrepresents a business as a veteran-owned small business enterprise; providing for a delayed effective date”; and after line 14, insert:

“BY adding to

Article – State Finance and Procurement

Section 14–606

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 18, insert:

“14-606.

IN ADDITION TO THE PENALTIES UNDER § 14-605(B) OF THIS SUBTITLE, A PERSON THAT WILLFULLY MISREPRESENTS A BUSINESS AS A VETERAN-OWNED SMALL BUSINESS ENTERPRISE FOR PURPOSES OF OBTAINING OR RETAINING A CONTRACT OR SUBCONTRACT MAY BE SUBJECT TO:

(1) SUSPENSION OR DEBARMENT UNDER TITLE 16 OF THIS ARTICLE;

OR

(2) CIVIL PENALTIES UNDER THE MARYLAND FALSE CLAIMS ACT UNDER TITLE 8 OF THE GENERAL PROVISIONS ARTICLE.”.

AMENDMENT NO. 3

On page 2, in line 20, strike “2017” and substitute “2018”.

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 – 135 Negative – 0 (See Roll Call No. 1392)

AMENDED IN THE SENATE

House Bill 880 – Delegates Morales, Carr, Angel, Cullison, Hill, Kelly, R. Lewis, Morgan, Mosby, Pena-Melnyk, Platt, Tarlau, ~~and K. Young~~ K. Young, and Krebs

AN ACT concerning

Open Meetings Act – ~~Required Training for Members of Public Bodies~~ Annual Reporting Requirement, Web Site Postings, and Training

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

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 880

(Third Reading File Bill)

On page 1, in line 12, after the first “the” insert “State Open Meetings Law Compliance”; and in line 17, strike “State Open Meetings Law Compliance”.

On page 2, in line 2, strike “Health” and substitute “Policy”.

On page 5, in line 31, after the first “the” insert “State”; and in the same line, after “Meetings” insert “Law”.

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. 1393)

CONCURRENCE CALENDAR NO. 20

AMENDED IN THE SENATE

House Bill 967 – Delegate Frick

AN ACT concerning

The Textbook Cost Savings Act of 2017

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

HB0967/664735/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 967

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “purposes;” insert “requiring certain funds allocated for certain purposes to be for the adoption, adaptation, and creation of certain resources that are equally accessible to and independently usable by individuals with disabilities;”.

AMENDMENT NO. 2

On page 2, after line 20, insert:

“(C) TO THE EXTENT PRACTICABLE, FUNDS ALLOCATED UNDER SUBSECTION (B) OF THIS SECTION SHALL BE FOR THE ADOPTION, ADAPTATION, AND CREATION OF OPENLY LICENSED EDUCATIONAL RESOURCES THAT ARE EQUALLY ACCESSIBLE TO AND INDEPENDENTLY USABLE BY INDIVIDUALS WITH DISABILITIES.”.

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 – 3 (See Roll Call No. 1394)

AMENDED IN THE SENATE

House Bill 1154 – Delegates Hayes, Conaway, and Mosby

AN ACT concerning

Program Open Space – Baltimore City Grants – Use of Grant Funds

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

HB1154/724337/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1154

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, after line 16, insert:

“BY adding to

Article – Natural Resources

Section 5–903(a)(2)(ii)5.

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 15, strike “\$500,000” and substitute “**\$400,000**”; in line 16, strike “\$600,000” and substitute “**\$500,000**”; in line 19, strike “and”; in line 20, after “Park” insert “**; AND**”

F. \$200,000 FOR FIELD LIGHTS AND OTHER IMPROVEMENTS AT FREDERIC B. LEIDIG RECREATION CENTER”;

and after line 20, insert:

“5. FOR FISCAL YEAR 2019, A PORTION OF THE GRANT FUNDS TO BALTIMORE CITY IN EXCESS OF \$1,500,000 UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH MAY ONLY BE USED FOR CAPITAL PURPOSES RELATED TO THE FOLLOWING PROJECTS IN THE AMOUNTS SPECIFIED:

A. \$100,000 FOR HERRING RUN PARK;

B. \$100,000 FOR CLIFTON PARK; AND

C. \$100,000 FOR FIELD LIGHTS AND OTHER IMPROVEMENTS AT FREDERIC B. LEIDIG RECREATION CENTER.”.

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 – 0 (See Roll Call No. 1395)

CONCURRENCE CALENDAR NO. 21

AMENDED IN THE SENATE

House Bill 174 – Delegates Luedtke, M. Washington, Afzali, D. Barnes, Buckel, Ebersole, Hixson, Hornberger, Kelly, Vogt, Walker, and A. Washington

AN ACT concerning

**Education – Children With Disabilities – Individualized Education Program
Process – Parental Consent**

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

HB0174/214236/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 174

(Third Reading File Bill)

On page 5, in line 20, after “CURRICULUM;” insert “OR”; and strike beginning with “; OR” in line 23 down through “PLACEMENT” in line 25.

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. 1396)

AMENDED IN THE SENATE

House Bill 425 – Delegates Lierman, Anderson, Angel, Atterbeary, D. Barnes, Brooks, Conaway, Davis, Fennell, Glenn, Gutierrez, Hayes, Haynes, Hettleman, Hill, Jones, Kelly, Korman, Krimm, McCray, McIntosh, McKay, A. Miller, Moon, Morales, Oaks, Patterson, Queen, Rosenberg, Sanchez, Sydnor, Tarlau, Turner, A. Washington, ~~and M. Washington~~ M. Washington, Sophocleus, Pena-Melnyk, and Ebersole

AN ACT concerning

Public Schools – Suspensions and Expulsions

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

HB0425/124732/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 425

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “except” in line 4 down through “except” in line 6 and substitute “with certain exceptions for an expulsion required by federal law or a suspension for not more than a certain number of days”; and in line 7, after “guardian” insert “under certain circumstances”.

AMENDMENT NO. 2

On page 6, in line 29, strike “SUSPENDED OR EXPELLED” and substitute “EXPELLED”.

On page 7, in line 1, strike “NO” and substitute “NOT”; and in the same line, strike “9” 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 – 90 Negative – 46 (See Roll Call No. 1397)

AMENDED IN THE SENATE**House Bill 562 – Delegate Hayes (By Request – Baltimore City Administration)**

AN ACT concerning

Baltimore City Board of School Commissioners – Members – Appointment and Removal

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

HB0562/154731/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 562

(Third Reading File Bill)

On page 3, in line 22, strike “(l)” and substitute “(M)”.

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 – 105 Negative – 31 (See Roll Call No. 1398)

AMENDED IN THE SENATE

House Bill 680 – Delegate Kaiser (By Request – Maryland Longitudinal Data System) and Delegates Atterbeary, Barkley, Buckel, Chang, Ebersole, Jackson, Lafferty, Luedtke, McComas, McCray, Patterson, Rose, Shoemaker, Tarlau, M. Washington, and West

AN ACT concerning

**Maryland Longitudinal Data System – Student and Workforce Data Linkage –
Extension of Time Limit**

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

HB0680/294633/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 680
(Third Reading File Bill)

On page 1, in line 12, after “24–702” 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 – 94 Negative – 42 (See Roll Call No. 1399)

AMENDED IN THE SENATE

House Bill 1498 – Delegates A. Washington and Tarlau

AN ACT concerning

Campaign Finance – Political Organizations – Compliance and Disclosure

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

HB1498/194838/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1498

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 33, after “Section” insert “1–101(o).”; and after line 38, insert:

“1–101.

(o) (1) “Contribution” means the gift or transfer, or promise of gift or transfer, of money or other thing of value to a campaign finance entity to promote or assist in the promotion of the success or defeat of a candidate, political party, question, or prospective question.

(2) “Contribution” includes:

(i) proceeds from the sale of tickets to a campaign fund–raising event; and

(ii) a disbursement or deposit of money or a gift, a subscription, an advance, or anything of value that is made by a person in coordination with, or at the request or suggestion of, a candidate or a campaign finance entity of a candidate.

(3) “CONTRIBUTION” DOES NOT INCLUDE THE COSTS ASSOCIATED WITH THE ESTABLISHMENT, ADMINISTRATION, OR SOLICITATION OF VOLUNTARY CONTRIBUTIONS TO A POLITICAL ACTION COMMITTEE ESTABLISHED BY A CORPORATION, LIMITED LIABILITY COMPANY, GENERAL PARTNERSHIP, LIMITED PARTNERSHIP, MEMBERSHIP ORGANIZATION, TRADE ASSOCIATION, COOPERATIVE, OR CORPORATION WITHOUT CAPITAL STOCK AS LONG AS THE POLITICAL ACTION COMMITTEE ONLY SOLICITS CONTRIBUTIONS FROM EMPLOYEES OF THE ORGANIZATION THAT ESTABLISHED THE POLITICAL ACTION COMMITTEE, OR MEMBERS OF THE ORGANIZATION THAT ESTABLISHED THE POLITICAL ACTION COMMITTEE, AND THE EMPLOYEES OR MEMBERS ARE PARTICIPATING IN A PAYROLL DEDUCTION PROGRAM ESTABLISHED BY THE ORGANIZATION.”.

AMENDMENT NO. 2

On page 3, in line 17, after “PERMISSIBLE” insert “DONATIONS TO AND”.

AMENDMENT NO. 3

On page 18, in line 5, strike “\$25,000” and substitute “\$10,000”.

The preceding 3 amendments were read and concurred in.

HB1498/923127/1

BY: Senator Pinsky

AMENDMENT TO HOUSE BILL 1498, AS AMENDED

On page 2 of the Education, Health, and Environmental Affairs Committee Amendments (HB1498/194838/1), in line 2 of Amendment No. 1, strike “ORGANIZATION” and substitute “EMPLOYER OF THE EMPLOYEE OR 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 – 87 Negative – 48 (See Roll Call No. 1400)

CONCURRENCE CALENDAR NO. 17**AMENDED IN THE SENATE**

House Bill 832 – Delegates McIntosh and Anderson

AN ACT concerning

Baltimore City – Alcoholic Beverages – Old Goucher Revitalization District

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

HB0832/284433/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 832
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “EMERGENCY BILL”; in line 3, after the first “a” insert “certain”; in line 10, after “a” insert “certain”; strike beginning with “, but” in line 10 down through “of,” in line 11; and in line 14, after “term;” insert “making this Act an emergency measure;”.

AMENDMENT NO. 2

On page 3, in line 4, after “LICENSE” insert “THAT MAY BE ISSUED UNDER § 12-1603(C)(5) OF THIS TITLE”.

On page 5, in lines 13 and 14, strike “: (I)” and substitute “THAT MAY BE ISSUED UNDER § 12-1603(C)(5) OF THIS TITLE”; and strike beginning with the semicolon in line 15 down through “DISTRICT” in line 17.

