

Journal *of* Proceedings
of the
Senate
of
Maryland

2017 Regular Session

Volume IV

Compiled and edited by:

Donald G. Hopkins
Journal Clerk

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William B.C. Addison, Jr.
Secretary of the Senate

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2017 SENATE JOURNAL

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Annapolis, Maryland
Legislative Day: March 23, 2017
Calendar Day: Monday, March 27, 2017
7:00 P.M. Session

The Senate met at 7:03 P.M.

Prayer by Iman Omar Ali, Islamic Center of Lexington Park, guest of Senator Waugh.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 46 Members present.

(See Roll Call No. 812)

On motion of Senator Peters it was ordered that Senator Norman be excused from today's session.

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

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 487 – Senator Gail H. Bates:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Marriotts Ridge High School Ice Hockey Team
in recognition of
your representation of the State of Maryland at the 2017 USA Ice Hockey Nationals.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 27th day of March 2017.

Read and adopted by a roll call vote as follows:

Affirmative – 44 Negative – 0 (See Roll Call No. 813)

Senate Resolution No. 563 – Senator Robert Cassilly:

Be it hereby known to all that

The Senate of Maryland
offers its sincerest congratulations to
Aberdeen Proving Ground
in recognition of
Aberdeen Proving Ground's Centennial Anniversary. Celebrating 100 years of dedicated
service supporting our Nation's Army and National Security.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 27th day of March 2017.

Read and adopted by a roll call vote as follows:

Affirmative – 45 Negative – 0 (See Roll Call No. 814)

Senate Resolution No. 557 – Senator Ronald N. Young:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
The Red Cross of Western Maryland
in recognition of
the 100th Anniversary Celebration and dedication of the Red Cross to the communities of
Western Maryland.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 27th day of March 2017.

Read and adopted by a roll call vote as follows:

Affirmative – 45 Negative – 0 (See Roll Call No. 815)

Senate Resolution No. 488 – Senator Nancy J. King:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Montgomery College
in recognition of
your 70th Anniversary the college. We commend the faculty and administration who have
made Montgomery College an affordable, diverse, and quality institution of higher
education.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 27th day of March 2017.

Read and adopted by a roll call vote as follows:

Affirmative – 45 Negative – 0 (See Roll Call No. 816)

QUORUM CALL

The presiding officer announced a quorum call, showing 46 Members present.

(See Roll Call No. 817)

SENATE THIRD READING CALENDAR NO. 61 (GENERAL SENATE BILLS)

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

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

Affirmative – 46 Negative – 0 (See Roll Call No. 818)

The Bill was then sent to the House of Delegates.

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

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

Affirmative – 46 Negative – 0 (See Roll Call No. 819)

The Bill was then sent to the House of Delegates.

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 – 45 Negative – 0 (See Roll Call No. 820)

The Bill was then sent to the House of Delegates.

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 – 46 Negative – 0 (See Roll Call No. 821)

The Bill was then sent to the House of Delegates.

**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)**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 822)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 45 Negative – 0 (See Roll Call No. 823)

The Bill was then sent to the House of Delegates.

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 – 46 Negative – 0 (See Roll Call No. 824)

The Bill was then sent to the House of Delegates.

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 – 46 Negative – 0 (See Roll Call No. 825)

The Bill was then sent to the House of Delegates.

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 – 45 Negative – 0 (See Roll Call No. 826)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 62 (GENERAL SENATE BILLS)

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 – 46 Negative – 0 (See Roll Call No. 827)

The Bill was then sent to the House of Delegates.

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 – 46 Negative – 0 (See Roll Call No. 828)

The Bill was then sent to the House of Delegates.

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

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

Affirmative – 46 Negative – 0 (See Roll Call No. 829)

The Bill was then sent to the House of Delegates.

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**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 830)

The Bill was then sent to the House of Delegates.

Senate Bill 1157 – Senators Cassilly, Jennings, and Norman

AN ACT concerning

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

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

Affirmative – 45 Negative – 0 (See Roll Call No. 831)

The Bill was then sent to the House of Delegates.

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**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 832)

The Bill was then sent to the House of Delegates.

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

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

Affirmative – 45 Negative – 0 (See Roll Call No. 833)

The Bill was then sent to the House of Delegates.

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 – 46 Negative – 0 (See Roll Call No. 834)

The Bill was then sent to the House of Delegates.

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 – 34 Negative – 11 (See Roll Call No. 835)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 7 (GENERAL HOUSE BILLS)**CONSENT NO. 3**

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 55 (Amended)	Del. Jameson	Motor Fuel Tax – Aviation Gasoline – Definition	B&T

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 363	Del. A. Miller	Recordation and Transfer Taxes – Exmptns – Property Conveyed From Sole Proprietorship to LLC	B&T
HB 395	Del. Kelly	Child Care Subsidy Program – Alternative Methodology – Report	B&T
HB 418	Del. Kelly	Child Care Subsidy Program – Reimbursement Rate Adjustments	B&T
HB 448	Del. Bromwell	Maryland Achieving a Better Life Experience (ABLE) Program – Account Clarifications	B&T
HB 472	Del. Jameson	Income Tax Credit – Qualified Farms – Food Donation Pilot Program	B&T
HB 572 (Emerg)	Howard County Delegation	Howard County – Property Tax Credit for Commercial Real Property – Flood Damage Ho. Co. 9–17	B&T
HB 683 (Emerg)	Del. Sample– Hughes	Incsm Tax – Credit for Nurse Practitioner or Lcnsd Physcn in Preceptorship Program – Alterations	B&T

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 836)

The Bills were then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 8 (GENERAL HOUSE BILLS)

House Bill 201 – Delegate B. Barnes (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 – 46 Negative – 0 (See Roll Call No. 837)

The Bill was then returned to the House of Delegates.

House Bill 202 – Delegate B. Barnes (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 – 46 Negative – 0 (See Roll Call No. 838)

The Bill was then returned to the House of Delegates.

**House Bill 271 – Delegates Lierman, Anderson, Barron, Beidle, Branch,
Clippinger, Ebersole, Glenn, Hayes, Hettelman, Korman, Lafferty, R. Lewis,
McCray, Oaks, Robinson, ~~and M. Washington~~ M. Washington, and Ali**

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 – 31 Negative – 15 (See Roll Call No. 839)

The Bill was then returned to the House of Delegates.

House Bill 503 – Delegate McIntosh

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 – 46 Negative – 0 (See Roll Call No. 840)

The Bill was then returned to the House of Delegates.

House Bill 1433 – Delegates Valentino-Smith, Fennell, Adams, Anderton, D. Barnes, Beitzel, Frush, Ghrist, McComas, McKay, Sanchez, Tarlau, Waldstreicher, ~~and A. Washington~~ A. Washington, Afzali, Ali, Buckel, Ebersole, Hixson, Hornberger, C. Howard, Kaiser, Long, Luedtke, Mautz, Patterson, Reilly, Rose, Shoemaker, Simonaire, Turner, Walker, M. Washington, and Wilkins

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 – 46 Negative – 0 (See Roll Call No. 841)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 9 (GENERAL HOUSE BILLS)

House Bill 1325 – Delegates Fraser-Hidalgo, Robinson, Barve, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Beidle, Branch, Bromwell, Brooks, Carr, Chang, Conaway, Cullison, Dumais, Ebersole, Fennell, Frush, Gutierrez, Haynes, Healey, Hettleman, Hill, Hixson, Holmes, Jackson, Jameson, Jones, Kaiser, Kelly, Knotts, Kramer, Krimm, Lafferty, Lam, ~~Lewis~~ R. Lewis, Lierman, Lisanti, Luedtke, McIntosh, A. Miller, Moon, Morales, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Platt, Queen, Reznik, Rosenberg, Sanchez, Sophocleus, Stein, Turner, Valderrama, Vallario, Waldstreicher, A. Washington, M. Washington, Wilkins, K. Young, ~~and Mosby~~ Mosby, and Gilchrist

AN ACT concerning

Oil and Natural Gas – Hydraulic Fracturing – Prohibition

FLOOR AMENDMENT

HB1325/123923/1

BY: Senator Edwards

AMENDMENTS TO HOUSE BILL 1325

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Prohibition” and substitute “Moratorium”; strike beginning with the first “a” in line 3 down through “date” in line 9 and substitute “the Department of the Environment from issuing a permit for the hydraulic fracturing of a well for the exploration or production of natural gas in the State until a certain date”.

AMENDMENT NO. 2

On page 2, in lines 18 and 24, in each instance, strike the bracket; in line 24, strike “2017” and substitute “**2027**”; and strike in their entirety lines 25 through 27, inclusive.

The preceding 2 amendments were read and rejected.

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

Affirmative – 36 Negative – 10 (See Roll Call No. 842)

The Bill was then returned to the House of Delegates.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 31**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs 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)**

SB0543/494033/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 543

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 4 and 5 and 6, in each instance, strike “inquiring into or considering” and substitute “using”; in line 5, after “applicants” insert “on certain admissions applications”; in the same line, strike “a”; in line 6, strike “exception” and substitute “exceptions”; in line 7, after “information;” insert “requiring certain institutions of higher education to provide certain notice to certain students as part of a certain application under certain circumstances;”; in line 8, after the second “of” insert “admission and access to”; in the same line, strike the comma and substitute “or”; strike beginning with the comma in line 9 down through “life” in line 10; strike beginning with “using” in line 11 down through “life” in line 13 and substitute “automatically or unreasonably restricting a student’s admission”; in lines 13 and 15, in each instance, strike “requiring” and substitute “authorizing”; strike beginning with “an” in line 13 down through “individualized” in line 14 and substitute “a”; in line 15, strike “or a particular activity or aspect of campus life” and substitute “or a certain academic program”; in the same line, strike “an individualized” and substitute “the”; strike beginning with “requiring” in line 16 down through “writing;” in line 21; in line 23, after “terms;” insert “providing for a delayed effective date;”; strike beginning with “prohibition” in line 24 down through “process” in line 25 and substitute “consideration of criminal history in the higher education admissions process”; in lines 28 and 29, strike “Prohibition on Considering” and substitute “Consideration of”; and in line 29, strike “During” and substitute “in”.

On page 2, strike in their entirety lines 2 through 11, inclusive.

AMENDMENT NO. 2

On page 2, strike beginning with “**PROHIBITION**” in line 15 down through “**PROCESS**” in line 16 and substitute “**CONSIDERATION OF CRIMINAL HISTORY IN THE ADMISSIONS PROCESS**”; strike beginning with “**(1)**” in line 20 down through “**MATRICULATE**” in line 25 and substitute “**“ADMISSIONS APPLICATION” MEANS AN INDIVIDUAL APPLICATION TO ENROLL AS AN UNDERGRADUATE STUDENT AT AN INSTITUTION OF HIGHER EDUCATION**”; and in line 26, strike “**, A CRIMINAL ACCUSATION,**”.

On pages 2 and 3, strike the lines beginning with line 28 on page 2 down through line 2 on page 3, inclusive.

On page 3, after line 2, insert:

“(D) “THIRD-PARTY ADMISSIONS APPLICATION” MEANS AN ADMISSIONS APPLICATION NOT CONTROLLED BY THE INSTITUTION.”;

strike beginning with “INQUIRE” in line 8 down through “PROCESS” in line 10 and substitute **“USE AN ADMISSIONS APPLICATION THAT CONTAINS QUESTIONS ABOUT THE CRIMINAL HISTORY OF THE APPLICANT”**; strike beginning with “CONSIDER” in line 11 down through “ONGOING” in line 13 and substitute **“USE A THIRD-PARTY ADMISSIONS APPLICATION THAT CONTAINS QUESTIONS ABOUT THE CRIMINAL HISTORY OF THE APPLICANT IF THE INSTITUTION POSTS A NOTICE ON ITS WEB SITE STATING THAT A CRIMINAL HISTORY DOES NOT DISQUALIFY AN APPLICANT FROM ADMISSION.”**

(C) AN INSTITUTION OF HIGHER EDUCATION SHALL PROVIDE NOTICE TO A PROSPECTIVE STUDENT AS PART OF THE ADMISSIONS APPLICATION, IF THE ADMISSIONS APPLICATION IS NOT A THIRD-PARTY ADMISSIONS APPLICATION, WHETHER THE PROFESSION FOR WHICH THE STUDENT IS SEEKING A DEGREE PROHIBITS LICENSURE OR CERTIFICATION ON THE BASIS OF A CRIMINAL HISTORY”; in line 18, after “REGARDING” insert **“ADMISSION AND ACCESS TO”**; in the same line, after “RESIDENCY,” insert **“OR”**; strike beginning with the semicolon in line 21 down through “STUDENTS” in line 23; strike beginning with the colon in line 25 down through “AUTOMATICALLY” in line 28 and substitute **“AUTOMATICALLY”**; and in line 29, strike “ACTIVITIES OR ASPECTS OF CAMPUS LIFE” and substitute **“ADMISSION”**.

AMENDMENT NO. 3

On page 4, in line 2, after “STUDENT’S” insert **“ADMISSION OR”**; strike beginning with the first “OR” in line 3 down through “LIFE” in line 4; in lines 5, 8, and 9, in each instance, strike “SHALL” and substitute **“MAY”**; in line 5, strike “AN INDIVIDUALIZED” and substitute **“A”**; in line 6, strike “DIRECT”; in line 7, strike “OR A PARTICULAR ACTIVITY OR ASPECT OF CAMPUS LIFE” and substitute **“OR A SPECIFIC ACADEMIC PROGRAM”**; in line 8, strike “AN INDIVIDUALIZED” and substitute **“THE”**; strike beginning with “AND” in line 14 down through “ISSUE” in line 16; and strike beginning with “(C)” in line 19 down through “CONDUCT.” in line 26.

On page 5, in line 3, strike “July” and substitute **“December”**.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 710 – Senator Conway

AN ACT concerning

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

SB0710/974137/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 710

(First Reading File Bill)

On page 5, in line 15, after “CURRICULUM;” insert “OR”; and strike beginning with the semicolon in line 18 down through “PLACEMENT” in line 20.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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

AN ACT concerning

Education – Behavior Intervention Plans – Physical Restraint and Seclusion

SB0786/654030/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 786

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Behavior Intervention Plans – Physical”; in the same line, after “Seclusion” insert “– Consideration and Reporting”; strike beginning with “prohibiting” in line 3 down through “circumstances” in line 9 and substitute “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”; in line 9, after “requiring” insert “certain public agencies and certain nonpublic”; in line 10, strike “State”; in the same line, strike “of Education”; strike beginning with “relating” in line 11 down through “regulations” in line 12 and substitute “; 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”; in line 13, strike “of Schools”; strike beginning with the third comma in line 15 down through “development” in line 18; in line 19, after “defining” insert “a”; strike beginning with “terms” in line 19 down through “law” in line 20 and substitute “term; subjecting a certain provision of law to a certain termination date”; in line 20, strike “behavior intervention plans” and substitute “restraint and seclusion in public agencies and nonpublic schools”; and in line 23, strike “7–1101, 7–1103, and 7–1104” and substitute “7–1101 through 7–1104”.

On pages 1 and 2, strike the lines beginning with line 26 on page 1 through line 2 on page 2, inclusive.

On page 2, in line 5, strike “7–1102” and substitute “7–1102.1”; and after line 7, insert:

“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)”.

AMENDMENT NO. 2

On page 2, in lines 14 and 15, in each instance, strike the brackets; in line 14, strike “CHALLENGING”; in line 15, strike the colon; in line 16, strike “(1) POSITIVE”; and strike beginning with the semicolon in line 16 down through “INTERVENTIONS” in line 17.

On page 3, in line 17, after “SYSTEM,” insert “THE MARYLAND SCHOOL FOR THE DEAF,”; strike beginning with “ANY” in line 17 down through “STUDENTS” in line 18 and substitute “THE MARYLAND SCHOOL FOR THE BLIND”; in line 27, strike the bracket; in line 28, strike “appoint” and substitute “CONVENE”; strike beginning with the first “to” in line 28 down through “practices” in line 29 and substitute “IN ACCORDANCE WITH THIS SECTION”; strike in their entirety lines 22 through 26, inclusive; after line 30, insert:

“(1) ONE MEMBER OF THE SENATE, APPOINTED BY THE PRESIDENT OF THE SENATE;

(2) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED BY THE SPEAKER OF THE HOUSE; AND

(3) THE FOLLOWING MEMBERS APPOINTED BY THE STATE SUPERINTENDENT;

and in line 31, strike “(1)” and substitute “(I)”.

On page 4, in lines 1, 3, 4, and 5, strike “(2)”, “(3)”, “(4)”, and “(5)”, respectively, and substitute “(II)”, “(III)”, “(IV)”, and “(V)”, respectively; in line 4, strike “and”; in line 6, after “interventions” insert “;

(VI) REPRESENTATIVES OF STUDENTS WITH DISABILITIES; AND

(VII) INDIVIDUALS WITH CLINICAL EXPERTISE REGARDING CHILDREN WHO HAVE SUSTAINED ABUSE, NEGLECT, OR TRAUMA;

in line 9, strike “physical restraint, mechanical restraint,” and substitute “**RESTRAINT**”; after line 9, insert:

“(2) CONTRAINDICATIONS FOR RESTRAINT AND SECLUSION AND WHO MAY AUTHORIZE RESTRAINT AND SECLUSION;”;

strike in their entirety lines 10 through 28, inclusive; in line 29, strike “(8)” and substitute “**(3)**”; in the same line, strike “and” and substitute a comma; and in line 30, after “plan” insert “**, AND “TRAUMA-INFORMED INTERVENTIONS”**”.

On page 5, strike lines 1 and 2 in their entirety; in lines 3, 6, and 8, strike “(10)”, “(11)”, and “(12)”, respectively, and substitute “**(4)**”, “**(5)**”, and “**(6)**”, respectively; in line 5, after “characteristics” insert “**, AND TRAUMA-INFORMED INTERVENTIONS**”; after line 9, insert:

“(D) THE TASK FORCE SHALL:

(1) REVIEW EXISTING REGULATIONS RELATING TO SECLUSION; AND

(2) ON OR BEFORE OCTOBER 1, 2017, MAKE RECOMMENDATIONS TO THE STATE BOARD AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY REGARDING:

(I) FINDINGS AND RECOMMENDATIONS DETERMINED UNDER THIS SECTION, INCLUDING CONSIDERATION OF THE FOLLOWING FACTORS IF THE TASK FORCE DETERMINES THAT THERE ARE CIRCUMSTANCES UNDER WHICH SECLUSION MAY BE USED:

1. THE TYPES OF DOORS AND LOCKING MECHANISMS THAT MAY BE USED;

2. THE SAFETY OF THE ROOMS USED FOR SECLUSION;

3. THE REQUIREMENTS FOR OBSERVATION OF THE ROOMS USED FOR SECLUSION;

4. THE PERIOD OF TIME FOR THE USE OF SECLUSION;
AND

5. THE REQUIREMENTS FOR THE DISCONTINUATION OF SECLUSION; AND

(II) CHANGES THAT ARE NEEDED TO UPDATE REGULATIONS TO BE CONSISTENT WITH § 7-1103 OF THIS SUBTITLE OR ANY OTHER FINDINGS AND RECOMMENDATIONS.”;

in line 10, strike “(d)” and substitute “(E)”; in line 11, strike “December 31, 2002” and substitute “DECEMBER 1, 2017”; and in the same line, strike the bracket.

AMENDMENT NO. 3

On page 5, in line 12, strike “7-1102.” and substitute “7-1102.1.”.

On pages 5 through 7, strike in their entirety the lines beginning with line 13 on page 5 through line 22 on page 7, inclusive.

AMENDMENT NO. 4

On page 7, in line 23, strike “(D)”; in line 24, strike the comma and substitute “:

(1)”;

in the same line, strike the second “EACH” and substitute “EACH PUBLIC AGENCY AND NONPUBLIC”; in line 27, after “GENDER,” insert “AGE,”; after line 27, insert:

“(2) EACH PUBLIC AGENCY AND NONPUBLIC SCHOOL SHALL SUBMIT TO THE DEPARTMENT A REPORT FOR THE PRIOR SCHOOL YEAR ON THE PROFESSIONAL DEVELOPMENT PROVIDED TO DESIGNATED SCHOOL PERSONNEL RELATED TO POSITIVE BEHAVIORAL INTERVENTIONS, STRATEGIES, AND SUPPORTS AND TRAUMA-INFORMED INTERVENTIONS.

(3) EACH PUBLIC AGENCY AND NONPUBLIC SCHOOL SHALL:

- (I) PERSONALLY OBSERVE AND REVIEW SECLUSION ROOMS;
- (II) REVIEW TRAINING PLANS FOR THE USE OF SECLUSION; AND
- (III) REPORT TO THE DEPARTMENT REGARDING FINDINGS MADE UNDER ITEMS (I) AND (II) OF THIS PARAGRAPH.

(4) THE DEPARTMENT SHALL:

- (I) PROVIDE GUIDANCE TO PUBLIC AGENCIES AND NONPUBLIC SCHOOLS REGARDING THE REQUIREMENTS OF THE USE OF SECLUSION AND ROOMS FOR SECLUSION; AND
- (II) REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, REGARDING FINDINGS AND RECOMMENDATIONS REPORTED TO THE DEPARTMENT UNDER THIS SECTION.”;

and strike in their entirety lines 28 and 29.

On page 8, in line 5, strike “(A)”; in line 10, strike “AND TRAUMA-INFORMED INTERVENTIONS”; and strike in their entirety lines 12 through 18, inclusive.

AMENDMENT NO. 5

On page 8, after line 18, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 7–1102 of Article – Education of the Annotated Code of Maryland, as enacted by Section 1 of this Act, be repealed.

SECTION 3. AND BE IT FURTHER ENACTED, That Section(s) 7–1102.1 of Article – Education of the Annotated Code of Maryland, as enacted by Section 1 of this Act, be renumbered to be Section(s) 7–1102.

SECTION 4. AND BE IT FURTHER ENACTED, That Sections 2 and 3 of this Act shall take effect June 30, 2019.”;

in line 19, strike “2.” and substitute “5.”; and in the same line, after “That” insert “, except as provided in Section 4 of this Act.”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1060 – Senator Miller

AN ACT concerning

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

SB1060/254839/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1060
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Miller” and substitute “Senators Miller, Conway, Pinsky, Bates, Kagan, Nathan–Pulliam, Robinson, Salling, Simonaire, Waugh, Young, and Zucker”; strike beginning with “requiring” in line 4 down through “factors,” in line 8; 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 “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 “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;”.

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 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.

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” in line 18 and substitute “THE”; in line 19, 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, after “INCOMING” insert “FULL-TIME”; and in line 27, strike the second “AND”; after line 27, insert:

“(2) EACH INSTITUTION TO PROVIDE INCOMING PART-TIME 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)” and substitute “(3)”; in line 6, strike “AND HEALTH PERSONNEL”; 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 OR”; in line 16, strike “OR HEALTH PERSONNEL”; 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, REGISTERED 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.”;

and in line 21, 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.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 564 – Senator Adelaide C. Eckardt:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
The Historical Freedom Shrine Advocacy Team
in recognition of
your never ending commitment dedication and support in promoting the initiative to
establish the annual “Maryland Voting Equity Reform Day”.

The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 27th day of March 2017.

Read and adopted by a roll call vote as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 843)

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 31**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1165 – Senator Waugh

AN ACT concerning

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

SB1165/134436/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1165
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after the semicolon insert “prohibiting the Maryland Longitudinal Data System Center from selling certain protected information; prohibiting the Center from charging certain fees;”; and in line 10, after “24–702” insert “and 24–703(g) and (h)”.

AMENDMENT NO. 2

On page 2, after line 12, insert:

“24–703.

(g) (1) Direct access to data in the Maryland Longitudinal Data System shall be restricted to authorized staff of the Center.

(2) The Center may only use de-identified data in the analysis, research, and reporting conducted by the Center.

(3) The Center may only use aggregate data in the release of data in reports and in response to data requests.

(4) Data that may be identifiable based on the size or uniqueness of the population under consideration may not be reported in any form by the Center.

(5) The Center may not release OR SELL information that may not be disclosed under the federal Family Educational Rights and Privacy Act and other relevant privacy laws and policies.

(h) The Center may receive funding from the following sources:

(1) State appropriations;

(2) Grants or other assistance from local education agencies and institutions of higher education;

(3) Federal grants; AND

(4) [User fees; and

(5)] Any other grants or contributions from public or private entities received by the Center.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 32**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 181 – Senator Simonaire

AN ACT concerning

**Natural Resources Police – Conditions of Sentencing, Probation, Parole, or
Mandatory Release Supervision – Database**

SB0181/414639/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 181

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 2 and 3 and substitute “Task Force to Study Data Sharing Among the Maryland Judiciary, the Maryland Parole Commission, and the Department of Natural Resources”; strike beginning with “requiring” in line 4 down through “supervision” in line 20 and substitute “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”.

On pages 1 and 2, strike in their entirety the lines beginning with line 21 on page 1 through line 1 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, in line 3, strike “the Laws of Maryland read as follows”; and after line 3, insert:

“(a) There is a Task Force to Study Data Sharing Among the Maryland Judiciary, the Maryland Parole Commission, and the Department of Natural Resources.

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

(1) one member of the Senate of Maryland, who is a member of the Maryland Legislative Sportsmen’s Caucus, appointed by the President of the Senate;

(2) one member of the House of Delegates, who is a member of the Maryland Legislative Sportsmen’s Caucus, appointed by the Speaker of the House;

- (3) the Secretary of Natural Resources, or the Secretary's designee;
 - (4) the Secretary of Public Safety and Correctional Services, or the Secretary's designee;
 - (5) the Secretary of the Department of Information Technology, or the Secretary's designee;
 - (6) one representative of the Maryland Judiciary;
 - (7) the Administrator of the Motor Vehicle Administration, or the Administrator's designee;
 - (8) the Chair of the Maryland Parole Commission, or the Chair's designee;
 - (9) the Superintendent of the Natural Resources Police, or the Superintendent's designee; and
 - (10) the Public Defender of Maryland, or the Public Defender's designee.
- (c) The Task Force shall select a chair from among its members.
- (d) The Department of Natural Resources 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) review the current process for data sharing among the Maryland Judiciary, the Maryland Parole Commission, and the Department of Natural Resources;
 - (2) identify ways to improve the sharing of data regarding conditions of sentencing, probation, parole, or mandatory release supervision with the Department of Natural Resources;

(3) identify procedures and measures that can be established for sharing data from the Natural Resources Police with the Maryland Judiciary for use in determining conditions of sentencing, probation, parole, or mandatory release supervision;

(4) examine methods for establishing a multi-agency numbering system that would apply to:

(i) hunting and fishing activities; and

(ii) vessel operations and registration;

(5) examine data sharing under the Interstate Wildlife Violator Compact and mechanisms for coordinating seamlessly between agencies; and

(6) make recommendations regarding ways to improve data sharing among the Maryland Judiciary, the Maryland Parole Commission, and the Department of Natural Resources.

(g) On or before December 31, 2018, the Task Force shall report its findings and recommendations, in accordance with § 2-1246 of the State Government Article, to the Senate Education, Health, and Environmental Affairs Committee, the Senate Judicial Proceedings Committee, the House Environment and Transportation Committee, and the House Judiciary Committee.”.

On pages 2 and 3, strike in their entirety the lines beginning with line 4 on page 2 through line 10 on page 3, inclusive.

On page 3, in line 12, strike “October” and substitute “June”; and in the same line, after “2017.” insert “It shall remain effective for a period of 2 years and, at the end of May 31, 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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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

AN ACT concerning

Promoting Efficiencies in State Procurement

SB0311/754336/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 311

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, strike “requiring” and substitute “authorizing”; and in line 13, after “goods;” insert “providing that certain requirements do not apply to a master contract for construction under certain circumstances;”; and in line 21, after “college;” insert “clarifying the authority of the board of trustees of a community college to advertise certain bids on eMaryland Marketplace;”.

AMENDMENT NO. 2

On page 21, in line 8, strike “shall” and substitute “MAY”; and strike in their entirety lines 13 through 15, inclusive, and substitute:

“(B) IF A DESIGNATED PROCUREMENT UNIT ADOPTS MASTER CONTRACTING, THE MASTER CONTRACTING PROCUREMENT METHOD SHALL INCLUDE:”.

On page 22, in line 1, strike “The” and substitute “**EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, THE**”; in line 5, strike “If” and substitute “**EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, IF**”; in line 16, strike “After” and substitute “**EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, AFTER**”; and after line 20, insert:

“(F) THE REQUIREMENTS OF SUBSECTIONS (C)(2), (D), AND (E) OF THIS SECTION DO NOT APPLY TO A MASTER CONTRACT FOR CONSTRUCTION IF THE MASTER CONTRACT:

(1) IS AWARDED THROUGH A COMPETITIVE PROCESS IN ACCORDANCE WITH THIS SUBTITLE; AND

(2) STATES:

(I) HOW TASK ORDERS WILL BE AWARDED; AND

(II) THE MAXIMUM NUMBER OF QUALIFIED CONTRACTORS THAT WILL BE AWARDED A MASTER CONTRACT FOR CONSTRUCTION.”.

AMENDMENT NO. 3

On page 37, in line 18, after “county” insert “OR IN EMDARYLAND MARKETPLACE, IN ACCORDANCE WITH TITLE 17, SUBTITLE 5 OF THE STATE FINANCE AND PROCUREMENT ARTICLE”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1122 – Senator Conway

AN ACT concerning

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

SB1122/414836/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 1122

(First Reading File Bill)

On page 2, in line 14, strike “**360**” and substitute “**270**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1123 – Senator Conway

AN ACT concerning

State Lottery and Gaming Control Agency – Procurements

SB1123/254735/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 1123

(First Reading File Bill)

At the top of the page, insert “EMERGENCY BILL”; in line 6, after “circumstances;” insert “making this Act an emergency measure;”; strike beginning with “shall” in line 22 down through “2017” in line 23 and substitute “is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted”.

The preceding amendment was read only.

Senator Jennings moved to make the Bill and Amendments a Special Order for March 28, 2017.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 1177 – Senators Jennings and Norman

AN ACT concerning

Harford County – Alcoholic Beverages – Interest in More Than One License

Senator Jennings moved to make the Bill and Report a Special Order for March 28, 2017.

The motion was adopted.

FINANCE COMMITTEE REPORT NO. 33

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 967 – Senator Klausmeier

AN ACT concerning

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

SB0967/317377/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 967

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “EMERGENCY BILL”; in the sponsor line, strike “Senator Klausmeier” and substitute “Senators Klausmeier, Astle, Benson, Feldman, Hershey, Hough, Jennings, Mathias, Middleton, Miller, Oaks, Reilly, Rosapepe, and Simonaire”; 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”; in line 6, after the second “a” insert “mental health or”; in line 8, after “State;” insert “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 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 “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;"; 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; 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;"; 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 5–307Annotated 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)”;

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 toArticle – InsuranceSection 15–850 and 15–851Annotated 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 17, after "A" insert "MENTAL HEALTH OR"; in line 22, strike "LOCATED" and substitute ":

(1) LOCATED";

in line 23, after "STATE" insert ": AND

(2) ESTABLISHED ON OR BEFORE JUNE 1, 2018.

(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, 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 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 BEHAVIORIAL 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 line 17, strike “REIMBURSEMENT”; and in the same line, strike “ADJUSTMENT” and substitute “ADJUSTMENTS AND THE PAYMENT SYSTEM”;

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 page 8, before line 11, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:”.

On pages 8 through 10, strike in their entirety the lines beginning with line 12 on page 8 through line 27 on page 10, inclusive, and substitute:

“15-850.

(A) (1) THIS SECTION APPLIES TO:

(I) INSURERS AND NONPROFIT HEALTH SERVICE PLANS THAT PROVIDE COVERAGE FOR SUBSTANCE USE DISORDER BENEFITS OR 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 SUBSTANCE USE DISORDER BENEFITS OR 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 SUBSTANCE USE DISORDER BENEFITS UNDER THE MEDICAL BENEFIT OR FOR PRESCRIPTION DRUGS THROUGH A PHARMACY BENEFITS MANAGER IS SUBJECT TO THE REQUIREMENTS OF THIS SECTION.

(B) AN ENTITY SUBJECT TO THIS SECTION MAY NOT APPLY A PRIOR AUTHORIZATION REQUIREMENT FOR A PRESCRIPTION DRUG:

(1) WHEN USED FOR TREATMENT OF AN OPIOID USE DISORDER; AND

(2) THAT CONTAINS METHADONE, BUPRENORPHINE, OR NALTREXONE.”.

AMENDMENT NO. 10

On page 10, strike in their entirety lines 28 through 34, inclusive, and substitute:

“SECTION 5. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Insurance15-851.

(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 6. 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 7. 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. 11

On page 11, in line 1, strike “3.” and substitute “8.”; 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. 12

On page 11, after line 7, insert:

“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 the effective date of Section 4 of this Act.

SECTION 10. AND BE IT FURTHER ENACTED, That Section 5 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 “11.”; in the same line, after “That” insert “Sections 1, 2, 3, 6, 7, 8, and 9 of”; and after line 9, insert:

“SECTION 12. AND BE IT FURTHER ENACTED, That Sections 5 and 10 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 ye 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 Sections 11 and 12 of this Act, shall take effect from the date it is enacted.”.

The preceding 12 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

**Senate Bill 1149 – Senators Oaks, Benson, Feldman, Guzzone, Klausmeier,
Mathias, Reilly, Rosapepe, Smith, and Zucker**

AN ACT concerning

Maryland Transit Administration – Free Ridership for State Employees

SB1149/937078/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 1149

(First Reading File Bill)

AMENDMENT NO. 1

In line 2, before “Maryland” insert “Baltimore City –”; in the same line, strike “Free Ridership for State Employees” and substitute “Transit Services for Public School Students”; strike beginning with “extend” in line 3 down through “government” in line 6 and substitute “provide certain services to 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 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 the termination of this Act”; in line 8, strike “State employees” and substitute “Baltimore City public school students”; and after line 8, insert:

“BY adding to

Article – Transportation

Section 7–709

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

Strike in their entirety lines 9 through 13, inclusive, and substitute:

“SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

That the Laws of Maryland read as follows:

Article – Transportation7-709.

(A) THE ADMINISTRATION SHALL PROVIDE RIDERSHIP ON TRANSIT VEHICLES TO ANY STUDENT OF A PUBLIC SCHOOL OF BALTIMORE CITY.

(B) THE SERVICES PROVIDED UNDER SUBSECTION (A) OF THIS SECTION SHALL BE PROVIDED:

(1) BETWEEN THE HOURS OF 5 A.M. AND 8 P.M.; AND

(2) FOR SCHOOL-RELATED OR EDUCATIONAL EXTRACURRICULAR ACTIVITIES ONLY.

(C) THE ADMINISTRATION MAY NOT COLLECT FEES OR REIMBURSEMENT FOR SERVICES PROVIDED UNDER THIS SECTION.

(D) THE ADMINISTRATION MAY ADOPT RULES AND REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SECTION.

(E) ON OR BEFORE DECEMBER 1, 2017, AND ON OR BEFORE DECEMBER 1 EACH YEAR THEREAFTER, THE CITY OF BALTIMORE AND THE BALTIMORE CITY BOARD OF SCHOOL COMMISSIONERS SHALL SUBMIT A REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON:

(1) THE FINANCIAL CONDITION OF THE BALTIMORE CITY PUBLIC SCHOOL SYSTEM;

(2) THE IMPACT OF THE SERVICES PROVIDED UNDER THIS SECTION;
AND

(3) WHETHER THERE IS A NEED TO MAINTAIN:

(I) THE SERVICES REQUIRED UNDER THIS SECTION; AND

(II) THE PROHIBITION ON THE COLLECTION OF FEES AND REIMBURSEMENT BY THE ADMINISTRATION FOR SERVICES PROVIDED UNDER THIS SECTION.”.

AMENDMENT NO. 3

In line 14, strike “June” and substitute “July”; and in line 15, 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 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB1149/863425/1

BY: Senator Middleton

AMENDMENTS TO SENATE BILL 1149, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

In line 15 of the bill, strike “2017” and substitute “2018”.

AMENDMENT NO. 2

On page 1 of the Finance Committee Amendments (SB1149/937078/1), in line 10 of Amendment No. 1, after “thereafter,” insert “providing for a delayed effective date;”.

On page 2 of the Finance Committee Amendments, in line 13 of Amendment No. 2, strike “2017” and substitute “2018”.

On page 3 of the Finance Committee Amendments, in line 2 of Amendment No. 3, strike “2020” and substitute “2021”.

The preceding 2 amendments were read only.

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

The motion was adopted.

MESSAGE FROM THE CHIEF EXECUTIVE

SUPPLEMENTAL BUDGET NO. 2 – FISCAL YEAR 2018

(See Exhibit L of Appendix III)

Read and Referred to the Committee on Budget and Taxation.

SPECIAL ORDER CALENDAR NO. 38

Senate Bill 705 – Senators Muse, Kelley, Lee, Ramirez, and Smith

AN ACT concerning

**Award of Attorney's Fees and Expenses – Violation of Maryland Constitutional
Right**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Muse moved to place **Senate Bill 705** back on second reading for the purpose of adding amendments.

The motion was adopted.

Senate Bill 705 – Senators Muse, Kelley, Lee, Ramirez, and Smith

AN ACT concerning

**Award of Attorney's Fees and Expenses – Violation of Maryland Constitutional
Right**

STATUS OF BILL: BILL ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

SB0705/383322/1

BY: Senator Muse

AMENDMENTS TO SENATE BILL 705

(Bill as Printed for Third Reading)

AMENDMENT NO. 1

On page 1, in line 7, after the semicolon insert “providing that the combined total of certain damages and certain attorney’s fees and expenses awarded under certain provisions of this Act may not exceed certain limits on liability; providing that certain limits on liability under the Local Government Tort Claims Act and the Maryland Tort Claims Act include any attorney’s fees and expenses awarded under certain provisions of this Act;”; after line 18, insert:

“BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 5–303(a)

Annotated Code of Maryland

(2013 Replacement Volume and 2016 Supplement)”;

and in line 21, after “Section” insert “12–104(a) and”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 22 and 23; and in lines 24, 27, and 29, strike “(6)”, “(7)”, and “(8)”, respectively, and substitute “(5)”, “(6)”, and “(7)”, respectively.

On page 3, in lines 1, 3, 5, 7, 9, 11, and 13, strike “(9)”, “(10)”, “(11)”, “(12)”, “(13)”, “(14)”, and “(15)”, respectively, and substitute “(8)”, “(9)”, “(10)”, “(11)”, “(12)”, “(13)”, and “(14)”, respectively.

AMENDMENT NO. 3

On page 3, in line 22, before “**FOR**” insert “(A)”; after line 24, insert:

“(B) THE COMBINED TOTAL OF ANY DAMAGES AND ANY ATTORNEY’S FEES AND EXPENSES AWARDED TO A PREVAILING PLAINTIFF UNDER THIS SUBTITLE MAY NOT EXCEED:

(1) IF AWARDED AGAINST A LOCAL GOVERNMENT AS DEFINED IN § 5–301 OF THIS ARTICLE, THE LIMITS ON LIABILITY ESTABLISHED UNDER § 5–303 OF THIS ARTICLE; OR

(2) IF AWARDED AGAINST THE STATE, THE LIMIT ON LIABILITY ESTABLISHED UNDER § 12–104 OF THE STATE GOVERNMENT ARTICLE.

5-303.

(a) (1) Subject to paragraph (2) of this subsection, the liability of a local government may not exceed \$400,000 per an individual claim, and \$800,000 per total claims that arise from the same occurrence for damages resulting from tortious acts or omissions, or liability arising under subsection (b) of this section and indemnification under subsection (c) of this section.

(2) The limits on liability provided under paragraph (1) of this subsection [do]:

(I) INCLUDE ANY ATTORNEY’S FEES AND EXPENSES AWARDED UNDER § 3-2101 OF THIS ARTICLE; AND

(II) DO not include interest accrued on a judgment.”;

and after line 25, insert:

“12-104.

(a) (1) Subject to the exclusions and limitations in this subtitle and notwithstanding any other provision of law, the immunity of the State and of its units is waived as to a tort action, in a court of the State, to the extent provided under paragraph (2) of this subsection.

(2) The liability of the State and its units may not exceed \$400,000 to a single claimant for injuries arising from a single incident or occurrence.

(3) THE LIMIT ON LIABILITY PROVIDED UNDER PARAGRAPH (2) OF THIS SUBSECTION INCLUDES ANY ATTORNEY’S FEES AND EXPENSES AWARDED UNDER § 3-2101 OF THE COURTS ARTICLE.”.

The preceding 3 amendments were read only.

Senator Muse moved to make the Bill and Amendment a Special Order for March 28, 2017.

The motion was adopted.

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 ordered journalized.

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 adopted.

SPECIAL ORDERS NO. 38

House Bill 1083 – Delegates Pendergrass, Anderson, Angel, Atterbeary, Barkley, B. Barnes, Barron, Barve, Beidle, Branch, Bromwell, Brooks, Carr, Clippinger, Cullison, Davis, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Frick, Frush, Gaines, Gilchrist, Glenn, Gutierrez, Hayes, Haynes, Hettleman, Hill, Hixson, Holmes, C. Howard, Jones, Kaiser, Kelly, Korman, Kramer, Krimm, Lafferty, Lam, R. Lewis, Lierman, Lisanti, Luedtke, McIntosh, A. Miller, Moon, Morales, Morhaim, Oaks, Pena-Melnyk, Platt, Proctor, Queen, Reznik, Robinson, Rosenberg, Sample-Hughes, Sanchez, Sophocleus, Stein, Tarlau, Turner, Valderrama, Waldstreicher, A. Washington, M. Washington, Wilkins, C. Wilson, K. Young, and Mosby

AN ACT concerning

Health – Family Planning Services – Continuity of Care

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

FLOOR AMENDMENT

HB1083/833927/1

BY: Senator Bates

AMENDMENT TO HOUSE BILL 1083

(Third Reading File Bill)

On page 2, in line 22, strike “AND”; in line 27, after “REFERRALS” insert “;AND

(3) THAT DO NOT PROVIDE ABORTION SERVICES OR REFERRALS FOR ABORTION SERVICES”;

in line 28, after “(C)” insert “(1)”; and after line 30, insert:

“(2) “FAMILY PLANNING SERVICES” DOES NOT INCLUDE ABORTION SERVICES OR REFERRALS FOR ABORTION SERVICES.”.

On page 4, in line 17, strike “AND”; and in line 20, after “REFERRALS” insert “,AND THAT DO NOT PROVIDE ABORTION SERVICES OR REFERRALS FOR ABORTION SERVICES”.

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

Affirmative – 15 Negative – 30 (See Roll Call No. 844)

FLOOR AMENDMENT

HB1083/263322/1

BY: Senator Hough

AMENDMENTS TO HOUSE BILL 1083

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “funding;” insert “prohibiting certain funding from being transferred to a certain organization;”.

AMENDMENT NO. 2

On page 3, in line 14, after “(E)” insert “(1)”; and after line 18, insert:

“(2) FUNDING USED TO SUPPORT FAMILY PLANNING SERVICES UNDER THE PROGRAM MAY NOT BE TRANSFERRED TO AN ORGANIZATION EXEMPT FROM TAXATION UNDER § 501(C)(4) OF THE INTERNAL REVENUE CODE.”.

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

Affirmative – 14 Negative – 32 (See Roll Call No. 845)

FLOOR AMENDMENT

HB1083/663825/1

BY: Senator Hough

AMENDMENT TO HOUSE BILL 1083
(Third Reading File Bill)

On page 2, in line 22, strike “AND”; and in line 27, after “REFERRALS” insert “; AND”

(3) THAT ARE IN COMPLIANCE WITH THE FEDERAL NATIONAL INSTITUTES OF HEALTH REVITALIZATION ACT THAT ESTABLISHES SAFEGUARDS TO PREVENT THE COMMODIFICATION OF FETAL TISSUE”.

On page 4, in line 17, strike “AND”; and in line 20, after “REFERRALS” insert “, AND ARE IN COMPLIANCE WITH THE FEDERAL NATIONAL INSTITUTES OF HEALTH REVITALIZATION ACT THAT ESTABLISHES SAFEGUARDS TO PREVENT THE COMMODIFICATION OF FETAL TISSUE”.

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

Affirmative – 15 Negative – 31 (See Roll Call No. 846)

FLOOR AMENDMENT

HB1083/423027/1

BY: Senator Cassilly

AMENDMENT TO HOUSE BILL 1083

(Third Reading File Bill)

On page 2, in line 24, after “PROVIDERS” insert “SOLELY”.On page 4, in line 18, after “REGULATION” insert “SOLELY”.The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 14 Negative – 31 (See Roll Call No. 847)

FLOOR AMENDMENT

HB1083/713928/1

BY: Senator Simonaire

AMENDMENT TO HOUSE BILL 1083

(Third Reading File Bill)

On page 2, in line 22, strike “AND”; and in line 27, after “REFERRALS” insert “; AND”

(3) THAT ADMINISTER PAIN RELIEF MEDICATION TO THE FETUS FOR ALL ABORTIONS OF LIVE FETUSES THAT TAKE PLACE DURING THE SECOND OR THIRD TRIMESTER AND FOR WHICH DISMEMBERMENT OF THE FETUS IS PART OF THE ABORTION PROCEDURE”.

On page 4, in line 17, strike “AND”; and in line 20, after “REFERRALS” insert “, AND ADMINISTER PAIN RELIEF MEDICATION TO THE FETUS FOR ALL ABORTIONS OF LIVE FETUSES THAT TAKE PLACE DURING THE SECOND OR THIRD TRIMESTER AND FOR WHICH DISMEMBERMENT OF THE FETUS IS PART OF THE ABORTION PROCEDURE”.

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

Affirmative – 15 Negative – 31 (See Roll Call No. 848)

Read the second time and ordered prepared for Third Reading.

Senate Bill 1121 – Senator Conway

AN ACT concerning

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

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

House Bill 924 – Delegates Gilchrist, Barve, Carr, Frush, Lafferty, Robinson, ~~and Stein~~ Stein, Beidle, Fraser-Hidalgo, Healey, Holmes, and McCray

AN ACT concerning

Natural Resources – Oyster Management – Prohibited Actions

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 871 – Senator Zucker

AN ACT concerning

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

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (5) AND THE FAVORABLE REPORT.

SB0871/654138/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 871
(First 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”; strike beginning with “requiring” in line 8 down through “score” in line 10 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”; in line 22, 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 24, after “limitations;” insert “specifying that a certain decision of the Department is final;”.

AMENDMENT NO. 2

On page 4, in line 19, after “STUDENTS” insert “OR THE LEVEL OF STUDENT SUCCESS”; after line 19, 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 OR MORE QUESTIONS TO EDUCATORS REGARDING THE RECEIPT OF CRITICAL INSTRUCTIONAL FEEDBACK.”;

strike line 21 in its entirety; in line 20, strike “(II) SCHOOL” and substitute “(III) OTHER SCHOOL”; in lines 22, 23, 24, and 25, strike “A.”, “B.”, “C.”, and “D.”, respectively, and substitute “1.”, “2.”, “3.”, and “4.”, respectively; and in line 24, 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”.

On pages 4 and 5, strike beginning with “TO” in line 25 on page 4 down through “SURVEYS.” in line 5 on page 5 and substitute “FOR:”

A. ADVANCED PLACEMENT COURSES AND INTERNATIONAL BACCALAUREATE PROGRAMS;

B. CAREER AND TECHNOLOGY EDUCATION PROGRAMS;
AND

C. DUAL ENROLLMENT;

5. CHRONIC ABSENTEEISM;

6. DATA ON DISCIPLINE AND RESTORATIVE PRACTICES;
AND

7. ACCESS TO TEACHERS WHO HOLD AN ADVANCED PROFESSIONAL CERTIFICATE OR HAVE OBTAINED NATIONAL BOARD CERTIFICATION.”.

AMENDMENT NO. 3

On page 5, in lines 6 and 8, strike “(III)” and “(IV)”, respectively, and substitute “(IV)” and “(V)”, respectively; in line 6, strike “THE” and substitute “EXCEPT AS PROVIDED IN ITEM (III)3 OF THIS PARAGRAPH, THE”; strike beginning with “BOTH” in line 8 down through “SCORE” in line 12 and substitute “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 SUBSUBPARAGRAPH, 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 6, in line 23, after the comma insert “PARENTS, COMMUNITY MEMBERS,”.

On page 7, in line 1, strike “AND THE” and substitute a comma; in the same line, after “BOARD” insert “, AND THE DEPARTMENT”; in line 10, strike “AND (3)”; after line 28, 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 29, strike “(2)” and substitute “(3)”.

AMENDMENT NO. 5

On page 8, after line 9, insert:

“(II) CREATING A LOCAL SCHOOL SYSTEM IN ADDITION TO THE 24 SCHOOL SYSTEMS ESTABLISHED IN THIS ARTICLE;

(III) CONVERTING OR CREATING A NEW PUBLIC SCHOOL WITHOUT LOCAL BOARD APPROVAL;”;

strike line 10 in its entirety; in lines 11 and 14, strike “(III)” and “(IV)”, respectively, and substitute “(IV)”, and “(V)”, respectively; and after line 14, insert:

“(3) A DECISION OF THE DEPARTMENT UNDER THIS SUBSECTION IS FINAL.”.

The preceding 5 amendments were read only.

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

The motion was adopted.

LAID OVER CALENDAR NO. 15

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)

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (5) AND THE FAVORABLE REPORT.

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 adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

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 adopted by a roll call vote as follows:

Affirmative – 32 Negative – 13 (See Roll Call No. 849)

FLOOR AMENDMENT

HB0978/693927/1

BY: Senator Jennings

AMENDMENTS TO HOUSE BILL 978, AS AMENDED
(Third Reading File Bill)

AMENDMENT NO. 1

Strike the Education, Health, and Environmental Affairs Committee Amendments (HB0978/934433/1) in their entirety.

On page 1 of the bill, strike beginning with “at” in line 5 down through “of” in line 6; strike beginning with “authorizing” in line 6 down through “factors” in line 7 and substitute “requiring the State Board of Education to establish certain school quality indicators”; in line 9, strike “of Education”; and strike beginning with “prohibiting” in line 10 down through “score;” in line 12.

On pages 1 and 2 of the bill, strike beginning with “requiring” in line 23 on page 1 down through “limitations;” in line 5 on page 2.

AMENDMENT NO. 2

On page 4 of the bill, in line 28, strike “SCHOOL” and substitute “THE STATE BOARD SHALL ESTABLISH SCHOOL”.

On pages 4 and 5 of the bill, strike beginning with “MAY” in line 28 on page 4 down through “CERTIFICATION” in line 23 on page 5.

On page 6 of the bill, strike beginning with “THE” in line 4 down through “3.” in line 6.

On page 7 of the bill, in line 26, strike “SCHOOL”; in the same line, in each instance, strike the comma.

On pages 8 and 9 of the bill, strike in their entirety the lines beginning with line 18 on page 8 down through line 13 on page 9, inclusive.

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

Affirmative – 13 Negative – 32 (See Roll Call No. 850)

FLOOR AMENDMENT

HB0978/503526/1

BY: Senator Jennings

AMENDMENTS TO HOUSE BILL 978
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 21 down through “agreements,” in line 22.

AMENDMENT NO. 2

On page 7, in line 19, after the third comma insert “AND”; and in lines 19 and 20, strike “, AND THE EXCLUSIVE BARGAINING REPRESENTATIVE”.

On page 8, strike in their entirety lines 10 through 13, inclusive; and in lines 14, 18, and 28, strike “(D)”, “(E)”, and “(F)”, respectively, and substitute “(C)”, “(D)”, and “(E)”, respectively.

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

Affirmative – 13 Negative – 33 (See Roll Call No. 851)

FLOOR AMENDMENT

HB0978/503721/1

BY: Senator Serafini

AMENDMENTS TO HOUSE BILL 978, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Education, Health, and Environmental Affairs Committee Amendments (HB978/934433/1), in line 15 of Amendment No. 1, strike “specifying” and substitute “requiring the Department to collaborate with a county board of education, after a certain period of time, to determine certain other intervention strategies for a certain public school, including certain options that were previously prohibited by law; specifying”.

AMENDMENT NO. 2

On page 4 of the Education, Health, and Environmental Affairs Committee Amendments, in line 4 of Amendment No. 5, strike “(3)” and substitute:

“(G) (1) AFTER A 4-YEAR PERIOD FROM THE DATE OF AN INTERVENTION STRATEGY’S IMPLEMENTATION UNDER SUBSECTION (F)(1) OF THIS SECTION, IF THE

DEPARTMENT DETERMINES THAT STUDENT OUTCOMES HAVE NOT IMPROVED AT A PUBLIC SCHOOL, THE DEPARTMENT SHALL COLLABORATE WITH THE COUNTY BOARD IN DETERMINING ANOTHER INTERVENTION STRATEGY, SUBJECT TO THE EXISTING COLLECTIVE BARGAINING AGREEMENTS BETWEEN THE COUNTY BOARD AND THE EXCLUSIVE BARGAINING REPRESENTATIVE THAT MAY INCLUDE ANY OF THE OPTIONS PREVIOUSLY PROHIBITED UNDER SUBSECTION (F)(2) OF THIS SECTION.

(2)".

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

Affirmative – 14 Negative – 32 (See Roll Call No. 852)

FLOOR AMENDMENT

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 adopted.

FLOOR AMENDMENT

HB0978/143922/1

BY: Senator Ferguson

AMENDMENTS TO HOUSE BILL 978, AS AMENDED
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Education, Health, and Environmental Affairs Committee Amendments (HB978/934433/1), in line 15 of Amendment No. 1, strike “specifying” and substitute “authorizing the Department to use a certain intervention strategy under certain circumstances if the intervention strategy has a certain purpose; prohibiting a certain intervention strategy from being implemented by a for-profit company; specifying”.

AMENDMENT NO. 2

On page 9 of the bill, after line 13, insert:

“(3) (I) NOTWITHSTANDING PARAGRAPH (2) OF THIS SUBSECTION, THE DEPARTMENT, IN CONSULTATION WITH THE COUNTY BOARD, MAY CREATE OR CONVERT A SCHOOL TO AN INTERJURISDICTIONAL PUBLIC SCHOOL AS AN INTERVENTION STRATEGY, IF THE INTERVENTION STRATEGY IS EXPRESSLY FOCUSED AND DESIGNED TO DECONCENTRATE POVERTY IN OR INCREASE THE SOCIOECONOMIC INTEGRATION OF THE PUBLIC SCHOOL.

(II) THE INTERVENTION STRATEGY UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY NOT BE IMPLEMENTED BY A FOR-PROFIT COMPANY.”.

On page 4 of the Education, Health, and Environmental Affairs Committee Amendments, in line 4 of Amendment No. 5, strike “**(3)**” and substitute “**(4)**”.

The preceding 2 amendments were withdrawn.

Read the second time and ordered prepared for Third Reading.

MESSAGE FROM THE HOUSE

INTRODUCTORY HOUSE BILLS NO. 28

House Bill 879 – The Speaker (By Request – Administration)

AN ACT concerning

Public Integrity Act of 2017

FOR the purpose of altering provisions of the ethics law governing the period of time during which former members of the General Assembly are prohibited from representing or assisting certain parties for compensation in certain matters; ~~prohibiting, except under certain circumstances, former officials and employees of the Legislative Branch and Executive Branch from representing or assisting certain parties for compensation in certain matters for a certain period of time; prohibiting an official from directly or indirectly initiating a solicitation for a person to retain the services of a particular regulated lobbyist or lobbying firm; prohibiting a member of the General Assembly from taking certain actions relating to legislation affecting certain entities; requiring a legislator to report certain information to the State Ethics Commission on or before the first day of a legislator's term and within a certain number of days of any change in information occurring, rather than to the Joint Ethics Committee and at the times and in the manner required by the Committee; requiring an official of the Executive Branch to report to the Commission details of certain payments, compensation, and other interests under certain circumstances; altering the information a legislator is required to report to the Commission; altering a certain exception to the requirement that a legislator report certain information to the Commission; prohibiting a regulated lobbyist and an individual who is employed by a certain business entity from serving on a board; repealing the requirement that the Committee administer and implement certain provisions of the public ethics law; altering the membership of the Commission; requiring and authorizing the Commission, rather than the Committee or the Department of Legislative Services, to take certain actions under the public ethics law as it relates to legislators; repealing the authority of a legislator to request a certain opinion from the Committee; authorizing a certain complaint to be filed with the Commission, rather than the Committee; repealing the requirement that the Committee adopt certain procedures; making conforming changes; altering a certain definition~~ altering the definition of "legislative action" as it applies to certain provisions of the Maryland Public Ethics Law to include testimony and other advocacy in an official capacity before a unit of State or local government; prohibiting certain former regulated lobbyists from participating in a case, contract, or other matter as a public official or employee for a certain time period under certain circumstances; requiring the State Ethics Commission to make certain information freely available on the Internet; prohibiting certain former State officials from representing or assisting certain parties for compensation in certain matters for a certain period of time, subject to a certain exception; prohibiting an official or an employee from intentionally using the prestige of office or public position to influence, except under certain circumstances, the award of certain contracts; prohibiting an official from directly or indirectly initiating a solicitation for a person to retain the services of a particular regulated lobbyist or lobbying firm; prohibiting a public official or employee from using public resources or the title of the public official or employee to solicit certain political contributions; altering the definition of "close economic association" as it applies to provisions of the Public Ethics Law governing conflicts of interest; altering the reporting requirements for outside income that a legislator is required to make to the Joint Ethics Committee; repealing a certain requirement that the Ethics Commission develop and implement procedures for granting exemptions to electronic filing requirements for financial disclosure forms; requiring a

governmental unit to provide certain employees with a list of entities that did business with the unit during a certain time period; prohibiting certain former regulated lobbyists from participating in certain cases, contracts, or matters for a certain time period under certain circumstances; requiring the Ethics Commission to make freely available on the Internet in a certain manner certain financial disclosure statements for certain officials and candidates, subject to certain redaction; altering the debt schedule of a financial disclosure statement to require disclosure of debt owed to entities doing business with or regulated by the individual's governmental unit; altering the employment schedule of a financial disclosure statement to require certain reporting if the individual's spouse is a regulated lobbyist; repealing a requirement that the Ethics Commission hold a public hearing under certain circumstances; requiring that certain Ethics Commission regulations require certain regulated lobbyists to file certain statements of recusal under certain circumstances; altering the definition of "interest" as it applies to the Maryland Public Ethics Law to exclude exchange-traded funds; establishing the Citizens' Advisory Board for Legislative Ethics; providing for the composition of the Board; establishing certain standards and qualifications for Board membership; requiring the Board to regularly offer recommendations to the Committee and the presiding officers regarding changes to the Public Ethics Law, the policies and procedures of the Committee, and public advisory opinions of the Committee; defining a certain term; making certain technical corrections; repealing a certain definition; and generally relating to public ethics.

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

~~Article—General Provisions~~

~~Section 5-101(b), (v), (bb), (ff), and (ll), 5-104, 5-202, 5-402, 5-513, 5-514, 5-516, 5-518, 5-519, 5-521, 5-522, 5-602, 5-606, and 5-607(k)~~

~~Annotated Code of Maryland~~

~~(2014 Volume and 2016 Supplement)~~

~~BY repealing~~

~~Article—General Provisions~~

~~Section 5-101(u), 5-304, 5-515, and 5-517~~

~~Annotated Code of Maryland~~

~~(2014 Volume and 2016 Supplement)~~

~~BY adding to~~

~~Article—General Provisions~~

~~Section 5-512.1, 5-612, and 5-717~~

~~Annotated Code of Maryland~~

~~(2014 Volume and 2016 Supplement)~~

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

~~Article—State Government~~

~~Section 2-706 and 2-709~~

~~Annotated Code of Maryland~~

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

~~BY renumbering~~~~Article – General Provisions~~~~Section 5-101(w) through (aa), (cc) through (ee), (gg) through (kk), and (mm),
respectively~~~~to be Section 5-101(v) through (z), (bb) through (dd), (ff) through (jj), and (ll),
respectively~~~~Annotated Code of Maryland~~~~(2014 Volume and 2016 Supplement)~~BY repealing and reenacting, without amendments,Article – General ProvisionsSection 5-101(a), 5-501(a), and 5-513Annotated Code of Maryland(2014 Volume and 2016 Supplement)BY repealing and reenacting, with amendments,Article – General ProvisionsSection 5-101(t) and (v), 5-502, 5-504(d), 5-506, 5-512, 5-514(b)(1), 5-602(d),
5-606, 5-607(g) and (i), and 5-704(f)Annotated Code of Maryland(2014 Volume and 2016 Supplement)BY adding toArticle – General ProvisionsSection 5-501(a-1) and 5-602(f)Annotated Code of Maryland(2014 Volume and 2016 Supplement)BY adding toArticle – State GovernmentSection 2-710Annotated Code of Maryland(2014 Replacement Volume and 2016 Supplement)Read the first time and referred to the Committee on Rules.**MESSAGE FROM THE HOUSE OF DELEGATES NO. 3****SENATE BILLS PASSED BY YEAS AND NAYS**

BILL NO.	SPONSOR	CONTENT
SB 649	Sen. Middleton	Public Utilities – Telephone Lifeline Service – Revisions

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

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

MESSAGE FROM THE HOUSE OF DELEGATES NO. 4

SENATE BILLS PASSED BY YEAS AND NAYS

BILL NO.	SPONSOR	CONTENT
SB 22	Chair, Judicial Proceedings Committee	Criminal Procedure – Criminal Injuries Compensation Board – Claimant Award Basis
SB 24	Chair, Judicial Proceedings Committee	Public Safety – Eyewitness Identification Policies – Repeal of Submission Requirement
SB 37	Chair, Judicial Proceedings Committee	Funds – Obsolete Provisions – Repeal
SB 106	Sen. Ready	Carroll County – Local Government Tort Claims Act
SB 165	The President	Code Revision – Maryland Vehicle Law – Penalties
SB 182 (Emerg)	Sen. Middleton	Balt Cty and Cha, PG, and Har Counties – Recall of Frmr Jdg for Tmprry Assignment – Elgblty

BILL NO.	SPONSOR	CONTENT
SB 372	Carroll County Senators	Carroll County – Detention Center – Polygraph Testing

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

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

BUDGET AND TAXATION COMMITTEE REPORT NO. 23

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 267 – Delegates B. Wilson, Anderson, Ebersole, Flanagan, Lierman, Mautz, Platt, and M. Washington

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 913 – Delegates Rosenberg, Barve, Busch, Davis, Frick, Jones, Kaiser, McIntosh, Pendergrass, ~~and Vallario~~ Vallario, Bromwell, Angel, Barron, Cullison, Hayes, Hill, Kelly, Morales, Pena–Melnyk, Platt, Sample–Hughes, and K. Young

AN ACT concerning

Attorney General – Powers – Maryland Defense Act of 2017

Senator Cassilly moved to make the Bill and Report a Special Order for March 28, 2017.

The motion was rejected by a roll call vote as follows:

Affirmative – 15 Negative – 30 (See Roll Call No. 853)

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 1109 – Delegate B. Barnes

AN ACT concerning

**Teachers' Retirement and Pension Systems – County Boards of Education
Payments**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 45 Members present.

(See Roll Call No. 854)

ADJOURNMENT

At 11:21 P.M. on motion of Senator Peters the Senate adjourned until 10:00 A.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
10:00 A.M. Session

The Senate met at 10:09 A.M.

Prayer by Reverend Matthew Fuhrman, Prince of Peace Lutheran Church, guest of Senator Klausmeier.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 857)

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

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 567 – Senator Ronald N. Young:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Frederick High School Girls Basketball Team
in recognition of
your winning the 2017 Class 3A State Championship. We applaud your outstanding
season and wish you many more. Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 28th day of March 2017.

Read and adopted by a roll call vote as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 858)

Senate Resolution No. 489 – Senator Joan Carter Conway:

Be it hereby known to all that
The Senate of Maryland

offers its sincerest congratulations to
 Dr. David Wilson, President
 Morgan State University
 in recognition of
 Morgan Sesquicentennial Day – celebrating 150 years of history.
 The entire membership extends its best wishes on
 this memorable occasion and directs this resolution
 be presented on this 28th day of March 2017.

Read and adopted by a roll call vote as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 859)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 860)

MESSAGE FROM THE HOUSE OF DELEGATES NO. 5

SENATE BILLS PASSED BY YEAS AND NAYS

BILL NO.	SPONSOR	CONTENT
SB 184	Sen. Middleton	Energy Efcy Programs – Calculation of Program Savings and Consideration of Cost–Effectiveness

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

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

MESSAGE FROM THE HOUSE

INTRODUCTORY HOUSE BILLS NO. 29

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

FOR the purpose of establishing the Maryland Health Insurance Coverage Protection Commission; providing for the composition, ~~chair~~ cochairs, and staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission to ~~study~~ monitor and assess the impact of certain changes to certain laws and programs and make recommendations regarding certain matters; requiring the duties of the Commission to include a certain study; authorizing the Commission to hold public meetings across the State for a certain purpose; ~~requiring the Commission to convene certain workgroups~~; requiring the Commission to report its findings and recommendations to the Governor and the General Assembly on or before a certain date each year; providing for the termination of this Act; defining a certain term; and generally relating to the Maryland Health Insurance Coverage Protection Commission.

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

SENATE THIRD READING CALENDAR NO. 63 (GENERAL SENATE BILLS)

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 861)

The Bill was then sent to the House of Delegates.

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 – 47 Negative – 0 (See Roll Call No. 862)

The Bill was then sent to the House of Delegates.

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 – 33 Negative – 14 (See Roll Call No. 863)

The Bill was then sent to the House of Delegates.

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 – 47 Negative – 0 (See Roll Call No. 864)

The Bill was then sent to the House of Delegates.

**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 – 47 Negative – 0 (See Roll Call No. 865)

The Bill was then sent to the House of Delegates.

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 – 47 Negative – 0 (See Roll Call No. 866)

The Bill was then sent to the House of Delegates.

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)**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 867)

The Bill was then sent to the House of Delegates.

Senate Bill 1121 – Senator Conway

AN ACT concerning

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

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

Affirmative – 46 Negative – 1 (See Roll Call No. 868)

The Bill was then sent to the House of Delegates.

Senate Bill 1122 – Senator Conway

AN ACT concerning

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

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

Affirmative – 46 Negative – 0 (See Roll Call No. 869)

The Bill was then sent to the House of Delegates.

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 – 47 Negative – 0 (See Roll Call No. 870)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 10 (GENERAL HOUSE BILLS)

**House Bill 267 – Delegates B. Wilson, Anderson, Ebersole, Flanagan, Lierman,
Mautz, Platt, and M. Washington**

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 – 47 Negative – 0 (See Roll Call No. 871)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 872)

The Bill was then returned to the House of Delegates.

House Bill 913 – Delegates Rosenberg, Barve, Busch, Davis, Frick, Jones, Kaiser, McIntosh, Pendergrass, ~~and Vallario~~ Vallario, Bromwell, Angel, Barron, Cullison, Hayes, Hill, Kelly, Morales, Pena-Melnyk, Platt, Sample-Hughes, and K. Young

AN ACT concerning

Attorney General – Powers – Maryland Defense Act of 2017

FLOOR AMENDMENT

HB0913/793124/1

BY: Senator Bates

AMENDMENTS TO HOUSE BILL 913

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, after “requiring” insert “, subject to the limitations of the State budget,”; in line 16, after “purposes,” insert “prohibiting the Attorney General from using certain money under certain circumstances;”; and in line 19, strike “making the provisions of this Act severable;”.

AMENDMENT NO. 2

On page 4, in line 9, strike “**THE**” and substitute “**(1) SUBJECT TO THE LIMITATIONS OF THE STATE BUDGET, THE**”; in lines 12 and 13, strike “**(1)**” and “**(2)**”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; after line 14, insert:

“(2) THE ATTORNEY GENERAL MAY NOT USE MONEY APPROPRIATED UNDER PARAGRAPH (1) OF THIS SUBSECTION UNLESS THE ATTORNEY GENERAL, IN CONJUNCTION WITH THE DEPARTMENT OF BUDGET AND MANAGEMENT, POSTS ON THE DEPARTMENT OF BUDGET AND MANAGEMENT’S WEB SITE THE RESPONSES OF THE ATTORNEY GENERAL TO THE FISCAL 2018 OPERATING BUDGET ANALYSIS AND TESTIMONY OF THE DEPARTMENT OF LEGISLATIVE SERVICES RELATED TO THE OFFICE OF THE ATTORNEY GENERAL.”;

strike in their entirety lines 23 through 27, inclusive; and in line 28, strike “4.” and substitute “3.”.

The preceding 2 amendments were read only.

Senator Jennings moved that the Bill and Amendments be laid over under the Rule.

The motion was adopted.

House Bill 924 – Delegates Gilchrist, Barve, Carr, Frush, Lafferty, Robinson, ~~and Stein~~ Stein, Beidle, Fraser-Hidalgo, Healey, Holmes, and McCray

AN ACT concerning

Natural Resources – Oyster Management – Prohibited Actions

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

The motion was adopted.

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)**

FLOOR AMENDMENT

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 adopted.

FLOOR AMENDMENT

HB0978/483821/1

BY: Senator Hershey

AMENDMENTS TO HOUSE BILL 978

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 5, after “Act;” insert “making this Act contingent on the enactment of similar consolidated state accountability education plans by certain states; requiring the Department to monitor enactment by certain other states; 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 certain education accountability plans;”.

AMENDMENT NO. 2

On page 9, before line 14, insert:

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

(a) This Act is contingent on the enactment of a consolidated state plan to improve student outcomes with specified parameters for school quality indicators, comprehensive support and improvement plans, and targeted support and improvement plans from the legislature in each of the following states: Massachusetts, New Jersey, Vermont, New Hampshire, and Connecticut.

(b) The State Department of Education shall monitor the enactment of comprehensive support and improvement plans by the states of Massachusetts, New Jersey, Vermont, New Hampshire, and Connecticut that:

(1) establish a composite score to provide for meaningful differentiation of schools under the school accountability system;

(2) use school quality and academic indicators; and

(3) contain academic indicators that may not exceed 55% of the composite score.

(c) The State Department of Education shall notify the Department of Legislative Services within 30 days after the contingency in subsection (a) of this section is met. If the notice of the contingency being met is not received by the Department of Legislative Services on or before the date the federal Every Student Succeeds Act of 2015 is reauthorized, this Act shall be null and void without the necessity of further action by the General Assembly.

SECTION 3. 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 Massachusetts, New Jersey, Vermont, New Hampshire, and Connecticut, 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 Massachusetts, New Jersey, Vermont, New Hampshire, and Connecticut join the State of Maryland in the enactment of a consolidated state plan to improve student outcomes with specified parameters for school quality indicators, comprehensive support and improvement plans, and targeted support and improvement plans.”;

and in line 14, strike “2.” and substitute “4.”.

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

Affirmative – 14 Negative – 33 (See Roll Call No. 873)

Senator Peters moved to limit the debate on **House Bill 978**.

The motion was adopted by a roll call vote as follows:

Affirmative – 33 Negative – 14 (See Roll Call No. 874)

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

Affirmative – 32 Negative – 15 (See Roll Call No. 875)

The Bill was then returned to the House of Delegates.

CONFERENCE COMMITTEE REPORT

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

Budget Bill

(Fiscal Year 2018)

Senator Salling moved to make the Bill a Special Order for the evening session.

The motion was rejected by a roll call vote as follows:

Affirmative – 19 Negative – 26 (See Roll Call No. 876)

Introductory Remarks of the Honorable Edward J. Kasemeyer, Chairman Senate Budget and Taxation Committee regarding the Budget Bill Conference Committee Report.

REPORT OF THE CONFERENCE COMMITTEE ON HOUSE BILL 150 – THE BUDGET BILL

(See Exhibit M of Appendix III)

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

(See Exhibit N of Appendix III)

Conference Committee Report read and adopted by a roll call vote as follows:

Affirmative – 46 Negative – 1 (See Roll Call No. 877)

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

Affirmative – 47 Negative – 0 (See Roll Call No. 878)

The Bill was then returned to the House of Delegates.

CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 152**

SPONSOR: **Speaker**

SUBJECT: Budget Reconciliation and Financing Act of 2017

THIRD READING CALENDAR HOUSE NO. 57 SENATE NO. 5

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 2016

Section 5

BY repealing and reenacting, with amendments,

Chapter 145 of the Acts of the General Assembly of 2016

Section 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:

Article – State Government

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:

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

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:

House Members:

Chair, **Edward J. Kasemeyer**Chair, **Maggie McIntosh**

James E. DeGrange, Sr.

Tawanna P. Gaines

Richard S. Madaleno, Jr.

