



DEPARTMENT OF LEGISLATIVE SERVICES
OFFICE OF POLICY ANALYSIS
MARYLAND GENERAL ASSEMBLY

Karl S. Arg
Executive Director

February 27, 2009

Warren G. Deschenaux
Director

The Honorable Thomas V. "Mike" Miller
H-107
State House
Annapolis, Maryland 21401

Attention: Vicki Gruber

Dear Vicki:

Pursuant to your request for examples of bills being brought to the Senate floor by a petition, after checking the Senate Journals for 1963 through 2008, the only instance I am finding of a bill being petitioned to the floor is SB 3 of 1981. SB 3 was a bond bill to build a bridge over the Choptank River. I am also providing some other examples of bills being brought to the Senate floor without a favorable committee report as well as some examples of bills being brought to the House floor without a favorable committee report.

On March 25, 1981, three senators petitioned SB 3 to the floor pursuant to Rule 47 (see Senate Journal page 2051). On March 26 (see pages 2136 and 2137) the bill was reported to the floor without recommendation by the Senate Budget and Taxation Committee. Senator Malkus moved, duly seconded, to place SB 3 on second reading in the absence of a committee report. The motion was adopted. Senator Malkus moved, duly seconded, to make the bill a special order on March 31. The motion was adopted. On March 31 (see pages 2520 through 2522) the bill was on special order. Amendments were offered and adopted.

There are examples over the years of bills being brought to the Senate floor without a favorable committee report and without petitioning the bill to the floor.

On March 29, 2002, a motion to withdraw SJR 11, concerning legislative compensation, from the Senate Budget and Taxation Committee and place it on the floor pursuant to Rule 43 failed on a 13 to 32 vote (see Senate Journal page 2118)(roll call 731).

In 2000 SB 211, the "Responsible Gun Safety Act of 2000", was brought to the floor pursuant to Rule 43. On March 23, 2000, Senator Blount moved, duly seconded, that SB 211 be returned to the Senate by the Judicial Proceedings Committee (see Senate Journal page 1583). Senator Mooney moved, duly seconded, to appeal the ruling of the President concerning the President's ruling concerning Rule 32(d), which motion was

Vicki Gruber
February 27, 2009
Page Two

rejected by a vote of 5-32 (roll call 621). Senator Blount moved, duly seconded, that SB 211 be returned to the Senate by the Judicial Proceedings Committee pursuant to Rule 43, which motion was adopted by a vote of 26 to 19 (roll call 622). Senator Blount moved, duly seconded, to place SB 211 on second reading in absence of a committee report, which motion was adopted 27-20 (roll call 623).

In 1978 attempts were made on at least three bills to substitute the bill for the unfavorable report on the Senate floor. Two of the attempts succeeded while the third failed.

On February 8, Senator Coolahan, duly seconded, move to substitute SB 374, a death penalty bill, for the unfavorable report of the Judicial Proceedings Committee and that motion be made a special order for Thursday, February 9, 1978. This motion was adopted (see Senate Journal pages 926 and 927). On February 9 the Senate voted favorably 26-19 (roll call 317) on the question to substitute SB 374 for the unfavorable report. SB 374 was placed on second reading and was open to amendments (see Senate Journal page 959). The bill became Chapter 3.

Also on February 8, 1978, Senator Malkus, duly seconded, moved to substitute SB 9, concerning appropriations for the Baltimore subway, for the unfavorable report of the Budget and Taxation Committee (see Senate Journal page 927). This motion was adopted 24-21 (roll call 296). SB 9 was placed on second reading and was open to amendments. Senator McGuirk, seconded, moved to make the bill a special order for Thursday, February 9.

Again on February 8, Senator Malkus, duly seconded, moved to substitute SB 421, concerning a straw ballot on the funding of the Baltimore subway, for the unfavorable report of the Budget and Taxation Committee and that motion be made a special order for Thursday, February 9, 1978, after SB 9 (see Senate Journal pages 927 and 928). This motion was adopted. The bill was special ordered several more times before the question to substitute the bill for the unfavorable report received a roll call vote on February 22. (see Senate Journal pages for February 9 (page 963), February 10 (page 977), February 13 (page 1044), February 20 (page 1196), February 21 (page 1265)). On February 22, the motion to substitute SB 421 for the unfavorable report was defeated 16-28 (RC 527) (see Senate Journal page 1297).

Vicki Gruber
February 27, 2009
Page Three

In 1977 at least two bills were substituted on the Senate floor for the bills' unfavorable reports.

On February 15, Senator Coolahan moved, duly seconded, to substitute SB 106, a death penalty bill, "in place of the unfavorable report of the Judicial Proceedings Committee and that the votes on said motion be made a Special Order for Thursday, February 17, 1977." This motion was adopted (see Senate Journal page 808). On February 17, the motion to substitute the bill for the unfavorable report was adopted 28 to 19 (roll call 318) (see Senate Journal pages 888 and 889). Senator Emanuel, seconded, moved to make the bill a special order for February 18. On that day the bill was on second reading and was open for amendments. SB 106 was vetoed by the Governor.

On April 4, Senator Schweinhaut moved, duly seconded, to substitute HB 1297, a bill concerning parental notification for abortions, for the unfavorable report of the Judicial Proceedings Committee and "that the vote on said Motion be made a Special Order at end of the Third Reading Calendar." This motion was adopted. (see Senate Journal page 3362). On April 5, the motion to substitute the bill for the unfavorable report was adopted 29 to 16 (roll call 1737) and the bill was placed on second reading and was open for amendments (see Senate Journal page 3453). HB 1297 became Chapter 961.

In 1970, HB 489, an abortion bill, was brought to the Senate floor despite an unfavorable committee report. On March 28 Senator Anderson moved, duly seconded, to substitute HB 489 for the unfavorable report of the Judicial Proceedings Committee. The motion was adopted by a roll call vote of 26 to 13. Senator Wineland moved, duly seconded, to make the bill a special order for Monday, March 30 at 1:30 pm. This motion was adopted on a roll call vote of 22 to 19 (see Senate Journal pages 1618 and 1619). On March 30 the motion to place HB 489 on second reading and open to amendments was adopted by a 31-10 roll call vote (see Senate Journal pages 1757 and 1758).

A check of the House Journal index under "petitions" for 1982 through 2004 reveals the following two instances of a presentation of a petition to bring a bill from a committee to the House floor.

On March 4, 1997, HB 435, concerning a reduction in the income tax, was successfully petitioned from the Ways and Means Committee pursuant to Rule 42 (see House Journal pp. 1297 through 1299, and see Exhibit D of Appendix II for a copy of the petition). Delegate Ports offered the petition. The bill was on second reading without

Vicki Gruber
February 27, 2009
Page Four

recommendation. Delegate Hurson moved to make the bill a special order for March 19. Delegate Ports offered an amendment to the motion to change the date to March 11. The amendment to the motion failed on a vote of 40 to 97 (see roll call 304). The motion to special order was adopted on a vote of 99 to 41 (see roll call 305). On March 19 Delegate Hixson moved the bill be recommitted. This motion was adopted. (see House Journal page 1805).

On March 22, 1982, a petition to bring HB 799, concerning new motor vehicle warranties, to the floor was presented pursuant to Rule 47(c) (see House Journal pages 2014 and 2015). The petition, which was presented during the reports of the standing committees, was journalized and the House continued with the next bill in the report of the House Constitutional and Administrative Law Committee which had been making its report when the petition was presented.

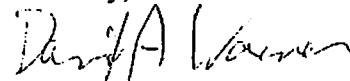
On March 23, 1982, the Committee on Economic Matters reported HB 799 unfavorably (see House Journal pages 2053 and 2054). Delegate Blumenthal moved to have the bill printed for third reading under Rule 50, but the Speaker ruled the motion out of order under Rule 51(a). Delegate Blumenthal moved to substitute the bill for the unfavorable report. This motion to substitute the bill was rejected by a 45 to 72 roll call vote (roll call 730).

On March 19, 1996, there was an unsuccessful attempt to substitute HB 517, an income tax reduction bill, for its unfavorable report from the Ways and Means Committee. Delegate Kittleman's motion to substitute the bill for the unfavorable report failed by a roll call vote of 48 to 91 (roll call 557) (see House Journal page 1622).

Copies of the mentioned journal pages are enclosed.

Please contact me if you need any additional information.

Sincerely,



David Warner
Senior Legislative Librarian

Enclosures

March 25, 1981

The preceding 2 amendments were read and adopted.

Senator Dorman, seconded, moved to make the Bill and amendments a Special Order for Friday, March 27, 1981.

The motion was adopted.

Senator Levitan for the Committee on Budget and Taxation reported favorably with amendment:

House Bill No. 620 - By The Speaker (Administration):

The Budget Bill
(Fiscal Year 1982)

AMENDMENT TO SENATE BILL NO. 620

By the Budget and Taxation Committee:

In line 13116 on page 205, immediately after "Treasury," insert "and the Department of Budget and Fiscal Planning."

The amendment was withdrawn.

Proposed Amendments by the Budget and Taxation Committee
(See Exhibit A - page 5281)

Senator Levitan, seconded, moved to make the Bill and proposed amendments a Special Order for Thursday, March 26, 1981.

The motion was adopted.

PETITION

Acting pursuant to Senate Rule No. 47 as adopted for the 1981 Session of the General Assembly, We, the undersigned Members of the Senate of Maryland respectfully petition Senate Bill No. 3 from the Committee on Budget and Taxation and request that this bill be reported to the floor as therein provided:

FOR THE SENATE:

Frederick C. Malkus
Joseph J. Long
Edward P. Thomas

Read and ordered journalized.

Senator Conroy for the Committee on Constitutional and Public Law reported favorably with amendment.

Senate Joint Resolution No. 65 - By Senator Dworkin

A Senate Joint Resolution concerning

United States Public Health Service Hospital
in Baltimore City

AMENDMENTS TO SENATE JOINT RESOLUTION NO. 65

By the Constitutional and Public Law Committee:

Amendment No. 1 -

In line 50 on page 1, after "City" insert "which serves citizens of the State, - and the local and merchant seaman communities and provides several innovative health care programs".

Amendment No. 2 -

After the unnumbered line following line 96 on page 2, insert the following:

"HEREAS, This hospital provides much needed health care services to the merchant seaman community of the Port of Baltimore; and".