AMENDMENT NO. 3

On page 6, strike beginning with “shall” in line 3 down through “2017” in line 4 and substitute “is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yeas and nays 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 – 135 Negative – 0 (See Roll Call No. 1401)

AMENDED IN THE SENATE

House Bill 1348 – Delegates Clippinger, Lierman, and R. Lewis

AN ACT concerning

Baltimore City – 46th District Alcoholic Beverages Act of 2017

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

HB1348/294232/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1348

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “of” insert “authorizing the Board of License Commissioners for Baltimore City to grant an off-sale privilege to the holder of a certain arena license under certain conditions; establishing a public market license in Baltimore City; specifying that the Board may issue the license to an operator of a certain enclosed public market; requiring that the premises for which the public market license is issued be separate from a certain other licensed premises; specifying that the ownership of the license is transferable only to a certain person; providing that the license authorizes the license holder to sell, for on- or off-premises consumption, beer, wine, and liquor under specified conditions; authorizing the license holder to designate vendors within the public market who may sell certain alcoholic beverages under certain circumstances; requiring the license holder to submit to the Board certain information about each vendor and to apply to the Central Repository for a State and national criminal history records check for each vendor authorized to sell alcoholic beverages; imposing certain requirements on vendors; requiring that the monthly receipts from the sale of nonalcoholic beverage items sold in the public market be at least a certain percentage of the total monthly receipts of the public market; prohibiting a license holder or vendor from participating in or publicizing a pub crawl or allowing an open bar, except under certain circumstances; establishing certain hours of sale and an annual license fee; requiring the Board to adopt certain regulations;”; in line 8, after “transferred;” insert “specifying that, unless transferred to another location, a certain license expires not later than a certain date; specifying that a certain license be considered unexpired until a certain date for a certain purpose and be considered expired after a certain date under certain circumstances;”; in line 12, after “12-102,” insert “12-1001(b).”; in the same line, strike “and”; in the same line, after “12-1604(b)” insert “, and 12-1706(d)(1)”; after line 14, insert:

“BY adding toArticle – Alcoholic BeveragesSection 12-1002.1 and 12-2204Annotated Code of Maryland(2016 Volume and 2016 Supplement)”;and in line 17, after “Section” insert “12-1001(d) and”.

AMENDMENT NO. 2

On page 2, after line 3, insert:

“12-1001.

(b) There is an arena license.

(d) (1) Subject to paragraph (2) of this subsection, the license holder is authorized to sell beer, wine, and liquor by the drink and by the bottle within the arena, from one or more outlets, for on-premises consumption.

(2) (i) The license may not be issued in the Second or Third Ward after October 1, 1994.

(ii) A license issued before October 1, 1994, is valid and may be treated like any other license.

(3) THE BOARD MAY GRANT AN OFF-SALE PRIVILEGE TO THE HOLDER OF A LICENSE ISSUED FOR A PREMISES IN THE 3300 BLOCK OF ANNAPOLIS ROAD, SUBJECT TO THE FOLLOWING CONDITIONS:

(I) BEER, WINE, OR LIQUOR MAY BE SOLD FOR OFF-PREMISES CONSUMPTION ONLY FROM A LOCATION IN THE LICENSED PREMISES NOT EXCEEDING 2,000 SQUARE FEET;

(II) BEER, WINE, OR LIQUOR PURCHASED FROM THE LOCATION MAY NOT BE CONSUMED ANYWHERE ON THE LICENSED PREMISES;

(III) THE HOURS OF SALE ARE FROM 8 A.M. TO 10 P.M. MONDAY THROUGH SUNDAY; AND

(IV) THE ANNUAL FEE FOR THE PRIVILEGE IS \$858.

12-1002.1.

(A) THERE IS A PUBLIC MARKET LICENSE.

(B) THE BOARD MAY ISSUE THE LICENSE ONLY TO AN OPERATOR OF AN ENCLOSED PUBLIC MARKET THAT:

(1) HAS A CAPITAL INVESTMENT OF AT LEAST \$3,000,000; AND

(2) IS LOCATED IN AN AREA SURROUNDED BY CHARLES STREET ON THE WEST, EAST CROSS STREET ON THE NORTH, LIGHT STREET ON THE EAST, AND EAST CROSS STREET ON THE SOUTH, IN WARD 23, PRECINCT 1 OF THE 46TH ALCOHOLIC BEVERAGES DISTRICT.

(C) THE PREMISES FOR WHICH THE PUBLIC MARKET LICENSE IS ISSUED SHALL BE SEPARATE FROM THE PREMISES FOR WHICH A CLASS D (7-DAY) BEER AND WINE LICENSE HAS BEEN ISSUED.

(D) OWNERSHIP OF THE LICENSE IS TRANSFERABLE ONLY TO THE BALTIMORE PUBLIC MARKETS CORPORATION.

(E) (1) THE LICENSE AUTHORIZES THE LICENSE HOLDER TO SELL, FOR ON- OR OFF-PREMISES CONSUMPTION:

(I) BEER;

(II) WINE; AND

(III) LIQUOR, WHEN SERVED AS AN INGREDIENT IN MIXED DRINKS THAT MAY BE PURCHASED FOR AT LEAST \$5 EACH.

(2) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE LICENSE HOLDER MAY DESIGNATE VENDORS WITHIN THE PUBLIC MARKET TO SELL ALCOHOLIC BEVERAGES THAT ARE ALLOWED UNDER PARAGRAPH (1) OF THIS SUBSECTION IN LEASABLE MARKET SPACE COVERING NOT MORE THAN 20% OF THE TOTAL SQUARE FOOTAGE OF FLOOR SPACE OF THE LICENSED PREMISES.

(II) AN INDIVIDUAL VENDOR MAY SELL ALCOHOLIC BEVERAGES IN AN AREA COVERING NOT MORE THAN 1,000 SQUARE FEET OF FLOOR SPACE.

(3) (I) THE LICENSE HOLDER SHALL SUBMIT TO THE BOARD THE SAME INFORMATION ABOUT EACH VENDOR THAT THE BOARD REQUIRES OF AN APPLICANT FOR A LICENSE.

(II) THE BOARD SHALL APPLY TO THE CENTRAL REPOSITORY FOR A STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK FOR EACH VENDOR AUTHORIZED TO SELL ALCOHOLIC BEVERAGES.

(III) A VENDOR AUTHORIZED TO SELL ALCOHOLIC BEVERAGES OR AN INDIVIDUAL WHO IS DESIGNATED BY THE VENDOR AND EMPLOYED IN A SUPERVISORY CAPACITY IS REQUIRED TO BE:

1. CERTIFIED BY AN APPROVED ALCOHOL AWARENESS PROGRAM; AND

2. PRESENT WHEN ALCOHOLIC BEVERAGES ARE CONSUMED.

(4) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, MONTHLY RECEIPTS FROM THE SALE OF NONALCOHOLIC BEVERAGE ITEMS SHALL BE AT LEAST 65% OF THE TOTAL MONTHLY RECEIPTS OF THE MARKET.

(II) THE ONLY NONALCOHOLIC BEVERAGE ITEMS THAT MAY BE COUNTED IN THE CALCULATION REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH ARE ITEMS SOLD IN THE PUBLIC MARKET THAT ARE NOT PROVIDED AS PART OF AN OFF-PREMISES CATERING SERVICE.

(F) A LICENSE HOLDER OR VENDOR MAY NOT:

(1) PARTICIPATE IN OR PUBLICIZE, IN OR OUTSIDE THE PUBLIC MARKET, A PUB CRAWL AUTHORIZED UNDER § 12-1101.1 OF THIS TITLE; OR

(2) EXCEPT FOR AN EVENT CLOSED TO THE PUBLIC, INCLUDING A REHEARSAL DINNER, WEDDING RECEPTION, CORPORATE FUNCTION, OR RETIREMENT PARTY, ALLOW AN OPEN BAR TO BE OPERATED BY A VENDOR.

(G) THE HOURS OF SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISES CONSUMPTION ARE:

- (1) FROM 11:30 A.M. TO 10 P.M. MONDAY THROUGH THURSDAY;
- (2) FROM 11:30 A.M. TO 11:30 P.M. ON FRIDAY;
- (3) FROM 9 A.M. TO 11:30 P.M. ON SATURDAY; AND
- (4) FROM 9 A.M. TO 9 P.M. ON SUNDAY.

(H) THE ANNUAL LICENSE FEE IS:

- (1) SUBJECT TO ITEM (2) OF THIS SUBSECTION, \$6,500; OR
- (2) \$2,500, IF THE APPLICANT FOR THE LICENSE OBTAINS AND EXTINGUISHES ONE CLASS A, CLASS B, CLASS D, OR CLASS B-D-7 LICENSE ISSUED FOR USE IN WARD 23, PRECINCT 1 OF THE 46TH ALCOHOLIC BEVERAGES DISTRICT.

(I) THE BOARD SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION, INCLUDING REGULATIONS CONCERNING THE FOLLOWING ACTIVITIES IN A PUBLIC MARKET:

- (1) THE CONDUCT OF VENDORS;
- (2) THE CONDUCT OF LICENSE HOLDERS WITHIN THE PUBLIC MARKET;
- (3) THE HOLDING OF EVENTS THAT ARE CLOSED TO THE PUBLIC; AND
- (4) THE MAINTAINING OF A COMMON SEATING AREA.”.

AMENDMENT NO. 3

On page 4, after line 32, insert:

“12-1706.

(d) (1) Except as provided in paragraph (2) of this subsection, a license may not be transferred into or within:

- (i) ward 1, precincts 2 and 3;
- (ii) ward 2 in its entirety;
- (iii) ward 3, precinct 3; and
- (iv) ward 26, precincts 3 and 10.

12-2204.

UNLESS TRANSFERRED TO ANOTHER LOCATION, A CLASS B (7-DAY) BEER AND WINE LICENSE ISSUED FOR A PREMISES LOCATED IN AN AREA SURROUNDED BY CHARLES STREET ON THE WEST, EAST CROSS STREET ON THE NORTH, LIGHT STREET ON THE EAST, AND EAST CROSS STREET ON THE SOUTH, IN WARD 23, PRECINCT 1 OF THE 46TH ALCOHOLIC BEVERAGES DISTRICT, EXPIRES NOT LATER THAN JULY 1, 2022.

SECTION 2. AND BE IT FURTHER ENACTED, That, a Class B (6-day) beer, wine, and liquor license issued for a premises in the 600 block of South Montford Avenue in ward 1, precinct 3:

(1) shall be considered to be unexpired until the end of July 1, 2018, for purposes of being transferred to another owner and location, notwithstanding § 12-1706(d)(1)(i) of the Alcoholic Beverages Article; and

(2) if not transferred to another owner and location by the end of July 1, 2018, shall be considered to have expired.”.

On page 5, in line 1, strike “2.” and substitute “3.”.

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 – 134 Negative – 0 (See Roll Call No. 1402)

QUORUM CALL

The presiding officer announced a quorum call, showing 133 Members present.

(See Roll Call No. 1403)

CALENDAR OF THIRD READING SENATE BILLS NO. 64

Senate Bill 261 – Senators Bates, Edwards, Ready, ~~and Young~~ Young, Guzzone, and Kasemeyer

AN ACT concerning

Property Tax Credit – Residential Property Damaged by Natural Disaster

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

Affirmative – 133 Negative – 0 (See Roll Call No. 1404)

The Bill was then returned to the Senate.

Senate Bill 311 – The President (By Request – Administration) and Senators Hershey and Salling

AN ACT concerning

Promoting Efficiencies in State Procurement

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

Affirmative – 135 Negative – 0 (See Roll Call No. 1405)

The Bill was then returned to the Senate.

Senate Bill 875 – Senator Kelley

AN ACT concerning

Residential Property – Notice of Foreclosure

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1406)

The Bill was then returned to the Senate.

Senate Bill 967 – ~~Senator Klausmeier~~ Senators Klausmeier, Astle, Benson, Feldman, Hershey, Hough, Jennings, Mathias, Middleton, Miller, Oaks, Reilly, Rosapepe, and Simonaire

EMERGENCY BILL

AN ACT concerning

Heroin and Opioid Prevention Effort (HOPE) and Treatment Act of 2017

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

Affirmative – 135 Negative – 1 (See Roll Call No. 1407)

The Bill was then returned to the Senate.

