

GOVERNOR'S PRESS RELEASE

Bills to be Signed by the Governor on May 19, 2009, AT 11:00 a.m.

HB0026 Delegate Kullen

PUBLIC SCHOOLS – CHILDREN WITH ANAPHYLACTIC ALLERGIES – REDUCTION OF RISK

Requiring, in consultation with a school health professional, principals of public schools that have children attending the schools who have been identified as having anaphylactic allergies to take specified actions to reduce specified risks; authorizing public schools to revoke the authority of specified children to self-administer specified medications; granting immunity to specified individuals; etc.

EFFECTIVE OCTOBER 1, 2009

HB0032 Delegate Kullen

HEALTH INSURANCE – LIMITATIONS ON PREEXISTING CONDITION PROVISIONS – INDIVIDUAL HEALTH BENEFIT PLANS

Prohibiting specified application forms from containing inquiries about specified conditions, illnesses, diseases, or medical procedures; prohibiting an insurer or nonprofit health service plan from attaching an exclusionary rider without the prior written consent of the policyholder; applying the Act to policies, contracts, and health benefit plans issued, delivered, or renewed in the State on or after October 1, 2009.

EFFECTIVE OCTOBER 1, 2009

HB0039 Delegate Riley, et al

HEALTH INSURANCE – OUT-OF-STATE ASSOCIATION CONTRACTS – REGULATION

Requiring carriers that offer out-of-state association contracts to Maryland residents to make specified disclosures to a Maryland resident applying for coverage under an out-of-state association contract; authorizing the Maryland Insurance Commissioner to require the carriers to report by March 1 of each year the number of Maryland residents covered in the preceding calendar year under the out-of-state association contract; etc.

EFFECTIVE OCTOBER 1, 2009

- HB0066 **Delegate Anderson, et al**
CRIMINAL LAW – THEFT – PENALTIES
Altering penalties for a conviction of theft of property or services with a value at or over specified amounts; and making conforming changes.
EFFECTIVE OCTOBER 1, 2009
- HB0070 **Delegate Morhaim, et al**
DEPARTMENT OF HEALTH AND MENTAL HYGIENE –
COMMISSIONS, PROGRAMS, AND REPORTS – REVISION
Repealing provisions establishing the Community Services Advisory Commission; repealing the reporting requirement for the Department of Health and Mental Hygiene regarding the Substance Abuse Treatment Outcomes Partnership Fund; repealing the reporting requirement for the State Advisory Council on Arthritis and Related Diseases; repealing the reporting requirement for the Maryland Medical Advisory Committee; repealing the community choice program; etc.
EFFECTIVE OCTOBER 1, 2009
- HB0096 **Delegate Stifler**
PUBLIC SAFETY – OFFENDER REGISTRY – FREQUENCY OF
PHOTOGRAPH
Changing the update requirement from 1 year to 6 months for a photograph included in the registration of offenders, child sexual offenders, sexually violent offenders, and sexually violent predators in the Offender Registry.
EFFECTIVE OCTOBER 1, 2009
- HB0099 **Delegate Anderson (By Request – Baltimore City Administration)**
COMMERCIAL REAL PROPERTY – ACTION TO ABATE DRUG
NUISANCE – PRIOR NOTICE REQUIREMENT
Altering advance notification requirements concerning specified drug-related nuisances on commercial real property.
EFFECTIVE OCTOBER 1, 2009

HB0137 Delegate McConkey, et al**HOME FINANCIAL ACCOUNTABILITY ACT OF 2009**

Clarifying the availability of specified books and records kept by or on behalf of specified common ownership communities; requiring the governing bodies of specified common ownership communities, on request of a member, unit owner, or lot owner, to compile and send specified information within a specified time; altering limitations concerning public inspection of specified records; prohibiting specified common ownership communities from imposing specified fees; etc.

EFFECTIVE OCTOBER 1, 2009

HB0148 Calvert County Delegation**CALVERT COUNTY – REIMBURSEMENT OF COSTS – AUTHORITY**

Authorizing Calvert County to seek reimbursement of costs incurred in the cleanup of hazardous materials in the county from a person responsible for the release of the hazardous materials.

EFFECTIVE OCTOBER 1, 2009

HB0193 Delegates Love and Kullen**GAMING – BINGO**

Altering the distribution of revenue from a specified State tax in a specified manner; creating the Special Fund for Preservation of Cultural Arts in Maryland; providing that the purpose of the Fund is to provide emergency grants to prevent the closure or termination of cultural arts organizations, including museums, or similar entities in the State; extending the termination date from July 1, 2009, to July 1, 2012, for the authority for the operation of instant bingo games using electronic machines; etc.

EFFECTIVE JUNE 1, 2009

HB0201 Delegate Frush**JUVENILE LAW – JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM**

In any county that has established a juvenile justice alternative education program, authorizing a juvenile court to order a student who is suspended, expelled, or identified as a candidate for suspension or expulsion from school to attend that program under specified circumstances; and terminating the Act at the end of June 30, 2012.

EFFECTIVE JULY 1, 2009

HB0235 Delegate Tarrant, et al**HEALTH INSURANCE – RESCISSION OF CONTRACTS AND CERTIFICATES – RESTRICTIONS**

Prohibiting specified carriers from rescinding a contract or certificate under specified circumstances; requiring the carrier to have the burden of persuasion that a rescission complies with specified provisions of the Act; applying provisions of the Act to health maintenance organizations; etc.
EFFECTIVE OCTOBER 1, 2009

HB0255 Delegate Pena–Melnyk, et al**HEALTH MAINTENANCE ORGANIZATIONS – PAYMENTS TO NONPARTICIPATING PROVIDERS**

Requiring health maintenance organizations to pay specified health care providers for specified evaluation and management services no less than a specified rate; requiring a health maintenance organization to calculate a specified average rate in a specified manner; etc.
EFFECTIVE JANUARY 1, 2010

HB0259 Delegate King, et al**ENVIRONMENTAL HEALTH MONITORING AND TESTING – REIMBURSEMENT OF COSTS**

Requiring responsible persons to reimburse a county or the Department of the Environment for reasonable costs that the county or the Department incurs in conducting environmental health monitoring or testing, including the cost of collecting and analyzing soil samples, surface water samples, or groundwater samples to assess the effect on public health and the environment of the person's release of a hazardous substance, discharge of oil, or discharge of a pollutant in State waters; providing for an exception; etc.