The preceding 2 amendments were read and adopted.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

REPORTS OF STANDING COMMITTEES

Senator Levitan for the Committee on Budget and Taxation reported without recommendation:

Senate Bill No. 3 - By Senator Malkus:

AN ACT concerning

Creation of a State Debt - Choptank River Bridge

Senator Malkus moved, duly seconded, to place Senate Bill No. 3 on Second Reading in absence of a Committee Report.

The motion was adopted.

Senate Bill No. 3 was placed on Second Reading.

Senator Malkus, seconded, moved to make the Bill a Special Order for Tuesday, March 31, 1981.

The motion was adopted.

REPORTS OF STANDING COMMITTEES

Senator McGuirk for the Committee on Economic Affairs reported favorably with amendments:

Senate Bill No. 695 - By Senators Blount, Dorman, and Douglass:

AN ACT concerning

Mortgages - Lender Equity Participation

AMENDMENTS TO SENATE BILL NO. 695

By the Economic Affairs Committee:

Amendment No. 1 -

In line 26 on page 1, before "Dorman" insert "Donovan".

Amendment No. 2 -

In line 42 on page 1, strike "Equity" and substitute "Appreciation".

Amendment No. 3 -

In the unnumbered line following line 47 on page 1, strike "participate in" and substitute "receive amounts dependent upon"; and in the unnumbered line following line 49 after the semicolon insert:

"defining terms; allowing shared appreciation mortgages that meet certain requirements; limiting the maximum percentage of appreciation the lender may receive; generally relating to shared appreciation mortgages:".

Amendment No. 4 -

In line 51 on page 1, strike "with" and substitute "without".

Amendment No. 5 -

After line 59 on page 1, insert:

"BY adding to

yes
and
are

2,

lth
ort

ng.

iod

Bill

Senate Bill No. 505 - by Senators O'Reilly, Conroy, Levitan,
Lusk, and Honohan

AN ACT concerning

Municipalities - Double Variation - Elimination

Status of Bill: Bill is on Second Reading. Question is on
the reconsideration of the adoption of the one amendment
offered from the floor by Senator Helton.

AMENDMENT TO SENATE BILL NO. 505

Offered from the floor by Senator Helton:

In line 77 on page 1, strike the comma and substitute
"___THEN IT"; and strike the brackets and "AND SHALL".

Read and rejected by a roll call vote as follows:

Affirmative: 20

Negative: 23

(See Roll Call No. 1017)

Senator Helton, seconded, moved to make the Bill and
amendment a Special Order for Wednesday, April 1, 1901.

The motion was adopted.

SPECIAL ORDERS

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

Senator Levitan for the Committee on Budget and Taxation
reported without recommendation:

Senate Bill No. 3 - By Senator Malkus:

AN ACT concerning

Creation of a State Debt - Choptank River Bridge

Status of Bill: Bill is on Second Reading and open to
amendments.

AMENDMENTS TO SENATE BILL NO. 3

Offered from the floor by Senator Cade:

Amendment No. 1 -

On page 1 in line 43, strike "Creation of a State Debt" and substitute in lieu thereof "Maryland Transportation Authority".

Amendment No. 2 -

On page 1 in line 47 strike beginning with "FOR the purpose" through "of the bonds." in line 80 on page 2.

Amendment No. 3 -

On page 2 after line 80 insert:

"FOR the purpose of mandating that the Maryland Transportation Authority construct, operate, and maintain a bridge across the Choptank River as a transportation facilities project; providing the Authority with certain condemnation powers; providing for conformance with certain other provisions; providing for trust agreement conditions; and providing for the treatment of tolls.

BY repealing and reenacting, with amendments,

Article - Transportation
Section 4-206
Annotated Code of Maryland
(1977 Volume and 1980 Supplement).

BY adding to

Article - Transportation
Section 4-405
Annotated Code of Maryland
(1977 Volume and 1980 Supplement).

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article - Transportation

4-206.

Subject to Title 12 of the Real Property Article and Ch. 608, Acts of 1976, the Authority may condemn property for any transportation facilities project authorized to be financed with revenue bonds [of prior issues].

4-405.

(A) THE MARYLAND TRANSPORTATION AUTHORITY SHALL CONSTRUCT, OPERATE, AND MAINTAIN A BRIDGE ACROSS THE CHOPTANK RIVER IN THE VICINITY OF CAMBRIDGE AS A TRANSPORTATION FACILITIES PROJECT.

(C) THE AUTHORITY SHALL CONTRACT, OPERATE, AND MAINTAIN THE BRIDGE IN CONFORMANCE WITH THE PROVISIONS OF THE STATUTE, ARTICLE 25, SECTION 266, - THE TRUST AGREEMENT, DATED AS OF JULY 1, 1978, BETWEEN THE AUTHORITY AND BALTIMORE NATIONAL BANK, AND THE LAWS OF THE UNITED STATES.

(D) THE AUTHORITY IS AUTHORIZED TO ENTER INTO TRUST AGREEMENTS, PROVIDE FOR TRUSTEE FUNCTIONS, SET UP TRUST AGREEMENTS, AND TAKE OTHER ACTIONS NECESSARY TO CONSTRUCT, OPERATE, AND MAINTAIN A BRIDGE ACROSS THE CHOPTANK RIVER IN THE VICINITY OF CARROLL AS A TRANSPORTATION FACILITIES PROJECT.

(E) THE AUTHORITY IN PREPARING OR REVISING ANY TRUST AGREEMENT SHALL PROVIDE FOR NO OR REDUCED TOLLS ON THE CHOPTANK RIVER TRANSPORTATION FACILITIES PROJECT AND INCREASED OR MODIFIED TOLLS ON CERTAIN OTHER TRANSPORTATION FACILITIES PROJECTS."

The preceding 3 amendments were read and adopted.

AMENDMENT TO SENATE BILL NO. 3

Offered from the floor by Senator McGuirk:

In Amendment No. 3 by Budget and Taxation Committee on page 2 in line 6, strike the brackets; and in line 17 after the period add "THE AUTHORITY MAY CONDEMN PROPERTY EXCLUSIVELY FOR THE CHOPTANK RIVER BRIDGE."

Senator Crawford, seconded, moved that the Bill and amendments be laid over under the Rule.

The motion was adopted.

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

Senate Bill No. 745 - By Senator Blount (Baltimore City Administration):

AN ACT concerning

Seizure and Disposition of Property -
Controlled Dangerous Substances and Gambling Offenses

Status of Bill: Bill is on Third Reading for Final Passage.

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

Affirmative: 41

Negative: 1

(See Roll Call No. 1018)

AMENDMENT NO. 2

On page 3, in line 25, of (1) insert "SECTION 16 PARAGRAPH (4) OF THIS SUBSECTION".

On page 4, after line 4, insert:

"(4) (D) THE FUNDING FORMULA PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION SHALL BE IMPLEMENTED ONLY TO THE EXTENT THAT FUNDS ARE PROVIDED IN THE STATE BUDGET FOR THE GRANTS UNDER PARAGRAPH (3) OF THIS SUBSECTION.

"(1) PARAGRAPH (3) OF THIS SUBSECTION DOES NOT REQUIRE FUNDS FOR THE GRANTS UNDER PARAGRAPH (3) OF THIS SUBSECTION TO BE INCLUDED IN THE STATE BUDGET";

strike in their entirety lines 7 through 14, inclusive; and in line 15, 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.

MOTION

Senate Joint Resolution 11 - By Senators Mooney, Ferguson, Haines, Harris, Hooper, Jacobs, Kittleman, Roesser, Schrader, and Stoltzfus:

A Senate Joint Resolution concerning

General Assembly Compensation - Rejection of Increases

Senator Mooney moved to withdraw Senate Joint Resolution No. 11 from the Budget and Taxation Committee, pursuant to Senate Rule 43 and to place the Resolution on the Senate Floor.

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

Affirmative - 13 Negative - 32 (See Roll Call No. 731)

QUORUM CALL

The presiding officer announced a quorum call, showing 43 Members present.

March 23, 2000

2000

SENATE

1583

Affirmative - 46 Negative - 0 (See Roll Call No. 620)

The Bill was then sent to the House of Delegates.

MOTION

Senate Bill 211 - By The President (Administration) and Senators Currie, Kasemeyer, Lawlah, McFadden, Ruben, Hollinger, Teitelbaum, and Van Hollen:

AN ACT concerning

Responsible Gun Safety Act of 2000

Senator Blount moved, duly seconded, pursuant to Rule 43 of the Rules of the Senate of Maryland, that Senate Bill 211 be returned to the Senate by the Judicial Proceedings Committee.

Senator Mooney moved, duly seconded, to Appeal the Ruling of the President in regard to the President's Ruling in regard to Senate Rule 32 (d).

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

Affirmative - 5 Negative - 32 (See Roll Call No. 621)

Senator Blount moved, duly seconded, pursuant to Rule 43 of the Rules of the Senate of Maryland, that Senate Bill 211 be returned to the Senate by the Judicial Proceedings Committee.

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

Affirmative - 26 Negative - 19 (See Roll Call No. 622)

Senator Blount moved, duly seconded, to place Senate Bill 211 on Second Reading in absence of a Committee Report.

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

Affirmative - 27 Negative - 20 (See Roll Call No. 623)

STATUS OF BILL: SENATE BILL 211 IS NOW ON SECOND READING AND OPEN TO AMENDMENTS.

FLOOR AMENDMENT

(Amendment ID: SB0211/853922/1)

BY: Senator Van Hollen

AMENDMENTS TO SENATE BILL NO. 211
(First Reading File Bill)

AMENDMENT NO. 1

Amendment No. 1 -

In the unnumbered line following line 46 on page 1 strike "Federal".

Read and adopted.

Amendment No. 2 -

In lines 48 through 49 on page 1 strike beginning with "expanding" in line 48 through "Governor;" in line 49.

Read and adopted.

Amendment No. 3 -

Strike in their entirety lines 63 through 71 on page 1.

Read and adopted.

Amendment No. 4 -

Strike in their entirety lines 100 through the unnumbered line following line 111 on page 2.

Read and adopted.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conroy for the Committee on Constitutional and Public Law reported favorably:

Senate Bill No. 208 - By Senator Conroy (Departmental - Elections):

AN ACT concerning

Election Code - Corrective

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

REPORTS OF STANDING COMMITTEES

Senator Curran for the Committee on Judicial Proceedings reported unfavorably:

Senate Bill No. 374 - By The President (Administration) and Senators Coolahan, Miller, Bonvegna, Botick, Connell,

1978

SENATE

927

Cushua, Dypski, Hall, Helton, Levitan, McGuirk, Malkus,
Smelser, Stone, Stroble, Thomas, and White:

AN ACT concerning

Crimes and Punishments - Capital Punishment

MOTION

Senator Coolahan, duly seconded, moved to substitute Senate
Bill 374 for the unfavorable report and that motion be made
a Special Order for Thursday, February 9, 1978.