Senate Bill 1060 – ~~Senator Miller~~ Senators Miller, Conway, Pinsky, Bates, Kagan, Nathan-Pulliam, Robinson, Salling, Simonaire, Waugh, Young, and Zucker

AN ACT concerning

**Heroin and Opioid Education and Community Action Act of 2017
(Start Talking Maryland Act)**

FLOOR AMENDMENT

SB1060/673221/1

BY: Delegate Bromwell

AMENDMENTS TO SENATE BILL 1060, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Health and Government Operations Committee Amendments (SB1060/766683/1), in line 1 of Amendment No. 1, after “county” insert “board of education to consult with the county”; and in line 2, strike “to approve or disapprove” and substitute “before”.

On page 1 of the bill, in line 20, strike “health” and substitute “other designated”.

AMENDMENT NO. 2

On page 3 of the Health and Government Operations Committee Amendments, in line 1 of Amendment No. 2, strike “A” and substitute “THE COUNTY BOARD SHALL CONSULT WITH A”; and strike beginning with “SHALL” in line 1 down through “PROPOSED” in line 2 and substitute “BEFORE ANY”.

On page 3 of the Health and Government Operations Committee Amendments, in Amendment No. 4, strike beginning with “(A)” in line 1 down through “THIS” in line 2 and substitute “THIS”; and strike beginning with “(B)” in line 3 down through “CAMPUS.” in line 4.

On page 4 of the Health and Government Operations Committee Amendments, in Amendment No. 4, strike beginning with “(I)” in line 2 down through “INCOMING” in line 3.

On page 7 of the bill, strike beginning with “STUDENTS” in line 26 down through “TRAINING” in line 27 and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, INCOMING FULL-TIME STUDENTS TO PARTICIPATE IN AN IN-PERSON HEROIN AND OPIOID ADDICTION AND PREVENTION AWARENESS TRAINING, UNLESS IN-PERSON TRAINING IS IMPRACTICABLE, THEN TO PARTICIPATE IN AN ELECTRONIC HEROIN AND OPIOID ADDICTION AND PREVENTION AWARENESS TRAINING.”.

On page 4 of the Health and Government Operations Committee Amendments, in line 4 of Amendment No. 4, strike “COMMUNITY COLLEGE” and substitute “INSTITUTION”; in line 5, strike “PART-TIME”; and strike beginning with “AN” in line 8 down through “LOCATIONS” in line 10 and substitute “THE REQUIREMENTS OF PARAGRAPH (1)(I) AND (III) OF THIS SUBSECTION DO NOT APPLY TO:

(I) THE UNIVERSITY OF MARYLAND, UNIVERSITY COLLEGE;

(II) THE UNIVERSITY OF MARYLAND CENTER FOR ENVIRONMENTAL SCIENCE; OR

(III) AN OFF-CAMPUS LOCATION OF AN INSTITUTION OF HIGHER EDUCATION”.

The preceding 2 amendments were read and adopted.

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

Affirmative – 136 Negative – 0 (See Roll Call No. 1408)

The Bill was then returned to the Senate.

**HOUSE RULES AND EXECUTIVE NOMINATIONS COMMITTEE REPORT
NO. 23**

CONSENT NO. 11

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

Senate Bill 1196 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

**Tri-County Council for Southern Maryland – Financing Purchase or Lease of
Property – Exemption From Procurement Law**

The Bill was re-referred to the Committee on Health and Government Operations.

SPECIAL ORDERS

**Senate Bill 459 – ~~Senator Feldman~~ Senators Feldman, Middleton, Astle, Benson,
Hershey, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks**

AN ACT concerning

Bail Bond – Installment Contract – Form and Confessed Judgment Prohibition

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

Delegate Barron moved to make the Bill and Report a Special Order for Monday.

The motion was adopted.

**Senate Bill 746 – Chair, Judicial Proceedings Committee (By Request – Maryland
Judicial Conference)**

AN ACT concerning

District Court Commissioners – Residency in Contiguous County

STATUS OF BILL: BILL ON 3RD READING.

Delegate Sydnor moved to make the Bill a Special Order for Monday.

The motion was adopted.

Senate Bill 29 – Senator Pinsky

AN ACT concerning

**Natural Resources – Forest Conservation Act – Forest Conservation Thresholds
and Afforestation and Reforestation Requirements**

STATUS OF BILL: BILL ON 3RD READING.

Delegate Moon moved to make the Bill a Special Order for Monday.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 1409)

ADJOURNMENT

At 2:13 P.M. on motion of Delegate Frick the House adjourned until 10:30 A.M. on Legislative Day April 2, 2017, Calendar Day, Monday, April 10, 2017.

Annapolis, Maryland
Legislative Day: April 2, 2017
Calendar Day: Monday, April 10, 2017
10:30 A.M. Session

The House met at 10:47 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Michael E. Malone of Anne Arundel County.

QUORUM CALL

The presiding officer announced a quorum call, showing 130 Members present.

(See Roll Call No. 1410)

EXCUSED:

Del. Gutierrez – late – personal

Del. Hixson – late – personal

Del. Kelly – late – traffic

The Journal of April 8, 2017 was read and approved.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

BILL: **HB0159**

SPONSOR: Delegate Barnes, B., et al

SUBJECT: Weapon-Free Higher Education Zones

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:

Delegate B. Barnes, Chairman
Delegate Valentino-Smith
Delegate Ciliberti.

The Senate appoints:

Senator Smith, Chair

Senator Brochin
Senator Norman

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: **HB0258**
SPONSOR: Delegate Morales, et al
SUBJECT: Adlt Entertainment Ests – Natl Hmn Trafficking Rsrc Center
Hotline Info – Sign Posting Rqrmnts

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:

Delegate Frick, Chairman
Delegate Fisher
Delegate Lisanti.

The Senate appoints:

Senator Ready, Chair
Senator Smith
Senator Muse

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.
Secretary

Read and ordered journalized.

CONFERENCE COMMITTEE REPORT**BILL NO.: HB 212 SPONSOR: Delegate Waldstreicher****SUBJECT: Consumer Protection – Credit Report Security
Freezes – Prohibition on Fees and Required Notices****THIRD READING CALENDAR HOUSE NO. 7 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:

That the Finance Committee Amendments (HB0212/757571/1) be adopted.

HB0212/757571/1**BY: Finance Committee****AMENDMENTS TO HOUSE BILL 212****(Third Reading File Bill)****AMENDMENT NO. 1**

On page 1, in line 5, after “freeze” insert “if the consumer has not previously requested the placement of a security freeze from the consumer reporting agency;”; strike beginning with the comma in line 5 down through “agency;” in line 9; strike beginning with “requiring” in line 10 down through “freeze;” in line 13; and in line 18, strike “and 14–3504(a) and (b)(1) and (2)”.

On page 2, in line 4, strike “and 14–3504(g)”; and strike in their entirety lines 7 through 16, inclusive.

AMENDMENT NO. 2

On page 2, in line 32, after “(i)” insert “1.”.

On page 3, in line 1, strike “(ii)” and substitute “2.”; in line 2, after “agency” insert “;”

OR

(II) REQUESTS THE PLACEMENT OF A SECURITY FREEZE IF THE CONSUMER HAS NOT PREVIOUSLY REQUESTED THE PLACEMENT OF A SECURITY FREEZE FROM THE CONSUMER REPORTING AGENCY;

and strike in their entirety lines 3 through 13, inclusive.

On page 4, in line 21, strike “**PLACING OR REMOVING**” and substitute “**THE FIRST PLACEMENT OF**”; strike beginning with “**OR FOR**” in line 21 down through “**THE**” in line 24 and substitute “**WITH THE**”; and strike beginning with the first “**A**” in line 24 down through “**INFORMATION**” in line 27.

On pages 4 through 7, strike in their entirety the lines beginning with line 31 on page 4 through line 12 on page 7, inclusive.

Senate Members:

House Members:

Chair, **Brian J. Feldman**

Chair, **Jeff Waldstreicher**

Edward R. Reilly

Susan L. M. Aumann

Katherine Klausmeier

Benjamin F. Kramer

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 100 Negative – 36 (See Roll Call No. 1411)

The Bill was then sent to the Senate.

QUORUM CALL

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

(See Roll Call No. 1412)

CALENDAR OF THIRD READING HOUSE BILLS NO. 114**House Bill 240 – Delegate Walker**

AN ACT concerning

Income Tax Credit – Qualified Research and Development Expenses – Credit Amounts

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

Affirmative – 107 Negative – 30 (See Roll Call No. 1413)

The Bill was then sent to the Senate.

House Bill 490 – Delegates Reznik, Fraser-Hidalgo, Barkley, Carr, Gutierrez, Jalisi, Korman, Lam, Luedtke, Patterson, Pena-Melnyk, Platt, and Sophocleus

AN ACT concerning

Income Tax Credit – Energy Storage Systems

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

Affirmative – 137 Negative – 3 (See Roll Call No. 1414)

The Bill was then sent to the Senate.

House Bill 981 – Allegany County Delegation

AN ACT concerning

Correctional Officers' Retirement System – Membership

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

Affirmative – 141 Negative – 0 (See Roll Call No. 1415)

The Bill was then sent to the Senate.

House Bill 1174 – Delegates Jackson, Barron, Knotts, McKay, Proctor, and Tarlau

AN ACT concerning

Income Tax – Subtraction Modification – Perpetual Conservation Easements

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

Affirmative – 141 Negative – 0 (See Roll Call No. 1416)

The Bill was then sent to the Senate.

House Bill 1291 – Delegates B. Barnes, Anderson, Atterbeary, Barron, Dumais, Hettleman, Korman, Lierman, Morales, Rosenberg, Sydnor, and Valentino-Smith

AN ACT concerning

Maryland Legal Services Corporation Funding – Abandoned Property Funds

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

Affirmative – 92 Negative – 48 (See Roll Call No. 1417)

The Bill was then sent to the Senate.

House Joint Resolution 10 – Delegates Barve ~~and Stein~~, Stein, Branch, Bromwell, Dumais, Frick, Gaines, Healey, Hixson, C. Howard, Jameson, Jones, Kaiser, McIntosh, Pendergrass, Turner, Vallario, and Walker

A House Joint Resolution concerning

Chesapeake Bay Restoration – Federal Budget Blueprint Funding Reductions – Rescission Request

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

Affirmative – 132 Negative – 9 (See Roll Call No. 1418)

The Bill was then sent to the Senate.

CONCURRENCE CALENDAR NO. 23

AMENDED IN THE SENATE

House Bill 584 – Delegates K. Young, Pena-Melnyk, Anderton, Frush, Grammer, Gutierrez, Hixson, Jalisi, Kaiser, Krebs, Lierman, Lisanti, McComas, McCray, McMillan, Metzgar, Rose, Turner, ~~and Vogt~~ Vogt, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Miele, Morales, Morgan, Pendergrass, Platt, Rosenberg, Saab, Sample-Hughes, Szeliga, and West

AN ACT concerning

Investigational Drugs, Biological Products, and Devices – Right to Try Act

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

HB0584/967271/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 584

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, strike beginning with “establishing” in line 14 down through “circumstances;” in line 16.

On page 2, in line 9, strike “21-2B-07” and substitute “21-2B-06”.