EFFECTIVE OCTOBER 1, 2009

HB0267 Delegate King**FAMILY LAW – CHILD ABDUCTION BY RELATIVE**

Altering the elements of specified crimes involving the abducting, detaining, or harboring of a specified child by a relative to require that the violation includes the intent to deprive the lawful custodian of the custody of the child; and altering specified penalties.

EFFECTIVE OCTOBER 1, 2009

HB0348 Anne Arundel County Delegation**ANNE ARUNDEL COUNTY – BOARD OF EDUCATION – STUDENT MEMBER SCHOLARSHIP**

Establishing a \$6,000 scholarship for a student member of the Anne Arundel County Board of Education who completes a full term; and providing that the Act does not apply to the incumbent student board member.

EFFECTIVE JUNE 1, 2009

HB0372 Charles County Delegation**CHARLES COUNTY – ALCOHOLIC BEVERAGES VIOLATIONS – PENALTIES**

Increasing specified fines for alcoholic beverages violations in Charles County; and providing that the Charles County Board of License Commissioners may impose both a fine and a license suspension for an alcoholic beverages violation.

EFFECTIVE OCTOBER 1, 2009

HB0392 Delegates Malone and DeBoy**BALTIMORE COUNTY – ROADSIDE SOLICITATION OF MONEY OR DONATIONS – PERMIT PROGRAM**

Authorizing the County Council of Baltimore County or the governing body of a municipal corporation in Baltimore County to enact a permit program to allow a person to stand in a roadway, median divider, or intersection to solicit money or donations from the occupant of a vehicle; establishing requirements for applicants and for the county or municipal corporation; requiring that the permit contain specified information; limiting the number of permits that may be awarded to the same person in a year; etc.

EFFECTIVE OCTOBER 1, 2009

HB0405 Delegate Pena–Melnyk, et al**HEALTH INSURANCE – MANDATED BENEFITS – BREAST CANCER SCREENING**

Requiring insurers, nonprofit health service plans, and health maintenance organizations to provide coverage for breast cancer screening in accordance with specified guidelines; repealing requirements for coverage of screening mammograms; etc.

EFFECTIVE OCTOBER 1, 2009

HB0419 Delegate Hubbard**WELLNESS REPORT CARD PILOT PROGRAM**

Establishing the Wellness Report Card Pilot Program; providing for the purpose of the Program; requiring the Department of Health and Mental Hygiene to designate the entity to establish the Wellness Report Card; requiring the University of Maryland School of Health, using existing staff, to conduct specified activities related to the Pilot Program; etc.

EFFECTIVE OCTOBER 1, 2009

HB0422 Delegate Shewell, et al**FAMILY LAW – CHILD CUSTODY AND VISITATION – MILITARY DUTY**

Requiring that any order or modification of an existing child custody or visitation order issued by a court during a specified deployment of a parent specifically reference specified information; requiring a parent, under specified circumstances, to reference specified information in a petition for child custody or visitation; requiring the court, if a specified petition is filed within a specified time after the end of a deployment, to set a hearing on the petition on an expedited basis; etc.

EFFECTIVE OCTOBER 1, 2009

HB0442 Charles County Delegation**CHARLES COUNTY – ALCOHOLIC BEVERAGES LICENSEES – ADMINISTRATIVE PROCEEDINGS**

Adding Charles County to the list of counties in which the granting of probation before judgment to an alcoholic beverages licensee for selling or furnishing alcoholic beverages to an underage individual does not bar the Board of License Commissioners from proceeding against the licensee for the violation.

EFFECTIVE OCTOBER 1, 2009

- HB0446 **Delegate Griffith (Chair, Joint Committee on Pensions), et al**
STATE RETIREMENT AND PENSION SYSTEM – BOARD OF TRUSTEES – ATTENDANCE AND EDUCATIONAL TRAINING
- Providing that members of the Board of Trustees for the State Retirement and Pension System may be excused from attending meetings of the Board of Trustees for jury duty or to attend investment and fiduciary training; requiring elected trustees on the Board of Trustees of the State Retirement and Pension System who represent employees to be given reasonable time during work to attend specified meetings of the Board of Trustees; requiring the Chairman of the Board of Trustees to approve specified training; etc.
EFFECTIVE JULY 1, 2009
- HB0482 **Delegate Rosenberg**
CRIMINAL LAW – REMOVING HUMAN REMAINS FROM BURIAL SITE – EXCEPTIONS
- Providing exceptions to the prohibition against a person removing or attempting to remove human remains from a burial site; authorizing specified persons to arrange for the removal of human remains or the remains of a decedent after cremation from a burial site within a permanent cemetery, and the reinterment of the remains in the same burial site or in another burial site within the same permanent cemetery, without the need for obtaining authorization from a State’s Attorney or providing a specified notice; etc.
EFFECTIVE OCTOBER 1, 2009
- HB0489 **Allegany County Delegation**
ALLEGANY COUNTY – UPPER POTOMAC RIVER COMMISSION – SAVAGE RIVER DAM – BORROWING AUTHORITY
- Repealing a \$200,000 limit on the amount the County Commissioners of Allegany County may borrow for a capital outlay on behalf of the Upper Potomac River Commission; repealing a requirement that county voters approve the capital outlay and borrowing of money by referendum; authorizing the County Commissioners to borrow for the capital outlay as authorized under provisions of law; repealing a requirement that specified bonds be advertised in a specified manner; repealing a requirement that the bonds be issued in a specified manner; etc.
EFFECTIVE JUNE 1, 2009

HB0533 Delegates Morhaim and Weldon**COOPERATIVE PURCHASING AGREEMENTS – REQUIREMENTS AND EXPANSION OF USE**

Requiring that specified procurement contracts entered into by State and local entities include specified provisions that facilitate other State, local, and not-for-profit entities to participate in the contracts; authorizing State and local entities to enter into specified agreements for the cooperative or joint administration of programs with other State or local entities; authorizing local entities to participate in specified State or local contracts if specified determinations are made; etc.