The motion was adopted.

REPORTS OF STANDING COMMITTEES

Senator Staten for the Committee on Budget and Taxation
reported unfavorably:

Senate Bill No. 9 - By Senator Malkus:

AN ACT concerning

Appropriations - Baltimore Subway

MOTION

Senator Malkus, duly seconded, moved to substitute Senate
Bill No. 9 for the unfavorable report.

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

Affirmative: 24

Negative: 21

(See Roll Call No. 296)

Senate Bill No. 9 was then placed on Second Reading and open
to amendments.

Senator McGuirk, seconded, moved to make the Bill a Special
Order for Thursday, February 9, 1978.

Senator Staten for the Committee on Budget and Taxation
reported unfavorably:

Senate Bill No. 421 - By Senators Malkus, Smelser, and
Thomas:

AN ACT concerning

February 9, 1978

QUORUM CALL

The presiding officer announced a quorum call, resulting as follows:

Senators -

Mr. President, Abrams, Bishop, Bonvegna, Bozick, Broadwater, Byrnes, Cade, Clark, Connell, Conroy, Coolahan, Crawford, Curran, Cushwa, Denis, Dorman, Douglass, Garrity, Gilchrist, Hall, Helton, Hopkins, Hutchinson, Lapidus, Levitan, McGuirk, Malkus, Mason, Miller, Mitchell, O'Reilly, Schweinhaut, Simpson, Smelser, Staten, Steinberg, Stone, Stroble, Thomas, Wagner, Welcome, White, Wiser. Total - 44

SPECIAL ORDERS

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

Senator Curran for the Committee on Judicial Proceedings reported unfavorably: *

Senate Bill No. 374 - By The President (Administration) and Senators Coolahan, Miller, Bonvegna, Bozick, Connell, Cushwa, Dypski, Hall, Helton, Levitan, McGuirk, Malkus, Smelser, Stone, Stroble, Thomas, and White:

AN ACT concerning

Crimes and Punishments - Capital Punishment

Status of Bill: Question is to substitute the Bill for the Unfavorable Report.

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

Affirmative: 26

Negative: 19

(See Roll Call No. 317)

Senate Bill No. 374 was then placed on Second Reading and open to amendments.

AMENDMENTS TO SENATE BILL NO. 374

Offered from the floor by Senators Connell, Miller, Garrity, and Coolahan:

Amendment No. 1 -

In line 234 on page 5, strike "FOR THE PURPOSES OF SUBSECTION (D):" and substitute "AS USED IN THIS SECTION,

February 9, 1978

1978

SENATE

927

Cushwa, Dypski, Hall, Helton, Levitan, McGuirk, Malkus, Smelser, Stone, Stroble, Thomas, and White:

AN ACT concerning

Crimes and Punishments - Capital Punishment

MOTION

Senator Coolahan, duly seconded, moved to substitute Senate Bill 374 for the unfavorable report and that motion be made a Special Order for Thursday, February 9, 1978.

The motion was adopted.

REPORTS OF STANDING COMMITTEES

Senator Staten for the Committee on Budget and Taxation reported unfavorably:

Senate Bill No. 9 - By Senator Malkus:

AN ACT concerning

Appropriations - Baltimore Subway

MOTION

Senator Malkus, duly seconded, moved to substitute Senate Bill No. 9 for the unfavorable report.

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

Affirmative: 24

Negative: 21

(See Roll Call No. 296)

Senate Bill No. 9 was then placed on Second Reading and open to amendments.

Senator McGuirk, seconded, moved to make the Bill a Special Order for Thursday, February 9, 1978.

Senator Staten for the Committee on Budget and Taxation reported unfavorably:

Senate Bill No. 421 - By Senators Malkus, Smelser, and Thomas:

AN ACT concerning

Senate Bill No. 9 - By Senator Malkus:

AN ACT concerning

Appropriations - Baltimore Subway

Status of Bill: The Bill is on Second Reading and open to amendments.

AMENDMENTS TO SENATE BILL NO. 9

Offered from the floor by Senator Malkus:

Amendment No. 1 -

In line 45 on page 1, strike "requiring" and substitute "directing".

Amendment No. 2 -

In line 46 on page 1, strike "State may" and substitute "Executive Branch of State government".

Amendment No. 3 -

In line 49 on page 1, immediately following the semicolon, insert "prohibiting the State, its officers, employees, agents, and agencies from expending or authorizing the expenditure of any State funds, with certain exceptions, for all or any portion of the Baltimore Subway Project;".

Amendment No. 4 -

After line 60 on page 1, insert the following:

"By adding to
Article - Transportation
Section 3-216(e) (5)
Annotated Code of Maryland
(1977 Volume and 1977 supplement)".

Amendment No. 5 -

After the unnumbered line following line 94 on page 2, insert: "(D) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, INCLUDING ANY PROVISION OF THE STATE BUDGET, AS OF THE EFFECTIVE DATE OF THIS ACT NO OFFICIAL, EMPLOYEE, AGENT, OR AGENCY OF THE EXECUTIVE BRANCH OF STATE GOVERNMENT SHALL EXPEND OR AUTHORIZE THE EXPENDITURE OF ANY STATE FUNDS FOR OR IN CONNECTION WITH THE BALTIMORE SUBWAY PROJECT; EXCEPT THAT SUCH FUNDS MAY BE EXPENDED IF NECESSARY TO ACCOMPLISH A COMPLETE CESSATION OF WORK ALREADY IN PROGRESS ON THE BALTIMORE SUBWAY, AND FOR CLOSING OUT THE PROJECT, DISPOSING OF ITS ASSETS, AND MEETING ENCUMBERED OBLIGATIONS.".

February 8, 1978

1978

SENATE

927

Cushwa, Dypski, Hall, Helton, Levitan, McGuirk, Malkus,
Smelser, Stone, Stroble, Thomas, and White:

AN ACT concerning

Crimes and Punishments - Capital Punishment

MOTION

Senator Coolahan, duly seconded, moved to substitute Senate
Bill 374 for the unfavorable report and that motion be made
a Special Order for Thursday, February 9, 1978.

The motion was adopted.

REPORTS OF STANDING COMMITTEES

Senator Staten for the Committee on Budget and Taxation
reported unfavorably:

Senate Bill No. 9 - By Senator Malkus:

AN ACT concerning

Appropriations - Baltimore Subway

MOTION

Senator Malkus, duly seconded, moved to substitute Senate
Bill No. 9 for the unfavorable report.

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

Affirmative: 24

Negative: 21

(See Roll Call No. 296)

Senate Bill No. 9 was then placed on Second Reading and open
to amendments.

Senator McGuirk, seconded, moved to make the Bill a Special
Order for Thursday, February 9, 1978.

Senator Staten for the Committee on Budget and Taxation
reported unfavorably:

Senate Bill No. 421 - By Senators Malkus, Smelser, and
Thomas:

AN ACT concerning

1975

Suffrage Ballot - Funding of Baltimore Salary

MOTION

Senator Wilkos, duly seconded, moved to substitute Senate Bill No. 421 for the unfavorable report and that motion be made a Special Order for Thursday, February 9, 1978 after Senate Bill No. 9.

The motion was adopted.

MESSAGE FROM THE HOUSE OF DELEGATES

FIRST READING OF HOUSE BILLS

House Bill No. 67 - By Delegate Cardin:

AN ACT concerning

Income Tax - Returns by Dependents

FOR the purpose of providing the income levels at which dependent taxpayers must file tax returns.

BY repealing and reenacting, with amendments,

Article 81 - Revenue and Taxes
Section 294(a)
Annotated Code of Maryland
(1975 Replacement Volume and 1977 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill No. 132 - By Delegate Sheehan:

AN ACT concerning

Insolvency - Employee's Wages

FOR the purpose of changing the priority of application of the assets of an insolvent.

BY repealing and reenacting, with amendments,

Article - Commercial Law
Section 15-102(b)
Annotated Code of Maryland
(1975 Volume and 1977 Supplement)

Read the first time and referred to the Committee on Economic Affairs.

1978

SENATE

963

Senate Bill No. 421 - By Senators Malkus, Smelser, and Thomas:

AN ACT concerning

Straw Ballot - Funding of Baltimore Subway

Status of Bill: Question is to substitute the Bill for the Unfavorable Report.

Senator Malkus, seconded, moved to make the Bill a Special Order for Friday, February 10, 1978 following Senate Bill No. 9.

ADJOURNMENT

At 4:35 o'clock P.M. on motion of Senator Staten, seconded, the Senate adjourned until Friday, February 10, 1978, at 1:00 o'clock P.M.

Amendment No. 9 -

In line 102 on page 2, strike "SUBJECT TO THE COMPLIANCE OF".

Amendment No. 10 -

After the unnumbered line following line 102 on page 2, insert the following:

"Article - Transportation3-216.

(E) (5) NO STATE FUNDS IN THE TRANSPORTATION TRUST FUND SHALL BE EXPENDED FOR OR IN CONNECTION WITH THE BALTIMORE SUBWAY PROJECT, EXCEPT SUCH FUNDS AS ARE NECESSARY TO ACCOMPLISH A COMPLETE CESSATION OF WORK ALREADY IN PROGRESS ON THE BALTIMORE SUBWAY, AND FOR CLOSING OUT THE PROJECT, DISPOSING OF ITS ASSETS, AND MEETING ENCUMBERED OBLIGATIONS."

SECTION 2. AND BE IT FURTHER ENACTED, That if any provision of this Act or the application thereof to any person or circumstance is held invalid for any reason in a court of competent jurisdiction, the invalidity does not affect other provisions or any other application of this Act which can be given effect without the invalid provision or application, and for this purpose the provisions of this Act are declared severable."

Amendment No. 11 -

In line 105 on page 2, strike "2" and substitute "3".

Senator Malkus, seconded, moved to make the Bill a Special Order for Monday, February 13, 1978.

SPECIAL ORDERS

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

Senator Staten for the Committee on Budget and Taxation reported unfavorably:

Senate Bill No. 421 - By Senators Malkus, Smelser, and Thomas:

AN ACT concerning

Straw Ballot - Funding of Baltimore Subway

Status of Bill: Question is to substitute the Bill for the Unfavorable Report.

Senator Harkin, seconded, moved to make the Bill a Special Order for Monday, February 13, 1978.