Adrienne A. Jones

Nancy J. King

Kirill Reznik

George C. Edwards

Wendell R. Beitzel

Read in the Senate:

Read in the House of Delegates:

Amendment Office Delivers Report to:

(X) Chief Clerk

() Secretary, Senate

Conference Committee Report read and adopted.Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 42 Negative – 5 (See Roll Call No. 879)

The Bill was then returned to the House of Delegates.**SENATE THIRD READING CALENDAR NO. 10 (GENERAL HOUSE BILLS)**

House Bill 1083 – Delegates Pendergrass, Anderson, Angel, Atterbeary, Barkley, B. Barnes, Barron, Barve, Beidle, Branch, Bromwell, Brooks, Carr, Clippinger, Cullison, Davis, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Frick, Frush, Gaines, Gilchrist, Glenn, Gutierrez, Hayes, Haynes, Hettleman, Hill, Hixson, Holmes, C. Howard, Jones, Kaiser, Kelly, Korman, Kramer, Krimm, Lafferty, Lam, R. Lewis, Lierman, Lisanti, Luedtke, McIntosh, A. Miller, Moon, Morales, Morhaim, Oaks, Pena-Melnyk, Platt, Proctor, Queen, Reznik, Robinson, Rosenberg, Sample-Hughes, Sanchez, Sophocleus, Stein, Tarlau, Turner, Valderrama, Waldstreicher, A. Washington, M. Washington, Wilkins, C. Wilson, K. Young, and Mosby

AN ACT concerning

Health – Family Planning Services – Continuity of Care

FLOOR AMENDMENT

HB1083/493721/1

BY: Senator Bates

AMENDMENTS TO HOUSE BILL 1083

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “manner;” insert “requiring certain family planning providers to submit a certain report to the Department on or before a certain date each year;”.

On page 2, after line 12, insert:

“BY adding to

Article – Health – General

Section 15–102.1(d)

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 3, after line 18, insert:

“(F) ON OR BEFORE DECEMBER 1 OF EACH YEAR, EACH FAMILY PLANNING PROVIDER THAT RECEIVES FUNDING UNDER THE PROGRAM SHALL SUBMIT A REPORT TO THE DEPARTMENT THAT INCLUDES THE FOLLOWING INFORMATION FOR THE IMMEDIATELY PRECEDING 12-MONTH PERIOD:

(1) THE NUMBER OF INDIVIDUALS TO WHOM THE FAMILY PLANNING PROVIDER PROVIDED FAMILY PLANNING SERVICES;

(2) THE TYPES OF FAMILY PLANNING SERVICES PROVIDED; AND

(3) THE NUMBER OF INDIVIDUALS, REPORTED BY AGE CATEGORIES AS DETERMINED BY THE DEPARTMENT, TO WHOM THE FAMILY PLANNING SERVICES WERE PROVIDED.”.

On page 5, after line 31, insert:

“(D) ON OR BEFORE DECEMBER 1 OF EACH YEAR, EACH FAMILY PLANNING PROVIDER DESCRIBED IN SUBSECTION (B)(6) OF THIS SECTION THAT RECEIVES FUNDING UNDER THE PROGRAM SHALL SUBMIT A REPORT TO THE DEPARTMENT THAT INCLUDES THE FOLLOWING INFORMATION FOR THE IMMEDIATELY PRECEDING 12-MONTH PERIOD:

(1) THE NUMBER OF INDIVIDUALS TO WHOM THE FAMILY PLANNING PROVIDER PROVIDED FAMILY PLANNING SERVICES;

(2) THE TYPES OF FAMILY PLANNING SERVICES PROVIDED; AND

(3) THE NUMBER OF INDIVIDUALS, REPORTED BY AGE CATEGORIES AS DETERMINED BY THE DEPARTMENT, TO WHOM THE FAMILY PLANNING SERVICES WERE PROVIDED.”.

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

Affirmative – 15 Negative – 32 (See Roll Call No. 880)

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

Affirmative – 32 Negative – 15 (See Roll Call No. 881)

The Bill was then returned to the House of Delegates.

House Bill 1109 – Delegate B. Barnes

AN ACT concerning

**Teachers’ Retirement and Pension Systems – County Boards of Education
Payments**

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

Affirmative – 33 Negative – 14 (See Roll Call No. 882)

The Bill was then returned to the House of Delegates.

LAID OVER CALENDAR NO. 15

Senate Bill 317 – The President (By Request – Administration) and Senators Bates, Cassilly, Eckardt, Edwards, Hershey, Hough, Jennings, Mathias, McFadden, Salling, Serafini, Simonaire, and Waugh

AN ACT concerning

More Jobs for Marylanders Act of 2017

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (16) AND THE FAVORABLE REPORT.

SB0317/549137/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 317

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Waugh” and substitute “Waugh, Kasemeyer, Madaleno, Currie, DeGrange, Ferguson, Guzzone, King, Peters, Klausmeier, and Rosapepe”; in line 3, after “of” insert “requiring the Governor each fiscal year to appropriate at least a certain amount for the Partnership for Workforce Quality Program;”; strike beginning with “providing” in line 5 down through “Program;” in line 7; in line 8, strike “and”; in line 9, strike “benefits”; in line 11, strike “establish” and substitute “adopt”; strike beginning with “providing” in line 13 down through “fees;” in line 14 and substitute “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;"; strike beginning with "authorizing" in line 15 down through "Program;" in line 18 and substitute "allowing a credit against the State income tax for the employment of a certain eligible apprentice under certain circumstances;"; in line 25, after "service;" insert "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;"; in line 26, after "Act;" insert "providing for the termination of a certain provision of this Act;"; in the same line, strike "tax credits," and substitute "income tax credits, incentives, and workforce development programs."; and strike line 27 in its entirety.

On page 2, in line 2, strike "1-101(a), (b), (e), and (f)" and substitute "1-101(a), (b), and (f), 3-402, and 6-101(a) and (e)"; in line 7, after "Section" insert "3-411(g); and"; strike in their entirety lines 11 through 15, inclusive; after line 15, 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" 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)”;

in line 23, strike “11–233” and substitute “10–742”; and strike in their entirety lines 26 through 30, inclusive.

On page 3, in line 28, after “IN” insert “§”.

On page 14, in lines 8, 10, 12, and 14, strike “4.”, “5.”, “6.”, and “7.”, respectively, and substitute “7.”, “8.”, “9.”, and “10.”, respectively; in line 10, after “shall” insert “take effect July 1, 2017, and shall”; in line 11, strike “June 30, 2017” and substitute “December 31, 2016, but before January 1, 2020. 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, Section 2 of this Act shall be abrogated and of no further force and effect”; and in line 14, after “That” insert “, except as provided in Section 8 of this Act,”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 1 through 12, inclusive; and after line 13, insert:

“3–402.

There is a Partnership for Workforce Quality Program in the Department.

3–411.

(G) THE GOVERNOR SHALL INCLUDE IN THE STATE BUDGET FOR EACH FISCAL YEAR AN APPROPRIATION OF AT LEAST \$1,000,000 FOR THE PARTNERSHIP FOR WORKFORCE QUALITY PROGRAM.”.

AMENDMENT NO. 3

On page 3, in line 30, strike “A QUALIFIED DISTRESSED COUNTY.” and substitute “ALLEGANY COUNTY, BALTIMORE CITY, DORCHESTER COUNTY, GARRETT COUNTY, SOMERSET COUNTY, WICOMICO COUNTY, OR WORCESTER COUNTY OR ON A SITE THAT IS AT LEAST 3,000 ACRES AND IS NOT LOCATED WITHIN ALLEGANY COUNTY, DORCHESTER COUNTY, GARRETT COUNTY, SOMERSET COUNTY, WICOMICO COUNTY, OR WORCESTER COUNTY.”.

On page 5, in line 26, strike “(1)” and substitute “(1)(I)”; and in line 28, strike “A FACILITY IN A QUALIFIED DISTRESSED COUNTY” and substitute “AN ELIGIBLE PROJECT”.

On page 6, strike beginning with the first “A” in line 7 down through “COUNTY” in line 8 and substitute “AN ELIGIBLE PROJECT”.

On page 9, strike in their entirety lines 23 through 26; and in line 27, strike “(9)” and substitute “(7)”.

AMENDMENT NO. 4

On page 3, before line 14, insert:

“6–101.

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

(e) “Qualified employee” means an employee filling a qualified position.”

AMENDMENT NO. 5

On page 4, strike beginning with “(I)” in line 12 down through “(J)” in line 14 and substitute “(I)”; and in line 16, strike “150% OF THE FEDERAL” and substitute “120% OF THE STATE”.

AMENDMENT NO. 6

On page 5, in line 10, strike “(A)”; and strike in their entirety lines 12 through 16, inclusive.

AMENDMENT NO. 7

On page 5, in line 21, after the second “ENTITY” insert “:

(I)”;

and in line 23, after “STATE” insert “; AND

(II) OFFERS AN ONGOING JOB SKILLS ENHANCEMENT TRAINING PROGRAM OR POSTSECONDARY EDUCATION PROGRAM THAT IS APPROVED BY THE DEPARTMENT”.

On page 6, in line 10, after the second “ENTITY” insert “:

(I)”;

and in line 13, after “SUBTITLE” insert “; AND

(II) OFFERS AN ONGOING JOB SKILLS ENHANCEMENT TRAINING PROGRAM OR POSTSECONDARY EDUCATION PROGRAM THAT IS APPROVED BY THE DEPARTMENT”.

AMENDMENT NO. 8

On page 6, strike beginning with “THE” in line 2 down through the semicolon in line 3 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;”.

AMENDMENT NO. 9

On page 3, in line 19, strike “A” and substitute “THE”.

On page 6, in line 28, strike “BENEFITS” and substitute “BENEFIT”.

On page 7, in line 1, strike “(D)” and substitute “(C)”; in line 2, after “NEW” insert “OR EXISTING”; strike beginning with the colon in line 2 down through “(1)” in line 3; strike beginning with the semicolon in line 4 down through “ARTICLE” in line 15; in line 16, strike “(D)” and substitute “(C)”; in line 19, strike “ALL PROGRAM BENEFITS TERMINATE” and substitute “THE PROGRAM BENEFIT TERMINATES”; strike in their entirety lines 25 and 26, inclusive; and in lines 27 and 28, strike “(3)” and “(4)”, respectively, and substitute “(2)” and “(3)”, respectively.

On page 8, in line 8, strike “, AN EXEMPTION, OR ANY OTHER BENEFIT”; in line 16, strike “BENEFITS” and substitute “BENEFIT”; and in line 18, strike the second “A” and substitute “THE”.

On pages 8 and 9, strike in their entirety the lines beginning with line 31 on page 8 through line 8 on page 9, inclusive.

On pages 10 through 12, strike in their entirety the lines beginning with line 20 on page 10 through line 27 on page 12, inclusive.

AMENDMENT NO. 10

On page 7, in line 21, before “**THE**” insert “(A)”; and after line 29, insert:

“(B) THE DEPARTMENT MAY NOT PROVIDE A QUALIFIED BUSINESS ENTITY A CERTIFICATE ON OR AFTER JUNE 1, 2020.”.

AMENDMENT NO. 11

On page 8, in line 24, strike “ESTABLISH” and substitute “ADOPT”.

AMENDMENT NO. 12

On page 9, after line 8, 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.

THERE IS A WORKFORCE DEVELOPMENT SEQUENCE SCHOLARSHIP ADMINISTERED BY THE OFFICE.

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 \$2,000,000 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.

21-204.

(A) ON OR BEFORE DECEMBER 1, 2017, THE STATE BOARD, IN CONSULTATION WITH THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION AND THE GOVERNOR'S WORKFORCE DEVELOPMENT BOARD, SHALL ESTABLISH, FOR EACH YEAR FOR 2018 THROUGH 2024, INCLUSIVE, STATEWIDE GOALS THAT REACH THE GOAL IDENTIFIED IN SUBSECTION (C) OF THIS SECTION BY JANUARY 1, 2025, FOR THE PERCENTAGES OF HIGH SCHOOL GRADUATES TO:

(1) COMPLETE EACH CAREER AND TECHNICAL EDUCATION (CTE) PROGRAM; AND

(2) EARN INDUSTRY RECOGNIZED OCCUPATIONAL OR SKILL CREDENTIALS.

(B) ON OR BEFORE DECEMBER 1, 2017, THE MARYLAND LONGITUDINAL DATA SYSTEM CENTER AND THE GOVERNOR’S WORKFORCE DEVELOPMENT BOARD SHALL DEVELOP ANNUAL INCOME EARNINGS GOALS FOR HIGH SCHOOL GRADUATES WHO HAVE NOT EARNED AT LEAST A 2–YEAR COLLEGE DEGREE BY AGE 25.

(C) IT IS THE GOAL OF THE STATE THAT, ON OR BEFORE JANUARY 1, 2025, AT LEAST 45% OF THE STUDENTS DESCRIBED UNDER SUBSECTION (A) OF THIS SECTION SHALL SUCCESSFULLY COMPLETE A CTE PROGRAM OR EARN INDUSTRY RECOGNIZED OCCUPATIONAL OR SKILL CREDENTIALS BEFORE LEAVING HIGH SCHOOL.

(D) ON OR BEFORE DECEMBER 1, 2017, THE STATE BOARD SHALL DEVELOP A METHOD TO CONSIDER A STUDENT’S ATTAINMENT OF A STATE–APPROVED INDUSTRY CREDENTIAL OR COMPLETION OF AN APPRENTICESHIP PROGRAM AS EQUIVALENT TO EARNING A SCORE OF 3 OR BETTER ON AN ADVANCED PLACEMENT EXAMINATION FOR PURPOSES OF THE MARYLAND ACCOUNTABILITY PROGRAM ESTABLISHED BY THE DEPARTMENT IF THE STUDENT:

(1) (I) WAS ENROLLED IN THE STATE–APPROVED CTE PROGRAM AT THE CONCENTRATOR LEVEL OR HIGHER; AND

(II) SUCCESSFULLY EARNED THE CREDENTIAL ALIGNED WITH THE STATE–APPROVED CTE PROGRAM; OR

(2) SUCCESSFULLY COMPLETED A YOUTH OR OTHER APPRENTICESHIP TRAINING PROGRAM APPROVED BY THE MARYLAND APPRENTICESHIP TRAINING COUNCIL IN ACCORDANCE WITH § 11–405 OF THE LABOR AND EMPLOYMENT ARTICLE.

(E) ON OR BEFORE DECEMBER 1, 2017, AND DECEMBER 1 OF EACH YEAR THEREAFTER, THE STATE BOARD SHALL REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON THE PROGRESS TOWARD ATTAINING THE GOALS ESTABLISHED BY THE STATE BOARD IN ACCORDANCE WITH SUBSECTION (A) OF THIS SECTION AND THE GOALS ESTABLISHED UNDER SUBSECTION (B) OF THIS SECTION.

Article – Labor and Employment

11-102.

(a) There is a Division of Workforce Development and Adult Learning within the Department of Labor, Licensing, and Regulation.

11-103.

(a) The Division shall:

(1) promote apprenticeship and training programs;

(2) administer job training, placement, and service programs;

(3) implement the provisions of the federal Workforce Innovation and Opportunity Act;

(4) administer adult education and literacy services programs;

(5) conduct educational and job skills training programs in adult correctional facilities;

(6) oversee any other units established pursuant to State or federal employment, training, or manpower statutes;

(7) administer those programs assigned to the Division by law or designated by the Secretary; and

(8) administer any community service employment programs delegated to the State under Title V of the federal Older Americans Act of 1965.

(b) The Division shall meet and confer on a regular basis with representatives of the State's community colleges, appointed by the Maryland Association of Community Colleges, and the adult education community, appointed by the Maryland Association for Adult Continuing and Community Education, to assure that adult education and literacy services and job training activities and resources are effectively coordinated.

(C) THE DIVISION SHALL PARTNER WITH STATE DEPARTMENTS AND THEIR EXCLUSIVE REPRESENTATIVES TO IDENTIFY, BEFORE JANUARY 1, 2018, OPPORTUNITIES TO CREATE REGISTERED APPRENTICESHIP PROGRAMS TO HELP ADDRESS THE CAREER WORKFORCE NEEDS OF THOSE DEPARTMENTS.

(D) IN ACCORDANCE WITH THE IDENTIFICATION OF APPRENTICESHIP PROGRAMS UNDER SUBSECTION (C) OF THIS SECTION, THE DIVISION SHALL IDENTIFY OPPORTUNITIES TO CREATE REGISTERED APPRENTICESHIP PROGRAMS, INCLUDING GOALS FOR THE NUMBER OF APPRENTICESHIPS REGISTERED EACH YEAR, TO HELP ADDRESS THE CAREER WORKFORCE NEEDS OF THE STATE.”.

AMENDMENT NO. 13

On pages 9 and 10, strike in their entirety the lines beginning with line 29 on page 9 through line 2 on page 10, inclusive.

AMENDMENT NO. 14

On page 10, in line 3, strike “(C)” and substitute “(B)”; in the same line, after “IS” insert “A NEW OR”; in line 5, strike “(3)” and substitute “(2)”; strike in their entirety lines 13 and 14; and in line 15, strike “(D)” and substitute “(C)”.

AMENDMENT NO. 15

On page 10, after line 19, insert:

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

Article – Tax – General

10–742.

(A) IN THIS SECTION, “ELIGIBLE APPRENTICE” MEANS AN INDIVIDUAL WHO:

(1) IS ENROLLED IN AN APPRENTICESHIP TRAINING PROGRAM REGISTERED WITH THE MARYLAND APPRENTICESHIP AND TRAINING COUNCIL IN ACCORDANCE WITH § 11-405 OF THE LABOR AND EMPLOYMENT ARTICLE; AND

(2) HAS BEEN EMPLOYED BY THE TAXPAYER FOR AT LEAST 7 FULL MONTHS OF THE TAXABLE YEAR.

(B) SUBJECT TO THE LIMITATIONS OF THIS SECTION, A TAXPAYER MAY CLAIM A CREDIT AGAINST THE STATE INCOME TAX FOR THE FIRST YEAR OF EMPLOYMENT OF AN ELIGIBLE APPRENTICE.

(C) (1) FOR ANY TAXABLE YEAR, THE CREDIT ALLOWED UNDER THIS SECTION MAY NOT EXCEED THE LESSER OF:

(I) \$1,000 FOR EACH ELIGIBLE APPRENTICE; OR

(II) THE STATE INCOME TAX IMPOSED FOR THE TAXABLE YEAR CALCULATED BEFORE THE APPLICATION OF THE CREDITS ALLOWED UNDER THIS SECTION AND UNDER §§ 10-701 AND 10-701.1 OF THIS SUBTITLE BUT AFTER THE APPLICATION OF ANY OTHER CREDIT ALLOWED UNDER THIS SUBTITLE.

(2) IF THE CREDIT OTHERWISE ALLOWABLE UNDER SUBSECTION (B) OF THIS SECTION EXCEEDS THE LIMIT UNDER PARAGRAPH (1) OF THIS SUBSECTION, AN INDIVIDUAL MAY APPLY THE EXCESS AS A CREDIT AGAINST THE STATE INCOME TAX FOR SUCCEEDING TAXABLE YEARS UNTIL THE FULL AMOUNT OF THE EXCESS IS USED.

(3) FOR ANY TAXABLE YEAR, THE TOTAL AMOUNT OF CREDITS APPROVED BY THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION UNDER THIS SECTION MAY NOT EXCEED \$500,000.

(D) A TAXPAYER CLAIMING THE CREDIT ALLOWED UNDER THIS SECTION SHALL ATTACH TO THE TAXPAYER'S RETURN, FOR EACH ELIGIBLE APPRENTICE FOR WHICH THE CREDIT IS CLAIMED, PROOF OF:

(1) THE ENROLLMENT OF THE ELIGIBLE APPRENTICE IN A REGISTERED APPRENTICESHIP PROGRAM; AND

(2) THE DURATION OF THE ELIGIBLE APPRENTICE’S EMPLOYMENT BY THE TAXPAYER.

(E) THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION SHALL ADOPT REGULATIONS TO:

(1) IMPLEMENT THE PROVISIONS OF THIS SECTION; AND

(2) SPECIFY CRITERIA AND PROCEDURES FOR APPLICATION FOR, APPROVAL OF, AND MONITORING CONTINUING ELIGIBILITY FOR THE TAX CREDIT UNDER THIS SECTION.”.

AMENDMENT NO. 16

On page 14, after line 7, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That the State Department of Education, the Department of Labor, Licensing, and Regulation, and the Maryland Longitudinal Data System Center jointly shall determine ways to expand and analyze available data, including participation in career and technology education courses, relating to individuals who participate in registered apprenticeship training programs. On or before September 1, 2017, the State Department of Education and the Department of Labor, Licensing, and Regulation jointly shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, regarding the results of the discussions and determinations made under this section.

SECTION 5. AND BE IT FURTHER ENACTED, That the Department of Labor, Licensing, and Regulation shall explore ways to combine the Youth Apprenticeship Pilot Program with the Apprenticeship and Training Program. On or before December 1, 2018, the Department shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, regarding its findings and recommendations in this regard.

SECTION 6. AND BE IT FURTHER ENACTED, That:

(a) The General Assembly finds that the widespread adoption of tax subsidies intended to move jobs from one state to another reduces revenues in all participating states without increasing the total number and quality of jobs. Therefore, the Governor should work with the chief executive officers of Delaware, the District of Columbia, North Carolina,

Pennsylvania, Virginia, and West Virginia to negotiate an agreement among all of these states by July 1, 2018, for the repeal of any law in each state that provides a tax subsidy, including any tax credit, deduction, exemption, or other modification, that is intended to create new jobs or entice new jobs to the state. The agreement shall specify the laws of each state that allow for such a tax subsidy and shall provide that each state will adopt legislation to repeal those laws, contingent on the enactment of the corresponding legislation by each of the other states. In connection with the agreement, the executives shall propose approaches for ensuring continuing compliance with the terms of the agreement. On or before September 15, 2018, the Governor shall report to the Senate Budget and Taxation Committee and the House Committee on Ways and Means, in accordance with § 2-1246 of the State Government Article, on the status of reaching an agreement.

(b) If the agreement under subsection (a) of this section is not reached by September 15, 2018, the Governor shall include in the report alternatives to encourage agreement among the respective states, including but not limited to, increasing the amount of the job creation tax credit.”.

The preceding 16 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR COMMITTEE AMENDMENT

SB0317/739336/1

BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 317, AS AMENDED

On page 10 of the Budget and Taxation Committee Amendments (SB0317/549137/1), in Amendment No. 12, strike beginning with “THE” in line 13 down through “SECTION” in line 14 and substitute “45%”; in line 15, strike “GRADUATES TO” and substitute “STUDENTS WHO, PRIOR TO GRADUATION”; in line 16, strike “EACH” and substitute “A”; in line 17, strike “AND”; and in line 19, after “CREDENTIALS” insert “; OR

(3) COMPLETE A REGISTERED YOUTH OR OTHER APPRENTICESHIP”.

On page 11 of the Budget and Taxation Committee Amendments, in Amendment No. 12, strike beginning with “**IT**” in line 3 down through “**(D)**” in line 8; and in line 23, strike “**(E)**” and substitute “**(D)**”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

SB0317/863526/1

BY: Senator Manno

AMENDMENTS TO SENATE BILL 317, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 2 of the Budget and Taxation Committee Amendments (SB0317/549137/1), in line 8 of Amendment No. 1, before “allowing” insert “providing a subtraction modification under the State income tax for certain income earned as an employee of a certain business entity;”.

On page 2 of the bill, before line 16, insert:

“BY repealing and reenacting, without amendments,

Article – Tax – General

Section 10–207(a)

Annotated Code of Maryland

(2016 Replacement Volume)”;

in line 23, after “Section” insert “10–207(ee).”; and in the same line, after “10–741” insert a comma.

AMENDMENT NO. 2

On page 9 of the bill, after line 9, insert:

“10–207.

(a) To the extent included in federal adjusted gross income, the amounts under this section are subtracted from the federal adjusted gross income of a resident to determine Maryland adjusted gross income.

(EE) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(II) 1. “MANUFACTURING ENTITY” MEANS A PERSON CONDUCTING OR OPERATING A TRADE OR BUSINESS THAT IS PRIMARILY ENGAGED IN ACTIVITIES THAT, IN ACCORDANCE WITH THE NORTH AMERICAN INDUSTRIAL CLASSIFICATION SYSTEM (NAICS), UNITED STATES MANUAL, UNITED STATES OFFICE OF MANAGEMENT AND BUDGET, 2012 EDITION, WOULD BE INCLUDED IN SECTOR 31, 32, OR 33.

2. “MANUFACTURING ENTITY” DOES NOT INCLUDE A REFINER, AS DEFINED IN § 10–101 OF THE BUSINESS REGULATION ARTICLE.

(III) “QUALIFIED BUSINESS ENTITY” HAS THE MEANING STATED IN § 6–801 OF THE ECONOMIC DEVELOPMENT ARTICLE.

(IV) “QUALIFIED INCOME” MEANS WAGES OR SALARY ATTRIBUTABLE TO EMPLOYMENT BY A MANUFACTURING ENTITY.

(2) (I) SUBJECT TO THE LIMITATIONS OF THIS SECTION, THE SUBTRACTION UNDER SUBSECTION (A) OF THIS SECTION INCLUDES AN AMOUNT EQUAL TO A PERCENTAGE, AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, OF THE QUALIFIED INCOME OF AN INDIVIDUAL EARNED AS AN EMPLOYEE OF A QUALIFIED BUSINESS ENTITY.

(II) THE SUBTRACTION UNDER THIS SUBSECTION SHALL EQUAL 15% OF THE QUALIFIED INCOME FOR THE FIRST TAXABLE YEAR IN WHICH THE INDIVIDUAL CLAIMS THE SUBTRACTION.

(III) AN INDIVIDUAL MAY NOT CLAIM THE SUBTRACTION ALLOWED UNDER THIS SUBSECTION FOR MORE THAN 10 TAXABLE YEARS.

(3) THE SUBTRACTION UNDER THIS SUBSECTION DOES NOT APPLY TO AN INDIVIDUAL WHO HAS MORE THAN \$65,000 OF QUALIFIED INCOME EARNED AS AN EMPLOYEE OF A QUALIFIED BUSINESS ENTITY DURING THE TAXABLE YEAR.”.

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

Affirmative – 8 Negative – 34 (See Roll Call No. 883)

Read the second time and ordered prepared for Third Reading.

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

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENT (1) AND THE FAVORABLE REPORT.

SB1081/449739/1

BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 1081

(First Reading File Bill)

On page 2, in line 13, after “FUNDING” insert “**AS A RESULT OF THE TERMINATION OF FEDERAL FUNDING FOR PROVIDERS BECAUSE OF:**”

(I) THE SCOPE OF SERVICES OFFERED BY THE PROVIDERS; OR

(II) THE SCOPE OF SERVICES FOR WHICH THE PROVIDERS OFFER REFERRALS”.

On pages 2 and 3, strike beginning with “REQUIREMENTS” in line 27 on page 2 down through “ACT” in line 2 on page 3 and substitute “**A SLIDING SCALE FEE FOR SERVICES PROVIDED UNDER THE PROGRAM**”.

On page 4, strike beginning with “THAT” in line 2 down through “2016” in line 4 and substitute “**THAT WERE FAMILY PLANNING PROVIDERS IN THE PROGRAM AS OF DECEMBER 31, 2016, AND WERE DISCONTINUED AS RECIPIENTS OF FEDERAL FUNDING UNDER FEDERAL LAW OR REGULATION BECAUSE OF THE SCOPE OF**”

SERVICES OFFERED BY THE PROVIDER OR THE SCOPE OF SERVICES FOR WHICH THE PROVIDER OFFERED REFERRALS"; in line 8, strike "ARE THE SAME AS" and substitute ":

1. ARE SIMILAR TO THE";

and after line 9, insert:

"2. DO NOT PROHIBIT A PROVIDER FROM OFFERING A SERVICE IF THE SERVICE IS WITHIN THE SCOPE OF PRACTICE OF THE PROVIDER AS ESTABLISHED UNDER THE HEALTH OCCUPATIONS ARTICLE; AND

3. DO NOT LIMIT THE SCOPE OF SERVICES FOR WHICH A PROVIDER MAY OFFER REFERRALS;".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 41

Senate Bill 1149 – Senators Oaks, Benson, Feldman, Guzzone, Klausmeier, Mathias, Reilly, Rosapepe, Smith, and Zucker

AN ACT concerning

Maryland Transit Administration – Free Ridership for State Employees

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) OFFERED FROM THE FLOOR BY SENATOR MIDDLETON.

FLOOR AMENDMENT

SB1149/863425/1

BY: Senator Middleton

AMENDMENTS TO SENATE BILL 1149, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

In line 15 of the bill, strike “2017” and substitute “2018”.

AMENDMENT NO. 2

On page 1 of the Finance Committee Amendments (SB1149/937078/1), in line 10 of Amendment No. 1, after “thereafter;” insert “providing for a delayed effective date;”.

On page 2 of the Finance Committee Amendments, in line 13 of Amendment No. 2, strike “**2017**” and substitute “**2018**”.

On page 3 of the Finance Committee Amendments, in line 2 of Amendment No. 3, strike “2020” and substitute “2021”.

The preceding 2 amendments were read only.

Senator Middleton moved to make the Bill and Amendment a Special Order for March 29, 2017.

The motion was adopted.

Senate Bill 871 – Senator Zucker

AN ACT concerning

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

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (5) AND THE FAVORABLE REPORT.

SB0871/654138/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 871
(First 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”; strike beginning with “requiring” in line 8 down through “score” in

line 10 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”; in line 22, 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 24, after “limitations;” insert “specifying that a certain decision of the Department is final;”.

AMENDMENT NO. 2

On page 4, in line 19, after “STUDENTS” insert “OR THE LEVEL OF STUDENT SUCCESS”; after line 19, 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 OR MORE QUESTIONS TO EDUCATORS REGARDING THE RECEIPT OF CRITICAL INSTRUCTIONAL FEEDBACK.”;

strike line 21 in its entirety; in line 20, strike “(II) SCHOOL” and substitute “(III) OTHER SCHOOL”; in lines 22, 23, 24, and 25, strike “A.”, “B.”, “C.”, and “D.”, respectively, and substitute “1.”, “2.”, “3.”, and “4.”, respectively; and in line 24, 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”.

On pages 4 and 5, strike beginning with “TO” in line 25 on page 4 down through “SURVEYS.” in line 5 on page 5 and substitute “FOR:

A. ADVANCED PLACEMENT COURSES AND INTERNATIONAL BACCALAUREATE PROGRAMS;

AND

B. CAREER AND TECHNOLOGY EDUCATION PROGRAMS;

C. DUAL ENROLLMENT;

5. CHRONIC ABSENTEEISM;

6. DATA ON DISCIPLINE AND RESTORATIVE PRACTICES;

AND

7. ACCESS TO TEACHERS WHO HOLD AN ADVANCED PROFESSIONAL CERTIFICATE OR HAVE OBTAINED NATIONAL BOARD CERTIFICATION.”.

AMENDMENT NO. 3

On page 5, in lines 6 and 8, strike “(III)” and “(IV)”, respectively, and substitute “(IV)” and “(V)”, respectively; in line 6, strike “THE” and substitute “EXCEPT AS PROVIDED IN ITEM (III)3 OF THIS PARAGRAPH, THE”; strike beginning with “BOTH” in line 8 down through “SCORE” in line 12 and substitute “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 SUBSUBPARAGRAPH, 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 6, in line 23, after the comma insert "**PARENTS, COMMUNITY MEMBERS,**".

On page 7, in line 1, strike "AND THE" and substitute a comma; in the same line, after "BOARD" insert "**, AND THE DEPARTMENT**"; in line 10, strike "AND (3)"; after line 28, 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 29, strike "(2)" and substitute "**(3)**".

AMENDMENT NO. 5

On page 8, after line 9, insert:

“(II) CREATING A LOCAL SCHOOL SYSTEM IN ADDITION TO THE 24 SCHOOL SYSTEMS ESTABLISHED IN THIS ARTICLE;

(III) CONVERTING OR CREATING A NEW PUBLIC SCHOOL WITHOUT LOCAL BOARD APPROVAL;”;

strike line 10 in its entirety; in lines 11 and 14, strike “(III)” and “(IV)”, respectively, and substitute “(IV)”, and “(V)”, respectively; and after line 14, insert:

“(3) A DECISION OF THE DEPARTMENT UNDER THIS SUBSECTION IS FINAL.”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0871/223327/1

BY: Senator Pinsky

AMENDMENTS TO SENATE BILL 871, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 10, before “requiring” insert “requiring a certain academic indicator to be a certain measure;”.

AMENDMENT NO. 2

On page 2 of the Education, Health, and Environmental Affairs Committee Amendments (SB0871/654138/1), in line 3 of Amendment No. 2, strike “3.”; in the same line, strike “4.” and substitute “3.”; strike beginning with “ACCESS” in line 4 down through “ARTS” in line 7; and in lines 15, 16, and 18, strike “5.”, “6.”, and “7.”, respectively, and substitute “4.”, “5.”, and “6.”, respectively.

On page 4 of the bill, in line 24, strike the semicolon.

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

through “**THE**” in line 3 and substitute “**THE**”; and in line 16, strike “**55%**” and substitute “**65%**”.

On page 5 of the bill, before line 13, 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 adopted.

FLOOR AMENDMENT

SB0871/753829/1

BY: Senator Pinsky

AMENDMENT TO SENATE BILL 871, AS AMENDED

On page 1 of the Education, Health, and Environmental Affairs Committee Amendments (SB0871/654138/1), in line 6 of Amendment No. 2, strike “**OR MORE QUESTIONS**” and substitute “**QUESTION**”.

On page 4 of the Education, Health, and Environmental Affairs Committee Amendments, in line 6 of Amendment No. 3, strike “**SUBSUBPARAGRAPH**” and substitute “**SUBPARAGRAPH**”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

SB0871/663924/1

BY: Senator Rosapepe

AMENDMENT TO SENATE BILL 871, AS AMENDED

On page 4 of the Education, Health, and Environmental Affairs Committee Amendments (SB0871/654138/1), in line 1 of Amendment No. 4, after “**PARENTS,**” insert

“LOCAL”; and in line 2, strike “MEMBERS” and substitute “LEADERS, LOCAL EMPLOYER LEADERS, LOCAL GOVERNMENT LEADERS”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

SB0871/893426/1

BY: Senator Ferguson

AMENDMENT TO SENATE BILL 871, AS AMENDED

On page 3 of the Education, Health, and Environmental Affairs Committee Amendments (SB0871/654138/1), in line 10 of Amendment No. 3, strike “AND”; and in line 14, 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 adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 39

Senate Bill 572 – Senator Simonaire

AN ACT concerning

Investigational Drugs, Biological Products, and Devices – Right to Try Act

STATUS OF BILL: BILL IS ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

SB0572/673726/1

BY: Senator Reilly

AMENDMENTS TO SENATE BILL 572, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 2 of the bill, in line 28, 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”.

AMENDMENT NO. 2

On page 2 of the Finance Committee Amendments (SB0572/957074/1), in lines 22 and 23 of Amendment No. 2, strike “§ 21-2B-01(D)(3)” and substitute “§ 21-2B-01(E)(3)”.

The preceding 2 amendments were read and adopted.

FLOOR COMMITTEE AMENDMENT

SB0572/327272/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 572, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Finance Committee Amendments (SB0572/957074/1), in Amendment No. 1, strike beginning with “establishing” in line 8 down through “except” in line 10.

On page 2 of the Finance Committee Amendments, in line 8 of Amendment No. 2, strike “.”.

On page 3 of the Finance Committee Amendments, in Amendment No. 2, strike beginning with “MANUFACTURER” in line 12 down through “LEGATEES,” in line 15; and strike beginning with “, UNLESS” in line 15 down through “OTHERWISE” in line 17.

AMENDMENT NO. 2

On page 1 of the bill, in line 9, strike “under certain circumstances;”; and in line 23, strike “21-2B-07” and substitute “21-2B-06”.

On page 4 of the bill, strike beginning with “UNLESS” in line 2 down through “OTHERWISE” in line 4.

On page 5 of the bill, strike beginning with “If” in line 2 down through “**21-2B-04.**” in line 6; and in lines 17 and 24, strike “**21-2B-05.**” and “**21-2B-06.**”, respectively, and substitute “**21-2B-04.**” and “**21-2B-05.**”, respectively.

On page 6 of the bill, in line 1, strike “**21-2B-07.**” and substitute “**21-2B-06.**”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 1123 – Senator Conway

AN ACT concerning

State Lottery and Gaming Control Agency – Procurements

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENT (1) AND THE FAVORABLE REPORT.

SB1123/254735/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 1123

(First Reading File Bill)

At the top of the page, insert “EMERGENCY BILL”; in line 6, after “circumstances;” insert “making this Act an emergency measure;”; strike beginning with “shall” in line 22 down through “2017” in line 23 and substitute “is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted by roll call vote as follows:

Affirmative – 25 Negative – 21 (See Roll Call No. 884)

FLOOR AMENDMENT

SB1123/513529/1

BY: Senator Jennings

AMENDMENTS TO SENATE BILL 1123

(First Reading File Bill)

AMENDMENT NO. 1

Strike beginning with “lowest” in line 5 down through “proposal” in line 6 and substitute “bid or proposal most favorable to the State”.

AMENDMENT NO. 2

In line 21, strike “**LOWEST RESPONSIVE BID OR PROPOSAL**” and substitute “**BID OR PROPOSAL THAT IS MOST FAVORABLE TO THE STATE**”.

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

Affirmative – 21 Negative – 25 (See Roll Call No. 885)

Read the second time and ordered prepared for Third Reading.

Senate Bill 1177 – Senators Jennings and Norman

AN ACT concerning

Harford County – Alcoholic Beverages – Interest in More Than One License

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

FLOOR AMENDMENT

SB1177/713925/1

BY: Senator Cassilly

AMENDMENTS TO SENATE BILL 1177

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Interest in More Than One License” and substitute “Common Direct or Indirect Sharing of Profit”; and strike beginning with “specifying” in line 3 down through “County;” in line 4 and substitute “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;”.

AMENDMENT NO. 2

On page 3, in line 14, after “subsidiaries;” insert “**OR**”; strike beginning with “common” in line 15 down through “(8)” in line 17; and strike in their entirety lines 19 and 20.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 40

Senate Bill 705 – Senators Muse, Kelley, Lee, Ramirez, and Smith

AN ACT concerning

Award of Attorney’s Fees and Expenses – Violation of Maryland Constitutional Right

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (3) OFFERED FROM THE FLOOR BY SENATOR MUSE.

FLOOR AMENDMENT

SB0705/383322/1

BY: Senator Muse

AMENDMENTS TO SENATE BILL 705

(Bill as Printed for Third Reading)

AMENDMENT NO. 1

On page 1, in line 7, after the semicolon insert “providing that the combined total of certain damages and certain attorney’s fees and expenses awarded under certain provisions of this Act may not exceed certain limits on liability; providing that certain limits on liability under the Local Government Tort Claims Act and the Maryland Tort Claims Act”.

include any attorney's fees and expenses awarded under certain provisions of this Act;";
after line 18, insert:

"BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 5–303(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2016 Supplement)";

and in line 21, after "Section" insert "12–104(a) and".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 22 and 23; and in lines 24, 27, and 29, strike "(6)", "(7)", and "(8)", respectively, and substitute "(5)", "(6)", and "(7)", respectively.

On page 3, in lines 1, 3, 5, 7, 9, 11, and 13, strike "(9)", "(10)", "(11)", "(12)", "(13)", "(14)", and "(15)", respectively, and substitute "(8)", "(9)", "(10)", "(11)", "(12)", "(13)", and "(14)", respectively.

AMENDMENT NO. 3

On page 3, in line 22, before "**FOR**" insert "(A)"; after line 24, insert:

"(B) THE COMBINED TOTAL OF ANY DAMAGES AND ANY ATTORNEY'S FEES AND EXPENSES AWARDED TO A PREVAILING PLAINTIFF UNDER THIS SUBTITLE MAY NOT EXCEED:

(1) IF AWARDED AGAINST A LOCAL GOVERNMENT AS DEFINED IN § 5–301 OF THIS ARTICLE, THE LIMITS ON LIABILITY ESTABLISHED UNDER § 5–303 OF THIS ARTICLE; OR

(2) IF AWARDED AGAINST THE STATE, THE LIMIT ON LIABILITY ESTABLISHED UNDER § 12–104 OF THE STATE GOVERNMENT ARTICLE.

5–303.

(a) (1) Subject to paragraph (2) of this subsection, the liability of a local government may not exceed \$400,000 per an individual claim, and \$800,000 per total claims that arise from the same occurrence for damages resulting from tortious acts or

omissions, or liability arising under subsection (b) of this section and indemnification under subsection (c) of this section.

(2) The limits on liability provided under paragraph (1) of this subsection
[do]:

(I) INCLUDE ANY ATTORNEY’S FEES AND EXPENSES AWARDED
UNDER § 3–2101 OF THIS ARTICLE; AND

(II) DO not include interest accrued on a judgment.”;

and after line 25, insert:

“12–104.

(a) (1) Subject to the exclusions and limitations in this subtitle and notwithstanding any other provision of law, the immunity of the State and of its units is waived as to a tort action, in a court of the State, to the extent provided under paragraph (2) of this subsection.

(2) The liability of the State and its units may not exceed \$400,000 to a single claimant for injuries arising from a single incident or occurrence.

(3) THE LIMIT ON LIABILITY PROVIDED UNDER PARAGRAPH (2) OF THIS SUBSECTION INCLUDES ANY ATTORNEY’S FEES AND EXPENSES AWARDED UNDER § 3–2101 OF THE COURTS ARTICLE.”.

Senator Zirkin moved the Bill be recommitted.

The motion was adopted.

FINANCE COMMITTEE REPORT NO. 30

CONSENT NO. 50

Senator Middleton, Chair, for the Committee on Finance reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 82	FAV	Del. Carr	Woodrow Wilson Bridge and Tunnel Compact – Repeal
HB 116	FAV	The Speaker	Maryland Ins Admin – Sunset Review – Required Rpts and Repeal of Preliminary Evaluation Requirement
HB 117	FAV	The Speaker	Elevator Safety Review Board – Sunset Extension, Program Evaluation, and Reporting Requirement
HB 173	FAV	Del. Arentz	Baltimore Metropolitan Council – Queen Anne’s County – Membership
HB 180	FAV	Del. Morhaim	Department of Health and Mental Hygiene – Renaming
HB 291	FAV	Del. Davis	Homeowner’s Insurance – Notices
HB 324	FAV	Del. Korman	State Personnel – Leap Year – Personal Leave
HB 446	FAV	Charles County Delegation	Charles County – Collective Bargaining for Public Safety Officials
HB 451	FAV	Del. Cluster	Insurance – Bail Bondsmen – Continuing Education Requirements
HB 457 (Emerg)	FAV	Charles County Delegation	Charles Co – State’s Attorney’s Office and Child Support Enfrcmt Admin – Transfer of Prsnl

Favorable report adopted on all of the preceding bills.

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

FINANCE COMMITTEE REPORT NO. 31

CONSENT NO. 51

Senator Middleton, Chair, for the Committee on Finance reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 505	FAV	Del. McMillan	Maryland Tourism Development Board – Destination Marketing Organization Officials – Voting Rights
HB 511	FAV	Del. Jameson	Public Utilities – Water Companies and Sewage Disposal Companies – Rate Cases and Proceedings
HB 524	FAV	Del. Jacobs	Public Health – Required Temperatures for Sale of Crab Meat – Repeal
HB 534	FAV	Del. Parrott	Railroad Grade Crossings – Exempt Highway–Rail Grade Crossing Plaque
HB 565	FAV	Carroll County Delegation	Carroll County – Detention Center – Polygraph Testing
HB 605 (Emerg)	FAV	Washington County Delegation	PenMar Development Corporation – Dissolution – Authority of Washington County Over Fort Ritchie
HB 675 (Emerg)	FAV	Del. Sample–Hughes	Health Insurance – Coverage for Digital Tomosynthesis

BILL NO.	REPORT	SPONSOR	CONTENT
HB 999	FAV	Del. Davis	Public Utilities – Telephone Lifeline Service – Revisions

Favorable report adopted on all of the preceding bills.

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

FINANCE COMMITTEE REPORT NO. 32

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

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**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 718 – Delegate Carey

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.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 800 – Delegates Adams, Carey, and Jameson

AN ACT concerning

Insurance Premiums – Payment by Credit Card – Reimbursement for Expenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 1632 – Delegates Kipke ~~and Kelly~~, Kelly, Pendergrass, Bromwell, Angel, Cullison, Hayes, Hill, Krebs, Metzgar, Miele, Morales, Morgan, Pena-Melnyk, Platt, Rosenberg, Saab, Sample-Hughes, Szeliga, West, and K. Young

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.

SPECIAL ORDERS

House Bill 924 – Delegates Gilchrist, Barve, Carr, Frush, Lafferty, Robinson, ~~and Stein~~ Stein, Beidle, Fraser-Hidalgo, Healey, Holmes, and McCray

AN ACT concerning

Natural Resources – Oyster Management – Prohibited Actions

STATUS OF BILL: BILL IS ON THIRD READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

HB0924/933329/1

BY: Senator Hershey

AMENDMENT TO HOUSE BILL 924

(Third Reading File Bill)

On page 2, in line 35, before “UNTIL” insert “THAT HAVE ALSO BEEN DESIGNATED AS TIER 1 SANCTUARIES IN “OYSTER MANAGEMENT REVIEW: 2010–2015””.

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

Affirmative – 15 Negative – 31 (See Roll Call No. 886)

FLOOR AMENDMENT

HB0924/503820/1

BY: Senator Eckardt

AMENDMENTS TO HOUSE BILL 924

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “the boundaries of certain oyster sanctuaries” and substitute “the percentage of oyster habitat in conservation for a certain purpose”.

AMENDMENT NO. 2

On page 2, strike beginning with “**BOUNDARIES**” in line 33 down through “UNTIL” in line 35 and substitute “**PERCENTAGE OF OYSTER HABITAT IN CONSERVATION TO MAINTAIN NO NET LOSS UNTIL**”.

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

Affirmative – 16 Negative – 30 (See Roll Call No. 887)

FLOOR AMENDMENT

HB0924/843420/1

BY: Senator Mathias

AMENDMENT TO HOUSE BILL 924

(Third Reading File Bill)

On page 3, in line 8, strike “**OR**”; and in line 11, after “**PROJECT**” insert “**;OR**”

3. IN CONSULTATION WITH THE OYSTER ADVISORY COMMISSION, USING EXISTING SCIENTIFIC RESEARCH TO IMPLEMENT BEST

MANAGEMENT PRACTICES THAT MAINTAIN AND ENHANCE THE OYSTER POPULATION AND THE ECOLOGICAL VALUE OF THE OYSTER POPULATION".

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

Affirmative – 15 Negative – 31 (See Roll Call No. 888)

FLOOR AMENDMENT

HB0924/793529/1

BY: Senator Eckardt

AMENDMENTS TO HOUSE BILL 924
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "Actions" insert "and Alternative Management Plans"; in line 5, strike "and" and substitute "authorizing the Department to prepare a certain alternative management plan for any distressed oyster sanctuary; prohibiting the Department from preparing an alternative management plan in certain areas; providing for the contents of the alternative management plan; requiring the Department to establish, under certain circumstances, a certain account within a certain program to assist with funding for the implementation of alternative management plans; requiring that a certain amount of funding be deposited into the account established under this Act; and"; and in line 14, after "4-215(e)(4)" insert "and 4-1108".

AMENDMENT NO. 2

On page 3, after line 11, insert:

"4-1108.

(A) IN THIS SECTION, "DISTRESSED OYSTER SANCTUARY" MEANS AN OYSTER SANCTUARY WITH AN OYSTER POPULATION THAT HAS DECREASED OVER THE PREVIOUS 5-YEAR PERIOD.

(B) (1) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE DEPARTMENT MAY PREPARE AN ALTERNATIVE MANAGEMENT PLAN FOR ANY DISTRESSED OYSTER SANCTUARY.

(II) AN ALTERNATIVE MANAGEMENT PLAN MAY NOT BE PREPARED FOR AN AREA WHERE OYSTERS ARE GROWN UNDER THE DEPARTMENT'S MARYLANDERS GROW OYSTERS PROGRAM.

(2) THE ALTERNATIVE MANAGEMENT PLAN SHALL PROVIDE A SCIENCE-BASED STRATEGY FOR INCREASING THE OYSTER POPULATION IN A DISTRESSED OYSTER SANCTUARY WITHIN 10 YEARS.

(3) THE ALTERNATIVE MANAGEMENT PLAN MAY INCLUDE:

(I) PUBLIC PLANTING OF OYSTER SHELL AND OYSTER SEED;
AND

(II) PUBLIC HARVESTING OF OYSTER SHELL AND OYSTER SEED
THAT:

1. IS LIMITED IN DURATION AND HARVEST AMOUNT; AND
2. OCCURS ONCE EVERY 3 TO 4 YEARS.

(C) (1) IF THE DEPARTMENT ESTABLISHES AN ALTERNATIVE MANAGEMENT PLAN UNDER THIS SECTION, THE DEPARTMENT SHALL ESTABLISH A SEPARATE ACCOUNT WITHIN THE DEPARTMENT'S OYSTER SHELL AND SEED REPLENISHMENT PROGRAM TO ASSIST WITH FUNDING FOR THE IMPLEMENTATION OF ALTERNATIVE MANAGEMENT PLANS.

(2) TWENTY-FIVE CENTS OF EVERY DOLLAR THAT THE DEPARTMENT SPENDS ON OYSTER RESTORATION SANCTUARY PROJECTS SHALL BE DEPOSITED INTO THE ACCOUNT ESTABLISHED UNDER PARAGRAPH (1) OF THIS SUBSECTION."

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

Affirmative – 14 Negative – 31 (See Roll Call No. 889)

FLOOR AMENDMENT

BY: Senator Hershey

AMENDMENT TO HOUSE BILL 924

(Third Reading File Bill)

On page 3, in line 8, strike “OR”; and in line 11, after “PROJECT” insert “;OR

3. ALTERING THE BOUNDARIES OF THE OYSTER SANCTUARIES ESTABLISHED IN “OYSTER SANCTUARIES OF THE CHESAPEAKE BAY AND ITS TIDAL TRIBUTARIES (SEPTEMBER 2010)” FOR THE PURPOSE OF ENFORCEMENT OF OYSTER POACHING VIOLATIONS BY THE NATURAL RESOURCES POLICE FORCE”.

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

Affirmative – 15 Negative – 31 (See Roll Call No. 890)

FLOOR AMENDMENT

HB0924/993627/2

BY: Senator Eckardt

AMENDMENT TO HOUSE BILL 924

(Third Reading File Bill)

On page 3, in line 6, after “1.” insert “**IMPLEMENTING, ON SUBMISSION OF THE FINAL REPORT REQUIRED UNDER PARAGRAPH (3) OF THIS SUBSECTION:**

A. OYSTER MANAGEMENT STRATEGIES RECOMMENDED IN THE REPORT; OR

B. A FISHERIES MANAGEMENT PLAN FOR OYSTERS THAT IS BASED ON THE RECOMMENDATIONS IN THE REPORT;

2.”;

and in line 9, strike “2.” and substitute “3.”.

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

Affirmative – 16 Negative – 30 (See Roll Call No. 891)

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

Affirmative – 32 Negative – 14 (See Roll Call No. 892)

The Bill was then returned to the House of Delegates.

QUORUM CALL

The presiding officer announced a quorum call, showing 46 Members present.

(See Roll Call No. 893)

ADJOURNMENT

At 2:17 P.M. on motion of Senator Peters the Senate 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 Senate met at 10:08 A.M.

Prayer by Reverend Dr. C. Anthony Hunt, Epworth United Methodist Church, guest of Senator Kelley.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 46 Members present.

(See Roll Call No. 896)

On motion of Senator Peters it was ordered that Senator Muse be excused from today's session.

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

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 481 – Senator Michael J. Hough:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Urbana High School Boys Varsity Soccer Team
in recognition of
your winning the 3A State Championship. We applaud your outstanding season and wish
you many more. Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 29th day of March 2017.

Read and adopted by a roll call vote as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 897)

Senate Resolution No. 490 – Senator Michael J. Hough:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Urbana High School Girls Varsity Soccer Team
in recognition of
your winning the 3A State Championship. We applaud your outstanding season and wish
you many more. Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 29th day of March 2017.

Read and adopted by a roll call vote as follows:

Affirmative – 43 Negative – 0 (See Roll Call No. 898)

BEST BUDDIES OF CALVERT COUNTY

INTRODUCTION OF BILLS

Senator Kelley moved to suspend Rule 32(a) and 32(b) to comply with the Constitutional requirements in order to introduce a Bill, and two-thirds of the Senators elected voting in the affirmative, the requirements were complied with by yeas and nays.

The motion was adopted.

Senate Bill 1199 – Senators Kelley and Middleton

EMERGENCY BILL

AN ACT concerning

Long-Term Care Insurance – Sale or Transfer of Book of Business

FOR the purpose of requiring certain carriers that issue, deliver, or offer policies, contracts, or certificates of long-term care insurance in the State and sell or otherwise transfer their books of business to another carrier to, at least a certain number of days before the sale or transfer, provide certain written notice to each insured and provide a certain database to the Maryland Insurance Commissioner; making this Act an emergency measure; and generally relating to long-term care insurance.

BY adding to

Article – Insurance

Section 18–118.1

Annotated Code of Maryland

(2011 Replacement Volume and 2016 Supplement)

Senator Kelley moved to suspend the rules to allow **Senate Bill 1199** to be assigned to the committee of jurisdiction.

The motion was adopted.

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

MESSAGE FROM THE HOUSE OF DELEGATES NO. 6

SENATE BILLS PASSED BY YEAS AND NAYS

BILL NO.	SPONSOR	CONTENT
SB 17	Chair, Finance Committee	Unemployment Insurance – Eligibility for Benefits – Business Operation Closings
SB 61 (Emerg)	Sen. Mathias	Health Insurance – Coverage for Digital Tomosynthesis
SB 70	Sen. Waugh	Unemployment Insurance – Exemption From Covered Employment – Youth Sports Workers
SB 72	Sen. Klausmeier	Workers' Compensation – Tiered Rating Plans and Merit Rating Plans
SB 73	Sen. Reilly	Estates and Trusts – Share of Intestate Estate Inherited by Surviving Spouse
SB 82	Sen. Middleton	Department of Health and Mental Hygiene – Renaming
SB 87	Sen. Astle	Maryland Tourism Development Board – Destination Marketing Organization Officials – Voting Rights
SB 109	Sen. Conway	Procurement – Prohibitions on Participation
SB 128	Sen. Simonaire	Public Health – Required Temperatures for Sale of Crab Meat – Repeal
SB 137	Sen. Lee	State Government – Maryland Uniform Electronic Legal Materials Act

BILL NO.	SPONSOR	CONTENT
SB 140	Sen. Waugh	St. Mary's County – Local Plumbing Code – Repeal
SB 163	Sen. Waugh	St. Mary's County – Electricians and Board of Electrical Examiners – Repeal
SB 183	The President	Mold Remediation Services Providers – Licensure and Program Evaluation
SB 185	Sen. Feldman	Public Health – Repeal of AIDS Ed Program for Persons Convicted of Drug– or Sex–Related Crimes
SB 189	The President	Maryland Ins Admin – Sunset Review – Required Rpts and Repeal of Preliminary Evaluation Requirement
SB 190	The President	Elevator Safety Review Board – Sunset Extension, Program Evaluation, and Reporting Requirement
SB 194	Sen. Klausmeier	Workers' Compensation – Medical Benefits – Payment of Medical Services and Treatment
SB 198	Sen. Young	Frederick County – Alcoholic Beverages – Sunday Hours of Sale
SB 204 (Emerg)	Washington County Senators	PenMar Development Corporation – Dissolution – Authority of Washington County Over Fort Ritchie
SB 206	Sen. Feldman	Financial Institutions – Qualifications of Directors of Commercial Banks – Residency
SB 209	Sen. Young	Frederick County – Beer and Wine Licenses – Barbershops
SB 211	Cecil County Senators	Cecil County – Orphans' Court Judges – Travel Expense Allowance
SB 218	Sen. Middleton	Public Utilities – Water Companies and Sewage Disposal Companies – Rate Cases and Proceedings
SB 255	Sen. Guzzone	St Rtrmnt and Pension Sstm – Athrty to Arrange Custody of Invstmnts and Procurement Exmptn

BILL NO.	SPONSOR	CONTENT
SB 256	Sen. Guzzone	Employees' and Teachers' Pnsn Sstms – Rfrmd Contrbtry Pnsn Benefit – Srvc Crdt Prchs Clrfctn
SB 257	Sen. Kasemeyer	POS – Athrzd Trnsfr to the Md Heritage Areas Athrty Financing Fnd – Increase
SB 262 (Emerg)	Sen. Bates	Public Health – Mobile Food Service Facilities – Licensing and Inspection by Co Health Departments
SB 293	Sen. King	Child Care Subsidy Program – Alternative Methodology – Report
SB 294	Sen. King	Child Care Subsidy Program – Reimbursement Rate Adjustments
SB 313	The President	Economic Development – Maryland Energy Innovation Institute
SB 344	Sen. Feldman	Maryland Achieving a Better Life Experience (ABLE) Program – Account Clarifications
SB 347 (Emerg)	Charles County Senators	Charles Co – State's Attorney's Office and Child Support Enfrcmt Admin – Transfer of Prsnl
SB 369	Sen. Middleton	Maryland Patient Referral Law – Comp Arrangements Under Federally Approved Programs and Models
SB 382	Sen. McFadden	State Employee and Retiree Health and Welfare Benefits Program – Participation by Satellite Orgs
SB 399	Sen. Guzzone	Employees' Pension System – Purchase of Credit for Eligibility Service – Legislative Employees
SB 426	Sen. Klausmeier	Workers' Compensation – Permanent Total Disability – Survival of Claim
SB 435	Sen. King	Higher Education – St. Mary's College of Maryland – Governing Authority

BILL NO.	SPONSOR	CONTENT
SB 448	Sen. Guzzone	St Rtrmnt and Pension Sstm – Small Procurements – Med Evaluations for Dsblty Rtrmnt Benefits
SB 453	Sen. Young	Frederick County – Alcoholic Beverages – Restaurants – Average Daily Receipts
SB 473	Calvert County Senators	Calvert County – Bonding Authority
SB 481	Sen. Feldman	Corporations – Maryland General Corporation Law – Miscellaneous Provisions
SB 484	Sen. Madaleno	Maryland Transit Administration – Farebox Recovery Rate – Repeal
SB 516	Sen. Zucker	State Government – Maryland Manual – Revisions (Maryland Manual Modernization Act)
SB 559	Sen. Kasemeyer	Baltimore County – Alcoholic Beverages – Issuance of Licenses Near Places of Worship
SB 580	Sen. Mathias	State Personnel – Leap Year – Personal Leave
SB 600	Sen. Feldman	Public Health – Maternal Mental Health
SB 631	Sen. Madaleno	Criminal Law – Animal Abuse Emergency Compensation Fund – Establishment
SB 782 (Emerg)	Sen. Salling	Maryland Consolidated Capital Bond Loan of 2014 – Baltimore County – Chesapeake High Stadium
SB 815	Sen. Rosapepe	State Board of Pharmacy – Registered Pharmacy Technicians – Exemption for Pharmacy Students
SB 816	Cecil County Senators	Cecil County – Alcoholic Beverages – Beer, Wine, and Liquor Tasting License
SB 819	Sen. Hershey	Queen Anne’s County – Alcoholic Beverages Inspectors – Qualifications, Powers, and Duties

BILL NO.	SPONSOR	CONTENT
SB 820	Sen. Hershey	Queen Anne's Co – Alchlc Bevs – Class D Beer, Wine, and Lqr and Class 9 Ltd Distillery Licenses
SB 858	Sen. Smith	Commercial Law – Maryland Antitrust Act – Indirect Purchasers
SB 919	Sen. Mathias	President Jimmy Carter Cancer Treatment Access Act
SB 968	Sen. Klausmeier	Health Insurance – Coverage Requirements for Behavioral Health Disorders – Modifications
SB 997	Sen. Conway	Pharmacists – Substitution and Dispensing of Biological Products

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

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

MESSAGE FROM THE HOUSE OF DELEGATES NO. 7

SENATE BILLS PASSED BY YEAS AND NAYS

BILL NO.	SPONSOR	CONTENT
SB 291	Sen. Rosapepe	Maryland Environmental Service – Collective Bargaining
SB 884	Sen. Rosapepe	Maryland Financial Consumer Protection Commission

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

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

MESSAGE FROM THE HOUSE

INTRODUCTORY HOUSE BILLS NO. 30

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

AN ACT concerning

Alcoholic Beverages – Auxiliary Winery Permit

FOR the purpose of establishing an auxiliary winery permit; authorizing the Comptroller to issue the permit to a holder of a Class 4 limited winery permit for use at a single location off the licensed premises anywhere in the State subject to certain restrictions; imposing certain limits on the number of permits that the Comptroller may issue throughout the State and on the number of permits that each license holder may be issued; authorizing the holder of the permit to exercise the privileges with certain exceptions that are allowed at the premises for which the holder's Class 4 license is issued; requiring that an agent who is certified by an approved alcohol awareness program be present while a permit holder sells or provides samples of wine; specifying that a holder of a Class 4 license may be issued a certain number of permits; requiring an applicant for a permit to submit a certain application to the Comptroller; providing for an annual permit fee; and generally relating to alcoholic beverages permits issued by the Comptroller.

BY adding to

Article – Alcoholic Beverages

Section 2–134.1

Annotated Code of Maryland

(2016 Volume and 2016 Supplement)

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

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-Melnyk, 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**

FOR the purpose of altering the duties of a guardian of the person of a disabled person to include the duty to foster and preserve family relationships including assisting to arrange certain visitation and communication; and generally relating to the duties of the guardian of the person. ~~enforce the disabled person's right to receive visitors and certain communications; requiring a certain guardian of the person of a disabled person to inform known family members of the disabled person, if practicable, if the disabled person dies or has been hospitalized for a certain period; requiring a certain guardian of the person of a deceased disabled person to inform known family members of the disabled person, if practicable, of any funeral arrangements and the location of the disabled person's final resting place; authorizing a certain adult child, grandchild, or sibling to file a petition to compel visitation with a certain individual under certain circumstances; requiring the petition to be filed in a certain circuit court and to include certain information; requiring the petitioner to personally serve on and mail to certain individuals a copy of the petition; requiring the court to determine whether the proposed visitee has retained or plans to retain an attorney; authorizing the court to appoint an attorney for an unrepresented proposed visitee; requiring the court to appoint an independent investigator to conduct an investigation and report written findings to the court; establishing the duties of the independent investigator; establishing that the report of the independent investigator is confidential and shall be made available only to certain individuals; authorizing the court to order that an investigation is not necessary or that a more limited investigation may be performed under certain circumstances; requiring the court to schedule an expedited hearing on a petition under certain circumstances; requiring the court to mail notice of the hearing on the petition to certain individuals; requiring the court to determine whether the proposed visitee has sufficient capacity to make a knowing and intelligent visitation decision; requiring the court to determine whether the proposed visitee would want visitation under certain circumstances; requiring the court to grant or deny visitation under certain circumstances; establishing that a certain determination regarding capacity is not admissible as evidence in any other legal proceeding; requiring the court to order each petitioner to pay the reasonable fees and expenses of the independent investigator and any attorney appointed for the proposed visitee; authorizing the court to order another individual to pay the reasonable fees and expenses of the independent investigator and any attorney appointed for the proposed visitee under certain circumstances; establishing that the court has continuing jurisdiction to vacate or modify an order issued under this Act; authorizing the Court of Appeals to adopt rules to carry out this Act; defining certain terms; and generally relating to visitation and communications between certain family members.~~

BY repealing and reenacting, without amendments,
Article – Estates and Trusts
Section 13-708(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,
Article – Estates and Trusts

Section 13-708(b)
Annotated Code of Maryland
(2011 Replacement Volume and 2016 Supplement)

~~BY adding to
Article — Estates and Trusts
Section 13-708.1
Annotated Code of Maryland
(2011 Replacement Volume and 2016 Supplement)~~

~~BY adding to
Article — Family Law
Section 15-101 through 15-104 to be under the new title “Title 15. Visitation”
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)~~

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

House Bill 1595 – Delegates Jones and McIntosh

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 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.

MESSAGE FROM THE HOUSE

INTRODUCTORY HOUSE BILLS NO. 31

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

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.

House Bill 676 – Delegate Holmes

AN ACT concerning

Condominiums – Unenforceability of Certain Provisions of Governing Documents

FOR the purpose of making unenforceable a provision of a declaration, a bylaw, a contract for the initial sale of a unit, or any other instrument made by a developer or vendor in accordance with certain provisions of law relating to certain claims that shortens the statute of limitations applicable to the claim, waives the application of a certain rule, requires a unit owner or the council of unit owners to assert a certain claim within a certain period of time under certain circumstances, or operates to prevent a unit owner or the council of unit owners from asserting a certain claim within a

certain period of time; defining a certain term; providing for the application of this Act; and generally relating to warranty claims for condominiums.

BY adding to

Article – Real Property

Section 11–134.1

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

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

House Bill 1118 – Delegate Lafferty

AN ACT concerning

Natural Resources – Roadside Trees – Preservation and Protection

FOR the purpose of authorizing the Department of Natural Resources to allow under a permit for roadside tree care the maintenance or removal of a roadside tree under certain circumstances; prohibiting the Department from authorizing under a permit for roadside tree care the maintenance or removal of a roadside tree for certain purposes; requiring an applicant for a permit to remove a roadside tree to demonstrate to the Department that the applicant has made a reasonable effort to protect and preserve the roadside tree; requiring an applicant for a permit for a program of general tree care to demonstrate to the Department that the program includes reasonable standards and procedures to protect and preserve roadside trees; requiring a person who removes a roadside tree to replace the tree with a species of tree, within the time frame, and in a location as approved in the permit; requiring a person who administers a program of general tree care under a permit to ensure that any roadside tree removed is replaced consistent with the permit; providing that a permit holder may not be required to replace a removed roadside tree under certain circumstances; requiring the Department to adopt certain regulations governing the replacement of roadside trees and certain required notice to certain State or local agencies under certain circumstances; stating the policy of the General Assembly with respect to roadside trees; making certain stylistic changes; clarifying certain language; and generally relating to the preservation and protection of roadside trees.

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 5–401

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

BY adding to

Article – Natural Resources

Section 5–401.1

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 5–402 and 5–406

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

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

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

FOR the purpose of requiring the Prince George’s County Local Management Board to develop and implement a certain strategic plan and to submit the strategic plan to certain entities on or before a certain date; ~~authorizing the Prince George’s County Local Management Board to apply for and accept donations, grants, or other financial assistance from certain entities;~~ requiring the Prince George’s County Local Management Board to submit a certain report including certain information to certain entities on or before a certain date each year; 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 generally relating to ~~a strategic plan and report by~~ the Prince George’s County Local Management Board.

BY adding to

Article – Human Services

Section 8–306

Annotated Code of Maryland

(2007 Volume and 2016 Supplement)

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

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

FOR the purpose of establishing reductions from the school facilities surcharge and the public safety surcharge in Prince George's County for certain residential construction that abuts an existing or planned mass transit rail station site operated by the Maryland Transit Administration and from the school facilities surcharge for certain multifamily housing constructed within a certain distance of a Purple Line station under certain circumstances; establishing an exemption from the school facilities surcharge for certain dwelling units that are located within a certain distance of a Purple Line station under certain circumstances; ~~extending the termination date of certain provisions of law that reduce the school facilities surcharge for certain multifamily housing and exempt certain dwelling units from the school facilities surcharge;~~ and generally relating to the applicability and amount of the school facilities surcharge and the public safety surcharge in Prince George's County.

BY repealing and reenacting, without amendments,
The Public Local Laws of Prince George's County
Section 10–192.01(a)(1) and 10–192.11(a)
Article 17 – Public Local Laws of Maryland
(2011 Edition, as amended)

BY repealing and reenacting, with amendments,
The Public Local Laws of Prince George's County
Section 10–192.01(b)(1)
Article 17 – Public Local Laws of Maryland
(2011 Edition, as amended)

BY repealing and reenacting, with amendments,
The Public Local Laws of Prince George's County
Section 10–192.01(b–1)
Article 17 – Public Local Laws of Maryland
(2011 Edition, as amended)
(As enacted by Chapter 685 of the Acts of the General Assembly of 2013)

BY repealing and reenacting, with amendments,
The Public Local Laws of Prince George's County
Section 10–192.11(b)
Article 17 – Public Local Laws of Maryland
(2011 Edition, as amended)
(As enacted by Chapter 684 of the Acts of the General Assembly of 2013)

~~BY repealing and reenacting, with amendments,
Chapter 685 of the Acts of the General Assembly of 2013~~

~~Section 2~~

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

LAID OVER CALENDAR NO. 16

House Bill 913 – Delegates Rosenberg, Barve, Busch, Davis, Frick, Jones, Kaiser, McIntosh, Pendergrass, ~~and Vallario~~ Vallario, Bromwell, Angel, Barron, Cullison, Hayes, Hill, Kelly, Morales, Pena-Melnyk, Platt, Sample-Hughes, and K. Young

AN ACT concerning

Attorney General – Powers – Maryland Defense Act of 2017

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) OFFERED FROM THE FLOOR BY SENATOR BATES.

FLOOR AMENDMENT

HB0913/793124/1

BY: Senator Bates

AMENDMENTS TO HOUSE BILL 913

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, after “requiring” insert “, subject to the limitations of the State budget.”; in line 16, after “purposes,” insert “prohibiting the Attorney General from using certain money under certain circumstances.”; and in line 19, strike “making the provisions of this Act severable;”.

AMENDMENT NO. 2

On page 4, in line 9, strike “**THE**” and substitute “**(1) SUBJECT TO THE LIMITATIONS OF THE STATE BUDGET, THE**”; in lines 12 and 13, strike “**(1)**” and “**(2)**”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; after line 14, insert:

“(2) THE ATTORNEY GENERAL MAY NOT USE MONEY APPROPRIATED UNDER PARAGRAPH (1) OF THIS SUBSECTION UNLESS THE ATTORNEY GENERAL, IN CONJUNCTION WITH THE DEPARTMENT OF BUDGET AND MANAGEMENT, POSTS ON THE DEPARTMENT OF BUDGET AND MANAGEMENT’S WEB SITE THE RESPONSES OF

THE ATTORNEY GENERAL TO THE FISCAL 2018 OPERATING BUDGET ANALYSIS AND TESTIMONY OF THE DEPARTMENT OF LEGISLATIVE SERVICES RELATED TO THE OFFICE OF THE ATTORNEY GENERAL.”;

strike in their entirety lines 23 through 27, inclusive; and in line 28, strike “4.” and substitute “3.”.

The preceding 2 amendments were read and rejected.

FLOOR AMENDMENT

HB0913/403827/2

BY: Senator Reilly

AMENDMENTS TO HOUSE BILL 913

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, after “requiring” insert “, subject to the limitations of the State budget.”; and in line 19, strike “making the provisions of this Act severable;”.

AMENDMENT NO. 2

On page 4, in line 9, strike “**THE**” and substitute “**SUBJECT TO THE LIMITATIONS OF THE STATE BUDGET, THE**”;

strike in their entirety lines 23 through 27, inclusive; and in line 28, strike “4.” and substitute “3.”.

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

Affirmative – 15 Negative – 31 (See Roll Call No. 899)

FLOOR AMENDMENT

HB0913/863129/1

BY: Senator Hough

AMENDMENT TO HOUSE BILL 913

(Third Reading File Bill)

On page 3, in line 16, strike “OR”; and in line 18, after “RESIDENTS” insert “;OR”

(X) SAFEGUARDING THE RESIDENTS OF THE STATE AGAINST INFRINGEMENT OF THE SECOND AMENDMENT RIGHT TO KEEP AND BEAR ARMS”.

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

Affirmative – 18 Negative – 27 (See Roll Call No. 900)

FLOOR AMENDMENT

HB0913/663124/1

BY: Senator Jennings

AMENDMENT TO HOUSE BILL 913

(Third Reading File Bill)

On page 3, in line 16, strike “OR”; and in line 18, after “RESIDENTS” insert “;OR”

(X) PROTECTING THE RESIDENTS OF THE STATE AGAINST ANY ACTIONS REGARDING CONGRESSIONAL REDISTRICTING THAT BURDEN THE FIRST AMENDMENT RIGHT OF POLITICAL ASSOCIATION”.

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

Affirmative – 17 Negative – 29 (See Roll Call No. 901)

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

The motion was adopted.

CONFERENCE COMMITTEE REPORT

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

**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 HOUSE BILL 151 –
THE CAPITAL BILL

(See Exhibit O of Appendix III)

Conference Committee Report read and adopted.

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

Affirmative – 46 Negative – 0 (See Roll Call No. 902)

The Bill was then returned to the House of Delegates.

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 1

AMENDED IN THE HOUSE

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

Senator Middleton moved that the Senate concur in the House amendments.

SB0038/696080/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 38

(Third Reading File Bill)

On page 5, in line 2, strike “**33**” and substitute “**34**”.

On page 6, in line 11, strike “**DIATETICS**” and substitute “**DIETETICS**”; in line 12, strike “**AND**” and substitute “**(10) ONE REPRESENTATIVE OF THE MARYLAND CHAPTER OF THE AMERICAN COLLEGE OF EMERGENCY PHYSICIANS, NOMINATED BY THE PRESIDENT OF THE CHAPTER; AND**”; and in line 13, strike “**(10)**” and substitute “**(11)**”.

On page 7, in line 23, strike “**BE ASSIGNED TO**” and substitute “**SERVE ON**”.