EFFECTIVE JUNE 1, 2009

HB0548 Caroline County Delegation**CAROLINE COUNTY – DEPARTMENT OF CORRECTIONS EMPLOYMENT APPLICANTS – LIE DETECTOR TESTS**

Exempting from the prohibition against an employer requiring as a condition of employment that an individual take a lie detector or similar test, individuals who apply for employment with the Caroline County Department of Corrections in any capacity that involves direct contact with an inmate in the Department.

EFFECTIVE OCTOBER 1, 2009

HB0550 Delegate Kelly, et al**SPECIAL POLICE COMMISSIONS – RECOMMENDED DENIAL OF APPLICATION – APPEALS**

Requiring the Secretary of State Police, on completion of an investigation of an applicant for a special police commission, to notify the applicant of the final decision of the Secretary on whether to recommend the denial or the granting of the application to the Governor; authorizing any person aggrieved by a final decision of the Secretary to take an appeal as a contested case in accordance with the Administrative Procedures Act; etc.

EFFECTIVE OCTOBER 1, 2009

HB0569 Delegate Carter, et al**CRIMINAL PROCEDURE – DE NOVO APPEAL – STAY OF SENTENCE**

Authorizing the circuit court to stay a sentence of imprisonment imposed by the District Court and release a defendant pending trial in a criminal appeal that is tried de novo on the filing of a notice of appeal.

EFFECTIVE OCTOBER 1, 2009

HB0580 Delegate Mizeur, et al**FOSTER KIDS COVERAGE ACT**

Requiring the Maryland Medical Assistance Program to provide health care services for independent foster care adolescents.

EFFECTIVE OCTOBER 1, 2009

HB0610 Delegate Morhaim, et al**HEALTH INSURANCE – BONA FIDE WELLNESS PROGRAMS – INCENTIVES**

Authorizing an insurer, a nonprofit health service plan, a health maintenance organization, or a dental plan organization to provide reasonable incentives for participation in a bona fide wellness program under specified circumstances; authorizing a carrier to condition an incentive for a bona fide wellness program on an individual satisfying a standard that is related to a health factor under specified circumstances; altering definitions; etc.

EFFECTIVE OCTOBER 1, 2009

SB0638 Senator Garagiola, et al**HEALTH INSURANCE – BONA FIDE WELLNESS PROGRAMS – INCENTIVES**

Authorizing an insurer, a nonprofit health service plan, a health maintenance organization, or a dental plan organization to provide reasonable incentives for participation in a bona fide wellness program under specified circumstances; authorizing a carrier to condition an incentive for a bona fide wellness program on an individual satisfying a standard that is related to a health factor under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2009

HB0626 Delegate Anderson**CRIMINAL LAW – CONTROLLED DANGEROUS SUBSTANCE – MANUFACTURE**

Removing the prohibition on the manufacture of a controlled dangerous substance from the portion of the law that prohibits distributing and dispensing a controlled dangerous substance and placing it with the portion of the law that prohibits the manufacture, distribution, or possession of specified equipment used to produce a controlled dangerous substance; and establishing that a prohibition against manufacturing, distributing, or possessing specified items is an “underlying crime” for purposes of defining a criminal gang.

EFFECTIVE OCTOBER 1, 2009

HB0631 Delegate Levi, et al**TRANSPORTATION – INTERFERING WITH TRANSIT OPERATORS AND SCHOOL BUS DRIVERS – PENALTIES**

Prohibiting a person from obstructing, hindering, or interfering with school bus drivers or specified transit station agents, conductors, or station attendants engaged in the performance of specified official duties; specifying penalties for violations of the Act; etc.

EFFECTIVE OCTOBER 1, 2009

HB0635 Delegate Levi, et al**CRIMINAL PROCEDURE – OCCUPATIONAL LICENSES OR CERTIFICATES – CRIMINAL CONVICTION**

Establishing the policy of the State to encourage the employment of nonviolent ex-offenders and to remove barriers to their ability to demonstrate fitness for occupational licenses or certificates required by the State; prohibiting specified departments of State government from denying an occupational license or certificate to a specified applicant solely on the basis that the applicant has previously been convicted of a crime, with specified exceptions; etc.

EFFECTIVE OCTOBER 1, 2009

HB0644 Delegate Manno, et al**PROCUREMENT – APPRENTICESHIP TRAINING PROGRAMS**

Establishing a State Apprenticeship Training Fund in the Department of Labor, Licensing, and Regulation; requiring the Secretary of Labor, Licensing, and Regulation to use the Fund to promote preapprenticeship and other workforce development programs in public secondary schools and community colleges and to pay specified costs; requiring contractors and subcontractors awarded covered contracts to provide written verification regarding training for covered crafts and make specified payments under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2009

HB0653 Chair, Economic Matters Committee (By Request – Departmental – Comptroller)**FIRE SAFETY PERFORMANCE STANDARD FOR CIGARETTES – SALE OR DISTRIBUTION FOR CONSUMER TESTING UNDER CONTROLLED SETTINGS**

Providing that cigarettes sold or distributed for the purpose of consumer testing in a controlled setting and under specified circumstances are not subject to certification requirements as to fire safety performance standards; providing that cigarette manufacturers may submit to the Comptroller, as confidential under seal, specified information about cigarettes that are required to be certified as having met certain fire safety performance standards; etc.

EFFECTIVE OCTOBER 1, 2009

HB0706 Delegate Pena–Melnyk, et al**ELECTRONIC HEALTH RECORDS – REGULATION AND REIMBURSEMENT**

Requiring the Maryland Medical Assistance Program to reimburse specified health care providers in accordance with specified provisions of the Act; requiring the Maryland Health Care Commission and the Health Services Cost Review Commission to designate a health information exchange for the State on or before October 1, 2009; requiring the Maryland Health Care Commission, on or before January 1, 2010, to report on progress in implementing provisions of the Act; etc.