GENERAL CALL

The presiding officer announced a general call, resulting as follows:

Senators -

Mr. President, Bishop, Blount, Bonvegna, Bozick, Broadwater, Lynes, Cade, Clark, Connell, Conroy, Coolahan, Curran, Cuswa, Denis, Dorman, Douglass, Dypski, Garvity, Gilchrist, Helton, Hopkins, Hutchinson, Lapias, Levitan, McGuirk, Malkus, Mason, Miller, Mitchell, O'Reilly, Schweinhaut, Simpson, Staten, Steinberg, Stone, Stroble, Thomas, Wagner, Welcome, White, Wiser. Total - 42

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

Senate Bill No. 131 - By Senator McGuirk (Departmental - LER):

AN ACT concerning

Barber Science - Assistant Teachers

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

Affirmative: 31

Negative: 5

(See Roll Call No. 323)

The Bill was then sent to the House of Delegates.

Senate Bill No. 226 - By Senators Hoyer, Abrams, Levitan, Schweinhaut, Welcome, and Steinberg:

AN ACT concerning

Eligibility - Criminal Injuries Compensation Act

Senator Cade, seconded, moved to make the Bill a Special Order for Tuesday, February 14, 1978.

Senate Bill No. 259 - By Senator Dorman:

AN ACT concerning

from the second time and adjourned prepared for Third Reading.

Senator Stator for the Committee on Budget and Finance reported unfavorably:

Senate Bill No. 421 - By Senators Walkus, Swelcer, and Thomas

an ACT concerning

Street Bailot - Funding of Baltimore Subway

Status of Bill: Question is on the Motion to substitute the Bill for the Unfavorable Report.

Senator Walkus, seconded, moved to make the Bill a Special Order following Senate Bill No. 9.

Senator McGuirk for the Committee on Economic Affairs reported favorably with amendments:

Senate Bill No. 94 - By Senator Dorman

AN ACT concerning

Motion Picture Board of Censors

Status of Bill: Question is on the adoption of the Favorable Report as amended.

Senator Steinberg, seconded, moved to make the Bill a Special Order for Monday, February 20, 1978.

QUORUM CALL

The presiding officer announced a quorum call, resulting as follows:

Senators -

Mr. President, Blount, Bonvegna, Borick, Broadwater, Cade, Clark, Connell, Conroy, Curran, Cusba, Denis, Dorman, Douglass, Dypski, Garrity, Gilchrist, Hall, Helton, Hopkins, Hutchinson, Lapides, Levitan, McGuirk, Walkus, Miller, Mitchell, O'Reilly, Schweinhaut, Simpson, Swelcer, Stator, Steinberg, Stone, Stroble, Wagner, Welcome, White, Wiser.

Total - 39

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

Senate Bill No. 421 - By Senators Balkus, Smelser, and Thomas:

AN ACT concerning

Straw Bailot - Pending of Baltimore Subway

Status of Bill: Question is on the motion to substitute the Bill for the Unfavorable Report.

Senator Balkus, seconded, moved to make the Bill a Special Order for Tuesday, February 27, 1979.

QUORUM CALL

The presiding officer announced a quorum call, resulting as follows:

Senators -

Mr. President, Abrams, Bishop, Blount, Bonvegna, Boyer, Bozick, Broadwater, Byrnes, Cade, Clark, Connell, Conroy, Coolahan, Cushua, Denis, Dorman, Douglass, Dypski, Garrity, Gilchrist, Hall, Helton, Hopkins, Hutchinson, Lapias, Levitan, McGuirk, Balkus, Eason, Hiller, Mitchell, O'Reilly, Schweinhaut, Simpson, Smelser, Steinberg, Stone, Stroble, Thomas, Wagner, Welcome, White, Wiser. Total - 48

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

Senate Bill No. 9 - By ~~Senator~~ Senators Balkus, Cushua, Smelser, and Thomas:

AN ACT concerning

Appropriations - Baltimore Subway

Read the third time and failed for want of a constitutional majority.

Affirmative: 22

Negative: 23

(See Roll Call No. 477)

Senate Bill No. 130 - By Senator McGuirk (Departmental - LCR):

AN ACT concerning

Barber Examiners - Compensation

(3) HARBOR OR SECRETE A CHILD UNDER 12 YEARS OF AGE KNOWING THAT THE PHYSICAL CUSTODY OF THE CHILD HAS BEEN OBTAINED OR RETAINED IN VIOLATION OF THIS SECTION; OR

(4) ACT AS AN ACCESSORY TO ANY OF THE ACTIONS FORBIDDEN IN THIS SECTION.

(D) A PERSON CONVICTED OF VIOLATING ANY PROVISION OF THIS SECTION IS GUILTY OF A MISDEMEANOR; AND UPON CONVICTION, SHALL BE IMPRISONED FOR A PERIOD NOT EXCEEDING 30 DAYS, OR FINED A SUM NOT EXCEEDING \$250, OR BOTH.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1978."

Read and adopted.

Favorable report adopted.

AMENDMENT TO SENATE BILL NO. 173

Offered from the floor by Senator Curran:

In line 26 strike "Senator Miller" and substitute "Senators Miller, Hoyer, Curran, Bishop, Schweinhaut, Steinberg, Mitchell, Garrity, Cade, and Connell".

Read and adopted.

Read the second time and ordered prepared for Third Reading.

Senator Staten for the Committee on Budget and Taxation reported unfavorably:

Senate Bill No. 421 - By Senators Malkus, Smelser, and Thomas:

AN ACT concerning

Straw Ballot - Funding of Baltimore Subway

Status of Bill: Question is on the Motion to substitute the Bill for the Unfavorable Report.

Senator Malkus, seconded, moved to make the Bill a Special Order for Wednesday, February 22, 1978.

ADJOURNMENT

At 3:30 o'clock P.M. on motion of Senator Staten, seconded, the Senate adjourned until Wednesday, February 22, 1978, at 2:00 o'clock P.M.

1978

SENATE

1297

Senate Bill No. 421 - By Senators Malkus, Smelser, and Thomas:

AN ACT concerning

Straw Ballot - Funding of Baltimore Subway

Status of Bill: Question is on the Motion to substitute the Bill for the Unfavorable Report.

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

Affirmative: 16

Negative: 28

(See Roll Call No. 527)

QUORUM CALL

The presiding officer announced a quorum call, resulting as follows:

Senators -

Mr. President, Abrams, Bishop, Blount, Bonvegna, Bozick, Broadwater, Cade, Clark, Connell, Conroy, Coolahan, Crawford, Curran, Cushwa, Denis, Dorman, Douglass, Dypski, Garrity, Gilchrist, Hall, Helton, Hopkins, Hutchinson, Lapiés, Levitan, McGuirk, Malkus, Mason, Miller, Mitchell, Schweinhaut, Simpson, Smelser, Staten, Steinberg, Stone, Thomas, Welcome, White, Wiser. Total - 42

Senate Bill No. 456 - By Senators Hall and Coolahan:

AN ACT concerning

Laetrile - Cancer Treatment

Status of Bill: Bill is on Third Reading for final passage.

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

Affirmative: 30

Negative: 10

(See Roll Call No. 529)

The Bill was then sent to the House of Delegates.

MESSAGE FROM THE HOUSE OF DELEGATES

Senate Bill No. 176 - By Senator Bonvegna:

AN ACT concerning

Location of Landfills Near Hospitals

1976 and 1966-67.

NOTION

Senator Coolidge moved, duly seconded, to substitute Senate Bill No. 160 in place of the unfavorable Committee Report and that the votes on said Motion be made a Special Order for Thursday, February 17, 1977.

The Motion was adopted.

MESSAGE FROM THE HOUSE OF DELEGATES

FIRST READING OF HOUSE BILLS

House Bill No. 95 -- By Delegate C. Hickman:

AN ACT concerning

Queen Anne's County Associations - Tax Exemption

FOR the purpose of providing for a property tax credit in Queen Anne's County from local property taxes for certain clubs and associations.

BY repealing and reenacting, with amendments,

Article 81 - Revenue and Taxes
Section 9C(m)
Annotated Code of Maryland
(1975 Replacement Volume and 1976 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill No. 216 - By Delegate Cardin (Departmental - Compt):

AN ACT concerning

Motor Vehicle Fuel Tax - Penalties

~~FOR the purpose of imposing penalty and interest upon any dealer, user, or seller of diesel fuel who refuses or fails to file the fuel tax return or to pay the tax due under the Motor Vehicle Fuel Tax law authorizing the Comptroller to waive the penalty or interest, or both, for good cause shown, and clarifying language~~

FOR the purpose of authorizing the Comptroller to waive the penalty or interest for any dealer, user, or seller of diesel fuel for failure to pay certain

S.B. 588	President	Corrective - Agricultural Development
S.B. 589	President	Corrective - Airports and Air
S.B. 590	President	Corrective - Banks and Trust Companies
S.B. 591	President	Corrective - Capital and Labor Mobility
S.B. 592	President	Corrective - Charities and Alms
S.B. 593	President	Corrective - County Commissioners
S.B. 594	President	Corrective - Ecological Cooperation
S.B. 595	President	Corrective - Public Defender
S.B. 596	President	Corrective - Fire and Investigations
S.B. 597	President	Corrective - General Assembly
S.B. 598	President	Corrective - Engineers and Surveyors
S.B. 599	President	Corrective - Public Accountancy
S.B. 600	President	Corrective - Public Information
S.B. 601	President	Corrective - Education
S.B. 602	President	Corrective - Public Service Commission
S.B. 603	President	Corrective - Sheriffs
S.B. 604	President	Corrective - Social Services
S.B. 605	President	Corrective - Lottery
S.B. 607	President	Corrective - United States
S.B. 608	President	Corrective - Agriculture
S.B. 609	President	Corrective - Natural Resources

The favorable report of all the above listed Bills was adopted and all of the Bills were ordered prepared for third Reading.

SPECIAL ORDERS

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

Senator Curran for the Committee on Judicial Proceedings reported unfavorably:

Senate Bill No. 106 - By Senators Coolahan, Miller, Connell, Corderman, Bonvegna, Bozick, Dypski, Hall, Melton, Levitan, McGuirk, Malkus, Mason, Saelser, Stone, Stroble, Thomas and White:

AN ACT CONCERNING

Death - Penalty

1977

SENATE

389

Status of Bill: Question is on adoption of motion to substitute Bill for unfavorable report.

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

Affirmative: 26

Negative: 19

(See Roll Call No. 318)

Senator Emanuel, seconded, moved to make the Bill a Special Order for Friday, February 18, 1977.