AMENDMENT NO. 2

On page 3, in line 13, after “DOCUMENT” insert “PREPARED USING THE INFORMED CONSENT FORM DEVELOPED BY THE OFFICE OF THE ATTORNEY GENERAL IN ACCORDANCE WITH § 21-2B-02(D)(1) OF THIS SUBTITLE”.

On page 4, strike beginning with the comma in line 24 down through “OTHERWISE” in line 26.

On page 5, in line 30, strike “§ 21-2B-01(D)(3)” and substitute “§ 21-2B-01(E)(3)”.

On page 6, strike beginning with “**If**” in line 10 down through “**21-2B-04.**” in line 18; and in line 31, strike “**21-2B-05.**” and substitute “21-2B-04.”.

On page 7, in lines 4 and 13, strike “**21-2B-06.**” and “**21-2B-07.**”, respectively, and substitute “21-2B-05.” and “21-2B-06.”, respectively.

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. 1419)

AMENDED IN THE SENATE

House Bill 957 – Delegates Miele ~~and Cluster~~, Cluster, and Bromwell

AN ACT concerning

**~~Physicians – Licensure – Liability Coverage~~
State Board of Physicians – Medical Professional Liability Insurance
Coverage – Verification, Publication, and Notification Requirements
(Janet’s Law)**

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

HB0957/914137/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 957

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, strike “Board requests the verification or documentation” and substitute “the physician receives a certain request from the Board”; in line 22, strike “, at each visit,”; in line 23, after “be” insert “provided at certain visits and as part of certain informed consents and”; in the same line, strike the second “a”; and in line 24, strike “time” and substitute “times”.

On page 2, in line 1, strike “State”; in the same line, strike “of Physicians”; after line 3, insert:

“BY adding to

Article – Health Occupations

Section 14–312.1 and 14–508

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)”;

and strike in their entirety lines 10 through 14, inclusive.

AMENDMENT NO. 2

On page 4, in line 23, strike “5” and substitute “25”; and in the same line, strike “REQUEST IS MADE” and substitute “PHYSICIAN RECEIVES A REQUEST FROM THE BOARD”.

On page 8, in line 2, strike “, AT EACH VISIT,”; in line 10, after “(1)” insert “PROVIDED:”

(I) AT THE FIRST VISIT BY THE PATIENT DURING ANY PERIOD IN WHICH THE LICENSEE DOES NOT MAINTAIN MEDICAL PROFESSIONAL LIABILITY INSURANCE, UNLESS THE VISIT IS FOR THE PURPOSE OF RECEIVING INCIDENTAL MEDICAL CARE THAT WILL BE RENDERED FREE OF CHARGE; AND

(II) AS PART OF EACH INFORMED CONSENT OBTAINED BEFORE ANY PROCEDURE OR OPERATION DISCUSSED OR OFFERED FOR THE PATIENT’S CONSIDERATION IS PERFORMED;

(2)”;

in the same line, after “VISIT” insert “OR THE INFORMED CONSENT IS SIGNED”; and in line 12, 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 – 140 Negative – 0 (See Roll Call No. 1420)

AMENDED IN THE SENATE

House Bill 1107 – Delegate Rosenberg

AN ACT concerning

Procurement – Intergovernmental Cooperative Purchasing Agreements

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

HB1107/644135/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1107

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “requirements;” insert “requiring an intergovernmental cooperative purchasing agreement to be approved by a certain unit head and subject to certain other approval under certain circumstances;”.

AMENDMENT NO. 2

On page 3, in line 25, strike “OR PARTICIPATES IN”; and strike in their entirety lines 27 through 29, inclusive.

On page 4, in lines 1 and 4, in each instance, strike the brackets; in lines 1 and 4, strike “(II)” and “(III)”, respectively; and after line 8, insert:

“(7) IF A PRIMARY PROCUREMENT UNIT SPONSORS OR PARTICIPATES IN AN INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT, THE INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT SHALL BE:

(I) APPROVED BY THE UNIT HEAD; AND

(II) SUBJECT TO ANY OTHER APPROVAL REQUIRED BY LAW.”.

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 – 141 Negative – 0 (See Roll Call No. 1421)

CONCURRENCE CALENDAR NO. 24

AMENDED IN THE SENATE

House Bill 631 – The Speaker (By Request – Office of the Attorney General) and Delegates Bromwell, Anderson, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Beidle, Brooks, Carr, Chang, Clippinger, Conaway, Cullison, Davis, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Frick, Frush, Gaines,

Gilchrist, Glenn, Gutierrez, Hayes, Haynes, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jameson, Jones, Kelly, Knotts, Krimm, Lafferty, Lam, R. Lewis, Lierman, Lisanti, Luedtke, McCray, McIntosh, A. Miller, Moon, Morales, Oaks, Patterson, Pena-Melnyk, Platt, Proctor, Queen, Reznik, Robinson, Rosenberg, Sample-Hughes, Sanchez, Sophocleus, Stein, Sydnor, Tarlau, Turner, Valderrama, Vallario, Waldstreicher, Walker, A. Washington, M. Washington, C. Wilson, K. Young, ~~and P. Young~~ P. Young, Pendergrass, Angel, Kipke, McDonough, Metzgar, Miele, Saab, West, Aumann, Carey, Mautz, and S. Howard

AN ACT concerning

Public Health – Essential Off-Patent or Generic Drugs – Price Gouging – Prohibition

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

HB0631/247274/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 631

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “drug;” insert “establishing that it is not a violation of a certain provision of this Act for a wholesale distributor to increase a price of an essential off-patent or generic drug under certain circumstances;”; and in the same line, strike “requiring” and substitute “authorizing”.

On page 2, strike beginning with “making” in line 3 down through “statement” in line 5 and substitute “requiring that certain information provided to the Attorney General under this Act”; and in line 5, after “purposes” insert “except under certain circumstances; prohibiting the Attorney General from bringing a certain action under certain circumstances”.

AMENDMENT NO. 2

On page 3, in line 2, strike “AND”; after line 2, insert:

“(III) THAT IS ACTIVELY MANUFACTURED AND MARKETING FOR SALE IN THE UNITED STATES BY THREE OR FEWER MANUFACTURERS; AND”;

in line 3, strike “(III)” and substitute “(IV)”; in line 30, before “A” insert “(A)”; and after line 31, insert:

“(B) IT IS NOT A VIOLATION OF SUBSECTION (A) OF THIS SECTION FOR A WHOLESALE DISTRIBUTOR TO INCREASE THE PRICE OF AN ESSENTIAL OFF-PATENT OR GENERIC DRUG IF THE PRICE INCREASE IS DIRECTLY ATTRIBUTABLE TO ADDITIONAL COSTS FOR THE DRUG IMPOSED ON THE WHOLESALE DISTRIBUTOR BY THE MANUFACTURER OF THE DRUG.”.

AMENDMENT NO. 3

On page 4, in line 2, strike “SHALL” and substitute “MAY”; strike in their entirety lines 6 through 8, inclusive; and in lines 9 and 17, strike “(2)” and “(3)”, respectively, and substitute “(1)” and “(2)”, respectively.

AMENDMENT NO. 4

On page 5, in line 19, after “ATTORNEY GENERAL” insert “AND SUBJECT TO SUBSECTION (E) OF THIS SECTION”.

On page 6, after line 9, insert:

“(E) THE ATTORNEY GENERAL MAY NOT BRING AN ACTION FOR A REMEDY UNDER SUBSECTION (D)(2) THROUGH (5) OF THIS SECTION UNLESS THE ATTORNEY GENERAL HAS PROVIDED THE MANUFACTURER OR WHOLESALE DISTRIBUTOR AN OPPORTUNITY TO MEET WITH THE ATTORNEY GENERAL TO OFFER A JUSTIFICATION FOR THE INCREASE IN THE PRICE OF THE ESSENTIAL OFF-PATENT OR GENERIC DRUG.”;

and in lines 10 and 17, strike “(E)” and “(F)”, respectively, and substitute “(F)” and “(G)”, respectively.

AMENDMENT NO. 5

On page 6, in line 10, strike “(1)”; in the same line, after “PROVIDED” insert “BY A MANUFACTURER OR A WHOLESALE DISTRIBUTOR”; in line 11, strike “THIS SUBTITLE” and substitute “SUBSECTIONS (B) AND (C) OF THIS SECTION”; strike beginning with “SUBJECT” in line 11 down through “BE” in line 14; and in line 16, after “ARTICLE” insert “UNLESS THE CONFIDENTIALITY OF THE INFORMATION IS WAIVED BY THE MANUFACTURER OR WHOLESALE DISTRIBUTOR”.

The preceding 5 amendments were read and concurred in.

HB0631/943322/2

BY: Senator Jennings

AMENDMENT TO HOUSE BILL 631

(Third Reading File Bill)

On page 4, in line 33, strike “**20**” and substitute “**45**”.

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. 1422)

CONCURRENCE CALENDAR NO. 25

AMENDED IN THE SENATE

House Bill 261 – Delegates Jackson, Angel, Knotts, Krimm, and Tarlau

AN ACT concerning

**Public Utilities – Termination of Service to Multifamily Dwelling
Unit – Notification to Property Owner or Property Manager**

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

HB0261/427877/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 261

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “is going” and substitute “intends”; and strike beginning with “property” in line 6 down through “program” in line 10 and substitute “public service company has received a certain customer’s consent; authorizing a certain property owner”

or property manager to require, as a term of a certain lease, a certain tenant to assure that a certain customer provides consent for the property owner or property manager to receive a notice of termination of services under certain circumstances; authorizing a certain customer's consent to be provided to a public service company by certain methods; requiring each public service company to set up a certain procedure for handling a certain third-party notification process in a certain manner".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 2 through 26, inclusive, and substitute:

“(A) A PUBLIC SERVICE COMPANY THAT INTENDS TO TERMINATE, BECAUSE OF NONPAYMENT, ELECTRIC OR GAS SERVICE TO A CUSTOMER OF THE SERVICE TO A MULTIFAMILY DWELLING UNIT SHALL NOTIFY THE PROPERTY OWNER OR PROPERTY MANAGER OF THE MULTIFAMILY DWELLING UNIT BEFORE TERMINATING SERVICE TO THE CUSTOMER IF THE PUBLIC SERVICE COMPANY HAS RECEIVED THE CUSTOMER’S CONSENT THAT DESIGNATES THE PROPERTY OWNER OR PROPERTY MANAGER AS A THIRD-PARTY AUTHORIZED TO RECEIVE A NOTICE OF TERMINATION OF SERVICES.

(B) AS A TERM OF A LEASE OF A MULTIFAMILY DWELLING UNIT, THE PROPERTY OWNER OR PROPERTY MANAGER OF THE MULTIFAMILY DWELLING UNIT MAY REQUIRE A TENANT TO ENSURE THAT A CUSTOMER OF THE PUBLIC SERVICE COMPANY THAT IS RESPONSIBLE FOR THE ACCOUNT FOR THAT MULTIFAMILY DWELLING UNIT PROVIDES CONSENT FOR THE PROPERTY OWNER OR PROPERTY MANAGER TO RECEIVE A NOTICE OF TERMINATION OF SERVICES AS A RESULT OF NONPAYMENT BY THE CUSTOMER.

(C) A CUSTOMER’S CONSENT MAY BE PROVIDED TO A PUBLIC SERVICE COMPANY BY:

(1) THE CUSTOMER; OR

(2) IF THE CONSENT IS WRITTEN, THE PROPERTY OWNER OR PROPERTY MANAGER OF THE MULTIFAMILY DWELLING UNIT.