EFFECTIVE JULY 1, 2009

HB0735 Delegate Jones, et al**STATE PERSONNEL – AT–WILL EMPLOYMENT – REFORMS AND REPORTS**

Repealing provisions of law that designate specified positions and employees as being in the executive service or management service or as special appointments in the State Personnel Management System; altering the information that the Secretary of Budget and Management must provide to the Governor and the General Assembly; repealing a provision of law that designates individuals in positions in the management service or the executive service as special appointments; establishing that specified staff are special appointments; etc.

EFFECTIVE OCTOBER 1, 2009

HB0798 Delegates Haddaway and Eckardt**REAL PROPERTY – RESIDENTIAL MORTGAGES AND DEEDS OF TRUST – RECORDATION AND FORECLOSURE**

Altering the definition of “residential property” for purposes of specified residential property foreclosure procedures and specified provisions concerning the recordation of an instrument securing a mortgage loan on residential property; and clarifying the application of a specified provision concerning a mortgagor’s or grantor’s right to cure a default before a foreclosure sale.

EFFECTIVE OCTOBER 1, 2009

SB0807 Senator Colburn**REAL PROPERTY – RESIDENTIAL MORTGAGES AND DEEDS OF TRUST – RECORDATION AND FORECLOSURE**

Altering the definition of “residential property” for purposes of specified residential property foreclosure procedures and specified provisions concerning the recordation of an instrument securing a mortgage loan on residential property; and clarifying the application of a specified provision concerning a mortgagor’s or grantor’s right to cure a default before a foreclosure sale.

EFFECTIVE JUNE 1, 2009

HB0811 Delegate Heller (Chair, Joint Committee on the Management of Public Funds), et al

STATE TREASURER – LOCAL GOVERNMENT UNITS – LOCAL DEBT POLICIES

Requiring a specified report of the financial officer of a political subdivision to be submitted to the State Treasurer; requiring specified additional information to be included in the report; requiring specified financial officers to submit a specified updated report on request of the State Treasurer; repealing a requirement that specified local government investment guidelines include a specified form; etc.

EFFECTIVE OCTOBER 1, 2009

HB0843 Delegate Love, et al

CONTINUING CARE RETIREMENT COMMUNITIES – INTERNAL GRIEVANCE PROCEDURE AND MEDIATION

Adding to the requirements for a continuing care retirement community's internal grievance procedure; shortening the time frame within which specified subscribers have the right to meet with management of a provider; authorizing subscribers and providers to seek specified mediation services within a specified time after the conclusion of a specified internal grievance procedure; etc.

EFFECTIVE OCTOBER 1, 2009

HB0864 Howard County Delegation

HOWARD COUNTY – ROADSIDE SOLICITATION OF MONEY OR DONATIONS – PROHIBITION HO. CO. 9-09

Prohibiting a person from standing in a State highway or the highway right-of-way in Howard County to solicit money or donations from an occupant of a vehicle; and making the provisions of the Act severable.

EFFECTIVE OCTOBER 1, 2009

HB0911 Carroll County Delegation**COUNTIES – PURCHASE OF DEVELOPMENT RIGHTS – CARROLL COUNTY**

Authorizing Carroll County to enter into an agreement to purchase development rights under specified circumstances; authorizing Carroll County to determine, by resolution, the provisions, terms, conditions, and the duration of a specified agreement; providing that a payment obligation in a specified agreement shall be a general obligation of the county and may not be subject to a specified annual appropriation; etc.

EFFECTIVE OCTOBER 1, 2009

HB0923 Delegate Rudolph**HIGHER EDUCATION – COMMUNITY COLLEGES – BRAC – EXEMPTION FROM OUT-OF-STATE AND OUT-OF-COUNTY FEES**

Exempting specified employees and family members as part of the Base Realignment and Closure process from paying an out-of-state or out-of-county fee at community colleges; authorizing each board of community college trustees to waive the out-of-state fee and out-of-county or out-of-region fee for specified students; requiring that specified students be included as in-State residents for a specified computation of State aid; authorizing the Board of Trustees of Baltimore City Community College to waive fees for specified students; etc.

EFFECTIVE JULY 1, 2009

HB0933 Prince George's County Delegation**PRINCE GEORGE'S COUNTY – ROADSIDE SOLICITATION OF MONEY OR DONATIONS – PERMIT PROGRAM PG 419-09**

Authorizing the County Council of Prince George's County to enact a permit program to allow a person to stand in a roadway, median divider, or intersection to solicit money or donations from the occupant of a vehicle; requiring an applicant for a permit to provide specified information to the county at least 15 days before the date on which the permit is to be effective; limiting to four the number of permits that may be issued to the same person in a calendar year; etc.

EFFECTIVE OCTOBER 1, 2009

HB0955 Delegate V. Clagett**MARYLAND HORSE INDUSTRY BOARD – EQUINE ACTIVITIES**

Providing that farms using horses for teaching or competing in displays of equestrian skills, and for specified other activities, are not subject to provisions of law relating to the Maryland Horse Industry Board; requiring that equine activities be treated as agricultural activities for purposes of specified provisions of law; and defining “equine activities”.

EFFECTIVE OCTOBER 1, 2009

HB0962 Prince George’s County Delegation**PRINCE GEORGE’S COUNTY – ALCOHOLIC BEVERAGES – WINE FESTIVAL LICENSE PG 322–09**

Authorizing the Prince George’s County Board of License Commissioners to issue a wine festival license for the sale of wine at the Prince George’s County Wine Festival each year; establishing licensing requirements; providing for a license fee; requiring the Board to set the date and location for the Festival and to assure that the primary focus of the Festival is the promotion of Maryland wine; etc.