On page 12, in line 4, strike “nine” and substitute “ten”.

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 – 46 Negative – 0 (See Roll Call No. 903)

Senate Bill 94 – Senator Reilly

AN ACT concerning

Insurance Premiums – Payment by Credit Card – Reimbursement for Expenses

Senator Middleton moved that the Senate concur in the House amendments.

SB0094/713399/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 94

(Third Reading File Bill)

On page 3, in line 21, strike “SUBSECTION” and substitute “PARAGRAPH”.

On page 5, in line 6, after “(7)” insert “(I)”; in the same line, strike “A” and substitute “SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, A”; and after line 10, insert:

“(II) ANY POINT OF SERVICE CREDIT CARD EXPENSES MAY NOT BE CONSIDERED PREMIUM FOR ANY PURPOSE UNDER THIS PARAGRAPH.”

The preceding amendment was read and concurred in.

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

Affirmative – 45 Negative – 1 (See Roll Call No. 904)

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**

Senator Middleton moved that the Senate concur in the House amendments.

SB0380/776584/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 380

(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 – 46 Negative – 0 (See Roll Call No. 905)

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

Senator Middleton moved that the Senate concur in the House amendments.

SB0571/436189/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 571

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, strike “authorizing” and substitute “requiring”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 10 and 11, and substitute:

“(i) one representative of the Maryland Hospital Association;”; and strike in their entirety lines 16 and 17, and substitute:

“(iv) one representative of a nonprofit health service plan that has continuously offered plans in all jurisdictions and in all fully-insured markets in the State both before and after the enactment of the ACA, appointed by the Governor;”.

AMENDMENT NO. 3

On page 4, in line 10, strike “and Medicare” and substitute “Medicare, and the Maryland All-Payer Model”; in line 12, strike “and”; in line 13, strike “Medicare” and substitute “Medicare, and the Maryland All-Payer Model”; in lines 21, 24, 27, and 32, in each instance, strike “or”; and in the same lines, after “Medicare” insert “, or the Maryland All-Payer Model”.

AMENDMENT NO. 4

On page 5, in line 3, strike “may”; in line 4, after “(1)” insert “may”; and in line 6, after “(2)” insert “shall”.

The preceding 4 amendments were read and concurred in.

SB0571/466780/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 571, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

In the Health and Government Operations Committee Amendments (SB0571/436189/1), strike in their entirety Amendments No. 1 and No. 4.

AMENDMENT NO. 2

In Amendment No. 2 of the Health and Government Operations Committee Amendments, strike beginning with “nonprofit” in line 4 down through “Governor” in line 6 and substitute “health insurance carrier, appointed jointly by the President of the Senate and the Speaker of the House”;

AMENDMENT NO. 3

On page 3 of the bill, in line 21, strike “and”; after line 21, insert:

“(vii) one representative of MedChi;

(viii) one representative of behavioral health providers, appointed jointly by the President of the Senate and the Speaker of the House; and”;

and in line 22, strike “(vii)” and substitute “(ix)”.

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 – 32 Negative – 14 (See Roll Call No. 906)

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 33

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 986 – Senator Nathan–Pulliam

AN ACT concerning

State Board of Social Work Examiners – Revisions

SB0986/794735/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 986

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “practice,” insert “authorizing the Board to reject a certain application and require certain additional supervision if the Board makes a certain determination;”; strike beginning with “submit” in line 23 down through “completed” in line 24 and substitute “attest that the licensee has submitted to”; in line 25, after “law;” insert “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;”; in line 30, strike “renew,”; and in line 31, strike “renewing,”.

On page 2, in line 14, after “circumstances;” insert “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;”.

AMENDMENT NO. 2

On page 3, in line 17, strike “**SEPTEMBER 30, 2017**” and substitute “**DECEMBER 31, 2017**”; and in line 19, strike “**OCTOBER 1, 2017**” and substitute “**JANUARY 1, 2018**”.

On page 4, in lines 1, 12, and 24, in each instance, strike “**(1)**”; strike in their entirety lines 5 through 11, inclusive; strike in their entirety lines 16 through 23, inclusive; and in line 25, strike “**SEPTEMBER 31, 2017**” and substitute “**DECEMBER 31, 2017**”.

On page 5, strike in their entirety lines 1 through 7, inclusive; in line 8, strike “**(1)**”; in lines 10 and 14, strike “**(I)**” and “**(II)**”, respectively, and substitute “**(1)**” and “**(2)**”, respectively; and strike in their entirety lines 16 through 22, inclusive.

On page 6, in line 14, after the semicolon insert “**OR**”; strike lines 15 and 16 in their entirety; in line 17, strike “**(XV)**” and substitute “**(XIV)**”; in line 19, strike the bracket; in the same line, after “worker” insert “**ON OR BEFORE DECEMBER 31, 2017, OR AS A MASTER SOCIAL WORKER**”; in line 23, strike “direct”; in line 26, strike “mental disorders” and substitute “**BEHAVIORAL HEALTH DISORDERS, INCLUDING SUBSTANCE USE DISORDERS, ADDICTIVE DISORDERS, AND MENTAL DISORDERS,**”; and in line 27, strike “direct”.

On page 7, in line 4, strike “direct”; in lines 7 and 13, in each instance, strike “mental disorders” and substitute “**BEHAVIORAL HEALTH DISORDERS, INCLUDING SUBSTANCE USE DISORDERS, ADDICTIVE DISORDERS, AND MENTAL DISORDERS,**”; in line 8, strike “direct”; in line 17, strike the bracket; in line 18, strike “**(2)**” and substitute “**(5)**”; in line 23, strike “**IN**” and substitute “**:**”

(1) **IN**;

and in line 24, after “**REIMBURSEMENT**” insert “**; OR**”

(2) ON A PRO BONO BASIS AS DETERMINED IN REGULATIONS ADOPTED BY THE BOARD.

AMENDMENT NO. 3

On page 11, in line 1, after “**(1)**” insert “**(I)**”; in lines 5, 7, and 8, strike “**(I)**”, “**(II)**”, and “**(III)**”, respectively, and substitute “**1.**”, “**2.**”, and “**3.**”, respectively; after line 13, insert:

“(II) IF THE BOARD DETERMINES THAT A LICENSED BACHELOR SOCIAL WORKER OR A LICENSED MASTER SOCIAL WORKER WHO APPLIES TO THE BOARD TO ENGAGE IN THE PRACTICE OF INDEPENDENT PRACTICE HAS NOT COMPLETED THE SUPERVISED EXPERIENCE AS REQUIRED UNDER PARAGRAPH (1)(I)3 OF THIS SUBSECTION, THE BOARD MAY:

1. REJECT THE APPLICATION FOR INDEPENDENT PRACTICE; AND

2. REQUIRE THE LICENSED BACHELOR SOCIAL WORKER OR THE LICENSED MASTER SOCIAL WORKER TO CONTINUE TO WORK UNDER SUPERVISION AS REQUIRED BY THE BOARD FOR AN ADDITIONAL 1,500 HOURS BEFORE REAPPLYING.”;

in line 20, strike “**OCTOBER 1, 2007**” and substitute “**JANUARY 1, 2008**”; in line 23, after “**HAS**” insert “**ACTIVELY**”; in the same line, after “**WORK,**” insert “**ACTIVELY**”; and in line 24, after “**OR**” insert “**ACTIVELY**”.

On page 14, in line 21, strike “**SEPTEMBER 30, 2019**” and substitute “**DECEMBER 31, 2019**”; in line 24, strike “**OCTOBER 1, 2019**” and substitute “**JANUARY 1, 2020**”; and in line 28, strike “direct”.

AMENDMENT NO. 4

On page 15, in line 1, after “**PRACTICE**” insert “**WITHOUT THE SUPERVISION OF A LICENSED CERTIFIED SOCIAL WORKER–CLINICAL**”; in line 19, strike “and”; in line 21, strike the brackets; in line 24, strike “**(III)**” and substitute “**(4)**”; and strike beginning with “**SATISFACTORY**” in line 25 down through “**COMPLETED**” in line 26 and substitute “**ATTESTS THAT THE LICENSEE HAS SUBMITTED TO**”.

On page 16, in lines 7 and 8, strike “TO RENEW A LICENSE” and substitute “DISCIPLINARY ACTION SHOULD BE TAKEN, BASED ON THE CRIMINAL RECORD INFORMATION, AGAINST A LICENSEE WHO RENEWED A LICENSE”; in line 17, strike “NOT”; strike beginning with “IF” in line 17 down through “REQUIRED” in line 18 and substitute “ONLY IF THE LICENSEE ATTESTS THAT THE LICENSEE HAS SUBMITTED TO A CRIMINAL HISTORY RECORDS CHECK”; and in line 19, strike “HAS NOT BEEN RECEIVED”.

AMENDMENT NO. 5

On page 21, in lines 21 and 25, in each instance, strike “September 30, 2017” and substitute “December 31, 2017”; after line 28, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That, on or before December 31, 2018, the State Board of Social Work Examiners shall adopt regulations to implement Section 1 of this Act.

SECTION 4. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall take effect January 1, 2018.”;

in line 29, strike “3.” and substitute “5.”; and in the same line, after “That” insert “, except as provided in Section 4 of this Act.”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 988 – Senator Nathan–Pulliam

AN ACT concerning

Health Occupations – Maryland Community Health Worker Act

SB0988/344838/1

BY: Education, Health, and Environmental Affairs Committee

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Nathan–Pulliam” and substitute “Senators Nathan–Pulliam, Ferguson, Guzzone, Kelley, Manno, McFadden, Ramirez, and Smith”; in line 5, after “Board,” insert “providing that the role of community health workers does not include providing clinical services”; in line 28, strike “requiring, beginning on a certain date,” and substitute “authorizing”; in line 29, strike “before practicing” and substitute “to practice”; and in line 30, after “State,” insert “providing for the application of a certain provision of this Act”.

On page 2, in line 12, after “check,” insert “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”; strike beginning with “providing” in line 14 down through “worker,” in line 15; strike beginning with “prohibiting” in line 38 down through “certificate,” in line 39; and in line 46, after “circumstances,” insert “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”.

AMENDMENT NO. 2

On page 4, in line 12, strike “AND”; and in line 20, after “ADVOCACY” insert “; AND”

(4) IS PART OF A HEALTH CARE TEAM THAT MAY INCLUDE PHYSICIANS, NURSES, PSYCHIATRISTS, SOCIAL WORKERS, AND OTHER HEALTH CARE PROFESSIONALS WHO WORK CLOSELY WITH A COMMUNITY HEALTH WORKER TO PROVIDE COMPREHENSIVE AND COORDINATED CARE TO AN INDIVIDUAL”.

On page 5, in line 12, strike “CARE,” and substitute “NONCLINICAL”; after line 22, insert:

“(C) THE ROLE OF COMMUNITY HEALTH WORKERS DOES NOT INCLUDE PROVIDING CLINICAL SERVICES, INCLUDING:

(1) DIAGNOSING HEALTH CARE CONDITIONS;

(2) PROVIDING HEALTH CARE TREATMENT SERVICES; AND

**(3) MAKING REFERRALS TO HEALTH CARE PROVIDERS OUTSIDE OF A
COMMUNITY HEALTH WORKER'S HEALTH CARE TEAM AND WITHOUT THE
SUPERVISION OF A LICENSED HEALTH CARE PROVIDER.**”;

in lines 24 and 25, in each instance, strike “**11**” and substitute “**15**”; in line 26, strike “**1**” and substitute “**ONE**”; and in line 28, strike “**10**” and substitute “**14**”.

AMENDMENT NO. 3

On page 6, in line 1, strike “**10**” and substitute “**14**”; in line 2, strike “**5**” and substitute “**SIX**”; after line 2, insert:

**“(II) ONE SHALL BE A REGISTERED NURSE WITH EXPERIENCE IN
COMMUNITY HEALTH;**

(III) ONE SHALL BE A LICENSED SOCIAL WORKER;”;

in lines 3, 5, 7, 9, and 11, strike “**(II)**”, “**(III)**”, “**(IV)**”, “**(V)**”, and “**(VI)**”, respectively, and substitute “**(IV)**”, “**(V)**”, “**(VI)**”, “**(VII)**”, and “**(VIII)**”, respectively; in the same lines, in each instance, strike “**1**” and substitute “**ONE**”; in line 10, strike “**AND**”; and in line 12, after “**OFFICERS**” insert “**; AND**”

**(IX) ONE SHALL REPRESENT THE COMMUNITY BEHAVIORAL
HEALTH ASSOCIATION OF MARYLAND**”.

On page 9, in line 28, strike “**BEGINNING OCTOBER 1, 2018, AN**” and substitute “**AN**”; and in the same line, strike “**SHALL**” and substitute “**MAY**”.

On page 10, in line 1, strike “**BEFORE THE INDIVIDUAL MAY**” and substitute “**TO**”; and in line 10, strike “**2018**” and substitute “**2019**”.

AMENDMENT NO. 4

On page 11, in line 24, before “**TO**” insert “**(A)**”.

On page 12, after line 1, insert:

“(B) (1) ON RECEIPT OF THE CRIMINAL HISTORY RECORD INFORMATION OF AN APPLICANT FOR CERTIFICATION FORWARDED TO THE BOARD IN ACCORDANCE WITH § 3.5–303 OF THIS SUBTITLE, IN DETERMINING WHETHER TO GRANT A CERTIFICATION, THE BOARD SHALL CONSIDER:

(I) THE AGE AT WHICH THE CRIME WAS COMMITTED;

(II) THE NATURE OF THE CRIME;

(III) THE CIRCUMSTANCES SURROUNDING THE CRIME;

(IV) THE LENGTH OF TIME THAT HAS PASSED SINCE THE CRIME;

(V) SUBSEQUENT WORK HISTORY;

(VI) EMPLOYMENT AND CHARACTER REFERENCES; AND

(VII) ANY OTHER EVIDENCE THAT DEMONSTRATES WHETHER THE APPLICANT POSES A THREAT TO THE PUBLIC HEALTH OR SAFETY.

(2) UNLESS OTHERWISE REQUIRED, A RENEWAL APPLICANT WHO PREVIOUSLY HAS COMPLETED THE CRIMINAL HISTORY RECORDS CHECK AS REQUIRED FOR THE BOARD’S APPLICATION PROCESS DOES NOT HAVE TO SUBMIT TO A SUBSEQUENT CRIMINAL HISTORY RECORDS CHECK FOR RENEWAL OF A CERTIFICATION.

3.5–305.

THE BOARD MAY WAIVE ANY OF THE QUALIFICATIONS FOR A CERTIFICATION TO PRACTICE AS A COMMUNITY HEALTH WORKER UNDER THIS TITLE FOR AN APPLICANT WHO:

(1) PAYS THE APPLICATION FEE REQUIRED BY THE BOARD UNDER § 3.5–206 OF THIS TITLE;

(2) HOLDS A CURRENT CERTIFICATION OR SIMILAR CREDENTIAL TO PRACTICE AS A COMMUNITY HEALTH WORKER IN ANOTHER STATE IF THE BOARD DETERMINES THAT THE STATE HAS REQUIREMENTS FOR CERTIFICATION OR A SIMILAR CREDENTIAL THAT ARE AT LEAST EQUIVALENT TO THE REQUIREMENTS OF THIS STATE AND MEET THE PRACTICE REQUIREMENTS ESTABLISHED UNDER REGULATIONS ADOPTED BY THE BOARD; AND

(3) SUBMITS TO A CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 3.5-303 OF THIS SUBTITLE.”;

in lines 2 and 14, strike “**3.5-305.**” and “**3.5-306.**”, respectively, and substitute “**3.5-306.**” and “**3.5-307.**”, respectively; and strike in their entirety lines 12 and 13.

On page 13, in line 20, strike “**3.5-307.**” and substitute “**3.5-308.**”.

On page 15, in lines 26 and 27, strike “**3.5-308.**” and “**3.5-309**”, respectively, and substitute “**3.5-309.**” and “**3.5-310**”, respectively.

On page 17, in lines 5, 7, and 26, strike “**3.5-309.**”, “**3.5-308**”, and “**3.5-310.**”, respectively, and substitute “**3.5-310.**”, “**3.5-309**”, and “**3.5-311.**”, respectively.

AMENDMENT NO. 5

On page 18, in line 1, strike “**3.5-311.**” and substitute “**3.5-312.**”; strike in their entirety lines 6 through 9, inclusive; in line 10, strike “**3.5-402.**” and substitute “**3.5-401.**”; and strike beginning with “A” in line 12 down through “BOTH” in line 13 and substitute “:

(1) FOR A FIRST OFFENSE, A FINE NOT EXCEEDING \$2,000 OR IMPRISONMENT NOT EXCEEDING 6 MONTHS; OR

(2) FOR A SUBSEQUENT OFFENSE, A FINE NOT EXCEEDING \$6,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR”.

On page 19, after line 21, insert:

“SECTION 6. AND BE IT FURTHER ENACTED, That:

(a) The fee for an application for an initial certification to practice as a community health worker shall be \$75 beginning on October 1, 2017, through December 31, 2019.

(b) On or after January 1, 2020, the State Board of Community Health Workers shall set the fee for an application for certification in accordance with § 3.5–206(b) of the Health Occupations Article as enacted by Section 2 of this Act.”;

and in line 22, strike “6.” and substitute “7.”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 24

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 1024 – Senators McFadden and Ready

AN ACT concerning

Education – Grant for Declining Education Aid

SB1024/909739/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 1024

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Grant” and substitute “State Grants”; in the same line, strike “Declining”; strike beginning with the first “a” in line 4 down through “purpose” in line 5 and substitute “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 after line 11, insert:

“BY adding to

Article – Education

Section 5–218

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)”.

On page 3, in line 18, strike “3.” and substitute “5.”.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 31 on page 2 through line 17 on page 3, inclusive, and substitute:

“(6) (I) 1. IN THIS PARAGRAPH THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

2. “3–YEAR MOVING AVERAGE FULL–TIME EQUIVALENT ENROLLMENT” MEANS THE AVERAGE OF THE FULL–TIME EQUIVALENT ENROLLMENT IN THE 3 PREVIOUS SCHOOL YEARS.

3. “TOTAL DIRECT EDUCATION AID” MEANS THE SUM OF THE AMOUNTS LISTED IN PARAGRAPH (1)(I) THROUGH (VI) OF THIS SUBSECTION.

(II) A COUNTY BOARD IS ELIGIBLE FOR A SUPPLEMENTAL STATE GRANT UNDER THIS PARAGRAPH IF A COUNTY’S 3-YEAR MOVING AVERAGE FULL-TIME EQUIVALENT ENROLLMENT IS GREATER THAN THE FULL-TIME EQUIVALENT ENROLLMENT IN THE PREVIOUS SCHOOL YEAR.

(III) FOR EACH OF FISCAL YEARS 2018 THROUGH 2020, THE STATE SHALL PROVIDE A SUPPLEMENTAL GRANT TO AN ELIGIBLE COUNTY BOARD THAT EQUALS:

1. THE QUOTIENT OF THE TOTAL DIRECT EDUCATION AID OF A COUNTY BOARD DIVIDED BY THE FULL-TIME EQUIVALENT ENROLLMENT OF THE COUNTY IN THE PREVIOUS SCHOOL YEAR; MULTIPLIED BY

2. THE DIFFERENCE BETWEEN THE 3-YEAR MOVING AVERAGE FULL-TIME EQUIVALENT ENROLLMENT IN THE COUNTY AND THE FULL-TIME EQUIVALENT ENROLLMENT IN THE COUNTY IN THE PREVIOUS SCHOOL YEAR.

(IV) THE STATE SHALL DISTRIBUTE THE SUPPLEMENTAL GRANT AT THE SAME TIME THE STATE DISTRIBUTES FUNDS TO COUNTY BOARDS UNDER THIS SUBTITLE.

5-218.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “ELIGIBLE CHILD” MEANS A CHILD:

(I) WHOSE PARENT OR GUARDIAN ENROLLS THE CHILD IN A PUBLIC PREKINDERGARTEN PROGRAM; AND

(II) WHO IS 4 YEARS OLD ON SEPTEMBER 1 OF THE SCHOOL YEAR IN WHICH THE PARENT OR LEGAL GUARDIAN ENROLLS THE CHILD IN A PUBLIC PREKINDERGARTEN PROGRAM.

(3) “ELIGIBLE COUNTY BOARD” MEANS A COUNTY BOARD THAT MAKES A FULL-DAY PUBLIC PREKINDERGARTEN PROGRAM AVAILABLE FOR ALL ELIGIBLE CHILDREN.

(4) “STATE SHARE OF THE PER PUPIL FOUNDATION AMOUNT” MEANS THE QUOTIENT OF THE STATE SHARE OF THE FOUNDATION PROGRAM FOR A COUNTY DIVIDED BY THE FULL-TIME EQUIVALENT ENROLLMENT OF THE COUNTY.

(B) FOR EACH OF FISCAL YEARS 2018 THROUGH 2020, THE STATE SHALL PROVIDE A SUPPLEMENTAL PREKINDERGARTEN GRANT TO AN ELIGIBLE COUNTY BOARD THAT EQUALS THE PERCENTAGE OF THE STATE SHARE OF THE PER PUPIL FOUNDATION AMOUNT MULTIPLIED BY THE NUMBER OF FULL-TIME EQUIVALENT ELIGIBLE CHILDREN ENROLLED IN A PUBLIC FULL-DAY PREKINDERGARTEN PROGRAM ON SEPTEMBER 30 OF THE PREVIOUS SCHOOL YEAR:

(1) FOR FISCAL YEAR 2018, 50%;

(2) FOR FISCAL YEAR 2019, 75%; AND

(3) FOR FISCAL YEAR 2020, 100%.

(C) THE STATE SHALL DISTRIBUTE THE SUPPLEMENTAL PREKINDERGARTEN GRANT AT THE SAME TIME THE STATE DISTRIBUTES FUNDS TO COUNTY BOARDS UNDER THIS SUBTITLE.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) In this section, “local contribution” means the Baltimore City appropriation to Baltimore City Public Schools and services provided by Baltimore City for the benefit of Baltimore City Public Schools.

(b) State funds provided to Baltimore City Public Schools under this Act may not be distributed until Baltimore City provides:

(1) in fiscal year 2018, a \$22,000,000 local contribution to the Baltimore City Public Schools above the local appropriation provided in fiscal year 2017; and

(2) in each of fiscal years 2019 and 2020, a \$20,000,000 local contribution to the Baltimore City Public Schools above the local appropriation provided in fiscal year 2017.

(c) (1) For fiscal year 2019, the maintenance of effort amount calculated under § 5–202 of the Education Article shall be based on the total per pupil appropriation for fiscal year 2018 including \$10,000,000 of the local contribution required under this section.

(2) The remaining local contributions required under this section may not be included in the calculation of the required maintenance of effort amount.

(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 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. 42

Senate Bill 1149 – Senators Oaks, Benson, Feldman, Guzzone, Klausmeier, Mathias, Reilly, Rosapepe, Smith, and Zucker

AN ACT concerning

Maryland Transit Administration – Free Ridership for State Employees

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) OFFERED FROM THE FLOOR BY SENATOR MIDDLETON.

FLOOR AMENDMENT

SB1149/863425/1

BY: Senator Middleton

AMENDMENTS TO SENATE BILL 1149, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

In line 15 of the bill, strike “2017” and substitute “2018”.

AMENDMENT NO. 2

On page 1 of the Finance Committee Amendments (SB1149/937078/1), in line 10 of Amendment No. 1, after “thereafter,” insert “providing for a delayed effective date.”

On page 2 of the Finance Committee Amendments, in line 13 of Amendment No. 2, strike “2017” and substitute “2018”.

On page 3 of the Finance Committee Amendments, in line 2 of Amendment No. 3, strike “2020” and substitute “2021”.

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

Affirmative – 32 Negative – 13 (See Roll Call No. 907)

FLOOR AMENDMENT

SB1149/163527/1

BY: Senator Ferguson

AMENDMENTS TO SENATE BILL 1149, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Finance Committee Amendments (SB1149/937078/1), in line 4 of Amendment No. 1, after “to” insert “certain”; and in line 8, after “regulations,” insert “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.”.

AMENDMENT NO. 2

On page 2 of the Finance Committee Amendments, in line 3 of Amendment No. 2, after “ANY” insert “ELIGIBLE”; in line 8, after “ACTIVITIES” insert “ON AND OFF CAMPUS”; in line 11, after “(D)” insert “(1)”; and after line 12, insert:

“(2) THE ADMINISTRATION, IN CONJUNCTION WITH BALTIMORE CITY PUBLIC SCHOOLS, SHALL ADOPT REGULATIONS THAT ESTABLISH THE ELIGIBILITY CRITERIA FOR STUDENTS RECEIVING A STUDENT SMART CARD FOR THE USE OF SERVICES PROVIDED UNDER THIS SECTION.”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 25

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

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**

SB1021/769330/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 1021

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 2 and 3 and substitute:

“Job Reinvestment Act of 2017”.

AMENDMENT NO. 2

On page 3, in line 6, strike “A” and substitute “SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, A”; and after line 13, insert:

“(3) A BUSINESS ENTITY MAY QUALIFY FOR THE INCOME TAX CREDIT UNDER § 10-741 OF THE TAX – GENERAL ARTICLE FOR EACH EMPLOYEE WHO IS HIRED THAT RESULTS IN A NET INCREASE IN THE NUMBER OF EMPLOYEES HIRED AND RETAINED BY THE BUSINESS ENTITY AFTER THE ENTERPRISE ZONE WAS DESIGNATED.”.

On page 4, in line 8, strike “A” and substitute “SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, A”; and in line 16, after “(3)” insert “A BUSINESS ENTITY MAY QUALIFY FOR THE INCOME TAX CREDIT UNDER § 10-741 OF THE TAX – GENERAL ARTICLE FOR EACH EMPLOYEE WHO IS HIRED THAT RESULTS IN A NET INCREASE IN THE NUMBER OF EMPLOYEES HIRED AND RETAINED BY THE BUSINESS ENTITY AFTER THE RISE ZONE WAS DESIGNATED.

(4)”.

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 46 Members present.

(See Roll Call No. 908)

SENATE THIRD READING CALENDAR NO. 64 (GENERAL SENATE BILLS)

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

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

Affirmative – 45 Negative – 1 (See Roll Call No. 909)

The Bill was then sent to the House of Delegates.

**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

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

Affirmative – 46 Negative – 0 (See Roll Call No. 910)

The Bill was then sent to the House of Delegates.

Senate Bill 871 – Senator Zucker

AN ACT concerning

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

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

Affirmative – 31 Negative – 15 (See Roll Call No. 911)

The Bill was then sent to the House of Delegates.

**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 – 31 Negative – 15 (See Roll Call No. 912)

The Bill was then sent to the House of Delegates.

Senate Bill 1123 – Senator Conway**EMERGENCY BILL**

AN ACT concerning

State Lottery and Gaming Control Agency – Procurements

Read the third time and failed for want of a constitutional majority:

Affirmative – 21 Negative – 25 (See Roll Call No. 913)

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**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 914)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 11 (GENERAL HOUSE BILLS)**CONSENT CALENDAR NO. 4**

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 82	Del. Carr	Woodrow Wilson Bridge and Tunnel Compact – Repeal	FIN

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 116	The Speaker	Maryland Ins Admin – Sunset Review – Required Rpts and Repeal of Preliminary Evaluation Requirement	FIN
HB 117	The Speaker	Elevator Safety Review Board – Sunset Extension, Program Evaluation, and Reporting Requirement	FIN
HB 173	Del. Arentz	Baltimore Metropolitan Council – Queen Anne’s County – Membership	FIN
HB 180	Del. Morhaim	Department of Health and Mental Hygiene – Renaming	FIN
HB 291	Del. Davis	Homeowner’s Insurance – Notices	FIN
HB 324	Del. Korman	State Personnel – Leap Year – Personal Leave	FIN
HB 446	Charles County Delegation	Charles County – Collective Bargaining for Public Safety Officials	FIN
HB 451	Del. Cluster	Insurance – Bail Bondsmen – Continuing Education Requirements	FIN
HB 457 (Emerg)	Charles County Delegation	Charles Co – State’s Attorney’s Office and Child Support Enfrcmt Admin – Transfer of Prsnl	FIN

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 915)

The Bills were then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 12 (GENERAL HOUSE BILLS)

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**

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

Affirmative – 33 Negative – 13 (See Roll Call No. 916)

The Bill was then returned to the House of Delegates.

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**

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

Affirmative – 32 Negative – 14 (See Roll Call No. 917)

The Bill was then returned to the House of Delegates.

House Bill 718 – Delegate Carey

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 – 46 Negative – 0 (See Roll Call No. 918)

The Bill was then returned to the House of Delegates.

House Bill 800 – Delegates Adams, Carey, and Jameson

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 – 45 Negative – 1 (See Roll Call No. 919)

The Bill was then returned to the House of Delegates.

House Bill 1632 – Delegates Kipke ~~and Kelly~~, Kelly, Pendergrass, Bromwell, Angel, Cullison, Hayes, Hill, Krebs, Metzgar, Miele, Morales, Morgan, Pena-Melnyk, Platt, Rosenberg, Saab, Sample-Hughes, Szeliga, West, and K. Young

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 – 46 Negative – 0 (See Roll Call No. 920)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 13 (GENERAL HOUSE BILLS)

CONSENT CALENDAR NO. 5

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 505	Del. McMillan	Maryland Tourism Development Board – Destination Marketing Organization Officials – Voting Rights	FIN
HB 511	Del. Jameson	Public Utilities – Water Companies and Sewage Disposal Companies – Rate Cases and Proceedings	FIN
HB 524	Del. Jacobs	Public Health – Required Temperatures for Sale of Crab Meat – Repeal	FIN
HB 534	Del. Parrott	Railroad Grade Crossings – Exempt Highway–Rail Grade Crossing Plaque	FIN
HB 565	Carroll County Delegation	Carroll County – Detention Center – Polygraph Testing	FIN
HB 605 (Emerg)	Washington County Delegation	PenMar Development Corporation – Dissolution – Authority of Washington County Over Fort Ritchie	FIN
HB 675 (Emerg)	Del. Sample–Hughes	Health Insurance – Coverage for Digital Tomosynthesis	FIN
HB 999	Del. Davis	Public Utilities – Telephone Lifeline Service – Revisions	FIN

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 921)

The Bills were then returned to the House of Delegates.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 34**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 42 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Class 1 Distillery Licenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 306 – Montgomery County Delegation

EMERGENCY BILL

AN ACT concerning

Montgomery County – Alcoholic Beverages – Tasting at Dispensaries

MC 19–17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 309 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Beer, Wine, and Liquor Festival License

MC 7–17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 311 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Alcoholic Beverages – Class H–BW Licenses

MC 9–17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 560 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Alcoholic Beverages Licenses – Hours of Sale

MC 8–17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 712 – Charles County Delegation

AN ACT concerning

**Charles County – Alcoholic Beverages – Selling to Underage Individual –
Penalties**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 929 – Delegate Beitzel

AN ACT concerning

Garrett County – Alcoholic Beverages – Licenses and Sunday Sales

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER

House Bill 913 – Delegates Rosenberg, Barve, Busch, Davis, Frick, Jones, Kaiser, McIntosh, Pendergrass, ~~and Vallario~~ Vallario, Bromwell, Angel, Barron, Cullison, Hayes, Hill, Kelly, Morales, Pena-Melnyk, Platt, Sample-Hughes, and K. Young

AN ACT concerning

Attorney General – Powers – Maryland Defense Act of 2017

STATUS OF BILL: BILL IS ON THIRD READING AND OPEN TO AMENDMENT.

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

Affirmative – 30 Negative – 15 (See Roll Call No. 922)

The Bill was then returned to the House of Delegates.

QUORUM CALL

The presiding officer announced a quorum call, showing 45 Members present.

(See Roll Call No. 923)

ADJOURNMENT

At 12:48 P.M. on motion of Senator Peters the Senate adjourned until 10:00 A.M. on Legislative Day March 26, 2017, Calendar Day, Thursday, March 30, 2017.

Annapolis, Maryland
Legislative Day: March 26, 2017
Calendar Day: Thursday, March 30, 2017
10:00 A.M. Session

The Senate met at 10:09 A.M.

Prayer by Reverend Shirley Currie, Allen Chapel AME Church, guest of Senator Currie.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 46 Members present.

(See Roll Call No. 925)

On motion of Senator Peters it was ordered that Senator Conway be excused from today's session.

The Journal of March 29, 2017 was read and approved.

QUORUM CALL

The presiding officer announced a quorum call, showing 46 Members present.

(See Roll Call No. 926)

SENATE THIRD READING CALENDAR NO. 65 (GENERAL SENATE BILLS)

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 – 46 Negative – 0 (See Roll Call No. 927)

The Bill was then sent to the House of Delegates.

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

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

Affirmative – 45 Negative – 0 (See Roll Call No. 928)

The Bill was then sent to the House of Delegates.

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**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 929)

The Bill was then sent to the House of Delegates.

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 – 46 Negative – 0 (See Roll Call No. 930)

The Bill was then sent to the House of Delegates.

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

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

Affirmative – 31 Negative – 15 (See Roll Call No. 932)

The Bill was then sent to the House of Delegates.

MESSAGE FROM THE HOUSE OF DELEGATES NO. 8

SENATE BILLS PASSED BY YEAS AND NAYS

BILL NO.	SPONSOR	CONTENT
SB 460	Sen. Conway	Education – Debt Service for Transferred Schools – County Reimbursement Grace Period
SB 1198	Prince George's County Senators	Prince George's County Regional Medical Center Act of 2017

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

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

FINANCE COMMITTEE REPORT NO. 34

CONSENT NO. 52

Senator Middleton, Chair, for the Committee on Finance reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 233	FAV	Del. Barron	Disclosure of Medical Records – Guardian Ad Litem – Victims of Crime or Delinquent Acts

BILL NO.	REPORT	SPONSOR	CONTENT
HB 403	FAV	Del. Pendergrass	Maryland Patient Referral Law – Comp Arrangements Under Federally Approved Programs and Models
HB 769	FAV	Del. West	Maryland Caregivers Support Coordinating Council – Renaming and Altering Membership and Duties
HB 775	FAV	Del. Kelly	Public Health – Maternal Mental Health
HB 959	FAV	Del. Kramer	Commercial Law – Consumer Protection – Door-to-Door Sales
HB 1093	FAV	Del. K. Young	Substance Use Treatment – Inpatient and Intensive Outpatient Programs – Consent by Minor
HB 1127	FAV	Del. Kelly	Health Insurance – Coverage Requirements for Behavioral Health Disorders – Modifications
HB 1484	FAV	Del. Glenn	Workers' Compensation – Medical Benefits – Payment of Medical Services and Treatment

Favorable report adopted on all of the preceding bills.

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

BUDGET AND TAXATION COMMITTEE REPORT NO. 26

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 76 – Delegates McCray, Anderson, Clippinger, Conaway, Glenn, Hayes, Haynes, Lierman, Oaks, Rosenberg, M. Washington, ~~and Lewis~~ Lewis, and McIntosh

AN ACT concerning

Baltimore City Public Schools – Capital Project Scoring System

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 153 – The Speaker (By Request – Administration)

AN ACT concerning

Creation of a State Debt – Qualified Zone Academy Bonds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 251 – Carroll County Delegation

AN ACT concerning

Carroll County – Public Facilities Bonds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 287 – ~~Delegate Hixson~~ Delegates Hixson, Haynes, Walker, Branch, Mosby, Tarlau, A. Washington, M. Washington, C. Howard, Turner, Ebersole, Patterson, D. Barnes, Simonaire, Wilkins, and Ali

AN ACT concerning

Hunger-Free Schools Act of 2017

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 342 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Property Tax Credit for Qualified Enterprise Zone
Property – Extension**

MC 3–17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 441 – Delegate Anderson (By Request – Baltimore City Administration)
and Delegate McIntosh**

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.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 644 – Delegates Luedtke, Barkley, Cullison, Ebersole, Fraser–Hidalgo,
Gilchrist, Kelly, Korman, Kramer, Metzgar, Moon, Reznik, Robinson,
Tarlau, A. Washington, and Wilkins**

AN ACT concerning

Independent Living Tax Credit Act

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 717 – Chair, Appropriations Committee (By Request – Departmental –
University System of Maryland)**

AN ACT concerning

Academic Facilities Bonding Authority

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 1104 – Delegates Hixson, Gutierrez, and M. Washington

AN ACT concerning

Inheritance Tax – Exemption – Evidence of Domestic Partnership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 23

CONSENT NO. 53

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 162	FAV	Del. Dumais	Public Safety – Firearm Application
HB 255	FAV	Del. Hettleman	Crmnl Procedure – Sexual Assault Victims’ Rights – Disposal of Rape Kit Evidence and Ntfctn
HB 429	FAV	Del. Dumais	Criminal Law – Sexual Offenses – Physical Resistance
HB 455	FAV	Del. Atterbeary	Criminal Law – Animal Cruelty – Applicability
HB 494	FAV	Del. Stein	Motor Vehicles – Use of Fog Lights When Windshield Wipers Operating – Repeal

BILL NO.	REPORT	SPONSOR	CONTENT
HB 635	FAV	Del. Valentino– Smith	Crmnl Law – Homicide by Motor Vehicle or Vessel While Impaired by a CDS – Penalties
HB 647	FAV	Del. Reznik	Criminal Law – Sexual Offenses – Classification
HB 877	FAV	Del. McComas	Handgun Prmts – Alt Expiration Date – Prvt Detectives, Serty Guards, and Spcl Police Officers
HB 941	FAV	Del. A. Miller	Criminal Law – Animal Abuse Emergency Compensation Fund – Establishment
HB 1035 (Emerg)	FAV	Del. Jacobs	Motor Vehicles – Seasonal Exceptional Milk Hauling Permit
HB 1149	FAV	Del. Kramer	Maryland Securities Act – Vulnerable Adults
HB 1182	FAV	Frederick County Delegation	Frederick County – State’s Attorney – Annual Salary
HB 1279	FAV	Del. Morales	Police Training Commission – Training Requirements – Human Trafficking
HB 1335	FAV	Del. Wilkins	Vehicle Laws – Obstruction Hanging From Rearview Mirror – Enforcement
HB 1344 (Emerg)	FAV	Del. C. Wilson	Balt Cty and Cha, PG, and Har Counties – Recall of Frmr Jdg for Tmprry Assignment – Elgblty

Favorable report adopted on all of the preceding bills.

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

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 24

CONSENT NO. 54

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 165	FAV	Del. Barron	State Government – Maryland Uniform Electronic Legal Materials Act
HB 236	FAV	Del. Barron	Legal Advice to Corporations – Clarification
HB 279	FAV	Del. Moon	Grdnshp and Child in Need of Assistance Prcdgs – Jurisdiction and Athrty of Jvnl Crt
HB 439	FAV	Del. Otto	Somerset County – State’s Attorney – Annual Salary
HB 573	FAV	Carroll County Delegation	Carroll County – State’s Attorney – Salary
HB 574	FAV	Carroll County Delegation	Carroll County – Sheriff’s Salary
HB 629	FAV	Cecil County Delegation	Cecil County – Orphans’ Court Judges – Travel Expense Allowance
HB 735	FAV	Del. Malone	Estates and Trusts – Share of Intestate Estate Inherited by Surviving Spouse
HB 753	FAV	Del. West	Maryland Trust Act – Representatives of Beneficiaries
HB 754	FAV	Del. West	Maryland Trust Act – Notice and Reporting Requirements – Exemptions

BILL NO.	REPORT	SPONSOR	CONTENT
HB 759	FAV	Del. Kramer	Corporations – Formation of a Holding Company by Merger
HB 793	FAV	Del. Angel	Family Law – Divorce – Restoration of Former Name
HB 858	FAV	Allegany County Delegation	Allegany County – Sheriff's Deputies – Salary and Duties
HB 1219	FAV	Chair, Judiciary Committee	Children in Need of Assistance – Sex Trafficking

Favorable report adopted on all of the preceding bills.

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

FINANCE COMMITTEE REPORT NO. 35

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 128 – Chair, Health and Government Operations Committee (By Request – Departmental – Disabilities)

AN ACT concerning

State Disabilities Plan and Interagency Disabilities Board – Revisions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 136 – Chair, Economic Matters Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Insurance – Public Adjusters

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 140 – Chair, Economic Matters Committee (By Request – Departmental
– Labor, Licensing and Regulation)**

AN ACT concerning

**State Commission of Real Estate Appraisers, Appraisal Management
Companies, and Home Inspectors – Supervision of Appraiser Trainees**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 190 – Delegates ~~Queen and Sample-Hughes~~, Sample-Hughes,
K. Young, and Angel**

AN ACT concerning

**Mammography Centers – Dense Breast Tissue – Notification of Breast Cancer
Screening Options**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 198 – Charles County Delegation

AN ACT concerning

**Junk Dealers and Scrap Metal Processors – Cell Tower Batteries – Required
Record**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 232 – Delegates McKay, Anderton, Beitzel, Buckel, Chang, Gutierrez, Haynes, Jackson, Krebs, McConkey, McCray, Parrott, Sophocleus, B. Wilson, Wivell, and P. Young

AN ACT concerning

Correctional Services – Commissioner’s Duties – Staffing Report

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 443 – Delegates West, Bromwell, Cullison, Kelly, Metzgar, and Miele

AN ACT concerning

Assisted Living Programs – Licensure Fees

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

House Bill 774 – Delegates Kipke and Bromwell

AN ACT concerning

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 916 – Delegates Sydnor, Barkley, Brooks, Hettleman, Jameson, Stein, Valderrama, and P. Young

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.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 1277 – Delegate Davis

AN ACT concerning

Insurance – Producer Licensing – Examinations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 1315 – Delegates Valderrama, Barkley, and W. Miller

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.

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 2

AMENDED IN THE HOUSE

**Senate Bill 166 – Senator Conway (By Request – Baltimore City Administration)
and Senators Ferguson, McFadden, Nathan–Pulliam, ~~and Robinson~~
Robinson, and Oaks**

AN ACT concerning

Baltimore City – Civilian Review Board

Senator Zirkin moved that the Senate concur in the House amendments.

SB0166/952116/1

BY: House Judiciary Committee

AMENDMENT TO SENATE BILL 166

(Third Reading File Bill)

On page 1, strike beginning with “certain” in line 4 down through “complaint” in line 5 and substitute “a certain time limit on the filing of a certain complaint”; and in line 5, after “Board;” insert “repealing a requirement that a certain complaint be witnessed by a notary public; requiring a certain complaint to be sworn to, under penalty of perjury, by the complainant;”.

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 – 46 Negative – 0 (See Roll Call No. 933)

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 3

AMENDED IN THE HOUSE

Senate Bill 488 – Prince George’s County Senators

EMERGENCY BILL

AN ACT concerning

Prince George’s County – Alcoholic Beverages Regulation Reform Act of 2017

Senator Conway moved that the Senate not concur in the House amendments.

SB0488/763094/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 488

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “after a certain” and substitute “subject to confirmation by the Prince George’s County Council; requiring a confirmation”; strike beginning with the second “;” in line 5 down through “member” in line 8 and substitute “before the Prince George’s County Council 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 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 that the Office of Legislative Audits 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 that certain audit reports 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 COUNTY COUNCIL**”.

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 COUNTY COUNCIL SHALL HOLD A PUBLIC CONFIRMATION HEARING FOR AN INDIVIDUAL NOMINATED TO THE BOARD.

“(II) IF THE COUNTY COUNCIL DOES NOT HOLD A PUBLIC HEARING AS REQUIRED BY SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE NOMINEE SHALL BECOME A MEMBER OF THE BOARD.”

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, after line 13, insert:

“(2) EACH MEMBER OF THE BOARD SHALL HAVE:

(I) LEGAL EXPERIENCE;

(II) PUBLIC SAFETY EXPERIENCE;

(III) REGULATORY EXPERIENCE; OR

(IV) BUSINESS 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 COUNTY COUNCIL 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) IN THIS SECTION, “DIRECT OR INDIRECT INTEREST” MEANS AN INTEREST THAT IS:

(1) PROPRIETARY;

(2) OBTAINED BY A LOAN, MORTGAGE, OR LIEN OR IN ANY OTHER MANNER; OR

(3) BENEFICIALLY OWNED THROUGH AN INVESTMENT VEHICLE, ESTATE, TRUST, OR OTHER INTERMEDIARY WHEN THE BENEFICIARY DOES NOT CONTROL THE INTERMEDIARY OR MAY SUPERVISE OR PARTICIPATE IN THE INTERMEDIARY’S INVESTMENT DECISIONS.

(B) (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.

(C) 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 3 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.”;

and in line 10, strike “3.” and substitute “4.”.

The preceding 2 amendments were read and not concurred in.

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 adopted.

BUDGET AND TAXATION COMMITTEE REPORT NO. 27

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 734 – Senators Kasemeyer, Guzzone, King, Lee, Manno, Peters, and Smith

AN ACT concerning

Sexual Assault Victims Resources Act of 2017

SB0734/949239/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 734

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Smith” and substitute “Smith, Ferguson, Madaleno, and McFadden”; and in line 5, after “budget;” insert “authorizing the Governor, under certain circumstances, to reduce a certain appropriation;”.

AMENDMENT NO. 2

On page 3, in line 27, after “(4)” insert “(I) IF A FEDERALLY RECOGNIZED STATE SEXUAL ASSAULT COALITION AND SEXUAL ASSAULT CRISIS PROGRAM RECEIVE A NEW AWARD OF FUNDS UNDER THE FEDERAL VICTIMS OF CRIME ACT FOR A PURPOSE FOR WHICH FUNDS ARE APPROPRIATED UNDER PARAGRAPHS (2) AND (3) OF THIS SUBSECTION, THE GOVERNOR MAY REDUCE THE APPROPRIATION REQUIRED UNDER PARAGRAPHS (2) AND (3) OF THIS SUBSECTION BY THE AMOUNT RECEIVED UNDER THE FEDERAL VICTIMS OF CRIME ACT.

(II) THE REDUCTION AUTHORIZED UNDER THIS PARAGRAPH MAY NOT EXCEED 40% OF THE APPROPRIATION REQUIRED UNDER PARAGRAPHS (2) AND (3) OF THIS SUBSECTION.

(III) THE GOVERNOR MAY NOT REDUCE THE APPROPRIATION UNDER THIS PARAGRAPH IF THE FUNDS RECEIVED UNDER THE FEDERAL VICTIMS OF CRIME ACT HAVE BEEN AWARDED ON OR BEFORE JUNE 1, 2017, OR ARE AWARDED FOR CONTINUATION OF SERVICES PREVIOUSLY FUNDED BY THE FEDERAL VICTIMS OF CRIME ACT.

(5)".

AMENDMENT NO. 3

On page 5, in line 13, strike the second "AND".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 21

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 341 – Senator Edwards

AN ACT concerning

Vehicle Laws – School Vehicles – Definition

SB0341/298075/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 341

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after "program" insert "in Allegany County or Garret County".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 10 through 12, inclusive; in lines 13 and 17, strike “3.” and “4.”, respectively, and substitute “2.” and “3.”, respectively; and in line 18, after “PROGRAM” insert “IN ALLEGANY COUNTY OR GARRETT COUNTY”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0341/593922/2

BY: Senator Guzzone

AMENDMENT TO SENATE BILL 341, AS AMENDED

In the Judicial Proceedings Committee Amendments (SB0341/298075/1), strike Amendment No. 1 in its entirety; and in line 3 of Amendment No. 2, strike “IN ALLEGANY COUNTY OR GARRETT COUNTY”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 856 – Senators Guzzone, Eckardt, Kagan, Madaleno, Manno, and Mathias

AN ACT concerning

Maryland Legal Services Corporation Funding – Abandoned Property Funds

SB0856/288072/1

BY: Judicial Proceedings Committee

AMENDMENT TO SENATE BILL 856

(First Reading File Bill)

On page 2, in line 2, 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.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 875 – Senator Kelley

AN ACT concerning

Residential Property – Notice of Foreclosure

SB0875/738971/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 875

(First 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 3, in line 11, after “**PROPERTY**” insert “**, IF KNOWN**”.

AMENDMENT NO. 3

On page 4, in line 19, strike “2017” and substitute “2018”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings 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.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 1033 – Senator Eckardt

AN ACT concerning

**Residential Property – Vacant and Abandoned Property – Expedited
Foreclosure**

SB1033/668574/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 1033

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Eckardt” and substitute “Senators Eckardt and Mathias”; in line 7, after “circumstances;” insert “requiring a secured party to send a copy of a certain petition to certain persons under certain circumstances;”; and strike beginning with “order” in line 9 down through “circumstances” in line 15 and substitute “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”.

AMENDMENT NO. 2

On page 3, in line 14, after “(2)” insert “ON FILING A PETITION UNDER THIS SECTION, THE SECURED PARTY SHALL SEND A COPY OF THE PETITION TO THE MORTGAGOR’S OR GRANTOR’S LAST KNOWN ADDRESS AND THE RECORD OWNER OF”

THE PROPERTY BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, AND FIRST-CLASS MAIL.

(3)".

AMENDMENT NO. 3

On page 4, strike beginning with the colon in line 22 down through "**THE**" in line 23 and substitute "**THE**"; in line 23, strike "**OR**"; and strike in their entirety lines 24 through 29, inclusive, and substitute:

"(9) TWO OR MORE CITATIONS HAVE BEEN ISSUED BY A COUNTY OR MUNICIPAL CORPORATION AGAINST THE PROPERTY FOR FAILURE TO MAINTAIN THE PROPERTY AND A HEALTH AND SAFETY ISSUE EXISTS THAT HAS NOT BEEN RECTIFIED;".

On pages 4 and 5, strike in their entirety the lines beginning with line 30 on page 4 through line 2 on page 5, inclusive, and substitute:

"(10) THE PROPERTY HAS BEEN CONDEMNED BY A COUNTY OR MUNICIPAL CORPORATION; OR".

AMENDMENT NO. 4

On page 5, strike in their entirety lines 4 through 10, inclusive; in line 11, strike "**(F)**" and substitute "**(E) (1)**"; in line 14, strike the colon and substitute "**GRANT THE PETITION.**"; and strike in their entirety lines 15 through 25, inclusive, and substitute:

"(2) EXCEPT AS PROVIDED UNDER SUBSECTION (F) OF THIS SECTION, IF THE COURT GRANTS THE PETITION UNDER PARAGRAPH (1) OF THIS SUBSECTION, § 7-105.1 OF THIS SUBTITLE DOES NOT APPLY TO AN ACTION TO FORECLOSE A MORTGAGE OR DEED OF TRUST ON THE RESIDENTIAL PROPERTY THAT IS FOUND TO BE VACANT AND ABANDONED.

(F) (1) A SECURED PARTY FILING AN ORDER TO DOCKET OR COMPLAINT TO FORECLOSE BASED ON A PETITION GRANTED BY A COURT UNDER SUBSECTION (E)(1) OF THIS SECTION SHALL SERVE THE FORECLOSURE DOCUMENTS, ACCOMPANIED BY THE DOCUMENT REQUIRED UNDER PARAGRAPH (4) OF THIS SUBSECTION, BY:

(I) PERSONAL DELIVERY OF THE PAPERS TO THE MORTGAGOR OR GRANTOR; OR

(II) LEAVING THE PAPERS WITH A RESIDENT OF SUITABLE AGE AND DISCRETION AT THE MORTGAGOR'S OR GRANTOR'S DWELLING HOUSE OR USUAL PLACE OF ABODE.

(2) IF AT LEAST TWO GOOD FAITH EFFORTS ON DIFFERENT DAYS TO SERVE THE MORTGAGOR OR GRANTOR UNDER PARAGRAPH (1) OF THIS SUBSECTION HAVE NOT SUCCEEDED, THE SECURED PARTY MAY EFFECT SERVICE BY:

(I) FILING AN AFFIDAVIT WITH THE COURT DESCRIBING THE GOOD FAITH EFFORTS TO SERVE THE MORTGAGOR OR GRANTOR; AND

(II) 1. MAILING A COPY OF ALL THE DOCUMENTS REQUIRED TO BE SERVED UNDER PARAGRAPH (1) OF THIS SUBSECTION BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, AND FIRST-CLASS MAIL TO THE MORTGAGOR'S OR GRANTOR'S LAST KNOWN ADDRESS AND, IF DIFFERENT, TO THE ADDRESS OF THE RESIDENTIAL PROPERTY SUBJECT TO THE MORTGAGE OR DEED OF TRUST; AND

2. POSTING A COPY OF ALL THE DOCUMENTS REQUIRED TO BE SERVED UNDER PARAGRAPH (1) OF THIS SUBSECTION IN A CONSPICUOUS PLACE ON THE RESIDENTIAL PROPERTY SUBJECT TO THE MORTGAGE OR DEED OF TRUST.

(3) THE INDIVIDUAL MAKING SERVICE OF DOCUMENTS UNDER THIS SUBSECTION SHALL FILE PROOF OF SERVICE WITH THE COURT IN ACCORDANCE WITH THE MARYLAND RULES.

(4) THE SERVICE OF DOCUMENTS UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE ACCOMPANIED BY A SEPARATE, CLEARLY MARKED NOTICE, IN THE FORM PRESCRIBED BY REGULATIONS ADOPTED BY THE COMMISSIONER OF FINANCIAL REGULATION, THAT STATES:

(I) THE SIGNIFICANCE OF THE ORDER TO DOCKET OR COMPLAINT TO FORECLOSE; AND

(II) THE RIGHT OF A RECORD OWNER OR OCCUPANT OF THE PROPERTY TO CHALLENGE THE FINDING THAT THE RESIDENTIAL PROPERTY IS VACANT AND ABANDONED.

(5) (I) A CHALLENGE TO THE FINDING THAT THE RESIDENTIAL PROPERTY IS VACANT AND ABANDONED SHALL BE FILED WITH THE COURT IN THE FORECLOSURE PROCEEDING NOT LATER THAN 20 DAYS AFTER SERVICE IS MADE UNDER THIS SUBSECTION.

(II) IF A TIMELY FILED CHALLENGE UNDER THIS SUBSECTION IS UPHeld, THE SECURED PARTY SHALL COMPLY WITH THE REQUIREMENTS OF § 7-105.1 OF THIS SUBTITLE.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 1187 – Senators Cassilly, Brochin, Hough, Norman, and Ready

AN ACT concerning

Criminal Procedure – Life Without Parole – Repeal of Sentencing Proceeding

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 22

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 26 – Delegate Holmes

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.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 219 – Carroll County Delegation

AN ACT concerning

Carroll County – Local Government Tort Claims Act

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 294 – Delegates Dumais, B. Wilson, Anderson, Atterbeary, Fennell,
Hettleman, Kittleman, McComas, Moon, Morhaim, Proctor, Queen,
Sanchez, and Tarlau**

AN ACT concerning

**Public Safety – Regulated Firearms – Definition of Convicted of a Disqualifying
Crime**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 702 – ~~Delegate Holmes~~ Delegates Holmes, Parrott, Angel, Proctor,
Anderton, Barve, Beidle, Cassilly, Clark, Flanagan, Folden, Fraser-Hidalgo,
Frush, Healey, Jalisi, Lafferty, McCray, McMillan, Robinson, Stein, and
Wivell**

AN ACT concerning

**Residential Property – Vacant and Abandoned Property – Expedited
Foreclosure**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 744 – Delegates Kramer and West

AN ACT concerning

Corporations – Maryland General Corporation Law – Miscellaneous Provisions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 844 – Delegates Moon, Anderson, and Conaway

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.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 851 – Delegates Folden, Anderton, Angel, Arentz, Atterbeary, Beidle, Bromwell, Buckel, Carey, Carozza, Cassilly, Davis, Flanagan, Ghrist, Glass, Holmes, Hornberger, S. Howard, Jacobs, Kipke, Krimm, McComas, McConkey, McDonough, Metzgar, Miele, W. Miller, Otto, Pena–Melnik, Rose, Saab, Shoemaker, Simonaire, Szeliga, Tarlau, Vogt, B. Wilson, and C. Wilson

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.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 972 – Delegates Dumais, Barron, Anderson, Atterbeary, Conaway, Moon, Morales, Proctor, Queen, Rosenberg, Sanchez, Sydnor, and B. Wilson

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.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

House Bill 1048 – ~~Delegate Holmes~~ Delegates Holmes and Angel

AN ACT concerning

Residential Property – Notice of Foreclosure

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 35**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1127 – Senators Conway, Ferguson, and McFadden

EMERGENCY BILL

AN ACT concerning

Baltimore City Community College – Restructuring

SB1127/394736/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1127

(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 EMPLOYMENT 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.

AMENDMENT NO. 4

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 4 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB1127/283724/1

BY: Senator Pinsky

AMENDMENTS TO SENATE BILL 1127, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 30, strike “restructuring” and substitute “realignment”.

AMENDMENT NO. 2

On page 6, in line 19, strike the bracket.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1190 – Senators Eckardt and Serafini

AN ACT concerning

Bay Restoration Fund – Upgraded Municipal Wastewater Facilities – Grants

SB1190/194537/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1190

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Municipal”; in the same line, after “Grants” insert “to Counties and Municipalities”; in line 3, strike “certain”; in line 4, after the first “a” insert “county or”; in line 5, strike “municipal”; in line 6, after “circumstances;” insert “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;”; and strike in their entirety lines 8 through 12, inclusive.

AMENDMENT NO. 2

On page 1, in line 14, strike “the Laws of Maryland read as follows”.

On pages 1 through 3, strike in their entirety the lines beginning with line 15 on page 1 through line 2 on page 3, inclusive.

On page 3, in line 3, strike “SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding” and substitute:

“(a) Notwithstanding”;

in lines 5 and 6, strike “that are deposited into the account under § 9–1605.2(h)(2)(i) of the Environment Article”; in line 6, strike “of up to \$2,000,000”; in the same line, after the second “a” insert “county or”; in line 7, strike “municipal”; in line 8, after the first “the” insert “county or”; after line 10, insert:

“(b) The Department of the Environment may award up to \$2,000,000 in grants under this section on a first–come, first–served basis.”;

and in line 11, 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1191 – Senator Manno

AN ACT concerning

Schools and Child Care Centers – State Grant Program – Security Upgrades for Facilities at Risk of Hate Crimes or Attacks

SB1191/344233/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1191

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Manno” and substitute “Senators Manno and Nathan–Pulliam”; 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 Law

Section 10–305

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

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. 3

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 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs 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.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 36**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 73 – Delegate Luedtke

AN ACT concerning

Election Law – Election Judges – Minimum Age ~~and Minimum Compensation~~

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 143 – Chair, Ways and Means Committee (By Request – Departmental
– State Board of Elections)**

AN ACT concerning

Elections – Miscellaneous Duties and Procedures

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 252 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Liquor and Wine

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 253 – Delegates Angel, Morgan, Pena–Melnyk, Pendergrass, and Saab

AN ACT concerning

**State Board of Nursing – Registered Nurses and Licensed Practical Nurses
– Renewal of Licenses – Continuing Education Units**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 397 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Alcoholic Beverages – Licenses

MC 17–17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 464 – Delegates Branch, Barkley, Brooks, Frick, Lisanti, and
Waldstreicher**

EMERGENCY BILL

AN ACT concerning

Alcoholic Beverages – Beer, Wine, and Liquor Exhibition Permit

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 529 – Chair, Ways and Means Committee (By Request – Departmental – State Board of Elections)

AN ACT concerning

Election Law – Political Parties, Candidacy, and Campaign Finance

Senator Hershey moved to make the Bill and Report a Special Order for March 31, 2017.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 626 – Delegates Gilchrist, Miele, Barkley, Bromwell, Buckel, Carr, Chang, Folden, Fraser-Hidalgo, Frush, Healey, Hettleman, Hornberger, Kaiser, Kipke, Kramer, Lam, Long, Luedtke, McComas, McMillan, Metzgar, Morhaim, Patterson, Robinson, Rose, Saab, Vogt, Waldstreicher, K. Young, and P. Young

AN ACT concerning

Agriculture – Animal Shelters – Standards of Care and Protocol Implementation and Enforcement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 708 – ~~Delegate Walker~~ Delegates Walker, Mosby, Ali, A. Washington,
C. Howard, Ebersole, Patterson, Rose, Tarlau, Afzali, Hixson, and Turner**

AN ACT concerning

**State Department of Education – Lacrosse Opportunities Program – Youth
Lacrosse Nonprofit Organizations**

Senator DeGrange moved to make the Bill and Report a Special Order for March 31, 2017.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 797 – Howard County Delegation

AN ACT concerning

Howard County – Alcoholic Beverages – Thresholds for Tasting

Ho. Co. 19–17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 36

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 335 – Senator Rosapepe

AN ACT concerning

Career Apprenticeship Opportunity Act of 2017

SB0335/787170/1

BY: Finance Committee

AMENDMENT TO SENATE BILL 335

(First Reading File Bill)

On page 1, in the sponsor line, strike “Senator Rosapepe” and substitute “Senators Rosapepe, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Oaks, and Reilly”.

On pages 1 through 7, strike in their entirety the lines beginning with line 3 on page 1 through line 2 on page 7, inclusive, and substitute:

“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

(2016 Replacement Volume)

Preamble

WHEREAS, Maryland employers are challenged by shortages of skilled workers in occupations such as information technology, health care, manufacturing, and skilled trades; and

WHEREAS, Many Maryland young people face challenges learning skills that will earn them middle class incomes without taking on excessive college debt; and

WHEREAS, Apprenticeships, which allow young people to earn while they learn, are pathways proven in Maryland, as well as elsewhere in America and the world, to improve competitiveness of workers, employers, and regions; and

WHEREAS, The federal and state governments are committed to expanding access to apprenticeship programs in traditional occupations such as skilled trades and

nontraditional occupations such as information technology, health care, logistics, education, retail, hospitality, and financial services; now, therefore,

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

Article – Education

21–204.

(A) ON OR BEFORE DECEMBER 1, 2017, THE STATE BOARD, IN CONSULTATION WITH THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION AND THE GOVERNOR’S WORKFORCE DEVELOPMENT BOARD, SHALL ESTABLISH, FOR EACH YEAR FOR 2018 THROUGH 2024, INCLUSIVE, STATEWIDE GOALS THAT REACH 45% BY JANUARY 1, 2025, FOR THE PERCENTAGES OF HIGH SCHOOL STUDENTS WHO, PRIOR TO GRADUATION:

(1) COMPLETE A CAREER AND TECHNICAL EDUCATION (CTE) PROGRAM;

(2) EARN INDUSTRY-RECOGNIZED OCCUPATIONAL OR SKILL CREDENTIALS; AND

(3) COMPLETE A REGISTERED YOUTH OR OTHER APPRENTICESHIP.

(B) ON OR BEFORE DECEMBER 1, 2017, THE MARYLAND LONGITUDINAL DATA SYSTEM CENTER AND THE GOVERNOR’S WORKFORCE DEVELOPMENT BOARD SHALL DEVELOP ANNUAL INCOME EARNINGS GOALS FOR HIGH SCHOOL GRADUATES WHO HAVE NOT EARNED AT LEAST A 2-YEAR COLLEGE DEGREE BY AGE 25.

(C) ON OR BEFORE DECEMBER 1, 2017, THE STATE BOARD SHALL DEVELOP A METHOD TO CONSIDER A STUDENT’S ATTAINMENT OF A STATE-APPROVED INDUSTRY CREDENTIAL OR COMPLETION OF AN APPRENTICESHIP PROGRAM AS EQUIVALENT TO EARNING A SCORE OF 3 OR BETTER ON AN ADVANCED PLACEMENT EXAMINATION FOR PURPOSES OF THE MARYLAND ACCOUNTABILITY PROGRAM ESTABLISHED BY THE DEPARTMENT IF THE STUDENT:

(1) (I) WAS ENROLLED IN THE STATE-APPROVED CTE PROGRAM AT THE CONCENTRATOR LEVEL OR HIGHER; AND

(II) SUCCESSFULLY EARNED THE CREDENTIAL ALIGNED WITH THE STATE-APPROVED CTE PROGRAM; OR

(2) SUCCESSFULLY COMPLETED A YOUTH OR OTHER APPRENTICESHIP TRAINING PROGRAM APPROVED BY THE MARYLAND APPRENTICESHIP TRAINING COUNCIL IN ACCORDANCE WITH § 11-405 OF THE LABOR AND EMPLOYMENT ARTICLE.

(D) ON OR BEFORE DECEMBER 1, 2017, AND DECEMBER 1 OF EACH YEAR THEREAFTER, THE STATE BOARD SHALL REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON THE PROGRESS TOWARD ATTAINING THE GOALS ESTABLISHED BY THE STATE BOARD IN ACCORDANCE WITH SUBSECTION (A) OF THIS SECTION AND THE GOALS ESTABLISHED UNDER SUBSECTION (B) OF THIS SECTION.

Article – Labor and Employment

11-102.

(a) There is a Division of Workforce Development and Adult Learning within the Department of Labor, Licensing, and Regulation.

11-103.

(a) The Division shall:

(1) promote apprenticeship and training programs;

(2) administer job training, placement, and service programs;

(3) implement the provisions of the federal Workforce Innovation and Opportunity Act;

(4) administer adult education and literacy services programs;

(5) conduct educational and job skills training programs in adult correctional facilities;

(6) oversee any other units established pursuant to State or federal employment, training, or manpower statutes;

(7) administer those programs assigned to the Division by law or designated by the Secretary; and

(8) administer any community service employment programs delegated to the State under Title V of the federal Older Americans Act of 1965.

(b) The Division shall meet and confer on a regular basis with representatives of the State's community colleges, appointed by the Maryland Association of Community Colleges, and the adult education community, appointed by the Maryland Association for Adult Continuing and Community Education, to assure that adult education and literacy services and job training activities and resources are effectively coordinated.

(C) THE DIVISION SHALL PARTNER WITH STATE DEPARTMENTS AND THEIR EXCLUSIVE REPRESENTATIVES TO IDENTIFY, BEFORE JANUARY 1, 2018, OPPORTUNITIES TO CREATE REGISTERED APPRENTICESHIP PROGRAMS TO HELP ADDRESS THE CAREER WORKFORCE NEEDS OF THOSE DEPARTMENTS.

(D) IN ACCORDANCE WITH THE IDENTIFICATION OF APPRENTICESHIP PROGRAMS UNDER SUBSECTION (C) OF THIS SECTION, THE DIVISION SHALL IDENTIFY OPPORTUNITIES TO CREATE REGISTERED APPRENTICESHIP PROGRAMS, INCLUDING GOALS FOR THE NUMBER OF APPRENTICESHIPS REGISTERED EACH YEAR, TO HELP ADDRESS THE CAREER WORKFORCE NEEDS OF THE STATE.

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

Article – Tax – General

10-741.

(A) IN THIS SECTION, “ELIGIBLE APPRENTICE” MEANS AN INDIVIDUAL WHO:

(1) IS ENROLLED IN AN APPRENTICESHIP TRAINING PROGRAM REGISTERED WITH THE MARYLAND APPRENTICESHIP AND TRAINING COUNCIL IN ACCORDANCE WITH § 11-405 OF THE LABOR AND EMPLOYMENT ARTICLE; AND

(2) HAS BEEN EMPLOYED BY THE TAXPAYER FOR AT LEAST 7 FULL MONTHS OF THE TAXABLE YEAR.

(B) SUBJECT TO THE LIMITATIONS OF THIS SECTION, A TAXPAYER MAY CLAIM A CREDIT AGAINST THE STATE INCOME TAX FOR THE FIRST YEAR OF EMPLOYMENT OF AN ELIGIBLE APPRENTICE.

(C) (1) FOR ANY TAXABLE YEAR, THE CREDIT ALLOWED UNDER THIS SECTION MAY NOT EXCEED THE LESSER OF:

(I) \$1,000 FOR EACH ELIGIBLE APPRENTICE; OR

(II) THE STATE INCOME TAX IMPOSED FOR THE TAXABLE YEAR CALCULATED BEFORE THE APPLICATION OF THE CREDITS ALLOWED UNDER THIS SECTION AND UNDER §§ 10-701 AND 10-701.1 OF THIS SUBTITLE BUT AFTER THE APPLICATION OF ANY OTHER CREDIT ALLOWED UNDER THIS SUBTITLE.

(2) IF THE CREDIT OTHERWISE ALLOWABLE UNDER SUBSECTION (B) OF THIS SECTION EXCEEDS THE LIMIT UNDER PARAGRAPH (1) OF THIS SUBSECTION, AN INDIVIDUAL MAY APPLY THE EXCESS AS A CREDIT AGAINST THE STATE INCOME TAX FOR SUCCEEDING TAXABLE YEARS UNTIL THE FULL AMOUNT OF THE EXCESS IS USED.

(3) FOR ANY TAXABLE YEAR, THE TOTAL AMOUNT OF CREDITS APPROVED BY THE STATE COMPTROLLER UNDER THIS SECTION MAY NOT EXCEED \$500,000.

(D) A TAXPAYER CLAIMING THE CREDIT ALLOWED UNDER THIS SECTION SHALL ATTACH TO THE TAXPAYER'S RETURN, FOR EACH ELIGIBLE APPRENTICE FOR WHICH THE CREDIT IS CLAIMED, PROOF OF:

(1) THE ENROLLMENT OF THE ELIGIBLE APPRENTICE IN A REGISTERED APPRENTICESHIP PROGRAM; AND

(2) THE DURATION OF THE ELIGIBLE APPRENTICE’S EMPLOYMENT BY THE TAXPAYER.

(E) THE STATE COMPTROLLER SHALL ADOPT REGULATIONS TO:

(1) IMPLEMENT THE PROVISIONS OF THIS SECTION; AND

(2) SPECIFY CRITERIA AND PROCEDURES FOR APPLICATION FOR, APPROVAL OF, AND MONITORING CONTINUING ELIGIBILITY FOR THE TAX CREDIT UNDER THIS SECTION.

SECTION 3. AND BE IT FURTHER ENACTED, That the State Department of Education, the Department of Labor, Licensing, and Regulation, and the Maryland Longitudinal Data System Center jointly shall determine ways to expand and analyze available data, including participation in career and technology education courses, relating to individuals who participate in registered apprenticeship training programs. On or before September 1, 2017, the State Department of Education and the Department of Labor, Licensing, and Regulation jointly shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, regarding the results of the discussions and determinations made under this section.

SECTION 4. AND BE IT FURTHER ENACTED, That the Department of Labor, Licensing, and Regulation shall explore ways to combine the Youth Apprenticeship Pilot Program with the Apprenticeship and Training Program. On or before December 1, 2018, the Department shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, regarding its findings and recommendations in this regard.

SECTION 5. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect July 1, 2017, and shall be applicable to all taxable years beginning after December 31, 2016. 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, Section 2 of this Act shall be abrogated and of no further force and effect.

SECTION 6. AND BE IT FURTHER ENACTED, That, except as provided in Section 5 of this Act, this Act shall take effect June 1, 2017.”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance 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.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 699 – Senators Rosapepe, Benson, Madaleno, Manno, Ramirez, and Zucker

AN ACT concerning

Providing Our Workers Education and Readiness (POWER) – Apprenticeship Act

SB0699/937074/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 699

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 21, strike “establishing a certain penalty;” and substitute “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;”.

On page 2, in line 4, strike “17–6A–05” and substitute “17–6A–06”.

AMENDMENT NO. 2

On page 6, strike in their entirety lines 6 through 22, inclusive, and substitute:

“17-6A-06.

(A) A CONTRACTOR OR SUBCONTRACTOR THAT FAILS TO MEET THE REQUIREMENTS OF THIS SUBTITLE SHALL BE LIABLE FOR AN AMOUNT EQUAL TO TWICE THE AMOUNT OF UNPAID APPRENTICESHIP CONTRIBUTIONS REQUIRED BY THIS SUBTITLE.

(B) (1) IN THIS SUBSECTION, “WILLFULLY” MEANS A REPRESENTATION OR AN OMISSION KNOWN TO BE FALSE OR MADE WITH DELIBERATE IGNORANCE OR RECKLESS DISREGARD FOR TRUTH OR FALSITY.

(2) (I) ANY PERSON, FIRM, OR CORPORATION THAT IS FOUND TO HAVE MADE WILLFULLY A FALSE OR FRAUDULENT REPRESENTATION OR OMISSION REGARDING A MATERIAL FACT IN CONNECTION WITH CONTRIBUTIONS REQUIRED BY THIS SUBTITLE SHALL BE LIABLE FOR A CIVIL PENALTY IN AN AMOUNT OF UP TO \$1,000 FOR EACH EMPLOYEE FOR WHOM CONTRIBUTIONS ARE REQUIRED AND EACH FALSIFICATION.

(II) A PENALTY SHALL BE RECOVERABLE IN A CIVIL ACTION AND PAID TO THE STATE.

(C) (1) THE SECRETARY MAY FILE SUIT TO ENFORCE THIS SECTION IN ANY COURT OF COMPETENT JURISDICTION.

(2) IN AN ACTION FILED UNDER THIS SUBSECTION, THE COURT SHALL REQUIRE THE CONTRACTOR OR SUBCONTRACTOR TO PAY THE AMOUNT REQUIRED BY SUBSECTION (A) OF THIS SECTION, INCLUDING INTEREST, REASONABLE COUNSEL FEES, AND COURT COSTS.”.

The preceding 2 amendments were read only.

Senator Ready moved that the Bill and Amendments be laid over under the Rule.

The motion was adopted.