(D) EACH PUBLIC SERVICE COMPANY SHALL SET UP A PROCEDURE FOR HANDLING THE THIRD-PARTY NOTIFICATION PROCESS IN A MANNER BEST SUITED TO THE CIRCUMSTANCES OF THE PARTICULAR PUBLIC SERVICE COMPANY.”;

in lines 27 and 29, strike “**(D)**” and “**(E)**”, respectively, and substitute “**(E)**” and “**(F)**”, respectively.

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. 1423)

CONCURRENCE CALENDAR NO. 26

AMENDED IN THE SENATE

House Bill 177 – Delegates McKay, Beitzel, and Buckel

AN ACT concerning

Killing or Wounding Black Bears – Penalties – Exemption for Protection of Managed Honey Bee Colonies

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

HB0177/194237/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 177

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “**does not apply**” and substitute “**applies only**”; and in line 7, strike “**not**”.

AMENDMENT NO. 2

On page 2, in line 5, strike “**DOES NOT APPLY**” and substitute “**APPLIES ONLY**”; strike beginning with the “**NOT**” in line 5 down through “**INSTALLED**” in line 8 and substitute “**INSTALLED**”; and in line 8, strike “**THE**” and substitute “**AN**”.

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 – 122 Negative – 19 (See Roll Call No. 1424)

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

BILL: **HB0530**
SPONSOR: Delegate Washington, M., et al
SUBJECT: Sales and Use Tx – Tax–Fr Period for Back–to–Schl Shopping –
 Sale of Backpacks and Bookbags

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:

Delegate Ebersole, Chairman
 Delegate Walker
 Delegate Reilly.

The Senate appoints:

Senator Eckardt, Chair
 Senator McFadden
 Senator Currie

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: **HB1067**
SPONSOR: Delegate Miller, A., et al
SUBJECT: Shelter Services for Homeless Women – Feminine Hygiene Products

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:

Delegate A. Miller, Chairman
Delegate Wilkins
Delegate McKay.

The Senate appoints:

Senator Klausmeier, Chair
Senator Reilly
Senator Benson

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: **SB0949**
SPONSOR: Senator Smith
SUBJECT: Criminal Procedure – Expungement – Possession of Marijuana

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

The House has appointed:

Delegate Atterbeary, Chairman

Delegate J. Lewis
Delegate Rey

The Senate appoints:

Senator Smith, Chair
Senator Muse
Senator Ready

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.
Secretary

Read and ordered journalized.

QUORUM CALL

The presiding officer announced a quorum call, showing 140 Members present.

(See Roll Call No. 1425)

CALENDAR OF THIRD READING SENATE BILLS NO. 68

**Senate Bill 312 – The President (By Request – Administration) and Senators
Bates, Brochin, Cassilly, Eckardt, Edwards, Ferguson, Jennings, Mathias,
Norman, Ready, Salling, Serafini, Simonaire, and Waugh**

AN ACT concerning

~~Vehicle Laws~~ **Drunk and Drugged Driving – Subsequent Offenders – Felonies
and Punitive Damages**
(Repeat Drunk Driving Offenders Act of 2017)

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

Affirmative – 139 Negative – 0 (See Roll Call No. 1426)

The Bill was then returned to the Senate.

Senate Bill 406 – Senators Peters, Benson, Currie, Muse, Ramirez, and Rosapepe

AN ACT concerning

Election Law – Voting System – ~~Optical Digital Scanners in Prince George's County~~

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

Affirmative – 132 Negative – 7 (See Roll Call No. 1427)

The Bill was then returned to the Senate.

Senate Bill 807 – Senators ~~Smith and Astle~~, Astle, Kasemeyer, Madaleno, Currie, DeGrange, Eckardt, Edwards, Ferguson, Guzzone, King, Manno, McFadden, Peters, and Serafini

AN ACT concerning

**Income Tax Credit – Wages Paid to Qualified Veteran Employees
(Hire Our Veterans Act of 2017)**

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

Affirmative – 141 Negative – 0 (See Roll Call No. 1428)

The Bill was then returned to the Senate.

Senate Bill 1125 – Senator Klausmeier

AN ACT concerning

Video Lottery Facilities – Donation of Coins From Gaming Payouts – Expansion

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

Affirmative – 141 Negative – 0 (See Roll Call No. 1429)

The Bill was then returned to the Senate.

Senate Bill 1191 – ~~Senator Manno~~ Senators Manno and Nathan-Pulliam

AN ACT concerning

**Schools and Child Care Centers – State Grant Program – Security Upgrades for
Facilities at Risk of Hate Crimes or Attacks**

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

Affirmative – 141 Negative – 0 (See Roll Call No. 1430)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 67

Senate Bill 200 – Senators King, Currie, DeGrange, Feldman, Ferguson, Guzzone, Madaleno, Manno, McFadden, Middleton, Peters, and Young

AN ACT concerning

Income Tax Credit – Qualified Research and Development Expenses – Credit Amounts

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

Affirmative – 113 Negative – 27 (See Roll Call No. 1431)

The Bill was then returned to the Senate.

Senate Bill 734 – Senators Kasemeyer, Guzzone, King, Lee, Manno, Peters, ~~and Smith~~ Smith, Ferguson, Madaleno, and McFadden

AN ACT concerning

Sexual Assault Victims Resources Act of 2017

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1432)

The Bill was then returned to the Senate.

Senate Bill 856 – Senators Guzzone, Eckardt, Kagan, Madaleno, Manno, and Mathias

AN ACT concerning

Maryland Legal Services Corporation Funding – Abandoned Property Funds

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

Affirmative – 92 Negative – 49 (See Roll Call No. 1433)

The Bill was then returned to the Senate.

Senate Bill 1027 – Senator Manno

AN ACT concerning

**Courts – Action for Violation of Collective Bargaining Agreement or Breach of
Duty of Fair Representation – Limitations Period**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 1434)

The Bill was then returned to the Senate.

CALENDAR OF THIRD READING SENATE BILLS NO. 63**Senate Bill 487 – Senator McFadden (By Request – Baltimore City
Administration) and Senators Conway, Ferguson, Nathan–Pulliam, and
Robinson**

AN ACT concerning

Baltimore City – Residential Ground Leases – Abandoned Property

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

Affirmative – 141 Negative – 0 (See Roll Call No. 1435)

The Bill was then returned to the Senate.

Senate Bill 541 – Senator Conway (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Board of Municipal and Zoning Appeals – Appeals Authority

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

Affirmative – 141 Negative – 0 (See Roll Call No. 1436)

The Bill was then returned to the Senate.

Senate Bill 591 – Senator Edwards

AN ACT concerning

Garrett County – Payment to Rescue Squads – ~~Repeal~~

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

Affirmative – 141 Negative – 0 (See Roll Call No. 1437)

The Bill was then returned to the Senate.

Senate Bill 735 – Senator Waugh

AN ACT concerning

St. Mary’s County – Metropolitan Commission – Authority to Borrow Money

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

Affirmative – 141 Negative – 0 (See Roll Call No. 1438)

The Bill was then returned to the Senate.

**Senate Bill 809 – Senators Muse, Currie, Lee, Manno, Miller, Ramirez, Rosapepe,
and Young**

AN ACT concerning

**Condominiums and Homeowners Associations – Sales of Common Elements and
Common Areas**

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

Affirmative – 141 Negative – 0 (See Roll Call No. 1439)

The Bill was then returned to the Senate.

Senate Bill 817 – Cecil County Senators

AN ACT concerning

Public Safety – Agritourism – Permit Exemption

Read the third time and passed by yeas and nays as follows:

Affirmative – 141 Negative – 0 (See Roll Call No. 1440)

The Bill was then returned to the Senate.

WAYS AND MEANS COMMITTEE REPORT NO. 29

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 178 – Senators Peters, Astle, ~~and Middleton~~ Middleton, Benson, Feldman, Hershey, Jennings, Klausmeier, Oaks, Reilly, and Rosapepe

AN ACT concerning

Horse Racing – ~~Bowie Race Course Training Center – State Purchase or Condemnation~~ Racetrack Facility Renewal Account – Eligibility and Capital Expenditures

SB0178/465168/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 178

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “authorizing” insert “the Maryland Racing Commission to grant”; and strike beginning with “authorizing” in line 14 down through “Account” in line 17 and substitute “providing for the termination of certain provisions of this Act”.

On page 2, in line 14, strike “and 9–1A–29(d)”; and strike in their entirety lines 17 through 21, inclusive.

AMENDMENT NO. 2

On page 6, strike in their entirety lines 2 through 18, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding the provisions of § 9–1A–29 of the State Government Article, the Maryland Racing Commission may grant a one–time request for capital improvement funds not to exceed \$150,000 from the funds available in the Racetrack Facility Renewal Account under § 9–1A–29(d)(1) of the State Government Article for a capital improvement project at the Bowie Race Course Training Center, provided that:

(1) the project relates to the security, maintenance, and upkeep of the Center; and

(2) the owner of the Center provides a matching fund that consists of expenditures made by the owner on or after April 1, 2017, for the project for which funding is requested.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2017. Section 2 of this Act shall remain effective for a period of 1 year and 7 months and, at the end of December 31, 2018, 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 Holmes moved to put **Senate Bill 178** on Third Reading on the same day in compliance with the Constitution.

The motion was adopted by a roll call vote as follows:

Affirmative – 131 Negative – 2 (See Roll Call No. 1441)

Two-thirds of the Delegates elected having voted in the affirmative, **Senate Bill 178** was placed on Third Reading.

Senate Bill 178 – Senators Peters, Astle, ~~and Middleton~~ Middleton, Benson, Feldman, Hershey, Jennings, Klausmeier, Oaks, Reilly, and Rosapepe

AN ACT concerning

Horse Racing – ~~Bowie Race Course Training Center – State Purchase or Condemnation~~ Racetrack Facility Renewal Account – Eligibility and Capital Expenditures

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 1 (See Roll Call No. 1442)

The Bill was then returned to the Senate.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 235 – Senator Guzzone

AN ACT concerning

Sales and Use Tax – ~~Exemption – Service Performed by Person Practicing Engineering~~ Declaration of Legislative Intent – Services

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 258 – Senator Astle

AN ACT concerning

Income Tax – Subtraction Modification – Police Auxiliaries or Reserve Volunteers

SB0258/295162/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 258

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “altering” insert “eligibility for and”; and in lines 5 and 7, in each instance, strike “or” and substitute “and”.

AMENDMENT NO. 2

On page 2, in line 30, strike “72” and substitute “36”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Kaiser, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 604 – Senators Bates, Eckardt, Ready, ~~and Salling~~ Salling, and Robinson

AN ACT concerning

**Visual Impairments – Requirements for ~~Teacher~~ School Personnel Training,
Student Screening, and Maryland Medical Assistance Program Coverage**

SB0604/505560/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 604
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Requirements” in line 2 down through “Coverage” in line 3 and substitute “Awareness and Training”.

On pages 1 and 2, strike beginning with “requiring” in line 8 on page 1 down through “for” in line 7 on page 2 and substitute “requiring the State Department of Education, in collaboration with the Department of Health and Mental Hygiene, to provide awareness and training to certain school health services program coordinators on certain visual impairments; requiring the Department of Health and Mental Hygiene, in consultation with certain individuals, to provide to the Department of Education certain resource information and materials for distribution; and generally relating to awareness and training on”.