EFFECTIVE JUNE 1, 2009

HB0969 Prince George’s County Delegation**PRINCE GEORGE’S COUNTY – ALCOHOLIC BEVERAGES – BOTTLE CLUBS PG 316–09**

Prohibiting an owner or operator of a bottle club in Prince George’s County from evading specified laws by selling, giving, serving, dispensing, keeping, or allowing to be consumed alcoholic beverages and specified other beverages; repealing a provision rendered unnecessary by the Act; and defining “bottle club”.

EFFECTIVE OCTOBER 1, 2009

HB0973 Delegate V. Clagett**MARYLAND HORSE INDUSTRY FUND – ASSESSMENTS ON COMMERCIAL EQUINE FEED**

Increasing the amount of the assessment that the Secretary of Agriculture may impose on commercial equine feed sold in the State from \$2 to \$6 per ton; and prohibiting specified funds from reverting to the General Fund.

EFFECTIVE OCTOBER 1, 2009

- HB0975 Delegate Griffith (Chair, Joint Committee on Pensions), et al**
STATE RETIREMENT AND PENSION SYSTEM – MILITARY SERVICE CREDIT – CLARIFICATION AND SIMPLIFICATION
- Altering the definition of “military service” as it relates to service credit for members of State or local retirement or pension systems to include active and inactive duty for training that interrupts a member’s employment with the State or a political subdivision of the State; providing death and disability benefits to individuals who are members of a State or local retirement or pension system who die or become disabled on or after January 1, 2007, while performing military service that interrupts their employment; etc.
EFFECTIVE JULY 1, 2009
- HB0978 Delegate Niemann**
TASK FORCE TO STUDY MOTOR VEHICLE TOWING PRACTICES – EXTENSION
- Extending the expiration date for the Task Force to Study Motor Vehicle Towing Practices to December 31, 2009; and extending the due date by which the Task Force is required to report its findings and recommendations to the Governor and the General Assembly to December 31, 2009.
EFFECTIVE JUNE 1, 2009
- HB1021 Prince George’s County Delegation**
PRINCE GEORGE’S COUNTY – 3–DAY BEER, WINE AND LIQUOR LICENSE PG 312–09
- Establishing a special 3–day Class C beer, wine and liquor license in Prince George’s County; specifying that the special license may be issued to a nonprofit organization for use at the National Harbor; specifying that the holder of the special license may sell beer, wine, or liquor for consumption on or off the premises; setting a license fee of \$150 per day; restricting the number of days that a special license may be issued; etc.
EMERGENCY BILL

HB1037 Prince George's County Delegation**PRINCE GEORGE'S COUNTY – ALCOHOLIC BEVERAGES LICENSES – SUCCESSOR CORPORATIONS PG 301–09**

Specifying that in Prince George's County, if two corporations with interests in specified alcoholic beverages licenses undergo a merger, consolidation, or share exchange that results in a single successor corporation during the time period between September 1, 2007, and June 1, 2008, the total number of licenses that the successor corporation may hold is the sum of the number of licenses held by the two corporations after the successor corporation was formed if the number of licenses held is 8 or fewer; etc.

EFFECTIVE JULY 1, 2009

HB1081 Delegate Jones, et al**PRIOR AUTHORIZATIONS OF STATE DEBT TO FUND CAPITAL PROJECTS – ALTERATIONS**

Amending prior Acts of the General Assembly that authorized the creation of State Debt, the proceeds of which were designated for funding specified capital projects; altering and expanding the authorized uses of specified grants; requiring specified loan proceeds to be encumbered by the Board of Public Works or expended for specified purposes by a specified date; altering the name of specified projects and grants; repealing a requirement that a specified grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2009

HB1105 Delegate Frush, et al**PRIVATE WASTEWATER TREATMENT ACT OF 2009**

Prohibiting a person from installing a privately owned individual sewerage system under specified circumstances.

EFFECTIVE OCTOBER 1, 2009

HB1135 Montgomery County Delegation and Prince George's County Delegation

MARYLAND–NATIONAL CAPITAL PARK AND PLANNING COMMISSION – WORKERS' COMPENSATION – LYME DISEASE PRESUMPTION MC/PG 103–09

Providing that specified employees of the Maryland–National Capital Park and Planning Commission who contract Lyme disease are presumed, under specified circumstances, to have an occupational disease that was suffered in the line of duty and is compensable in a specified manner; providing that a specified presumption only applies for a specified period of time under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2009

HB1183 Delegate Simmons

JUVENILE LAW – HEARINGS

Requiring the juvenile court, on petition of the State's Attorney, to exclude the general public from the testimony of a victim during a hearing or other proceeding in a case in which the victim of an alleged delinquent act is a child, unless the juvenile court finds good cause to receive the testimony of the victim in open court.

EFFECTIVE OCTOBER 1, 2009

HB1196 Delegate Ramirez, et al

DOMESTIC VIOLENCE – PROTECTIVE ORDERS – NOTIFICATION OF SERVICE

Requiring the Department of Public Safety and Correctional Services to notify a petitioner of the service of an interim protective order, a temporary protective order, or a final protective order on a respondent; requiring the Department to develop the notification request form and notification procedures; terminating the Act at the end of December 31, 2011; etc.

EFFECTIVE JANUARY 1, 2010

HB1227 Delegate Carter, et al**JUVENILE PROCEEDINGS – EXPUNGEMENT OF CRIMINAL CHARGE TRANSFERRED TO JUVENILE COURT**

Altering provisions relating to the expungement of specified criminal records so that a court is required to grant a petition for expungement of a criminal charge transferred to the juvenile court; and repealing provisions limiting the circumstances under which a person may file, and a court is required or authorized to grant, a petition for expungement of a criminal charge transferred to the juvenile court.

EFFECTIVE OCTOBER 1, 2009

HB1263 Delegate Hucker, et al**MERCURY SWITCH REMOVAL FROM VEHICLES**

Requiring motor vehicle manufacturers, individually or as a group, to develop and submit to the Department of the Environment by September 30, 2009, a mercury minimization plan that includes information on mercury switch removal from motor vehicles; establishing requirements for a mercury minimization plan; requiring vehicle manufacturers to pay specified costs associated with mercury switch removal; authorizing the Department to approve, disapprove, or conditionally approve the plan within 90 days after receipt; etc.