Senator Conroy for the Committee on Constitutional and Public Law reported favorably with amendments:

Senate Bill No. 38 - By Senators Struble, Conroy, Mason, and O'Reilly:

AN ACT concerning

Transportation - Right Turns at Red Lights

Status of Bill: Bill is on second reading and open to amendment.

Read the second time and ordered prepared for Third Reading.

Senator Curran for the Committee on Judicial Proceedings reported unfavorably:

Senate Bill No. 60 - By Senator Lapides:

AN ACT concerning

Natural Death Act

Status of Bill: Question is on adoption of motion to substitute Bill for unfavorable report.

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

Affirmative: 27

Negative: 19

(See Roll Call No. 320)

AMENDMENTS TO SENATE BILL NO. 60

Offered from the floor by Senator Lapides:

Amendment No. 1 -

1977

SENATE

921

day, as follows:

Senator Curran for the Committee on Judicial Proceedings reported unfavorably:

Senate Bill No. 106 - By Senators Coolahan, Miller, Connell, Corderman, Bonvegna, Bozick, Dypski, Hall, Helton, Levitan, McGuirk, Malkus, Mason, Smelser, Stone, Stroble, Thomas and White:

AN ACT concerning

Death - Penalty

Status of Bill: Bill is on second reading and open to amendment.

AMENDMENTS TO SENATE BILL NO. 106

Offered from the floor by Senator Emanuel:

Amendment No. 1 -

After the unnumbered line following line 150 on page 3, insert:

"(4) RECOMMENDATION OF A DEATH PENALTY CAN BE MADE ONLY UPON UNANIMOUS DECISION OF THE JURY; AND

(5) A RECOMMENDATION OF A SENTENCE OF LIFE IMPRISONMENT MAY BE BASED UPON THE MAJORITY DECISION OF THE JURY."

Amendment No. 2 -

In lines 152 and 153 on page 3, strike "A MAJORITY OF".

Amendment No. 3 -

On page 3 in the second unnumbered line following line 147 strike "AND"; and in the unnumbered line following line 150, strike the period and substitute a semicolon.

Senator Welcome, seconded, moved that the Bill be laid over under the Rule.

Senate Bill No. 117 - By Senators Coolahan, Douglass, Bonvegna, Wiser, and Dorman:

AN ACT concerning

Insurance - Service Reimbursement

NOTICE

Senator Coolahan moved, duly seconded, to substitute H.B. 785 in place of the unfavorable report from the Judicial Proceedings Committee and that the vote on said motion be taken a Special Order at end of Third Reading Calendar.

The motion was adopted.

Senator Curran for the Committee on Judicial Proceedings reported unfavorably:

House Bill No. 1297 - By Delegates Green, Aiken, Bell, Burns, Byrnes, Cumiskey, Curran, Labrowski, Devlin, Donoven, Dypski, Dyson, Garrity, Krysiek, Lanasa, McCaffrey, Mitchell, Redding, Ross, Runnager, Lutrowski, Santangelo, Santoni, Shore, Sullivan, Taylor, Vallario, Walters, Wilkinson, Wolfgang, and Pesci:

AN ACT concerning

Medical Treatment - Potification

NOTION

Senator Schueinhaut moved, duly seconded, to substitute H.B. 1297 in place of the unfavorable report from the Judicial Proceedings Committee, and that the vote on said motion be made a Special Order at end of Third Reading Calendar.

The motion was adopted.

QUORUM CALL

The presiding officer announced a quorum call, resulting as follows:

Senators -

Mr. President, Abrams, Bishop, Blount, Bonvegna, Boyer, Bozick, Broadwater, Byrnes, Cade, Clark, Connell, Cchroy, Coolahan, Corderman, Crawford, Curran, Denis, Dorman, Douglass, Dypski, Emanuel, Gilchrist, Hall, Helton, Hopkins, Hutchinson, Lepides, Levitan, Lipio, McQuirk, Malkus, Mason, Miller, Mitchell, O'Reilly, Schueinhaut, Simpson, Smelser, Staten, Steinberg, Stone, Stroble, Thomas, Welcome, White, Wiser. Total - 47

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the

Senators -

Mr. President, Abrams, Bishop, Elount, Bonvegna, Broadwater, Byrnes, Cade, Clark, Connell, Conroy, Ccolahan, Corderman, Crawford, Curran, Denis, Dorman, Douglass, Dypski, Emanuel, Gilchrist, Hall, Hopkins, Hutchinson, Lapidus, Lipin, McGuirk, Miller, Mitchell, O'Reilly, Schweinhaut, Smelser, Staten, Steinberg, Stone, Stroble, Thomas, Welcome, White. Total - 39

SPECIAL ORDERS

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

House Bill No. 1297 - By Delegates Green, Aiken, Bell, Burns, Byrnes, Cumiskey, Curran, Dabrowski, Devlin, Donovan, Dypski, Dyson, Garrity, Krysiak, Lanasa, McCaffrey, Mitchell, Redding, Ross, Bummage, Butkowski, Santangelo, Santoni, Shore, Sullivan, Taylor, Vallario, Walters, Wilkinson, Wolfgang, and Pesci:

AN ACT concerning

Medical Treatment - Notification

Status of Bill: Question is on Motion to substitute Bill in place of unfavorable report.

Read and adopted by a roll call vote as follows:

Affirmative: 29 Negative: 16

(See Roll Call No. 1737)

House Bill No. 1297 was placed on Second Reading.

AMENDMENT TO HOUSE BILL NO. 1297

Offered from the floor by Senator Mitchell:

In line 149 on page 3 after "UNSUCCESSFUL." insert "THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL PRESCRIBE A WRITTEN FORM FOR THE NOTICE REQUIRED IN THIS SECTION."

Read and rejected by a roll call vote as follows:

Affirmative: 11 Negative: 30

(See Roll Call No. 1738)

AMENDMENT TO HOUSE BILL NO. 1297

Offered from the floor by Senator Abrams:

Senator Curran, from the Judicial Proceedings Committee, reported favorably HOUSE BILL NO. 1055—By Delegates Schirano, Jones and Bonvegna:

Subject: "STATE POLICE," subtitle "POLICE AND CIVILIAN EMPLOYEES."

Favorable report adopted.

Which was read the second time and ordered passed to its third reading.

Two-thirds of all the Senators elected, voting in the affirmative, the rules were suspended by yeas and nays as follows, and Bill put upon its third reading and final passage:

AFFIRMATIVE

Messrs.—

President, Azrael, Bailey, Bertorelli, Bishop, Brubaker, Byron, Clark, Connolly, Conroy, Cook, Crawford, Curran, Dean, Finney, Friedler, Hall, Hart, Hoyer, Hughes, Malkus, Mrs. Manning, Mitchell, Mrs. Nock, Pine, Mrs. Schweinhaut, Snyder, Staszak, Staten, Steffey, Steinberg, Stone, Mrs. Welcome. Total—33.

NEGATIVE—NONE

Which was read the third time and passed by yeas and nays as follows:

AFFIRMATIVE

Messrs.—

President, Azrael, Bailey, Bertorelli, Bishop, Brubaker, Byron, Clark, Conroy, Crawford, Curran, Finney, Hart, Hoyer, Hughes, Lapidés, Mrs. Manning, McGuirk, Mitchell, Mrs. Nock, Mrs. Schweinhaut, Smelser, Snyder, Staszak, Staten, Steffey, Stone, Mrs. Welcome. Total—28.

NEGATIVE—NONE

Said Bill was then returned to the House of Delegates.

Senator Curran, from the Judicial Proceedings Committee, reported favorably HOUSE BILL NO. 1509—By Delegate R. M. Matthews:

Subject: "CRIMES AND PUNISHMENTS," subtitle "PLACES OF REFORMATION AND PUNISHMENT," subheading "COMMISSIONER OF CORRECTION."

Favorable report adopted.

Which was read the second time and ordered passed to its third reading.

Senator Curran, from the Judicial Proceedings Committee, reported unfavorably HOUSE BILL NO. 489—By Delegate Spector:

Subject: "HEALTH," subtitle "PRACTITIONERS OF MEDICINE," subheading "ABORTION."

Senator Anderson moved, duly seconded, to substitute House Bill No. 489 in place of the unfavorable Committee report.

Said motion prevailed by yeas and nays by roll call as follows:

AFFIRMATIVE

Messrs.—

President, Anderson, Bailey, Bertier, Byron, Cook, Dean, Finney, Friedler, Miss Gore, Hall, Hart, Hoyer, Hughes, Lapidés, Malkus, McCourt, Mitchell, Mrs. Nock, Pine, Smelser, Staszak, Staten, Steinberg, Mrs. Welcome, Wineland. Total—26.

NEGATIVE

Messrs.—

Azrael, Bertorelli, Bishop, Brubaker, Connolly, Conroy, Curran, Hodges, Mrs. Manning, McGuirk, Mrs. Schweinhaut, Snyder, Stone. Total—13.

Upon motion of Senator Wineland, duly seconded, the said Bill was made the Special Order for Monday, March 30, 1970, at 1:30 o'clock P. M. by roll call as follows:

AFFIRMATIVE

Messrs.—

Azrael, Bailey, Bertier, Bertorelli, Bishop, Brubaker, Conroy, Crawford, Curran, Hodges, Hughes, Mrs. Manning, McGuirk, Mrs. Nock, Pine, Mrs. Schweinhaut, Smelser, Snyder, Staszak, Staten, Stone, Wineland.

Total—22.

NEGATIVE

Messrs.—

President, Anderson, Byron, Connolly, Cook, Dean, Finney, Friedler, Miss Gore, Hall, Hart, Hoyer, Lapidus, Malkus, McCourt, Mitchell, Steffey, Steinberg, Mrs. Welcome.

Total—19.

SPECIAL ORDERS

The President laid before the Senate the Special Orders of the day.

Being,

SENATE BILL NO. 10—By the President (Legislative Council):

Subject: "MOTOR VEHICLES."

Amended in the House.

By the Committee:

AMENDMENTS TO SENATE BILL NO. 10

Amendment No. 1—

On Page 16 of the third reader^d copy of the printed Bill in subtitle 2, Line 1b, delete "(NEW, 1968)".

Which amendment was read and concurred in.

Amendment No. 2—

On Page 17 of the third reader copy of the printed Bill in Part II in Line 1, delete "(NEW, 1968)".

Which amendment was read and concurred in.