On page 2, strike in their entirety lines 13 through 17, inclusive, and substitute:

“BY adding to

Article – Education

Section 7–435

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 30, insert:

“7–435.

(A) THE DEPARTMENT, IN COLLABORATION WITH THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, SHALL PROVIDE AWARENESS AND TRAINING FOR SCHOOL HEALTH SERVICES PROGRAM COORDINATORS IN LOCAL EDUCATION AGENCIES ON VISUAL IMPAIRMENTS, INCLUDING VISUAL PROCESSING DISORDERS AND BINOCULAR PROCESSING DISORDERS.

(B) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, IN CONSULTATION WITH EXPERTS IN THE FIELD OF VISUAL IMPAIRMENTS AND BINOCULAR PROCESSING DISORDERS, SHALL PROVIDE TO THE DEPARTMENT:

(1) RESOURCE INFORMATION ON BINOCULAR PROCESSING DISORDERS, INCLUDING UNDERSTANDING AND RECOGNIZING SYMPTOMS OF VISUAL IMPAIRMENTS AND DISORDERS, TO BE DISTRIBUTED TO LOCAL SCHOOL SUPERVISORS OF HEALTH, COUNSELING, AND PSYCHOLOGY; AND

(2) MATERIALS FOR DISTRIBUTION THAT DESCRIBE LOCAL AND STATE RESOURCES TO WHICH STUDENTS, PARENTS, COUNSELORS, AND SCHOOL PERSONNEL CAN REFER FOR INFORMATION ON VISUAL IMPAIRMENTS.”.

On pages 3 through 6, strike in their entirety the lines beginning with line 13 on page 3 through line 9 on page 6, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

ENVIRONMENT AND TRANSPORTATION COMMITTEE REPORT NO. 32

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 273 – Senators Edwards, Mathias, Middleton, ~~and Serafini~~ Serafini, Eckardt, Ferguson, Manno, McFadden, and Peters

AN ACT concerning

State Forest, State Park, and Wildlife Management Area Revenue Equity Program

SB0273/490014/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 273
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 3, after “taxes;” insert “providing for the application of certain provisions of this Act;”.

AMENDMENT NO. 2

On page 8, in line 23, strike “AT” and substitute “:”

(1) AT;

in the same line, strike “40,000” and substitute “65,000”; and in line 25, after “ARTICLE” insert “; **OR**”

(2) (I) AT LEAST 40,000 ACRES OF STATE FORESTS, STATE PARKS, AND WILDLIFE MANAGEMENT AREAS THAT ARE EXEMPT FROM THE PROPERTY TAX UNDER § 7-210 OF THIS ARTICLE; AND

(II) A COUNTY REAL PROPERTY TAX RATE OF AT LEAST \$1.00 FOR EACH \$100 OF ASSESSMENT”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 975 – Senator Ready

AN ACT concerning

Real Property – Agricultural Land Preservation Easements – Separate Parcels

SB0975/540411/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 975
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, strike “family member” and substitute “child of a certain grantor”; in the same line, strike “without the” and substitute “with certain”; strike beginning with the comma in line 10 down through the comma in line 11; in line 11, after “easement” insert “in perpetuity”; strike beginning with “requiring” in line 11 down through “off-conveyance;” in line 15; and in lines 15 and 16, strike “defining a certain term” and substitute “requiring the Foundation to apply certain acreage requirements for agricultural subdivision as a part of its review of a certain request for a certain agricultural subdivision and a certain corrective easement”.

On page 1, after line 17, insert:

“BY adding to

Article – Agriculture

Section 2–513.2

Annotated Code of Maryland

(2016 Replacement Volume)”.

AMENDMENT NO. 2

On page 2, after line 2, insert:

“Article – Agriculture

2–513.2.

AS A PART OF ITS REVIEW OF A REQUEST BY AN ORIGINAL GRANTOR OF AN EASEMENT FOR AN AGRICULTURAL SUBDIVISION OF LAND SUBJECT TO THE EASEMENT AND A CORRECTIVE EASEMENT OF LAND SUBJECT TO THE EASEMENT, THE FOUNDATION SHALL APPLY THE ACREAGE REQUIREMENTS FOR AGRICULTURAL SUBDIVISIONS THAT EXISTED AT THE TIME THE EASEMENT WAS PURCHASED.”

AMENDMENT NO. 3

On page 3, strike beginning with “IN” in line 11 down through “(2)” in line 13; in lines 16, 23, and 24, strike “(3)”, “(4)”, and “(3)”, respectively, and substitute “(2)”, “(3)”, and “(2)”, respectively; in line 15, after “FOUNDATION” insert “ON OR BEFORE DECEMBER 31, 1999”; in line 23, strike “A” and substitute “ONE OF THE”; in line 24, strike “PARCEL” and substitute “PARCELS”; in line 25, strike “FAMILY MEMBER” and substitute “CHILD OF THE ORIGINAL GRANTOR”; in line 26, strike “WITHOUT” and substitute “WITH”; in line 27, strike “, REGARDLESS OF THE SIZE OF THE PARCEL” and substitute “IN ACCORDANCE WITH § 2-513.2 OF THE AGRICULTURE ARTICLE AND THE CRITERIA, ELIGIBILITY REQUIREMENTS, AND PROCEDURE FOR AN AGRICULTURAL SUBDIVISION AND CORRECTIVE EASEMENT ESTABLISHED BY REGULATION BY THE MARYLAND AGRICULTURAL LAND PRESERVATION FOUNDATION”; in line 29, after “EASEMENT” insert “IN PERPETUITY”; and strike in their entirety lines 30 through 33, inclusive.

On page 4, strike in their entirety lines 1 through 3, inclusive.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 1190 – Senators Eckardt and Serafini

AN ACT concerning

**Bay Restoration Fund – Upgraded ~~Municipal~~ Wastewater Facilities – Grants to
Counties and Municipalities**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

CONFERENCE COMMITTEE REPORT

BILL NO.: SB 270

SPONSOR: Senator Lee

**SUBJECT: Consumer Protection – Credit Report Security
Freezes – Prohibition on Fees and Required Notices**

THIRD READING CALENDAR HOUSE NO. 41 SENATE NO. 44

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 Economic Matters Committee Amendments (SB0270/873892/1) be rejected.

Senate Members:

House Members:

Chair, **Brian J. Feldman**

Chair, **Jeff Waldstreicher**

Edward R. Reilly

Susan L. M. Aumann

Katherine Klausmeier

Benjamin F. Kramer

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 92 Negative – 48 (See Roll Call No. 1443)

The Bill was then returned to the Senate.

BILL NO.: **SB 488** SPONSOR: **Prince George's County
Senators**

**SUBJECT: Prince George's County – Alcoholic Beverages
Regulation Reform Act of 2017**

THIRD READING CALENDAR HOUSE NO. 3 SENATE NO. 36

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 Economic Matter Committee Amendments (SB0488/763094/1) be rejected.

(2) That the attached Conference Committee Amendments (SB0488/823123/1) be adopted.

SB0488/823123/1

BY: Conference Committee

AMENDMENTS TO SENATE BILL 488

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “after” in line 5 down through “member” in line 8 and substitute “subject to confirmation by the Senate; requiring a confirmation hearing before the Prince George’s County Senate Delegation to be held within a certain time; requiring members”; strike beginning with “provisions” in line 9 down through “appointment” in line 11 and substitute “certain appointment procedures for members of the Board”; strike beginning with “transmitting” in line 13 down through “Board” in line 14 and substitute “receiving certain benefits; prohibiting certain individuals from soliciting or receiving certain benefits from certain individuals; prohibiting a member of the Board from being appointed to more than a certain number of terms”; in line 14, after “Executive” insert “, rather than the Governor,”; and in line 15, after “circumstances,” insert “providing that a vacancy appointment is subject to a certain confirmation hearing”.

On pages 1 and 2, strike beginning with “requiring” in line 17 on page 1 down through “inspector” in line 6 on page 2 and substitute “requiring the County Executive rather than the Governor to appoint the chair of the Board; repealing a provision of law prohibiting the County Executive and the County Council from adopting a certain policy; requiring the Board to appoint a director, rather than an administrator; altering certain provisions relating to the salary and expenses of certain members and employees of the Board; altering the number of full-time and part-time inspectors of the Board; authorizing, except under certain circumstances, certain individuals to hold certain employment; providing that a member of the Board is subject to the same restrictions on earned income as certain individuals are under a certain provision of law”.

On page 2, in line 6, after “providing” insert “that”; in line 10, after “filed,” insert “requiring the Office of Legislative Audits to conduct a certain audit of the Board and focus on certain matters; authorizing the employees and authorized representatives of the Office”.

of Legislative Audits to have access to certain records for a certain purpose; exempting certain audit reports from the requirement that the Legislative Auditor send copies of audit reports to certain individuals; requiring certain audit reports to be sent to certain persons;”; in line 12, after “Act;” insert “requiring the County Executive to employ an outside professional consultant to review certain standard operating procedures, make a certain comparison, and recommend certain changes;”; in line 13, after “changes;” insert “defining a certain term; altering a certain definition;”; strike beginning with “the” in line 13 down through the second “of” in line 14; in line 23, strike “, 26–205, and” and substitute “through”; in line 28, after “Section” insert “26–206.1 and”; and after line 30, insert:

“BY repealing and reenacting, without amendments,

Article – General Provisions

Section 5–809(a)

Annotated Code of Maryland

(2014 Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 5–809(b)

Annotated Code of Maryland

(2014 Volume and 2016 Supplement)

BY adding to

Article – State Government

Section 2–1220(g)

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 2–1223(a) and 2–1224(a), (d), and (e)

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government

Section 2–1224(b) and (c)

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 38, after “Board” insert “SUBJECT TO CONFIRMATION BY THE SENATE”.

On page 3, strike beginning with “The” in line 1 down through “VACANT” in line 12 and substitute:

“(I) WITHIN 60 DAYS AFTER NOMINATION BY THE COUNTY EXECUTIVE AND NOT LESS THAN 7 DAYS BEFORE A CONFIRMATION VOTE ON A NOMINEE IS SCHEDULED, THE PRINCE GEORGE’S COUNTY SENATE DELEGATION SHALL HOLD A PUBLIC CONFIRMATION HEARING FOR AN INDIVIDUAL NOMINATED TO THE BOARD.

“(II) IF A CANDIDATE IS NOMINATED FOR THE BOARD AND IS NOT CONFIRMED BY THE SENATE DURING THE FOLLOWING SESSION:

1. THE SEAT SHALL BE DECLARED VACANT; AND

2. THE COUNTY EXECUTIVE SHALL NOMINATE AN INDIVIDUAL TO FILL THE VACANCY.

“(III) A CANDIDATE WHO IS NOT CONFIRMED BY THE SENATE MAY BE RENOMINATED BY THE COUNTY EXECUTIVE AND CONFIRMED BY THE SENATE ONLY DURING THE FOLLOWING SESSION”.

On pages 3 and 4, strike beginning with “(1)” in line 13 on page 3 down through “(3)” in line 10 on page 4 and substitute “(1)”.

On page 4, strike beginning with the second “and” in line 12 down through “capacity” in line 13; after line 13, insert:

“(2) EACH MEMBER OF THE BOARD SHALL HAVE:

(I) LEGAL EXPERIENCE;

(II) PUBLIC SAFETY EXPERIENCE;

(III) REGULATORY EXPERIENCE; OR

(IV) MANAGEMENT EXPERIENCE.