FINANCE COMMITTEE REPORT NO. 37

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 601 – Delegates Kramer, Aumann, Barkley, Branch, Carey, Chang, Cullison, Fennell, Fraser–Hidalgo, Frush, Jameson, Krimm, Morales, Stein, Turner, and Valderrama

AN ACT concerning

Senior Call–Check Service and Notification Program – Establishment

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 1270 – Delegates Waldstreicher, Adams, Brooks, Clippinger, Fennell, Frick, Gutierrez, Hettleman, Lam, R. Lewis, Lierman, Lisanti, Stein, Sydnor, Tarlau, and Mosby

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.

BUDGET AND TAXATION COMMITTEE REPORT NO. 28

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 521 – Senators Ready, Eckardt, Hershey, Mathias, and Norman

AN ACT concerning

Community Colleges – Small Community Colleges – Funding

SB0521/559535/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 521

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Norman” and substitute “Norman, Edwards, Ferguson, Guzzone, King, Madaleno, Manno, McFadden, Peters, and Serafini”.

AMENDMENT NO. 2

On page 2, in lines 8, 9, and 10, in each instance, strike “\$830,000” and substitute “\$1,071,686”; and in lines 11, 12, 13, and 14, in each instance, strike “\$830,000” and substitute “\$647,986”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SENATE RULES COMMITTEE REPORT NO. 10

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs:

**House Bill 106 – Chair, Environment and Transportation Committee (By Request
– Departmental – Housing and Community Development)**

AN ACT concerning

**Department of Housing and Community Development – Homebuyer Education
Requirements**

The Bill was re-referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Judicial Proceedings:

House Bill 676 – Delegate Holmes

AN ACT concerning

**Condominiums – Unenforceability of Certain Provisions of Governing
Documents**

The Bill was re-referred to the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs:

House Bill 879 – The Speaker (By Request – Administration)

AN ACT concerning

Public Integrity Act of 2017

The Bill was re-referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Finance:

House Bill 909 – Delegates Pena-Melnyk, 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

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

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Judicial Proceedings:

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-Melnyk, 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**

The Bill was re-referred to the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Budget and Taxation and the Committee on Judicial Proceedings:

House Bill 1209 – Delegates A. Miller, Anderson, Atterbeary, B. Barnes, Chang, Dumais, Gaines, Gutierrez, Haynes, Hettleman, C. Howard, Jackson, Jones, Kelly, Knotts, Korman, Lafferty, Lam, Lierman, Morales, Pena-Melnyk, Queen, Reznik, Sanchez, Valderrama, Valentino-Smith, C. Wilson, and K. Young

AN ACT concerning

Sexual Assault Victims Resources Act of 2017

The Bill was re-referred to the Committee on Budget and Taxation and the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs:

House Bill 1595 – Delegates Jones and McIntosh

EMERGENCY BILL

AN ACT concerning

Baltimore City Community College – ~~Restructuring~~ Realignment

The Bill was re-referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs:

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

The Bill was re-referred to the Committee on Education, Health, and Environmental Affairs.

QUORUM CALL

The presiding officer announced a quorum call, showing 45 Members present.

(See Roll Call No. 934)

SENATE THIRD READING CALENDAR NO. 14 (GENERAL HOUSE BILLS)

CONSENT NO. 6

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 42	Del. Barkley	Alcoholic Beverages – Class 1 Distillery Licenses	EHE
HB 306 (Emerg)	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – Tasting at Dispensaries MC 19–17	EHE
HB 309	Montgomery County Delegation	Montgomery County – Beer, Wine, and Liquor Festival License MC 7–17	EHE
HB 311	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – Class H–BW Licenses MC 9–17	EHE
HB 560	Montgomery County Delegation	Montgomery County – Alcoholic Beverages Licenses – Hours of Sale MC 8–17	EHE
HB 712	Charles County Delegation	Charles County – Alcoholic Beverages – Selling to Underage Individual – Penalties	EHE

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 929	Del. Beitzel	Garrett County – Alcoholic Beverages – Licenses and Sunday Sales	EHE

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 935)

The Bills were then returned to the House of Delegates.

QUORUM CALL

The presiding officer announced a quorum call, showing 46 Members present.

(See Roll Call No. 936)

ADJOURNMENT

At 12:47 P.M. on motion of Senator Peters the Senate 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 Senate met at 10:57 A.M.

Prayer by Reverend Benjamin Uybengkee, River of Life International Christian Fellowship, guest of Senator Jennings.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 45 Members present.

(See Roll Call No. 939)

On motion of Senator Peters it was ordered that Senators Conway and Norman be excused from today's session.

The Journal of March 30, 2017 was read and approved.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 569 – Senator Steve Waugh:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Ridge Elementary School
in recognition of
winning the Elementary Excellence and STEM Award for the best overall robotics
program during the 2017 Maryland VEX IQ STEM Championship.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 31st day of March 2017.

Read and adopted by a roll call vote as follows:

Affirmative – 41 Negative – 0 (See Roll Call No. 940)

MESSAGE FROM THE HOUSE OF DELEGATES NO. 9**SENATE BILLS PASSED BY YEAS AND NAYS**

BILL NO.	SPONSOR	CONTENT
SB 21	Chair, Finance Committee	Unemployment Insurance – Recovery of Benefits – Collection by Assessment
SB 289	Sen. Middleton	Maryland Insurance Administration – Rate Making for Automobile and Homeowner’s Insurance
SB 479	Sen. Robinson	Baltimore City – Alcoholic Beverages – Marketplace License
SB 534	Sen. Benson	Motor Vehicle Insurance – Discrimination in Underwriting and Rating – Prohibitions
SB 620	Washington County Senators	Washington County – Alcoholic Beverages – Wineries – Special Event Permits
SB 681	Sen. Ramirez	Consumer Protection – Recovering of Bedding – Limitation
SB 867	Sen. Klausmeier	Workers’ Compensation – Failure to Report Accidental Personal Injury – Penalty
SB 1010	Harford County Senators	Harford County – Alcoholic Beverages – Publication of Notices

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

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

MESSAGE FROM THE HOUSE**INTRODUCTORY HOUSE BILLS NO. 32**

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**

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.

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

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 ~~or of a certain overhead transmission line~~ is proposed to be located and to certain public officials; requiring ~~each unit of local government to review the application materials and make a certain determination as to whether~~ the Commission to take final action on the application only after due consideration of the consistency of the application is consistent with the jurisdiction's comprehensive plan and zoning and of certain efforts to resolve certain issues; ~~prohibiting the Commission from holding a public hearing on an application or issuing a certificate of public convenience and necessity if any unit of local government determines that an application is not consistent with the comprehensive plan; applying certain provisions of law regarding consistency with a comprehensive plan to a determination made under this Act; altering a certain definition~~; and generally relating to an application for a certificate of public convenience and necessity.

~~BY repealing and reenacting, with amendments,
Article – Land Use
Section 1–301 and 1–302
Annotated Code of Maryland
(2012 Volume and 2016 Supplement)~~

~~BY repealing and reenacting, without amendments,
Article – Land Use
Section 1–303
Annotated Code of Maryland
(2012 Volume and 2016 Supplement)~~

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section ~~7–207(d)~~ 7–207(c) and (e)
Annotated Code of Maryland
(2010 Replacement Volume and 2016 Supplement)

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

LAID OVER CALENDAR NO. 17

Senate Bill 699 – Senators Rosapepe, Benson, Madaleno, Manno, Ramirez, and Zucker

AN ACT concerning

Providing Our Workers Education and Readiness (POWER) – Apprenticeship Act

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB0699/937074/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 699 (First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 21, strike “establishing a certain penalty;” and substitute “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;”.

On page 2, in line 4, strike “17-6A-05” and substitute “17-6A-06”.

AMENDMENT NO. 2

On page 6, strike in their entirety lines 6 through 22, inclusive, and substitute:

“17-6A-06.

(A) A CONTRACTOR OR SUBCONTRACTOR THAT FAILS TO MEET THE REQUIREMENTS OF THIS SUBTITLE SHALL BE LIABLE FOR AN AMOUNT EQUAL TO TWICE THE AMOUNT OF UNPAID APPRENTICESHIP CONTRIBUTIONS REQUIRED BY THIS SUBTITLE.

(B) (1) IN THIS SUBSECTION, “WILLFULLY” MEANS A REPRESENTATION OR AN OMISSION KNOWN TO BE FALSE OR MADE WITH DELIBERATE IGNORANCE OR RECKLESS DISREGARD FOR TRUTH OR FALSITY.

(2) (I) ANY PERSON, FIRM, OR CORPORATION THAT IS FOUND TO HAVE MADE WILLFULLY A FALSE OR FRAUDULENT REPRESENTATION OR OMISSION REGARDING A MATERIAL FACT IN CONNECTION WITH CONTRIBUTIONS REQUIRED BY THIS SUBTITLE SHALL BE LIABLE FOR A CIVIL PENALTY IN AN AMOUNT OF UP TO \$1,000 FOR EACH EMPLOYEE FOR WHOM CONTRIBUTIONS ARE REQUIRED AND EACH FALSIFICATION.

(II) A PENALTY SHALL BE RECOVERABLE IN A CIVIL ACTION AND PAID TO THE STATE.

(C) (1) THE SECRETARY MAY FILE SUIT TO ENFORCE THIS SECTION IN ANY COURT OF COMPETENT JURISDICTION.

(2) IN AN ACTION FILED UNDER THIS SUBSECTION, THE COURT SHALL REQUIRE THE CONTRACTOR OR SUBCONTRACTOR TO PAY THE AMOUNT REQUIRED BY SUBSECTION (A) OF THIS SECTION, INCLUDING INTEREST, REASONABLE COUNSEL FEES, AND COURT COSTS.”.

The preceding 2 amendments were read only.

Senator Ready moved to make the Bill and Amendments a Special Order for the end of today's business.

The motion was adopted.

BUDGET AND TAXATION COMMITTEE REPORT NO. 30

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation 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.

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 4

AMENDED IN THE HOUSE

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

Senator Middleton moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 44 Negative – 0 (See Roll Call No. 941)

SENATE THIRD READING CALENDAR NO. 66 (GENERAL SENATE BILLS)

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

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

Affirmative – 44 Negative – 0 (See Roll Call No. 942)

The Bill was then sent to the House of Delegates.

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 – 44 Negative – 0 (See Roll Call No. 943)

The Bill was then sent to the House of Delegates.

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 – 44 Negative – 0 (See Roll Call No. 944)

The Bill was then sent to the House of Delegates.

Senate Bill 527 – Senator Middleton

AN ACT concerning

Credit Regulation – Unsecured Open End Credit Plans – Fees and Charges

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

Affirmative – 40 Negative – 5 (See Roll Call No. 945)

The Bill was then sent to the House of Delegates.

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 – 45 Negative – 0 (See Roll Call No. 946)

The Bill was then sent to the House of Delegates.

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 – 33 Negative – 12 (See Roll Call No. 947)

The Bill was then sent to the House of Delegates.

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 – 45 Negative – 0 (See Roll Call No. 948)

The Bill was then sent to the House of Delegates.

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 – 45 Negative – 0 (See Roll Call No. 949)

The Bill was then sent to the House of Delegates.

Senate Bill 1033 – ~~Senator Eckardt~~ Senators Eckardt and Mathias

AN ACT concerning

**Residential Property – Vacant and Abandoned Property – Expedited
Foreclosure**

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

Affirmative – 45 Negative – 0 (See Roll Call No. 950)

The Bill was then sent to the House of Delegates.

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 – 45 Negative – 0 (See Roll Call No. 951)

The Bill was then sent to the House of Delegates.

Senate Bill 1187 – Senators Cassilly, Brochin, Hough, Norman, and Ready

AN ACT concerning

Criminal Procedure – Life Without Parole – Repeal of Sentencing Proceeding

Senator Zirkin moved to make the Bill a Special Order for April 4, 2017.

The motion was adopted.

Senate Bill 1190 – Senators Eckardt and Serafini

AN ACT concerning

**Bay Restoration Fund – Upgraded ~~Municipal~~ Wastewater Facilities – Grants to
Counties and Municipalities**

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

Affirmative – 45 Negative – 0 (See Roll Call No. 952)

The Bill was then sent to the House of Delegates.

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 – 44 Negative – 1 (See Roll Call No. 953)

The Bill was then sent to the House of Delegates.

Senate Joint Resolution 8 – Senator Pinsky

A Senate 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 – 35 Negative – 10 (See Roll Call No. 954)

The Bill was then sent to the House of Delegates.

FINANCE COMMITTEE REPORT NO. 38

CONSENT NO. 55

Senator Middleton, Chair, for the Committee on Finance reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 137	FAV	Chair, Economic Matters Committee	Unemployment Insurance – Recovery of Benefits – Collection by Assessment
HB 141	FAV	Chair, Economic Matters Committee	Unemployment Insurance – Eligibility for Benefits – Business Operation Closings
HB 1294	FAV	Del. Valderrama	Workers' Compensation – Permanent Total Disability – Survival of Claim
HB 1476	FAV	Del. Glenn	Workers' Compensation – Failure to Report Accidental Personal Injury – Penalty

Favorable report adopted on all of the preceding bills.

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

FINANCE COMMITTEE REPORT NO. 39

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

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

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.”.

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 adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

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 adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 132 – Chair, Health and Government Operations Committee (By Request – Departmental – Aging)

AN ACT concerning

Long-Term Care Ombudsman Program – Regulations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 135 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Unemployment Insurance – Electronic Transmission of Information and Documents – Authority

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 139 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Unemployment Insurance – Employer Determinations – Process and Appeal Rights

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 146 – Chair, Health and Government Operations Committee (By Request – Departmental – Aging)

AN ACT concerning

Secretary of Aging – Administration of Commodity Supplemental Food Program and Regulatory Authority

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 147 – Chair, Health and Government Operations Committee (By Request – Departmental – Aging)

AN ACT concerning

Healthy Aging Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 149 – Chair, Environment and Transportation Committee (By Request
– Departmental – Transportation)**

AN ACT concerning

**Transportation – Light Rail and Metro Subway – State Safety Oversight
Authority**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 154 – Chair, Health and Government Operations Committee (By
Request – Departmental – Maryland Insurance Administration)**

AN ACT concerning

Insurance – Pharmacy Benefits Managers – Registration Expiration Date

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 40

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 167 – Delegates McCray, Anderton, Barron, Cassilly, Hayes, Knotts,
Moon, Stein, and Wivell**

AN ACT concerning

**Counties and Municipalities – At-Will Supervisory Employees – Residency
Requirements**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 182 – Chair, Economic Matters Committee (By Request – Departmental
– Labor, Licensing and Regulation)**

AN ACT concerning

**Commissioner of Financial Regulation and State Collection Agency Licensing
Board – Licensees – Revisions**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

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**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 285 – Delegates Korman, Barron, Angel, Barkley, B. Barnes, D. Barnes, Barve, Carr, Cullison, Davis, Dumais, Fennell, Fraser-Hidalgo, Frick, Frush, Gaines, Gilchrist, Gutierrez, Healey, Hixson, Holmes, C. Howard, Jackson, Kaiser, Kelly, Knotts, Kramer, Krimm, Luedtke, A. Miller, Moon, Morales, Pena-Melnyk, Platt, Proctor, Queen, Reznik, Robinson, Sanchez, Tarlau, Valderrama, Valentino-Smith, Vallario, Waldstreicher, Walker, and A. Washington

AN ACT concerning

Washington Metrorail Safety Commission Membership Act

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 298 – Delegates Kelly, Angel, and Platt

AN ACT concerning

**Health Insurance – Licensed Clinical Professional Art Therapists –
Reimbursement**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 498 – Delegate Hettleman

AN ACT concerning

**Health Care Decisions Act – Advance Directives and Surrogate Decision Making
– Disqualified Individuals**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

**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-Melnyk,
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)**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

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~~**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 29

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 194 – St. Mary’s County Delegation

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.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 302 – Delegates Jacobs, Arentz, and Ghrist

AN ACT concerning

Kent County – Property Tax Credit – Commerce Zones

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 431 – St. Mary’s County Delegation

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.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 873 – Delegates Carey and Lisanti

AN ACT concerning

Income Tax Credit – Security Clearances – Employer Costs – Extension

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 1439 – Calvert County Delegation

AN ACT concerning

Calvert County – Bonding Authority

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 43**House Bill 529 – Chair, Ways and Means Committee (By Request – Departmental
– State Board of Elections)**

AN ACT concerning

Election Law – Political Parties, Candidacy, and Campaign Finance

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**House Bill 708 – ~~Delegate Walker~~ Delegates Walker, Mosby, Ali, A. Washington,
C. Howard, Ebersole, Patterson, Rose, Tarlau, Afzali, Hixson, and Turner**

AN ACT concerning

**State Department of Education – Lacrosse Opportunities Program – Youth
Lacrosse Nonprofit Organizations**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 44 Members present.

(See Roll Call No. 955)

SENATE THIRD READING CALENDAR NO. 15 (GENERAL HOUSE BILLS)

House Bill 73 – Delegate Luedtke

AN ACT concerning

Election Law – Election Judges – Minimum Age ~~and Minimum Compensation~~

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

Affirmative – 40 Negative – 4 (See Roll Call No. 956)

The Bill was then returned to the House of Delegates.

House Bill 76 – Delegates McCray, Anderson, Clippinger, Conaway, Glenn, Hayes, Haynes, Lierman, Oaks, Rosenberg, M. Washington, ~~and Lewis~~ Lewis, and McIntosh

AN ACT concerning

Baltimore City Public Schools – Capital Project Scoring System

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

Affirmative – 44 Negative – 0 (See Roll Call No. 957)

The Bill was then returned to the House of Delegates.

House Bill 143 – Chair, Ways and Means Committee (By Request – Departmental – State Board of Elections)

AN ACT concerning

Elections – Miscellaneous Duties and Procedures

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

Affirmative – 44 Negative – 0 (See Roll Call No. 958)

The Bill was then returned to the House of Delegates.

House Bill 153 – The Speaker (By Request – Administration)

AN ACT concerning

Creation of a State Debt – Qualified Zone Academy Bonds

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

Affirmative – 44 Negative – 0 (See Roll Call No. 959)

The Bill was then returned to the House of Delegates.

House Bill 252 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Liquor and Wine

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

Affirmative – 44 Negative – 0 (See Roll Call No. 960)

The Bill was then returned to the House of Delegates.

House Bill 253 – Delegates Angel, Morgan, Pena–Melnyk, Pendergrass, and Saab

AN ACT concerning

**State Board of Nursing – Registered Nurses and Licensed Practical Nurses
– Renewal of Licenses – Continuing Education Units**

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

Affirmative – 44 Negative – 0 (See Roll Call No. 961)

The Bill was then returned to the House of Delegates.

House Bill 397 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Alcoholic Beverages – Licenses

MC 17-17

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

Affirmative – 45 Negative – 0 (See Roll Call No. 962)

The Bill was then returned to the House of Delegates.

House Bill 464 – Delegates Branch, Barkley, Brooks, Frick, Lisanti, and Waldstreicher

EMERGENCY BILL

AN ACT concerning

Alcoholic Beverages – Beer, Wine, and Liquor Exhibition Permit

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

Affirmative – 44 Negative – 0 (See Roll Call No. 963)

The Bill was then returned to the House of Delegates.

House Bill 601 – Delegates Kramer, Aumann, Barkley, Branch, Carey, Chang, Cullison, Fennell, Fraser-Hidalgo, Frush, Jameson, Krimm, Morales, Stein, Turner, and Valderrama

AN ACT concerning

Senior Call-Check Service and Notification Program – Establishment

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

Affirmative – 44 Negative – 0 (See Roll Call No. 964)

The Bill was then returned to the House of Delegates.

House Bill 626 – Delegates Gilchrist, Miele, Barkley, Bromwell, Buckel, Carr, Chang, Folden, Fraser-Hidalgo, Frush, Healey, Hettleman, Hornberger, Kaiser, Kipke, Kramer, Lam, Long, Luedtke, McComas, McMillan, Metzgar, Morhaim, Patterson, Robinson, Rose, Saab, Vogt, Waldstreicher, K. Young, and P. Young

AN ACT concerning

Agriculture – Animal Shelters – Standards of Care and Protocol Implementation and Enforcement

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

Affirmative – 45 Negative – 0 (See Roll Call No. 965)

The Bill was then returned to the House of Delegates.

House Bill 797 – Howard County Delegation

AN ACT concerning

Howard County – Alcoholic Beverages – Thresholds for Tasting

Ho. Co. 19–17

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

Affirmative – 45 Negative – 0 (See Roll Call No. 966)

The Bill was then returned to the House of Delegates.

House Bill 851 – Delegates Folden, Anderton, Angel, Arentz, Atterbeary, Beidle, Bromwell, Buckel, Carey, Carozza, Cassilly, Davis, Flanagan, Ghrist, Glass, Holmes, Hornberger, S. Howard, Jacobs, Kipke, Krimm, McComas, McConkey, McDonough, Metzgar, Miele, W. Miller, Otto, Pena–Melnik, Rose, Saab, Shoemaker, Simonaire, Szeliga, Tarlau, Vogt, B. Wilson, and C. Wilson

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 – 45 Negative – 0 (See Roll Call No. 967)

The Bill was then returned to the House of Delegates.

House Bill 1270 – Delegates Waldstreicher, Adams, Brooks, Clippinger, Fennell, Frick, Gutierrez, Hettleman, Lam, R. Lewis, Lierman, Lisanti, Stein, Sydnor, Tarlau, and Mosby

AN ACT concerning

Credit Regulation – Unsecured Open End Credit Plans – Fees and Charges

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

Affirmative – 41 Negative – 4 (See Roll Call No. 969)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 16 (GENERAL HOUSE BILLS)

CONSENT NO. 7

Senator Zirkin moved to make the Calendar a Special Order for April 4, 2017.

The motion was adopted.

SENATE THIRD READING CALENDAR NO. 17 (GENERAL HOUSE BILLS)

House Bill 128 – Chair, Health and Government Operations Committee (By Request – Departmental – Disabilities)

AN ACT concerning

State Disabilities Plan and Interagency Disabilities Board – Revisions

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

Affirmative – 45 Negative – 0 (See Roll Call No. 970)

The Bill was then returned to the House of Delegates.

House Bill 136 – Chair, Economic Matters Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Insurance – Public Adjusters

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

Affirmative – 45 Negative – 0 (See Roll Call No. 971)

The Bill was then returned to the House of Delegates.

House Bill 140 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

State Commission of Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors – Supervision of Appraiser Trainees

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

Affirmative – 45 Negative – 0 (See Roll Call No. 972)

The Bill was then returned to the House of Delegates.

House Bill 190 – Delegates Queen ~~and Sample-Hughes~~, Sample-Hughes, K. Young, and Angel

AN ACT concerning

Mammography Centers – Dense Breast Tissue – Notification of Breast Cancer Screening Options

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

Affirmative – 45 Negative – 0 (See Roll Call No. 973)

The Bill was then returned to the House of Delegates.

House Bill 198 – Charles County Delegation

AN ACT concerning

Junk Dealers and Scrap Metal Processors – Cell Tower Batteries – Required Record

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

Affirmative – 44 Negative – 0 (See Roll Call No. 974)

The Bill was then returned to the House of Delegates.

House Bill 232 – Delegates McKay, Anderton, Beitzel, Buckel, Chang, Gutierrez, Haynes, Jackson, Krebs, McConkey, McCray, Parrott, Sophocleus, B. Wilson, Wivell, and P. Young

AN ACT concerning

Correctional Services – Commissioner’s Duties – Staffing Report

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

Affirmative – 44 Negative – 0 (See Roll Call No. 975)

The Bill was then returned to the House of Delegates.

House Bill 443 – Delegates West, Bromwell, Cullison, Kelly, Metzgar, and Miele

AN ACT concerning

Assisted Living Programs – Licensure Fees

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

Affirmative – 45 Negative – 0 (See Roll Call No. 976)

The Bill was then returned to the House of Delegates.

House Bill 774 – Delegates Kipke and Bromwell

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 – 45 Negative – 0 (See Roll Call No. 977)

The Bill was then returned to the House of Delegates.

**House Bill 916 – Delegates Sydnor, Barkley, Brooks, Hettleman, Jameson, Stein,
Valderrama, and P. Young**

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 – 45 Negative – 0 (See Roll Call No. 978)

The Bill was then returned to the House of Delegates.

House Bill 1048 – ~~Delegate Holmes~~ Delegates Holmes and Angel

AN ACT concerning

Residential Property – Notice of Foreclosure

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

Affirmative – 45 Negative – 0 (See Roll Call No. 979)

The Bill was then returned to the House of Delegates.

House Bill 1134 – Delegates Frick, Barve, Branch, Ebersole, Jones, Kaiser, Korman, Krimm, Lierman, Luedtke, McCray, Morhaim, Pena–Melnik, Stein, Tarlau, Turner, Valentino–Smith, Wilkins, and K. Young

AN ACT concerning

Maryland Financial Consumer Protection Commission

FLOOR AMENDMENT

HB1134/433423/1

BY: Senator Ready

AMENDMENT TO HOUSE BILL 1134

(Third Reading File Bill)

On page 3, in line 25, strike “and”; and in line 27, after “services” insert “; and

(3) assess and provide a recommendation regarding whether the federal government should conduct an audit of the Federal Reserve Board”.

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

Affirmative – 14 Negative – 31 (See Roll Call No. 981)

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

Affirmative – 32 Negative – 13 (See Roll Call No. 982)

The Bill was then returned to the House of Delegates.

House Bill 1277 – Delegate Davis

AN ACT concerning

Insurance – Producer Licensing – Examinations

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

Affirmative – 45 Negative – 0 (See Roll Call No. 983)

The Bill was then returned to the House of Delegates.

House Bill 1315 – Delegates Valderrama, Barkley, and W. Miller

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 – 45 Negative – 0 (See Roll Call No. 984)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 18 (GENERAL HOUSE BILLS)

CONSENT NO. 8

Senator Zirkin moved to make the Calendar a Special Order for April 4, 2017.

The motion was adopted.

THIRD READING CALENDAR – HOUSE NO. 19

House Bill 26 – Delegate Holmes

AN ACT concerning

**Real Property – Notices of Foreclosure Sale and Postponement or Cancellation
of Foreclosure Sale**

Senator Zirkin moved to make the Bill a Special Order for April 4, 2017.

The motion was adopted.

House Bill 219 – Carroll County Delegation

AN ACT concerning

Carroll County – Local Government Tort Claims Act

Senator Zirkin moved to make the Bill a Special Order for April 4, 2017.

The motion was adopted.

House Bill 251 – Carroll County Delegation

AN ACT concerning

Carroll County – Public Facilities Bonds

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

Affirmative – 45 Negative – 0 (See Roll Call No. 985)

The Bill was then returned to the House of Delegates.

House Bill 287 – ~~Delegate Hixson~~ Delegates Hixson, Haynes, Walker, Branch, Mosby, Tarlau, A. Washington, M. Washington, C. Howard, Turner, Ebersole, Patterson, D. Barnes, Simonaire, Wilkins, and Ali

AN ACT concerning

Hunger-Free Schools Act of 2017

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

Affirmative – 44 Negative – 0 (See Roll Call No. 986)

The Bill was then returned to the House of Delegates.

House Bill 294 – Delegates Dumais, B. Wilson, Anderson, Atterbeary, Fennell, Hettleman, Kittleman, McComas, Moon, Morhaim, Proctor, Queen, Sanchez, and Tarlau

AN ACT concerning

Public Safety – Regulated Firearms – Definition of Convicted of a Disqualifying Crime

Senator Zirkin moved to make the Bill a Special Order for April 4, 2017.

The motion was adopted.

House Bill 342 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Property Tax Credit for Qualified Enterprise Zone
Property – Extension**

MC 3-17

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

Affirmative – 45 Negative – 0 (See Roll Call No. 987)

The Bill was then returned to the House of Delegates.

**House Bill 441 – Delegate Anderson (By Request – Baltimore City Administration)
and Delegate McIntosh**

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 – 45 Negative – 0 (See Roll Call No. 988)

The Bill was then returned to the House of Delegates.

**House Bill 644 – Delegates Luedtke, Barkley, Cullison, Ebersole, Fraser-Hidalgo,
Gilchrist, Kelly, Korman, Kramer, Metzgar, Moon, Reznik, Robinson,
Tarlau, A. Washington, and Wilkins**

AN ACT concerning

Independent Living Tax Credit Act

Senator Bates moved to make the Bill a Special Order for April 4, 2017.

The motion was adopted.

**House Bill 702 – ~~Delegate Holmes~~ Delegates Holmes, Parrott, Angel, Proctor,
Anderton, Barve, Beidle, Cassilly, Clark, Flanagan, Folden, Fraser-Hidalgo,
Frush, Healey, Jalisi, Lafferty, McCray, McMillan, Robinson, Stein, and
Wivell**

AN ACT concerning

**Residential Property – Vacant and Abandoned Property – Expedited
Foreclosure**

Senator Zirkin moved to make the Bill a Special Order for April 4, 2017.

The motion was adopted.

**House Bill 717 – Chair, Appropriations Committee (By Request – Departmental –
University System of Maryland)**

AN ACT concerning

Academic Facilities Bonding Authority

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

Affirmative – 45 Negative – 0 (See Roll Call No. 989)

The Bill was then returned to the House of Delegates.

House Bill 744 – Delegates Kramer and West

AN ACT concerning

Corporations – Maryland General Corporation Law – Miscellaneous Provisions

Senator Zirkin moved to make the Bill a Special Order for April 4, 2017.

The motion was adopted.

House Bill 844 – Delegates Moon, Anderson, and Conaway

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**

Senator Zirkin moved to make the Bill a Special Order for April 4, 2017.

The motion was adopted.

**House Bill 972 – Delegates Dumais, Barron, Anderson, Atterbeary, Conaway,
Moon, Morales, Proctor, Queen, Rosenberg, Sanchez, Sydnor, and B. Wilson**

AN ACT concerning

Civil Cases – Maryland Legal Services Corporation Fund – Surcharges – Repeal of Sunset

Senator Zirkin moved to make the Bill a Special Order for April 4, 2017.

The motion was adopted.

House Bill 1104 – Delegates Hixson, Gutierrez, and M. Washington

AN ACT concerning

Inheritance Tax – Exemption – Evidence of Domestic Partnership

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

Affirmative – 45 Negative – 0 (See Roll Call No. 990)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 20 (GENERAL HOUSE BILLS)**CONSENT NO. 9**

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 233	Del. Barron	Disclosure of Medical Records – Guardian Ad Litem – Victims of Crime or Delinquent Acts	FIN
HB 403	Del. Pendergrass	Maryland Patient Referral Law – Comp Arrangements Under Federally Approved Programs and Models	FIN
HB 769	Del. West	Maryland Caregivers Support Coordinating Council – Renaming and Altering Membership and Duties	FIN
HB 775	Del. Kelly	Public Health – Maternal Mental Health	FIN
HB 959	Del. Kramer	Commercial Law – Consumer Protection – Door-to-Door Sales	FIN

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 1093	Del. K. Young	Substance Use Treatment – Inpatient and Intensive Outpatient Programs – Consent by Minor	FIN
HB 1127	Del. Kelly	Health Insurance – Coverage Requirements for Behavioral Health Disorders – Modifications	FIN
HB 1484	Del. Glenn	Workers’ Compensation – Medical Benefits – Payment of Medical Services and Treatment	FIN

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 45 Negative – 0 (See Roll Call No. 991)

The Bills were then returned to the House of Delegates.

SPECIAL ORDERS

Senate Bill 699 – Senators Rosapepe, Benson, Madaleno, Manno, Ramirez, and Zucker

AN ACT concerning

Providing Our Workers Education and Readiness (POWER) – Apprenticeship Act

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB0699/937074/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 699
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 21, strike “establishing a certain penalty;” and substitute “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;”.

On page 2, in line 4, strike “17-6A-05” and substitute “17-6A-06”.

AMENDMENT NO. 2

On page 6, strike in their entirety lines 6 through 22, inclusive, and substitute:

“17-6A-06.

(A) A CONTRACTOR OR SUBCONTRACTOR THAT FAILS TO MEET THE REQUIREMENTS OF THIS SUBTITLE SHALL BE LIABLE FOR AN AMOUNT EQUAL TO TWICE THE AMOUNT OF UNPAID APPRENTICESHIP CONTRIBUTIONS REQUIRED BY THIS SUBTITLE.

(B) (1) IN THIS SUBSECTION, “WILLFULLY” MEANS A REPRESENTATION OR AN OMISSION KNOWN TO BE FALSE OR MADE WITH DELIBERATE IGNORANCE OR RECKLESS DISREGARD FOR TRUTH OR FALSITY.

(2) (I) ANY PERSON, FIRM, OR CORPORATION THAT IS FOUND TO HAVE MADE WILLFULLY A FALSE OR FRAUDULENT REPRESENTATION OR OMISSION REGARDING A MATERIAL FACT IN CONNECTION WITH CONTRIBUTIONS REQUIRED BY THIS SUBTITLE SHALL BE LIABLE FOR A CIVIL PENALTY IN AN AMOUNT OF UP TO \$1,000 FOR EACH EMPLOYEE FOR WHOM CONTRIBUTIONS ARE REQUIRED AND EACH FALSIFICATION.

(II) A PENALTY SHALL BE RECOVERABLE IN A CIVIL ACTION AND PAID TO THE STATE.

(C) (1) THE SECRETARY MAY FILE SUIT TO ENFORCE THIS SECTION IN ANY COURT OF COMPETENT JURISDICTION.

(2) IN AN ACTION FILED UNDER THIS SUBSECTION, THE COURT SHALL REQUIRE THE CONTRACTOR OR SUBCONTRACTOR TO PAY THE AMOUNT REQUIRED BY SUBSECTION (A) OF THIS SECTION, INCLUDING INTEREST, REASONABLE COUNSEL FEES, AND COURT COSTS.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0699/263326/1

BY: Senator Ready

AMENDMENTS TO SENATE BILL 699, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Finance Committee Amendments (SB0699/937074/1), in lines 2 and 5 of Amendment No. 1, in each instance, strike “or subcontractor”.

On page 1 of the Finance Committee Amendments, in line 3 of Amendment No. 2, strike “**OR SUBCONTRACTOR**”.

On page 2 of the Finance Committee Amendments, in line 10 of Amendment No. 2, strike “**OR SUBCONTRACTOR**”.

AMENDMENT NO. 2

On page 1 of the bill, in lines 4 and 14, in each instance, strike “or subcontractor”; in lines 8 and 9, strike “or subcontractor”; and in lines 11, 12, and 23, in each instance, strike “and subcontractors”.

On page 3 of the bill, in lines 16 and 17, strike “, **OR THE CONTRACTOR AND A SUBCONTRACTOR**”.

On page 4, in lines 8, 18, 21, and 24, in each instance, strike “**OR SUBCONTRACTOR**”; in lines 12 and 13, strike “**OR SUBCONTRACTOR**”; and in lines 27 and 28, strike “**OR SUBCONTRACTOR**”.

On page 5, in lines 1 and 2, strike “OR SUBCONTRACTOR”; in lines 4, 10, 12, 27, 29, and 32, in each instance, strike “OR SUBCONTRACTOR”; and in line 19, strike “OR SUBCONTRACTORS”.

On page 6, in lines 13, 15, and 16, in each instance, strike “CONTRACTOR OR SUBCONTRACTOR’S” and substitute “CONTRACTOR’S”; and in lines 18 and 21, in each instance, strike “OR SUBCONTRACTOR”.

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

Affirmative – 17 Negative – 27 (See Roll Call No. 992)

FLOOR AMENDMENT

SB0699/153620/1

BY: Senator Bates

AMENDMENT TO SENATE BILL 699

(First Reading File Bill)

On page 4, in line 26, strike “**25**” and substitute “**10**”.

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

Affirmative – 15 Negative – 30 (See Roll Call No. 993)

FLOOR AMENDMENT

SB0699/113725/2

BY: Senator Cassilly

AMENDMENT TO SENATE BILL 699

(First Reading File Bill)

On page 3, in line 17, strike “AND”; and in line 18, after “MORE” insert “**;AND**”

(IV) FOR WHICH THE STATE IS PROVIDING MORE THAN 25% OF THE FUNDING FOR THE PROJECT”.

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

Affirmative – 15 Negative – 30 (See Roll Call No. 994)

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 45 Members present.

(See Roll Call No. 995)

ADJOURNMENT

At 1:08 P.M. on motion of Senator Peters the Senate adjourned until 8:00 P.M. on Legislative Day March 28, 2017, Calendar Day, Monday, April 3, 2017 in memory of Vernon Gauss.

Annapolis, Maryland
Legislative Day: March 28, 2017
Calendar Day: Monday, April 3, 2017
8:00 P.M. Session

The Senate met at 8:01 P.M.

Prayer by Senator Salling.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 998)

The Journal of March 31, 2017 was read and approved.

MESSAGE FROM THE HOUSE OF DELEGATES NO. 10

SENATE BILLS PASSED BY YEAS AND NAYS

BILL NO.	SPONSOR	CONTENT
SB 101	Sen. Waugh	St. Mary's County – Licensing and Operation of Amusement Devices – Repeal
SB 111	Sen. McFadden	Recordation and Transfer Taxes – Exmptns – Property Conveyed From Sole Proprietorship to LLC
SB 145	Sen. Pinsky	Education – Statewide Kindergarten Assessment – Completion
SB 201	Sen. King	Education – Fire Drill Requirements – State Fire Prevention Code
SB 297	Sen. Waugh	St. Mary's County – Tax Exemptions – Repeal of Local Provisions
SB 359	Sen. Madaleno	Ed – Md Mls for Achvmnt In–Clstrm Brkfst Prgrm – Admin (Md Mls for Achvmnt for Teens Act of 2017)

BILL NO.	SPONSOR	CONTENT
SB 361	Sen. Madaleno	Hunger–Free Schools Act of 2017
SB 397	Sen. Edwards	Local Income Tax Overpayments – Local Reserve Account Repayment – Forgiveness
SB 485	Sen. Serafini	Education – Remote Classroom Technology Grant Program – Establishment (Peyton’s Bill)
SB 497	Chair, Budget and Taxation Committee	Gaming – Video Lottery Facilities – Operation License Renewal Term and Local Dvlp Council Mbrshp
SB 498	Chair, Budget and Taxation Committee	Video Lottery Terminals – Small, Minority, and Women–Owned Businesses Account – Trnsfr of Athrty
SB 518	Sen. Young	Frederick County – Gaming Events – Sunday Hours of Operation
SB 569	Charles County Senators	Charles County – Property Tax Credit – Priority Funding Areas
SB 929	Sen. Astle	Commercial Law – Consumer Protection – Door–to–Door Sales

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

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

MESSAGE FROM THE HOUSE

INTRODUCTORY HOUSE BILLS NO. 33

House Bill 813 – Delegates Bromwell, Buckel, and M. Washington

AN ACT concerning

State Lottery Tickets – Internet Sales – Prohibition

FOR the purpose of prohibiting the State Lottery and Gaming Control Agency from allowing the establishment of any system or program that allows a person to purchase a State lottery ticket through an electronic device that connects to the Internet; and generally relating to the sale of State lottery tickets.

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–101(b)
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

BY adding to
Article – State Government
Section 9–111(e)
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

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

SENATE THIRD READING CALENDAR NO. 67 (GENERAL SENATE BILLS)

Senate Bill 699 – Senators Rosapepe, Benson, Madaleno, Manno, Ramirez, and Zucker

AN ACT concerning

Providing Our Workers Education and Readiness (POWER) – Apprenticeship Act

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

Affirmative – 29 Negative – 17 (See Roll Call No. 999)

The Bill was then sent to the House of Delegates.

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 – 46 Negative – 0 (See Roll Call No. 1000)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 21 (GENERAL HOUSE BILLS)

CONSENT NO. 10

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 194	St. Mary's County Delegation	St. Mary's County – Licensing and Operation of Amusement Devices – Repeal	B&T
HB 302	Del. Jacobs	Kent County – Property Tax Credit – Commerce Zones	B&T
HB 431	St. Mary's County Delegation	St. Mary's County – Tax Exemptions – Repeal of Local Provisions	B&T
HB 873	Del. Carey	Income Tax Credit – Security Clearances – Employer Costs – Extension	B&T
HB 1439	Calvert County Delegation	Calvert County – Bonding Authority	B&T

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 1001)

The Bills were then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 22 (GENERAL HOUSE BILLS)

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

FLOOR COMMITTEE AMENDMENT

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 adopted.

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

Affirmative – 29 Negative – 18 (See Roll Call No. 1002)

The Bill was then returned to the House of Delegates.

House Bill 132 – Chair, Health and Government Operations Committee (By Request – Departmental – Aging)

AN ACT concerning

Long-Term Care Ombudsman Program – Regulations

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1003)

The Bill was then returned to the House of Delegates.

**House Bill 135 – Chair, Economic Matters Committee (By Request – Departmental
– Labor, Licensing and Regulation)**

AN ACT concerning

**Unemployment Insurance – Electronic Transmission of Information and
Documents – Authority**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1004)

The Bill was then returned to the House of Delegates.

**House Bill 139 – Chair, Economic Matters Committee (By Request – Departmental
– Labor, Licensing and Regulation)**

AN ACT concerning

**Unemployment Insurance – Employer Determinations – Process and Appeal
Rights**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1005)

The Bill was then returned to the House of Delegates.

**House Bill 146 – Chair, Health and Government Operations Committee (By
Request – Departmental – Aging)**

AN ACT concerning

**Secretary of Aging – Administration of Commodity Supplemental Food Program
and Regulatory Authority**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1006)

The Bill was then returned to the House of Delegates.

**House Bill 147 – Chair, Health and Government Operations Committee (By
Request – Departmental – Aging)**

AN ACT concerning

Healthy Aging Program

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1007)

The Bill was then returned to the House of Delegates.

**House Bill 149 – Chair, Environment and Transportation Committee (By Request
– Departmental – Transportation)**

AN ACT concerning

**Transportation – Light Rail and Metro Subway – State Safety Oversight
Authority**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1008)

The Bill was then returned to the House of Delegates.

**House Bill 154 – Chair, Health and Government Operations Committee (By
Request – Departmental – Maryland Insurance Administration)**

AN ACT concerning

Insurance – Pharmacy Benefits Managers – Registration Expiration Date

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1009)

The Bill was then returned to the House of Delegates.

**House Bill 529 – Chair, Ways and Means Committee (By Request – Departmental
– State Board of Elections)**

AN ACT concerning

Election Law – Political Parties, Candidacy, and Campaign Finance

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1010)

The Bill was then returned to the House of Delegates.

House Bill 708 – ~~Delegate Walker~~ Delegates Walker, Mosby, Ali, A. Washington, C. Howard, Ebersole, Patterson, Rose, Tarlau, Afzali, Hixson, and Turner

AN ACT concerning

**State Department of Education – Lacrosse Opportunities Program – Youth
Lacrosse Nonprofit Organizations**

Senator Kasemeyer moved to make the Bill a Special Order for April 5, 2017.

The motion was adopted.

SENATE THIRD READING CALENDAR NO. 23 (GENERAL HOUSE BILLS)

CONSENT NO. 11

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 137	Chair, Economic Matters Committee	Unemployment Insurance – Recovery of Benefits – Collection by Assessment	FIN
HB 141	Chair, Economic Matters Committee	Unemployment Insurance – Eligibility for Benefits – Business Operation Closings	FIN
HB 1294	Del. Valderrama	Workers' Compensation – Permanent Total Disability – Survival of Claim	FIN
HB 1476	Del. Glenn	Workers' Compensation – Failure to Report Accidental Personal Injury – Penalty	FIN

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 1011)

The Bills were then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 24 (GENERAL HOUSE BILLS)

House Bill 167 – Delegates McCray, Anderton, Barron, Cassilly, Hayes, Knotts, Moon, Stein, and Wivell

AN ACT concerning

Counties and Municipalities – At-Will Supervisory Employees – Residency Requirements

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1012)

The Bill was then returned to the House of Delegates.

House Bill 182 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Commissioner of Financial Regulation and State Collection Agency Licensing Board – Licensees – Revisions

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1013)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1014)

The Bill was then returned to the House of Delegates.

House Bill 285 – Delegates Korman, Barron, Angel, Barkley, B. Barnes, D. Barnes, Barve, Carr, Cullison, Davis, Dumais, Fennell, Fraser–Hidalgo, Frick, Frush, Gaines, Gilchrist, Gutierrez, Healey, Hixson, Holmes, C. Howard, Jackson, Kaiser, Kelly, Knotts, Kramer, Krimm, Luedtke, A. Miller, Moon, Morales, Pena–Melnik, Platt, Proctor, Queen, Reznik, Robinson, Sanchez, Tarlau, Valderrama, Valentino–Smith, Vallario, Waldstreicher, Walker, and A. Washington

AN ACT concerning

Washington Metrorail Safety Commission Membership Act

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1015)

The Bill was then returned to the House of Delegates.

House Bill 298 – Delegates Kelly, Angel, and Platt

AN ACT concerning

**Health Insurance – Licensed Clinical Professional Art Therapists –
Reimbursement**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1016)

The Bill was then returned to the House of Delegates.

House Bill 498 – Delegate Hettleman

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 – 47 Negative – 0 (See Roll Call No. 1017)

The Bill was then returned to the House of Delegates.

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)**

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

Affirmative – 32 Negative – 15 (See Roll Call No. 1018)

The Bill was then returned to the House of Delegates.

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~~**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1019)

The Bill was then returned to the House of Delegates.

BUDGET AND TAXATION COMMITTEE REPORT NO. 33

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 258 – Senator Astle

AN ACT concerning

**Income Tax – Subtraction Modification – Police Auxiliaries or Reserve
Volunteers**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 807 – Senators Smith and Astle

AN ACT concerning

**Income Tax Credit – Wages Paid to Qualified Veteran Employees
(Hire Our Veterans Act of 2017)**

SB0807/569231/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 807
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Astle” and substitute “. Astle, Kasemeyer, Madaleno, Currie, DeGrange, Eckardt, Edwards, Ferguson, Guzzone, King, Manno, McFadden, Peters, and Serafini”; strike beginning with “requiring” in line 7 down through “credit;” in line 8 and substitute “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;”; after line 21, insert:

“(2) “DEPARTMENT” MEANS THE DEPARTMENT OF COMMERCE.”;

and in line 22, strike “(2)” and substitute “(3)”.

On page 2, in line 1, strike “(3)” and substitute “(4)”.

AMENDMENT NO. 2

On page 1, in line 22, after “WHO” insert “:

(I)”;

and in line 24, after “38 U.S.C. § 101” insert “; AND

(II) IS A QUALIFIED VETERAN AS DEFINED UNDER 26 U.S.C. § 51(D)(3)(A) FOR PURPOSES OF THE FEDERAL WORK OPPORTUNITY TAX CREDIT”.

AMENDMENT NO. 3

On page 2, strike beginning with “IN” in line 7 down through “SECTION” in line 8 and substitute “IN THE AMOUNT STATED ON THE TAX CREDIT CERTIFICATE ISSUED UNDER SUBSECTION (E) OF THIS SECTION”; strike beginning with “IS” in line 11 down through “(1)” in line 12 and substitute “MAY NOT EXCEED”; strike beginning with the semicolon in line 13 down through “EMPLOYMENT” in line 15; in line 16, after “SECTION” insert “:

(1) FOR MORE THAN FIVE QUALIFIED VETERAN EMPLOYEES IN A TAXABLE YEAR; OR

(2)”;

after line 18, insert:

“(E) (1) ON APPLICATION BY A SMALL BUSINESS, THE DEPARTMENT SHALL ISSUE A TAX CREDIT CERTIFICATE IN THE AMOUNT ALLOWABLE UNDER SUBSECTION (C) OF THIS SECTION FOR EACH QUALIFIED VETERAN EMPLOYEE EMPLOYED BY THE SMALL BUSINESS IN A TAXABLE YEAR, SUBJECT TO SUBSECTION (D)(1) OF THIS SECTION.

(2) THE APPLICATION SHALL INCLUDE:

(I) THE NAME OF THE SMALL BUSINESS;

(II) INFORMATION IDENTIFYING THE NAME AND DATE OF HIRE OF THE QUALIFIED VETERAN EMPLOYEE;

(III) PROOF OF THE WAGES PAID TO THE QUALIFIED VETERAN EMPLOYEE; AND

(IV) ANY OTHER INFORMATION THAT THE DEPARTMENT REQUIRES.

(3) THE DEPARTMENT SHALL:

(I) APPROVE ALL APPLICATIONS THAT QUALIFY FOR A TAX CREDIT CERTIFICATE UNDER THIS SUBSECTION ON A FIRST-COME, FIRST-SERVED BASIS; AND

(II) NOTIFY THE SMALL BUSINESS WITHIN 45 DAYS AFTER THE RECEIPT OF THE APPLICATION OF THE DEPARTMENT'S APPROVAL OR DENIAL.

(4) FOR EACH TAXABLE YEAR, THE TOTAL AMOUNT OF THE CREDIT CERTIFICATES THAT MAY BE ISSUED BY THE DEPARTMENT UNDER THIS SECTION MAY NOT EXCEED \$500,000.

(F) ON OR BEFORE JANUARY 31 OF EACH TAXABLE YEAR, THE DEPARTMENT SHALL REPORT TO THE COMPTROLLER ON THE TAX CREDIT CERTIFICATES ISSUED UNDER THIS SECTION DURING THE PRIOR TAXABLE YEAR.

(G) THE DEPARTMENT SHALL ADOPT REGULATIONS TO:

(1) IMPLEMENT THE PROVISIONS OF THIS SECTION; AND

(2) SPECIFY CRITERIA AND PROCEDURES FOR APPLICATION FOR, APPROVAL OF, AND MONITORING CONTINUING ELIGIBILITY FOR THE TAX CREDIT UNDER THIS SECTION.”;

and strike in their entirety lines 19 through 26, inclusive.

AMENDMENT NO. 4

On page 2, after line 26, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before June 30, 2020, the Secretary of Commerce shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on the effectiveness of the tax credit established under this Act.”;

and in line 27, strike “2.” and substitute “3.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 1069 – Senators Ferguson, Currie, Madaleno, Young, and Zucker

AN ACT concerning

Maryland Historic Trust Grant Fund Improvement Act

SB1069/349330/1

BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 1069
(First Reading File Bill)

On page 1, in line 6, after “bill” insert “, subject to certain limitations”.

On page 4, in line 15, strike “**FOR**” and substitute “**SUBJECT TO THE LIMITATIONS OF THE STATE BUDGET, FOR**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 1135 – Senator Oaks

AN ACT concerning

Employees’ Pension System – Incorrect Enrollments

SB1135/509132/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 1135

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Incorrect Enrollments” and substitute “Membership – Study”; and strike beginning with “that” in line 3 down through “enrollments” in line 13 and substitute “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”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 16 on page 1 through line 15 on page 2, inclusive, and substitute:

“(a) The State Retirement Agency and the Department of Legislative Services shall:

(1) conduct a study regarding membership in the Employees’ Pension System for individuals who are employed in a position for which the budgeted hours per fiscal year are less than 500 hours, including:

(i) the individuals who are required to join the Employees’ Pension System under current law as a condition of employment;

(ii) the individuals who have optional membership in the Employees’ Pension System under current law; and

(iii) the impact of Chapter 182 of the Acts of 2015 on the enrollment of individuals in the Employees’ Pension System; and

(2) make recommendations regarding suggested statutory changes, if necessary, relating to membership in the Employees' Pension System for individuals who are employed in a position for which the budgeted hours per fiscal year are less than 500 hours.

(b) On or before December 1, 2017, the State Retirement Agency and the Department of Legislative Services shall report their findings and recommendations to the Joint Committee on Pensions.”.

AMENDMENT NO. 3

On page 2, in line 17, strike “and 6 months”; and in line 18, strike “December 31” and substitute “June 30”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 41

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 1194 – Senator Klausmeier

AN ACT concerning

Public Health – Substance Abuse Treatment Outcome Partnership Fund

SB1194/447175/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 1194

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Klausmeier” and substitute “Senators Klausmeier, Astle, Benson, Feldman, Hershey, Jennings, Mathias, Middleton, Oaks, Reilly, and Rosapepe”; strike beginning with “and” in line 4 down through “post–recovery” in line 5; and in line 7, after “year,” insert “and subject to the limitations of the State budget.”.

AMENDMENT NO. 2

On page 2, in line 9, strike “AND POST-RECOVERY”.

On page 3, in line 20, after “2019,” insert “AND SUBJECT TO THE LIMITATIONS OF THE STATE BUDGET,”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 42**CONSENT NO. 57**

Senator Middleton, Chair, for the Committee on Finance reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 679	FAV	St. Mary’s County Delegation	St. Mary’s County – Metropolitan Commission – Personnel
HB 740	FAV	Del. Angel	President Jimmy Carter Cancer Treatment Access Act
HB 951	FAV	Del. Lisanti	State Highway Administration – Alfred B. Hilton Memorial Bridge – Dedication
HB 991	FAV	Del. Lierman	St Empl and Retiree Hlth and Wlfr Benefits Program – Participation by Satellite Orgnztns
HB 997	FAV	Del. Fraser–Hidalgo	Vhcl Lws – Bicycles, Play Vehicles, and Unicycles – Oprtn on Sidewalks and in Crosswalks

BILL NO.	REPORT	SPONSOR	CONTENT
HB 1383	FAV	Del. Barron	Behavioral Health Administration – Outpatient Civil Commitment Pilot Program
HB 1506	FAV	Del. Glenn	St Govt – Ofc of Minority Affairs and Intrdprtmntl Advsry Cmt on Minority Affairs – Renaming

Favorable report adopted on all of the preceding bills.

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

FINANCE COMMITTEE REPORT NO. 43

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 103 – Chair, Appropriations Committee (By Request – Departmental – Human Resources)

AN ACT concerning

Department of Human Resources and Child Support Enforcement Administration – Renaming

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 127 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Department of Health and Mental Hygiene – Board of Review – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 145 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Board of Examiners of Nursing Home Administrators – Nonlicensed Persons – Provisional Licensure

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 245 – Chair, Economic Matters Committee (By Request – Departmental – Commerce)

AN ACT concerning

Department of Commerce – Maryland Advisory Commission on Manufacturing Competitiveness – Renaming and Restructuring

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 730 – Delegate Hill (By Request) and Delegates Bromwell, Ebersole, Lam, Sydnor, and P. Young

AN ACT concerning

Health Insurance – Coverage for Diabetes Test Strips – Prohibition on Deductible, Copayment, and Coinsurance

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 746 – Delegate M. Washington

AN ACT concerning

**Public School Labor Relations Board – Administration and Enforcement –
Revisions**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 747 – Chair, Health and Government Operations Committee (By
Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

Public Health – Cigarette Restitution Fund Programs – Modifications

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 44

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

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**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 603 – Delegates Parrott, McKay, and B. Wilson

AN ACT concerning

Vehicle Laws – ~~Proof of Insurance for Motor Vehicles Registered in Another State~~ Out-of-State Vehicles – Required Security

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

House Bill 752 – Delegate Kelly

AN ACT concerning

Department of Human Resources – Public Assistance Eligibility – Financial Records

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

House Bill 781 – Delegate Kramer

AN ACT concerning

Retail Pet Stores – Animal Seller, Dog Cage Signs, and Records – Requirement Revisions

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 852 – Delegates Barkley, Atterbeary, B. Barnes, Frush, McCray, Sanchez, Sydnor, ~~and P. Young~~ P. Young, and Jackson

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.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

House Bill 1067 – Delegates A. Miller, Dumais, Gutierrez, Morales, Queen, and K. Young

AN ACT concerning

Shelter Services for Homeless Women – Feminine Hygiene Products

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 1466 – Delegates P. Young, Barron, Brooks, Grammer, Jackson, Krimm, Reznik, Sydnor, and Vogt

AN ACT concerning

State Personnel – Disabled Veterans – Noncompetitive Appointment

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 45

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 931 – Senators Astle and Hershey

AN ACT concerning

Local Jurisdictions – Zoning Authority – Generating Stations**SB0931/347171/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 931

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Hershey” and substitute “. Hershey, Middleton, Benson, Feldman, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, Oaks, and Ready”; in line 2, strike “Local Jurisdiction – Zoning Authority” and substitute “Public Service Commission – Certificate of Public Convenience and Necessity”; in the same line, strike “Generating Stations” and substitute “Consistency With Comprehensive Plan”; and in line 3, after “of” insert “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”.

On pages 1 and 2, strike beginning with “authorizing” in line 3 on page 1 down through “Act;” in line 7 on page 2.

On page 2, in line 7, strike “zoning authority and generating stations” and substitute “an application for a certificate of public convenience and necessity”; strike in their entirety lines 8 through 17, inclusive; and in line 20, strike “(b)(1) and 7–207.1(b)” and substitute “(c) and (e)”.

AMENDMENT NO. 2

On pages 2 through 8, strike in their entirety the lines beginning with line 25 on page 2 through line 18 on page 8, inclusive.

On pages 8 and 9, strike in their entirety the lines beginning with line 21 on page 8 through line 24 on page 9, 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.

(e) The Commission shall take final action on an application for a certificate of public convenience and necessity only after due consideration of:

(1) the recommendation of the governing body of each county or municipal corporation in which any portion of the construction of the generating station, overhead transmission line, or qualified generator lead line is proposed to be located; [and]

(2) the effect of the generating station, overhead transmission line, or qualified generator lead line on:

(i) the stability and reliability of the electric system;

(ii) economics;

(iii) esthetics;

(iv) historic sites;

(v) aviation safety as determined by the Maryland Aviation Administration and the administrator of the Federal Aviation Administration;

(vi) when applicable, air and water pollution; and

(vii) the availability of means for the required timely disposal of wastes produced by any generating station; 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.”

On pages 9 through 11, strike in their entirety the lines beginning with line 25 on page 9 through line 3 on page 11, inclusive.

On page 11, in line 4, 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.

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 5

AMENDED IN THE HOUSE

Senate Bill 110 – Senator Conway

AN ACT concerning

Public Health – Expedited Partner Therapy – Pharmacist Dispensing

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

SB0110/306887/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 110

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Therapy –” insert “Trichomoniasis and”; in line 3, after the first “of” insert “authorizing, notwithstanding any other provision of law, certain health care providers to prescribe, dispense, or otherwise provide antibiotic therapy to a certain partner of a patient diagnosed with trichomoniasis without making a certain physical assessment;”; and strike beginning with the second “and” in line 6 down through “pharmacist” in line 7.

AMENDMENT NO. 2

On page 2, in line 5, strike “or” and substitute a comma; and in the same line, after “gonorrhea” insert “, OR TRICHOMONIASIS”.

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 – 35 Negative – 12 (See Roll Call No. 1020)

AMENDED IN THE HOUSE

Senate Bill 857 – Senators Smith and Waugh

AN ACT concerning

**State Government – Department of Veterans Affairs – Veterans’ Services
Specialists**

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

SB0857/796886/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 857

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “certain”; in the same line, strike “assign a full-time” and substitute “designate an”; in line 9, strike “making the Act applicable to certain units of State government;” and in line 11, after “information;” insert “requiring the Department to coordinate certain meetings and submit a certain report;”.

AMENDMENT NO. 2

On page 3, in line 7, strike “**A FULL-TIME EMPLOYEE OF**” and substitute “**AN EMPLOYEE DESIGNATED BY**”; strike in their entirety lines 11 through 17, inclusive; in line 18, strike “**(C)**” and substitute “**(B)**”; in the same line, after “**EACH**” insert “**GOVERNMENTAL**”; in the same line, strike “**SUBJECT TO THIS SECTION**”; in line 19, strike “**ASSIGN A FULL-TIME EMPLOYEE**” and substitute “**DESIGNATE AN EMPLOYEE OF THE UNIT**”.

On page 4, in lines 4 and 9, strike “**(D)**” and “**(E)**”, respectively, and substitute “**(C)**” and “**(D)**”, respectively; and after line 12, insert:

“(E) THE DEPARTMENT SHALL:

(1) COORDINATE A MEETING EACH QUARTER, OR AS OTHERWISE NECESSARY, WITH GOVERNMENTAL UNITS TO DISCUSS AND RECEIVE INFORMATION CONCERNING THE IMPLEMENTATION OF THE REQUIREMENTS OF THIS SECTION; AND

(2) ON OR BEFORE JANUARY 15 EACH YEAR, REPORT ON THE IMPLEMENTATION OF THE REQUIREMENTS OF THIS SECTION TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THIS ARTICLE, THE GENERAL ASSEMBLY.”.

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 – 47 Negative – 0 (See Roll Call No. 1021)

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 37**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 31

CONSENT NO. 56

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 328	FAV	Del. B. Barnes	Optional Retirement Program – Annuity Contract Providers
HB 815	FAV	Del. B. Barnes	State Retirement and Pension System – Membership Elections
HB 817	FAV	Del. B. Barnes	Employees’ Pension System – Purchase of Credit for Eligibility Service – Legislative Employees
HB 823	FAV	Del. B. Barnes	St Rtrmnt and Pension Sstm – Small Procurements – Med Evaluations for Dsblty Rtrmnt Benefits
HB 1110	FAV	Del. B. Barnes	Law Enforcement Officers’ Pension System – Membership

Favorable report adopted on all of the preceding bills.

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

BUDGET AND TAXATION COMMITTEE REPORT NO. 32

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 100 – Delegates Hixson, Beidle, Bromwell, Carey, Chang, Lisanti, Luedtke, Sample-Hughes, ~~and Sophocleus~~ Sophocleus, Afzali, Ali, D. Barnes, Buckel, Ebersole, Fennell, Hornberger, C. Howard, Kaiser, Krimm, Long, Mosby, Patterson, Reilly, Rose, Shoemaker, Simonaire, Tarlau, Turner, Walker, A. Washington, M. Washington, and Wilkins

AN ACT concerning

Income Tax Subtraction Modification – Retirement Income of Law Enforcement, Fire, Rescue, and Emergency Services Personnel

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 300 – Delegates Fennell, D. Barnes, Luedtke, ~~and Tarlau~~ Tarlau, and C. Howard

AN ACT concerning

Video Lottery Terminals – Disposition of Unclaimed Winnings

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 346 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Property Tax Credit – Public Safety Officers

MC 1–17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 566 – Howard County Delegation

AN ACT concerning

**Howard County – Property Tax – Exemption for Personal Property of Business
Located in Historic District**

Ho. Co. 10–17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 649 – Charles County Delegation

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.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 695 – ~~Delegate Beidle (By Request – Anne Arundel County Administration) and Delegates Carey, Chang, Frush, S. Howard, Malone, McConkey, Pena, Melnyk, Saab, Simonaire, and Sophocleus~~ Anne Arundel County Delegation

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.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 892 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Public Facility Bonds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 1030 – Delegate Anderson

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.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 1055 – St. Mary’s County Delegation

AN ACT concerning

**St. Mary’s County – Bonds and Other Evidences of Indebtedness – Limitations
and Repayment**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 1537 – ~~Delegate Bromwell~~ Delegates Bromwell, Buckel, Hornberger, Long, Mosby, Rose, and Simonaire

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.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 1579 – ~~Delegates Sydnor and P. Young~~ Baltimore County Delegation

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.

MESSAGE FROM THE EXECUTIVE

March 31, 2017

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
H-107 State House
Annapolis, Maryland 21401

Dear Mr. President:

I hereby withdraw Dennis R. Schrader from nomination for Senate confirmation as Secretary of the Department of Health and Mental Hygiene.

Please contact my Appointments Office at 410-974-2611 if you have any questions.

Sincerely,

Lawrence J. Hogan, Jr.
Governor

The Message from the Executive, being of an Executive nature, was referred to the Committee on Executive Nominations.

MESSAGE FROM THE EXECUTIVE

April 3, 2017

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
H-107 State House
Annapolis, Maryland 21401

Dear Mr. President:

I hereby withdraw Elizabeth A. Hafey from nomination for Senate confirmation as a member of the Maryland Health Care Commission.

Please contact my Appointments Office at 410-974-2611 if you have any questions.

Sincerely,

Lawrence J. Hogan, Jr.
Governor

The Message from the Executive, being of an Executive nature, was referred to the Committee on Executive Nominations.

MESSAGE FROM THE EXECUTIVE

April 3, 2017

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
H-107 State House
Annapolis, Maryland 21401

Dear Mr. President:

I hereby withdraw Laurie S. Halverson, M.D. from nomination for Senate confirmation as a member of the Maryland Health Care Commission.

Please contact my Appointments Office at 410-974-2611 if you have any questions.

Sincerely,

Lawrence J. Hogan, Jr.
Governor

The Message from the Executive, being of an Executive nature, was referred to the Committee on Executive Nominations.

MESSAGE FROM THE EXECUTIVE

April 3, 2017

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
H-107 State House
Annapolis, Maryland 21401

Dear Mr. President:

I hereby withdraw Barbara J. Shreeve from nomination for Senate confirmation as a member of the State Board of Education.

Please contact my Appointments Office at 410-974-2611 if you have any questions.

Sincerely,

Lawrence J. Hogan, Jr.
Governor

The Message from the Executive, being of an Executive nature, was referred to the Committee on Executive Nominations.

MESSAGE FROM THE EXECUTIVE

April 3, 2017

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
H-107 State House
Annapolis, Maryland 21401

Dear Mr. President:

I hereby withdraw Cassandra B.Y. Tomarchio from nomination for Senate confirmation as a member of the Maryland Health Care Commission.

Please contact my Appointments Office at 410–974–2611 if you have any questions.

Sincerely,

Lawrence J. Hogan, Jr.
Governor

The Message from the Executive, being of an Executive nature, was referred to the Committee on Executive Nominations.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1022)

ADJOURNMENT

At 9:07 P.M. on motion of Senator Peters the Senate adjourned until 10:00 A.M. on Legislative Day March 29, 2017, Calendar Day, Tuesday, April 4, 2017, in memory of the Honorable Howard S. Chasanow.

Annapolis, Maryland
Legislative Day: March 29, 2017
Calendar Day: Tuesday, April 4, 2017
10:00 A.M. Session

The Senate met at 10:16 A.M.

Prayer by Reverend Howard Travers, Ayers United Methodist Church, guest of Senator Mathias.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1024)

The Journal of April 3, 2017 was read and approved.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 595 – Senator Shirley Nathan–Pulliam

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Catonsville High School Girls Basketball Team
in recognition of
your winning the 2017 MPSSAA Class 4A State Championship. We applaud your
outstanding season and wish you many more. Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 4th day of April 2017.

Read and adopted by a roll call vote as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 1025)

SENATE THIRD READING CALENDAR NO. 27 (GENERAL HOUSE BILLS)

House Bill 100 – Delegates Hixson, Beidle, Bromwell, Carey, Chang, Lisanti, Luedtke, Sample-Hughes, ~~and Sophocleus~~ Sophocleus, Afzali, Ali, D. Barnes, Buckel, Ebersole, Fennell, Hornberger, C. Howard, Kaiser, Krimm, Long, Mosby, Patterson, Reilly, Rose, Shoemaker, Simonaire, Tarlau, Turner, Walker, A. Washington, M. Washington, and Wilkins

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 – 47 Negative – 0 (See Roll Call No. 1026)

The Bill was then returned to the House of Delegates.

House Bill 300 – Delegates Fennell, D. Barnes, Luedtke, ~~and Tarlau~~ Tarlau, and C. Howard

AN ACT concerning

Video Lottery Terminals – Disposition of Unclaimed Winnings

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1027)

The Bill was then returned to the House of Delegates.

House Bill 346 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Property Tax Credit – Public Safety Officers

MC 1–17

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1028)

The Bill was then returned to the House of Delegates.

House Bill 566 – Howard County Delegation

AN ACT concerning

**Howard County – Property Tax – Exemption for Personal Property of Business
Located in Historic District**

Ho. Co. 10-17

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1029)

The Bill was then returned to the House of Delegates.

**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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1030)

The Bill was then returned to the House of Delegates.

House Bill 649 – Charles County Delegation

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 – 47 Negative – 0 (See Roll Call No. 1031)

The Bill was then returned to the House of Delegates.

**House Bill 695 – ~~Delegate Beidle (By Request – Anne Arundel County
Administration) and Delegates Carey, Chang, Frush, S. Howard, Malone,
McConkey, Pena Melnyk, Saab, Simonaire, and Sophocleous~~ Anne Arundel
County Delegation**

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 – 47 Negative – 0 (See Roll Call No. 1032)

The Bill was then returned to the House of Delegates.

House Bill 892 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Public Facility Bonds

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1033)

The Bill was then returned to the House of Delegates.

House Bill 1030 – Delegate Anderson

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 – 43 Negative – 4 (See Roll Call No. 1034)

The Bill was then returned to the House of Delegates.

House Bill 1055 – St. Mary’s County Delegation

AN ACT concerning

**St. Mary’s County – Bonds and Other Evidences of Indebtedness – Limitations
and Repayment**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1035)

The Bill was then returned to the House of Delegates.

**House Bill 1537 – ~~Delegate Bromwell~~ Delegates Bromwell, Buckel, Hornberger,
Long, Mosby, Rose, and Simonaire**

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 – 46 Negative – 0 (See Roll Call No. 1036)

The Bill was then returned to the House of Delegates.

House Bill 1579 – ~~Delegates Sydnor and P. Young~~ Baltimore County Delegation

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 – 47 Negative – 0 (See Roll Call No. 1037)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 28 (GENERAL HOUSE BILLS)

**House Bill 103 – Chair, Appropriations Committee (By Request – Departmental –
Human Resources)**

AN ACT concerning

**Department of Human Resources and Child Support Enforcement
Administration – Renaming**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1038)

The Bill was then returned to the House of Delegates.

**House Bill 127 – Chair, Health and Government Operations Committee (By
Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

Department of Health and Mental Hygiene – Board of Review – Repeal

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1039)

The Bill was then returned to the House of Delegates.

House Bill 145 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Board of Examiners of Nursing Home Administrators – Nonlicensed Persons – Provisional Licensure

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1040)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1041)

The Bill was then returned to the House of Delegates.

House Bill 245 – Chair, Economic Matters Committee (By Request – Departmental – Commerce)

AN ACT concerning

Department of Commerce – Maryland Advisory Commission on Manufacturing Competitiveness – Renaming and Restructuring

Senator Astle moved to make the Bill a Special Order for April 5, 2017.

The motion was adopted.

House Bill 603 – Delegates Parrott, McKay, and B. Wilson

AN ACT concerning

Vehicle Laws – ~~Proof of Insurance for Motor Vehicles Registered in Another State~~ Out-of-State Vehicles – Required Security

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1042)

The Bill was then returned to the House of Delegates.

House Bill 730 – Delegate Hill (By Request) and Delegates Bromwell, Ebersole, Lam, Sydnor, and P. Young

AN ACT concerning

Health Insurance – Coverage for Diabetes Test Strips – Prohibition on Deductible, Copayment, and Coinsurance

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1043)

The Bill was then returned to the House of Delegates.

House Bill 746 – Delegate M. Washington

AN ACT concerning

Public School Labor Relations Board – Administration and Enforcement – Revisions

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1044)

The Bill was then returned to the House of Delegates.

House Bill 747 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Public Health – Cigarette Restitution Fund Programs – Modifications

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1045)

The Bill was then returned to the House of Delegates.

House Bill 752 – Delegate Kelly

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 – 47 Negative – 0 (See Roll Call No. 1046)

The Bill was then returned to the House of Delegates.

House Bill 781 – Delegate Kramer

AN ACT concerning

Retail Pet Stores – Animal Seller, Dog Cage Signs, and Records – Requirement Revisions

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1047)

The Bill was then returned to the House of Delegates.

House Bill 852 – Delegates Barkley, Atterbeary, B. Barnes, Frush, McCray, Sanchez, Sydnor, ~~and P. Young~~ P. Young, and Jackson

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 – 47 Negative – 0 (See Roll Call No. 1048)

The Bill was then returned to the House of Delegates.

House Bill 1067 – Delegates A. Miller, Dumais, Gutierrez, Morales, Queen, and K. Young

AN ACT concerning

Shelter Services for Homeless Women – Feminine Hygiene Products

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1049)

The Bill was then returned to the House of Delegates.