Amendment No. 3—

On Page 37 of the third reader copy of the printed Bill in Line 68 after "plates" insert "shall not be reflectorized but".

Which amendment was read and concurred in.

Amendment No. 4—

On Page 86 of the third reader copy of the printed Bill in Line 16, subsection b, delete "1. Is at least 21 years old"; in Line 17 change "2" to "1"; in Line 20 change "3" to "2".

Which amendment was read and concurred in.

Amendment No. 5—

On Page 87 of the third reader copy of the printed Bill in Lines 2 and 3, delete "or junior high school".

Which amendment was read and concurred in.

SPECIAL ORDERS

The President laid before the Senate the Special Orders of the day.

Being,

HOUSE BILL NO. 35—By the Speaker (Legislative Council):

Subject: "NATURAL RESOURCES," subtitle "OYSTERS AND CLAMS."

Status of Bill: On third reading and open to amendments.

Senator Bailey offered the following amendment from the floor on third reading.

By Senator Bailey from the floor on third reading:

AMENDMENT TO HOUSE BILL NO. 35

In Line 14 on Page 5 of the third reading file Bill in subsection (f), after the word "size," insert the following new language:

"In the waters of St. Mary's County more than one such area may remain open, provided that in any finite geographical area all such areas remaining open total not more than 200 acres and are kept under continuous surveillance by the Department at all times when dredging is permitted."

Which amendment was read and adopted.

Which was read the third time and passed by yeas and nays as follows:

AFFIRMATIVE

Messrs.—

Anderson, Azrael, Bailey, Bertier, Bishop, Brubaker, Byron, Clark, Connolly, Conroy, Cook, Curran, Emanuel, Finney, Miss Gore, Hall, Hart, Hughes, Lapidés, Mrs. Manning, McCourt, Mitchell, Mrs. Nock, Pine, Mrs. Schweinhaut, Staszak, Staten, Steffey, Steinberg, Stone, Wineland. Total—31.

NEGATIVE

Mr. Malkus.

Total—1.

Said Bill was then returned to the House of Delegates.

Senator Curran, from the Judicial Proceedings Committee, reported unfavorably HOUSE BILL NO. 489—By Delegate Spector:

Subject: "HEALTH," subtitle "PRACTITIONERS OF MEDICINE," subheading "ABORTION."

Status of Bill: Question on motion to place House Bill No. 489 on second reading and open to amendments.

Said motion prevailed by yeas and nays by roll call as follows:

AFFIRMATIVE

Messrs.—

President, Anderson, Bailey, Bertier, Bertorelli, Byron, Clark, Cook, Dean, Emanuel, Finney, Friedler, Miss Gore, Hall, Hart, Hoyer, Hughes, Lapidés, Malkus, McCourt, Mitchell, Mrs. Nock, Pine, Smelser, Snyder, Staszak, Staten, Steffey, Steinberg, Mrs. Welcome, Wineland. Total—31.

NEGATIVE

Messrs.—

Azrael, Bishop, Brubaker, Connolly, Conroy, Curran, Mrs. Manning, McGuirk, Mrs. Schweinhaut, Stone. Total—10.

Which was read the second time and ordered passed to its third reading.

Two-thirds of all the Senators elected, voting in the affirmative, the rules were suspended by yeas and nays as follows, and Bill put upon its third reading and final passage:

AFFIRMATIVE

Messrs.—

President, Anderson, Bailey, Bertier, Byron, Clark, Cook, Dean, Emanuel, Finney, Friedler, Hall, Hart, Hoyer, Hughes, Lapidus, Malkus, Mrs. Manning, McCourt, Mitchell, Mrs. Nock, Pine, Smelser, Snyder, Staszak, Steffey, Steinberg, Mrs. Welcome, Wineland.
Total—29.

NEGATIVE

Messrs.—

Azrael, Bishop, Brubaker, Connolly, Conroy, Curran, Miss Gore, Hodges, McGuirk, Mrs. Schweinhaut, Staten, Stone.
Total—12.

Senator Curran offered the following amendments from the floor on third reading.

By Senator Curran from the floor on third reading:

AMENDMENTS TO HOUSE BILL NO. 489

Amendment No. 1—

In Line 1 of the title and in Line 2 of Section 1 on Page 1 of the third reading file Bill, delete the following: “, 149F”.

Which amendment was read and adopted by roll call as follows:

AFFIRMATIVE

Messrs.—

President, Azrael, Bertier, Bertorelli, Bishop, Brubaker, Connolly, Conroy, Crawford, Curran, Finney, Miss Gore, Hodges, Hoyer, Hughes, Mrs. Manning, McGuirk, Mrs. Nock, Mrs. Schweinhaut, Snyder, Staten, Stone, Mrs. Welcome, Wineland.
Total—24.

NEGATIVE

Messrs.—

Anderson, Bailey, Byron, Clark, Cook, Dean, Emanuel, Friedler, Hall, Hart, Lapidus, Malkus, McCourt, Mitchell, Pine, Smelser, Staszak, Steffey, Steinberg.
Total—19.

Amendment No. 2—

In Line 4 of the title of the third reading file Bill, following the word “repealing” insert the following: “in part”.

Which amendment was read and adopted by roll call as follows:

AFFIRMATIVE

Messrs.—

President, Azrael, Bertier, Bertorelli, Bishop, Brubaker, Connolly, Conroy, Crawford, Curran, Finney, Miss Gore, Hodges, Hoyer, Hughes, Mrs. Manning, McGuirk, Mrs. Nock, Mrs. Schweinhaut, Snyder, Staten, Stone, Mrs. Welcome, Wineland.
Total—24.

NEGATIVE

Messrs.—

Anderson, Bailey, Byron, Clark, Cook, Dean, Emanuel, Friedler, Hall, Hart, Lapidus, Malkus, McCourt, Mitchell, Pine, Smelser, Staszak, Steffey, Steinberg.
Total—19.

(2) incompetence; or

(3) failure to carry out the duties of office in a manner consistent with the regulatory purpose and requirements of the Insurance laws of the State.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect June 1, 1997 and shall be applicable even if the Insurance Commissioner next succeeding the first Insurance Commissioner of the Maryland Insurance Administration is appointed before that date.

AMENDMENT NO. 4

On page 3, in line 19, strike "4." and substitute "3."; in the same line strike "2" and substitute "1"; and in line 20, strike "October 1, 1997" and substitute "June 1, 1999".

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Busch, Chairman, for the Committee on Economic Matters reported favorably:

House Bill 1154 - By Delegates Poole, Taylor, Donoghue, McKee, Edwards, and Branch:

AN ACT concerning

Construction Apprenticeship Assistance Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

PETITION

Delegate Ports offered a Petition, to Petition a bill from Committee as follows:

We the undersigned members of the House of Delegates, hereby petition House Bill 435 from the Ways and Means Committee pursuant to Rule 42.

PETITION OF HOUSE BILL 435 FROM COMMITTEE

(See Exhibit D of Appendix II)

The following Delegates signatures appeared:

Raymond Beck

Jim Ports

LEGISLATIVE SERVICES LIBRARY

1997.

#9
ers reported

ick, Curran,

moval

h line 20 on

inning with
ubstitute: 7,
-103(a)(2) of
mmissioner
d Insuraner

Janet Greenip
 James E. Rzepkowski
 John Leopold
 Robert A. McKee
 R. H. Kittleman
 Joseph M. Getty
 John Morgan
 David R. Brinkley
 Charles McClenahan
 Victoria L. Schade
 Mary Roe Walkup
 Addie Eckardt
 Michael William Burns
 Nancy Jacobs
 Thomas E. Hutchins
 Jean Cryor
 Ken Holt
 P. L. Bissett
 Patricia Faulkner

Al Redmer
 A. Wade Kach
 Jim Kelly
 Richard La Vay
 Barry S. Ciliberti
 Paul Stull
 Kenneth D. Schisler
 Don B. Hughes
 Don Elliott
 Robert C. Baldwin
 Nancy R. Stocksdale
 Anthony O'Donnell
 Don Murphy
 James M. Harkins
 Robert L. Flanagan
 Martha S. Klima
 George C. Edwards
 Mathew Mossburg
 Louise V. Snodgrass
 J. Anita Stup

House Bill 435 - By Delegates Ports, Baldwin, Beck, Bissett, Brinkley, M. Burns, Ciliberti, Cryor, Eckardt, Edwards, Elliot, Faulkner, Flanagan, Getty, Greenip, Harkins, Holt, D. Hughes, Hutchins, Jacobs, Kach, Kelly, Kittleman, Klima, La Vay, Leopold, McClenahan, McKee, Morgan, Mossburg, D. Murphy, O'Donnell, Redmer, Rzepkowski, Schade, Schisler, Snodgrass, Stocksdale, Stull, Stup, Walkup, and DeCarlo:

Income Tax - Reduction

STATUS OF BILL: ON 2ND READING. WITHOUT RECOMMENDATION (WAYS & MEANS)

Delegate Hurson moved to make the Bill a Special Order for March 19, 1997.

Delegate Ports moved to amend the 'Motion to Special Order' until March 11, 1997.

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

Affirmative - 40 Negative - 97 (See Roll Call No. 304)

Delegate Hurson's motion to make the Bill a Special Order for March 19, 1997, was before the House.

Delegate A

The motion

(At 11:04 A
proceeded t

The motion

TI

Delegate K

Matters rej

House Bill

AN ACT co

(Amendme

BY: Econor

On p
and tenant

The preced

Favorable

Read the s

Delegate J
Matters re

House Bi

AN ACT c

(Amendme

BY: Econc

Delegate Arnick moved the previous question.

The motion was adopted.

(At 11:04 A.M. the vote on the Motion to Special Order was called; many Members proceeded to rise to explain their votes.)

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

Affirmative - 99 Negative - 41 (See Roll Call No. 305)

THE COMMITTEE ON ECONOMIC MATTERS REPORT #10

Delegate Krysiak, Sub-Committee Chairwoman, for the Committee on Economic Matters reported favorably with amendments:

House Bill 761 - By Delegates Frank and DeCarlo:

AN ACT concerning

Landlord and Tenant - Restitution

(Amendment ID: HB0761/873165/1)

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL NO. 761 (First Reading File Bill)

On page 1, in line 5, strike "restitution by a landlord" and substitute "landlords and tenants".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Krysiak, Sub-Committee Chairwoman, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1144 - By Delegate Krysiak:

AN ACT concerning

Baltimore City - Residential Leases - Tenant Liability

(Amendment ID: HB1144/613866/1)

BY: Economic Matters Committee

AND LEGISLATIVE SERVICES LIBRARY

EXHIBIT D

PETITION

WE THE UNDERIGNED MEMBERS OF THE HOUSE OF DELEGATES, HEREBY PETITION HOUSE BILL 435 FROM THE WAYS & MEANS COMMITTEE PURSUANT TO RULE 42.