EFFECTIVE JULY 1, 2009

HB1273 Delegate Valderrama, et al**CRIMINAL PROCEDURE – MEDICAL EMERGENCY AFTER ALCOHOL OR DRUG INGESTION – MITIGATING FACTOR**

Providing that the act of seeking medical assistance for another person who is experiencing a medical emergency after ingesting alcohol or drugs may be used as a mitigating factor in a specified criminal prosecution.

EFFECTIVE OCTOBER 1, 2009

HB1297 Delegate Taylor, et al**PROCUREMENT – MINORITY BUSINESS ENTERPRISES – PRIME CONTRACTORS**

Requiring the Board of Public Works to adopt regulations that promote and provide for the counting and reporting of certified minority business enterprises as prime contractors; requiring specified units to include information in a specified report to the Governor's Office of Minority Affairs concerning the participation of minority business enterprises as prime contractors or as subcontractors in specified procurements; etc.

EFFECTIVE OCTOBER 1, 2009

HB1304 Anne Arundel County Delegation**ANNE ARUNDEL COUNTY – ALCOHOLIC BEVERAGES ACT OF 2009**

Imposing specified alcoholic beverages license fees in Anne Arundel County; establishing specified hotel-limited service licenses in the county; requiring the Board of License Commissioners to obtain criminal records of alcoholic beverages license applicants, require applicants to be fingerprinted, and forward the fingerprints to specified governmental units; establishing a nonrefundable license renewal fee; requiring the Anne Arundel County Board of License Commissioners to prepare an annual budget; etc.

EFFECTIVE JULY 1, 2009

HB1305 Delegate King**ENVIRONMENT – COAL COMBUSTION BYPRODUCTS – DEPARTMENT REGULATIONS – TRANSPORT AND BENEFICIAL USE**

Requiring the Department of the Environment by December 31, 2009, to submit to the Joint Committee on Administrative, Executive, and Legislative Review regulations regarding both the fugitive air emissions from transportation and the permissible beneficial uses of coal combustion byproducts in the State.

EFFECTIVE JUNE 1, 2009

HB1321 Delegate Conway, et al**JUVENILE LAW – TRUANCY REDUCTION PILOT PROGRAM – REPEAL OF SUNSET**

Repealing the termination date of provisions of law relating to a Truancy Reduction Pilot Program; clarifying that provisions of law relating to a Truancy Reduction Pilot Program apply only in specified counties and under specified circumstances; authorizing a school official to file a specified petition with the juvenile court if the court stetted a specified charge; providing for the transfer of specified cases under specified circumstances; etc.

EFFECTIVE JUNE 1, 2009

HB1330 Delegate Conway**CREATION OF A STATE DEBT – COMMUNITY DEVELOPMENT ADMINISTRATION – LOCAL GOVERNMENT INFRASTRUCTURE FINANCING PROGRAM**

Authorizing the creation of State Debt in the total principal amount up to \$2,000,000, the proceeds to be used as grants or loans to the Community Development Administration to replenish capital reserve funds created under the Local Government Infrastructure Financing program; stating the intent of the General Assembly that this bond authorization be excluded from the Capital Debt Affordability limit and that any amount provided be reimbursed, within 5 years, to the Annuity Bond Fund for specified purposes; etc.

EFFECTIVE JUNE 1, 2009

HB1347 Delegate Anderson**CRIMINAL PROCEDURE – DRUG OR ALCOHOL ABUSE – COURT-ORDERED EVALUATION AND TREATMENT OF DEFENDANT**

Authorizing a circuit court or the District Court to extend probation for a defendant for a specified period of time for the purpose of a commitment to the Department of Health and Mental Hygiene for drug or alcohol abuse treatment; requiring the Division of Parole and Probation to supervise the defendant's extended probation period; altering the circumstances under which a court may order the Department to evaluate a defendant for drug treatment; etc.

EFFECTIVE OCTOBER 1, 2009

HB1364 Charles County Delegation**CHARLES COUNTY – ALCOHOLIC BEVERAGES – LICENSE SUSPENSIONS**

Repealing the provision preventing the suspension of an alcoholic beverages license in Charles County from taking effect on specified days under specified circumstances.

EFFECTIVE JULY 1, 2009

HB1370 Charles County Delegation**CHARLES COUNTY – SPECIAL TAXING DISTRICTS – HOTEL RENTAL TAXES**

Authorizing Charles County to impose an additional hotel rental tax in a special taxing district to finance costs related to the development of resort hotels and conference centers within a waterfront planned community; requiring that a hotel rental tax may not exceed the county hotel rental tax rate in effect on the date a special taxing district is created; requiring that the hotel rental tax is in addition to a specified county hotel rental tax; etc.

EFFECTIVE JULY 1, 2009

HB1385 Chair, Judiciary Committee (By Request – Departmental – Juvenile Services)**JUVENILE SERVICES – EMPLOYEE CRIMINAL HISTORY RECORD INFORMATION – INITIAL CRIMINAL HISTORY RECORDS CHECK AND DISCLOSURE OF NEW INFORMATION**

Requiring the Criminal Justice Information System Central Repository to provide to the Department of Juvenile Services and an employee in the Department a revised printed statement of the employee's criminal history record information if criminal history record information is reported to the criminal justice information system central repository after the date of the criminal history records check; and requiring the Department to apply for an initial criminal history records check for an employee on or before the first day of employment.