House Bill 1466 – Delegates P. Young, Barron, Brooks, Grammer, Jackson, Krimm, Reznik, Sydnor, and Vogt

AN ACT concerning

State Personnel – Disabled Veterans – Noncompetitive Appointment

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1050)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 25 (GENERAL HOUSE BILLS)

CONSENT NO. 12

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 679	St. Mary's County Delegation	St. Mary's County – Metropolitan Commission – Personnel	FIN
HB 740	Del. Angel	President Jimmy Carter Cancer Treatment Access Act	FIN
HB 951	Del. Lisanti	State Highway Administration – Alfred B. Hilton Memorial Bridge – Dedication	FIN

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 991	Del. Lierman	St Empl and Retiree Hlth and Wlfr Benefits Program – Participation by Satellite Orgnztns	FIN
HB 997	Del. Fraser–Hidalgo	Vhcl Lws – Bicycles, Play Vehicles, and Unicycles – Oprtn on Sidewalks and in Crosswalks	FIN
HB 1383	Del. Barron	Behavioral Health Administration – Outpatient Civil Commitment Pilot Program	FIN
HB 1506	Del. Glenn	St Govt – Ofc of Minority Affairs and Intrdprtmntl Advsry Cmt on Minority Affairs – Renaming	FIN

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 1051)

The Bills were then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 26 (GENERAL HOUSE BILLS)

CONSENT NO. 13

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 328	Del. B. Barnes	Optional Retirement Program – Annuity Contract Providers	B&T
HB 815	Del. B. Barnes	State Retirement and Pension System – Membership Elections	B&T

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 817	Del. B. Barnes	Employees' Pension System – Purchase of Credit for Eligibility Service – Legislative Employees	B&T
HB 823	Del. B. Barnes	St Rtrmnt and Pension Sstm – Small Procurements – Med Evaluations for Dsblty Rtrmnt Benefits	B&T
HB 1110	Del. B. Barnes	Law Enforcement Officers' Pension System – Membership	B&T

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 1052)

The Bills were then returned to the House of Delegates.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 38

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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

HB0266/224239/1

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 456 – Delegates Kaiser, Barve, Buckel, Chang, Ebersole, Frick, Hornberger, Jalisi, Jones, Kelly, Korman, Lierman, McDonough, Patterson, Queen, Reznik, Sophocleus, Turner, A. Washington, M. Washington, and K. Young

AN ACT concerning

~~**Family Child Care Homes and Child Care Centers**~~ **Children With Disabilities and Child Care Providers** – Dispute Resolution Process ~~– Regulations~~

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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-Melnyk, 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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 39**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 118 – Delegate Luedtke

AN ACT concerning

**Election Law – Persons Doing Public Business – Reporting by Governmental
Entities**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 292 – Delegates Krebs, W. Miller, Rose, and Shoemaker

AN ACT concerning

Alcoholic Beverages – Nonrefillable Containers – Draft Beer

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 482 – ~~Delegate Cullison~~ Delegates Cullison, Pendergrass, Bromwell, Angel, Hayes, Kelly, Kipke, Krebs, McDonough, Metzgar, Morales, Morgan, Pena-Melnyk, Platt, Rosenberg, Sample-Hughes, West, and K. Young

AN ACT concerning

Maryland Nurse Practice Act – Revisions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 1275 – Delegates Vogt, Brooks, Folden, C. Wilson, ~~and P. Young~~
P. Young, Pendergrass, Bromwell, Angel, Cullison, Hayes, Hill, Kelly, Kipke,
Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pena-Melnyk, Platt,
Rosenberg, Saab, Sample-Hughes, Szeliga, West, and K. Young**

AN ACT concerning

**State Government – Department of Veterans Affairs – Veterans’ Services
Specialists**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 40**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 390 – The Speaker (By Request – Administration) and Delegates
Cassilly, Kipke, McConkey, ~~and West~~ West, Pendergrass, Bromwell, Angel,
Barron, Cullison, Hayes, Hill, Kelly, Krebs, McDonough, Metzgar, Miele,
Morales, Morgan, Pena-Melnyk, Platt, Rosenberg, Saab, Sample-Hughes,
Szeliga, and K. Young**

AN ACT concerning

Improving the State Procurement Oversight Structure

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 554 – Delegates Carey, Beidle, Chang, and Sophocleus

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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 617 – Delegates Healey, B. Barnes, Carr, Fraser-Hidalgo, Frush,
Gilchrist, Lafferty, and Robinson**

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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 832 – Delegates McIntosh and Anderson

AN ACT concerning

Baltimore City – Alcoholic Beverages – Old Goucher Revitalization District

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 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 914 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Metropolitan Commission – Authority to Borrow Money

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 1309 – ~~Delegates Frush and Waldstreicher~~, Waldstreicher, and Carr

AN ACT concerning

Environment – Recycling – Special Events

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 1348 – Delegates Clippinger, Lierman, and R. Lewis

AN ACT concerning

Baltimore City – 46th District Alcoholic Beverages Act of 2017

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 to

Article – Alcoholic Beverages

Section 12-1002.1 and 12-2204

Annotated 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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 41**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 211 – Delegates Robinson, Atterbeary, Barkley, Carr, Fraser-Hidalgo, Frush, Gutierrez, Korman, Kramer, A. Miller, Morhaim, Patterson, Platt, Sanchez, Tarlau, Turner, Waldstreicher, ~~and K. Young~~ K. Young, and Lisanti

EMERGENCY BILL

AN ACT concerning

**Cownose Ray ~~Fishing Contests~~ — ~~Prohibition~~ Fishery Management Plan and
Moratorium on Contests**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 1200 – Delegate Mautz

EMERGENCY BILL

AN ACT concerning

Aquaculture – Leases – Submerged Aquatic Vegetation

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 42**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 184 – Delegates Morales, Angel, Barron, Cullison, Hill, Miele, Sample–Hughes, Tarlau, ~~and K. Young~~, K. Young, Pena–Melnik, and Platt

AN ACT concerning

**Public Health – Treatment of Attention–Deficit/Hyperactivity Disorder –
Identification and Posting Notice of Guidelines Information**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 275 – Delegates Queen, Angel, Frush, Korman, Luedtke, Patterson, ~~and C. Wilson~~ C. Wilson, Pendergrass, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pena–Melnik, Platt, Rosenberg, Saab, Sample–Hughes, Szeliga, West, and K. Young

AN ACT concerning

Department of Health and Mental Hygiene – Recommended Courses in Military Culture

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 518 – Delegates Morhaim, Kelly, and West

AN ACT concerning

Public Health – Prenatal ~~Infectious Disease~~ HIV Testing

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 725 – ~~Delegate Cullison~~ Delegates Cullison, Angel, Barron, Bromwell, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pena-Melnyk, Pendergrass, Platt, Rosenberg, Saab, Sample-Hughes, Szeliga, West, and K. Young ~~K. Young~~, and Mautz

AN ACT concerning

State Board of Dental Examiners – Death of a Licensed Dentist – Ownership of a Dental Practice

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 760 – Delegates Arentz, Brooks, Cluster, Krebs, Long, Mautz, McComas, McDonough, and Rose

AN ACT concerning

State Real Estate Commission – Real Estate Brokerage Services – Duties and Obligations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 1261 – Delegates Wilkins, Barron, Carr, Fennell, Frick, Luedtke, Moon, and M. Washington

AN ACT concerning

Barbers – Criminal Penalties for Violations of Barbering Law – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 43**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 88 – ~~Delegate Lafferty~~ Baltimore County Delegation

AN ACT concerning

Education – Selection of Members to the Baltimore County School Board

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 224 – Delegate Lierman

AN ACT concerning

Higher Education – AmeriCorps Program Participants – In-State Tuition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 669 – Delegates Arentz, Brooks, Jackson, Kittleman, and McDonough

AN ACT concerning

**Public Schools – Boards of Education – Anonymous Two-Way ~~Text Messaging~~
Electronic Tip Programs**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 715 – Chair, Ways and Means Committee (By Request – Departmental – Education)

AN ACT concerning

**Institutions of Higher Education – Teacher Preparation Programs –
Accreditation and Approval**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 950 – Delegates Pena–Melnik, Angel, Barron, Kelly, and Tarlau

AN ACT concerning

**University System of Maryland – Constituent Institutions – Alcohol and Drug
Addiction Recovery Program**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 1061 – Delegates A. Washington, Ebersole, Sanchez, Tarlau,
M. Washington, and Wilkins**

AN ACT concerning

~~**Task Force to Study Emergency and Evacuation Plans for Students, Staff, and
Visitors With Disabilities in Public School Facilities**~~
Education – Emergency and Evacuation Plans – Individuals With Disabilities

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 1522 – Delegate Hill

AN ACT concerning

**Needs Assessment for Student School Based Behavioral Health ~~Counseling~~
Services ~~Throughout the Year~~**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 44**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 66 – Delegate Lam

AN ACT concerning

Environment – Lead and Mercury Wheel Weights – Prohibited**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 only.

Senator Jennings moved to make the Bill and Amendments a Special Order for April 5, 2017.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 68 – ~~Delegate Carey~~ Delegates Carey and Metzgar

AN ACT concerning

Hunting and Fishing – ~~Complimentary~~ Discounted Licenses – Purple Heart Recipients

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) Nonresident.....\$22.50**
- (v) Resident and nonresident blind persons.....No fee**
- (vi) Complimentary license under subsection (e) of this section.....No fee**

(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) Resident, junior, under the age of 16 years.....</u>	<u>\$ 10.50</u>
<u>(ii) Resident, regular, at least 16 years old and under the age of 65 years</u>	<u>\$ 24.50</u>
<u>(iii) Resident, senior, at least 65 years old</u>	<u>\$ 5.00</u>
<u>(iv) Nonresident, regular, at least 16 years old.....</u>	<u>\$ 130.00</u>
<u>(v) Nonresident, junior, under the age of 16 years</u>	<u>\$ 32.50</u>
<u>(vi) Nonresident, senior, at least 65 years old</u>	<u>\$ 65.00</u>
<u>(vii) Complimentary license authorized to be issued under § 10–303 of this subtitle</u>	<u>No fee</u>
<u>(viii) Nonresident 3–day hunting license</u>	<u>\$ 45.00</u>

(5) The fees for individual hunting stamps are according to the following schedule:

<u>(i) Bow and arrow stamp</u>	<u>\$ 6.00</u>
<u>(ii) Nonresident bow and arrow stamp</u>	<u>\$ 25.00</u>
<u>(iii) Black powder stamp</u>	<u>\$ 6.00</u>

(iv)	<u>Nonresident black powder stamp.....</u>	<u>\$ 25.00</u>
(v)	<u>Maryland migratory game bird stamp</u>	<u>\$ 9.00</u>
(vi)	<u>Resident bonus antlered deer stamp</u>	<u>\$ 10.00</u>
(vii)	<u>Nonresident bonus antlered deer stamp for each type of deer hunting season</u>	<u>\$ 25</u>

(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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 120 – Chair, Environment and Transportation Committee (By Request – Departmental – Agriculture)

AN ACT concerning

Department of Agriculture – Seafood and Aquaculture Product Marketing

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 121 – Chair, Environment and Transportation Committee (By Request
– Departmental – Environment)**

AN ACT concerning

Environment – Hazardous Material Security – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 124 – Chair, Environment and Transportation Committee (By Request
– Departmental – Environment)**

AN ACT concerning

Environment – Solid Waste and Recycling Facilities

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 126 – Chair, Environment and Transportation Committee (By Request
– Departmental – Natural Resources)**

AN ACT concerning

Natural Resources – Wildlife and Hunting

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 130 – Chair, Environment and Transportation Committee (By Request
– Departmental – Agriculture)**

AN ACT concerning

Maryland Wine and Grape Promotion Fund

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 155 – Chair, Environment and Transportation Committee (By Request
– Departmental – Agriculture)**

AN ACT concerning

Maryland Agricultural Land Preservation Foundation – Easement Termination

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 1045 – Delegate Cassilly

AN ACT concerning

**On-Site Sewage Disposal Systems – Membrane Bioreactor (MBR) Technology –
Regulations**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 1063 – Delegates Stein, Healey, Lafferty, Morhaim, Platt, and Robinson

AN ACT concerning

Agriculture – Maryland Healthy Soils Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 34

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 62 – Delegate McConkey

AN ACT concerning

**State Retirement and Pension System – Disability Retirement – ~~Alterations~~
Reemployment Earnings Limitation**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 94 – Chair, Ways and Means Committee (By Request – Departmental – Commerce)

AN ACT concerning

Maryland E–Nnovation Initiative Program – Requirements for Matching Funds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

House Bill 112 – Delegates Fraser–Hidalgo, Brooks, and A. Miller

AN ACT concerning

Interest Rate on Tax Deficiencies and Refunds – Rounding

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 199 – Chair, Appropriations Committee (By Request – Departmental – Aging)

AN ACT concerning

Capital Grants for Senior Citizen Activities Centers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

House Bill 304 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

Optional Retirement Program – Annuity Contracts – Employee Rights

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 351 – Delegate Carr

AN ACT concerning

**Property Tax – Homestead Property Tax Credit Percentage and Constant Yield
Tax Rate – Deadlines**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**House Bill 713 – Chair, Ways and Means Committee (By Request – Departmental
– Transportation)**

AN ACT concerning

Sales and Use Tax – Light Rail Vehicles – Exemption

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 822 – ~~Delegate Kipke~~ Delegates Kipke, Afzali, Ali, C. Howard, Long, Reilly, Rose, and Simonaire

AN ACT concerning

Income Tax – Subtraction Modification – Police Auxiliaries and Reserve Volunteers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 979 – ~~Delegate Luedtke~~ Delegates Luedtke, Rose, Simonaire, Hornberger, Ebersole, Afzali, Hixson, Buckel, Long, Reilly, Tarlau, Shoemaker, and Mosby

AN ACT concerning

Property Tax Credit – Public Safety Officers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

House Bill 1122 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Death Benefits

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

House Bill 1168 – ~~Delegate Holmes~~ Delegates Holmes and Angel

AN ACT concerning

Counties and Municipalities – Land Bank Authorities

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 1178 – Delegates Ghrist, Krebs, and McKay

AN ACT concerning

Employees’ Pension System – ~~Incorrect Enrollments~~ Membership – Study

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 1513 – Delegates Jones, Atterbeary, Gaines, Gutierrez, Hixson,
C. Howard, McIntosh, Oaks, M. Washington, K. Young, and P. Young**

AN ACT concerning

Maryland Historic Trust Grant Fund Improvement Act

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 45**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 148 – Chair, Health and Government Operations Committee (By
Request – Departmental – Maryland State Archives)**

AN ACT concerning

State Archives – Care of Fine Art or Decorative Art – Procurement Exemption

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 307 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Limited Distilleries – Class B and
Class D Licenses**

MC 6-17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 315 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – ~~Class A Agency Store Beer, Wine,
and Liquor Licenses~~ Contracts to Sell Liquor for Off-Premises Consumption**

MC 18-17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 321 – Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

~~Washington Suburban Sanitary Commission and Maryland–National Capital Park and Planning Commission –~~ Audit Committee and Office of the Inspector General

MC/PG 110–17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 677 – Howard County Delegation

AN ACT concerning

Howard County – Noise Control – Outdoor Concert Venues

Ho. Co. 18–17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 710 – Charles County Delegation

AN ACT concerning

Charles County – Alcoholic Beverages – Alcohol Awareness Certification

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 846 – Delegate Bromwell

AN ACT concerning

**Pricing and Selection Committee for Blind Industries and Services of Maryland
and the Employment Works Program – Staff**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 1021 – ~~Delegate Reznik~~ Delegates Reznik, Pendergrass, Bromwell,
Angel, Barron, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough,
Metzgar, Miele, Morales, Morgan, Pena-Melnyk, Platt, Rosenberg, Saab,
Sample-Hughes, Szeliga, West, and K. Young**

AN ACT concerning

Reorganization of State Procurement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 1096 – Allegany County Delegation

AN ACT concerning

Allegany County – Alcoholic Beverages – Sunday Sales and Privileges

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 1343 – Howard County Delegation

AN ACT concerning

Howard County – Fire and Explosive Investigator – Authority

Ho. Co. 24-17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 1423 – ~~Delegate Fisher~~ Calvert County Delegation

AN ACT concerning

**Calvert County – Board of License Commissioners – Notice and Hearing on
Proposed Legislation**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 1440 – Calvert County Delegation

AN ACT concerning

Calvert County – Solid Waste Disposal Contracts

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 46**

CONSENT NO. 58

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 197	FAV	Del. Luedtke	Education – Remote Classroom Technology Grant Program – Establishment (Peyton’s Bill)
HB 257	FAV	Del. Hixson	Ed – Md Mls fr Achievemnt In–Clssrm Brkfst Prgrm – Admin (Md Mls fr Achievemnt for Teens Act of 2017)
HB 462	FAV	Del. P. Young	Hghr Ed – Ttn Wvrs for Foster Care Recipients and Unaccompanied Homeless Youth – Alterations
HB 561	FAV	Del. Jones	Higher Education – St. Mary’s College of Maryland – Governing Authority
HB 654	FAV	Del. Kaiser	Education – Statewide Kindergarten Assessment – Completion
HB 1066	FAV	Del. Ebersole	Education – Fire Drill Requirements – State Fire Prevention Code

Favorable report adopted on all of the preceding bills.

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

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 47**

CONSENT NO. 59

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 115	FAV	The Speaker	Mold Remediation Services Providers – Licensure and Program Evaluation
HB 207	FAV	St. Mary's County Delegation	St. Mary's County – Local Plumbing Code – Repeal
HB 208	FAV	St. Mary's County Delegation	St. Mary's County – Electricians and Board of Electrical Examiners – Repeal
HB 221	FAV	Del. Cullison	Maryland Council on Advancement of School–Based Health Centers
HB 283	FAV	Del. Krebs	Procurement – Prohibitions on Participation
HB 445	FAV	Del. West	Public Health – Repeal of AIDS Ed Program for Persons Convicted of Drug– or Sex–Related Crimes
HB 619	FAV	Del. Hornberger	Election Law – Campaign Signs at Polling Places
HB 628	FAV	Del. Barron	Scrtrs of Principal Depts – Sprvsn and Review of Decisions and Actns by Units Within Depts
HB 1273	FAV	Del. Cullison	Pharmacists – Substitution and Dispensing of Biological Products

Favorable report adopted on all of the preceding bills.

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

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 48**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1193 – Senator Reilly

AN ACT concerning

**Controlled Water Ski Areas in Maynadier Creek – Operation of Vessel –
Prohibition**

SB1193/664036/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1193
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Reilly” and substitute “Anne Arundel County Senators”; in line 2, before “Controlled” insert “Anne Arundel County –”; in line 3, strike “Prohibition” and substitute “Hours of Operation”; in line 4, after “of” insert “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;”; and in line 6, strike “and during certain times on certain days”.

AMENDMENT NO. 2

On page 2, in line 12, after “(C)” insert “**(1) A PERSON MAY OPERATE OR GIVE PERMISSION TO OPERATE A VESSEL FOR THE PURPOSE OF TOWING A WATER SKIER IN A SKI SLALOM COURSE LOCATED IN A CONTROLLED WATER SKI AREA ON MONDAYS, TUESDAYS, WEDNESDAYS, THURSDAYS, AND FRIDAYS BETWEEN 6:00 A.M. AND 8:30 P.M.**”.

(2)”;

in lines 14 and 15, strike “: (1)”; and strike beginning with the semicolon in line 15 down through “8:30 P.M” in line 17.

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. 44

Senate Bill 1187 – Senators Cassilly, Brochin, Hough, Norman, and Ready

AN ACT concerning

Criminal Procedure – Life Without Parole – Repeal of Sentencing Proceeding

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Zirkin moved the Bill be recommitted.

The motion was adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1053)

SPECIAL ORDER CALENDAR NO. 44

House Bill 26 – Delegate Holmes

AN ACT concerning

**Real Property – Notices of Foreclosure Sale and Postponement or Cancellation
of Foreclosure Sale**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

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

Affirmative – 46 Negative – 1 (See Roll Call No. 1054)

The Bill was then returned to the House of Delegates.

House Bill 219 – Carroll County Delegation

AN ACT concerning

Carroll County – Local Government Tort Claims Act

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

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

Affirmative – 45 Negative – 2 (See Roll Call No. 1055)

The Bill was then returned to the House of Delegates.

**House Bill 294 – Delegates Dumais, B. Wilson, Anderson, Atterbeary, Fennell,
Hettleman, Kittleman, McComas, Moon, Morhaim, Proctor, Queen,
Sanchez, and Tarlau**

AN ACT concerning

**Public Safety – Regulated Firearms – Definition of Convicted of a Disqualifying
Crime**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Zirkin moved to make the Bill a Special Order for April 7, 2017.

The motion was adopted.

**House Bill 644 – Delegates Luedtke, Barkley, Cullison, Ebersole, Fraser-Hidalgo,
Gilchrist, Kelly, Korman, Kramer, Metzgar, Moon, Reznik, Robinson,
Tarlau, A. Washington, and Wilkins**

AN ACT concerning

Independent Living Tax Credit Act

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1056)

The Bill was then returned to the House of Delegates.

House Bill 702 – ~~Delegate Holmes~~ Delegates Holmes, Parrott, Angel, Proctor, Anderton, Barve, Beidle, Cassilly, Clark, Flanagan, Folden, Fraser-Hidalgo, Frush, Healey, Jalisi, Lafferty, McCray, McMillan, Robinson, Stein, and Wivell

AN ACT concerning

Residential Property – Vacant and Abandoned Property – Expedited Foreclosure

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1057)

The Bill was then returned to the House of Delegates.

House Bill 744 – Delegates Kramer and West

AN ACT concerning

Corporations – Maryland General Corporation Law – Miscellaneous Provisions

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1058)

The Bill was then returned to the House of Delegates.

House Bill 844 – Delegates Moon, Anderson, and Conaway

AN ACT concerning

**Driver's Driver Improvement Program and Failure to Pay Child Support –
Driver's License Suspensions – Penalties and Assessment of Points**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

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

Affirmative – 45 Negative – 2 (See Roll Call No. 1059)

The Bill was then returned to the House of Delegates.

House Bill 972 – Delegates Dumais, Barron, Anderson, Atterbeary, Conaway, Moon, Morales, Proctor, Queen, Rosenberg, Sanchez, Sydnor, and B. Wilson

AN ACT concerning

Civil Cases – Maryland Legal Services Corporation Fund – Surcharges – Repeal of Sunset

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Muse moved to make the Bill a Special Order for April 7, 2017.

The motion was adopted.

SENATE THIRD READING CALENDAR NO. 68 (GENERAL SENATE BILLS)

Senate Bill 258 – Senator Astle

AN ACT concerning

Income Tax – Subtraction Modification – Police Auxiliaries or Reserve Volunteers

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1060)

The Bill was then sent to the House of Delegates.

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 – 47 Negative – 0 (See Roll Call No. 1061)

The Bill was then sent to the House of Delegates.

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1062)

The Bill was then sent to the House of Delegates.

Senate Bill 1069 – Senators Ferguson, Currie, Madaleno, Young, and Zucker

AN ACT concerning

Maryland Historic Trust Grant Fund Improvement Act

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1063)

The Bill was then sent to the House of Delegates.

Senate Bill 1135 – Senator Oaks

AN ACT concerning

Employees’ Pension System – ~~Incorrect Enrollments~~ Membership – Study

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1064)

The Bill was then sent to the House of Delegates.

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1065)

The Bill was then sent to the House of Delegates.

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**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1066)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 18 (GENERAL HOUSE BILLS)

CONSENT NO. 8

Senator Zirkin moved to make the Calendar a Special Order for April 7, 2017.

The motion was adopted.

SENATE THIRD READING CALENDAR NO. 16 (GENERAL HOUSE BILLS)

CONSENT NO. 7

Senator Zirkin moved to make the Calendar a Special Order for April 7, 2017.

The motion was adopted.

INTRODUCTION OF BILLS

Senator Rosapepe moved to suspend Rule 32(a) and 32(b) to comply with the Constitutional requirements in order to introduce a Bill, and two-thirds of the Senators elected voting in the affirmative, the requirements were complied with by yeas and nays.

The motion was adopted by roll call vote as follows:

Affirmative – 33 Negative – 14 (See Roll Call No. 1067)

Senate Bill 1200 – Senators Rosapepe, Lee, Astle, Benson, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Madaleno, Manno, Mathias, McFadden, Middleton, Muse, Nathan–Pulliam, Oaks, Peters, Pinsky, Ramirez, Robinson, Smith, Young, and Zucker

EMERGENCY BILL

AN ACT concerning

Internet Consumer Privacy Rights Act of 2017

FOR the purpose of making it an unfair or deceptive trade practice under the Maryland Consumer Protection Act for an Internet service provider to sell or transfer a consumer's personally identifying information under certain circumstances; making it an unfair or deceptive trade practice under the Maryland Consumer Protection Act for an Internet service provider to display or send certain advertisements to a consumer; making it an unfair or deceptive trade practice under the Maryland Consumer Protection Act for an Internet service provider to refuse to provide services to a consumer because the consumer refuses to take a certain action; providing certain exceptions to certain provisions of this Act; defining certain terms; making this Act an emergency measure; and generally relating to limitations on the use of personally identifying information and browser history.

BY repealing and reenacting, without amendments,
Article – Commercial Law
Section 13–101(b) and (c) and 13–301(14)(i)
Annotated Code of Maryland
(2013 Replacement Volume and 2016 Supplement)

BY adding to
Article – Commercial Law
Section 13–321
Annotated Code of Maryland
(2013 Replacement Volume and 2016 Supplement)

Senator Rosapepe moved to suspend the rules to allow **Senate Bill 1200** to be assigned to the committee of jurisdiction.

The motion was adopted by roll call vote as follows:

Affirmative – 33 Negative – 14 (See Roll Call No. 1068)

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

MESSAGE FROM THE EXECUTIVE

April 5, 2017

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
H-107 State House
Annapolis, Maryland 21401

Dear Mr. President:

I would like to withdraw Gerard S. O'Connor from nomination for Senate confirmation as a member of the State Board of Education.

Please contact my Appointments Office at 410-974-2611 if you have any questions.

Sincerely,

Lawrence J. Hogan, Jr.
Governor

The Message from the Executive, being of an Executive nature, was referred to the Committee on Executive Nominations.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1069)

ADJOURNMENT

At 12:57 P.M. on motion of Senator Peters the Senate adjourned until 10:00 A.M. on Legislative Day March 30, 2017, Calendar Day, Wednesday, April 5, 2017.

Annapolis, Maryland
Legislative Day: March 30, 2017
Calendar Day: Wednesday, April 5, 2017
10:00 A.M. Session

The Senate met at 10:16 A.M.

Prayer by Rabbi Avichai Pepper, Berman Hebrew Academy guest of Senator Miller.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1071)

The Journal of April 4, 2017 was read and approved.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 491 – Senator George C. Edwards:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Walter R. “Ron” Clapp
Flintstone Maryland
in recognition of
being named Maryland Outstanding Tree Farmer of the Year for 2017. Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 5th day of April 2017.

Read and adopted by a roll call vote as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 1072)

Senate Resolution No. 568 – Senator Nathaniel T. Oaks:

Be it hereby known to all that
The Senate of Maryland

offers its sincerest congratulations to
 Baltimore Polytechnic Institute
 Boys Basketball Team
 in recognition of
 winning their First State Championship. We applaud your outstanding season and wish
 you many more. Congratulations!
 The entire membership extends its best wishes on
 this memorable occasion and directs this resolution
 be presented on this 3rd day of April 2017.

Read and adopted by a roll call vote as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 1073)

INTRODUCTION OF GUESTS FROM UKRAINE

MESSAGE FROM THE HOUSE OF DELEGATES NO. 11

SENATE BILLS PASSED BY YEAS AND NAYS

BILL NO.	SPONSOR	CONTENT
SB 6	Chair, Education, Health, and Environmental Affairs Committee	Optnl & Prof Lensng Brds, Cmsns, & Rgltry Ents – Ntfctns of Aplcnts, Lenss, Rgstrnts, & Prmt Hldrs
SB 16	Sen. Hough	Public Safety – Firearm Application
SB 23	Sen. Klausmeier	Handgun Prmts – Alt Expiration Date – Prvt Detectives, Serty Guards, and Spel Police Offers
SB 26	Sen. Kagan	Maryland False Claims Act – Municipal Corporations
SB 35	Chair, Judicial Proceedings Committee	Juvenile Law – Informal Adjustment – Mental Health Program

BILL NO.	SPONSOR	CONTENT
SB 43	Chair, Judicial Proceedings Committee	Juvenile Court Records – Disclosure
SB 48	Chair, Finance Committee	Health Ins – Medicare Supplement Policies for Dual Eligible Individuals – Open Enrollment Period
SB 50	Sen. Astle	Cemeteries – Authority to Maintain and Repair Memorials and Monuments
SB 74	Sen. Kagan	Maryland Code – Standardization of Terminology – Nonprofits
SB 77	Sen. Simonaire	Anne Arundel County and Harford County – Courthouse Dog and Child Witness Pilot Program
SB 83	Sen. Kagan	Family Law – Divorce – Restoration of Former Name
SB 108	Sen. Simonaire	Prprty Tx Crdt – Erosion Ctrl Msrs – Nonstructural and Structural Shoreline Stabilization
SB 116	Sen. Edwards	Program Open Space – Attainment of Acquisition Goals – Local Govt Apportionment and Use of Funds
SB 117	Sen. Edwards	Community Colleges – Out-of-State Fee – Waiver for Border State Residents
SB 158	Sen. Conway	Md Oil Disaster Containment, Clean-Up and Cntngncy Fnd and Oil Contaminated Site Envmtl Cleanup Fnd
SB 202	Sen. King	Higher Education – University System of Maryland – Quasi-Endowment Funds
SB 207	Sen. Feldman	Criminal Procedure – Charges Against Correctional Officer – Review by State’s Attorney
SB 216	Sen. Kelley	Maryland Caregivers Support Coordinating Council – Renaming and Altering Membership and Duties

BILL NO.	SPONSOR	CONTENT
SB 217	Sen. Kelley	Criminal Law – Sexual Offenses – Physical Resistance
SB 229	Sen. Cassilly	Crmnl Law – Homicide by Motor Vehicle or Vessel While Impaired by CDS – Penalties
SB 233	Sen. Madaleno	Maryland Council on Advancement of School–Based Health Centers
SB 247	Sen. Ramirez	Real Property – Notices of Foreclosure Sale and Postponement or Cancellation of Foreclosure Sale
SB 272	Sen. Kelley	Grdnshp and Child in Need of Assistance Prcdgs – Jurisdiction and Athrty of Jvnl Crt
SB 276	Sen. Madaleno	Inheritance Tax – Exemption – Evidence of Domestic Partnership
SB 278	Sen. Middleton	Maryland Farms and Families Act
SB 279	Sen. Middleton	Homeowner’s Insurance – Notices
SB 349	Sen. Zirkin	Crmnl Procedure – Sexual Assault Victims’ Rights – Disposal of Rape Kit Evidence and Ntftn
SB 374	Sen. Astle	Anne Arundel County – Alcoholic Beverages – Board of License Commissioners – Attorneys
SB 375	Sen. Jennings	Insurance – Bail Bondsmen – Continuing Education Requirements
SB 401	Sen. Guzzone	State Retirement and Pension System – Membership Elections
SB 403	Sen. Astle	Private Passenger Motor Vehicle Liability Ins – Enhanced Underinsured Motorist Coverage
SB 416	Sen. Middleton	Income Tax Credit – Qualified Farms – Food Donation Pilot Program

BILL NO.	SPONSOR	CONTENT
SB 433	Sen. Klausmeier	Substance Use Treatment – Inpatient and Intensive Outpatient Programs – Consent by Minor
SB 436 (Emerg)	Sen. Eckardt	IncM Tax – Credit for Nurse Practitioner or Lcnsd Physcn in Preceptorship Program – Alterations
SB 440	Sen. Conway	Environment – Water Management – Sediment Control at Large Redevelopment Sites
SB 449	Sen. Kasemeyer	Estates and Trusts – Vehicle Transfers – Excise Tax and Fee Exemption
SB 495	Chair, Budget and Taxation Committee	Gaming – Video Lottery Terminals – Transfer of Ownership and Local Impact Grants
SB 505	Sen. Kelley	Civil Actions – Child Sexual Abuse – Statute of Limitations and Required Findings
SB 515	Sen. Peters	Collective Bargaining – Firefighters – Martin State Airport
SB 517	Sen. Zucker	Scrtrs of Principal Depts – Sprvsn and Review of Decisions and Actns by Units Within Depts
SB 581 (Emerg)	Sen. Ferguson	Workgroup to Study the Implementation of Universal Access to Prekindergarten for 4–Year–Olds
SB 587	Sen. King	Education – Libraries – Reorganization of Governance Structure
SB 595	Sen. Nathan–Pulliam	Residential Boarding Education Programs for At–Risk Youth – Eligibility
SB 636	Sen. Klausmeier	Cmsn on the Commemoration of the 100th Anvrsry of the Passage of the 19th Amdmnt to the US Const
SB 650	Sen. Guzzone	Correctional Officers’ Retirement System – Membership

BILL NO.	SPONSOR	CONTENT
SB 664	Sen. Edwards	Correctional Officers' Retirement System – Membership
SB 666	Sen. Hough	Disclosure of Medical Records – Guardian Ad Litem – Victims of Crime or Delinquent Acts
SB 700	Sen. Robinson	St Govt – Ofc of Minority Affairs and Intrdprtmntl Advsry Cmt on Minority Affairs – Renaming
SB 701	Sen. Zucker	Hghr Ed – Ttn Wvrs for Foster Care Recipients and Unaccompanied Homeless Youth – Alterations
SB 752	Sen. Guzzone	Optional Retirement Program – Annuity Contract Providers
SB 754	Sen. Guzzone	Law Enforcement Officers' Pension System – Membership
SB 790	Sen. Smith	Criminal Law – Animal Cruelty – Applicability
SB 792	Sen. Smith	Maryland Trust Act – Notice and Reporting Requirements – Exemptions
SB 793	Sen. Smith	Maryland Trust Act – Representatives of Beneficiaries
SB 794	Sen. Smith	Legal Advice to Corporations – Clarification
SB 811	Sen. Zirkin	Civil Cases – Maryland Legal Services Corporation Fund – Surcharges – Repeal of Sunset
SB 818	Sen. Hershey	Maryland Occupational Safety and Health Act – Voluntary Protection Program
SB 846	Sen. Conway	Baltimore City – Hotel Room Tax – Convention Center Promotion and Operations
SB 872	Sen. Zucker	James W. Hubbard Inclusive Higher Education Grant Program
SB 882	Sen. Simonaire	Election Law – Campaign Signs at Polling Places

BILL NO.	SPONSOR	CONTENT
SB 909	Charles County Senators	Charles County – Collective Bargaining for Public Safety Officials
SB 944	Sen. Smith	Criminal Law – Sexual Offenses – Classification
SB 964 (Emerg)	Sen. Klausmeier	Aquaculture – Leases – Submerged Aquatic Vegetation
SB 998	Sen. Conway	Baltimore City – Alcoholic Beverages – Beer, Wine, and Liquor Tasting License
SB 1042	Sen. Feldman	Behavioral Health Administration – Outpatient Civil Commitment Pilot Program
SB 1057	Sen. Lee	Public Information Act – Denials of Inspection – Explanation Regarding Redaction
SB 1075 (Emerg)	Sen. Middleton	Nonprofit Health Entity – Acquisition – Waiver of Waiting Period
SB 1102	Sen. Mathias	Worcester County – Ocean City Convention Center – Beer and Wine Tasting License

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

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

MESSAGE FROM THE HOUSE

INTRODUCTORY HOUSE BILLS NO. 34

House Bill 437 – Delegate Jones

AN ACT concerning

Higher Education – University System of Maryland – Quasi-Endowment Funds

FOR the purpose of authorizing the Board of Regents of the University System of Maryland to transfer up to a certain amount of funds from the State-supported fund balance to a quasi-endowment fund; limiting the use of certain proceeds to certain purposes; and generally relating to quasi-endowment funds of the University System of Maryland.

BY repealing and reenacting, with amendments,
Article – Education
Section 12-104(e)(2)
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

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

House Bill 556 – Delegates Jones, B. Barnes, Ciliberti, Hettleman, and Korman

AN ACT concerning

Higher Education – St. Mary’s College of Maryland – Funding

FOR the purpose of ~~altering the calculation of the General Fund grant for St. Mary’s College of Maryland, beginning in a certain fiscal year; requiring the amount of the grant to be augmented by certain funds for a certain portion of the grant that supports certain costs; requiring the amount of the grant to be augmented by certain funds~~ providing additional funds to St. Mary’s College of Maryland if certain funding is provided for certain wage increases for certain University System of Maryland employees; requiring the amount of the grant to be augmented by certain funds if certain funding is provided to the University System of Maryland to pay for State employees in certain fiscal years; providing additional funds to the College for a certain increase in certain health and retirement costs for certain employees ~~insurance costs of the College; authorizing requiring the amount of the grant to include certain funds~~ General Fund grant to increase by a certain percent if a certain condition is met; stating the goal of the State legislative intent regarding certain appropriations for the purpose of stabilizing moderating tuition costs for certain students at the College in a certain fiscal year; requiring the Governor to include in the State budget for a certain fiscal year a certain appropriation to the College for certain expenses; 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; prohibiting the inclusion of a certain appropriation appropriations to the College in a certain fiscal year certain fiscal years in the calculation of the General Fund grant for any following fiscal year; defining a certain term; and generally relating to funding for St. Mary’s College of Maryland.

BY repealing and reenacting, with amendments,
Article – Education
Section 14-405 ~~and 14-410~~
Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

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

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 – ~~Gross Weight and Axle Load – Poultry~~ Seasonal Exceptional Poultry Hauling Permit

FOR the purpose of ~~exempting a certain combination of vehicles with a trailer or semitrailer from certain gross weight limits under certain circumstances; establishing the gross weight limit for a certain combination of vehicles with a trailer or semitrailer that is carrying poultry under certain circumstances; authorizing a certain combination of vehicles with a trailer or semitrailer to have a certain axle load limit tolerance and gross weight limit tolerance under certain circumstances; making stylistic changes;~~ 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; and generally relating to ~~gross weight and axle load~~ seasonal exceptional poultry hauling permits for certain poultry carriers.

BY repealing and reenacting, with amendments,

Article – Transportation

Section ~~24-109~~ 24-113.2

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)

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

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**

~~FOR the purpose of altering the distribution of the proceeds of video lottery terminals located in Allegany County if certain conditions are met; providing a certain distribution from the proceeds of video lottery terminals to a certain licensee in Allegany County to be used for certain purposes; altering the amount of proceeds of video lottery terminals in Allegany County that are required to be used for certain local impact grants; extending a certain distribution formula for the proceeds of video lottery terminals in Allegany County for a certain number for years; and generally relating to the distribution of video lottery terminal proceeds in Allegany County.~~

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.

~~BY repealing and reenacting, without amendments,
Article – State Government
Section 9-1A-21(a)(2)
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)~~

BY repealing and reenacting, with amendments,
Article – State Government
Section 9-1A-27(a)(7), (8), and (9) and (c) 9-1A-31(b)(2)
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

~~BY adding to
Article – State Government
Section 9-1A-27(a)(9)
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)~~

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

**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

FOR the purpose of establishing requirements for naming of defendants in an action to foreclose the right of redemption on property sold at a tax sale; establishing requirements for filing a certain affidavit in an action to foreclose the right of

redemption on property sold at a tax sale; and generally relating to tax sales of property.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 14–836(a) and (b)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)

BY adding to
Article – Tax – Property
Section 14–836(b)(8)
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)

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

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

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.

House Bill 1002 – Delegate Davis

AN ACT concerning

Electric Universal Service Program – Unexpended Funds

FOR the purpose of providing that the Public Service Commission has oversight responsibility over certain expenditures of the electric universal service program; requiring the Department of Human Resources to expend certain funds collected for the Program in certain fiscal years for certain purposes, including bill assistance and arrearage retirement, targeted weatherization, or arrearage management; 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; and generally relating to the electric universal service program.

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 7–512.1(a) ~~and (b)~~, (b), and (f)

Annotated Code of Maryland

(2010 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,

Article – Public Utilities

Section 7–512.1(e) ~~and (f)~~

Annotated Code of Maryland

(2010 Replacement Volume and 2016 Supplement)

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

House Bill 1081 – Delegates Jackson, Barron, Knotts, McKay, Proctor, and Tarlau

AN ACT concerning

Correctional Officers' Retirement System – Membership

FOR the purpose of altering the membership of the Correctional Officers' Retirement System to include certain individuals serving in certain positions in the Department

of Public Safety and Correctional Services ~~and the Department of Juvenile Services~~; providing that certain members of the Correctional Officers' Retirement System who meet certain criteria may receive a normal service retirement allowance that is based on certain creditable service; requiring the State Retirement Agency, on or before a certain date, to notify certain individuals affected by this Act of their rights to transfer certain service credit to the Correctional Officers' Retirement System; and generally relating to membership in the Correctional Officers' Retirement System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 25–201 and 25–401
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

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

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)**

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; requiring a county superintendent of schools to approve or disapprove a certain change to a school health services program; 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 or local health departments, by local agreement 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; 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; 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; 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 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 7–401 and 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.

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

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 certain crisis treatment centers that provide individuals who are in a 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; 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; 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; 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; 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; 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 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)

BY adding to

Article – Health – General

Section 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”; and 16–201.3 and 19–310.3

Annotated 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 to

Article – Insurance

Section 15–850

Annotated Code of Maryland

(2011 Replacement Volume and 2016 Supplement)

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

**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

FOR the purpose of providing that the motor vehicle excise tax and certificate of title fee may not be imposed for the issuance of a certificate of title for certain vehicles transferred, under certain circumstances, to a trust or from a trust to certain beneficiaries; altering a certain definition; defining a certain term; and generally relating to an exemption from the motor vehicle excise tax and certificate of title fee.

BY repealing and reenacting, without amendments,
Article – Estates and Trusts
Section 14.5–103(a), (d), (t), and (v)
Annotated Code of Maryland
(2011 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 14.5–1001
Annotated Code of Maryland
(2011 Replacement Volume and 2016 Supplement)

BY adding to
Article – Transportation
Section 13–802(c) and 13–810(a)(26)
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 13–810(a)(24) and (25)
Annotated Code of Maryland
(2012 Replacement Volume and 2016 Supplement)

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

**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

FOR the purpose of establishing a Victim Services Unit in the Governor’s Office of Crime Control and Prevention; transferring the Criminal Injuries Compensation Board from the Department of Public Safety and Correctional Services to the Victim Services Unit; transferring the program for sexual assault forensic examinations from the Department of Health and Mental Hygiene to the Victim Services Unit; transferring certain duties and rights regarding the Criminal Injuries Compensation Board from the Secretary of Public Safety and Correctional Services to the Executive Director of the Governor’s Office of Crime Control and Prevention; providing the Executive Director with certain authority over the Criminal Injuries Compensation Board; transferring and altering provisions of law to require the Criminal Injuries Compensation Board to pay certain claims related to forensic examinations for certain sexually related crimes under certain circumstances; providing for the appointment and salary of a Director of the Victim Services Unit; requiring the Director to take certain actions; requiring the Victim Services Unit to perform certain duties; providing that certain employees transferred to the Victim Services Unit under this Act be transferred without diminution of certain rights, benefits, or employment or retirement status and that certain new hires shall receive certain similar rights and benefits; providing for the employment status of employees of the Victim Services Unit hired on or after the effective date of this Act; providing for the continuity of certain transactions affected by or flowing from this Act; providing for the continuity of certain laws, rules and regulations, standards and guidelines, policies, orders, and other directives, permits and licenses, applications, forms, plans, memberships, contracts, property, investigations, and administrative and judicial responsibilities; defining certain terms; providing for the transfer of certain services, appropriations, funding, and grants to the Victim Services Unit on a certain date; providing for the transfer of certain property, records, fixtures, appropriations, credits, assets, liabilities, obligations, rights, and privileges to the Victim Services Unit; providing for appropriate transitional provisions relating to the continuity of certain boards and other units; providing for the continuity of certain persons that are licensed, registered, permitted, and certified under certain departments, offices, and units; providing for the continuity of certain contracts, agreements, grants, or other obligations; requiring the adoption of certain regulations under certain circumstances; requiring the Justice Reinvestment Oversight Board to report by a certain date on certain issues relating to restitution; 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; providing for a delayed effective date; and generally relating to a Victim Services Unit in the Governor’s Office of Crime Control and Prevention.

BY repealing and reenacting, with amendments,
Article – Correctional Services

Section 2–201(10) through (14)
Annotated Code of Maryland
(2008 Replacement Volume and 2016 Supplement)

BY adding to

Article – Criminal Procedure
Section 11–801(f), 11–816.1, and 11–1007; and 11–1101 through ~~11–1106~~ 11–1105
to be under the new subtitle, “Subtitle 11. Victim Services Unit”
Annotated Code of Maryland
(2008 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure
Section 11–801(f), 11–803, 11–804(a), (b)(3), and (d), 11–805(a), 11–814, and
11–815(c)
Annotated Code of Maryland
(2008 Replacement Volume and 2016 Supplement)

BY repealing

Article – Health – General
Section 15–127
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)

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

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)

FOR the purpose of ~~authorizing the Department of Health and Mental Hygiene to take certain action relating to a controlled dangerous substances registration under certain circumstances; prohibiting health care providers from prescribing to a patient more than a certain number of days’ supply of certain opioid-controlled dangerous substances under certain circumstances~~ 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; providing that a violation of a certain provision of this Act is grounds for disciplinary action by a certain health occupations board; ~~requiring certain health occupations boards to adopt certain regulations~~; authorizing certain health occupations boards to take certain disciplinary actions against certain individuals for a violation of certain provisions of this Act; defining a certain term; making this Act an emergency measure; and generally relating to the prescribing of opioid controlled dangerous substances.

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

~~Article – Criminal Law~~

~~Section 5–307(a)~~

~~Annotated Code of Maryland~~

~~(2012 Replacement Volume and 2016 Supplement)~~

BY adding to

Article – Health Occupations

Section 1–223, 4–315(a)(35), 8–316(a)(36), and 14–404(a)(43)

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 4–315(a)(33) and (34), 8–316(a)(34)(ii) and (35), 14–404(a)(41)(ii) and (42),
and 16–311(a)(8)

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

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

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

~~FOR the purpose of repealing provisions of law establishing the Natalie M. LaPrade Medical Cannabis Commission, authorizing the Commission to register certifying providers, authorizing the Commission to license medical cannabis growers, dispensaries, processors, certain agents, and independent testing laboratories, and requiring the Commission to provide certain reports and adopt certain regulations; repealing provisions of law related to the functions of the Commission; establishing the Medical Cannabis Division in the Department of Health and Mental Hygiene; providing for the purpose of the Division; requiring the Division to develop certain identification cards and adopt certain regulations; requiring the Division to develop and maintain a Web site that provides certain information; authorizing the Division to employ certain staff and set certain fees; establishing the Natalie M. LaPrade Medical Cannabis Licensing Unit in the Division; providing for the membership of the Unit; requiring the membership of the Unit to reflect the racial and gender diversity of the State; providing for the terms of the members; requiring the Governor to designate the chair of the Unit; providing that a majority of the full authorized membership of the Unit is a quorum; providing that a member of the Unit shall receive a certain annual salary and is entitled to certain reimbursement; requiring the Unit to solicit, review, minimally qualify, and rank applications for certain licenses each year; establishing the Natalie M. LaPrade Medical Cannabis Division Fund; requiring the Division to administer the Fund; providing that the Fund is a special, nonlapsing fund that is not subject to a certain provision of law; 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 investment earnings of the Fund shall be retained to the credit of the Fund; providing that the Fund is subject to a certain audit; requiring the Comptroller to pay out money from the Fund as directed by the Division; providing that the Fund consists of certain money and fees; 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; establishing the Small, Minority, and Women Owned Medical Cannabis Business Account under the authority of the Board of Public Works; providing for the purpose of the Account; providing that the Account shall receive a certain percentage of certain sales; requiring money in the Account to be invested and reinvested by the Treasurer and that interest and earnings shall accrue to the Account; requiring the Comptroller to account for the Account and to pay out money from the Account in a certain manner; providing that the Account is a special, nonlapsing fund that is not subject to a certain provision of law; providing that expenditures from the Account shall be made only in a certain manner; requiring the Board of Public Works to make certain grants; requiring certain eligible fund managers to reserve a certain portion of certain grants for a certain purpose; requiring the Unit to consider certain funds when scoring and ranking certain applications; requiring certain eligible fund managers to prioritize meeting certain needs, keep certain records, and provide a certain annual report; authorizing certain eligible fund managers to make a certain determination; providing that certain eligible fund managers are subject to a certain audit; authorizing an eligible fund manager to use certain money to pay certain expenses; requiring the Division to register certain individuals as certifying providers; requiring a provider to submit a certain proposal to the Division to be~~

~~registered as a certifying provider; prohibiting the Division from requiring an individual to meet certain requirements to be registered as a certifying provider; encouraging the Division to approve provider applications for certain medical conditions; prohibiting the Division from limiting treatment of a particular medical condition to one class of providers; authorizing the Division to approve certain applications; prohibiting a certifying provider or the spouse of a certifying provider from receiving certain gifts or having a certain ownership interest; authorizing a certifying provider to receive certain compensation under certain circumstances; providing that a qualifying patient may be a patient of a certifying provider or may be referred by the certifying provider; requiring a certifying provider to provide each written certification to the Division; requiring the Division to issue an identification card to certain individuals under certain circumstances; authorizing a certifying provider to discuss medical cannabis with a patient; providing that a qualifying patient or caregiver may obtain medical cannabis only from certain entities; providing that certain qualifying patients may obtain medical cannabis only through a certain individual; providing that a caregiver may serve no more than a certain number of qualifying patients at any time; providing that a qualifying patient may have no more than a certain number of caregivers; authorizing a certifying provider to register on a certain basis; requiring the Division to grant or deny a certain renewal based on the performance of the certifying provider in complying with certain regulations; requiring the Division, on or before a certain date each year, to report certain information to the Governor and the General Assembly; requiring the Division to license medical cannabis growers that meet certain requirements; requiring the Division, on or before a certain date, to provide certain assistance to the Unit and to award a certain number of medical cannabis grower licenses; authorizing the Division, on or before a certain date and with a certain frequency, to award a certain number of medical cannabis grower licenses; requiring the Division to establish a certain application review process; requiring that certain applicants be placed on a certain waiting list in a certain order; requiring the Division to consider a certain applicant's placement on the waiting list when awarding certain licenses unless the Division makes a certain determination; prohibiting the Division from awarding more than one medical cannabis grower license to each applicant; requiring a medical cannabis grower to pay a certain application fee; requiring the Division to set certain standards; requiring each medical cannabis grower agent to be registered with the Division and to obtain a certain criminal history records check; requiring a medical cannabis grower to apply to the Division for a certain registration card in a certain manner; requiring a medical cannabis grower to follow certain procedures after a grower agent ceases to be associated with the grower within a certain time frame; requiring the Division to take certain action on receipt of a certain notice; prohibiting the Division from registering certain persons as grower agents; providing that a medical cannabis grower license is valid for a certain number of years on initial licensure and on renewal; providing that a certain application may be submitted in certain forms; requiring the Division to encourage the licensure of certain medical cannabis growers; requiring certain factors to account for certain percentages of a certain score if a certain scoring system is used; requiring the Division to actively seek to achieve certain diversity when licensing certain growers, processors, and dispensaries; requiring the Division to strongly~~

~~encourage and conduct ongoing outreach to certain business enterprises to apply for certain licensure; requiring the Division to establish a certain evaluation preference; requiring certain growers, dispensaries, and processors, beginning on a certain date, to provide certain information to the Division at certain intervals; requiring certain entities to meet certain requirements; providing that certain growers may provide medical cannabis only to certain entities and individuals; authorizing certain growers to dispense medical cannabis from a certain location; authorizing certain individuals to obtain medical cannabis from certain facilities; authorizing certain entities to grow and process medical cannabis on the same premises; requiring certain growers to ensure that certain safety precautions are followed; requiring the Division to establish certain requirements; authorizing the Division to inspect certain entities for a certain purpose; authorizing the Division to impose certain penalties or rescind certain licenses under certain circumstances; requiring the Division to license medical cannabis dispensaries; requiring an applicant for a medical cannabis dispensary license to submit a certain application and fee to the Division; requiring the Division to award a certain number of medical cannabis dispensary licenses; prohibiting the Division from awarding more than one medical cannabis dispensary license to each applicant; providing that a medical cannabis dispensary license is valid for a certain number of years on initial licensure and on renewal; providing that certain dispensaries and certain dispensary agents may not be subject to certain penalties; requiring each medical cannabis dispensary agent to be at least a certain age, be registered with the Division, and obtain a certain criminal history records check; requiring a medical cannabis dispensary to apply to the Division for a certain registration card in a certain manner; requiring a medical cannabis dispensary to follow certain procedures after a dispensary agent ceases to be associated with the dispensary within a certain time frame; prohibiting the Division from registering certain individuals as dispensary agents; requiring the Division to license medical cannabis processors; requiring an applicant for a medical cannabis processor license to submit a certain application and fee to the Division; requiring the Division to award a certain number of medical cannabis processor licenses; prohibiting the Division from awarding more than one medical cannabis processor license to each applicant; providing that a medical cannabis processor license is valid for a certain number of years on initial licensure and on renewal; providing that certain processors and certain processor agents may not be subject to certain penalties; requiring each medical cannabis processor agent to be at least a certain age, be registered with the Division, and obtain a certain criminal history records check; requiring a medical cannabis processor to apply to the Division for a certain registration card in a certain manner; requiring a medical cannabis processor to follow certain procedures after a processor agent ceases to be associated with the processor within a certain time frame; prohibiting the Division from registering certain persons as processor agents; requiring the Division to license at least a certain number of private independent testing laboratories for a certain purpose; requiring a laboratory to meet certain requirements to be registered as an independent testing laboratory; authorizing the Division to inspect certain independent testing laboratories for a certain purpose; authorizing the sale or transfer of certain licenses under certain circumstances; providing for the forfeiture of certain licenses under certain circumstances with a certain exception; requiring~~

~~certain entities to follow certain procedures when selling or transferring a certain license; requiring certain applicants to submit certain forms and fees to the Criminal Justice Information System Central Repository as part of a certain process; requiring the Central Repository to forward certain information to the Division; authorizing the Division to accept an alternate method of a criminal history records check under certain circumstances; providing that certain information is confidential, may not be redisseminated, and may be used only for a certain purpose; authorizing certain individuals to contest the contents of certain statements as provided in a certain provision of law; providing that certain persons may not be subject to certain penalties for the medical use of cannabis; prohibiting a person from distributing, possessing, manufacturing, or using cannabis that has been diverted from certain individuals or entities; establishing certain penalties; providing that certain penalties are in addition to certain other penalties; providing that certain provisions of this Act may not be construed to authorize an individual to engage in certain activities and does not prevent the imposition of certain penalties for certain actions; providing that this Act may not be construed to provide certain immunity to certain persons; providing that this Act may not be construed to require certain facilities or programs to report certain disciplinary actions to the Division; providing that certain State employees are eligible for certain reimbursement under certain circumstances; authorizing the Governor to suspend implementation of certain provisions of this Act under certain circumstances; making a conforming change; requiring all functions, powers, duties, equipment, assets, liabilities, and employees of the Natalie M. LaPrade Medical Cannabis Commission to be transferred to the Medical Cannabis Division; requiring the Department to take certain actions to ensure that the Medical Cannabis Division and the Unit are operational within a certain period of time; requiring the Department to assign certain staff to the Division and to the Unit; providing that certain actions of the Natalie M. LaPrade Medical Cannabis Commission shall be given full force and effect by the Division; specifying the terms of the initial members of the Unit; making the provisions of this Act severable; defining certain terms; making this Act an emergency measure; and generally relating to the repeal of the Natalie M. LaPrade Medical Cannabis Commission and the establishment of the Medical Cannabis Division and the Natalie M. LaPrade Medical Cannabis Licensing Unit in the Department of Health and Mental Hygiene.~~

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 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; 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, except under certain circumstances, 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.

~~BY repealing~~

~~Article – Health – General~~

~~Section 13-3301 through 13-3316 and the subtitle “Subtitle 33. Natalie M. LaPrade Medical Cannabis Commission”~~

~~Annotated Code of Maryland~~

~~(2015 Replacement Volume and 2016 Supplement)~~

~~BY adding to~~

~~Article – Health – General~~

~~Section 13-3301 through 13-3318 to be under the new subtitle “Subtitle 33. Medical Cannabis Division”~~

~~Annotated Code of Maryland~~

~~(2015 Replacement Volume and 2016 Supplement)~~

~~BY repealing and reenacting, without amendments,~~

~~Article – State Finance and Procurement~~

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

~~Annotated Code of Maryland~~

~~(2015 Replacement Volume and 2016 Supplement)~~

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

~~Article – State Finance and Procurement~~

~~Section 6-226(a)(2)(ii)73.~~

~~Annotated Code of Maryland~~

~~(2015 Replacement Volume and 2016 Supplement)~~

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)

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

House Bill 1619 – Delegate Clippinger

AN ACT concerning

Maryland Stadium Authority – Maryland Sports and Affiliated Foundations – Establishment

FOR the purpose of establishing an office known as Maryland Sports in the Maryland Stadium Authority; requiring Maryland Sports to implement a program to bring certain sporting events to the State for certain purposes; requiring Maryland Sports to act as the State's sports commission for the purpose of the National Association of Sports Commissions; authorizing Maryland Sports to request certain assistance and information from any State or local governmental entity, to accept a certain gift, bequest, or grant, to spend certain funds, to act as a host committee for certain sporting events, and to perform certain other tasks; encouraging Maryland Sports to promote private fund-raising by maintaining certain relationships with a certain affiliated foundation; authorizing the Authority to establish one or more affiliated foundations to work with Maryland Sports; establishing the purposes of an affiliated foundation; requiring the Authority to develop policies for the operation of each

affiliated foundation the Authority establishes; requiring the Attorney General to review certain policies for form and legal sufficiency and, if appropriate, to approve the policies; allowing an affiliated foundation to solicit and receive certain contributions; providing that an affiliated foundation may not be considered an agency or instrumentality of the State or a unit of the Executive Branch for any purpose; providing that a financial obligation or liability of an affiliated foundation may not be considered a debt or an obligation of the State, the Authority, or Maryland Sports; ~~providing that the Public Ethics Law does not prohibit an Authority official or employee from working in certain capacities for an affiliated foundation~~ 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; requiring an affiliated foundation to undergo a certain audit each year; authorizing the Authority to grant certain funds under certain circumstances; and generally relating to the establishment of Maryland Sports and affiliated foundations.

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 10–604
Annotated Code of Maryland
(2008 Volume and 2016 Supplement)

BY adding to
Article – Economic Development
Section 10–611 and 10–612
Annotated Code of Maryland
(2008 Volume and 2016 Supplement)

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

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

FOR the purpose of repealing and withdrawing certain applications to Congress to call a Constitutional Convention; ~~and~~ urging the legislatures of certain other states to take certain actions; 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.

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

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 6

AMENDED IN THE HOUSE

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

Senator Middleton moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1074)

AMENDED IN THE HOUSE

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

Senator Middleton moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1075)

AMENDED IN THE HOUSE

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

Senator Middleton moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1076)

AMENDED IN THE HOUSE

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~~**

Senator Middleton moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1077)

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 7

AMENDED IN THE HOUSE

Senate Bill 36 – Senator Mathias

AN ACT concerning

Tax Credits – Electronic Filing Requirements – Waiver

Senator Kasemeyer moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1078)

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 6

AMENDED IN THE HOUSE

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

Senator Middleton moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1079)

MESSAGE FROM THE HOUSE**SENATE BILLS AMENDED IN THE HOUSE NO. 7****AMENDED IN THE HOUSE**

Senate Bill 180 – Senators Peters, Currie, Feldman, Guzzone, King, and Manno

AN ACT concerning

Independent Living Tax Credit Act

Senator Kasemeyer moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1080)

AMENDED IN THE HOUSE

Senate Bill 353 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

Optional Retirement Program – Annuity Contracts – Employee Rights

Senator Kasemeyer moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1081)

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 8

AMENDED IN THE HOUSE

**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

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

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 concurred in.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1082)

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 9

AMENDED IN THE HOUSE

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)**

Senator Zirkin moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1083)

AMENDED IN THE HOUSE

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**

Senator Zirkin moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1084)

AMENDED IN THE HOUSE

Senate Bill 917 – Senators Mathias, Eckardt, and Hershey

AN ACT concerning

**Motor Vehicles – Gross Weight and Axle Load and Exceptional Hauling Permit –
Poultry**

Senator Zirkin moved that the Senate concur in the House amendments.

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 concurred in.

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 concurred in.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1085)

AMENDED IN THE HOUSE

Senate Bill 941 – Senators Smith, Kelley, Lee, Muse, and Ramirez

AN ACT concerning

Public Safety – SWAT Teams – ~~Reporting and Limitations~~ Standards

Senator Zirkin moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1086)

SENATE THIRD READING CALENDAR NO. 69 (GENERAL SENATE BILLS)

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**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1087)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 29 (GENERAL HOUSE BILLS)

House Bill 118 – Delegate Luedtke

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 – 47 Negative – 0 (See Roll Call No. 1088)

The Bill was then returned to the House of Delegates.

House Bill 292 – Delegates Krebs, W. Miller, Rose, and Shoemaker

AN ACT concerning

Alcoholic Beverages – Nonrefillable Containers – Draft Beer

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1089)

The Bill was then returned to the House of Delegates.

House Bill 390 – The Speaker (By Request – Administration) and Delegates Cassilly, Kipke, McConkey, ~~and West~~ West, Pendergrass, Bromwell, Angel, Barron, Cullison, Hayes, Hill, Kelly, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pena-Melnyk, Platt, Rosenberg, Saab, Sample-Hughes, Szeliga, and K. Young

AN ACT concerning

Improving the State Procurement Oversight Structure

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1090)

The Bill was then returned to the House of Delegates.

House Bill 554 – Delegates Carey, Beidle, Chang, and Sophocleus

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 – 46 Negative – 1 (See Roll Call No. 1091)

The Bill was then returned to the House of Delegates.

House Bill 617 – Delegates Healey, B. Barnes, Carr, Fraser-Hidalgo, Frush, Gilchrist, Lafferty, and Robinson

AN ACT concerning

Natural Resources – Forest Conservation Act – Forest Conservation Thresholds and Afforestation and Reforestation Requirements

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1092)

The Bill was then returned to the House of Delegates.

House Bill 832 – Delegates McIntosh and Anderson

AN ACT concerning

Baltimore City – Alcoholic Beverages – Old Goucher Revitalization District

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1093)

The Bill was then returned to the House of Delegates.

House Bill 914 – St. Mary’s County Delegation

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 – 47 Negative – 0 (See Roll Call No. 1094)

The Bill was then returned to the House of Delegates.

House Bill 1200 – Delegate Mautz

EMERGENCY BILL

AN ACT concerning

Aquaculture – Leases – Submerged Aquatic Vegetation

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1095)

The Bill was then returned to the House of Delegates.

House Bill 1309 – Delegates Frush ~~and Waldstreicher~~, Waldstreicher, and Carr

AN ACT concerning

Environment – Recycling – Special Events

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

Affirmative – 40 Negative – 7 (See Roll Call No. 1096)

The Bill was then returned to the House of Delegates.

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**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1097)

The Bill was then returned to the House of Delegates.

House Bill 1348 – Delegates Clippinger, Lierman, and R. Lewis

AN ACT concerning

Baltimore City – 46th District Alcoholic Beverages Act of 2017

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1098)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1099)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 30 (GENERAL HOUSE BILLS)

CONSENT NO. 14

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 148	Chair, Health and Government Operations Committee	State Archives – Care of Fine Art or Decorative Art – Procurement Exemption	EHE
HB 307	Montgomery County Delegation	Montgomery Co – Alchlc Bevs – Limited Distilleries – Class B and Class D Licenses MC 6–17	EHE
HB 315	Montgomery County Delegation	Montgomery Co – Alchlc Bevs – Contracts to Sell Liquor for Off–Premises Consumption MC 18–17	EHE
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	EHE
HB 677	Howard County Delegation	Howard County – Noise Control – Outdoor Concert Venues Ho. Co. 18–17	EHE

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 710	Charles County Delegation	Charles County – Alcoholic Beverages – Alcohol Awareness Certification	EHE
HB 846	Del. Bromwell	Pricing and Selection Cmt for Blind Industries and Srvcs of Md and the Emplmt Works Program – Staff	EHE
HB 1096	Allegany County Delegation	Allegany County – Alcoholic Beverages – Sunday Sales and Privileges	EHE
HB 1343	Howard County Delegation	Howard County – Fire and Explosive Investigator – Authority Ho. Co. 24–17	EHE
HB 1423	Calvert County Delegation	Calvert County – Board of License Commissioners – Notice and Hearing on Proposed Legislation	EHE
HB 1440	Calvert County Delegation	Calvert County – Solid Waste Disposal Contracts	EHE

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 1100)

The Bills were then returned to the House of Delegates.

House Bill 1021 – ~~Delegate Reznik~~ Delegates Reznik, Pendergrass, Bromwell, Angel, Barron, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pena-Melnyk, Platt, Rosenberg, Saab, Sample-Hughes, Szeliga, West, and K. Young

AN ACT concerning

Reorganization of State Procurement

Senator Peters moved to make the Bill a Special Order for April 6, 2017.

The motion was adopted.

SENATE THIRD READING CALENDAR NO. 31 (GENERAL HOUSE BILLS)

House Bill 68 – ~~Delegate Carey~~ Delegates Carey and Metzgar

AN ACT concerning

**Hunting and Fishing – ~~Complimentary~~ Discounted Licenses – Purple Heart
Recipients**

FLOOR AMENDMENT

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 adopted.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1101)

The Bill was then returned to the House of Delegates.

House Bill 88 – ~~Delegate Lafferty~~ Baltimore County Delegation

AN ACT concerning

Education – Selection of Members to the Baltimore County School Board

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1102)

The Bill was then returned to the House of Delegates.

**House Bill 120 – Chair, Environment and Transportation Committee (By Request
– Departmental – Agriculture)**

AN ACT concerning

Department of Agriculture – Seafood and Aquaculture Product Marketing

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1103)

The Bill was then returned to the House of Delegates.

**House Bill 121 – Chair, Environment and Transportation Committee (By Request
– Departmental – Environment)**

AN ACT concerning

Environment – Hazardous Material Security – Repeal

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1104)

The Bill was then returned to the House of Delegates.

**House Bill 124 – Chair, Environment and Transportation Committee (By Request
– Departmental – Environment)**

AN ACT concerning

Environment – Solid Waste and Recycling Facilities

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1105)

The Bill was then returned to the House of Delegates.

**House Bill 126 – Chair, Environment and Transportation Committee (By Request
– Departmental – Natural Resources)**

AN ACT concerning

Natural Resources – Wildlife and Hunting

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1106)

The Bill was then returned to the House of Delegates.

**House Bill 130 – Chair, Environment and Transportation Committee (By Request
– Departmental – Agriculture)**

AN ACT concerning

Maryland Wine and Grape Promotion Fund

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1107)

The Bill was then returned to the House of Delegates.

**House Bill 155 – Chair, Environment and Transportation Committee (By Request
– Departmental – Agriculture)**

AN ACT concerning

Maryland Agricultural Land Preservation Foundation – Easement Termination

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1108)

The Bill was then returned to the House of Delegates.

House Bill 224 – Delegate Lierman

AN ACT concerning

Higher Education – AmeriCorps Program Participants – In-State Tuition

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

Affirmative – 43 Negative – 3 (See Roll Call No. 1109)

The Bill was then returned to the House of Delegates.

**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

FLOOR AMENDMENT

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 adopted.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1110)

The Bill was then returned to the House of Delegates.

House Bill 1045 – Delegate Cassilly

AN ACT concerning

On-Site Sewage Disposal Systems – Membrane Bioreactor (MBR) Technology – Regulations

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1111)

The Bill was then returned to the House of Delegates.

House Bill 1063 – Delegates Stein, Healey, Lafferty, Morhaim, Platt, and Robinson

AN ACT concerning

Agriculture – Maryland Healthy Soils Program

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1112)

The Bill was then returned to the House of Delegates.

FINANCE COMMITTEE REPORT NO. 46

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

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

SB0437/417674/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 437

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Public” in line 2 down through “Committee” in line 3 and substitute “Maryland Health Insurance Coverage Protection Commission – Review of Drug Transparency and Notification Laws and Initiatives”.

On pages 1 and 2, strike beginning with the first comma in line 4 on page 1 down through “terms” in line 8 on page 2 and substitute “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”.

On page 2, in line 8, strike “expensive” and substitute “the Maryland Health Insurance Coverage Protection Commission and the pricing of prescription”.

On pages 2 and 3, strike in their entirety the lines beginning with line 9 on page 2 through line 2 on page 3, inclusive.

AMENDMENT NO. 2

On page 3, in line 4, strike “the Laws of Maryland read as follows”.

On pages 3 through 13, strike in their entirety the lines beginning with line 5 on page 3 through line 15 on page 13, inclusive, and substitute:

“(a) The Maryland Health Insurance Coverage Protection Commission shall review:

(1) prescription drug price transparency and notification laws and initiatives adopted and implemented in other states; and

(2) information on prescription drug pricing reported by prescription drug manufacturers and other entities required to report information under prescription drug transparency laws and initiatives adopted and implemented in other states.

(b) (1) The Commission shall review the laws, initiatives, and information under subsection (a) of this section to assess proposals for the adoption and implementation of laws or other initiatives in the State relating to prescription drug price transparency and notification.

(2) The Commission may consider studies and receive input from experts on prescription drug pricing to perform its review under this section.

(c) The Commission shall include any findings and recommendations from its review of the laws, initiatives, and information under subsection (a) of this section in the annual report of the Commission submitted to the Governor and the General Assembly.”.

On page 13, in line 17, strike “October” and substitute “June”; and in the same line, after “2017” insert “, contingent on the taking effect of Chapter (S.B. 571/H.B. 909) of the Acts of the General Assembly of 2017, and if Chapter (S.B. 571/H.B. 909) 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.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

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**

SB0536/207676/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 536

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Vehicles” in line 2 down through “Prohibition” in line 3 and substitute “Third Generation–Electronic Toll Collection System”; strike beginning with “prohibiting” in line 4 down through “bridges” in line 10 and substitute “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”; in line 13, strike “and 4–312(a)(2)”; and strike in their entirety lines 16 through 20, inclusive.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 15 on page 2 through line 14 on page 3, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 31 each year, the Maryland Transportation Authority shall issue a report to the Governor and, in accordance with § 2–1246 of the State Government Article, the Senate Finance Committee and the House Environment and Transportation Committee on the procurement and implementation of the Third Generation–Electronic Toll Collection System that includes for each component of the System:

(1) a summary of key issues being addressed in the procurement and implementation of the System, including:

(i) efforts to review and analyze the location of a toll plaza adjacent to a bridge that is a transportation facilities project to ensure that the Authority is appropriately charging a toll for vehicles that traverse the transportation facilities project; and

(ii) a projected time frame for:

1. Board of Public Works approval of contracts for the System; and

2. implementation of the System;

- (2) if a contract has been approved by the Board of Public Works:
 - (i) a summary of the key contract terms, including duration and cost;
 - (ii) the selected vendors and their qualifications;
 - (iii) a description of the factors that made a selected vendor the best-value selection;
 - (iv) major changes made with respect to the previous tolling system contract, including new payment options for tolls; and
 - (v) a description of the performance measures included in the contract and the actions that may be taken if the performance measures are not met; and
- (3) if a component of the System has been implemented, the impact on:
 - (i) the tolling operations of and customer service provided by the Authority; and
 - (ii) the possibility of implementing all-electronic tolling or changes to toll rates.”.

AMENDMENT NO. 3

On page 3, in line 15, strike “2.” and substitute “3.”; and in line 16, after the period insert “It shall remain effective for a period 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 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 553 – Senator Hershey

AN ACT concerning

Recovery Residence Residential Rights Protection Act

SB0553/547171/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 553

(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 19 on page 3, inclusive.

AMENDMENT NO. 4

On page 3, in line 27, 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.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 715 – Senators Rosapepe, Currie, Feldman, Ferguson, Guzzone, Madaleno, Ramirez, Robinson, Smith, and Young

AN ACT concerning

Clean Energy – Energy Storage Technology Study

SB0715/397673/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 715

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after "purposes;" insert "prohibiting the cost of the study from exceeding a certain amount per fiscal year;"; strike beginning with "requiring" in line 7 down through "purposes;" in line 8; in lines 8 and 9, strike "an interim report and a final" and substitute "a"; in line 10, after "before" insert "a"; in the same line, strike "dates" and substitute "date"; in lines 4 and 15, in each instance, after "necessary" insert "or beneficial".

On page 1 in lines 3, 10, and 14, and on page 5 in line 14, in each instance, strike “Maryland Clean Energy Center” and substitute “Power Plant Research Program”.

On page 1 in lines 5, 8, and 17 and on page 2 in line 8, in each instance, strike “Center” and substitute “Program”.

AMENDMENT NO. 2

On page 2, in line 5, after “(ix)” insert “the Maryland Clean Energy Center;

(x)”;

in line 6, strike “(x)” and substitute “(xi)”; in line 10, strike the second comma and substitute a semicolon; strike beginning with the third “and” in line 10 down through “(3)” in line 14 and substitute “(2)”; in line 14, after “consider” insert “wholesale market factors, including”; in line 15, after “procedures” insert “, and the Federal Energy Regulatory Commission”; strike in their entirety lines 16 through 21, inclusive; in lines 22 and 25, strike “(5)” and “(6)”, respectively, and substitute “(3)” and “(4)”, respectively; strike beginning with “whether” in line 28 down through “(ii)” in line 30; and in line 32, strike “(iii)” and substitute “(ii)”.

On page 3, in line 3, strike “(iv)” and substitute “(iii)”; strike in their entirety lines 9 through 11, inclusive; in lines 12 and 14, strike “(8)” and “(9)”, respectively, and substitute “(5)” and “(6)”, respectively; after line 16, insert:

“(7) identify appropriate metrics and standards for energy storage systems such as energy capacity, charge and discharge rates, round trip efficiency, durability, and other appropriate metrics and standards; and”;

in line 17, strike “(10)” and substitute “(8)”; and in line 19, strike the semicolon and substitute a period.