(AT LEAST 15 (FIFTEEN) MEMBERS MUST SIGN.)

<u>W. B. Beck</u>	BECK	<u>John P. Parks</u>	PARKS
<u>James E. Kopyanski</u>	KOPYANSKI	<u>W. Wade Leach</u>	LEACH
<u>John Leopold</u>	LEOPOLD	<u>John A. Silva</u>	SILVA
<u>Ronald A. McKean</u>	MCKEAN	<u>Barnie S. C. Gilbert</u>	GILBERT
<u>R. H. Littleman</u>	LITTLEMAN	<u>Paul R. Stull</u>	STULL
<u>Joseph H. Getty</u>	GETTY	<u>Thomas D. Schick</u>	SCHICK
<u>John Morgan</u>	MORGAN	<u>Lawrence B. Hughes</u>	HUGHES
<u>Paul R. Drinkley</u>	DRINKLEY	<u>Tommy E. Elliott</u>	ELLIOTT
<u>Edward J. Schade</u>	SCHADE	<u>Robert C. Beckwith</u>	BECKWITH
<u>Mary De Takats</u>	TAKATS	<u>Nancy K. Meekadale</u>	MEEKADALE
<u>John J. Williams</u>	WILLIAMS	<u>Anthony J. Donnell</u>	DONNELL
<u>Michael J. Burr</u>	BURR	<u>Don Argy</u>	ARGY
<u>Nancy Jarvis</u>	JARVIS	<u>James J. (Gibson)</u>	GIBSON
<u>Jean C. Gray</u>	GRAY	<u>Robert J. Flanagan</u>	FLANAGAN
<u>Phil Bossert</u>	BOSSERT	<u>George C. Edwards</u>	EDWARDS
<u>Patricia Temple</u>	TEMPLE	<u>Wm. J. Mossburg</u>	MOSSBURG
		<u>John J. Sirocchi</u>	SIROCCHI
		<u>John J. Gray</u>	GRAY

Senate Joint Resolution No. 27 - By Senators Simpson, Baker, Davis, Shore, Clark, Schoenbaum, Levitan, Stabile, and Miller:

A Senate Joint Resolution concerning

Task Force on Crime Reduction Solving

for the purpose of establishing the Maryland Crime Reduction Solving Task Force to study the feasibility of establishing a statewide crime reduction solving program.

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

REPORTS OF STANDING COMMITTEES

Delegate Boss for the Committee on Constitutional and Administrative Law reported favorably:

House Bill No. 972 - By Delegates Morella, Alperstein, Baker, Eichen, Bird, Devlin, Dypski, Forehand, Goldwater, Hirson, Hollinger, Maloney, Menes, Mooney, Pesci, Pitkin, Redding, Ruben, Ryan, Santangelo, Sheehan, Toth, and Winegrad:

AS ACT concerning

Public Schools and Noncollegiate Educational Institutions -
Scoliosis Screening Tests

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

PRESENTATION OF PETITIONS, MEMORIALS AND OTHER PAPERS

PETITION DEMANDING THAT H.B. 799 BE RETURNED TO THE FLOOR
OF THE HOUSE AS PER RULE 47 (C)

We the undersigned fifteen Members of the Maryland House of Delegates hereby demand that H.B. 799 (Consumer Protection - New Motor Vehicle Warranties) be returned to the floor of the House. Said bill was referred to the Economic Matters Committee during the first thirty days of the regular session and has been in committee for more than twenty days. Signed March 22, 1982.

Robin Ficker
Joseph W. O'Malley
A. Wade Koch

Timothy P. Maloney
Sylvania W. Woods, Jr.
Joan E. Pitkin

1982

HOUSE OF DELEGATES

2015

Thomas W. Chamberlain
Patrick L. McDonough
Paul Weisenhoff
Louis V. Cavallaro
James R. Dietrich

Charles S. Elumenthal
Thomas J. Hooney
Michael J. Sprague
John K. Parlett

Read and ordered journalized.

Delegate Koss for the Committee on Constitutional and Administrative Law reported favorably:

Senate Bill No. 14 - By Senator Crawford:

AN ACT concerning

Election Laws - Ballots

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Rummage for the Committee on Economic Matters reported favorably with amendment:

House Bill No. 1105 - By Delegate Sher:

AN ACT concerning

Fire Insurance Application Act

AMENDMENT TO HOUSE BILL NO. 1105

By the Economic Matters Committee:

In line 154 on page 3, after "INSURER" insert "IN WRITING".

Read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Rummage for the Committee on Economic Matters reported favorably with amendment:

House Bill No. 1108 - By Delegate Sher:

AN ACT concerning

Commercial Law - Bank Accounts

COUNTY, OF MEMBERS OF VOLUNTEER FIRE COMPANIES AND RESCUE SQUADS AS PROVIDED IN SUBSECTION (A) OF THIS SECTION."

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Rummage, for the Committee on Economic Matters, re-refers Senate Bill No. 375 to the Committee on Judiciary.

Senate Bill No. 375 - By Senator Levitan:

AN ACT concerning

Maryland Uniform Trade Secrets Act

Re-referred to the Committee on Judiciary.

Delegate Rummage, for the Committee on Economic Matters, re-refers Senate Bill No. 598 to the Committee on Environmental Matters.

Senate Bill No. 598 - By Senator Malkus:

AN ACT concerning

Consumer Protection - Unvented Portable Kerosene-Fired Heaters

Re-referred to the Committee on Environmental Matters.

Delegate Rummage for the Committee on Economic Matters reported unfavorably:

House Bill No. 799 - By Delegates Ficker, Mconey, McCaffrey, Alperstein, Blumenthal, Weisenhoff, Hargreaves, Athey, Parlett, Mitchell, Haqner, Jimeno, Shandrowsky, Scannello, Schmincke, Sprague, Collins, Weir, DePazzo, Minnick, Bromwell, W. Burgess, Hughes, Medairy, Booth, Chamberlain, Kach, Levin, Kountz, Thomas, Bienen, Nenes, Maloney, Cicoria, Palumbo, Bird, Pesci, Redding, Pitkin, Ryan, Donaldson, Sheehan, White, Jones, Vallario, Wolfgang, Adams, Cox, C. Riley, Dixon, Avara, O'Malley, Lee, Young, Brailey, Conaway, Rawlings, Murphy, Dean, Phillips, Burns, McCoy, Chester, Harrison, McDonough, Dietrich, Dypski, Miedusiewski, Chasoff, Kopp, Forehand, Simmons, Garrott, Bainum, Hixson, Cumiskey, Matthews, Baker, H. Burgess, Bolden,

Mr. QUINN

Mr. QUINN

The bill, H. R. 10000 - 10000, Vehicle License

being reported, moved to read the bill, H. R. 10000, with
amendment No. 1, July 20

The House then read the motion and of order read, House Bill
10000.

Mr. QUINN moved to substitute the bill for the
unfavorable report.

Debate on the motion was allowed the previous session.

The motion was adopted.

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

Affirmative: 45

Negative: 72

(See Roll Call No. 730)

Debate on the Committee on Judiciary reported
favorably with amendments:

House Bill No. 10000 - By Delegates Seab and Quade:

AN ACT concerning

vehicles - Regulation by local authority

AMENDMENTS TO HOUSE BILL NO. 10000

BY THE COMMITTEE ON JUDICIARY:

Amendment No. 1 -

In line 42, on page 1, strike "acquisition" and
substitute "registration"; and strike beginning with
"authorized" in line 45, on page 1, down to and including
"authority" in the unnumbered line following line 47.

Amendment No. 2 -

In line 105, on page 2, strike beginning with "and
down to and including "PARTICIP" in line 106.

Amendment No. 3 -

In line 130 on page 2, strike word, and in the line
after line 137, strike the period and substitute "OR".

AMENDMENT TO HOUSE BILL NO. 577
(First Reading 1968 Bill)

On page 1 in line 22 strike "ARTICLE 16, CHAPTER 111" and substitute "ARTICLE 16, CHAPTER 111A".

On page 2 in line 6 strike "airplane landing strip" and substitute "AIRPORT" and in line 7 strike "strip" and substitute "AIRPORT".

The preceding amendment was read and adopted.

Favorable report as amended, adopted.

Read the second time and ordered prepared for Third Reading.

ACTION

Motion by Delegate Kittleman to substitute House Bill 577 for the unfavorable report House Bill 577 - By Delegates Forts, Baldwin, Bech, Bisetti, Brinkley, M. Burns, Cihbani, Cryor, Eckardt, Edwards, Elliott, Faulkner, Flanagan, Getty, Greenup, Harkin, Holt, D. Hughes, Hutchins, Jacobs, Kach, Kelly, Kittleman, Klima, La Vay, Leopold, McClendon, McKee, Morgan, Kinsburg, D. Murphy, O'Donnell, Redmer, Ezeplowski, Schae, Schickler, Snodgrass, Stockdale, Stull, Supt, and Walkup:

AN ACT concerning

Income Tax - Recreations

STATUS OF BILL: UNFAVORABLE REPORT BY THE COMMITTEE ON WAYS AND MEANS.

Delegate Minnick moved the previous question.

The motion was adopted.

The motion to substitute the bill for the unfavorable report was rejected by a roll call vote as follows:

Affirmative - 48 Negative - 91 (See Roll Call No. 557)

SPECIAL ORDERS

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

House Bill 568 - By Chairman, Environmental Matters Committee (Department of Energy Administration, Maryland):

AN ACT concerning

Maryland Energy Administration - Authority to Implement Programs

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



1996 Regular Session bill information current as of January 23, 1997 - 14:30

Sponsors	Title	Synopsis	History	Sponsor List	Subjects	Statutes	Documents	Another Session	Another Bill
--------------------------	-----------------------	--------------------------	-------------------------	------------------------------	--------------------------	--------------------------	---------------------------	---------------------------------	------------------------------

HOUSE BILL 517

*File Code: Taxes - Income
Prior Year Introduction As: HB 660/95 - W&M*

Sponsored By:

Delegates Ports, Baldwin, Beck, Bissett, Brinkley, M. Burns, Ciliberti, Cryor, Eckardt, Edwards, Elliott, Faulkner, Flanagan, Getty, Greenip, Harkins, Holt, D. Hughes, Hutchins, Jacobs, Kach, Kelly, Kittleman, Klima, La Vay, Leopold, McClenahan, McKee, Morgan, Mossburg, D. Murphy, O'Donnell, Redmer, Rzepkowski, Schade, Schisler, Snodgrass, Stocksdale, Stull, Stup, and Walkup

Entitled:

Income Tax - Reduction

Synopsis:

Reducing from 2% to 0% the income tax rate applicable to Maryland taxable income of \$1 through \$1,000; increasing from \$1,200 to \$1,600 the maximum amount of a subtraction modification for two-income married couples filing joint returns; increasing from \$1,200 to \$2,200 the amount that an individual may deduct for specified exemptions to determine Maryland taxable income; providing for calculation of the county income tax based on an alternative determination of the State income tax; and applying the Act to tax years after December 31, 1996.