EFFECTIVE OCTOBER 1, 2009

- HB1406 **Chair, Economic Matters Committee (By Request – Departmental – Business and Economic Development)**
BUSINESS AND ECONOMIC DEVELOPMENT – MARYLAND PUBLIC ART INITIATIVE – SUNSET REPEAL
Repealing a sunset provision that would terminate the Maryland Public Art Initiative Program, the Maryland Public Art Fund, and the Maryland Commission on Public Art on May 31, 2010.
EFFECTIVE OCTOBER 1, 2009
- HB1413 **Chair, Environmental Matters Committee (By Request – Departmental – Agriculture)**
STATE BOARD OF VETERINARY MEDICAL EXAMINERS – VETERINARY EDUCATION – CONTINUING EDUCATION REQUIREMENTS
Altering the number of hours of annual continuing education that the State Board of Veterinary Medical Examiners may require as a condition of license renewal.
EFFECTIVE OCTOBER 1, 2009
- HB1414 **Chair, Environmental Matters Committee (By Request – Departmental – Housing and Community Development)**
COMMUNITY LEGACY PROGRAM – NEIGHBORHOOD INTERVENTION PROJECT APPLICATIONS AND FINANCIAL ASSISTANCE FUND
Authorizing the Secretary of Housing and Community Development to approve community legacy projects without the approval of the Community Legacy Board; establishing the purposes of a neighborhood intervention project; establishing eligibility requirements; prohibiting the Board from allocating more than 15% of the Community Legacy Financial Assistance Fund to neighborhood intervention projects; authorizing the Secretary to reserve up to 10% of the Fund for emergency use; etc.
EFFECTIVE JULY 1, 2009

HB1418 Chair, Environmental Matters Committee (By Request – Departmental – Agriculture)

AGRICULTURAL LAND PRESERVATION – CONDEMNATION OF LAND UNDER EASEMENT

Providing that condemnation, for economic or residential development or parkland, of land that is subject to an agricultural land preservation easement is subject to approval by the Board of Public Works after a review and recommendation by the Maryland Agricultural Land Preservation Foundation; etc.

EFFECTIVE OCTOBER 1, 2009

HB1429 Chair, Ways and Means Committee and Chair, Economic Matters Committee (By Request – Departmental – Business and Economic Development)

BUSINESS AND ECONOMIC DEVELOPMENT – BRAC COMMUNITY ENHANCEMENT ACT

Requiring the Secretary of Business and Economic Development to notify members of specified county delegations to the General Assembly after receipt of an application for designation or expansion of a BRAC Revitalization and Incentive Zone; altering the effective date of the BRAC Revitalization and Incentive Zones; altering the date that local governing bodies make specified certifications to the State Department of Assessments and Taxation; etc.

EFFECTIVE JUNE 1, 2009

HB1447 Chair, Judiciary Committee (By Request – Departmental – Public Safety and Correctional Services)

CORRECTIONAL SERVICES – MANDATORY SUPERVISION – MINIMUM TERM OF CONFINEMENT REQUIREMENT

Altering the minimum term of confinement that an inmate must be serving to be granted a conditional release from confinement by the Division of Correction.

EFFECTIVE OCTOBER 1, 2009

HB1451 Chair, Economic Matters Committee (By Request – Departmental – Business and Economic Development), et al

MILITARY PERSONNEL AND SERVICE-DISABLED VETERANS NO-INTEREST LOAN PROGRAM

Altering the name of the Military Service-Related Loan Program to be the Military Personnel and Service-Disabled Veterans No-Interest Loan Program; expanding eligibility for funds under the Program; expanding the authorized uses of loans from the Program; and stating the intent of the General Assembly that, where similar factors are present, priority be given to applications of service-disabled veterans for financial assistance under the Act.

EFFECTIVE JULY 1, 2009

HB1452 Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

WAIVER OF EXAMINATION REQUIREMENTS – BRAC – STATIONARY ENGINEERS, PLUMBERS, GAS FITTERS, AND HEATING, VENTILATION, AIR-CONDITIONING, AND REFRIGERATION CONTRACTORS

Requiring the State Board of Stationary Engineers, the State Board of Plumbing, and the State Board of Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors to waive examination requirements for specified applicants affected by the Base Realignment and Closure process under specified circumstances.

EFFECTIVE OCTOBER 1, 2009

HB1463 Charles County Delegation

CHARLES COUNTY – ALCOHOLIC BEVERAGES SALES – PROXIMITY TO CHURCHES

Repealing a prohibition in Charles County against issuing a license to sell alcoholic beverages in a building within 500 feet of a church or other place of worship.

EFFECTIVE JULY 1, 2009

HB1465 Chair, Appropriations Committee (By Request – Departmental – Military)

MARYLAND NATIONAL GUARD TUITION ASSISTANCE PROGRAM

Authorizing the Military Department to provide tuition assistance for specified credit courses to specified members of the Maryland National Guard; requiring a member who receives specified assistance to remain an active member for at least a specified number of years following the completion of the course; etc.

EFFECTIVE JULY 1, 2009

HB1472 Chair, Health and Government Operations Committee (By Request – Departmental – Health Insurance Plan)

HEALTH INSURANCE – SENIOR PRESCRIPTION DRUG ASSISTANCE PROGRAM – FUNDING

Clarifying that the transfer of funds that a specified nonprofit health service plan is required to make to the Senior Prescription Drug Assistance Program is in addition to the subsidy a nonprofit health service plan is required to provide to the Program; clarifying that the transfer of funds is not subject to specified limitations imposed on the amount of the subsidy a nonprofit health service plan is required to provide to the Program; etc.

EFFECTIVE JULY 1, 2009

HB1473 Chair, Health and Government Operations Committee (By Request – Departmental – Military)

MILITARY DEPARTMENT – CLASSIFICATION, ORGANIZATION, AND AUTHORITY

Altering the application of specified provisions applicable to organized militia and the Maryland Defense Force; clarifying the status, roles, and missions of the Maryland Defense Force; etc.