On pages 3 through 5, strike in their entirety the lines beginning with line 20 on page 3 through line 8 on page 5, inclusive.

On page 5, after line 8, insert:

“(c) The cost of the study required under this section may not exceed \$125,000 per fiscal year.”;

in line 17, after the second comma insert “of”; strike beginning with “(1)” in line 9 down through “(2)” in line 14; and in line 15, strike “final”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 1109 – Senator Madaleno

AN ACT concerning

Nursing Homes – Partial Payment for Services Provided

SB1109/287370/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 1109

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Madaleno” and substitute “Senators Madaleno, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Middleton, Mathias, Oaks, Reilly, and Rosapepe”; and in line 8, after “circumstances;” insert “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;”.

AMENDMENT NO. 2

On page 2, in line 5, after “(B)” insert “(1)”; in the same line, strike “AT” and substitute “SUBJECT TO SUBSECTION (C) OF THIS SECTION, AT”; in lines 11 and 14, strike “(C)” and “(D)”, respectively, and substitute “(2)” and “(3)”, respectively; in line 11, strike “SUBSECTION (B)” and substitute “PARAGRAPH (1)”; in line 12, strike “SECTION” and substitute “SUBSECTION”; in lines 14 and 17, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; and after line 20, insert:

“(C) (1) ON OR BEFORE DECEMBER 31, 2018, THE DEPARTMENT, IN CONSULTATION WITH THE DEPARTMENT OF HUMAN RESOURCES, SHALL SUBMIT A REPORT TO THE SENATE FINANCE COMMITTEE, THE SENATE BUDGET AND TAXATION COMMITTEE, THE HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE, AND THE HOUSE APPROPRIATIONS COMMITTEE, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON THE PERCENT OF ELIGIBILITY APPLICATIONS FILED FOR PROGRAM SERVICES BETWEEN OCTOBER 1, 2017, AND MARCH 31, 2018, THAT DID NOT RECEIVE AN ELIGIBILITY DETERMINATION WITHIN 90 DAYS.

“(2) IF THE PERCENT OF APPLICATIONS REPORTED UNDER PARAGRAPH (1) OF THIS SUBSECTION EXCEEDS 20%, THE DEPARTMENT SHALL BEGIN MAKING ADVANCE PAYMENTS TO NURSING HOMES AS PROVIDED IN SUBSECTION (B) OF THIS SECTION.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 47

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 134 – Chair, Appropriations Committee and Chair, Environment and Transportation Committee (By Request – Departmental – Human Resources)

AN ACT concerning

Homelessness and Supportive Services – Transfer to Department of Housing and Community Development

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

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**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 586 – Delegates Hettleman, Anderson, Frick, Gutierrez, Hixson, R. Lewis, Lierman, McIntosh, A. Miller, Queen, M. Washington, and West

AN ACT concerning

Maryland Farms and Families Act

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

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**

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 adopted.

Favorable report, as amended, adopted.

Senator Feldman moved to make the Bill a Special Order for April 6, 2017.

The motion was adopted.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

House Bill 1414 – Delegate Jameson

AN ACT concerning

Renewable Energy Portfolio Standard – Study

HB1414/647378/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1414

(Third Reading File Bill)

AMENDMENT NO. 1

On page 3, in line 2, after the comma, insert “OVERALL COSTS AND BENEFITS,”; in line 4, after “OF” insert “ALL”; in the same line, after “ENERGY” insert “SOURCES”; in line 5, after “RATES” insert “, INCLUDING IN-STATE AND OUT-OF-STATE RENEWABLE ENERGY OPTIONS”; in line 23, after “ROLE” insert “AND EFFECTIVENESS”; and in line 28, after “PROJECTS” insert “, INCLUDING:

(I) RATEPAYER IMPACTS THAT RESULTED IN OTHER STATES FROM THE USE OF LONG-TERM CONTRACTS FOR THE PROCUREMENT OF RENEWABLE ENERGY FOR THE OTHER STATES’ STANDARD OFFER SERVICE AND WHETHER THE USE OF LONG-TERM CONTRACTS INCENTIVIZED NEW RENEWABLE ENERGY GENERATION DEVELOPMENT; AND

(II) RATEPAYER IMPACTS THAT MAY RESULT IN THE STATE FROM THE USE OF LONG-TERM CONTRACTS FOR EACH ENERGY SOURCE IN THE STATE'S TIER 1 AND WHETHER, FOR EACH OF THE SOURCES, THE USE OF LONG-TERM CONTRACTS WOULD INCENTIVIZE NEW RENEWABLE ENERGY GENERATION DEVELOPMENT IN THAT SOURCE".

AMENDMENT NO. 2

On page 5, in line 10, after "(D)" insert "(1)"; after line 15, insert:

"(2) THE PROGRAM SHALL CONSULT WITH REPRESENTATIVES OF VARIOUS SEGMENTS OF THE CLEAN ENERGY INDUSTRY AND OTHER STAKEHOLDERS.";

in line 16, after "(1)" insert "(I)"; and after line 21, insert:

"(II) IF THE PROGRAM DETERMINES THAT ANY PRELIMINARY FINDINGS UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH WARRANT REPORTING EARLIER THAN DECEMBER 1, 2018, THE PROGRAM MAY SUBMIT A PRELIMINARY INTERIM REPORT ON THOSE PRELIMINARY FINDINGS.";

and in line 28, after "INTERIM" insert ", ANY PRELIMINARY INTERIM,".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 1492 – Delegates Hayes, Ali, Anderson, Conaway, Glenn, R. Lewis, McCray, McIntosh, Mosby, and Rosenberg

AN ACT concerning

Housing and Community Development – Food Deserts – Small Loans

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 35

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 812 – Senators Madaleno, Ferguson, McFadden, and Smith

AN ACT concerning

Housing and Community Development – Community Development Program Act

SB0812/749138/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 812

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 12 down through “fee;” in line 19.

On pages 1 and 2, strike in their entirety the lines beginning with line 27 on page 1 through line 4 on page 2, inclusive.

AMENDMENT NO. 2

On page 3, strike beginning with “ONE” in line 5 down through “(3)” in line 9; in line 10, strike “(4)” and substitute “(2)”; and in line 19, strike “(5)” and substitute “(3)”.

On page 4, strike beginning with “REVENUE” in line 20 down through “(2)” in line 22; and in line 23, strike “(3)” and substitute “(2)”.

On pages 6 through 11, strike in their entirety the lines beginning with line 6 on page 6 through line 31 on page 11, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 36

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 685 – ~~Delegate Conaway~~ Delegates Conaway, Ali, Anderson, Clippinger, Gibson, Glenn, Hayes, Haynes, R. Lewis, Lierman, McCray, McIntosh, Rosenberg, and M. Washington

EMERGENCY BILL

AN ACT concerning

**~~Baltimore City Board of School Commissioners – Use of Funds~~
Baltimore City – Public Schools and City Council – Logistical and Financial Assistance**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

House Bill 923 – Allegany County Delegation

AN ACT concerning

Allegany County – Property Tax Credit – ~~Allegany County Animal Shelter Management Foundation, Inc.~~ Community Organizations

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 1234 – Delegates Wilkins, Kaiser, Hixson, Hornberger, Patterson, ~~and Walker~~ Walker, Rose, Simonaire, D. Barnes, Ebersole, Afzali, Turner, C. Howard, Luedtke, A. Washington, M. Washington, Buckel, Long, Reilly, Tarlau, Shoemaker, and Mosby

AN ACT concerning

Property Tax – Credit for Retired Military Service Members – Eligibility

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 1269 – ~~Delegate Simonaire~~ Anne Arundel County Delegation

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.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 1323 – Delegates Long, Grammer, Malone, McComas, and W. Miller

AN ACT concerning

Property Tax – Credit for Revitalization Districts

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 1578 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Property Tax Exemption for Economic Development
Projects – Sunset ~~Repeal~~ Extension**

PG 407–17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 1604 – Howard County Delegation

AN ACT concerning

**Howard County – Transfer Tax Exemption and Rate Reduction – Law
Enforcement Officers and Fire and Rescue Services Members**

Ho. Co. 17–17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 544 – Baltimore City Senators

AN ACT concerning

Baltimore City – Office of the Baltimore City Sheriff – Positions

SB0544/288576/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 544

(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 7, strike “MAY NOT”; in line 8, strike “MEET” and substitute “MAY MEET”; in line 9, strike “OR” and substitute “BUT”; in line 10, strike “EXCEED” and substitute “MAY NOT EXCEED”; and in line 12, strike “SHALL” and substitute “MAY”.

AMENDMENT NO. 3

On page 3, in line 25, strike the brackets; in the same line, strike “\$600”; and after line 30, 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.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 676 – Senator Kelley

AN ACT concerning

Requirements for Filial Support – Repeal

SB0676/718377/1

BY: Judicial Proceedings Committee

AMENDMENT TO SENATE BILL 676

(First Reading File Bill)

On page 2, strike in their entirety lines 8 through 32, inclusive.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin moved to make the Bill a Special Order for April 6, 2017.

The motion was adopted.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 706 – Senator Norman

AN ACT concerning

Landlord and Tenant – Expedited Eviction Proceedings – Notice and Appeals

SB0706/558778/1

BY: Judicial Proceedings Committee

AMENDMENT TO SENATE BILL 706

(First Reading File Bill)

On page 2, in line 8, strike “5” and substitute “7”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

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

SB0727/188273/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 727

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Transfer” and substitute “Notification”; in line 3, after “requiring” insert “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”; and strike beginning with “requiring” in line 5 down through “circumstances;” in line 15 and substitute “providing that the failure to receive a certain notification is not grounds for certain relief or a defense for certain criminal violations;”.

On pages 1 and 2, strike in their entirety the lines beginning with line 22 on page 1 through line 5 on page 2, inclusive.

On page 2, strike in their entirety lines 12 and 13.

AMENDMENT NO. 2

On page 2, in line 14, after “(B)” insert “(1)”; in the same line, strike “THE” and substitute “BEFORE A DEFENDANT IS SENTENCED, THE STATE’S ATTORNEY SHALL NOTIFY THE COURT IF THE DEFENDANT HAS BEEN CONVICTED OF A DISQUALIFYING CRIME.”

(2) ON RECEIVING NOTICE FROM THE STATE’S ATTORNEY UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE;

in line 15, strike “EITHER” and substitute “BOTH”; in the same line, strike “OR” and substitute “AND”; and in lines 17 and 19, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively.

AMENDMENT NO. 3

On page 2, strike beginning with “(1)” in line 21 down through “POSSESSION” in line 26 and substitute “FAILURE OF A DEFENDANT TO RECEIVE NOTICE IN ACCORDANCE WITH THIS SECTION IS NOT:”

(1) GROUNDS FOR APPEAL OR ANY POST CONVICTION RELIEF; OR

(2) A DEFENSE IN A PROSECUTION FOR A VIOLATION OF § 5–133 OR § 5–205 OF THE PUBLIC SAFETY ARTICLE”.

On pages 2 through 5, strike in their entirety the lines beginning with line 27 on page 2 through line 8 on page 5, inclusive.

The preceding 3 amendments were read only.

Senator Madaleno moved to make the Bill and Amendments a Special Order for April 6, 2017.

The motion was adopted.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 1100 – Senators Brochin and Kagan

AN ACT concerning

Intestate Estates – Inheritance by Surviving Parent – Repeal

Favorable report adopted.

FLOOR AMENDMENT

SB1100/413729/1

BY: Senator Brochin

AMENDMENT TO SENATE BILL 1100

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Kagan” and substitute “, Kagan, and Reilly”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 26

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

House Bill 166 – Delegate Dumais

AN ACT concerning

Criminal Procedure – Charges Against Correctional Officer – Review by State’s Attorney

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

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)**

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

(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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

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**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 27

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

House Bill 34 – Delegate Holmes

AN ACT concerning

Real Property – Homeowners Associations – Resale of Lot – Inspection Fees

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

House Bill 428 – Delegates Dumais, Anderson, Angel, Arentz, Atterbeary, Aumann, Barkley, B. Barnes, Barron, Barve, Beidle, Branch, Bromwell, Busch, Carozza, Carr, Clippinger, Conaway, Cullison, Davis, Ebersole, Fennell, Folden, Fraser-Hidalgo, Frick, Frush, Gaines, Gilchrist, Glass, Glenn, Grammer, Gutierrez, Healey, Hettleman, Hill, Hixson, Hornberger, C. Howard, Jackson, Jameson, Jones, Kaiser, Kelly, Kipke, Kittleman, Korman, Krebs, Krimm, Lafferty, Lam, R. Lewis, Lierman, Lisanti, Luedtke, Malone, McComas, McCray, McIntosh, Metzgar, Miele, A. Miller, Moon, Morales, Morhaim, Oaks, Parrott, Patterson, Pena-Melnyk, Pendergrass, Platt, Proctor, Queen, Rey, Reznik, Robinson, Rose, Rosenberg, Sanchez, Sophocleus, Stein, Sydnor, Tarlau, Turner, Valderrama, Valentino-Smith, Waldstreicher, A. Washington, M. Washington, West, B. Wilson, C. Wilson, Wivell, K. Young, and P. Young

AN ACT concerning

**Family Law – Child Conceived Without Consent – Termination of Parental Rights
(Rape Survivor Family Protection Act)**

HB0428/138476/1

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 428

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, strike beginning with “prohibiting” in line 1 down through “child;” in line 2; in line 4, strike “authorizing” and substitute “requiring”; in line 6, after “circumstances;”

insert “authorizing the court to stay or postpone a trial on termination of parental rights for good cause;”; strike beginning with “that” in line 7 down through “respondent” in line 8; strike beginning with “certain” in line 15 down through “indigent;” in line 20 and substitute “an unrepresented party to the Maryland Legal Services Corporation or its designee for assessment of counsel through a certain program;”.

AMENDMENT NO. 2

On page 2, in line 36, strike the first comma and substitute “OR”; and in the same line, strike “, OR § 3-323”.

AMENDMENT NO. 3

On page 3, in line 8, strike “**THE MARYLAND RULES**” and substitute “**§ 5-1403(C) OF THIS SUBTITLE**”.

On page 4, in line 24, strike “**(3)**” and substitute “**(2)**”; in line 25, strike “**WHEN**” and substitute “**THE RESPONDENT SHALL BE SERVED IN ACCORDANCE WITH RULE 2-121(A)(1) OF THE MARYLAND RULES.**”

(2) (I) WHEN”;

in line 26, after the first “**RESPONDENT**” insert “**IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION**”; in line 31, strike “**(2)**” and substitute “**(II)**”; and in line 32, strike “**SUBSECTION**” and substitute “**PARAGRAPH**”.

On page 5, strike in their entirety lines 1 and 2.

AMENDMENT NO. 4

On page 3, in line 22, after “**UNLESS**” insert a colon; in line 23, before “**THE**” insert “**(1)**”; in line 25, after “**CHILD**” insert “**; OR**”; and after line 25, insert:

“(2) THE PARENTS WERE SEPARATED IN ACCORDANCE WITH A PROTECTIVE ORDER DURING THE TIME OF THE CONCEPTION OF THE CHILD AND HAVE REMAINED SEPARATE AND APART SINCE THE TIME OF CONCEPTION.”

AMENDMENT NO. 5

On page 4, strike beginning with the comma in line 9 down through “**ATTORNEY**” in line 10.

On page 4, in line 11, strike “(1)”; in lines 11 and 12, strike “FILED BY A PARENT”; in line 12, strike “7” and substitute “3”; in lines 14 and 16, strike “(I)” and “(II)”, respectively, and substitute “(1)” and “(2)”, respectively; strike in their entirety lines 18 through 23, inclusive; and in line 24, strike “(D)” and substitute “(C)”.

On page 5, in line 3, strike “(E)” and substitute “(D)”.

AMENDMENT NO. 6

On page 5, strike in their entirety lines 1 and 2 and substitute:

“(III) IN GRANTING A MOTION FOR ALTERNATIVE SERVICE UNDER THIS SUBSECTION, THE COURT SHALL REQUIRE THE IDENTITY OF THE PETITIONER AND THE CHILD TO BE PROTECTED TO THE FULLEST EXTENT CONSISTENT WITH DUE PROCESS.”;

strike in their entirety lines 9 and 10 and substitute:

“(II) SHALL ADVISE THE RESPONDENT THAT:

1. THE RESPONDENT MAY REFUSE TO TESTIFY OR TO OFFER EVIDENCE; AND

2. NO ADVERSE INFERENCE MAY BE DRAWN FROM THE RESPONDENT’S REFUSAL TO TESTIFY OR TO OFFER EVIDENCE.”;

and in line 30, strike “THAT MAY INCRIMINATE THE RESPONDENT”.

On page 6, strike beginning with “IF” in line 5 down through “IMPEACHMENT” in line 9.

AMENDMENT NO. 7

On page 5, in line 15, strike “PARAGRAPH” and substitute “PARAGRAPHS”; in the same line, after “(2)” insert “AND (3)”; strike beginning with “OR” in line 18 down through “PROCEED” in line 19; in line 24, strike “MAY” and substitute “SHALL”; and after line 26, insert:

“(3) THE COURT MAY STAY OR POSTPONE A TRIAL ON TERMINATION OF PARENTAL RIGHTS FOR GOOD CAUSE.”.

AMENDMENT NO. 8

On page 6, after line 12, insert:

“(B) THE COURT SHALL REFER AN UNREPRESENTED PARTY TO THE MARYLAND LEGAL SERVICES CORPORATION OR ITS DESIGNEE FOR ASSIGNMENT OF COUNSEL THROUGH A QUALIFIED LEGAL SERVICES PROGRAM.”;

and strike in their entirety lines 13 through 26, inclusive.

The preceding 8 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

House Bill 954 – Delegate Holmes

AN ACT concerning

Foreclosed Property Registry – Updated Information – Notice to Local Governments

HB0954/718178/1

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 954

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “send” in line 5 down through “circumstances” in line 7 and substitute “submit to the Foreclosed Property Registry any change to certain information within a certain number of days after the change occurs”; strike beginning with “send” in line 7 down through “circumstances” in line 9 and substitute “notify, by electronic means, certain authorized users from certain counties and municipal corporations on receipt through the Foreclosed Property Registry of an initial registration or a change to certain information”; and in line 9, after the semicolon insert “providing for a delayed effective date”.

AMENDMENT NO. 2

On page 3, in line 26, strike “**SEND TO THE DEPARTMENT**” and substitute “**SUBMIT TO THE FORECLOSED PROPERTY REGISTRY**”; in the same line, strike “**UPDATES**” and substitute “**CHANGE**”; strike beginning with “**ABOUT**” in line 27 down through “**REGISTRATION**” in line 28 and substitute “**REQUIRED UNDER PARAGRAPH (2)(II)5 THROUGH 7 OF THIS SUBSECTION WITHIN 5 BUSINESS DAYS AFTER THE CHANGE OCCURS**”; and strike beginning with “**FOR**” in line 29 down through “**REGISTRATION**” in line 30 and substitute “**ON RECEIPT THROUGH THE FORECLOSED PROPERTY REGISTRY OF AN INITIAL REGISTRATION OR ANY CHANGE SUBMITTED UNDER PARAGRAPH (5) OF THIS SUBSECTION**”.

On page 4, in line 1, strike “SEND TO” and substitute “NOTIFY, BY ELECTRONIC MEANS, AUTHORIZED USERS FROM”; and strike beginning with the colon in line 2 down through “SUBSECTION” in line 5.

AMENDMENT NO. 3

On page 6, in line 16, strike “2017” and substitute “2018”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Senator Muse moved to make the Bill a Special Order for April 7, 2017.

The motion was adopted.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

House Bill 1301 – Delegates Frush, Chang, Gutierrez, ~~and Tarlau~~ Tarlau, and Healey

AN ACT concerning

Vehicle Laws – School Crossing Guards – Authority to Direct Traffic

HB1301/548779/1

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 1301
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 6 down through “Act;” in line 7.

AMENDMENT NO. 2

On page 2, in line 3, strike “EXCEPT IN BALTIMORE CITY, VEHICLES” and substitute “VEHICLES”.

The preceding 2 amendments were withdrawn.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SENATE RULES COMMITTEE REPORT NO. 11

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs:

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

AN ACT concerning

Alcoholic Beverages – Auxiliary Winery Permit

The Bill was re-referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs and the Committee on Finance:

House Bill 1118 – Delegate Lafferty

AN ACT concerning

Natural Resources – Roadside Trees – Preservation and Protection

The Bill was re-referred to the Committee on Education, Health, and Environmental Affairs and the Committee on Finance.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Finance:

House Bill 1133 – Delegates Wivell ~~and McKay~~, McKay, Beidle, Cassilly, Folden, Jacobs, and Otto

AN ACT concerning

Washington County – State Highway Rights-of-Way – Tree Planting and Signs

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

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Finance:

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

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

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Finance:

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**

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

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 ordered journalized.

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 10

AMENDED IN THE HOUSE

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

Senator Conway moved that the Senate not concur in the House amendments.

SB0548/116289/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 548

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “date,” insert “altering the circumstances under which a body of a decedent may be transported for preparation or storage to a facility that is not within the jurisdiction of the State, licensed by the Board, or permitted by the Office of Cemetery Oversight”; in line 11, after “Services” insert “and certain committees of the General Assembly”; strike beginning with the first “and” in line 13 down through “states” in line 14; and after line 15, insert:

“BY repealing and reenacting, with amendments,

Article – Health – General

Section 5–513(g)

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 4, insert:

“Article – Health – General

5–513.

(g) (1) Except as provided in paragraph (2) of this subsection, while the body of a decedent is in the custody of a funeral establishment or crematory in the State, the body may not be transported for preparation or storage to a facility that is not within the jurisdiction of the State, licensed by the State Board of Morticians and Funeral Directors, or permitted by the Office of Cemetery Oversight.

(2) The body of a decedent may be transported for preparation or storage to a facility that is not within the jurisdiction of the State, licensed by the State Board of Morticians and Funeral Directors, or permitted by the Office of Cemetery Oversight if:

(i) [The facility has entered into a written agreement with the State Board of Morticians and Funeral Directors or the Office of Cemetery Oversight to allow the State to make unannounced inspections of the facility; and

(ii) The person authorized to arrange for the final disposition of the body under § 5–509 of this subtitle:

1. Has given written permission for the body to be transported to the facility; or

2. A. Has given oral permission for the body to be transported to the facility; and

B. Within 36 hours after giving oral permission, provides written verification of the oral permission; AND

(II) THE PERMISSION REQUIRED UNDER ITEM (I) OF THIS PARAGRAPH IS GIVEN TO THE FUNERAL HOME OR CREMATORY IN THE STATE THAT HAS CUSTODY OF THE BODY BEFORE THE BODY IS TRANSPORTED.”;

AMENDMENT NO. 3

On page 2, in line 9, strike “**2028**” and substitute “**2023**”; and in line 16, strike “**2026**” and substitute “**2021**”.

AMENDMENT NO. 4

On page 2, strike in their entirety lines 17 through 24, inclusive; in line 25, strike “3.” and substitute “**2.**”; and in line 33, after “Services” insert “**and, in accordance with § 2–1246 of the State Government Article, to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee**”.

On page 3, after line 7, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That, on or before January 1, 2019, the State Board of Morticians 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, on Board efforts to:

(1) work with the Department of Health and Mental Hygiene to facilitate Board record keeping and improve the Board’s Web site;

(2) work to improve the negative perception of the Board by some licensees;
and

(3) further enhance communications with the industry.”;

in lines 15 and 16, strike “: (i)”; and strike beginning with the semicolon in line 16 down through “industry” in line 21.

The preceding 4 amendments were read and not concurred in.

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 adopted.

AMENDED IN THE HOUSE

Senate Bill 949 – Senators Smith and Madaleno

AN ACT concerning

Criminal Procedure – Expungement – Possession of Marijuana ~~and Fees~~

Senator Zirkin moved that the Senate not concur in the House amendments.

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 not concurred in.

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 adopted.

AMENDED IN THE HOUSE

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

Senator Kasemeyer moved that the Senate not concur in the House amendments.

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 not concurred in.

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 adopted.

AMENDED IN THE HOUSE

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**

Senator Kasemeyer moved that the Senate not concur in the House amendments.

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 not concurred in.

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 not concurred in.

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 not concurred in.

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 adopted.

SENATE THIRD READING CALENDAR NO. 32 (GENERAL HOUSE BILLS)

CONSENT NO. 15

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 115	The Speaker	Mold Remediation Services Providers – Licensure and Program Evaluation	EHE
HB 207	St. Mary's County Delegation	St. Mary's County – Local Plumbing Code – Repeal	EHE
HB 208	St. Mary's County Delegation	St. Mary's County – Electricians and Board of Electrical Examiners – Repeal	EHE
HB 221	Del. Cullison	Maryland Council on Advancement of School–Based Health Centers	EHE
HB 283	Del. Krebs	Procurement – Prohibitions on Participation	EHE
HB 445	Del. West	Public Health – Repeal of AIDS Ed Program for Persons Convicted of Drug– or Sex–Related Crimes	EHE
HB 619	Del. Hornberger	Election Law – Campaign Signs at Polling Places	EHE
HB 628	Del. Barron	Scrtrs of Principal Depts – Sprvsn and Review of Decisions and Actns by Units Within Depts	EHE

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 1273	Del. Cullison	Pharmacists – Substitution and Dispensing of Biological Products	EHE

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 1113)

The Bills were then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 33 (GENERAL HOUSE BILLS)

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**

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

Affirmative – 45 Negative – 0 (See Roll Call No. 1114)

The Bill was then returned to the House of Delegates.

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**

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

Affirmative – 45 Negative – 0 (See Roll Call No. 1115)

The Bill was then returned to the House of Delegates.

House Bill 184 – Delegates Morales, Angel, Barron, Cullison, Hill, Miele, Sample-Hughes, Tarlau, ~~and K. Young~~, K. Young, Pena-Melnyk, and Platt

AN ACT concerning

Public Health – Treatment of Attention-Deficit/Hyperactivity Disorder – Identification and Posting Notice of Guidelines Information

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1116)

The Bill was then returned to the House of Delegates.

House Bill 211 – Delegates Robinson, Atterbeary, Barkley, Carr, Fraser-Hidalgo, Frush, Gutierrez, Korman, Kramer, A. Miller, Morhaim, Patterson, Platt, Sanchez, Tarlau, Turner, Waldstreicher, ~~and K. Young~~, K. Young, and Lisanti

EMERGENCY BILL

AN ACT concerning

Cownose Ray Fishing Contests – Prohibition Fishery Management Plan and Moratorium on Contests

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

Affirmative – 44 Negative – 2 (See Roll Call No. 1117)

The Bill was then returned to the House of Delegates.

House Bill 275 – Delegates Queen, Angel, Frush, Korman, Luedtke, Patterson, ~~and C. Wilson~~, C. Wilson, Pendergrass, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pena-Melnyk, Platt, Rosenberg, Saab, Sample-Hughes, Szeliga, West, and K. Young

AN ACT concerning

Department of Health and Mental Hygiene – Recommended Courses in Military Culture

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

Affirmative – 45 Negative – 0 (See Roll Call No. 1118)

The Bill was then returned to the House of Delegates.

**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

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1119)

The Bill was then returned to the House of Delegates.

**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

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1120)

The Bill was then returned to the House of Delegates.

House Bill 518 – Delegates Morhaim, Kelly, and West

AN ACT concerning

Public Health – Prenatal ~~Infectious Disease~~ HIV Testing

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1121)

The Bill was then returned to the House of Delegates.

House Bill 725 – ~~Delegate Cullison~~ Delegates Cullison, Angel, Barron, Bromwell, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pena-Melnyk, Pendergrass, Platt, Rosenberg, Saab, Sample-Hughes, Szeliga, West, ~~and K. Young~~ K. Young, and Mautz

AN ACT concerning

State Board of Dental Examiners – Death of a Licensed Dentist – Ownership of a Dental Practice

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1122)

The Bill was then returned to the House of Delegates.

House Bill 760 – Delegates Arentz, Brooks, Cluster, Krebs, Long, Mautz, McComas, McDonough, and Rose

AN ACT concerning

State Real Estate Commission – Real Estate Brokerage Services – Duties and Obligations

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

Affirmative – 45 Negative – 0 (See Roll Call No. 1123)

The Bill was then returned to the House of Delegates.

House Bill 1168 – ~~Delegate Holmes~~ Delegates Holmes and Angel

AN ACT concerning

Counties and Municipalities – Land Bank Authorities

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1124)

The Bill was then returned to the House of Delegates.

House Bill 1261 – Delegates Wilkins, Barron, Carr, Fennell, Frick, Luedtke, Moon, and M. Washington

AN ACT concerning

Barbers – Criminal Penalties for Violations of Barbering Law – Repeal

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1125)

The Bill was then returned to the House of Delegates.

House Bill 1522 – Delegate Hill

AN ACT concerning

**Needs Assessment for Student School Based Behavioral Health ~~Counseling~~
Services ~~Throughout the Year~~**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1126)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 34 (GENERAL HOUSE BILLS)**CONSENT NO. 16**

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 197	Del. Luedtke	Education – Remote Classroom Technology Grant Program – Establishment (Peyton’s Bill)	EHE
HB 257	Del. Hixson	Ed – Md Mls fr Achievemnt In–Clssrm Brkfst Prgrm – Admin (Md Mls fr Achievemnt for Teens Act of 2017)	EHE
HB 462	Del. P. Young	Hghr Ed – Ttn Wvrs for Foster Care Recipients and Unaccompanied Homeless Youth – Alterations	EHE
HB 561	Del. Jones	Higher Education – St. Mary’s College of Maryland – Governing Authority	EHE

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 654	Del. Kaiser	Education – Statewide Kindergarten Assessment – Completion	EHE
HB 1066	Del. Ebersole	Education – Fire Drill Requirements – State Fire Prevention Code	EHE

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 1127)

The Bills were then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 35 (GENERAL HOUSE BILLS)

House Bill 266 – Delegates Stein, Ebersole, Beidle, Brooks, Ciliberti, Gutierrez, Hettleman, Korman, Lierman, Luedtke, McCray, Morhaim, Pena–Melnik, Platt, Tarlau, A. Washington, West, K. Young, and P. Young

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 – 45 Negative – 0 (See Roll Call No. 1128)

The Bill was then returned to the House of Delegates.

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–Melnik, Platt, Rosenberg, Saab, Sample–Hughes, Szeliga, West, and K. Young

AN ACT concerning

Health Care Practitioners – Use of Teletherapy

FLOOR AMENDMENT

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 adopted.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1129)

The Bill was then returned to the House of Delegates.

House Bill 456 – Delegates Kaiser, Barve, Buckel, Chang, Ebersole, Frick, Hornberger, Jalisi, Jones, Kelly, Korman, Lierman, McDonough, Patterson, Queen, Reznik, Sophocleus, Turner, A. Washington, M. Washington, and K. Young

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 – 47 Negative – 0 (See Roll Call No. 1130)

The Bill was then returned to the House of Delegates.

House Bill 482 – ~~Delegate Cullison~~ Delegates Cullison, Pendergrass, Bromwell, Angel, Hayes, Kelly, Kipke, Krebs, McDonough, Metzgar, Morales, Morgan, Pena-Melnyk, Platt, Rosenberg, Sample-Hughes, West, and K. Young

AN ACT concerning

Maryland Nurse Practice Act – Revisions

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1131)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1132)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 33 Negative – 14 (See Roll Call No. 1133)

The Bill was then returned to the House of Delegates.

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-Melnyk, 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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1134)

The Bill was then returned to the House of Delegates.

House Bill 669 – Delegates Arentz, Brooks, Jackson, Kittleman, and McDonough

AN ACT concerning

**Public Schools – Boards of Education – Anonymous Two-Way ~~Text Messaging~~
Electronic Tip Programs**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1135)

The Bill was then returned to the House of Delegates.

**House Bill 715 – Chair, Ways and Means Committee (By Request – Departmental
– Education)**

AN ACT concerning

**Institutions of Higher Education – Teacher Preparation Programs –
Accreditation and Approval**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1136)

The Bill was then returned to the House of Delegates.

House Bill 950 – Delegates Pena-Melnyk, Angel, Barron, Kelly, and Tarlau

AN ACT concerning

**University System of Maryland – Constituent Institutions – Alcohol and Drug
Addiction Recovery Program**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1137)

The Bill was then returned to the House of Delegates.

**House Bill 1061 – Delegates A. Washington, Ebersole, Sanchez, Tarlau,
M. Washington, and Wilkins**

AN ACT concerning

~~Task Force to Study Emergency and Evacuation Plans for Students, Staff, and
Visitors With Disabilities in Public School Facilities~~
Education – Emergency and Evacuation Plans – Individuals With Disabilities

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1138)

The Bill was then returned to the House of Delegates.

House Bill 1178 – Delegates Ghrist, Krebs, and McKay

AN ACT concerning

Employees’ Pension System – ~~Incorrect Enrollments~~ Membership – Study

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1139)

The Bill was then returned to the House of Delegates.

**House Bill 1275 – Delegates Vogt, Brooks, Folden, C. Wilson, ~~and P. Young~~
P. Young, Pendergrass, Bromwell, Angel, Cullison, Hayes, Hill, Kelly, Kipke,
Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pena-Melnyk, Platt,
Rosenberg, Saab, Sample-Hughes, Szeliga, West, and K. Young**

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 – 47 Negative – 0 (See Roll Call No. 1140)

The Bill was then returned to the House of Delegates.

House Bill 1513 – Delegates Jones, Atterbeary, Gaines, Gutierrez, Hixson, C. Howard, McIntosh, Oaks, M. Washington, K. Young, and P. Young

AN ACT concerning

Maryland Historic Trust Grant Fund Improvement Act

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1141)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 36 (GENERAL HOUSE BILLS)

House Bill 62 – Delegate McConkey

AN ACT concerning

**State Retirement and Pension System – Disability Retirement – ~~Alterations~~
Reemployment Earnings Limitation**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1142)

The Bill was then returned to the House of Delegates.

House Bill 94 – Chair, Ways and Means Committee (By Request – Departmental – Commerce)

AN ACT concerning

Maryland E-Innovation Initiative Program – Requirements for Matching Funds

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1143)

The Bill was then returned to the House of Delegates.

House Bill 112 – Delegates Fraser-Hidalgo, Brooks, and A. Miller

AN ACT concerning

Interest Rate on Tax Deficiencies and Refunds – Rounding

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1144)

The Bill was then returned to the House of Delegates.

House Bill 199 – Chair, Appropriations Committee (By Request – Departmental – Aging)

AN ACT concerning

Capital Grants for Senior Citizen Activities Centers

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1145)

The Bill was then returned to the House of Delegates.

House Bill 304 – Delegate B. Barnes (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 – 47 Negative – 0 (See Roll Call No. 1146)

The Bill was then returned to the House of Delegates.

House Bill 351 – Delegate Carr

AN ACT concerning

Property Tax – Homestead Property Tax Credit Percentage and Constant Yield Tax Rate – Deadlines

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1147)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1148)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1149)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1150)

The Bill was then returned to the House of Delegates.

House Bill 713 – Chair, Ways and Means Committee (By Request – Departmental – Transportation)

AN ACT concerning

Sales and Use Tax – Light Rail Vehicles – Exemption

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1151)

The Bill was then returned to the House of Delegates.

House Bill 822 – ~~Delegate Kipke~~ Delegates Kipke, Afzali, Ali, C. Howard, Long, Reilly, Rose, and Simonaire

AN ACT concerning

Income Tax – Subtraction Modification – Police Auxiliaries and Reserve Volunteers

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1152)

The Bill was then returned to the House of Delegates.

House Bill 979 – ~~Delegate Luedtke~~ Delegates Luedtke, Rose, Simonaire, Hornberger, Ebersole, Afzali, Hixson, Buckel, Long, Reilly, Tarlau, Shoemaker, and Mosby

AN ACT concerning

Property Tax Credit – Public Safety Officers

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1153)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1154)

The Bill was then returned to the House of Delegates.

House Bill 1122 – Delegate B. Barnes (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 – 47 Negative – 0 (See Roll Call No. 1155)

The Bill was then returned to the House of Delegates.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 55**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

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

Favorable report adopted by roll call vote as follows:

Affirmative – 44 Negative – 0 (See Roll Call No. 1156)

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1157)

ADJOURNMENT

At 1:07 P.M. on motion of Senator Peters the Senate adjourned until 11:00 A.M. on Legislative Day March 31, 2017, Calendar Day, Thursday, April 6, 2017.

Annapolis, Maryland
Legislative Day: March 31, 2017
Calendar Day: Thursday, April 6, 2017
11:00 A.M. Session

The Senate met at 11:08 A.M.

Prayer by Reverend Karen Bunnell, Elkton United Methodist Church, guest of Senator Hershey.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1159)

The Journal of April 5, 2017 was read and approved.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 568 – Senator Nathaniel T. Oaks:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Baltimore Polytechnic Institute
Boys Basketball Team
in recognition of
winning their First State Championship. We applaud your outstanding season and wish
you many more. Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 3rd day of April 2017.

Read and adopted by a roll call vote as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 1160)

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 ordered journalized.

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 adopted.

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 12

AMENDED IN THE HOUSE

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**

Senator Middleton moved that the Senate not concur in the House amendments.

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 not concurred in.

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 adopted.

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 11

AMENDED IN THE HOUSE

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**

Senator Middleton moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1161)

AMENDED IN THE HOUSE

**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

Senator Middleton moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1162)

AMENDED IN THE HOUSE

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

Senator Middleton moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1163)

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 13

AMENDED IN THE HOUSE

Senate Bill 389 – Senator Hershey

AN ACT concerning

Kent County – Property Tax Credit – Commerce Zones

Senator Kasemeyer moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1164)

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 14

AMENDED IN THE HOUSE

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

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

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 concurred in.

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

Affirmative – 45 Negative – 0 (See Roll Call No. 1165)

AMENDED IN THE HOUSE

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

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

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

Affirmative – 34 Negative – 13 (See Roll Call No. 1166)

SENATE RULES COMMITTEE REPORT NO. 12

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs:

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)

The Bill was re-referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Finance:

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

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

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Finance:

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

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

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 562 – Delegate Hayes (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City Board of School Commissioners – Members – Appointment and Removal

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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

HB0880/724638/1

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 967 – Delegate Frick

AN ACT concerning

The Textbook Cost Savings Act of 2017

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 1054 – Delegates West, Carozza, Hill, Reznik, ~~and Stein~~ Stein, Krebs, and Metzgar

AN ACT concerning

State Board of Physicians – Physician Licensure – Prohibition on Requiring Specialty Certification

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 1595 – Delegates Jones and McIntosh

EMERGENCY BILL

AN ACT concerning

Baltimore City Community College – ~~Restructuring~~ Realignment

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 50**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 433 – The Speaker (By Request – Administration) and Delegates Kipke, McConkey, and West

AN ACT concerning

State Finance and Procurement – Small and Minority Business Participation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 504 – Delegates Robinson, Carr, Fraser-Hidalgo, Lafferty, Lam, and R. Lewis

AN ACT concerning

**Products That Contain Mercury – Prohibition on Sale of Electric Switches,
Electric Relays, and Gas Valve Switches**

HB0504/224933/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 504

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “knowingly”; strike beginning with “on” in line 6 down through “violations” in line 8; and in line 9, after “Act;” insert “providing for a delayed effective date;”.

AMENDMENT NO. 2

On page 2, strike beginning with “OR” in line 29 down through “MERCURY” in line 30; and strike beginning with “OR” in line 31 down through “MERCURY” in line 32.

On page 3, strike beginning with “OR” in line 1 down through “MERCURY” in line 2; strike beginning with “ON” in line 10 down through “2018,” in line 11; in line 11, strike “KNOWINGLY”; in line 25, after “PRODUCT;” insert “OR”; and in line 27, strike “; OR” and substitute a period.

On page 4, strike in their entirety lines 1 through 29, inclusive.

On page 5, in line 2, strike “2017” and substitute “2018”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0504/883922/1

BY: Senator Salling

AMENDMENT TO HOUSE BILL 504, AS AMENDED

(Third Reading File Bill)

On page 3, in line 18, strike the first “A” and substitute “:

(1) A”;

in lines 20, 21, 24, and 26, strike “(1)”, “(2)”, “(3)”, and “(4)”, respectively, and substitute “(I)”, “(II)”, “(III)”, and “(IV)”, respectively; and in line 27, after “REGULATION” insert “; OR

(2) ON A BOAT”.

The preceding amendment was read only.

Senator Young moved to make the Bill and Amendment a Special Order for April 7, 2017.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 830 – Delegates Healey and Frush

AN ACT concerning

Pollinator Habitat Plans – Plan Contents – ~~Requirement~~ Requirements and Prohibition

HB0830/614138/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 830

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “pesticides” insert “, seeds, or plants”; in line 11, after “defining” insert “a”; and in the same line, strike “terms” and substitute “term”.

AMENDMENT NO. 2

On page 2, in line 3, strike “(1)”; strike beginning with the first “THE” in line 3 down through “NEONICOTINOID” in line 7 and substitute “, “NEONICOTINOID””; in line 24, after “PESTICIDES” insert “, SEEDS, OR PLANTS”; in line 27, strike “OR”; and in line 29, after “POLLINATORS” insert “; OR

3. SEEDS OR PLANTS TREATED WITH A NEONICOTINOID PESTICIDE”.

On page 3, strike beginning with “MAY” in line 2 down through “APPLICATOR” in line 10 and substitute “THAT ARE NOT NEONICOTINOID PESTICIDES MAY BE USED IN AN AREA DESIGNATED OR CREATED AS A POLLINATOR HABITAT AREA UNDER A POLLINATOR HABITAT PLAN IF THE SECRETARY OF HEALTH AND MENTAL HYGIENE DETERMINES THAT THE USE IS NECESSARY TO RESPOND TO A SPECIFIC INSTANCE OF THREAT TO PUBLIC HEALTH”; and in line 13, after “PESTICIDES” insert “, SEEDS, OR PLANTS”.

AMENDMENT NO. 3

On page 3, in line 29, strike “June” and substitute “July”.

The preceding 3 amendments were read only.

Senator Jennings moved to make the Bill and Amendments a Special Order for April 7, 2017.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 1450 – Delegate Wivell

AN ACT concerning

Washington County – Alcoholic Beverages – Hotel and Motel Licenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 1480 – Delegate Parrott

AN ACT concerning

Washington County – Alcoholic Beverages – Penalties

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 54**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 102 – ~~Delegates Chang, Beidle, Carey, Frush, S. Howard, Malone, McConkey, Pena Melnyk, Simonaire, and Sophocleus~~ Anne Arundel County Delegation

AN ACT concerning

Anne Arundel County Board of Education – Human Trafficking Awareness Pilot Program

HB0102/564839/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 102
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “Board;” insert “requiring the Board to report on or before a certain date each year to certain committees of the General Assembly;”.

AMENDMENT NO. 2

On page 2, after line 24, insert:

“(E) ON OR BEFORE JULY 1 EACH YEAR, THE ANNE ARUNDEL COUNTY BOARD OF EDUCATION SHALL REPORT TO THE SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE COMMITTEE ON WAYS AND MEANS, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON THE EFFECTIVENESS OF THE HUMAN TRAFFICKING AWARENESS PILOT PROGRAM.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 694 – Delegates McIntosh and Barron

AN ACT concerning

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

HB0694/954738/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 694

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, strike “residency,” and substitute “residency or”; strike beginning with “services,” in line 10 down through “life” in line 11 and substitute “services”;

strike beginning with “and” in line 14 down through “life” in line 15; and in line 17, strike “particular activity, academic program, or aspect of campus life” and substitute “certain academic program”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 6 through 11, inclusive; and in line 12, strike “(E)” and substitute “(D)”.

On page 4, in line 2, after “**RESIDENCY;**” insert “OR”; strike beginning with “**PRESENT;**” in line 5 down through “**STUDENTS**” in line 7 and substitute “PRESENT”; strike in their entirety lines 12 through 14, inclusive, and substitute “AUTOMATICALLY OR UNREASONABLY RESTRICT A STUDENT’S ADMISSION BASED ON THAT STUDENT’S CRIMINAL HISTORY.”; strike in their entirety lines 16 through 22, inclusive; and after line 22, insert:

“(A) IN DECIDING TO DENY OR LIMIT A STUDENT’S ADMISSION OR ACCESS TO CAMPUS RESIDENCY UNDER § 26-504 OF THIS SUBTITLE, AN INSTITUTION OF HIGHER EDUCATION SHALL DEVELOP A PROCESS FOR DETERMINING WHETHER THERE IS A RELATIONSHIP BETWEEN A STUDENT’S CRIMINAL HISTORY AND CAMPUS RESIDENCY OR A SPECIFIC ACADEMIC PROGRAM.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 716 – ~~Delegates Beidle, McMillan, and Sophocleus~~ Anne Arundel County Delegation

AN ACT concerning

Anne Arundel County – Board of Education – ~~Selection of Members~~

Favorable report adopted.

FLOOR AMENDMENT

HB0716/353628/1

BY: Senator Simonaire

AMENDMENT TO HOUSE BILL 716

(Third Reading File Bill)

On page 2, in line 1, strike “providing for the effective dates of this Act” and substitute “providing for a delayed effective date for certain provisions of this Act”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 1287 – Delegates A. Washington, Angel, D. Barnes, Haynes, Lierman, Pena–Melnik, Sydnor, Tarlau, Walker, and M. Washington

AN ACT concerning

Commission on the School-to-Prison Pipeline and Restorative Practices

HB1287/924430/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1287

(Third Reading File Bill)

On page 2, after line 27, insert:

“(10) one representative of the Maryland PTA, appointed by the President of the Maryland PTA;”;

and in lines 28 and 30, strike “(10)” and “(11)”, respectively, and substitute “(11)” and “(12)”, respectively.

On page 3, in lines 1, 3, 5, 7, 8, 10, 12, 14, 16, and 17, strike “(12)”, “(13)”, “(14)”, “(15)”, “(16)”, “(17)”, “(18)”, “(19)”, “(20)”, and “(21)”, respectively, and substitute “(13)”, “(14)”, “(15)”, “(16)”, “(17)”, “(18)”, “(19)”, “(20)”, “(21)”, and “(22)”, respectively.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 1381 – Delegates Clippinger, Lisanti, Carey, and Buckel

AN ACT concerning

Adult High School Pilot Program

HB1381/664230/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1381

(Third Reading File Bill)

On page 4, in line 13, after “AREA” insert “LOCATED WITHIN A COUNTY”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 56**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 310 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Deer Hunting – Sundays

MC 21-17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 313 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Archery Hunting – Safety Zone

MC 10-17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 355 – Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

Washington Suburban Sanitary Commission – Discrimination – Prohibited

MC/PG 102-17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 664 – Delegates Reilly, Anderton, Arentz, Carozza, Cassilly, Folden, Ghrist, Grammer, Healey, Jacobs, Knotts, McDonough, Metzgar, Otto, Rey, Szeliga, Vogt, C. Wilson, ~~and K. Young~~ K. Young, Pendergrass, Bromwell, Barron, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, Miele, Morales, Morgan, Pena-Melnyk, Platt, Rosenberg, Saab, Sample-Hughes, and West

AN ACT concerning

State Government – Display of the POW/MIA Flag on State Building Grounds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 758 – Delegate Beitzel

AN ACT concerning

Garrett County – Payment to Rescue Squads – ~~Repeal~~

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 824 – Chair, Health and Government Operations Committee

AN ACT concerning

**State Board of Morticians and Funeral Directors – Sunset Extension and
Program Evaluation**

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 1107 – Delegate Rosenberg

AN ACT concerning

Procurement – Intergovernmental Cooperative Purchasing Agreements

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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

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 EMDARYLAND 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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 57**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 353 – Delegates Rosenberg and Luedtke

AN ACT concerning

**Election Law – Change in Administrative Policy Affecting Voting Rights –
Notice**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 879 – The Speaker (By Request – Administration)

AN ACT concerning

Public Integrity Act of 2017

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 898 – Delegates Ebersole, Lafferty, Lam, Lierman, Luedtke, McCray, Moon, Morales, Platt, Reznik, Tarlau, Turner, A. Washington, and M. Washington

AN ACT concerning

Election Law – Campaign Finance – Coordinated Expenditures

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 1386 – Delegates Lisanti, Barkley, ~~and C. Wilson~~ C. Wilson, Anderton, Beidle, Cassilly, Clark, Flanagan, Folden, Healey, Holmes, Jacobs, and McMillan

AN ACT concerning

Maryland Public Ethics Law – Members and Employees of Boards of License Commissioners and Liquor Control Boards

Senator Miller moved to make the Bill and Report a Special Order for the end of today's business.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 1498 – Delegates A. Washington and Tarlau

AN ACT concerning

Campaign Finance – Political Organizations – Compliance and Disclosure

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 1626 – Delegates Ali, Mosby, Turner, M. Washington, and Wilkins

AN ACT concerning

**Election Law – Early Voting – Registered Voter Updating the Voter’s Address on
an Existing Registration**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 51**

CONSENT NO. 60

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 78	FAV	Del. Korman	State Government – Maryland Manual – Revisions (Maryland Manual Modernization Act)
HB 334	FAV	Del. Kramer	Local Government – Regulation of Animals – Kennel Licenses
HB 383	FAV	Del. Moon	Public Information Act – Denials of Inspection – Explanation Regarding Redaction

BILL NO.	REPORT	SPONSOR	CONTENT
HB 477	FAV	Del. Beitzel	Natural Resources – Protection and Restoration of State-Owned Lakes
HB 485	FAV	Del. Impallaria	Harford County – Alcoholic Beverages – Common Direct or Indirect Sharing of Profit
HB 557	FAV	Del. Stein	Environment – Water Management – Sediment Control at Large Redevelopment Sites
HB 655	FAV	Frederick County Delegation	Frederick County – Hunting – Nongame Birds and Mammals
HB 837	FAV	Del. McIntosh	Baltimore City – Alcoholic Beverages – Beer, Wine, and Liquor Tasting License
HB 971	FAV	Del. Ebersole	James W. Hubbard Inclusive Higher Education Grant Program
HB 1031	FAV	Del. Pena–Melnyk	State Board of Pharmacy – Registered Pharmacy Technicians – Exemption for Pharmacy Students
HB 1475	FAV	Del. A. Washington (Jointly Considered EHE/B&T)	Residential Boarding Education Programs for At-Risk Youth – Eligibility

Favorable report adopted on all of the preceding bills.

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

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 52**

CONSENT NO. 61

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 47	FAV	Del. Arentz	Queen Anne's Co – Alchlc Bevs – Class D Beer, Wine, and Lqr and Class 9 Ltd Distillery Licenses
HB 178	FAV	Frederick County Delegation	Frederick County – Alcoholic Beverages – Sunday Hours of Sale
HB 179	FAV	Frederick County Delegation	Frederick County – Beer and Wine Licenses – Barbershops
HB 289	FAV	Del. Hayes	Baltimore City – Alcoholic Beverages – Marketplace License
HB 436	FAV	Del. Ebersole	Baltimore County – Alcoholic Beverages – Issuance of Licenses Near Places of Worship
HB 646	FAV	Frederick County Delegation	Frederick County – Alcoholic Beverages – Restaurants – Average Daily Receipts
HB 729	FAV	Del. Arentz	Queen Anne's County – Alcoholic Beverages Inspectors – Qualifications, Powers, and Duties
HB 1008	FAV	Harford County Delegation	Harford County – Alcoholic Beverages – Publication of Notices
HB 1201	FAV	Cecil County Delegation	Cecil County – Alcoholic Beverages – Beer, Wine, and Liquor Tasting License

BILL NO.	REPORT	SPONSOR	CONTENT
HB 1430	FAV	Del. B. Wilson	Washington County – Alcoholic Beverages – Class CT (Cinema/Theater License)

Favorable report adopted on all of the preceding bills.

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

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 53**

CONSENT NO. 62

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 108	FAV	St. Mary's County Delegation	St. Mary's County – Regulation of Animals – Dogs
HB 109	FAV	St. Mary's County Delegation	St. Mary's County – Farm Fences – Repeal
HB 163	FAV	St. Mary's County Delegation	St. Mary's County – Mobile Home Parks – Repeal
HB 187	FAV	St. Mary's County Delegation	St. Mary's County – Foxes and Hounds – Repeal of Provisions
HB 209	FAV	St. Mary's County Delegation	St. Mary's County – Vocational Training Facility – Repeal

BILL NO.	REPORT	SPONSOR	CONTENT
HB 218	FAV	Carroll County Delegation	Carroll County – Huckster, Hawker, or Peddler License – Repeal
HB 243	FAV	St. Mary's County Delegation	St. Mary's County – Auditing Requirements – Repeal
HB 249	FAV	Carroll County Delegation	Carroll County – Mechanical Musical Devices – Licensing Requirements – Repeal
HB 404	FAV	St. Mary's County Delegation	St. Mary's County – Land Records – Repeal
HB 447	FAV	Del. Anderson	Baltimore City – Board of Municipal and Zoning Appeals – Appeals Authority

Favorable report adopted on all of the preceding bills.

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

SPECIAL ORDER CALENDAR NO. 45

House Bill 708 – ~~Delegate Walker~~ Delegates Walker, Mosby, Ali, A. Washington, C. Howard, Ebersole, Patterson, Rose, Tarlau, Afzali, Hixson, and Turner

AN ACT concerning

State Department of Education – Lacrosse Opportunities Program – Youth Lacrosse Nonprofit Organizations

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Kasemeyer moved to make the Bill a Special Order for April 7, 2017.

The motion was adopted.

House Bill 245 – Chair, Economic Matters Committee (By Request – Departmental – Commerce)

AN ACT concerning

**Department of Commerce – Maryland Advisory Commission on Manufacturing
Competitiveness – Renaming and Restructuring**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1167)

The Bill was then returned to the House of Delegates.

House Bill 66 – Delegate Lam

AN ACT concerning

Environment – Lead and Mercury Wheel Weights – Prohibited

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE
AMENDMENT (1) AND THE FAVORABLE COMMITTEE REPORT.

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 adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

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 adopted.

Read the second time and ordered prepared for Third Reading.

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 15

AMENDED IN THE HOUSE

Senate Bill 1 – ~~Senator Conway~~ Senators Conway, Madaleno, Lee, Zucker, and Smith

AN ACT concerning

Education – Specialized Intervention Services – Reports

Senator Conway moved that the Senate not concur in the House amendments.

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 not concurred in.

MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

BILL: **SB0001**

SPONSOR: Senator Conway, et al

SUBJECT: Education – Specialized Intervention Services – Reports

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 Zucker
Senator Bates

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.
Secretary

Read and adopted.

AMENDED IN THE HOUSE

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**

Senator Zirkin moved that the Senate not concur in the House amendments.

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 not concurred in.

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 adopted.

MOTION

Senator Ferguson moved that the Senate receive in Open Session the following Report for the Committee on Executive Nominations.

The motion was adopted.

SENATE EXECUTIVE NOMINATIONS COMMITTEE REPORT NO. 8

Senator Ferguson, Chair, for the Senate Executive Nominations Committee reports favorably on the attached gubernatorial appointments and recommends that the Senate of Maryland advise and consent to these appointments.

Report No. 8

The Senate Executive Nominations Committee reports favorably on the attached gubernatorial appointments and recommends that the Senate of Maryland advise and consent to these appointments.

Bill Ferguson
Chair

Senate Executive Nominations Committee
Report No. 8
April 6, 2017

Human Resources, Department of

1. Lourdes R. Padilla District 46

Secretary of the Department of Human Resources; appointed to serve at the pleasure of the Governor

Chesapeake Employers' Insurance Company, Board for the

2. Leonard G. Schuler, Jr. District 7
3 Old Garrett Court
White Hall, MD 21161

Member of the Board for the Chesapeake Employers' Insurance Company; reappointed to serve a term to expire May 31, 2021

College of Southern Maryland, Board of Trustees of the

3. Lois E. DiNatale District 28
8300 Wheatley Road
La Plata, MD 20646

Member of the Board of Trustees of the College of Southern Maryland; reappointed to serve a term of five years from July 1, 2014

4. Margaret C. Dunkle District 27
4023 Evergreen Road
Port Republic, MD 20676

Member of the Board of Trustees of the College of Southern Maryland; appointed to serve a term of five years from July 1, 2016

Economic Development Commission, Maryland

5. Jeanette Glose Partlow, Esq. District 43
204 Southway
Baltimore, MD 21218

Member of the Maryland Economic Development Commission; appointed to serve a term of three years from July 1, 2016

Education, State Board of

6. Rose Maria Li, Ph.D. District 16
9501 Wadsworth Drive
Bethesda, MD 20817

Member of the State Board of Education; appointed to serve remainder of a term of four years from July 1, 2013

Health Care Commission, Maryland

7. Andrew N. Pollak, M.D. District 11
1692 Bullock Circle
Owings Mills, MD 21117

Member of the Maryland Health Care Commission; reappointed to serve a term of four years from October 1, 2016

People's Insurance Counsel of Office of the Attorney General

8. Ilene J. Nathan District 33
868 Twin Harbor Drive
Arnold, MD 21012

Member of the People's Insurance Counsel of the Office of the Attorney General; appointed to serve at the pleasure of the Attorney General

State Higher Education Labor Relations Board, Maryland

9. Milton Lawler, Ph.D. District 26
5106 Boulder Drive
Oxon Hill, MD 20745

Member of the State Higher Education Labor Relations Board; appointed to serve a term of six years from July 1, 2016

University System of Maryland Board of Regents

10. Ellen R. Fish District 11
7 Broadridge Lane
Lutherville, MD 21093

Member of the University System of Maryland Board of Regents; appointed to serve a term of five years from July 1, 2016

11. James N. Holzapfel District 2
13011 Fountain Head Road
Hagerstown, MD 21742

Member of the University System of Maryland Board of Regents; appointed to serve a term of five years from July 1, 2016

12. Louis M. Pope District 9
12519 Marlow Road
Fulton, MD 20759

Member of the University System of Maryland Board of Regents; appointed to serve a term of five years from July 1, 2015

Statewide Nominees

Please Note: Statewide nominees who, in accordance with the policies adopted by the Senate Executive Nominations Committee, are not required to appear before the committee.

Automobile Insurance Fund, Board of Trustees of the Maryland

- S-1. Audrey E. Scott District 36
217 Hickory Ridge Drive
Queenstown, MD 21658

Member of the Board of Trustees of the Maryland Automobile Insurance Fund; reappointed to serve a term of five years from October 1, 2017

Aviation Commission, Maryland

- S–2. Enrique M. Melendez District 30
2314 Annapolis Ridge Court
Annapolis, MD 21401

Member of the Maryland Aviation Commission; reappointed to serve a term of three years from October 1, 2017

Certified Interior Designers, State Board of

- S–3. Cheryl P. Duvall District 30
704 South Cherry Grove Avenue
Annapolis, MD 21401

Member of the State Board of Certified Interior Designers; appointed to serve a term of three years from July 1, 2017

- S–4. Carmen Parsons District 20
9215 Whitney Street
Silver Spring, MD 20901

Member of the State Board of Certified Interior Designers; appointed to serve a term of three years from July 1, 2017

Correctional Standards, Commission on

- S–5. Robert L. Green District 2
10905 Honeyfield Road
Williamsport, MD 21795

Member of the Commission on Correctional Standards; reappointed to serve a term of three years from July 1, 2015

Economic Development Commission, Maryland

- S–6. Anirban Basu District 11
1 Devon Hill Road
Baltimore, MD 21210

Chair of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

S-7. Howard Blackwell Bowen District 2
9651 Old National Pike
Hagerstown, MD 21740

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

S-8. James T. Brady District 4
5625 Broadmoor Terrace North
Ijamsville, MD 21754

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

S-9. Raymond J. Briscuso, Jr. District 18
7709 Barnum Road
Bethesda, MD 20817

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

S-10. Martin P. Brunk, CPA District 11
2008 Cranbourne Road
Lutherville, MD 21093

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

S-11. Brian C. Rogers District 11
1708 Ruxton Road
Towson, MD 21204

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

S-12. Brenda A. Smith District 1
716 Hill Top Drive
Cumberland, MD 21502

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

- S–13. Robert L. Wallace District 13
6360 Guilford Road
Clarksville, MD 21029

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

- S–14. Julian Blacklock Wills, Jr. District 28
8450 Potobac Shores Road
Port Tobacco, MD 20677

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

Education, State Board of

- S–15. Rose Maria Li, Ph.D. District 16
9501 Wadsworth Drive
Bethesda, MD 20817

Member of the State Board of Education; reappointed to serve a term of four years from July 1, 2017

Emergency Number Systems Board

- S–16. William A. Frazier District 28
29 Willow Lane
La Plata, MD 20646

Member of the Emergency Number Systems Board; reappointed to serve a term of four years from July 1, 2014

Historic St. Mary's City Commission

- S–17. Kelsey Roderic Moffatt Bush, Esq. District 29
22585 Joan Drive
California, MD 20619

Member of the Historic St. Mary's City Commission; reappointed to serve a term of four years from July 1, 2017

S–18. Laura J. Cripps, Ph.D. District 44
2309 Westchester Avenue
Catonsville, MD 21228

Member of the Historic St. Mary's City Commission; reappointed to serve a term of four years from July 1, 2017

S–19. Michael J. Dougherty District 29
23585 Town Creek Drive
Lexington Park, MD 20653

Member of the Historic St. Mary's City Commission; reappointed to serve a term of four years from July 1, 2014

S–20. M. Margaret McFarland, Esq. District 20
7404 Flower Avenue
Takoma Park, MD 20912

Member of the Historic St. Mary's City Commission; appointed to serve a term of four years from July 1, 2017

S–21. Monica Diana Harley Penny District 28
4840 Pisgah Marbury Road
Marbury, MD 20658

Member of the Historic St. Mary's City Commission; appointed to serve a term of four years from July 1, 2017

S–22. Andrea Steele District 23
16606 Pleasant Colony Drive
Upper Marlboro, MD 20772

Member of the Historic St. Mary's City Commission; appointed to serve a term of four years from July 1, 2016

S–23. Danielle E. Troyan District 99
146 Ingle Place
Alexandria, VA 22304

Member of the Historic St. Mary's City Commission; reappointed to serve a term of four years from July 1, 2017

Judicial Disabilities, Commission on

- S–24. Virginia Lee Fogle District 3
5312 Wye Creek Drive
Frederick, MD 21703

Member of the Commission on Judicial Disabilities; reappointed to serve a term of four years from January 1, 2017

- S–25. Marissa A. Trasatti, Esq. District 7
1457 Fallston Road
Fallston, MD 21047

Member of the Commission on Judicial Disabilities; reappointed to serve a term of four years from January 1, 2017

Maryland Legal Services Corporation Board of Directors

- S–26. Violet M. Apple District 11
9050 Iron Horse Lane
Pikesville, MD 21208

Member of the Maryland Legal Services Corporation Board of Directors; appointed to serve a term of three years from July 1, 2017

- S–27. Sidney A. Butcher, Esq. District 32
7564B Stoney Run Drive
Hanover, MD 21076

Member of the Maryland Legal Services Corporation Board of Directors; reappointed to serve a term of three years from July 1, 2017

Open Meetings Law Compliance Board, State

- S–28. April Caso Ishak, Esq. District 34
1708 Mount Pleasant Court
Havre de Grace, MD 21078

Member of the State Open Meetings Law Compliance Board; reappointed to serve a term of three years from July 1, 2017

Patuxent Institution Board of Review

S–29. Margaret Ruth Doxzen District 5
2807 Chauncey Hill Drive
Manchester, MD 21102

Member of the Patuxent Institution Board of Review; reappointed to serve a term of four years from March 21, 2015

S–30. Wayne S. Price, Sr. District 47
7212 Hawthorne Street
Landover, MD 20785

Chair of the Patuxent Institution Board of Review; reappointed to serve a term of four years from March 21, 2016

Patuxent River Commission

S–31. Thomas J. Miller, Ph.D. District 29
520 Swaggers Point Road
Solomons, MD 20688

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

S–32. Lisa K. White District 28
6655 Horseshoe Drive
La Plata, MD 20646

Member of the Patuxent River Commission; appointed to serve remainder of a term of four years from October 1, 2013, and a term of four years from October 1, 2017

Port Commission, Maryland

S–33. John A. Lunn, Sr. District 10
1100 Scotts Hill Drive
Pikesville, MD 21208

Member of the Maryland Port Commission; reappointed to serve a term of three years from July 1, 2017

- S–34. David M. Richardson District 35
204 Wagner Road
Bel Air, MD 21015

Member of the Maryland Port Commission; reappointed to serve a term of three years from July 1, 2017

Procurement Advisory Council

- S–35. Mary Jo Childs, Esq. District 27
1156 Regency Drive
Saint Leonard, MD 20685

Member of the Procurement Advisory Council; reappointed to serve a term of two years from May 6, 2017

- S–36. Phillip C. Martien District 5
3150 Lawndale Road
Finksburg, MD 21048

Member of the Procurement Advisory Council; reappointed to serve a term of two years from May 6, 2017

- S–37. Juan Leo Salazar District 12
6208 Bright Plume
Columbia, MD 21004

Member of the Procurement Advisory Council; reappointed to serve a term of two years from May 6, 2017

Professional Engineers, State Board for

- S–38. Karl J. Rickert District 42
936 Beaverbank Circle
Towson, MD 21286

Member of the State Board for Professional Engineers; reappointed to serve a term of five years from July 1, 2017

S-39. Justin A. Williams, Esq. District 46
1304 Baylis Street
Baltimore, MD 21224

Member of the State Board for Professional Engineers; reappointed to serve a term of five years from July 1, 2017

Professional Standards and Teacher Education Board

S-40. Kristine E. McGee, Ed.D. District 2
10 Mallard Lane
Keedysville, MD 21756

Member of the Professional Standards and Teacher Education Board; appointed to serve a term of three years from July 1, 2016

Psychologists, State Board of

S-41. Christopher L. Bishop, Psy.D. District 23
13803 Resin Court
Bowie, MD 20720

Member of the State Board of Psychologists; reappointed to serve a term of four years from July 1, 2017

S-42. James Gormally, Ph.D. District 20
1111 Noyes Drive
Silver Spring, MD 20910

Member of the State Board of Psychologists; reappointed to serve a term of four years from July 1, 2017

S-43. Neal R. Morris, Ph.D. District 16
4615 Chestnut Street
Bethesda, MD 20814

Member of the State Board of Psychologists; reappointed to serve a term of four years from July 1, 2017

Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors, State Commission of

- S–44. Anatol L. Polillo District 43
3706 Ednor Road
Baltimore, MD 21218

Member of the State Commission of Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors; reappointed to serve a term of three years from January 1, 2018

Social Work Examiners, State Board of

- S–45. Gerald M. Farrell District 30
1728 Woodlore Road
Annapolis, MD 21401

Member of the State Board of Social Work Examiners; appointed to serve a term of four years from July 1, 2017

- S–46. Sherryl L. Silberman District 10
12312 Timber Grove Road
Owings Mills, MD 21117

Member of the State Board of Social Work Examiners; reappointed to serve a term of four years from July 1, 2017

- S–47. Nicholette Smith–Bligen District 27
9401 Pine View Lane
Clinton, MD 20735

Member of the State Board of Social Work Examiners; appointed to serve a term of four years from July 1, 2017

St. Mary's College of Maryland, Board of Trustees

- S–48. Anirban Basu District 11
1 Devon Hill Road
Baltimore, MD 21210

Member of the Board of Trustees of St. Mary's College of Maryland; appointed to serve remainder of a term of six years from June 1, 2015

University System of Maryland Board of Regents

S-49. James T. Brady District 4
5625 Broadmoor Terrace North
Ijamsville, MD 21754

Member of the University System of Maryland Board of Regents; reappointed to serve a term of five years from July 1, 2017

S-50. Michelle A. Gourdine, M.D. District 11
9 Nearock Court
Owings Mills, MD 21117

Member of the University System of Maryland Board of Regents; reappointed to serve a term of five years from July 1, 2017

Local Nominees

Please Note: Local Nominees are not required to appear before the Senate Executive Nominations Committee.

Allegany College Board of Trustees

L-1. Kim B. Leonard District 1
801 Nemascolin Road
Cumberland, MD 21502

Member of the Allegany College Board of Trustees; reappointed to serve a term of six years from July 1, 2016

Anne Arundel County Orphans' Court

L-2. Maureen Carr York, Esq. District 31
105 Sandgate Court
Millersville, MD 21108

Judge of the Anne Arundel County Orphans' Court; appointed to serve remainder of a term of four years from the General Election of November, 2014

Baltimore City Board of License Commissioners

- L–3. Aaron J. Greenfield District 46
719 S. Ellwood Avenue
Baltimore, MD 21224

Member of the Baltimore City Board of License Commissioners; appointed to serve a term of two years from July 1, 2015

- L–4. Harvey E. Jones District 45
4310 Walther Avenue
Baltimore, MD 21214

Member of the Baltimore City Board of License Commissioners; appointed to serve remainder of a term of two years from July 1, 2014 and a term of two years from July 1, 2016

- L–5. Albert J. Matricciani, Jr. District 43
3801 Canterbury Road, Unit 1101
Baltimore, MD 21218

Member of the Baltimore City Board of License Commissioners; appointed to serve remainder of a term of two years from July 1, 2014 and a term of two years from July 1, 2016

- L–6. Dana Petersen–Moore District 43
3015 Guilford Avenue
Baltimore, MD 21218

Member of the Baltimore City Board of License Commissioners; appointed to serve a term of two years from July 1, 2015

Baltimore County Community College, Board of Trustees

- L–7. J.D. Urbach, II District 6
107 Commodore Drive
Baltimore, MD 21221

Member of the Board of Trustees of Baltimore County Community College; appointed to serve a term of five years from July 1, 2017

Calvert County Board of License Commissioners

- L-8. Frank B. Stull District 27
9440 River View Road
Broomes Island, MD 20615

Member of the Calvert County Board of License Commissioners; appointed to serve a term to expire June 5, 2017

Caroline County Board of Education

- L-9. Kathy S. Dill District 36
24751 Pealiquor Road
Denton, MD 21629

Member of the Caroline County Board of Education; appointed to serve a term of four years from December 5, 2016

Carroll Community College Board of Trustees

- L-10. David P. O'Callaghan District 5
2704 Appleseed Road
Finksburg, MD 21048

Member of the Carroll Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2016

Carroll County Orphans' Court

- L-11. Charles M. Coles, Jr. District 5
4400 Green Valley Road
Union Bridge, MD 21791

Judge of the Carroll County Orphans' Court; appointed to serve remainder of a term of four years from the General Election of November 4, 2014

Cecil College Board of Trustees

- L-12. Kathleen Kunda District 35
83 Nicholas Drive
Elkton, MD 21921

Member of the Cecil College Board of Trustees; appointed to serve a term of six years from July 1, 2016

- L–13. Michael J. Scibinico, II, Esq. District 36
26 Lake Forest Drive
Elkton, MD 21921

Member of the Cecil College Board of Trustees; appointed to serve a term of six years from July 1, 2016

Dorchester County Board of Elections

- L–14. Michael W. Detmer District 37
5236 Gallium Court, #302
Cambridge, MD 21613

Member of the Dorchester County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

- L–15. Ralph C. Lewis, Jr. District 37
4126 Bestpitch Ferry Road
Cambridge, MD 21613

Member of the Dorchester County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

Frederick Community College Board of Trustees

- L–16. Nicanor Diaz District 3
8208 James Street
Middletown, MD 21769

Member of the Frederick Community College Board of Trustees; reappointed to serve a term of five years from July 1, 2016

- L–17. Thomas E. Lynch, III, Esq. District 3
35 E. All Saints Street, Unit 304
Frederick, MD 21701

Member of the Frederick Community College Board of Trustees; appointed to serve remainder of a term of five years from July 1, 2015

- L–18. John K. Molesworth, D.O. District 4
8573 Indian Springs Road
Frederick, MD 21702

Member of the Frederick Community College Board of Trustees; appointed to serve a term of five years from July 1, 2017

Frederick County Board of Elections

L-19. Carlotta Cooke Joyner, Ph.D. District 4
8827 Pete Wiles Road
Middletown, MD 21769

Member of the Frederick County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

Frederick County Orphans' Court

L-20. Gurnon F. Working District 3
1248 Danielle Drive
Frederick, MD 21703

Judge of the Frederick County Orphans' Court; appointed to serve remainder of a term of four years from the General Election of November 4, 2014

Garrett College Board of Trustees

L-21. Brenda E. McCartney District 1
131 N. 2nd Street
Oakland, MD 21550

Member of the Garrett College Board of Trustees; appointed to serve remainder of a term of six years from July 1, 2012

L-22. Jason B. Rush District 1
39 Deer Pass Lane
McHenry, MD 21541

Member of the Garrett College Board of Trustees; appointed to serve a term of six years from July 1, 2016

Garrett County Liquor Control Board

L-23. Lisa Herman District 1
1126 Friendsville Road
Friendsville, MD 21531

Member of the Garrett County Liquor Control Board; appointed to serve remainder of a term of six years from June 1, 2012

L–24. David L. Moe District 1
71 Cherokee Lane
Oakland, MD 21550

Member of the Garrett County Liquor Control Board; reappointed to serve a term of six years from June 1, 2016

Hagerstown Community College Board of Trustees

L–25. Paula A. Lampton District 2
10647 Trotter Drive
Hagerstown, MD 21742

Member of the Hagerstown Community College Board of Trustees; appointed to serve a term of six years from July 1, 2016

Harford County Board of Elections

L–26. Maria A. Terry District 34
2006 Pulaski Highway
Havre de Grace, MD 21078

Member of the Harford County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

Howard Community College Board of Trustees

L–27. Steven A. Joss District 13
5476 Wingborne Court
Columbia, MD 21044

Member of the Howard Community College Board of Trustees; appointed to serve a term of six years from July 1, 2016

L–28. Christopher G. Marasco District 12
5237 Lightfoot Path
Columbia, MD 21044

Member of the Howard Community College Board of Trustees; appointed to serve a term of six years from July 1, 2017

Montgomery College Board of Trustees

- L–29. Michael A. Brintnall, Ph.D. District 16
1 Ericsson Road
Cabin John, MD 20818

Administrator of the Montgomery College Board of Trustees; appointed to serve a term of six years from July 1, 2017

- L–30. Kenneth Jay Hoffman, M.D. District 17
1511 Auburn Avenue
Rockville, MD 20850

Member of the Montgomery College Board of Trustees; reappointed to serve a term of six years from July 1, 2017

Prince George’s Community College Board of Trustees

- L–31. Rita L. Robinson, Ph.D. District 27
10900 New England Drive
Clinton, MD 20735

Member of the Prince George’s Community College Board of Trustees; appointed to serve remainder of a term of five years from July 1, 2011

Somerset County Orphans’ Court

- L–32. Kathleen Lovely Crossan District 38
29323 Deal Island Road
Princess Anne, MD 21853

Judge of the Somerset County Orphans’ Court; appointed to serve remainder of a term of four years from the General Election of November 4, 2014

St. Mary’s County Alcohol Beverage Board

- L–33. Theodore A. Belleavoine District 29
22266 St. Clement’s Avenue
Leonardtown, MD 20650

Chair of the St. Mary’s County Alcohol Beverage Board; appointed to serve a term of four years from January 1, 2016

L–34. Kevin M. Hall District 29
37909 Frankhall Lane
Clements, MD 20624

Member of the St. Mary's County Alcohol Beverage Board; reappointed to serve a term of four years from January 1, 2016

L–35. Leonard L. Kohl, Jr. District 29
21137 Point Lookout Road
Callaway, MD 20620

Member of the St. Mary's County Alcohol Beverage Board; appointed to serve a term of four years from January 1, 2016

Worcester County Board of License Commissioners

L–36. Martha W. Pusey District 38
4416 Island View Road
Snow Hill, MD 21863

Member of the Worcester County Board of License Commissioners; appointed to serve a term of four years from July 1, 2016

Worcester County Orphans' Court

L–37. Michael Diffendal District 38
6243 South Point Road
Berlin, MD 21811

Member of the Worcester County Orphans' Court; appointed to serve remainder of a term of four years from the General Election of November 4, 2014

Senator Ferguson moved to make the Report a Special Order for April 7, 2017.