(3) WHEN EVALUATING AN APPLICANT FOR MEMBERSHIP ON THE BOARD, THE COUNTY EXECUTIVE SHALL CONSIDER THE NEED FOR GEOGRAPHIC, POLITICAL, RACIAL, ETHNIC, AND GENDER DIVERSITY ON THE BOARD.”;

in line 25, strike “or”; and in line 29, after “holder” insert “;

(V) SOLICIT OR RECEIVE, DIRECTLY OR INDIRECTLY OR ON BEHALF OF ANOTHER PERSON, A COMMISSION, POLITICAL CONTRIBUTION, REMUNERATION, OR GIFT FROM A PERSON ENGAGED IN THE MANUFACTURE, DISTRIBUTION, OR SALE OF ALCOHOLIC BEVERAGES OR AN AGENT OR EMPLOYEE OF THE PERSON; OR

(VI) SOLICIT OR RECEIVE, DIRECTLY OR INDIRECTLY, A COMMISSION, REMUNERATION, OR GIFT FROM A LICENSE HOLDER”.

On page 5, in line 6, strike the brackets; strike beginning with the semicolon in line 7 down through “BOARD” in line 8; after line 11, insert:

“(3) A MEMBER MAY NOT BE APPOINTED TO MORE THAN THREE TERMS.”;

after line 16, insert:

“(3) AN APPOINTMENT MADE TO FILL A VACANCY IS SUBJECT TO A CONFIRMATION HEARING BY THE SENATE UNDER SUBSECTION (A) OF THIS SECTION.”;

in line 23, strike the brackets; in the same line, strike “COUNTY ATTORNEY”; and in line 24, after the closing bracket insert “COUNTY EXECUTIVE’S”.

On page 6, after line 5, insert:

“26–203.

In making the appointments, the [Governor] COUNTY EXECUTIVE shall designate a chair from among the members of the Board.

26–204.

(a) The Board shall meet at least twice each month.

(b) (1) (i) The chair of the Board shall receive a salary of \$22,000 annually.

(ii) Each other member of the Board shall receive a salary of \$20,000 annually.

(2) The chair and each other member of the Board are eligible for:

(i) all county health benefits; and

(ii) membership in and retirement benefits of the State Retirement and Pension System.

(3) The health benefits under paragraph (2)(i) of this subsection include hospitalization, vision care, prescriptions, dental care, life insurance, and expense reimbursement.

[(4) The County Executive and County Council may not adopt through public local law a policy contrary to paragraph (2) of this subsection.];

in line 7, strike “Board” and substitute “**DIRECTOR**”; in line 14, strike “an” and substitute “**A**”; in lines 14, 15, 17, and 20, in each instance, strike “**EXECUTIVE**”; in line 17, strike “**SHALL**” and substitute “**MAY**”; in line 19, strike “**SET FORTH**” and substitute “**PROVIDED**”; after line 23, insert:

“(5) THE DIRECTOR SHALL FOLLOW THE REQUIREMENTS OF SUBTITLE 16 OF THE PRINCE GEORGE’S COUNTY CODE WHILE HIRING ANY EMPLOYEES UNDER SUBSECTION (A) OF THIS SECTION.”;

and in line 25, strike “IN AN AMOUNT”.

On page 8, in line 16, strike “Board” and substitute “DIRECTOR”; and in the same line, strike “its” and substitute “THE BOARD’S”.

On page 9, in line 13, strike “UP TO”; and after line 20, insert:

“26–206.1.

(A) (1) A MEMBER OF THE BOARD IS SUBJECT TO THE RESTRICTIONS ON EARNED INCOME THAT A FILED CANDIDATE FOR ELECTION TO THE GENERAL ASSEMBLY, A MEMBER-ELECT OF THE GENERAL ASSEMBLY, AND A MEMBER OF THE GENERAL ASSEMBLY ARE SUBJECT TO UNDER § 5–514(A)(1) OF THE GENERAL PROVISIONS ARTICLE.

(2) THE PRINCE GEORGE’S COUNTY BOARD OF ETHICS MAY EXEMPT A MEMBER OF THE BOARD FROM THE PROVISIONS OF PARAGRAPH (1) OF THIS SUBSECTION IN THE SAME MANNER THAT THE JOINT ETHICS COMMITTEE MAY EXEMPT AN INDIVIDUAL FROM § 5–514(A)(1) OF THE GENERAL PROVISIONS ARTICLE.

(B) AN ACTION OF A MEMBER, AN INSPECTOR, OR AN EMPLOYEE OF THE BOARD IS SUBJECT TO STATE REQUIREMENTS OF THE PUBLIC INFORMATION ACT UNDER TITLE 4 OF THE GENERAL PROVISIONS ARTICLE.”.

On page 10, after line 5, insert:

“Article – General Provisions

5–809.

(a) In this section, “local official” includes an individual who is designated as a local official and whose position is funded wholly or partly by the State.

(b) (1) Except as provided in [paragraph] PARAGRAPHS (2) AND (3) of this subsection and subsection (c) of this section, the financial disclosure provisions enacted by a county or municipal corporation under § 5–807 of this subtitle:

(i) shall be similar to the provisions of Subtitle 6 of this title; but

(ii) in accordance with regulations adopted by the Ethics Commission and consistent with the intent of this title, may be modified to the extent necessary to make the provisions relevant to the prevention of conflicts of interest in that jurisdiction.

(2) The financial disclosure provisions for elected local officials enacted by a county or municipal corporation under § 5–807 of this subtitle:

(i) shall be equivalent to or exceed the requirements of Subtitle 6 of this title; but

(ii) in accordance with regulations adopted by the Ethics Commission and consistent with the intent of this title, may be modified to the extent necessary to make the provisions relevant to the prevention of conflicts of interest in that jurisdiction.

(3) THE FINANCIAL DISCLOSURE PROVISIONS FOR MEMBERS OF THE BOARD OF LICENSE COMMISSIONERS FOR PRINCE GEORGE’S COUNTY ENACTED BY PRINCE GEORGE’S COUNTY UNDER § 5–807 OF THIS SUBTITLE SHALL BE EQUIVALENT TO OR EXCEED THE REQUIREMENTS OF SUBTITLE 6 OF THIS TITLE.

Article – State Government

2–1220.

(G) (1) BEGINNING ON JULY 1, 2017, AND AT LEAST ONCE EVERY 3 YEARS THEREAFTER, THE OFFICE OF LEGISLATIVE AUDITS SHALL CONDUCT A PERFORMANCE AUDIT OF THE BOARD OF LICENSE COMMISSIONERS FOR PRINCE GEORGE’S COUNTY TO EVALUATE THE EFFECTIVENESS AND EFFICIENCY OF THE MANAGEMENT PRACTICES OF THE BOARD AND OF THE ECONOMY WITH WHICH THE BOARD USES RESOURCES.

(2) THE PERFORMANCE AUDIT SHALL FOCUS ON OPERATIONS RELATING TO LIQUOR INSPECTIONS, LICENSING, DISCIPLINARY PROCEDURES, AND MANAGEMENT OVERSIGHT.

2–1223.

(a) (1) Except as prohibited by the federal Internal Revenue Code, during an examination, the employees or authorized representatives of the Office of Legislative Audits shall have access to and may inspect the records, including those that are confidential by law, of any unit of the State government or of a person or other body receiving State funds, with respect to any matter under the jurisdiction of the Office of Legislative Audits.

(2) In conjunction with an examination authorized under this subtitle, the access required by paragraph (1) of this subsection shall include the records of contractors and subcontractors that perform work under State contracts.

(3) The employees or authorized representatives of the Office of Legislative Audits shall have access to and may inspect the records, including those that are confidential by law, of:

(i) any local school system to perform the audits authorized under § 2–1220 of this subtitle or in accordance with a request for information as provided in § 5–114(d) of the Education Article; [and]

(ii) the Board of Liquor License Commissioners for Baltimore City to perform the audits authorized under § 2–1220(f) of this subtitle; AND

(III) THE BOARD OF LICENSE COMMISSIONERS FOR PRINCE GEORGE’S COUNTY TO PERFORM THE AUDITS AUTHORIZED UNDER § 2–1220(G) OF THIS SUBTITLE.

2–1224.

(a) In this section, “unit” includes:

(1) the Board of Liquor License Commissioners for Baltimore City; AND

(2) THE BOARD OF LICENSE COMMISSIONERS FOR PRINCE GEORGE’S COUNTY.

(b) Except with the written approval of the Legislative Auditor, an employee or authorized representative of the Office of Legislative Audits shall submit any report of findings only to the Legislative Auditor.

(c) (1) On the completion of each examination, the Legislative Auditor shall submit a full and detailed report to the Joint Audit Committee.

(2) A report shall include:

(i) the findings;

(ii) any appropriate recommendations for changes in record keeping or in other conduct of the unit or body that is the subject of the report; and

(iii) any response of that unit or body, subject to procedures approved by the Joint Audit Committee.

(d) The Legislative Auditor shall send a copy of the report to:

(1) the President of the Senate and the Speaker of the House of Delegates;

(2) the Chairmen of the Senate Budget and Taxation and House Appropriations Committees;

(3) members of the General Assembly, subject to § 2-1246 of this subtitle;

(4) the Governor, unless the report is of the Board of Liquor License Commissioners for Baltimore City OR THE BOARD OF LICENSE COMMISSIONERS FOR PRINCE GEORGE'S COUNTY;

(5) the Comptroller;

(6) the State Treasurer, unless the report is of the Board of Liquor License Commissioners for Baltimore City OR THE BOARD OF LICENSE COMMISSIONERS FOR PRINCE GEORGE'S COUNTY;

(7) the Attorney General, unless the report is of the Board of Liquor License Commissioners for Baltimore City OR THE BOARD OF LICENSE COMMISSIONERS FOR PRINCE GEORGE'S COUNTY;

(8) the unit or body that is the subject of the report;

(9) the Secretary of Budget and Management, unless the report is of the Board of Liquor License Commissioners for Baltimore City OR THE BOARD OF LICENSE COMMISSIONERS FOR PRINCE GEORGE’S COUNTY;

(10) the Executive Director; and

(11) any other person whom the Joint Audit Committee specifies.

(e) In addition to the requirements of subsection (d) of this section, each report of:

(1) a local school system shall be distributed to the chair of the House Ways and Means Committee and the cochairs of the Joint Committee on the Management of Public Funds; [and]

(2) the Board of Liquor License Commissioners for Baltimore City shall be distributed to the chair of the Baltimore City delegation and the chair of the Baltimore City senators; AND

(3) THE BOARD OF LICENSE COMMISSIONERS FOR PRINCE GEORGE’S COUNTY SHALL BE DISTRIBUTED TO:

(I) THE PRINCE GEORGE’S COUNTY COUNCIL;

(II) THE PRINCE GEORGE’S COUNTY EXECUTIVE;

(III) THE CHAIR OF THE PRINCE GEORGE’S COUNTY HOUSE DELEGATION TO THE GENERAL ASSEMBLY; AND

(IV) THE CHAIR OF THE PRINCE GEORGE’S COUNTY SENATE DELEGATION TO THE GENERAL ASSEMBLY.”;

in line 6, strike “the terms” and substitute “:

(a) The term”;

after line 9, insert:

“(b) A member whose term is terminated under subsection (a) of this section shall continue to serve until a successor is appointed.”

SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) The County Executive shall hire an outside professional consultant on or before September 1, 2017, to review the standard operating procedures of the Board.