Legislative History

House Action

1/31 First Reading Ways and Means
2/21 Hearing 3/6 at 1:00 p.m.
3/19 Unfavorable Report by Ways and Means
Motion Substitute bill for Unfavorable Report (Del. Kittleman)
Motion vote previous question (Del. Minnick) Adopted
Motion Substitute bill for Unfavorable Report (Del. Kittleman) Rejected (48-91)

Senate Action

No Action

Sponsored by:

Delegate James F. Ports, Jr., District 8

2000 Regular Session bill information current as of December 19, 2000 - 2:04 a.m.

Sponsors	Title	Synopsis	History	Sponsor List	Subjects	Statutes	Documents	Another Session	Another Bill
----------	-------	----------	---------	--------------	----------	----------	-----------	-----------------	--------------

SENATE BILL 211

CHAPTER NUMBER: 2
 File Code: Public Safety
 Crossfiled with: HOUSE BILL 279

Sponsored By:

The President (Administration) and Senators Currie, Kasemeyer, Lawlah, McFadden, Ruben, Hollinger, Teitelbaum, and Van Hollen

Entitled:

Responsible Gun Safety Act of 2000

Synopsis:

Prohibiting a firearms dealer from selling, renting, or transferring in the State any handgun manufactured after December 31, 2002, unless the handgun has an integrated mechanical safety device; altering the composition of the Handgun Roster Board; requiring the Maryland Police Training Commission to adopt regulations for a certified firearms safety training course; establishing a Cease Fire Council; etc.

History by Legislative Date

Senate Action

- 1/25 First Reading Judicial Proceedings
- 2/9 Hearing 3/15 at 1:00 p.m.
- 3/23 Motion to move that Senate Bill 211 be returned to the Senate from Judicial Proceedings pursuant to Rule 43 Senator Blount
 Motion to appeal ruling of the Chair by Senator Mooney re: Rule 32D Rejected (5-32)
 Motion to bring the bill to floor pursuant to Rule 43 by Senator Blount Adopted (26-19)
 Motion place the bill on Second Reading in absence of a committee report (Senator Blount) Adopted (27-20)
 Floor Amendment (Senator Van Hollen)
 Laid Over (Senator Haines) Adopted
- 3/24 Floor Amendment (Senator Van Hollen) Withdrawn
 Substitute Floor Amendment (Senator Van Hollen) Adopted
 Floor Amendment (VanHollen, Ferguson) Adopted
 Floor Amendment (Senator Van Hollen) Adopted
 Second Reading Passed with Amendments
- 3/27 Third Reading Passed (26-21)
- 4/2

Returned Passed

4/11

Signed by the Governor Chapter 2

House Action

3/26

First Reading Judiciary

3/28

Hearing 3/31 at 1:00 p.m.

4/3

Favorable Report by Judiciary

3/30

Favorable Report Adopted
Second Reading Passed

3/31

- Floor Amendment (Delegate Owings) Rejected (45-85)
- Floor Amendment (Delegate Owings) Rejected (49-84)
- Floor Amendment (Delegate Cadden) Rejected (53-76)
- Floor Amendment (Delegate O'Donnell) Rejected (43-87)
- Floor Amendment (Delegate Amedori) Rejected (41-88)
- Floor Amendment (Delegate Amedori) Rejected (43-85)
- Floor Amendment (Delegate Getty)
- Motion vote previous question (Delegate McHale) Adopted
- Floor Amendment (Delegate Getty) Rejected (44-86)
- Floor Amendment (Delegate D. Murphy) Rejected (54-80)
- Floor Amendment (Delegate Amedori) Rejected
- Floor Amendment (Delegate Owings) Rejected (26-96)
- Motion vote previous question (Delegate Minnick) Adopted
- Third Reading Passed (83-57)

Sponsored by:

- President of the Senate
- Administration
- Senator Ulysses Currie, District 25
- Senator Paula C. Hollinger, District 11
- Senator Edward J. Kasemeyer, District 12
- Senator Gloria Lawlah, District 26
- Senator Nathaniel J. McFadden, District 45
- Senator Ida G. Ruben, District 20
- Senator Leonard H. Teitelbaum, District 19
- Senator Christopher Van Hollen, Jr., District 18

Bill indexed under the following Subjects:

- COMMITTEES AND COMMISSIONS -see also- POLITICAL COMMITTEES
- CRIMES AND PUNISHMENTS -see also- PENALTIES; SENTENCES; etc.
- DEALERS -see also- MOTOR VEHICLE DEALERS AND SALESMEN
- EDUCATION -see also- DRIVER ED; HIGHER ED; SPECIAL ED; etc
- FORFEITURE
- GOVERNOR
- GRANTS
- GUNS
- IDENTIFICATION
- JUVENILE CAUSES
- LAW ENFORCEMENT -see also- STATE POLICE, DEPARTMENT OF
- LICENSES -see also- ALCOHOLIC BEV LIC; DRIVERS' LICENSES

[MINORS](#) -see also- [AGE OF MAJORITY](#); [YOUTH](#)
[NOTICES](#)
[PENALTIES](#)
[POLICE TRAINING COMMISSION](#)
[RECORDS](#) -see also- [LAND RECORDS](#); [VITAL RECORDS](#)
[REPORTS](#)
[RULES AND REGULATIONS](#)
[SAFETY](#) -see also- [OCCUPATIONAL SAFETY](#)
[SEARCH AND SEIZURE](#)
[STATE POLICE, DEPARTMENT OF](#)
[VIOLENCE](#) -see also- [DOMESTIC VIOLENCE](#); [HARASSMENT](#)
[WEAPONS](#) -see also- [GUNS](#)

Bill affects the following Statutes:

Article - 27 Crimes and Punishments
 ([36C](#) , [36C-1](#) , [36E](#) , [36J](#) , [442](#) , [442](#) , [442B](#) , [442C](#) , [445](#) , [445](#) , [445B](#) , [449](#))

Article - 88B Department of State Police
 ([81](#))

Article - 41 Governor - Executive and Administrative Departments
 ([4-201](#))

Documents:

Bill Text: [First Reading \(RTF / PDF\)](#), [Third Reading \(RTF / PDF\)](#), [Enrolled](#)

Fiscal Note: [Available \(RTF / PDF\)](#)

Amendments:

Senate

Number: 593129/1 (WordPerfect / PDF)	Offered on: March 24, 2000	at: 12:11 p.m.	Status: Adopted
Number: 853922/1 (WordPerfect / PDF)	Offered on: March 23, 2000	at: 11:45 a.m.	Status: Incomplete
Number: 883121/1 (WordPerfect / PDF)	Offered on: March 24, 2000	at: 11:54 a.m.	Status: Incomplete
Number: 993125/1 (WordPerfect / PDF)	Offered on: March 24, 2000	at: 2:33 p.m.	Status: Adopted

House

Number: 003827/1 (WordPerfect / PDF)	Offered on: April 3, 2000	at: 8:43 p.m.	Status: Rejected
Number: 133226/1 (WordPerfect / PDF)	Offered on: April 3, 2000	at: 8:18 p.m.	Status: Rejected
Number: 163922/1 (WordPerfect / PDF)	Offered on: April 3, 2000	at: 8:47 p.m.	Status: Rejected
Number: 323420/2 (WordPerfect / PDF)	Offered on: April 3, 2000	at: 8:04 p.m.	Status: Rejected
Number: 373526/1 (WordPerfect / PDF)	Offered on: April 3, 2000	at: 7:44 p.m.	Status: Rejected
Number: 623726/2 (WordPerfect / PDF)	Offered on: April 3, 2000	at: 8:27 p.m.	Status: Rejected
Number: 653624/2 (WordPerfect / PDF)	Offered on: April 3, 2000	at: 8:37 p.m.	Status: Rejected
Number: 723620/2 (WordPerfect / PDF)	Offered on: April 3, 2000	at: 7:55 p.m.	Status: Rejected
Number: 773825/3 (WordPerfect / PDF)	Offered on: April 3, 2000	at: 8:09 p.m.	Status: Rejected
Number: 963620/1 (WordPerfect / PDF)	Offered on: April 3, 2000	at: 7:41 p.m.	Status: Rejected

Roll Call Votes (Legislative dates are shown):

Senate

March 23, 2000: re: Rule 32D [Rejected \(5-32\)](#)
 March 23, 2000: Senator Blount [Adopted \(26-19\)](#)
 March 23, 2000: (Blount) [Adopted \(27-20\)](#)
 March 27, 2000: Third Reading [Passed \(26-21\)](#)

House

March 31, 2000: Floor Amendment (Owings) {[963620/1 Rejected \(45-85\)](#)}
 March 31, 2000: Floor Amendment (Owings) {[373526/1 Rejected \(49-84\)](#)}
 March 31, 2000: Floor Amendment (Cadden) {[723620/2 Rejected \(53-76\)](#)}

March 31, 2000: Floor Amendment (ODonnell) {323420/2 Rejected (43-87)
March 31, 2000: Floor Amendment (Amedori) {773825/3 Rejected (41-88)
March 31, 2000: Floor Amendment (Amedori) {133226/1 Rejected (43-85)
March 31, 2000: Floor Amendment (Getty) Rejected (44-86)
March 31, 2000: Floor Amendment (Murphy D) {653624/2 Rejected (54-80)
March 31, 2000: Floor Amendment (Owings) {163922/1 Rejected (26-96)
March 31, 2000: Third Reading Passed (83-57)

Top	Sponsors	Title	Synopsis	History	Sponsor List	Subjects	Statutes	Documents	Another Session	Another Bill
---------------------	--------------------------	-----------------------	--------------------------	-------------------------	------------------------------	--------------------------	--------------------------	---------------------------	---------------------------------	------------------------------