The motion was adopted.

SENATE RULES COMMITTEE REPORT NO. 13

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Budget and Taxation:

House Bill 437 – Delegate Jones

AN ACT concerning

Higher Education – University System of Maryland – Quasi-Endowment Funds

The Bill was re-referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Budget and Taxation:

House Bill 556 – Delegates Jones, B. Barnes, Ciliberti, Hettleman, and Korman

AN ACT concerning

Higher Education – St. Mary’s College of Maryland – Funding

The Bill was re-referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Judicial Proceedings:

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

The Bill was re-referred to the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Judicial Proceedings:

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

The Bill was re-referred to the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Budget and Taxation:

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**

The Bill was re-referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs:

House Bill 813 – Delegates Bromwell, Buckel, and M. Washington

AN ACT concerning

State Lottery Tickets – Internet Sales – Prohibition

The Bill was re-referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Finance:

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

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

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Finance:

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

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

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Finance:

House Bill 1002 – Delegate Davis

AN ACT concerning

Electric Universal Service Program – Unexpended Funds

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

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Budget and Taxation:

House Bill 1081 – Delegates Jackson, Barron, Knotts, McKay, Proctor, and Tarlau

AN ACT concerning

Correctional Officers’ Retirement System – Membership

The Bill was re-referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Budget and Taxation:

**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

The Bill was re-referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Judicial Proceedings:

**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

The Bill was re-referred to the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re-referred to the Committee on Finance:

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)**

The Bill was re–referred to the Committee on Finance.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

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

The Bill was re–referred to the Committee on Finance.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

House Bill 1619 – Delegate Clippinger

AN ACT concerning

**Maryland Stadium Authority – Maryland Sports and Affiliated Foundations –
Establishment**

The Bill was re–referred to the Committee on Finance.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

**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

The Joint Resolution was re-referred to the Committee on Education, Health, and Environmental Affairs.

MESSAGE FROM THE HOUSE OF DELEGATES NO. 12

SENATE BILLS PASSED BY YEAS AND NAYS

BILL NO.	SPONSOR	CONTENT
SB 7	Sen. Pinsky	Gov's P-20 Leadership Cncl – College and Career Readiness and College Completion Reporting – Rvsns
SB 31	Chair, Finance Committee	Title Insurance – Rate Making – Use of Rating Organizations for Filings
SB 32	Chair, Finance Committee	Insurance – Cancellation of Policy or Binder – Notice Requirements
SB 40	Chair, Finance Committee	Title Insurance Producers – Licensing of Business Entities and On-Site Reviews
SB 251	Sen. Simonaire	Anne Arundel County – Property Tax – Credit for Seniors of Limited Income
SB 290	Sen. Middleton	Motor Vehicle Liability Insurance Policies – Placement and Reinstatement
SB 327	Sen. Young	Public Senior Higher Education Institutions – Financial Aid – Reduction Restrictions
SB 392	Sen. Hershey	Credit Regulation – Closed End Credit Loans – Elimination of Duplicative Disclosures
SB 592	Sen. Edwards	Allegany County – Property Tax Credits – Community Organizations and Lions Center

BILL NO.	SPONSOR	CONTENT
SB 671	Sen. Kelley	Department of Human Resources – Public Assistance Eligibility – Financial Records
SB 753	Sen. Guzzone	Tax Sales – Foreclosure of Right of Redemption – Naming of Defendants
SB 897	Sen. Astle	Anne Arundel County – Alcoholic Beverages – Class H Beer and Light Wine Licenses
SB 924	Sen. Serafini	Cmsnr of Fincl Reg and St Collection Agnc Lcnsng Brd – Surety Bond Rqrmnts for Lcnss and Rgstrnts
SB 930	Anne Arundel County Senators	Anne Arundel Co – Property Tax – Payment in Lieu of Taxes Agreements – Econ Dvlp Projects
SB 1088	Sen. Astle	Anne Arundel County – Alcoholic Beverages – Class B Beer, Wine, and Liquor Licenses

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

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1168)

SENATE THIRD READING CALENDAR NO. 70 (GENERAL SENATE BILLS)

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1169)

The Bill was then sent to the House of Delegates.

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1170)

The Bill was then sent to the House of Delegates.

Senate Bill 544 – Baltimore City Senators

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 – 46 Negative – 0 (See Roll Call No. 1171)

The Bill was then sent to the House of Delegates.

Senate Bill 553 – Senator Hershey

AN ACT concerning

Recovery Residence Residential Rights Protection Act

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1172)

The Bill was then sent to the House of Delegates.

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

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

Affirmative – 42 Negative – 0 (See Roll Call No. 1173)

The Bill was then sent to the House of Delegates.

Senate Bill 676 – Senator Kelley

AN ACT concerning

Requirements for Filial Support – Repeal

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

Affirmative – 46 Negative – 1 (See Roll Call No. 1174)

The Bill was then sent to the House of Delegates.

Senate Bill 706 – Senator Norman

AN ACT concerning

Landlord and Tenant – Expedited Eviction Proceedings – Notice and Appeals

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

Affirmative – 35 Negative – 12 (See Roll Call No. 1175)

The Bill was then sent to the House of Delegates.

Senate Bill 715 – Senators Rosapepe, Currie, Feldman, Ferguson, Guzzone, Madaleno, Ramirez, Robinson, Smith, and Young

AN ACT concerning

Clean Energy – Energy Storage Technology Study

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1176)

The Bill was then sent to the House of Delegates.

Senate Bill 812 – Senators Madaleno, Ferguson, McFadden, and Smith

AN ACT concerning

Housing and Community Development – Community Development Program Act

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1177)

The Bill was then sent to the House of Delegates.

Senate Bill 1100 – Senators Brochin ~~and Kagan~~, Kagan, and Reilly

AN ACT concerning

Intestate Estates – Inheritance by Surviving Parent – Repeal

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

Affirmative – 46 Negative – 1 (See Roll Call No. 1178)

The Bill was then sent to the House of Delegates.

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1179)

The Bill was then sent to the House of Delegates.

House Bill 134 – Chair, Appropriations Committee and Chair, Environment and Transportation Committee (By Request – Departmental – Human Resources)

AN ACT concerning

Homelessness and Supportive Services – Transfer to Department of Housing and Community Development

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1180)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1181)

The Bill was then returned to the House of Delegates.

House Bill 586 – Delegates Hettleman, Anderson, Frick, Gutierrez, Hixson, R. Lewis, Lierman, McIntosh, A. Miller, Queen, M. Washington, and West

AN ACT concerning

Maryland Farms and Families Act

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1182)

The Bill was then returned to the House of Delegates.

House Bill 1234 – Delegates Wilkins, Kaiser, Hixson, Hornberger, Patterson, ~~and Walker~~ Walker, Rose, Simonaire, D. Barnes, Ebersole, Afzali, Turner, C. Howard, Luedtke, A. Washington, M. Washington, Buckel, Long, Reilly, Tarlau, Shoemaker, and Mosby

AN ACT concerning

Property Tax – Credit for Retired Military Service Members – Eligibility

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1183)

The Bill was then returned to the House of Delegates.

House Bill 1269 – ~~Delegate Simonaire~~ Anne Arundel County Delegation

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 – 47 Negative – 0 (See Roll Call No. 1184)

The Bill was then returned to the House of Delegates.

House Bill 1323 – Delegates Long, Grammer, Malone, McComas, and W. Miller

AN ACT concerning

Property Tax – Credit for Revitalization Districts

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1185)

The Bill was then returned to the House of Delegates.

House Bill 1414 – Delegate Jameson

AN ACT concerning

Renewable Energy Portfolio Standard – Study

Senator Hershey moved to make the Bill a Special Order for April 7, 2017.

The motion was adopted.

House Bill 1492 – Delegates Hayes, Ali, Anderson, Conaway, Glenn, R. Lewis, McCray, McIntosh, Mosby, and Rosenberg

AN ACT concerning

Housing and Community Development – Food Deserts – Small Loans

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1186)

The Bill was then returned to the House of Delegates.

House Bill 1578 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Property Tax Exemption for Economic Development
Projects – Sunset ~~Repeal~~ Extension**

PG 407–17

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1187)

The Bill was then returned to the House of Delegates.

House Bill 1604 – Howard County Delegation

AN ACT concerning

**Howard County – Transfer Tax Exemption and Rate Reduction – Law
Enforcement Officers and Fire and Rescue Services Members**

Ho. Co. 17–17

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1188)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 38 (GENERAL HOUSE BILLS)

House Bill 34 – Delegate Holmes

AN ACT concerning

Real Property – Homeowners Associations – Resale of Lot – Inspection Fees

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

Affirmative – 46 Negative – 1 (See Roll Call No. 1189)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 27 Negative – 20 (See Roll Call No. 1190)

The Bill was then returned to the House of Delegates.

House Bill 166 – Delegate Dumais

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 – 47 Negative – 0 (See Roll Call No. 1191)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 45 Negative – 2 (See Roll Call No. 1192)

The Bill was then returned to the House of Delegates.

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)**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1193)

The Bill was then returned to the House of Delegates.

House Bill 428 – Delegates Dumais, Anderson, Angel, Arentz, Atterbeary, Aumann, Barkley, B. Barnes, Barron, Barve, Beidle, Branch, Bromwell, Busch, Carozza, Carr, Clippinger, Conaway, Cullison, Davis, Ebersole, Fennell, Folden, Fraser-Hidalgo, Frick, Frush, Gaines, Gilchrist, Glass, Glenn, Grammer, Gutierrez, Healey, Hettleman, Hill, Hixson, Hornberger, C. Howard, Jackson, Jameson, Jones, Kaiser, Kelly, Kipke, Kittleman, Korman, Krebs, Krimm, Lafferty, Lam, R. Lewis, Lierman, Lisanti, Luedtke, Malone, McComas, McCray, McIntosh, Metzgar, Miele, A. Miller, Moon, Morales, Morhaim, Oaks, Parrott, Patterson, Pena-Melnyk, Pendergrass, Platt, Proctor, Queen, Rey, Reznik, Robinson, Rose, Rosenberg, Sanchez, Sophocleus, Stein, Sydnor, Tarlau, Turner, Valderrama, Valentino-Smith, Waldstreicher, A. Washington, M. Washington, West, B. Wilson, C. Wilson, Wivell, K. Young, and P. Young

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 – 47 Negative – 0 (See Roll Call No. 1194)

The Bill was then returned to the House of Delegates.

House Bill 685 – ~~Delegate Conaway~~ Delegates Conaway, Ali, Anderson, Clippinger, Gibson, Glenn, Hayes, Haynes, R. Lewis, Lierman, McCray, McIntosh, Rosenberg, and M. Washington

EMERGENCY BILL

AN ACT concerning

**~~Baltimore City Board of School Commissioners – Use of Funds~~
Baltimore City – Public Schools and City Council – Logistical and Financial Assistance**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1195)

The Bill was then returned to the House of Delegates.

House Bill 923 – Allegany County Delegation

AN ACT concerning

Allegany County – Property Tax Credit – ~~Allegany County Animal Shelter Management Foundation, Inc.~~ Community Organizations

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1196)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1197)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1198)

The Bill was then returned to the House of Delegates.

House Bill 1301 – Delegates Frush, Chang, Gutierrez, ~~and Tarlau~~ Tarlau, and Healey

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 – 47 Negative – 0 (See Roll Call No. 1199)

The Bill was then returned to the House of Delegates.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 58**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**House Bill 125 – Chair, Environment and Transportation Committee (By Request
– Departmental – Environment)**

AN ACT concerning

Environment – Emergency Action Plans for Dams

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 ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 1154 – Delegates Hayes, Conaway, and Mosby

AN ACT concerning

Program Open Space – Baltimore City Grants – Use of Grant Funds

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 59**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 12 – ~~Delegate S. Howard~~ Delegates S. Howard, Barve, Folden, Ghrist, Hill, Jalisi, Jameson, Krebs, Saab, Turner, Afzali, Buckel, Ebersole, Hixson, Hornberger, C. Howard, Long, Luedtke, Mosby, Patterson, Reilly, Rose, Shoemaker, Simonaire, Tarlau, Walker, and Wilkins

AN ACT concerning

**Senatorial and Delegate Scholarships – ~~Veterans~~ Individuals on Active Duty –
Eligibility and Use of Funds**

HB0012/274936/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 12

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Individuals on Active Duty –”; in line 3, after “Eligibility” insert “, Award Amounts.”; in line 7, strike “authorizing” and substitute “requiring”; in line 8, after “scholarship,” 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 9, after “for” insert “and amounts awarded under the”; in the same line, strike “scholarships.” and substitute “scholarship programs.”; in line 17, after “18–402(b),” insert “18–404.”; and in the same line, strike “and 18–501(b)” and substitute “18–501(b), and 18–503”.

AMENDMENT NO. 2

On page 3, in line 2, strike “MAY” and substitute “SHALL”; and after line 6, insert:

“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.”.

On page 4, after line 28, insert:

“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.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 183 – ~~Delegates Grammer, Afzali, Buckel, Cluster, Ebersole, Hornberger, Long, Metzgar, Miele, Rose, Shoemaker, Simonaire, and Tarlau~~ Baltimore County Delegation

AN ACT concerning

**Education – Career Exploration and Development Activities – Coffee
(Java Act)**

HB0183/194636/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 183
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “repealing” and substitute “altering”; and in line 12, strike “without” and substitute “with”.

AMENDMENT NO. 2

On page 2, in line 9, strike “REGULATE” and substitute “UNREASONABLY RESTRICT”; in line 15, strike the bracket; in the same line, strike “3” and substitute “4”; in the same line, strike “2019” and substitute “2020”; and in line 17, strike the bracket.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 461 – Delegates Luedtke, Atterbeary, Barkley, D. Barnes, Beidle, Carey, Cullison, Ebersole, Gaines, Gutierrez, Hettleman, Hixson, Knotts, Korman, Lam, Morales, Patterson, Queen, Reznik, Robinson, Waldstreicher, ~~and M. Washington~~ M. Washington, and Tarlau

AN ACT concerning

**Education – Accountability Program – Assessments
(Less Testing, More Learning Act of 2017)**

HB0461/784631/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 461

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “(Less Testing, More Learning” and substitute “(More Learning, Less Testing”; and strike beginning with “requiring” in line 11 down through “assessments;” in line 15 and substitute “requiring the State Board, in collaboration with certain stakeholders, to redesign a certain assessment to meet certain criteria when a certain contract expires; requiring certain county boards of education and certain employee representatives to meet and confer regarding certain items and to mutually agree to a certain amount of time that must be devoted to certain assessments, subject to certain conditions, on or before certain dates; 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 pages 1 and 2, strike beginning with “requiring” in line 18 on page 1 down through “assessments;” in line 9 on page 2.

AMENDMENT NO. 2

On page 3, in line 27, strike “Beginning in the 2014–2015 school year, the”; and in line 28, before “following” insert “**THE**”.

On page 4, in line 25, strike “After the 2014–2015 school year, the” and substitute “**THE**”; and in line 26, strike “at the middle school and high school levels”.

On page 5, in line 12, strike “**2018–2019**” and substitute “**2019–2020**”; in line 18, after “**ASSESSMENT**” insert “**TO**”; in line 19, strike “**TO CONSIST**” and substitute “**CONSIST**”; in line 23, strike “**TO BE**” and substitute “**BE**”; in line 25, strike “**TO BE**” and substitute “**BE**”; and in the same line, after “**YEAR**” insert “**AND EACH YEAR THEREAFTER**”.

On page 7, strike in their entirety lines 4 through 11, inclusive, and substitute:

“(2) (I) ON OR BEFORE AUGUST 1, 2017, AND EACH AUGUST 1 THEREAFTER IN AN ODD–NUMBERED YEAR, A COUNTY BOARD AND THE EXCLUSIVE EMPLOYEE REPRESENTATIVE FOR TEACHERS FOR THAT LOCAL SCHOOL SYSTEM SHALL MEET AND CONFER REGARDING:

- 1. A RUBRIC FOR EVALUATING LOCAL ASSESSMENTS;**
- 2. THE TIME REQUIRED TO ADMINISTER EACH LOCAL ASSESSMENT; AND**
- 3. THE PURPOSE OF EACH LOCAL ASSESSMENT.**

(II) 1. BEGINNING ON OR AFTER JANUARY 1, 2018, AND EACH JANUARY 1 THEREAFTER IN AN EVEN–NUMBERED YEAR, A COUNTY BOARD SHALL ESTABLISH A DISTRICT COMMITTEE ON ASSESSMENTS THAT INCLUDES ADMINISTRATORS, 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.

(III) SUBJECT TO SUBPARAGRAPH (IV) OF THIS PARAGRAPH, ON OR BEFORE DECEMBER 1, 2017, AND EACH DECEMBER 1 THEREAFTER IN AN ODD-NUMBERED YEAR, A COUNTY BOARD AND THE EXCLUSIVE EMPLOYEE REPRESENTATIVE FOR THAT LOCAL SCHOOL SYSTEM SHALL MUTUALLY AGREE TO THE AMOUNT OF TIME IN THE AGGREGATE THAT SHALL BE DEVOTED TO FEDERAL, STATE, OR LOCALLY MANDATED ASSESSMENTS, ON A GRADE-BY-GRADE BASIS, FOR THE FOLLOWING YEAR.

(IV) SUBJECT TO SUBPARAGRAPH (V) OF THIS PARAGRAPH, IF A COUNTY BOARD AND THE EXCLUSIVE EMPLOYEE REPRESENTATIVE FAIL TO MUTUALLY AGREE UNDER SUBPARAGRAPH (III) OF THIS PARAGRAPH, THE AMOUNT OF TIME IN THE AGGREGATE THAT SHALL BE DEVOTED TO FEDERAL, STATE, OR LOCALLY MANDATED ASSESSMENTS SHALL BE NO MORE THAN 2.2% OF THE MINIMUM REQUIRED ANNUAL INSTRUCTIONAL HOURS IN ACCORDANCE WITH § 7-103 OF THIS TITLE.

(V) IF A COUNTY BOARD AND THE EXCLUSIVE EMPLOYEE REPRESENTATIVE FAIL TO MUTUALLY AGREE UNDER SUBPARAGRAPH (III) OF THIS PARAGRAPH, THE AMOUNT OF TIME IN THE AGGREGATE THAT SHALL BE DEVOTED TO FEDERAL, STATE, OR LOCALLY MANDATED ASSESSMENTS IN THE EIGHTH GRADE SHALL BE NO MORE THAN 2.3% OF THE MINIMUM REQUIRED ANNUAL INSTRUCTIONAL HOURS IN ACCORDANCE WITH § 7-103 OF THIS TITLE.

(3) A STUDENT MAY NOT BE SUBJECT TO THE REQUIREMENT UNDER PARAGRAPH (2) OF THIS SUBSECTION IF THE STUDENT PARTICIPATES IN:

(I) AN ADVANCED PLACEMENT OR INTERNATIONAL BACCALAUREATE PROGRAM; OR

(II) THE SCHOLASTIC APTITUDE TEST (SAT), IF ADMINISTERED DURING THE REGULAR SCHOOL DAY.”;

in line 12, after “QUIZZES” insert a comma; in line 13, strike “AND”; in line 14, strike “TESTING LIMIT ESTABLISHED IN” and substitute “REQUIREMENT UNDER”; in line 16, strike “SUPERSEDE” and substitute “INCLUDE”; in line 22, strike “; OR” and substitute a period; after line 22, insert:

“(6) THIS SUBSECTION MAY NOT BE CONSTRUED TO SUPERSEDE THE REQUIREMENTS OF”;

in line 23, strike “(IV)” and in the same line, strike “THE” and substitute “THE”.

On pages 7 through 10, strike in their entirety the lines beginning with line 25 on page 7 through line 4 on page 10, inclusive.

On page 10, in line 5, strike “July” and substitute “June”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 786 – Delegates Angel, Morales, Branch, Cullison, Davis, Glenn, C. Howard, Korman, A. Miller, Mosby, Pena–Melnyk, Platt, Queen, Sanchez, A. Washington, and Wilkins

AN ACT concerning

**Education – Individualized or Group Behavioral Counseling Services –
~~Requirements~~ Establishment**

HB0786/534636/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 786

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 18, strike “State Department of Education” and substitute “Department of Health and Mental Hygiene”; in the same line, after the second “the” insert “State”; and in line 19, strike “Health and Mental Hygiene” and substitute “Education”.

On page 2, in line 1, after “services,” insert “providing for the construction of certain provisions of this Act;”.

AMENDMENT NO. 2

On page 2, in line 30, after “**DEPARTMENT**” insert “**OF HEALTH AND MENTAL HYGIENE**”; and in lines 30 and 31, strike “**OF HEALTH AND MENTAL HYGIENE**”.

On page 3, after line 4, insert:

“(C) THIS SECTION MAY NOT BE CONSTRUED TO REQUIRE A COUNTY BOARD TO PROVIDE BEHAVIORAL NEEDS ASSESSMENTS OR INDIVIDUALIZED OR GROUP BEHAVIORAL HEALTH COUNSELING SERVICES TO STUDENTS.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 912 – Delegates Morales, Cullison, Hayes, Hill, Kelly, Lam, Miele, Oaks, Pena–Melnyk, and Platt

AN ACT concerning

State Board of Examiners of Psychologists – Criminal History Records Checks – Renewals and Reinstatements

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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)

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 37

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 915 – Senator Guzzone

AN ACT concerning

Real Property Tax – Assessment Appeals Process

SB0915/669939/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 915

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Process” insert “– Dwellings”; in line 4, strike “real property” and substitute “a certain dwelling”; in line 5, strike “appeal;” and substitute “appeal, unless the property owner requests a postponement;”; strike beginning with “allowing” in line 6 down through “date;” in line 7; in line 8, after “classification” insert “of a certain dwelling”; strike beginning with “allowing” in line 10 down through “classification;” in line 15; in line 16, after “hearing” insert “regarding a certain dwelling”; in the same line, strike “appeal;” and substitute “appeal, unless the property owner requests a postponement;”; and in line 18, after “assessment” insert “for a certain dwelling”.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 29 on page 2 through line 4 on page 3, inclusive, and substitute:

“(B) UNLESS THE PROPERTY OWNER REQUESTS A POSTPONEMENT UNDER § 1–402 OF THIS ARTICLE, FOR A DWELLING AS DEFINED IN § 9–105 OF THIS ARTICLE, THE HEARING SHALL OCCUR NO LATER THAN 120 DAYS AFTER THE DATE THAT THE DEPARTMENT RECEIVED THE APPEAL OF THE VALUE OR CLASSIFICATION.”.

On page 3, in line 13, strike “If” and substitute “**(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, IF**”; strike beginning with “NO” in line 15 down through “SUBTITLE” in line 16; after line 16, insert:

“(2) FOR A DWELLING AS DEFINED IN § 9–105 OF THIS ARTICLE, THE SUPERVISOR SHALL GIVE WRITTEN NOTICE NOT LATER THAN 60 DAYS AFTER THE HEARING UNDER § 8–405 OF THIS SUBTITLE.”;

and strike in their entirety lines 20 through 29, inclusive.

On page 4, strike in their entirety lines 28 and 29 and substitute:

“(G) UNLESS THE PROPERTY OWNER REQUESTS A POSTPONEMENT UNDER § 1–402 OF THIS ARTICLE, FOR A DWELLING AS DEFINED IN § 9–105 OF THIS ARTICLE, THE PROPERTY TAX ASSESSMENT APPEAL BOARD SHALL HOLD A HEARING WITHIN 120 DAYS AFTER RECEIVING A REQUEST FOR AN APPEAL.”.

On page 5, in line 21, strike “A” and substitute **“FOR A DWELLING AS DEFINED IN § 9–105 OF THIS ARTICLE, A”.**

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 38

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

House Bill 349 – Delegates Miele, Afzali, Angel, Aumann, Barkley, Brooks, Cassilly, Chang, Ciliberti, Cluster, Ebersole, Folden, Frush, Grammer, Hixson, Holmes, Hornberger, S. Howard, Jalisi, Krebs, Long, McConkey, Metzgar, Pena–Melnik, Queen, Rose, Saab, Shoemaker, Sophocleus, Szeliga, Turner, Valentino–Smith, C. Wilson, ~~and P. Young~~ P. Young, Ali, D. Barnes, Buckel, C. Howard, Kaiser, Luedtke, McMillan, Mosby, Patterson, Reilly, Simonaire, Tarlau, Walker, and Wilkins

AN ACT concerning

**Income Tax Credit – Wages Paid to Qualified Veteran Employees
(Hire Our Veterans Act of 2017)**

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 349
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 8 and 17, in each instance, strike “Veterans Affairs” and substitute “Commerce”.

AMENDMENT NO. 2

On page 2, in lines 14 and 15, strike “VETERANS AFFAIRS” and substitute “COMMERCE”.

On page 4, in line 21, strike “Veterans Affairs” and substitute “Commerce”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

House Bill 592 – Delegate M. Washington

AN ACT concerning

Real Property Tax – Assessment Appeals Process

HB0592/399834/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 592
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Process” insert “– Dwellings”; in line 4, strike “real property” and substitute “a certain dwelling”; in line 9, after “classification” insert “of a certain dwelling”; in line 16, after “hearing” insert “regarding a certain dwelling”; and in line 19, after “assessment” insert “for a certain dwelling”.

AMENDMENT NO. 2

On page 3, in line 12, after “ARTICLE,” insert “FOR A DWELLING AS DEFINED IN § 9–105 OF THIS ARTICLE,”; in line 23, strike “If” and substitute “(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, IF”; strike beginning with “NO” in line 25 down through “SUBTITLE” in line 26; and after line 26, insert:

“(2) FOR A DWELLING AS DEFINED IN § 9–105 OF THIS ARTICLE, THE SUPERVISOR SHALL GIVE WRITTEN NOTICE NO LATER THAN 60 DAYS AFTER THE HEARING UNDER § 8–405 OF THIS SUBTITLE.”.

On page 5, in line 7, after “ARTICLE,” insert “FOR A DWELLING AS DEFINED IN § 9–105 OF THIS ARTICLE,”.

On page 6, in line 1, strike “A” and substitute “FOR A DWELLING AS DEFINED IN § 9–105 OF THIS ARTICLE, A”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

House Bill 792 – Delegates Barkley, Arentz, Branch, Brooks, S. Howard, Lisanti, and W. Miller

AN ACT concerning

Office of Legislative Audits – Performance Audits ~~of Boards of License Commissioners – Required~~ – Local Alcoholic Beverages Licensing Boards

HB0792/879238/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 792

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after the semicolon insert “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 13, after “2–1220(f)” insert “, 2–1223(a), and 2–1224(a), (d), and (e)”; and after line 15, insert:

“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, after line 13, insert:

“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)] § 2–1220(F)(1) of this subtitle; AND

(III) THE BOARD OF LICENSE COMMISSIONERS FOR A COUNTY OR FOR THE CITY OF ANNAPOLIS TO PERFORM THE AUDITS AUTHORIZED UNDER § 2-1220(F)(2) 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 A COUNTY OR FOR THE CITY OF ANNAPOLIS SUBJECT TO AN AUDIT UNDER § 2-1220(F)(2) OF THIS SUBTITLE.

(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 A COUNTY OR FOR THE CITY OF ANNAPOLIS SUBJECT TO AN AUDIT UNDER § 2-1220(F)(2) OF THIS SUBTITLE;

(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 A COUNTY OR FOR THE CITY OF ANNAPOLIS SUBJECT TO AN AUDIT UNDER § 2-1220(F)(2) OF THIS SUBTITLE;

(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 A COUNTY OR FOR THE CITY OF ANNAPOLIS SUBJECT TO AN AUDIT UNDER § 2-1220(F)(2) OF THIS SUBTITLE;

(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 A COUNTY OR FOR THE CITY OF ANNAPOLIS SUBJECT TO AN AUDIT UNDER § 2-1220(F)(2) OF THIS SUBTITLE;

(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 A COUNTY OR FOR THE CITY OF ANNAPOLIS SUBJECT TO AN AUDIT UNDER § 2-1220(F)(2) OF THIS SUBTITLE SHALL BE DISTRIBUTED TO:

(I) THE GOVERNING BODY, AS DEFINED IN § 1-101 OF THE LOCAL GOVERNMENT ARTICLE, OF THE COUNTY OR THE CITY OF ANNAPOLIS;

(II) THE CHAIR OF THE COUNTY’S HOUSE DELEGATION TO THE GENERAL ASSEMBLY; AND

(III) THE CHAIR OF THE COUNTY’S SENATE DELEGATION TO THE GENERAL ASSEMBLY.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

House Bill 1573 – Prince George’s County Delegation

AN ACT concerning

Prince George’s County – Tax Sales – Limited Auction and Foreclosure for Abandoned Property

PG 411-17

HB1573/759432/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 1573

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 8 down through “dwelling;” in line 9; in line 17, after “criteria;” insert “requiring that certain property be sold at a certain limited or public auction if a certificate of sale is void under a certain provision of this Act;”; and in line 18, after “auction;” insert “prohibiting a certain certificate of sale from being assigned to another person;”.

On page 2, in line 3, after “14–817” insert “, 14–821,”.

AMENDMENT NO. 2

On page 6, strike in their entirety lines 18 through 20, inclusive; and in lines 21 and 24, strike “(5)” and “(6)”, respectively, and substitute “(4)” and “(5)”, respectively.

On page 7, after line 6, insert:

“(V) IF A CERTIFICATE OF SALE IS VOID UNDER SUBPARAGRAPH (IV) OF THIS PARAGRAPH, THE PROPERTY SHALL BE LISTED AT THE NEXT LIMITED OR PUBLIC AUCTION HELD IF THE PROPERTY IS STILL ELIGIBLE TO BE SOLD UNDER THIS SUBTITLE.”;

in line 7, strike “(7)” and substitute “(6)”; and after line 9, insert:

“14–821.

(A) [Any] EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, ANY certificate of sale executed and delivered by the collector to the purchaser is assignable and an assignment of the certificate of sale vests in the assignee, or the legal representative of the assignee, all the right, title, and interest of the original purchaser. The assignment of certificate of sale may be made in accordance with the provisions of law relating to the short assignment of mortgages.

(B) A CERTIFICATE OF SALE ISSUED TO A PURCHASER AT A LIMITED AUCTION UNDER § 14–817(D) OF THIS SUBTITLE MAY NOT BE ASSIGNED TO ANOTHER PERSON.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 48

CONSENT NO. 63

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 410 – The Speaker (By Request – Administration) and Delegates Adams, Afzali, Anderton, ~~Arentz~~, Beitzel, Buckel, Carozza, Cassilly, Ciliberti, Clark, Flanagan, Folden, ~~Grammer~~, Hornberger, Jacobs, Kipke, Kittleman, Krebs, Long, Malone, Mautz, McComas, McKay, Metzgar, Miele, Reilly, Rose, Shoemaker, Simonaire, Szeliga, Vogt, West, B. Wilson, ~~and Wivell~~ Wivell, Jameson, and Clippinger

AN ACT concerning

Economic Development – Maryland Energy Innovation Institute

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

House Bill 584 – Delegates K. Young, Pena–Melnik, 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

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 771 – Delegates W. Miller, Adams, Anderton, Arentz, Aumann, Barkley, Bromwell, Brooks, Carey, Clark, Fisher, Flanagan, Folden, Hill, S. Howard, Jacobs, Jameson, Kelly, Kipke, Kramer, Krebs, Mautz, McComas, McConkey, Metzgar, Morgan, Pena-Melnyk, Rose, Saab, Shoemaker, Turner, Valderrama, Vogt, ~~and B. Wilson~~ B. Wilson, Pendergrass, Angel, Barron, Cullison, Hayes, McDonough, Miele, Morales, Platt, Rosenberg, Sample-Hughes, Szeliga, West, and K. Young

EMERGENCY BILL

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 49

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 269 – Delegates Krimm, Brooks, Hettleman, Lierman, McKay, Patterson, and Valentino-Smith

AN ACT concerning

Housing Counselor Navigator and Aftercare Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 386 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Economic Development – Business Improvement
Districts**

MC 12-17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

House Bill 773 – Delegates Korman, Clippinger, Barkley, Buckel, Carr, Cassilly, Chang, Fennell, Fraser-Hidalgo, Frick, Jalisi, Jameson, Kelly, Kramer, Lafferty, Lam, Lierman, Mautz, McComas, Miele, Morhaim, Patterson, Pena-Melnyk, Platt, Reznik, Valderrama, Waldstreicher, M. Washington, West, and K. Young

AN ACT concerning

Clean Energy – Energy Storage Technology Study**HB0773/467176/1**

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 773

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “purposes;” insert “prohibiting the cost of the study from exceeding a certain amount per fiscal year;”; strike beginning with “requiring” in line 8 down through “purposes;” in line 9; in line 9, strike “an interim report and a final” and substitute “a”; in line 10, after “before” insert “a”; in the same line, strike “dates” and substitute “date”; and in lines 5 and 17, in each instance, after “necessary” insert “or beneficial”.

AMENDMENT NO. 2

On page 2, in line 17, strike the second comma and substitute a semicolon; strike beginning with the third “and” in line 17 down through “(3)” in line 21 and substitute “(2)”; in line 21, after “consider” insert “wholesale market factors, including”; and in line 22, after “procedures” insert “, and the Federal Energy Regulatory Commission”; and strike in their entirety lines 23 through 28, inclusive.

On page 3, in lines 1 and 4, strike “(5)” and “(6)”, respectively, and substitute “(3)” and “(4)”, respectively; strike beginning with “whether” in line 7 down through “(ii)” in line 9; in line 11, strike “(iii)” and substitute “(ii)”; in line 14, strike “(iv)” and substitute “(iii)”; strike in their entirety lines 20 through 22, inclusive; in lines 23 and 25, strike “(8)” and “(9)”, respectively, and substitute “(5)” and “(6)”, respectively; in lines 28 and 31, strike “(10)” and “(11)”, respectively, and substitute “(7)” and “(8)”, respectively; in line 30, after the semicolon, insert “and”; and in line 33, strike the semicolon and substitute a period.

On pages 3 through 5, strike in their entirety the lines beginning with line 34 on page 3 through line 21 on page 5, inclusive.

On page 5, after line 21, insert:

“(c) The cost of the study required under this section may not exceed \$125,000 per fiscal year.”;

strike beginning with “(1)” in line 22 down through “(2)” in line 28; and in line 29, strike “final”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 887 – Delegates Pena–Melnik, Angel, Barron, Kelly, McMillan, ~~and Tarlau~~ Tarlau, Bromwell, Cullison, Hayes, Hill, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pendergrass, Platt, Rosenberg, Saab, Sample–Hughes, Szeliga, West, and K. Young K. Young, and Frick

EMERGENCY BILL

AN ACT concerning

Health Insurance – ~~Prior Authorization for Drug Products to Treat Substance Use Disorders~~ Prior Authorization for Drug Products to Treat an Opioid Use Disorder – Prohibition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 983 – Delegates Pena–Melnik, Angel, Frush, ~~and Tarlau~~ Tarlau, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pendergrass, Platt, Rosenberg, Saab, Sample–Hughes, Szeliga, West, and K. Young

AN ACT concerning

Health Insurance – ~~Telemedicine~~ Health Care Services Delivered Through Telehealth – ~~Counseling for Substance Use Disorders~~ Coverage

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 1464 – Delegates Waldstreicher and Barkley

AN ACT concerning

Make Office Vacancies Extinct Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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 ordered journalized.

LETTERS OF REASSIGNMENT

ANNOUNCEMENT BY THE PRESIDENT

April 6, 2017

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

HB 861 Delegate D. Barnes, et al
Tax Sales – Foreclosure of Right of Redemption – Naming of Defendants
Reassigned to Budget and Taxation

Read and ordered journalized.

MESSAGE FROM THE HOUSE

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 ordered journalized.

BILL VETOED BY THE GOVERNOR

(See Exhibit P of Appendix III for Governor's Veto Letter)

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 President of the Senate put the following question: "Shall the Bill pass, notwithstanding the objections of the Chief Executive?"

The roll call vote resulted as follows:

Affirmative – 32 Negative – 15 (See Roll Call No. 1200)

The President announced the veto was overridden.

MESSAGE TO THE HOUSE OF DELEGATES

April 6, 2017

By the Majority Leader

Ladies and Gentlemen of the House of Delegates:

The Senate of Maryland has voted to override the Governor's Veto of House Bill 978. Said Bill is returned to the House herewith, having been enacted under Article II, Section 17, of the Constitution of Maryland.

By Order

William B.C. Addison, Jr.
Secretary of the Senate

Read and adopted.

FINANCE COMMITTEE REPORT NO. 50

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 290 – Delegates Grammer, Anderton, Aumann, Beidle, Bromwell, Brooks, Buckel, Cassilly, Clark, Cluster, Ebersole, Folden, Fraser-Hidalgo, Gaines, Hettelman, Hill, Holmes, Impallaria, Jacobs, Jones, Knotts, Lafferty, Lam, Long, McComas, McDonough, Metzgar, Miele, Morgan, Morhaim, Otto, Robinson, Stein, Sydnor, Szeliga, West, Wivell, and P. Young

AN ACT concerning

**Maryland Transportation Authority – ~~Vehicles Not Using Bridge Toll~~
~~Prohibition~~ Third Generation-Electronic Toll Collection System**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 522 – Delegates Barron, Cullison, Pena–Melnik, ~~and Rosenberg~~
Rosenberg, Hill, Metzgar, McDonough, Angel, and Morales**

AN ACT concerning

~~Food Service Facilities – Maryland Institute for Emergency Medical Services
Systems – Automated External Defibrillator Program Defibrillators – Study~~
(The Joe Sheya Act)

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 857 – Delegates Angel, Cullison, Knotts, Miele, Morales, and Saab

AN ACT concerning

Maryland Mental Health Law – Small Private Group Home – Definition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 1469 – Delegates P. Young, Angel, Atterbeary, B. Barnes, Chang,
Clippinger, Ebersole, Gutierrez, Haynes, Hettleman, Jackson, Korman,
Krimm, Lam, Lierman, McConkey, McKay, A. Miller, Mosby, Platt, Reznik,
Rosenberg, Sophocleus, Sydnor, Valentino–Smith, Waldstreicher,
M. Washington, West, and Wivell**

AN ACT concerning

Public Assistance – Family Investment Program – Child Support Pass Through

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

House Bill 1517 – Delegates Glenn and M. Washington

AN ACT concerning

Maryland Nonprofit Development Center Program and Fund – Bridge Loans**HB1517/697975/1**

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1517

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Department of Commerce – Financial Assistance Programs”; in line 3, after “of” insert “renaming the Maryland Economic Development Assistance Authority and the Maryland Economic Assistance Fund to be the Advantage Maryland Fund Authority and the Advantage Maryland Fund; altering the financial assistance authorized under the Fund; altering the manner in which certain recipients of financial assistance must approve financial assistance; repealing certain limits on providing financial assistance from the Fund for certain entities or purposes; altering the terms and required interest rates on a loan from the Fund;”; in line 10, after the first “Account” insert “and any other money appropriated, transferred, or repaid to the Account”; in line 22, 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; altering the circumstances in which a certain contribution of a taxing jurisdiction must be used for certain brownfields sites; 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;”; and in line 24, after “definitions;” insert “repealing certain definitions;”.

On page 2, in line 1, after “relating to” insert “the renaming and restructuring of the Maryland Economic Development Assistance Authority and Fund, and to”; after line 2, insert:

“BY repealing and reenacting, without amendments,

Article – Economic Development

Section 5–301(a) and 5–323

Annotated Code of Maryland

(2008 Volume and 2016 Supplement)”;

in line 5, after “Section” insert “5–301(g), (n), (q) through (t), (v), and (w) to be under the amended subtitle “Subtitle 3. Advantage Maryland Fund Authority and Fund”; 5–305 to be under the amended part “Part II. Advantage Maryland Fund Authority”; 5–310, 5–313, and 5–316 to be under the amended part “Part III. Advantage Maryland Fund”; 5–319(d), 5–321(b), 5–322(a), and 5–325(b)(1) and (2); and”; after line 8, insert:

“BY repealing

Article – Economic Development

Section 5–301(p) and (u), 5–324, and 5–325(c) through (e)

Annotated Code of Maryland

(2008 Volume and 2016 Supplement)

BY adding to

Article – Economic Development

Section 5–325(c) and (d)

Annotated Code of Maryland

(2008 Volume and 2016 Supplement)”;

and after line 18, insert:

“BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 9–229(c) and (g)

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 32, insert:

“Subtitle 3. [Maryland Economic Development Assistance] **ADVANTAGE MARYLAND**
FUND Authority and Fund.

5–301.

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

(g) “Authority” means the [Maryland Economic Development Assistance]
ADVANTAGE MARYLAND FUND Authority.

(n) “Fund” means the [Maryland Economic Development Assistance] ADVANTAGE MARYLAND Fund.

[(p) “Local economic development opportunity” means a project that:

(1) is determined by the Department or Authority to provide a valuable economic development opportunity to the jurisdiction in which the project is located; and

(2) is a priority for and endorsed by the governing body of that jurisdiction.]

[(q)](P) “Local government” means:

(1) a county;

(2) a municipal corporation;

(3) a designated agency or instrumentality of a county; or

(4) a designated agency or instrumentality of a municipal corporation.

[(r)](Q) “Qualified brownfields site” means a brownfields site that is determined by the Department to be eligible for financial assistance under this subtitle.

[(s)](R) “Qualified distressed county project” means a project that a local government or the Corporation carries out in a qualified distressed county.

[(t)](S) “Responsible person” has the meaning stated in § 7–201 of the Environment Article.

[(u) “Significant strategic economic development opportunity” means a project that is determined by the Department or Authority to provide a valuable economic development opportunity of statewide, regional, or strategic industry impact.]

[(v)](T) “Specialized economic development opportunity” means:

(1) an aquaculture project;

(2) an arts and entertainment enterprise;

- (3) an arts and entertainment project;
- (4) the redevelopment of a qualified brownfields site; or
- (5) a project to create or expand a child care facility.

[(w)](U) (1) “Working capital” means money to be used for current operations of a business.

(2) “WORKING CAPITAL” DOES NOT INCLUDE ACCOUNTS RECEIVABLE, ACCOUNTS PAYABLE, INVENTORY, OR ANY INVESTMENTS.

Part II. [Maryland Economic Development Assistance] ADVANTAGE MARYLAND FUND Authority.

5–305.

There is [a Maryland Economic Development Assistance] AN ADVANTAGE MARYLAND FUND Authority in the Department.

Part III. [Maryland Economic Development Assistance] ADVANTAGE MARYLAND Fund.

5–310.

There is [a Maryland Economic Development Assistance] AN ADVANTAGE MARYLAND Fund in the Department.

5–313.

The Fund consists of:

- (1) money appropriated in the State budget to the Fund;
- (2) money made available to the Fund through federal programs or private contributions;
- (3) repayments of principal and interest from loans made from the Fund;

(4) proceeds from the sale, disposition, lease, or rental of collateral related to financial assistance provided by the Department under this subtitle;

(5) application or other fees paid to the Fund to process requests for financial assistance;

(6) recovery of an investment made by the Department in a business, including an arrangement under which part of the investment is recovered through:

(i) a requirement that the Department receive a proportion of cash flow, commissions, royalties, or license fees;

(ii) the repurchase from the Department of any of its investment interest; or

(iii) the sale of an appreciated asset;

(7) repayments received from recipients of conditional grants from the Department;

(8) money collected under § 9–229 of the Tax – Property Article;

(9) repayments on or recoveries from financial assistance provided from the former:

(i) Brownfields Revitalization Incentive Fund;

(ii) Child Care Facilities Direct Loan Fund;

(iii) Child Care Special Loan Fund;

(iv) Maryland Industrial and Commercial Redevelopment Fund;

(v) Maryland Industrial Land Fund;

(vi) Maryland Seafood and Aquaculture Loan Fund; [and]

(vii) Smart Growth Economic Development Infrastructure Fund; and

(VIII) MARYLAND ECONOMIC DEVELOPMENT ASSISTANCE FUND;**AND**

- (10) any other money made available to the Fund.

5–316.

Financial assistance is deemed authorized under this subtitle if it was provided, or approved to be provided, from the following programs that have been incorporated into the Fund:

- (1) the Brownfields Revitalization Incentive Fund;
- (2) the Child Care Facilities Direct Loan Fund;
- (3) the Child Care Special Loan Fund;
- (4) the Maryland Industrial and Commercial Redevelopment Fund;
- (5) the Maryland Industrial Land Act;
- (6) the Maryland Seafood and Aquaculture Loan Fund; [and]
- (7) the Smart Growth Economic Development Infrastructure Fund; AND
- (8) **THE MARYLAND ECONOMIC DEVELOPMENT ASSISTANCE FUND.**

5–319.

(d) [For a local economic development opportunity] **EXCEPT FOR PROJECTS LOCATED IN A QUALIFIED DISTRESSED COUNTY**, the local government of the jurisdiction in which the project is located shall provide:

- (1) a formal resolution of the governing body of the jurisdiction in which the project is located that endorses the financial assistance to be provided from the Fund; and

(2) as determined by the Department or Authority to evidence the support of the local government for the project:

(i) a guarantee, secured by the full faith and credit of the county or municipal corporation in which the project is located, of all or part of the financial assistance to be provided by the Fund;

(ii) the financing of part of the costs of the project equal to at least 10% of the financial assistance to be provided from the Fund; or

(iii) both.

5-321.

(b) [(1) For the purpose of providing financial assistance under this subtitle, the following are deemed to be in eligible industry sectors:

[(i)] (1) aquaculture projects;

[(ii)] (2) arts and entertainment enterprises;

[(iii)] (3) arts and entertainment projects;

[(iv)] (4) redevelopment of qualified brownfields sites;

[(v)] (5) creation or expansion of child care facilities;

[(vi)] (6) projects in areas that are declared to be federal disaster areas within 1 year before the Department receives an application for financial assistance under this subtitle; and

[(vii)] (7) feasibility studies.

[(2) The requirements specifically imposed on significant strategic economic development opportunities and local economic development opportunities under this subtitle do not apply to the items listed in paragraph (1) of this subsection.]

5-322.

(a) Financial assistance from the Fund may be used only to finance costs incurred for:

(1) construction or acquisition of a building or real property, and associated development and carrying costs;

(2) construction, acquisition, or installation of equipment, furnishings, fixtures, leasehold improvements, site improvements, or infrastructure improvements, including rail line enhancements on or to the site of an economic development project, and associated development and carrying costs;

(3) working capital [for significant strategic economic development opportunities, arts and entertainment enterprises, or arts and entertainment projects];

(4) redevelopment of qualified brownfields sites;

(5) subject to § 5–325(b)(3) of this subtitle, construction, purchase, or renovation of real property, fixtures, or equipment related to a child care facility;

(6) if supported by a resolution adopted by the governing body of the jurisdiction in which a project may be located, feasibility studies;

(7) subject to § 5–325(b)(4) of this subtitle, preparation of a county's or municipal corporation's strategy or plan for economic development; and

(8) a project intended to assist businesses in areas that are declared to be federal disaster areas, but only if the Department receives an application for financial assistance within 1 year after the declaration of the federal disaster area.

5–323.

Financial assistance from the Fund may not exceed the lesser of:

(1) \$10,000,000; or

(2) 20% of the Fund balance.

[5–324.

(a) Each subsection of this section is subject to § 5–323 of this subtitle.

(b) If the Department or Authority determines a project to be a significant strategic economic development opportunity, the Department or Authority may provide a loan from the Fund for the project to an individual, private business, not-for-profit entity, or the Corporation in an amount not exceeding \$10,000,000.

(c) If the Department or Authority determines a project to be a local economic development opportunity, the Department or Authority may provide financial assistance from the Fund for the project to an individual, private business, not-for-profit entity, or the Corporation in an amount not exceeding:

(1) \$5,000,000 for a loan or investment; and

(2) \$2,000,000 for a grant.

(d) (1) Financial assistance provided to a local government or the Corporation to finance a project may be:

(i) in the form of a grant, loan, or investment; and

(ii) except as provided in paragraph (2) of this subsection, in an amount not exceeding \$3,000,000.

(2) Financial assistance for a qualified distressed county project may be in an amount determined by the Department.

(3) A grant to a local economic development fund is subject to the requirements of Part V of this subtitle.

(e) Financial assistance for a specialized economic development opportunity may be:

(1) provided to an individual, private business, not-for-profit entity, or local government, or the Corporation;

(2) in the form of a grant, loan, or investment; and

(3) in an amount determined by the Department or Authority.]

5-325.

(b) (1) Except as provided in paragraph (2), (3), or (4) of this subsection, financial assistance from the Fund may not exceed 70% of the total costs of [the] A project being financed **UNLESS THE SECRETARY DETERMINES THAT THE PROJECT'S ECONOMIC IMPACT WARRANTS A HIGHER PERCENTAGE.**

(2) Financial assistance from the Fund may constitute **UP TO** 100% of the total costs of the project being financed if:

- (i) the recipient is the Corporation; or
- (ii) the financial assistance is for:
 - 1. an arts and entertainment enterprise;
 - 2. an arts and entertainment project; or
 - 3. a qualified distressed county project.

[(c) (1) A loan from the Fund shall bear an interest rate below the market rate of interest, as determined by the Department, if the loan is for:

- (i) a significant strategic economic development opportunity; or
- (ii) a specialized economic development opportunity.

(2) A loan from the Fund for a qualified distressed county project shall bear an interest rate determined by the Department or the Authority.

(3) A loan from the Fund shall bear an interest rate not exceeding one-eighth of 1% plus the net interest cost of the most recent State general obligation bond issue preceding the approval of the loan if the loan is:

- (i) for a local economic development opportunity; or
- (ii) to a local government.

(4) A loan from the Fund may not bear an interest rate of less than 3% unless:

(i) the project funded by the loan is located in an area of high unemployment; or

(ii) the Department determines that the borrower is carrying out a compelling economic development initiative.]

(C) THE DEPARTMENT SHALL DETERMINE THE TERMS OF ANY FINANCIAL ASSISTANCE, INCLUDING ESTABLISHING TERMS OF REPAYMENT AND INTEREST RATES OF LOANS.

[(d) (1) The Department may waive interest during the first 2 years of the term of a loan from the Fund.

(2) If a borrower defaults on a loan from the Fund, the Department may impose an interest rate that exceeds the limits set forth in subsection (c)(1) or (3) of this section.]

(D) (1) THE DEPARTMENT MAY IMPOSE A 0% INTEREST RATE ON A LOAN FROM THE FUND.

(2) IF A BORROWER DEFAULTS ON A LOAN FROM THE FUND, THE DEPARTMENT MAY IMPOSE A DEFAULT INTEREST RATE ON THE LOAN.

[(e) The term of a loan from the Fund may not exceed:

(1) for working capital, 3 years;

(2) for financing equipment, furnishings, or fixtures, the lesser of 15 years or the useful life of the asset, as determined by the Department;

(3) for financing the construction or acquisition of buildings and real property, 25 years; and

(4) for financing the redevelopment of a qualified brownfields site or a qualified distressed county project, a term approved by the Department or Authority.】.

AMENDMENT NO. 3

On page 4, in line 25, after “OF” insert “:”

A.”;

and in line 26, after “ARTICLE” insert “;AND

B. ANY OTHER MONEY APPROPRIATED, TRANSFERRED BY BUDGET AMENDMENT, OR REPAID TO THE ACCOUNT”.

On page 7, in line 23, before “FROM” insert “BEGINNING IN FISCAL YEAR 2021,”.

On page 9, after line 11, insert:

“Article – Tax – Property

9–229.

(c) For each of the 5 taxable years immediately following the first revaluation of the property after completion of a voluntary cleanup or corrective action plan of a brownfields site, each participating taxing jurisdiction where a qualified brownfields site is located shall:

(1) grant a property tax credit against the property tax imposed on the qualified brownfields site in an amount equal to 50% of the property tax attributable to the increase in the assessment of the qualified brownfields site, including improvements added to the site within the 5–year period as provided under this subsection, over the assessment of the qualified brownfields site before the voluntary cleanup; and

(2) contribute to the [Maryland Economic Development Assistance] ADVANTAGE MARYLAND Fund under § 5–313(8) of the Economic Development Article, 30% of the property tax attributable to the increase in the assessment of the brownfields site, including improvements added to the site within the 5–year period as provided under this subsection, over the assessment of the qualified brownfields site before the voluntary cleanup.

(g) [A] SUBJECT TO THE AVAILABILITY OF FUNDING UNDER THE ADVANTAGE MARYLAND FUND FOR THE ASSESSMENT OR REDEVELOPMENT OF BROWNFIELDS SITES, A taxing jurisdiction's contribution for each qualified brownfields site to the [Maryland Economic Development Assistance] ADVANTAGE MARYLAND Fund under subsection (c)(2) of this section shall be used only for brownfields sites in the taxing jurisdictions that have enacted a brownfields property tax credit ordinance.

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 12 and 24, strike “2.” and “3.”, respectively, and substitute “3.” and “5.”, respectively; after line 23, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, shall correct, with no further action required by the General Assembly, cross-references and terminology rendered incorrect by this Act or by any other Act of the General Assembly of 2017 that affects provisions enacted by this Act. The publisher shall adequately describe any such correction in an editor's note following the section affected.”;

and in line 25, 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.

FINANCE COMMITTEE REPORT NO. 51

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

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

SB0525/947673/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 525

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “given;” insert “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;”; in line 11, after “definitions,” insert “providing for a delayed effective date;”; in line 16, strike “14–3506” and substitute “14–3507”; and in line 21, strike “14–3507” and substitute “14–3506”.

AMENDMENT NO. 2

On page 2, in line 12, strike “, IN STORAGE OR IN TRANSIT,”; strike beginning with the colon in line 13 down through “**RENDERS**” in line 18 and substitute “**RENDERS**”; after line 19, insert:

“(D) “HEALTH INFORMATION” MEANS ANY INFORMATION CREATED BY AN ENTITY COVERED BY THE FEDERAL HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996 REGARDING AN INDIVIDUAL’S MEDICAL HISTORY, MEDICAL CONDITION, OR MEDICAL TREATMENT OR DIAGNOSIS.”;

in line 20, strike “(d)” and substitute “**(E)**”; in the same line, strike “an” and substitute “**:**”

(I) AN”;

in lines 24, 27, and 29, strike “(i)”, “(ii)”, and “(iii)”, respectively, and substitute “**1.**”, “**2.**”, and “**3.**”, respectively; in line 29, strike “A financial” and substitute “**AN**”; in the same line,

strike “including”; in the same line, after the second “number” insert a comma; in the same line, after “or” insert “A”; in line 30, strike “that”; and in line 31, strike “would permit” and substitute “THAT PERMITS”.

On page 3, in lines 1, 4, and 11, strike “(iv)”, “(v)”, and “(vii)”, respectively, and substitute “4.”, “5.”, and “6.”, respectively; in line 1, strike “MEDICAL” and substitute “HEALTH”; in line 4, after “POLICY” insert “OR CERTIFICATE”; in line 5, strike “THAT”; in line 6, after “INSURER” insert “OR AN EMPLOYER THAT IS SELF-INSURED”; in the same line, strike “WOULD PERMIT” and substitute “THAT PERMITS”; in line 7, strike “MEDICAL” and substitute “HEALTH”; in the same line, after “INFORMATION;” insert “OR”; strike in their entirety lines 8 through 10, inclusive; in line 11, strike “ANY BIOMETRIC” and substitute “BIOMETRIC”; in line 11, strike “, INCLUDING” and substitute “GENERATED BY AUTOMATIC MEASUREMENTS OF AN INDIVIDUAL’S BIOLOGICAL CHARACTERISTICS SUCH AS”; in line 12, strike the first “OR”; in the same line, after “IMAGE,” insert “OR OTHER UNIQUE BIOLOGICAL CHARACTERISTIC,”; and in line 13, strike “IDENTIFY THE INDIVIDUAL” and substitute “UNIQUELY AUTHENTICATE THE INDIVIDUAL’S IDENTITY WHEN THE INDIVIDUAL ACCESSES A SYSTEM OR ACCOUNT; OR”

(II) A USER NAME OR E-MAIL ADDRESS IN COMBINATION WITH A PASSWORD OR SECURITY QUESTION AND ANSWER THAT PERMITS ACCESS TO AN INDIVIDUAL’S E-MAIL ACCOUNT

On pages 3 and 4, strike in their entirety the lines beginning with line 21 on page 3 through line 12 on page 4, inclusive.

On page 5, in lines 17 and 20, in each instance, strike “ACCESSING OR”; in lines 26, 27, and 28, in each instance, strike the bracket; strike beginning with “WHETHER” in line 26 down through “THE” in line 27; in line 28, strike “OCCURRED”; and strike beginning with “AN” in line 30 down through “system” in line 32 and substitute “THE BREACH OF THE SECURITY OF A SYSTEM CREATES A LIKELIHOOD THAT PERSONAL INFORMATION HAS BEEN OR WILL BE MISUSED”.

On page 6, in lines 1 and 14, in each instance, strike “30” and substitute “45”; in line 8, after “information” insert “OF AN INDIVIDUAL RESIDING IN THE STATE”; in the same line, after “license” insert “, WHEN IT DISCOVERS OR IS NOTIFIED OF A BREACH OF THE SECURITY OF A SYSTEM,”; in the same line, after “notify” insert “, AS SOON AS”

PRACTICABLE,”; in line 9, strike the first “a” and substitute “THE”; strike beginning with “if” in line 9 down through “State” in line 11; and in line 29, strike “subsections (b) and (c)” and substitute “SUBSECTION (B)”.

On page 7, in line 20, strike “The” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (I) OF THIS SECTION, THE”.

On page 8, after line 6, insert:

“(I) (1) IN THE CASE OF A BREACH OF THE SECURITY OF A SYSTEM INVOLVING PERSONAL INFORMATION THAT PERMITS ACCESS TO AN INDIVIDUAL’S E-MAIL ACCOUNT UNDER § 14-3501(E)(1)(II) OF THIS SUBTITLE AND NO OTHER PERSONAL INFORMATION UNDER § 14-3501(E)(1)(I) OF THIS SUBTITLE, THE BUSINESS MAY COMPLY WITH THE NOTIFICATION REQUIREMENT UNDER SUBSECTION (B) OF THIS SECTION BY PROVIDING THE NOTIFICATION IN ELECTRONIC OR OTHER FORM THAT DIRECTS THE INDIVIDUAL WHOSE PERSONAL INFORMATION HAS BEEN BREACHED PROMPTLY TO:

(I) CHANGE THE INDIVIDUAL’S PASSWORD AND SECURITY QUESTION OR ANSWER, AS APPLICABLE; OR

(II) TAKE OTHER STEPS APPROPRIATE TO PROTECT THE E-MAIL ACCOUNT WITH THE BUSINESS AND ALL OTHER ONLINE ACCOUNTS FOR WHICH THE INDIVIDUAL USES THE SAME USER NAME OR E-MAIL AND PASSWORD OR SECURITY QUESTION OR ANSWER.

(2) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, THE NOTIFICATION PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY BE GIVEN TO THE INDIVIDUAL BY ANY METHOD DESCRIBED IN THIS SECTION.

(3) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE NOTIFICATION PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY NOT BE GIVEN TO THE INDIVIDUAL BY SENDING NOTIFICATION BY E-MAIL TO THE E-MAIL ACCOUNT AFFECTED BY THE BREACH.

(II) THE NOTIFICATION PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY BE GIVEN BY A CLEAR AND CONSPICUOUS NOTICE

DELIVERED TO THE INDIVIDUAL ONLINE WHILE THE INDIVIDUAL IS CONNECTED TO THE AFFECTED E-MAIL ACCOUNT FROM AN INTERNET PROTOCOL ADDRESS OR ONLINE LOCATION FROM WHICH THE BUSINESS KNOWS THE INDIVIDUAL CUSTOMARILY ACCESSES THE ACCOUNT.”;

in lines 7 and 9, strike “(i)” and “(j)”, respectively, and substitute “(J)” and “(K)”, respectively; in line 18, strike the brackets; strike beginning with “NOT” in line 18 down through “INDIVIDUALS” in line 19; and in line 26, after “(c)(1)” insert “OR (D)(1)”.

On page 9, after line 11, insert:

“(D) (1) A BUSINESS THAT IS SUBJECT TO AND IN COMPLIANCE WITH THE FEDERAL HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996 SHALL BE DEEMED TO BE IN COMPLIANCE WITH THIS SUBTITLE.

(2) AN AFFILIATE THAT IS IN COMPLIANCE WITH THE FEDERAL HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996 SHALL BE DEEMED TO BE IN COMPLIANCE WITH THIS SUBTITLE.”;

and in line 19, strike “October 1, 2017” and substitute “January 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.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 1031 – Senators Benson, Astle, Conway, Currie, DeGrange, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Muse, Nathan–Pulliam, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Smith, Young, Zirkin, and Zucker

AN ACT concerning

Payroll Recovery Act

SB1031/497074/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 1031

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “time;” insert “requiring each appointing authority to calculate and report certain payroll information to the Central Payroll Bureau;”; in the same line, strike “the Bureau” and substitute “each appointing authority”; in line 6, strike “and” and substitute “; requiring the Bureau to provide to each employee”; strike beginning with “requiring” in line 7 down through “changes;” in line 8; in line 8, strike “authorizing” and substitute “requiring”; in line 10, strike “Bureau does not pay the employee” and substitute “appointing authority does not report certain payroll information”; in line 11, strike “up to” and substitute “within”; in the same line, strike “years” and substitute “days”; in the same line, after “occurs;” insert “providing for a certain exception;”; in line 12, strike “the Bureau” and substitute “an appointing authority”; in the same line, after “circumstances;” insert “defining a certain term;”; and in line 14, after “date” insert “for an action that occurred during a certain period of time; providing for the termination of this Act”.

AMENDMENT NO. 2

On page 3, in line 6, strike “ALL WAGES DUE”; in the same line, strike “TWO” and substitute “2”; after line 10, insert:

“(D) EACH APPOINTING AUTHORITY SHALL ACCURATELY AND TIMELY CALCULATE AND REPORT TO THE CENTRAL PAYROLL BUREAU THE PAYROLL INFORMATION FOR EACH EMPLOYEE.”;

strike beginning with “THE” in line 12 down through “COMPTROLLER” in line 13 and substitute “**EACH APPOINTING AUTHORITY**”; in line 13, strike the colon and substitute a comma; in line 14, strike “(1)”; in lines 15, 16, and 17, strike “(I)”, “(II)”, and “(III)”, respectively, and substitute “**(1)**”, “**(2)**”, and “**(3)**”, respectively; in line 17, strike “; AND” and substitute a period; in line 18, strike “(2)” and substitute “**(B) THE CENTRAL PAYROLL BUREAU OF THE OFFICE OF THE STATE COMPTROLLER SHALL PROVIDE FOR EACH EMPLOYEE,**”; strike in their entirety lines 20 through 23, inclusive; and strike beginning with the first “THE” in line 25 down through “EMPLOYEE” in line 26 and substitute “**AN APPOINTING AUTHORITY DOES NOT REPORT PAYROLL INFORMATION**”.

On page 4, in line 1, strike “AT STEP TWO OF” and substitute “UNDER”; in line 2, strike “§ 12-204” and substitute “TITLE 12, SUBTITLE 2”; in line 3, after “(B)” insert “(1)”; in the same line, strike “NOTWITHSTANDING” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, AND NOTWITHSTANDING”; in the same line, strike “§ 12-203(B)” and substitute “§ 12-203”; in line 4, strike “MAY” and substitute “SHALL”; strike beginning with “UP” in line 4 down through “WHICH” in line 5 and substitute “WITHIN 20 DAYS AFTER”; after line 5, insert:

“(2) IF THE FAILURE TO PAY IS NOT KNOWN TO, OR DISCOVERED BY, THE EMPLOYEE WITHIN 20 DAYS AFTER THE FAILURE TO PAY OCCURS, A GRIEVANCE UNDER SUBSECTION (A) OF THIS SECTION MAY BE INITIATED NO LATER THAN 6 MONTHS AFTER THE DATE ON WHICH THE FAILURE TO PAY OCCURRED.”;

in line 6, strike “PARAGRAPH (2)” and substitute “PARAGRAPHS (2) AND (3)”; strike beginning with “IN” in line 6 down through “UNDER” in line 7 and substitute “IF A GRIEVANCE IS INITIATED IN ACCORDANCE WITH”; in line 7, after “SECTION” insert a comma; in the same line, after “TO” insert “WAGES AND”; strike beginning with “IN” in line 8 down through “PAY” in line 9; and strike in their entirety lines 11 through 15, inclusive, and substitute:

“(2) IF THE GRIEVANCE WAS FILED:

(I) IN THE FIRST 3 BUSINESS DAYS OF A PAY PERIOD, THEN DAMAGES SHALL START IN THE FOLLOWING REGULAR PAY PERIOD; OR

(II) AFTER THE THIRD BUSINESS DAY OF A PAY PERIOD, THEN THE DAMAGES SHALL START IN THE SECOND REGULAR PAY PERIOD FOLLOWING THE PAY PERIOD IN WHICH THE EMPLOYEE WAS NOT PAID THE EMPLOYEE’S FULL WAGE.

(3) THE DAMAGES UNDER PARAGRAPH (1) OF THIS SUBSECTION:

(I) MAY NOT BEGIN UNTIL AT LEAST 1 REGULAR PAY PERIOD HAS ELAPSED SINCE THE EMPLOYEE WAS NOT PAID THE EMPLOYEE’S FULL WAGE DUE FOR A PAY PERIOD;

(II) SHALL INCREASE PER PAY PERIOD BY 30% OF THE WAGE THAT THE APPOINTING AUTHORITY FAILED TO REPORT;

(III) SHALL CONTINUE UNTIL THE PAY PERIOD WHEN THE APPOINTING AUTHORITY REPORTS THE MISSING WAGES AND DAMAGES, IF ANY, TO THE CENTRAL PAYROLL BUREAU; AND

(IV) MAY NOT EXCEED 3 TIMES THE AMOUNT OF WAGE DUE THAT THE APPOINTING AUTHORITY FAILED TO REPORT FOR A PAY PERIOD.”.

On page 5, in line 2, after “law,” insert “on or before July 31, 2017,”; in line 4, strike “on or before July 31, 2017” and substitute “for an action that occurred on or after March 16, 2016, but before July 1, 2017”; and in line 6, after “2017.” insert “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 2 amendments were read and adopted.

Senator Brochin moved to make the Bill and Report a Special Order for April 7, 2017.

The motion was adopted.

LETTER OF REASSIGNMENT

ANNOUNCEMENT BY THE PRESIDENT

April 6, 2017

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

HB 1432	Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene), et al
	Health Care Providers – Prescription Opioids – Limits on Prescribing (The Prescriber Limits Act of 2017)
	Reassigned to Education, Health, and Environmental Affairs

Read and ordered journalized.

SPECIAL ORDER CALENDAR NO. 46

House Bill 1021 – ~~Delegate Reznik~~ Delegates Reznik, Pendergrass, Bromwell, Angel, Barron, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pena-Melnyk, Platt, Rosenberg, Saab, Sample-Hughes, Szeliga, West, and K. Young

AN ACT concerning

Reorganization of State Procurement

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1201)

The Bill was then returned to the House of Delegates.

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

STATUS OF BILL: BILL IS ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

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 adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 705 – Senators Muse, Kelley, Lee, Ramirez, and Smith

AN ACT concerning

**Award of Attorney’s Fees and Expenses – Violation of Maryland Constitutional
Right**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (3)
AND THE FAVORABLE REPORT.

SB0705/868374/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 705

(Bill as Printed for Third Reading)

AMENDMENT NO. 1

On page 1, in line 7, after the semicolon insert “providing that the combined total of certain damages and certain attorney’s fees and expenses awarded under certain provisions of this Act may not exceed certain limits on liability; providing that certain limits on liability under the Local Government Tort Claims Act and the Maryland Tort Claims Act include any attorney’s fees and expenses awarded under certain provisions of this Act;”; after line 18, insert:

“BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 5–303(a)

Annotated Code of Maryland

(2013 Replacement Volume and 2016 Supplement)”;

and in line 21, after “Section” insert “12–104(a) and”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 22 and 23; and in lines 24, 27, and 29, strike “(6)”, “(7)”, and “(8)”, respectively, and substitute “(5)”, “(6)”, and “(7)”, respectively.

On page 3, in lines 1, 3, 5, 7, 9, and 13, strike “(9)”, “(10)”, “(11)”, “(12)”, “(13)”, and “(15)”, respectively, and substitute “(8)”, “(9)”, “(10)”, “(11)”, “(12)”, and “(13)”, respectively; in line 10, after the semicolon insert “OR”; and strike in their entirety lines 11 and 12.

AMENDMENT NO. 3

On page 3, in line 22, before “**FOR**” insert “(A)”; after line 24, insert:

“(B) THE COMBINED TOTAL OF ANY DAMAGES AND ANY ATTORNEY’S FEES AND EXPENSES AWARDED TO A PREVAILING PLAINTIFF UNDER THIS SUBTITLE MAY NOT EXCEED:

(1) IF AWARDED AGAINST A LOCAL GOVERNMENT AS DEFINED IN § 5–301 OF THIS ARTICLE, THE LIMITS ON LIABILITY ESTABLISHED UNDER § 5–303 OF THIS ARTICLE; OR

(2) IF AWARDED AGAINST THE STATE, THE LIMIT ON LIABILITY ESTABLISHED UNDER § 12–104 OF THE STATE GOVERNMENT ARTICLE.

5–303.

(a) (1) Subject to paragraph (2) of this subsection, the liability of a local government may not exceed \$400,000 per an individual claim, and \$800,000 per total claims that arise from the same occurrence for damages resulting from tortious acts or omissions, or liability arising under subsection (b) of this section and indemnification under subsection (c) of this section.

(2) The limits on liability provided under paragraph (1) of this subsection [do]:

(I) INCLUDE ANY ATTORNEY’S FEES AND EXPENSES AWARDED UNDER § 3–2101 OF THIS ARTICLE; AND

(II) DO not include interest accrued on a judgment.”;

and after line 25, insert:

“12-104.

(a) (1) Subject to the exclusions and limitations in this subtitle and notwithstanding any other provision of law, the immunity of the State and of its units is waived as to a tort action, in a court of the State, to the extent provided under paragraph (2) of this subsection.

(2) The liability of the State and its units may not exceed \$400,000 to a single claimant for injuries arising from a single incident or occurrence.

(3) THE LIMIT ON LIABILITY PROVIDED UNDER PARAGRAPH (2) OF THIS SUBSECTION INCLUDES ANY ATTORNEY’S FEES AND EXPENSES AWARDED UNDER § 3-2101 OF THE COURTS ARTICLE.”.