(b) In conducting the review, the consultant shall:

(1) compare the standard operating procedures to best practices in the area as well as to the standard operating procedures of other boards of license commissioners throughout the State; and

(2) recommend changes to improve the operation and efficiency of the Board.

(c) The consultant shall submit a report detailing the findings and recommendations to the Prince George’s County Executive, the Prince George’s County Council, the Prince George’s County House Delegation to the General Assembly, and the Prince George’s County Senate Delegation to the General Assembly.

SECTION 4. AND BE IT FURTHER ENACTED, That an inspector appointed before the effective date of this Act shall be placed in the classified service of the Prince George’s County personnel system.”;

and in line 10, strike “3.” and substitute “5.”.

Senate Members:

Chair, **Paul G. Pinsky**

Ronald N. Young

Gail H. Bates

House Members:

Chair, **Dereck E. Davis**

Diana M. Fennell

Kriselda Valderrama

Delegate Davis moved to make the Bill a Special Order for next session.

The motion was adopted.

BILL NO.: **SB 1034** SPONSOR: **Senator King**

SUBJECT: **Md Public Broadcasting Commission –
Recording and Dstrbtn During Legislative Session –
Funding**

THIRD READING CALENDAR HOUSE NO. **16** SENATE NO. **50**

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 House Appropriations Committee Amendments (SB1034/364965/1) be rejected.
- (2) That the House Appropriations Committee Amendments (SB1034/784760/1) be rejected.
- (3) That the House Appropriations Committee Amendments (SB1034/814968/3) be rejected.
- (4) That the attached Conference Committee Amendments (SB1034/213922/1) be adopted.

SB1034/213922/1

BY: Conference Committee

AMENDMENTS TO SENATE BILL 1034

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Recording” in line 2 down through “Funding” in line 3 and substitute “Funding and Video Streaming”; in line 4, strike “each” and substitute “beginning in a certain”; in line 5, strike “an” and substitute “a certain”; strike beginning with “providing” in line 6 down through “Assembly” in line 11 and substitute “requiring, if a certain amount of certain funds received in a certain fiscal year is lower than the amount of certain budgeted funds in a certain fiscal year, the Governor to include a certain appropriation to the Commission in the upcoming fiscal year; prohibiting certain funds from being included in a certain calculation for any subsequent fiscal year; requiring the”

Commission to video stream certain proceedings under certain circumstances in a certain fiscal year"; and in line 12, strike "an annual appropriation to" and substitute "funding for".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 2 through 13, inclusive, and substitute:

"(D) (1) BEGINNING IN FISCAL YEAR 2019, AND FOR EACH FISCAL YEAR THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL A GENERAL FUND APPROPRIATION TO THE COMMISSION IN AN AMOUNT NOT LESS THAN THE GENERAL FUND APPROPRIATION FOR THE CURRENT FISCAL YEAR AS APPROVED IN THE STATE BUDGET AS ENACTED BY THE GENERAL ASSEMBLY AND INCREASED BY THE PERCENTAGE BY WHICH THE PROJECTED TOTAL GENERAL FUND REVENUES FOR THE UPCOMING FISCAL YEAR EXCEED THE REVISED ESTIMATE OF TOTAL GENERAL FUND REVENUES FOR THE CURRENT FISCAL YEAR, AS CONTAINED IN THE DECEMBER REPORT OF ESTIMATED STATE REVENUES SUBMITTED BY THE BOARD OF REVENUE ESTIMATES TO THE GOVERNOR UNDER § 6-106 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) (I) IN ADDITION TO THE APPROPRIATION REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION, IF THE ACTUAL AMOUNT OF SPECIAL FUNDS IN SPECIAL FUND CODE R15304 COMMUNITY SERVICES GRANT AND CPB GRANT IN BUDGET CODE R15P00 MARYLAND PUBLIC BROADCASTING COMMISSION RECEIVED BY THE COMMISSION IN THE SECOND PREVIOUS FISCAL YEAR IS LOWER THAN THE AMOUNT THAT WAS BUDGETED FOR THE COMMISSION AS APPROVED IN THE STATE BUDGET AS ENACTED BY THE GENERAL ASSEMBLY FOR THE SECOND PREVIOUS FISCAL YEAR, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL, FOR THE UPCOMING FISCAL YEAR, A GENERAL FUND APPROPRIATION TO THE COMMISSION IN AN AMOUNT NOT LESS THAN THE DIFFERENCE BETWEEN THE ACTUAL FUNDS AND THE BUDGETED FUNDS.

(II) THE GENERAL FUNDS APPROPRIATED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY NOT BE INCLUDED IN THE CALCULATION UNDER PARAGRAPH (1) OF THIS SUBSECTION FOR ANY SUBSEQUENT FISCAL YEAR."

AMENDMENT NO. 3

On page 3, strike beginning with “it” in line 1 down through “stream” in line 4 and substitute “, in fiscal year 2018 only, if funding is made available to the Maryland Public Broadcasting Commission for such purposes, the Commission shall video stream”.

Senate Members:

House Members:

Chair, **Nancy J. King**

Chair, **Maggie McIntosh**

Richard S. Madaleno, Jr.
(not signed)

Clarence K. Lam
(not Signed)

Adelaide C. Eckardt

Wendell R. Beitzel

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 94 Negative – 47 (See Roll Call No. 1444)

The Bill was then returned to the Senate.

SPECIAL ORDER CALENDAR NO. 75

House Bill 1494 – Delegates C. Wilson, Chang, Fennell, and Proctor

AN ACT concerning

Bail Bond – Installment Contract – Confessed Judgment Prohibition

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED
NOT ADOPTED.

HB1494/782610/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1494

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Contract –” insert “Form and”; in line 3, after “of” insert “requiring an agreement to accept payment for the premium charged for a bail bond in”

installments to be in a form approved by the Maryland Insurance Commissioner; prohibiting the agreement from including a confessed judgment clause that waives a consumer's right to assert a certain defense;"; in line 4, after "clause" insert "that waives a consumer's right to assert a certain defense"; in the same line, strike "a certain" and substitute "an"; in line 6, strike "a certain confessed judgment clause in a certain" and substitute "the confession of judgment clause in an"; and in line 7, after "installments," insert "defining a certain term."

AMENDMENT NO. 2

On page 2, in line 9, after "**(1)**" insert "SHALL BE IN A FORM ADOPTED BY THE COMMISSIONER;

(2)";

and in line 17, strike "**(2)**" and substitute "**(3)**".

On page 3, in lines 12 and 13, strike "**§ 10-301(B)**" and substitute "**§ 10-301**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 76

Senate Bill 459 – ~~Senator Feldman~~ Senators Feldman, Middleton, Astle, Benson, Hershey, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, and Oaks

AN ACT concerning

Bail Bond – Installment Contract – Form and Confessed Judgment Prohibition

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT NOT ADOPTED.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 77

Senate Bill 29 – Senator Pinsky

AN ACT concerning

**Natural Resources – Forest Conservation Act – Forest Conservation Thresholds
and Afforestation and Reforestation Requirements**

STATUS OF BILL: BILL ON 3RD READING.

Delegate Moon moved to make the Bill a Special Order for next session.

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 78**Senate Bill 746 – Chair, Judicial Proceedings Committee (By Request – Maryland
Judicial Conference)**

AN ACT concerning

District Court Commissioners – Residency in Contiguous County

STATUS OF BILL: BILL ON 3RD READING.

FLOOR AMENDMENT

SB0746/933224/5

BY: Delegates Sydnor and Morhaim

AMENDMENTS TO SENATE BILL 746, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

Strike the House Judiciary Committee Amendments (SB0746/632319/1) in their entirety.

AMENDMENT NO. 2

On page 1 of the bill, in line 3, strike “a”; and in the same line, strike “exception” and substitute “exceptions”.

AMENDMENT NO. 3

On page 1 of the bill, in line 15, strike “SUBPARAGRAPH” and substitute “SUBPARAGRAPHS”; and in line 16, after “(II)” insert “, (III), AND (IV)”.

On page 2 of the bill, in line 1, after “(II)” insert “IN ANNE ARUNDEL COUNTY, COMMISSIONERS SHALL BE ADULT RESIDENTS OF ANNE ARUNDEL COUNTY OR A COUNTY CONTIGUOUS TO ANNE ARUNDEL COUNTY, EXCEPT BALTIMORE CITY, BUT THEY NEED NOT BE LAWYERS.”

(III)”;

and after line 2, insert:

“(IV) IN BALTIMORE COUNTY, COMMISSIONERS SHALL BE ADULT RESIDENTS OF BALTIMORE COUNTY OR A COUNTY CONTIGUOUS TO BALTIMORE COUNTY, EXCEPT BALTIMORE CITY, BUT THEY NEED NOT BE LAWYERS.”

The preceding 3 amendments were read and adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 124 Negative – 15 (See Roll Call No. 1445)

The Bill was then returned to the Senate.

HOUSE RULES AND EXECUTIVE NOMINATIONS COMMITTEE REPORT NO. 24

CONSENT NO. 12

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

House Bill 1609 – Delegates Carozza and Otto

EMERGENCY BILL

AN ACT concerning

**State Boat Act – Vessel Operation – Prohibition When Individual on the Bow,
Gunwale, or Transom**

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

Senate Bill 727 – Senators Smith, Astle, Feldman, Ferguson, Guzzone, Kagan, Kelley, King, Lee, Madaleno, Manno, Muse, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Young, and Zucker

AN ACT concerning

Criminal Procedure – Firearms – ~~Transfer~~ Notification

The Bill was re-referred to the Committee on Judiciary.

QUORUM CALL

The presiding officer announced a quorum call, showing 141 Members present.

(See Roll Call No. 1446)

CALENDAR OF THIRD READING SENATE BILLS NO. 32

Senate Bill 49 – Senators Cassilly and Jennings

AN ACT concerning

Landlord and Tenant – Military Personnel – Limitation on Liability for Rent

Read the third time and passed by yeas and nays as follows:

Affirmative – 141 Negative – 0 (See Roll Call No. 1447)

The Bill was then returned to the Senate.

Senate Bill 66 – ~~Senator Simonaire~~ Senators Simonaire and Norman

AN ACT concerning

Hunter Safety Courses – Application of Requirement and Establishment of Incentives Program – ~~Establishment~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 141 Negative – 0 (See Roll Call No. 1448)

The Bill was then returned to the Senate.

Senate Bill 86 – Senator Norman

AN ACT concerning

Motor Vehicles – Use of Fog Lights When Windshield Wipers Operating – Repeal

Read the third time and passed by yeas and nays as follows:

Affirmative – 141 Negative – 0 (See Roll Call No. 1449)

The Bill was then returned to the Senate.

Senate Bill 98 – Senator Reilly

AN ACT concerning

Railroad Grade Crossings – Exempt Highway–Rail Grade Crossing Plaque

Read the third time and passed by yeas and nays as follows:

Affirmative – 141 Negative – 0 (See Roll Call No. 1450)

The Bill was then returned to the Senate.

Senate Bill 125 – Senator Feldman

AN ACT concerning

Woodrow Wilson Bridge and Tunnel Compact – Repeal

Read the third time and passed by yeas and nays as follows:

Affirmative – 141 Negative – 0 (See Roll Call No. 1451)

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. 1452)

ADJOURNMENT

At 12:00 P.M. on motion of Delegate Frick the House adjourned until 3:00 P.M. on Legislative Day April 3, 2017, Calendar Day, Monday, April 10, 2017.