The preceding 3 amendments were read only.

Senator Muse moved to make the Bill and Amendments a Special Order for April 10, 2017.

The motion was adopted.

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

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (3) AND THE FAVORABLE REPORT.

SB0727/188273/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 727

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Transfer” and substitute “Notification”; in line 3, after “requiring” insert “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”; and strike beginning with “requiring” in line 5 down through “circumstances;” in line 15 and substitute “providing that the failure to receive a certain notification is not grounds for certain relief or a defense for certain criminal violations;”.

On pages 1 and 2, strike in their entirety the lines beginning with line 22 on page 1 through line 5 on page 2, inclusive.

On page 2, strike in their entirety lines 12 and 13.

AMENDMENT NO. 2

On page 2, in line 14, after “(B)” insert “(1)”; in the same line, strike “THE” and substitute “BEFORE A DEFENDANT IS SENTENCED, THE STATE’S ATTORNEY SHALL NOTIFY THE COURT IF THE DEFENDANT HAS BEEN CONVICTED OF A DISQUALIFYING CRIME.”

(2) ON RECEIVING NOTICE FROM THE STATE’S ATTORNEY UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE”;

in line 15, strike “EITHER” and substitute “BOTH”; in the same line, strike “OR” and substitute “AND”; and in lines 17 and 19, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively.

AMENDMENT NO. 3

On page 2, strike beginning with “(1)” in line 21 down through “POSSESSION” in line 26 and substitute “FAILURE OF A DEFENDANT TO RECEIVE NOTICE IN ACCORDANCE WITH THIS SECTION IS NOT:

(1) GROUNDS FOR APPEAL OR ANY POST CONVICTION RELIEF; OR

(2) A DEFENSE IN A PROSECUTION FOR A VIOLATION OF § 5-133 OR § 5-205 OF THE PUBLIC SAFETY ARTICLE”.

On pages 2 through 5, strike in their entirety the lines beginning with line 27 on page 2 through line 8 on page 5, inclusive.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0727/133527/1

BY: Senator Madaleno

AMENDMENTS TO SENATE BILL 727, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Judicial Proceedings Committee Amendments (SB0727/188273/1), strike in its entirety Amendment No. 1.

On pages 2 and 3 of the Judicial Proceedings Committee Amendments, strike in its entirety Amendment No. 3.

AMENDMENT NO. 2

On page 1 of the bill, in line 2, before “Transfer” insert “Notification and”; in line 3, after “requiring” insert “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”; in lines 6 and 11, in each instance, strike “Department of Public Safety and Correctional Services” and substitute “State’s Attorney’s Office”; in line 8, after “firearms;” insert “providing that the failure to receive a certain notification is not grounds for certain relief or a defense for certain criminal violations;”; and in line 12, strike “Department” and substitute “State’s Attorney”.

AMENDMENT NO. 3

On page 2 of the bill, strike in their entirety lines 12 and 13; strike beginning with “**DEPARTMENT**” in line 22 down through “**SERVICES**” in line 23 and substitute “**STATE’S ATTORNEY’S OFFICE**”; after line 26, insert:

“(2) FAILURE OF A DEFENDANT TO RECEIVE NOTICE IN ACCORDANCE WITH THIS SECTION IS NOT:

(I) GROUNDS FOR APPEAL OR ANY POSTCONVICTION RELIEF;

OR

(II) A DEFENSE IN A PROSECUTION FOR A VIOLATION OF § 5-133 OR § 5-205 OF THE PUBLIC SAFETY ARTICLE.;

and in line 27, strike “**(2)**” and substitute “**(3)**”.

On page 3 of the bill, strike beginning with “**DEPARTMENT**” in line 20 down through “**SERVICES**” in line 21 and substitute “**STATE’S ATTORNEY’S OFFICE**”; and strike beginning with “**DEPARTMENT**” in line 24 down through “**SERVICES**” in line 25 and substitute “**STATE’S ATTORNEY’S OFFICE**”.

The preceding 3 amendments were read and rejected by a roll call vote as follows:

Affirmative – 10 Negative – 32 (See Roll Call No. 1202)

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

House Bill 1386 – Delegates Lisanti, Barkley, ~~and C. Wilson~~ C. Wilson, Anderton, Beidle, Cassilly, Clark, Flanagan, Folden, Healey, Holmes, Jacobs, and McMillan

AN ACT concerning

Maryland Public Ethics Law – Members and Employees of Boards of License Commissioners and Liquor Control Boards

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1203)

ADJOURNMENT

At 3:35 P.M. on motion of Senator Peters the Senate adjourned until 10:30 A.M. on Legislative Day April 1, 2017, Calendar Day, Friday, April 7, 2017 in memory of Frances C. Hawkins.

Annapolis, Maryland
Legislative Day: April 1, 2017
Calendar Day: Friday, April 7, 2017
10:30 A.M. Session

The Senate met at 10:41 A.M.

Prayer by Reverend Rodney C. Gross, Lazarus United Church of Christ, guest of Senator Ready.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 46 Members present.

(See Roll Call No. 1205)

On motion of Senator Peters it was ordered that Senator Oaks be excused from today's session.

The Journal of April 6, 2017 was read and approved.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 598 – Montgomery County Senate Delegation:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Quinn Carpenter
in recognition of
your first place finish in ice dancing at the 2016 World Junior Figure Skating
Championships and your beautiful performance in Hungary.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 7th day of April 2017.

Read and adopted by a roll call vote as follows:

Affirmative – 44 Negative – 0 (See Roll Call No. 1206)

INTRODUCTION OF THE SIMON CUNNINGHAM YOUTH ORGANIZATION**INTRODUCTION OF PERSONNEL FROM THE REGINALD LEWIS MUSEUM OF
MARYLAND, AFRICAN AMERICAN HISTORY AND CULTURE****MESSAGE FROM THE HOUSE OF DELEGATES NO. 13****SENATE BILLS PASSED BY YEAS AND NAYS**

BILL NO.	SPONSOR	CONTENT
SB 19	Chair, Finance Committee	Insurance – Surplus Lines Insurers, Surplus Lines Brokers, and Reinsurers
SB 281	Sen. Ready	Alcoholic Beverages – Definition of Beer – Hard Cider
SB 367	Sen. Zucker	Income Tax – Subtraction Modification – Mortgage Forgiveness Debt Relief
SB 398	Sen. Feldman	Corporations – Formation of a Holding Company by Merger
SB 910	Sen. Middleton	Maryland Automobile Insurance Fund – Operations
SB 913	Sen. Guzzone	State Retirement and Pension System – Death Benefits
SB 951	Sen. Smith	Maryland Securities Act – Vulnerable Adults

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

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

MESSAGE FROM THE HOUSE**INTRODUCTORY HOUSE BILLS NO. 35****House Bill 71 – Delegates Luedtke, Kaiser, and Queen**

AN ACT concerning

Alcoholic Beverages – Class 8 Farm Brewery License Holders – Food Service

FOR the purpose of ~~repealing~~ altering the restriction on a holder of a Class 8 farm brewery license ~~to sell~~ selling or ~~serve~~ serving only certain types of food; allowing the holder to sell and serve any food if the holder is licensed to operate a food establishment, subject to certain requirements; and generally relating to holders of Class 8 farm brewery licenses.

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 2–210
Annotated Code of Maryland
(2016 Volume and 2016 Supplement)

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

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–Melnik, Platt, Tarlau, Waldstreicher, A. Washington, M. Washington, and P. Young

AN ACT concerning

Education – Specialized Intervention Services – Reports

FOR the purpose of requiring certain county boards of education to report certain information relating to the provision of specialized intervention services to the State Department of Education and the General Assembly on or before a certain date each year; requiring the State Department of Education, in consultation with certain county boards and certain individuals, to establish certain guidelines on or before a certain date; requiring certain county boards and the Department to publish annually certain information on certain Web sites; requiring the Department to submit a certain report on or before a certain date to the General Assembly; defining a certain term; and generally relating to the reporting of specialized intervention services.

BY adding to
Article – Education
Section 5–111.1
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)

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

House Bill 1155 – Delegates Hixson, Gutierrez, Rose, and M. Washington

AN ACT concerning

Income Tax – Subtraction Modification – Mortgage Forgiveness Debt Relief

FOR the purpose of allowing a subtraction modification under the Maryland income tax for certain taxable years for income from the discharge of certain indebtedness related to certain costs incurred with respect to a principal residence; providing that the amount of the subtraction may not exceed a certain amount for certain taxpayers; providing for the application of this Act; providing for the termination of certain provisions of this Act; correcting an obsolete reference; and generally relating to an income tax subtraction modification for income from the discharge of certain indebtedness.

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–205(k)

Annotated Code of Maryland

(2016 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Tax – General

Section 10–207(a)

Annotated Code of Maryland

(2016 Replacement Volume)

BY adding to

Article – Tax – General

Section 10–207(ee)

Annotated Code of Maryland

(2016 Replacement Volume)

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

FINANCE COMMITTEE REPORT NO. 52

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 467 – Delegates McCray, Anderson, Barkley, B. Barnes, Barve, Carey, Chang, Clippinger, Conaway, Ebersole, Fennell, Frick, Glenn, Hayes, Haynes, Healey, Hettelman, Hill, Holmes, Hornberger, C. Howard, Jackson, Jalisi, Kelly, Lafferty, Lam, R. Lewis, Lierman, Lisanti, Luedtke, McIntosh, Moon, Morales, Patterson, Platt, Robinson, Rosenberg, Sanchez, Sophocleus, Tarlau, Turner, Valderrama, Waldstreicher, M. Washington, and P. Young

AN ACT concerning

Providing Our Workers Education and Readiness (POWER) – Apprenticeship Act

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

House Bill 953 – Delegates Morales, Angel, Cullison, Hayes, Hill, Kelly, Korman, Kramer, R. Lewis, A. Miller, Oaks, Pena–Melnyk, Platt, and K. Young

AN ACT concerning

Task Force on Long–Term Care Education and Planning

HB0953/727474/1

BY: Finance Committee

AMENDMENT TO HOUSE BILL 953
(Third Reading File Bill)

On page 2, in line 30, strike “and”.

On page 3, in line 2, after “Maryland” insert “; and”

(viii) one representative of a long–term care insurer or a trade association that includes long–term care insurers”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

House Bill 974 – Delegates Carey and Lisanti

AN ACT concerning

Maryland Personal Information Protection Act – Revisions

HB0974/657078/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 974

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “given,” insert “authorizing a certain business to provide a certain required notice in a certain manner under certain circumstances;”; in line 12, before “certain” insert “a”; in line 13, strike “terms” and substitute “term”; in line 19, strike the third comma; and in the same line, strike “14–3506”.

On page 2, in line 1, before “and” insert “14–3506”.

AMENDMENT NO. 2

On page 2, in line 17, strike “, **IN STORAGE OR IN TRANSIT**,”; strike beginning with the colon in line 18 down through “**RENDERS**” in line 23 and substitute “**RENDERS**”; strike beginning with “**HAS**” in line 25 down through “**160.103**” in line 26 and substitute “**MEANS ANY INFORMATION CREATED BY AN ENTITY COVERED BY THE FEDERAL HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996 REGARDING AN INDIVIDUAL’S MEDICAL HISTORY, MEDICAL CONDITION, OR MEDICAL TREATMENT OR DIAGNOSIS**”; in line 27, strike “an” and substitute “**:**”

(I) AN;

and in line 31, strike “(i)” and substitute “**1**”.

On page 3, in lines 1, 3, 6, 9, and 17, strike “(ii)”, “(iii)”, “(iv)”, “(v)”, and “(vii)”, respectively, and substitute “**2**”, “**3**”, “**4**”, “**5**”, and “**6**”, respectively; in line 3, strike “A financial” and substitute “**AN**”; in the same line, strike “including”; in the same line, after the second “number” insert a comma; in the same line, after “or” insert “**A**”; in line 4, strike “that”; in line 5, strike “would permit” and substitute “**THAT PERMITS**”; in line 10, strike “**THAT**”; in line 12, before “**PERMITS**” insert “**THAT**”; in line 13, after “**INFORMATION**,” insert “**OR**”; strike in their entirety lines 14 through 16, inclusive; in line 17, strike the

comma; in line 18, strike “INCLUDING”; in the same line, strike “DATA”; and in line 23, after “ACCOUNT” insert “; OR”

(II) A USER NAME OR E-MAIL ADDRESS IN COMBINATION WITH A PASSWORD OR SECURITY QUESTION AND ANSWER THAT PERMITS ACCESS TO AN INDIVIDUAL’S E-MAIL ACCOUNT.

On pages 3 and 4, strike in their entirety the lines beginning with line 31 on page 3 through line 25 on page 4, inclusive.

On page 4, in line 26, strike “**(G)**” and substitute “**(F)**”.

On page 6, in line 4, strike the brackets; strike beginning with “**WHETHER**” in line 4 down through “**THE**” in line 5; in line 6, strike “**OCCURRED OR WILL OCCUR**” and substitute “**BEEN OR WILL BE MISUSED**”; strike beginning with “that” in line 8 down through “system” in line 11 and substitute “**THAT THE BREACH OF THE SECURITY OF THE SYSTEM CREATES A LIKELIHOOD THAT PERSONAL INFORMATION HAS BEEN OR WILL BE MISUSED**”; in line 21, after “information” insert “**OF AN INDIVIDUAL RESIDING IN THE STATE**”; in the same line, after “license” insert “**, WHEN IT DISCOVERS OR IS NOTIFIED OF A BREACH OF THE SECURITY OF A SYSTEM,**”; in the same line, after “notify” insert “**, AS SOON AS PRACTICABLE,**”; in line 22, strike the first “a” and substitute “**THE**”; and strike beginning with “if” in line 22 down through “State” in line 24.

On page 7, in line 5, strike “subsections (b) and (c)” and substitute “**SUBSECTION (B)**”; and in line 30, strike “The” and substitute “**EXCEPT AS PROVIDED IN SUBSECTION (I) OF THIS SECTION, THE**”.

On page 8, after line 18, insert:

“(I) (1) IN THE CASE OF A BREACH OF THE SECURITY OF A SYSTEM INVOLVING PERSONAL INFORMATION THAT PERMITS ACCESS TO AN INDIVIDUAL’S E-MAIL ACCOUNT UNDER § 14-3501(E)(1)(II) OF THIS SUBTITLE AND NO OTHER PERSONAL INFORMATION UNDER § 14-3501(E)(1)(I) OF THIS SUBTITLE, THE BUSINESS MAY COMPLY WITH THE NOTIFICATION REQUIREMENT UNDER SUBSECTION (B) OF THIS SECTION BY PROVIDING THE NOTIFICATION IN ELECTRONIC OR OTHER FORM THAT DIRECTS THE INDIVIDUAL WHOSE PERSONAL INFORMATION HAS BEEN BREACHED PROMPTLY TO:

(I) CHANGE THE INDIVIDUAL’S PASSWORD AND SECURITY QUESTION OR ANSWER, AS APPLICABLE; OR

(II) TAKE OTHER STEPS APPROPRIATE TO PROTECT THE E-MAIL ACCOUNT WITH THE BUSINESS AND ALL OTHER ONLINE ACCOUNTS FOR WHICH THE INDIVIDUAL USES THE SAME USER NAME OR E-MAIL AND PASSWORD OR SECURITY QUESTION OR ANSWER.

(2) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, THE NOTIFICATION PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY BE GIVEN TO THE INDIVIDUAL BY ANY METHOD DESCRIBED IN THIS SECTION.

(3) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE NOTIFICATION PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY NOT BE GIVEN TO THE INDIVIDUAL BY SENDING NOTIFICATION BY E-MAIL TO THE E-MAIL ACCOUNT AFFECTED BY THE BREACH.

(II) THE NOTIFICATION PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY BE GIVEN BY A CLEAR AND CONSPICUOUS NOTICE DELIVERED TO THE INDIVIDUAL ONLINE WHILE THE INDIVIDUAL IS CONNECTED TO THE AFFECTED E-MAIL ACCOUNT FROM AN INTERNET PROTOCOL ADDRESS OR ONLINE LOCATION FROM WHICH THE BUSINESS KNOWS THE INDIVIDUAL CUSTOMARILY ACCESSES THE ACCOUNT.”;

in lines 19 and 21, strike “(i)” and “(j)”, respectively, and substitute “(J)” and “(K)”, respectively; in line 30, strike the brackets; and strike beginning with “NOT” in line 30 down through “INDIVIDUALS” in line 31.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

House Bill 1144 – Delegates Jones, Haynes, Anderson, Anderton, Angel, Barkley, B. Barnes, D. Barnes, Branch, Buckel, Carr, Chang, Clippinger, Cullison, Dumais, Ebersole, Fennell, Frick, Glenn, Gutierrez, Healey, Hettleman, Hornberger, C. Howard, Jackson, Korman, Krimm, Lam, Lierman, Luedtke, McCray, A. Miller, Moon, Morales, Patterson, Pena-Melnyk, Platt, Reznik, Rosenberg, Sophocleus, Sydnor, Tarlau, Turner, Valderrama, Valentino-Smith, Waldstreicher, K. Young, and P. Young

AN ACT concerning

Payroll Recovery Act

HB1144/787777/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1144

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, strike “authorizing” and substitute “requiring”; in line 14, strike “up to” and substitute “within”; in the same line, strike “period of time” and substitute “number of days”; and in line 15, after “occurs;” insert “providing for a certain exception;”.

On page 2, in line 1, after the semicolon, insert “providing for the termination of this Act;”.

On page 3, in line 12, strike “TWO” and substitute “2”.

AMENDMENT NO. 2

On page 4, in line 15, strike “§ 12-204” and substitute “TITLE 12, SUBTITLE 2”; in line 16, after “(B)” insert “(1)”; in the same line, strike “NOTWITHSTANDING” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, AND NOTWITHSTANDING”; in the same line, strike “§ 12-203(B)” and substitute “§ 12-203”; in line 17, strike “MAY” and substitute “SHALL”; strike beginning with “NO” in line 17 down through “WHICH” in line 18 and substitute “WITHIN 20 DAYS AFTER”; and after line 19, insert:

“(2) IF THE FAILURE TO PAY IS NOT KNOWN TO, OR DISCOVERED BY, THE EMPLOYEE WITHIN 20 DAYS AFTER THE FAILURE TO PAY OCCURS, A GRIEVANCE

UNDER SUBSECTION (A) OF THIS SECTION MAY BE INITIATED NO LATER THAN 6 MONTHS AFTER THE DATE ON WHICH THE FAILURE TO PAY OCCURRED.”.

On page 5, in line 7, strike “**ONE**” and substitute “**1**”; and in line 15, strike “**THREE**” and substitute “**3**”.

On page 6, in line 8, strike “January 1, 2016” and substitute “March 16, 2016”; in line 10, after “2017.” insert “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 2 amendments were read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

House Bill 1345 – ~~Delegate A. Washington~~ Delegates A. Washington and Healey

AN ACT concerning

National Capital Strategic Economic Development Fund

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 28

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 11 – Delegates Lam, Barve, Hill, Ebersole, Lafferty, Pendergrass, Fraser-Hidalgo, Tarlau, Robinson, and Ciliberti

AN ACT concerning

**Vehicle Laws – Causing Diesel Emissions to Discharge Onto Another –
Prohibition**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 122 – Chair, Environment and Transportation Committee (By Request
– Departmental – State Police)**

AN ACT concerning

**Motor Vehicles – Electronic Inspection Certificates for Used Vehicles – Sunset
Extension**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 176 – Delegates Morgan, Clark, and Rey

AN ACT concerning

**Motor Vehicle Registration – Exception for Golf Carts – Golden Beach Patuxent
Knolls**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 192 – Delegate Lafferty

AN ACT concerning

Task Force to Study Bicycle Safety on Maryland Highways

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 492 – Delegates Carr, Anderton, Cullison, Dumais, Flanagan,
Fraser-Hidalgo, Gutierrez, Healey, McCray, and Stein**

AN ACT concerning

Vehicle Laws – Certificate of Title – Transfer-on-Death Beneficiary Designation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 756 – Delegate Stein

AN ACT concerning

Vehicle Laws – Annual Vehicle Shows

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 889 – Delegate Stein

AN ACT concerning

Vehicle Laws – HOV Lanes – Tow Trucks

Favorable report adopted.

FLOOR AMENDMENT

HB0889/413624/1

BY: Senator Ready

AMENDMENT TO HOUSE BILL 889

(Third Reading File Bill)

On page 2, in line 10, after “SERVICE” insert “IF AN APPROPRIATE LAW ENFORCEMENT AGENCY HAS AUTHORIZED THE TOW TRUCK OPERATOR TO USE HOV LANES”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 1150 – Delegates McMillan and Folden

AN ACT concerning

Vehicle Laws – Off-Highway Recreational Vehicles

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 1334 – Delegates A. Washington, Jalisi, McCray, Sanchez, Tarlau, Valderrama, ~~and Valentino Smith~~ Valentino Smith, and Healey

AN ACT concerning

State Highway Administration – Traffic Control Devices – Decorative Treatments

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 1447 – Delegates McMillan, Folden, Holmes, Jacobs, Jalisi, and Stein

AN ACT concerning

Motor Vehicle Administration – Registration Plates – Return ~~and Expiration~~

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 1456 – Delegate Parrott

AN ACT concerning

Vehicle Laws – Passing to the Right – Use of Shoulder

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 29

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 44 – Delegate McCray

AN ACT concerning

Residential Property – Ground Lease Registration ~~Form~~ Forms – Contact Information Option

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 81 – Delegates Morhaim, Cullison, Miele, ~~and Pena-Melnyk~~ Pena-Melnyk, Pendergrass, Angel, Barron, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Metzgar, Morales, Morgan, Platt, Rosenberg, Saab, Sample-Hughes, Szeliga, West, and K. Young

AN ACT concerning

Estates and Trusts – Conditions of Disability and Incapacity – Confinement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

House Bill 216 – Delegates Lam, Afzali, Barve, Chang, Ebersole, Glass, Grammer, Hill, Hixson, Jameson, Kaiser, Krebs, Krimm, Luedtke, McDonough, A. Miller, Morhaim, Patterson, Stein, Waldstreicher, B. Wilson, and K. Young

AN ACT concerning

Emergency Veterinary Care – Immunity From Liability

HB0216/198470/1

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 216
(Third Reading File Bill)

On page 4, in line 7, strike “**(2)**” and substitute “**(3)**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

House Bill 476 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

District Court Commissioners – Residency in Contiguous County

HB0476/428673/1

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 476
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “that” insert “, subject to a certain exception,”.

AMENDMENT NO. 2

On page 1, in line 15, strike “Commissioners” and substitute “**(I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, COMMISSIONERS**”; and after line 17, insert:

“(II) IN BALTIMORE CITY, COMMISSIONERS SHALL BE ADULT RESIDENTS OF BALTIMORE CITY, BUT THEY NEED NOT BE LAWYERS.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 595 – Delegates McMillan, Beidle, Cassilly, Folden, Holmes, Jalisi, and McComas

AN ACT concerning

**Mortgages and Deeds of Trust – ~~Certification Requirement for Recordation~~
~~Repeal Prerequisites to Recording~~**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 682 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Sheriff, County Treasurer, and State’s Attorney – Salaries

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

House Bill 1207 – Delegates Pena-Melnyk, Cullison, Krimm, Lierman, Morales, Tarlau, Valentino-Smith, K. Young, and P. Young

AN ACT concerning

Family Law – Treatment Foster Care Homes – Siblings

HB1207/798877/1

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 1207

(Third Reading File Bill)

On page 2, in line 25, strike “**HOMES**” and substitute “**HOME**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 1382 – Delegate Barron

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.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 1500 – Harford County Delegation

AN ACT concerning

Sheriff of Harford County – Salary

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 30

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 52 – Delegate Conaway

AN ACT concerning

Baltimore City School Police Force – Vehicles and Firearms – Report

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 226 – Delegate Anderson

AN ACT concerning

Baltimore Police Department – Reporting on Community Policing

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 295 – Delegate Kramer

AN ACT concerning

Criminal Procedure – Criminal Injuries Compensation Board – Impaired Boating

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 521 – Delegates B. Wilson, Cluster, Dumais, and Rey

AN ACT concerning

Criminal Procedure – Sex Offender Registrant – Notice of International Travel

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 593 – Delegate Dumais

AN ACT concerning

**State Compensation for Erroneous Conviction and Imprisonment –
~~Gubernatorial Pardon Requirement – Repeal~~ Certification of Error**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 653 – Delegate B. Wilson

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.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 738 – Delegate B. Wilson

AN ACT concerning

Criminal Law – Sex Offenses – Out-of-State Convictions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 836 – Delegates Folden, Afzali, Kittleman, McComas, and Metzgar

AN ACT concerning

Criminal Procedure – Expungement – Common Law Battery

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 906 – Delegates Malone, Aumann, Folden, Gutierrez, S. Howard, Jacobs, Krebs, McComas, W. Miller, Parrott, Saab, and B. Wilson

AN ACT concerning

Criminal Law – Crime of Violence – Home Invasion

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

House Bill 1574 – Prince George’s County Delegation

AN ACT concerning

Prince George’s County Pretrial Release, Work Release, and Diversion Programs Task Force

PG 305–17

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 31

CONSENT NO. 64

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 632 (Emerg)	FAV	The Speaker	Child Abuse – Sex Trafficking (Protecting Victims of Sex Trafficking Act of 2017)
HB 721	FAV	Del. Dumais	Juvenile Services – Services and Programs for Females

HB 1047	FAV	Del. Moon	Child Support – Noncompliance With Court Order – License Suspension
HB 1263	FAV	Del. Dumais	Family Law – Child Abuse and Neglect – Definitions

Favorable report adopted on all of the preceding bills.

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

QUORUM CALL

The presiding officer announced a quorum call, showing 45 Members present.

(See Roll Call No. 1207)

SENATE THIRD READING CALENDAR NO. 16 (GENERAL HOUSE BILLS)

CONSENT NO. 7

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 162	Del. Dumais	Public Safety – Firearm Application	JPR
HB 255	Del. Hettleman	Crmnl Procedure – Sexual Assault Victims’ Rights – Disposal of Rape Kit Evidence and Ntfctn	JPR
HB 429	Del. Dumais	Criminal Law – Sexual Offenses – Physical Resistance	JPR
HB 455	Del. Atterbeary	Criminal Law – Animal Cruelty – Applicability	JPR
HB 494	Del. Stein	Motor Vehicles – Use of Fog Lights When Windshield Wipers Operating – Repeal	JPR

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 635	Del. Valentino–Smith	Crmnl Law – Homicide by Motor Vehicle or Vessel While Impaired by a CDS – Penalties	JPR
HB 647	Del. Reznik	Criminal Law – Sexual Offenses – Classification	JPR
HB 941	Del. A. Miller	Criminal Law – Animal Abuse Emergency Compensation Fund – Establishment	JPR
HB 1035 (Emerg)	Del. Jacobs	Motor Vehicles – Seasonal Exceptional Milk Hauling Permit	JPR
HB 1149	Del. Kramer	Maryland Securities Act – Vulnerable Adults	JPR
HB 1182	Frederick County Delegation	Frederick County – State’s Attorney – Annual Salary	JPR
HB 1279	Del. Morales	Police Training Commission – Training Requirements – Human Trafficking	JPR
HB 1335	Del. Wilkins	Vehicle Laws – Obstruction Hanging From Rearview Mirror – Enforcement	JPR
HB 1344 (Emerg)	Del. C. Wilson	Balt Cty and Cha, PG, and Har Counties – Recall of Frmr Jdg for Tmprry Assignment – Elgblty	JPR

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 45 Negative – 0 (See Roll Call No. 1208)

The Bills were then returned to the House of Delegates.

House Bill 877 – Delegates McComas, Carey, Cassilly, Glass, Hornberger, Impallaria, Krebs, Malone, McDonough, McKay, Parrott, Reilly, Rey, Saab, Sophocleus, B. Wilson, and C. Wilson

AN ACT concerning

Handgun Permits – Alternative Expiration Date – Private Detectives, Security Guards, and Special Police Officers

FLOOR AMENDMENT

HB0877/803121/2

BY: Senator Madaleno

AMENDMENTS TO HOUSE BILL 877

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 2 and 3 and substitute “Public Safety – Handgun Permits – Alternative Expiration and Review Board”; in line 7, after “issued,” insert “requiring the Handgun Permit Review Board to include in its minutes a certain rationale for the issuance or denial of a certain permit, subject to a certain exception;”; and in line 15, after “5–309(d)” insert “and 5–315”.

AMENDMENT NO. 2

On page 2, after line 13, insert:

“5–315.

(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, THE BOARD SHALL INCLUDE IN ITS PUBLICLY AVAILABLE MINUTES THE BOARD’S RATIONALE FOR THE ISSUANCE OR DENIAL OF EACH PERMIT CONSIDERED BY THE BOARD.

(B) THE BOARD MAY NOT MAKE PUBLIC ANY PERSONALLY IDENTIFIABLE INFORMATION REGARDING ANY APPLICANT WHEN PUBLISHING ITS MINUTES.”.

The preceding 2 amendments were read only.

Senator Zirkin moved to make the Bill and Amendments a Special Order for April 10, 2017.

The motion was adopted.

SENATE THIRD READING CALENDAR NO. 18 (GENERAL HOUSE BILLS)

CONSENT NO. 8

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 165	Del. Barron	State Government – Maryland Uniform Electronic Legal Materials Act	JPR
HB 236	Del. Barron	Legal Advice to Corporations – Clarification	JPR
HB 279	Del. Moon	Grdnshp and Child in Need of Assistance Predgs – Jurisdiction and Athrty of Jvnl Crt	JPR
HB 439	Del. Otto	Somerset County – State’s Attorney – Annual Salary	JPR
HB 573	Carroll County Delegation	Carroll County – State’s Attorney – Salary	JPR
HB 574	Carroll County Delegation	Carroll County – Sheriff’s Salary	JPR
HB 629	Cecil County Delegation	Cecil County – Orphans’ Court Judges – Travel Expense Allowance	JPR
HB 735	Del. Malone	Estates and Trusts – Share of Intestate Estate Inherited by Surviving Spouse	JPR
HB 753	Del. West	Maryland Trust Act – Representatives of Beneficiaries	JPR

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 754	Del. West	Maryland Trust Act – Notice and Reporting Requirements – Exemptions	JPR
HB 759	Del. Kramer	Corporations – Formation of a Holding Company by Merger	JPR
HB 793	Del. Angel	Family Law – Divorce – Restoration of Former Name	JPR
HB 858	Allegany County Delegation	Allegany County – Sheriff's Deputies – Salary and Duties	JPR
HB 1219	Chair, Judiciary Committee	Children in Need of Assistance – Sex Trafficking	JPR

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 1209)

The Bills were then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 39 (GENERAL HOUSE BILLS)

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

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1210)

The Bill was then returned to the House of Delegates.

House Bill 433 – The Speaker (By Request – Administration) and Delegates Kipke, McConkey, and West

AN ACT concerning

State Finance and Procurement – Small and Minority Business Participation

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1211)

The Bill was then returned to the House of Delegates.

House Bill 562 – Delegate Hayes (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 – 46 Negative – 0 (See Roll Call No. 1212)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1213)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1214)

The Bill was then returned to the House of Delegates.

House Bill 967 – Delegate Frick

AN ACT concerning

The Textbook Cost Savings Act of 2017

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1215)

The Bill was then returned to the House of Delegates.

House Bill 1054 – Delegates West, Carozza, Hill, Reznik, ~~and Stein~~ Stein, Krebs, and Metzgar

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 – 46 Negative – 0 (See Roll Call No. 1216)

The Bill was then returned to the House of Delegates.

House Bill 1450 – Delegate Wivell

AN ACT concerning

Washington County – Alcoholic Beverages – Hotel and Motel Licenses

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

Affirmative – 45 Negative – 0 (See Roll Call No. 1217)

The Bill was then returned to the House of Delegates.

House Bill 1480 – Delegate Parrott

AN ACT concerning

Washington County – Alcoholic Beverages – Penalties

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1218)

The Bill was then returned to the House of Delegates.

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 – 46 Negative – 0 (See Roll Call No. 1219)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 40 (GENERAL HOUSE BILLS)

CONSENT NO. 17

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 410	The Speaker	Economic Development – Maryland Energy Innovation Institute	FIN
HB 584 (Amended)	Del. K. Young	Investigational Drugs, Biological Products, and Devices – Right to Try Act	FIN

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 771 (Emerg)	Del. W. Miller	Public Health – Mobile Food Service Facilities – Licensing and Inspection by Co Health Departments	FIN

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 1220)

The Bills were then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 41 (GENERAL HOUSE BILLS)

House Bill 66 – Delegate Lam

AN ACT concerning

Environment – Lead and Mercury Wheel Weights – Prohibited

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

Affirmative – 32 Negative – 14 (See Roll Call No. 1221)

The Bill was then returned to the House of Delegates.

House Bill 125 – Chair, Environment and Transportation Committee (By Request – Departmental – Environment)

AN ACT concerning

Environment – Emergency Action Plans for Dams

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1222)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1223)

The Bill was then returned to the House of Delegates.

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**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1224)

The Bill was then returned to the House of Delegates.

House Bill 353 – Delegates Rosenberg and Luedtke

AN ACT concerning

**Election Law – Change in Administrative Policy Affecting Voting Rights –
Notice**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1225)

The Bill was then returned to the House of Delegates.

House Bill 879 – The Speaker (By Request – Administration)

AN ACT concerning

Public Integrity Act of 2017

FLOOR AMENDMENT

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 adopted by a roll call vote as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 1226)

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1227)

The Bill was then returned to the House of Delegates.

House Bill 898 – Delegates Ebersole, Lafferty, Lam, Lierman, Luedtke, McCray, Moon, Morales, Platt, Reznik, Tarlau, Turner, A. Washington, and M. Washington

AN ACT concerning

Election Law – Campaign Finance – Coordinated Expenditures

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

Affirmative – 35 Negative – 11 (See Roll Call No. 1228)

The Bill was then returned to the House of Delegates.

House Bill 912 – Delegates Morales, Cullison, Hayes, Hill, Kelly, Lam, Miele, Oaks, Pena–Melnyk, and Platt

AN ACT concerning

State Board of Examiners of Psychologists – Criminal History Records Checks – Renewals and Reinstatements

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1229)

The Bill was then returned to the House of Delegates.

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)

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1230)

The Bill was then returned to the House of Delegates.

House Bill 1154 – Delegates Hayes, Conaway, and Mosby

AN ACT concerning

Program Open Space – Baltimore City Grants – Use of Grant Funds

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1231)

The Bill was then returned to the House of Delegates.

House Bill 1498 – Delegates A. Washington and Tarlau

AN ACT concerning

Campaign Finance – Political Organizations – Compliance and Disclosure**FLOOR AMENDMENT****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 adopted.

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

Affirmative – 34 Negative – 12 (See Roll Call No. 1232)

The Bill was then returned to the House of Delegates.

House Bill 1626 – Delegates Ali, Mosby, Turner, M. Washington, and Wilkins

AN ACT concerning

**Election Law – Early Voting – Registered Voter Updating the Voter’s Address on
an Existing Registration**

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

Affirmative – 37 Negative – 9 (See Roll Call No. 1233)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 42 (GENERAL HOUSE BILLS)**CONSENT NO. 18**

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 108	St. Mary’s County Delegation	St. Mary’s County – Regulation of Animals – Dogs	EHE

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 109	St. Mary's County Delegation	St. Mary's County – Farm Fences – Repeal	EHE
HB 163	St. Mary's County Delegation	St. Mary's County – Mobile Home Parks – Repeal	EHE
HB 187	St. Mary's County Delegation	St. Mary's County – Foxes and Hounds – Repeal of Provisions	EHE
HB 209	St. Mary's County Delegation	St. Mary's County – Vocational Training Facility – Repeal	EHE
HB 218	Carroll County Delegation	Carroll County – Huckster, Hawker, or Peddler License – Repeal	EHE
HB 243	St. Mary's County Delegation	St. Mary's County – Auditing Requirements – Repeal	EHE
HB 249	Carroll County Delegation	Carroll County – Mechanical Musical Devices – Licensing Requirements – Repeal	EHE
HB 404	St. Mary's County Delegation	St. Mary's County – Land Records – Repeal	EHE
HB 447	Del. Anderson	Baltimore City – Board of Municipal and Zoning Appeals – Appeals Authority	EHE

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 44 Negative – 0 (See Roll Call No. 1234)

The Bills were then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 43 (GENERAL HOUSE BILLS)

House Bill 102 – ~~Delegates Chang, Beidle, Carey, Frush, S. Howard, Malone, McConkey, Pena Melnyk, Simonaire, and Sophocleus~~ Anne Arundel County Delegation

AN ACT concerning

Anne Arundel County Board of Education – Human Trafficking Awareness Pilot Program

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

Affirmative – 45 Negative – 0 (See Roll Call No. 1235)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1236)

The Bill was then returned to the House of Delegates.

House Bill 310 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Deer Hunting – Sundays

MC 21-17

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

Affirmative – 45 Negative – 0 (See Roll Call No. 1237)

The Bill was then returned to the House of Delegates.

House Bill 313 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Archery Hunting – Safety Zone

MC 10–17

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

Affirmative – 45 Negative – 0 (See Roll Call No. 1238)

The Bill was then returned to the House of Delegates.

House Bill 355 – Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

Washington Suburban Sanitary Commission – Discrimination – Prohibited

MC/PG 102–17

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1239)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 34 Negative – 11 (See Roll Call No. 1240)

The Bill was then returned to the House of Delegates.

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

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1241)

The Bill was then returned to the House of Delegates.

House Bill 664 – Delegates Reilly, Anderton, Arentz, Carozza, Cassilly, Folden, Ghrist, Grammer, Healey, Jacobs, Knotts, McDonough, Metzgar, Otto, Rey, Szeliga, Vogt, C. Wilson, ~~and K. Young~~ K. Young, Pendergrass, Bromwell, Barron, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, Miele, Morales, Morgan, Pena-Melnyk, Platt, Rosenberg, Saab, Sample-Hughes, and West

AN ACT concerning

State Government – Display of the POW/MIA Flag on State Building Grounds

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

Affirmative – 42 Negative – 0 (See Roll Call No. 1242)

The Bill was then returned to the House of Delegates.

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**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1243)

The Bill was then returned to the House of Delegates.

House Bill 758 – Delegate Beitzel

AN ACT concerning

Garrett County – Payment to Rescue Squads – ~~Repeal~~

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

Affirmative – 45 Negative – 0 (See Roll Call No. 1244)

The Bill was then returned to the House of Delegates.

House Bill 824 – Chair, Health and Government Operations 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 – 44 Negative – 1 (See Roll Call No. 1245)

The Bill was then returned to the House of Delegates.

House Bill 1107 – Delegate Rosenberg

AN ACT concerning

Procurement – Intergovernmental Cooperative Purchasing Agreements

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

Affirmative – 45 Negative – 0 (See Roll Call No. 1246)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 44 (GENERAL HOUSE BILLS)

CONSENT NO. 19

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 78	Del. Korman	State Government – Maryland Manual – Revisions (Maryland Manual Modernization Act)	EHE

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 334	Del. Kramer	Local Government – Regulation of Animals – Kennel Licenses	EHE
HB 383	Del. Moon	Public Information Act – Denials of Inspection – Explanation Regarding Redaction	EHE
HB 477	Del. Beitzel	Natural Resources – Protection and Restoration of State-Owned Lakes	EHE
HB 485	Del. Impallaria	Harford County – Alcoholic Beverages – Common Direct or Indirect Sharing of Profit	EHE
HB 557	Del. Stein	Environment – Water Management – Sediment Control at Large Redevelopment Sites	EHE
HB 655	Frederick County Delegation	Frederick County – Hunting – Nongame Birds and Mammals	EHE
HB 837	Del. McIntosh	Baltimore City – Alcoholic Beverages – Beer, Wine, and Liquor Tasting License	EHE
HB 971	Del. Ebersole	James W. Hubbard Inclusive Higher Education Grant Program	EHE
HB 1031	Del. Pena–Melnyk	State Board of Pharmacy – Registered Pharmacy Technicians – Exemption for Pharmacy Students	EHE
HB 1475	Del. A. Washington	Residential Boarding Education Programs for At-Risk Youth – Eligibility	EHE & B&T

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

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 45 Negative – 0 (See Roll Call No. 1247)

The Bills were then returned to the House of Delegates.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 65**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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

HB1283/564132/1

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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Young moved to make the Bill, as amended, a Special Order for the end of today’s business.

The motion was rejected by a roll call vote as follows:

Affirmative – 5 Negative – 33 (See Roll Call No. 1248)

Senator Conway moved to put **House Bill 1283** on Third Reading on the same day in compliance with the Constitution.

Two-thirds of the Senators elected having voted in the affirmative by yeas and nays to put **House Bill 1283** on Third Reading and Final Passage.

Affirmative – 45 Negative – 1 (See Roll Call No. 1249)

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

STATUS OF BILL: BILL ON 3RD READING FOR FINAL PASSAGE.

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

Affirmative – 45 Negative – 1 (See Roll Call No. 1250)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 47 (GENERAL HOUSE BILLS)

House Bill 290 – Delegates Grammer, Anderton, Aumann, Beidle, Bromwell, Brooks, Buckel, Cassilly, Clark, Cluster, Ebersole, Folden, Fraser-Hidalgo, Gaines, Hettelman, Hill, Holmes, Impallaria, Jacobs, Jones, Knotts, Lafferty, Lam, Long, McComas, McDonough, Metzgar, Miele, Morgan, Morhaim, Otto, Robinson, Stein, Sydnor, Szeliga, West, Wivell, and P. Young

AN ACT concerning

Maryland Transportation Authority – ~~Vehicles Not Using Bridge Toll Prohibition~~ Third Generation-Electronic Toll Collection System

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1251)

The Bill was then returned to the House of Delegates.

House Bill 522 – Delegates Barron, Cullison, Pena-Melnyk, ~~and Rosenberg~~ Rosenberg, Hill, Metzgar, McDonough, Angel, and Morales

AN ACT concerning

**~~Food Service Facilities – Maryland Institute for Emergency Medical Services Systems – Automated External Defibrillator Program~~ Defibrillators – Study
(The Joe Sheya Act)**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1252)

The Bill was then returned to the House of Delegates.

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

FLOOR AMENDMENT

HB0631/683326/1

BY: Senator Hershey

AMENDMENT TO HOUSE BILL 631, AS AMENDED

On page 1 of the Finance Committee Amendments (HB0631/247274/1), in line 3 of Amendment No. 2, strike “**THREE**” and substitute “**TWO**”.

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

Affirmative – 13 Negative – 32 (See Roll Call No. 1253)

FLOOR AMENDMENT

HB0631/893327/1

BY: Senator Hershey

AMENDMENT TO HOUSE BILL 631

(Third Reading File Bill)

On page 4, in lines 11 and 14, in each instance, strike “50%” and substitute “100%”.

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

Affirmative – 14 Negative – 31 (See Roll Call No. 1254)

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

Affirmative – 38 Negative – 7 (See Roll Call No. 1255)

The Bill was then returned to the House of Delegates.

SPECIAL ORDERS

House Bill 1144 – Delegates Jones, Haynes, Anderson, Anderton, Angel, Barkley, B. Barnes, D. Barnes, Branch, Buckel, Carr, Chang, Clippinger, Cullison, Dumais, Ebersole, Fennell, Frick, Glenn, Gutierrez, Healey, Hettleman, Hornberger, C. Howard, Jackson, Korman, Krimm, Lam, Lierman, Luedtke, McCray, A. Miller, Moon, Morales, Patterson, Pena–Melnik, Platt, Reznik, Rosenberg, Sophocleus, Sydnor, Tarlau, Turner, Valderrama, Valentino–Smith, Waldstreicher, K. Young, and P. Young

AN ACT concerning

Payroll Recovery Act

STATUS OF BILL: BILL IS ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

HB1144/373620/1

BY: Senator Brochin

AMENDMENT TO HOUSE BILL 1144

(Third Reading File Bill)

On page 4, in line 20, strike “AND (3)” and substitute “THROUGH (4)”.

On page 5, in line 16, after “PERIOD.” insert:

“(4) AN EMPLOYEE IS ENTITLED TO DAMAGES UNDER PARAGRAPH (1) OF THIS SUBSECTION ONLY IF THE FAILURE OF THE APPOINTING AUTHORITY TO

REPORT THE PAYROLL INFORMATION CONSTITUTED AN ACT OF GROSS NEGLIGENCE.”.

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

Affirmative – 15 Negative – 30 (See Roll Call No. 1256)

Read the second time and ordered prepared for Third Reading.

SENATE THIRD READING CALENDAR NO. 71 (GENERAL SENATE BILLS)

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

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1257)

The Bill was then sent to the House of Delegates.

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

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

Affirmative – 40 Negative – 6 (See Roll Call No. 1258)

The Bill was then sent to the House of Delegates.

Senate Bill 915 – Senator Guzzone

AN ACT concerning

Real Property Tax – Assessment Appeals Process – Dwellings

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1259)

The Bill was then sent to the House of Delegates.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 32

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 1004 – Senators Hough, Lee, and Ready

AN ACT concerning

Vehicle Laws – Dealers – Performance Standards

SB1004/138774/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 1004

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 3 down through “dealers” in line 5 and substitute “establishing that certain provisions of State law governing performance standards for vehicle dealers apply to vehicle manufacturers notwithstanding certain other agreements”.

AMENDMENT NO. 2

On page 2, in line 6, strike the brackets; in line 10, after “(1)” insert “**THE PROVISIONS OF THIS SUBSECTION APPLY NOTWITHSTANDING THE TERMS OF ANY FRANCHISE AGREEMENT OR AGREEMENT RELATED TO A FRANCHISE.**

(2)”;

in the same line, strike the bracket; in line 14, strike “(2)I” and substitute “**(3)**”; and in line 25, strike “**BRAND**”.

On page 3, in line 1, strike “**BRAND**”; in line 8, after “**AREA,**” insert “**OR THE**”; and in line 11, strike “**(2)**” and substitute “**(4)**”.

The preceding 2 amendments were read only.

Senator Miller moved to make the Bill and Amendments a Special Order for April 10, 2017.

The motion was adopted.

**EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
REPORT NO. 62**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 629 – Senator Hershey

AN ACT concerning

Kent County – Deer Hunting – Sundays

SB0629/164838/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 629

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “of” insert “establishing that the authority of the Department to allow deer hunting on certain Sundays does not apply in Kent County;”; and in line 5, after “law” insert “and certain time restrictions”.

AMENDMENT NO. 2

On page 3, in line 7, strike “The” and substitute “**SUBJECT TO PARAGRAPH (10) OF THIS SUBSECTION, THE**”; and in line 9, after “Howard,” insert “**KENT,**”.

On page 4, in line 4, after “**SUBTITLE**” insert “**AND SUBPARAGRAPH (III) OF THIS PARAGRAPH**”; and after line 6, insert:

“(III) 1. EXCEPT AS PROVIDED IN SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH, DURING FIREARMS SEASON, THE DEPARTMENT MAY ALLOW A PERSON TO HUNT DEER ON A SUNDAY ONLY FROM 30 MINUTES BEFORE SUNRISE UNTIL 10:30 A.M.

2. THE TIME RESTRICTIONS UNDER THIS SUBPARAGRAPH DO NOT APPLY:

A. TO A PARTICIPANT IN THE JUNIOR DEER HUNT UNDER § 10–405(A) OF THIS SUBTITLE; AND

B. ON PRIVATE LAND ONLY ON ONE SUNDAY DESIGNATED BY THE DEPARTMENT DURING THE FIREARMS SEASON.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 844 – Senator Mathias

EMERGENCY BILL

AN ACT concerning

Natural Resources – Hunting – Deer Management Permits

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 57

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 1200 – Senators Rosapepe, Lee, Astle, Benson, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Madaleno,

Manno, Mathias, McFadden, Middleton, Muse, Nathan-Pulliam, Oaks, Peters, Pinsky, Ramirez, Robinson, Smith, Young, and Zucker

EMERGENCY BILL

AN ACT concerning

Internet Consumer Privacy Rights Act of 2017

SB1200/397075/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 1200

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, strike “EMERGENCY BILL”; in line 11, after “Act;” insert “establishing that a violation of certain provisions of this Act is subject to certain enforcement and penalty provisions under the Maryland Consumer Protection Act, with a certain exception; requiring the Joint Committee on Cybersecurity, Information Technology, and Biotechnology to monitor the enforcement of certain provisions of this Act and the impact of the provisions on consumers, Internet service providers, and other businesses in the State; requiring the Joint Committee on Cybersecurity, Information Technology, and Biotechnology to include certain findings and recommendations in a certain report;”; in lines 11 and 12, strike “making this Act an emergency measure” and substitute “requiring the Attorney General to monitor certain federal actions and provide a certain notification to the Department of Legislative Services; providing for the termination of this Act under certain circumstances”.

AMENDMENT NO. 2

On page 4, in line 3, strike “OR”; in line 5, after “PERTAINS” insert “; OR”

(3) TO PROVIDE THE UNDERLYING INTERNET SERVICE PROVIDED BY THE INTERNET SERVICE PROVIDER.

(D) A VIOLATION OF THIS SECTION IS SUBJECT TO THE ENFORCEMENT AND PENALTY PROVISIONS CONTAINED IN THIS TITLE, EXCEPT § 13-408 OF THIS TITLE;

before line 6, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Joint Committee on Cybersecurity, Information Technology, and Biotechnology shall:

. (1) monitor the enforcement of § 13-321 of the Commercial Law Article, as enacted by Section 1 of this Act, and the impact of § 13-321 on consumers, Internet service providers, and other businesses in the State; and

 (2) include its findings and any recommended changes that are needed to § 13-321 of the Commercial Law Article, as enacted by Section 1 of this Act, in its annual report that is due on or before December 1, 2018, under § 2-10A-13 of the State Government Article.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall remain effective until a federal law, regulation, or rule is adopted and becomes effective that prohibits an Internet service provider from engaging in the conduct prohibited under § 13-321 of the Commercial Law Article, as enacted by Section 1 of this Act. If a federal law, regulation, or rule is adopted and becomes effective that prohibits an Internet service provider from engaging in the conduct prohibited under § 13-321, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect. The Attorney General shall monitor federal actions regarding the adoption and enactment of laws, regulations, and rules relating to the conduct of Internet service providers and shall promptly provide notification of the adoption and enactment of a federal law, regulation, or rule that prohibits an Internet service provider from engaging in the conduct prohibited under § 13-321, including providing a copy of the federal law, regulation, or rule, to the Department of Legislative Services, 90 State Circle, Annapolis, Maryland 21401.”;

in line 6, strike “2.” and substitute “4.”; and strike beginning with “is” in line 6 down through “enacted” in line 10 and substitute “shall take effect October 1, 2017”.

The preceding 2 amendments were read and adopted.

Senator Middleton moved to make the Bill a Special Order for April 10, 2017.

The motion was adopted.

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 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 ordered journalized.

AMENDED IN THE HOUSE

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

Senator Zirkin moved that the Senate not concur in the House amendments.

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 not concurred in.

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 adopted.

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 16

AMENDED IN THE HOUSE

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

Senator Middleton moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 45 Negative – 0 (See Roll Call No. 1260)

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 17

AMENDED IN THE HOUSE

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

Senator Kasemeyer moved that the Senate concur in the House amendments.

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 concurred in.

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 concurred in.

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1261)

MESSAGE FROM THE HOUSE

SENATE BILLS AMENDED IN THE HOUSE NO. 18

AMENDED IN THE HOUSE

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

Senator Kasemeyer moved that the Senate concur in the House amendments.

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 concurred in.

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1262)

SPECIAL ORDER CALENDAR NO. 48**SENATE EXECUTIVE NOMINATIONS COMMITTEE REPORT NO. 48**

Senator Ferguson, Chair, for the Senate Executive Nominations Committee reports favorably on the attached gubernatorial appointments and recommends that the Senate of Maryland advise and consent to these appointments.

Senate Executive Nominations Committee
Report No. 8
April 6, 2017

Human Resources, Department of

1. Lourdes R. Padilla District 46

Secretary of the Department of Human Resources; appointed to serve at the pleasure of the Governor

Chesapeake Employers' Insurance Company, Board for the

2. Leonard G. Schuler, Jr. District 7
3 Old Garrett Court
White Hall, MD 21161

Member of the Board for the Chesapeake Employers' Insurance Company; reappointed to serve a term to expire May 31, 2021

College of Southern Maryland, Board of Trustees of the

3. Lois E. DiNatale District 28
8300 Wheatley Road
La Plata, MD 20646

Member of the Board of Trustees of the College of Southern Maryland; reappointed to serve a term of five years from July 1, 2014

4. Margaret C. Dunkle District 27
4023 Evergreen Road
Port Republic, MD 20676

Member of the Board of Trustees of the College of Southern Maryland; appointed to serve a term of five years from July 1, 2016

Economic Development Commission, Maryland

5. Jeanette Glose Partlow, Esq. District 43
204 Southway
Baltimore, MD 21218

Member of the Maryland Economic Development Commission; appointed to serve a term of three years from July 1, 2016

Education, State Board of

6. Rose Maria Li, Ph.D. District 16
9501 Wadsworth Drive
Bethesda, MD 20817

Member of the State Board of Education; appointed to serve remainder of a term of four years from July 1, 2013

Health Care Commission, Maryland

7. Andrew N. Pollak, M.D. District 11
1692 Bullock Circle
Owings Mills, MD 21117

Member of the Maryland Health Care Commission; reappointed to serve a term of four years from October 1, 2016

People's Insurance Counsel of Office of the Attorney General

8. Ilene J. Nathan District 33
868 Twin Harbor Drive
Arnold, MD 21012

Member of the People's Insurance Counsel of the Office of the Attorney General; appointed to serve at the pleasure of the Attorney General

State Higher Education Labor Relations Board, Maryland

9. Milton Lawler, Ph.D. District 26
5106 Boulder Drive
Oxon Hill, MD 20745

Member of the State Higher Education Labor Relations Board; appointed to serve a term of six years from July 1, 2016

University System of Maryland Board of Regents

10. Ellen R. Fish District 11
7 Broadridge Lane
Lutherville, MD 21093

Member of the University System of Maryland Board of Regents; appointed to serve a term of five years from July 1, 2016

11. James N. Holzapfel District 2
13011 Fountain Head Road
Hagerstown, MD 21742

Member of the University System of Maryland Board of Regents; appointed to serve a term of five years from July 1, 2016

12. Louis M. Pope District 9
12519 Marlow Road
Fulton, MD 20759

Member of the University System of Maryland Board of Regents; appointed to serve a term of five years from July 1, 2015

Statewide Nominees

Please Note: Statewide nominees who, in accordance with the policies adopted by the Senate Executive Nominations Committee, are not required to appear before the committee.

Automobile Insurance Fund, Board of Trustees of the Maryland

- S-1. Audrey E. Scott District 36
217 Hickory Ridge Drive
Queenstown, MD 21658

Member of the Board of Trustees of the Maryland Automobile Insurance Fund; reappointed to serve a term of five years from October 1, 2017

Aviation Commission, Maryland

- S-2. Enrique M. Melendez District 30
2314 Annapolis Ridge Court
Annapolis, MD 21401

Member of the Maryland Aviation Commission; reappointed to serve a term of three years from October 1, 2017

Certified Interior Designers, State Board of

- S-3. Cheryl P. Duvall District 30
704 South Cherry Grove Avenue
Annapolis, MD 21401

Member of the State Board of Certified Interior Designers; appointed to serve a term of three years from July 1, 2017

- S-4. Carmen Parsons District 20
9215 Whitney Street
Silver Spring, MD 20901

Member of the State Board of Certified Interior Designers; appointed to serve a term of three years from July 1, 2017

Correctional Standards, Commission on

- S-5. Robert L. Green District 2
10905 Honeyfield Road
Williamsport, MD 21795

Member of the Commission on Correctional Standards; reappointed to serve a term of three years from July 1, 2015

Economic Development Commission, Maryland

- S-6. Anirban Basu District 11
1 Devon Hill Road
Baltimore, MD 21210

Chair of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

- S-7. Howard Blackwell Bowen District 2
9651 Old National Pike
Hagerstown, MD 21740

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

- S–8. James T. Brady District 4
5625 Broadmoor Terrace
North Ijamsville, MD 21754

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

- S–9. Raymond J. Briscuso, Jr. District 18
7709 Barnum Road
Bethesda, MD 20817

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

- S–10. Martin P. Brunk, CPA District 11
2008 Cranbourne Road
Lutherville, MD 21093

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

- S–11. Brian C. Rogers District 11
1708 Ruxton Road
Towson, MD 21204

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

- S–12. Brenda A. Smith District 1
716 Hill Top Drive
Cumberland, MD 21502

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

- S–13. Robert L. Wallace District 13
6360 Guilford Road
Clarksville, MD 21029

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

S–14. Julian Blacklock Wills, Jr. District 28
8450 Potobac Shores Road
Port Tobacco, MD 20677

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2017

Education, State Board of

S–15. Rose Maria Li, Ph.D. District 16
9501 Wadsworth Drive
Bethesda, MD 20817

Member of the State Board of Education; reappointed to serve a term of four years from July 1, 2017

Emergency Number Systems Board

S–16. William A. Frazier District 28
29 Willow Lane
La Plata, MD 20646

Member of the Emergency Number Systems Board; reappointed to serve a term of four years from July 1, 2014

Historic St. Mary's City Commission

S–17. Kelsey Roderic Moffatt Bush, Esq. District 29
22585 Joan Drive
California, MD 20619

Member of the Historic St. Mary's City Commission; reappointed to serve a term of four years from July 1, 2017

S–18. Laura J. Cripps, Ph.D. District 44
2309 Westchester Avenue
Catonsville, MD 21228

Member of the Historic St. Mary's City Commission; reappointed to serve a term of four years from July 1, 2017

S–19. Michael J. Dougherty District 29
23585 Town Creek Drive
Lexington Park, MD 20653

Member of the Historic St. Mary's City Commission; reappointed to serve a term of four years from July 1, 2014

S–20. M. Margaret McFarland, Esq. District 20
7404 Flower Avenue
Takoma Park, MD 20912

Member of the Historic St. Mary's City Commission; appointed to serve a term of four years from July 1, 2017

S–21. Monica Diana Harley Penny District 28
4840 Pisgah Marbury Road
Marbury, MD 20658

Member of the Historic St. Mary's City Commission; appointed to serve a term of four years from July 1, 2017

S–22. Andrea Steele District 23
16606 Pleasant Colony Drive
Upper Marlboro, MD 20772

Member of the Historic St. Mary's City Commission; appointed to serve a term of four years from July 1, 2016

S–23. Danielle E. Troyan District 99
146 Ingle Place
Alexandria, VA 22304

Member of the Historic St. Mary's City Commission; reappointed to serve a term of four years from July 1, 2017

Judicial Disabilities, Commission on

S–24. Virginia Lee Fogle District 3
5312 Wye Creek Drive
Frederick, MD 21703

Member of the Commission on Judicial Disabilities; reappointed to serve a term of four years from January 1, 2017

S–25. Marissa A. Trasatti, Esq. District 7
1457 Fallston Road
Fallston, MD 21047

Member of the Commission on Judicial Disabilities; reappointed to serve a term of four years from January 1, 2017

Maryland Legal Services Corporation Board of Directors

S–26. Violet M. Apple District 11
9050 Iron Horse Lane
Pikesville, MD 21208

Member of the Maryland Legal Services Corporation Board of Directors; appointed to serve a term of three years from July 1, 2017

S–27. Sidney A. Butcher, Esq. District 32
7564B Stoney Run Drive
Hanover, MD 21076

Member of the Maryland Legal Services Corporation Board of Directors; reappointed to serve a term of three years from July 1, 2017

Open Meetings Law Compliance Board, State

S–28. April Caso Ishak, Esq. District 34
1708 Mount Pleasant Court
Havre de Grace, MD 21078

Member of the State Open Meetings Law Compliance Board; reappointed to serve a term of three years from July 1, 2017

Patuxent Institution Board of Review

S–29. Margaret Ruth Doxzen District 5
2807 Chauncey Hill Drive
Manchester, MD 21102

Member of the Patuxent Institution Board of Review; reappointed to serve a term of four years from March 21, 2015

- S–30. Wayne S. Price, Sr. District 47
7212 Hawthorne Street
Landover, MD 20785

Chair of the Patuxent Institution Board of Review; reappointed to serve a term of four years from March 21, 2016

Patuxent River Commission

- S–31. Thomas J. Miller, Ph.D. District 29
520 Swaggers Point Road
Solomons, MD 20688

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

- S–32. Lisa K. White District 28
6655 Horseshoe Drive
La Plata, MD 20646

Member of the Patuxent River Commission; appointed to serve remainder of a term of four years from October 1, 2013, and a term of four years from October 1, 2017

Port Commission, Maryland

- S–33. John A. Lunn, Sr. District 10
1100 Scotts Hill Drive
Pikesville, MD 21208

Member of the Maryland Port Commission; reappointed to serve a term of three years from July 1, 2017

- S–34. David M. Richardson District 35
204 Wagner Road
Bel Air, MD 21015

Member of the Maryland Port Commission; reappointed to serve a term of three years from July 1, 2017

Procurement Advisory Council

S-35. Mary Jo Childs, Esq. District 27
1156 Regency Drive
Saint Leonard, MD 20685

Member of the Procurement Advisory Council; reappointed to serve a term of two years from May 6, 2017

S-36. Phillip C. Martien District 5
3150 Lawndale Road
Finksburg, MD 21048

Member of the Procurement Advisory Council; reappointed to serve a term of two years from May 6, 2017

S-37. Juan Leo Salazar District 12
6208 Bright Plume
Columbia, MD 21004

Member of the Procurement Advisory Council; reappointed to serve a term of two years from May 6, 2017

Professional Engineers, State Board for

S-38. Karl J. Rickert District 42
936 Beaverbank Circle
Towson, MD 21286

Member of the State Board for Professional Engineers; reappointed to serve a term of five years from July 1, 2017

S-39. Justin A. Williams, Esq. District 46
1304 Baylis Street
Baltimore, MD 21224

Member of the State Board for Professional Engineers; reappointed to serve a term of five years from July 1, 2017

Professional Standards and Teacher Education Board

- S–40. Kristine E. McGee, Ed.D. District 2
10 Mallard Lane
Keedysville, MD 21756

Member of the Professional Standards and Teacher Education Board; appointed to serve a term of three years from July 1, 2016

Psychologists, State Board of

- S–41. Christopher L. Bishop, Psy.D. District 23
13803 Resin Court
Bowie, MD 20720

Member of the State Board of Psychologists; reappointed to serve a term of four years from July 1, 2017

- S–42. James Gormally, Ph.D. District 20
1111 Noyes Drive
Silver Spring, MD 20910

Member of the State Board of Psychologists; reappointed to serve a term of four years from July 1, 2017

- S–43. Neal R. Morris, Ph.D. District 16
4615 Chestnut Street
Bethesda, MD 20814

Member of the State Board of Psychologists; reappointed to serve a term of four years from July 1, 2017

Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors, State Commission of

- S–44. Anatol L. Polillo District 43
3706 Ednor Road
Baltimore, MD 21218

Member of the State Commission of Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors; reappointed to serve a term of three years from January 1, 2018

Social Work Examiners, State Board of

S-45. Gerald M. Farrell District 30
 1728 Woodlore Road
 Annapolis, MD 21401

Member of the State Board of Social Work Examiners; appointed to serve a term of four years from July 1, 2017

S-46. Sherryl L. Silberman District 10
 12312 Timber Grove Road
 Owings Mills, MD 21117

Member of the State Board of Social Work Examiners; reappointed to serve a term of four years from July 1, 2017

S-47. Nicholette Smith-Bligen District 27
 9401 Pine View Lane
 Clinton, MD 20735

Member of the State Board of Social Work Examiners; appointed to serve a term of four years from July 1, 2017

St. Mary's College of Maryland, Board of Trustees

S-48. Anirban Basu District 11
 1 Devon Hill Road
 Baltimore, MD 21210

Member of the Board of Trustees of St. Mary's College of Maryland; appointed to serve remainder of a term of six years from June 1, 2015

University System of Maryland Board of Regents

S-49. James T. Brady District 4
 5625 Broadmoor Terrace North
 Ijamsville, MD 21754

Member of the University System of Maryland Board of Regents; reappointed to serve a term of five years from July 1, 2017

- S–50. Michelle A. Gourdine, M.D. District 11
9 Nearock Court
Owings Mills, MD 21117

Member of the University System of Maryland Board of Regents; reappointed to serve a term of five years from July 1, 2017

Local Nominees

Please Note: Local Nominees are not required to appear before the Senate Executive Nominations Committee.

Allegany College Board of Trustees

- L–1. Kim B. Leonard District 1
801 Nemascolin Road
Cumberland, MD 21502

Member of the Allegany College Board of Trustees; reappointed to serve a term of six years from July 1, 2016

Anne Arundel County Orphans' Court

- L–2. Maureen Carr York, Esq. District 31
105 Sandgate Court
Millersville, MD 21108

Judge of the Anne Arundel County Orphans' Court; appointed to serve remainder of a term of four years from the General Election of November, 2014

Baltimore City Board of License Commissioners

- L–3. Aaron J. Greenfield District 46
719 S. Ellwood Avenue
Baltimore, MD 21224

Member of the Baltimore City Board of License Commissioners; appointed to serve a term of two years from July 1, 2015

- L–4. Harvey E. Jones District 45
4310 Walther Avenue
Baltimore, MD 21214

Member of the Baltimore City Board of License Commissioners; appointed to serve remainder of a term of two years from July 1, 2014 and a term of two years from July 1, 2016

- L-5. Albert J. Matricciani, Jr. District 43
3801 Canterbury Road, Unit 1101
Baltimore, MD 21218

Member of the Baltimore City Board of License Commissioners; appointed to serve remainder of a term of two years from July 1, 2014 and a term of two years from July 1, 2016

- L-6. Dana Petersen-Moore District 43
3015 Guilford Avenue
Baltimore, MD 21218

Member of the Baltimore City Board of License Commissioners; appointed to serve a term of two years from July 1, 2015

Baltimore County Community College, Board of Trustees

- L-7. J.D. Urbach, II District 6
107 Commodore Drive
Baltimore, MD 21221

Member of the Board of Trustees of Baltimore County Community College; appointed to serve a term of five years from July 1, 2017

Calvert County Board of License Commissioners

- L-8. Frank B. Stull District 27
9440 River View Road
Broomes Island, MD 20615

Member of the Calvert County Board of License Commissioners; appointed to serve a term to expire June 5, 2017

Caroline County Board of Education

- L-9. Kathy S. Dill District 36
24751 Pealiquor Road
Denton, MD 21629

Member of the Caroline County Board of Education; appointed to serve a term of four years from December 5, 2016

Carroll Community College Board of Trustees

- L–10. David P. O’Callaghan District 5
2704 Appleseed Road
Finksburg, MD 21048

Member of the Carroll Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2016

Carroll County Orphans’ Court

- L–11. Charles M. Coles, Jr. District 5
4400 Green Valley Road
Union Bridge, MD 21791

Judge of the Carroll County Orphans’ Court; appointed to serve remainder of a term of four years from the General Election of November 4, 2014

Cecil College Board of Trustees

- L–12. Kathleen Kunda District 35
83 Nicholas Drive
Elkton, MD 21921

Member of the Cecil College Board of Trustees; appointed to serve a term of six years from July 1, 2016

- L–13. Michael J. Scibinico, II, Esq. District 36
26 Lake Forest Drive
Elkton, MD 21921

Member of the Cecil College Board of Trustees; appointed to serve a term of six years from July 1, 2016

Dorchester County Board of Elections

- L–14. Michael W. Detmer District 37
5236 Gallium Court, #302
Cambridge, MD 21613

Member of the Dorchester County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

L-15. Ralph C. Lewis, Jr. District 37
4126 Bestpitch Ferry Road
Cambridge, MD 21613

Member of the Dorchester County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

Frederick Community College Board of Trustees

L-16. Nicanor Diaz District 3
8208 James Street
Middletown, MD 21769

Member of the Frederick Community College Board of Trustees; reappointed to serve a term of five years from July 1, 2016

L-17. Thomas E. Lynch, III, Esq. District 3
35 E. All Saints Street, Unit 304
Frederick, MD 21701

Member of the Frederick Community College Board of Trustees; appointed to serve remainder of a term of five years from July 1, 2015

L-18. John K. Molesworth, D.O. District 4
8573 Indian Springs Road
Frederick, MD 21702

Member of the Frederick Community College Board of Trustees; appointed to serve a term of five years from July 1, 2017

Frederick County Board of Elections

L-19. Carlotta Cooke Joyner, Ph.D. District 4
8827 Pete Wiles Road
Middletown, MD 21769

Member of the Frederick County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

Frederick County Orphans' Court

L–20. Gurnon F. Working District 3
1248 Danielle Drive
Frederick, MD 21703

Judge of the Frederick County Orphans' Court; appointed to serve remainder of a term of four years from the General Election of November 4, 2014

Garrett College Board of Trustees

L–21. Brenda E. McCartney District 1
131 N. 2nd Street
Oakland, MD 21550

Member of the Garrett College Board of Trustees; appointed to serve remainder of a term of six years from July 1, 2012

L–22. Jason B. Rush District 1
39 Deer Pass Lane
McHenry, MD 21541

Member of the Garrett College Board of Trustees; appointed to serve a term of six years from July 1, 2016

Garrett County Liquor Control Board

L–23. Lisa Herman District 1
1126 Friendsville Road
Friendsville, MD 21531

Member of the Garrett County Liquor Control Board; appointed to serve remainder of a term of six years from June 1, 2012

L–24. David L. Moe District 1
71 Cherokee Lane
Oakland, MD 21550

Member of the Garrett County Liquor Control Board; reappointed to serve a term of six years from June 1, 2016

Hagerstown Community College Board of Trustees

L-25. Paula A. Lampton District 2
10647 Trotter Drive
Hagerstown, MD 21742

Member of the Hagerstown Community College Board of Trustees; appointed to serve a term of six years from July 1, 2016

Harford County Board of Elections

L-26. Maria A. Terry District 34
2006 Pulaski Highway
Havre de Grace, MD 21078

Member of the Harford County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

Howard Community College Board of Trustees

L-27. Steven A. Joss District 13
5476 Wingborne Court
Columbia, MD 21044

Member of the Howard Community College Board of Trustees; appointed to serve a term of six years from July 1, 2016

L-28. Christopher G. Marasco District 12
5237 Lightfoot Path
Columbia, MD 21044

Member of the Howard Community College Board of Trustees; appointed to serve a term of six years from July 1, 2017

Montgomery College Board of Trustees

L-29. Michael A. Brintnall, Ph.D. District 16
1 Ericsson Road
Cabin John, MD 20818

Administrator of the Montgomery College Board of Trustees; appointed to serve a term of six years from July 1, 2017

- L–30. Kenneth Jay Hoffman, M.D. District 17
1511 Auburn Avenue
Rockville, MD 20850

Member of the Montgomery College Board of Trustees; reappointed to serve a term of six years from July 1, 2017

Prince George’s Community College Board of Trustees

- L–31. Rita L. Robinson, Ph.D. District 27
10900 New England Drive
Clinton, MD 20735

Member of the Prince George’s Community College Board of Trustees; appointed to serve remainder of a term of five years from July 1, 2011

Somerset County Orphans’ Court

- L–32. Kathleen Lovely Crossan District 38
29323 Deal Island Road
Princess Anne, MD 21853

Judge of the Somerset County Orphans’ Court; appointed to serve remainder of a term of four years from the General Election of November 4, 2014

St. Mary’s County Alcohol Beverage Board

- L–33. Theodore A. Belleavoine District 29
22266 St. Clement’s Avenue
Leonardtown, MD 20650

Chair of the St. Mary’s County Alcohol Beverage Board; appointed to serve a term of four years from January 1, 2016

- L–34. Kevin M. Hall District 29
37909 Frankhall Lane
Clements, MD 20624

Member of the St. Mary’s County Alcohol Beverage Board; reappointed to serve a term of four years from January 1, 2016

L-35. Leonard L. Kohl, Jr. District 29
21137 Point Lookout Road
Callaway, MD 20620

Member of the St. Mary's County Alcohol Beverage Board; appointed to serve a term of four years from January 1, 2016

Worcester County Board of License Commissioners

L-36. Martha W. Pusey District 38
4416 Island View Road
Snow Hill, MD 21863

Member of the Worcester County Board of License Commissioners; appointed to serve a term of four years from July 1, 2016

Worcester County Orphans' Court

L-37. Michael Diffendal District 38
6243 South Point Road
Berlin, MD 21811

Member of the Worcester County Orphans' Court; appointed to serve remainder of a term of four years from the General Election of November 4, 2014

The President of the Senate put the following question: "Will the Senate advise and consent to the above nominations of the Executive?"

The above nominations of the Executive were all confirmed by roll call vote as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 1263)

QUORUM CALL

The presiding officer announced a quorum call, showing 45 Members present.

(See Roll Call No. 1264)

ADJOURNMENT

At 1:49 P.M. on motion of Senator Peters the Senate adjourned until 9:30 A.M. on Legislative Day April 2, 2017, Calendar Day, Monday, April 10, 2017.