EFFECTIVE OCTOBER 1, 2009

- HB1475 **Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)**
MARYLAND VETERANS BEHAVIORAL HEALTH – EXPANSION
Expanding behavioral health coordination to specified additional veterans who served on active duty in the uniformed services of the United States; and requiring that specified behavioral health services be provided in additional areas of the State.
EFFECTIVE OCTOBER 1, 2009
- HB1480 **Chair, Health and Government Operations Committee (By Request – Departmental – Aging)**
INTERAGENCY COMMITTEE ON AGING SERVICES – MEMBERSHIP
Altering the membership of the Interagency Committee on Aging Services.
EFFECTIVE OCTOBER 1, 2009
- HB1521 **Chair, Environmental Matters Committee (By Request – Departmental – Transportation)**
DEPARTMENT OF TRANSPORTATION – PROSPECTIVE AND CURRENT EMPLOYEES – CRIMINAL HISTORY RECORDS CHECKS
Authorizing the Secretary of Transportation to request State and national criminal history records checks for prospective and current employees of the Department; establishing procedures to apply for a criminal history records check; providing that criminal history information is confidential and may be used only for specified purposes; authorizing the person who is the subject of the records check to contest the contents of the record; authorizing the Secretary to adopt specified regulations and policies; etc.
EFFECTIVE OCTOBER 1, 2009
- HB1545 **Chair, Judiciary Committee (By Request – Departmental – Public Safety and Correctional Services)**
CORRECTIONAL SERVICES – POWER OF THE DIRECTOR OF THE DIVISION OF PAROLE AND PROBATION – AUTHORIZATION TO EXECUTE WARRANTS
Adding to the powers of the Director of the Division of Parole and Probation the power to authorize specified parole and probation employees of the Division to execute warrants for the arrest of probationers for whom a warrant is issued for an alleged violation of probation.
EFFECTIVE OCTOBER 1, 2009

HB1554 Delegate Vaughn, Chair, Economic Matters Committee (By Request – Departmental – Housing and Community Development), et al

LINKED DEPOSIT PROGRAM – LOANS TO MINORITY BUSINESS ENTERPRISES

Altering the process for minority business enterprises to apply directly to financial institutions to participate in the Linked Deposit Program; and prohibiting a minority business enterprise from being decertified for the purposes of the Linked Deposit Program under specified circumstances.

EFFECTIVE OCTOBER 1, 2009

HB1555 Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

FINANCIAL INSTITUTIONS – ENHANCED SUPERVISION – BRANCH BANKING

Authorizing the Commissioner of Financial Regulation to assess civil penalties against banking institutions and credit unions for specified violations after notice and hearing; authorizing specified out-of-state banks to establish de novo branches in the State in a specified manner under specified circumstances; establishing an expedited process for specified banks to establish branches on payment of a specified fee and under specified circumstances; etc.

EFFECTIVE JULY 1, 2009

HB1561 Chair, Health and Government Operations Committee (By Request – Departmental – Veterans Affairs)

MARYLAND VETERANS TRUST FUND

Establishing the Maryland Veterans Trust Fund in the Department of Veterans Affairs for specified purposes; providing for the uses and administration of the Fund; authorizing the deposit of specified gifts and grants in the Fund under specified circumstances; authorizing the award of grants and loans to specified persons under specified circumstances from the Fund; requiring specified units and persons to advise the Secretary of Veterans Affairs on the administration of the Fund; etc.

EFFECTIVE OCTOBER 1, 2009

HB1567 Delegate Hecht, et al**CLEAN ENERGY LOAN PROGRAMS**

Authorizing political subdivisions to enact an ordinance or a resolution establishing a Clean Energy Loan Program for a specified purpose; requiring the Clean Energy Loan Program to require a property owner to repay a specified loan through a surcharge on the owner's property tax bill; limiting the amount of the surcharge; providing that a person who acquires property subject to a specified surcharge assumes the obligation to pay the surcharge; etc.

EFFECTIVE OCTOBER 1, 2009

SB0486 Senator Kelley, et al**CRIMINAL PROCEDURE – PETITION FOR WRIT OF ACTUAL INNOCENCE – NEWLY DISCOVERED EVIDENCE**

Authorizing a convicted person to file a petition for writ of actual innocence in a specified court if the person claims that there is newly discovered evidence that meets specified requirements; establishing requirements for a petition; requiring the court to hold a hearing on the petition under specified circumstances, with a specified exception; authorizing the court to take specified actions in ruling on the petition; etc.

EFFECTIVE OCTOBER 1, 2009

SB0629 Senator Glassman, et al**HARFORD COUNTY – BOARD OF EDUCATION – SELECTION OF MEMBERS**

Requiring that specified members of the Harford County Board of Education be elected; requiring that specified members of the county board be appointed within a specified period of time; establishing the composition of the county board; providing for the qualifications, terms of office, and the filling of a vacancy of members of the county board; establishing a procedure for the election and appointment of members of the county board; etc.

EFFECTIVE JULY 1, 2009

HB0639 Harford County Delegation**HARFORD COUNTY – BOARD OF EDUCATION – SELECTION OF MEMBERS**

Requiring that specified members of the Harford County Board of Education be elected; requiring that specified members of the county board be appointed within a specified period of time; establishing the composition of the county board; providing for the qualifications, terms of office, and the filling of a vacancy of members of the county board; establishing a procedure for the election and appointment of members of the county board; etc.

EFFECTIVE JULY 1, 2009

SB0668 Senator Raskin, et al**VEHICLE LAWS – MANUFACTURERS, DISTRIBUTORS, AND FACTORY BRANCHES – PROHIBITED ACTS**

Establishing that a manufacturer, distributor, or factory branch may not take specified actions through an affiliate; requiring a sales objective or other program for measuring the performance of vehicle dealers to be fair and based on accurate information; authorizing a dealer that claims that application of a performance standard or program is unfair or unreasonable to request a hearing; establishing that a manufacturer, distributor, or factory branch has a specified burden of proof; etc.

EFFECTIVE JUNE 1, 2009

SB0905 Senator Muse**ORPHANS' COURT – MINORS – GUARDIANSHIP OF PERSON**

Providing that an orphans' court may exercise jurisdiction over the guardianship of the person of a minor regardless of whether the minor has property, may inherit property, or is destitute if the presiding judge is a member of the bar; and providing that an orphans' court may transfer a matter of guardianship of the person of a minor to a circuit court under specified circumstances and waive any costs for a transfer.

EFFECTIVE OCTOBER 1, 2009

HB0634 Delegates Levi and Vallario**ORPHANS' COURT – MINORS – GUARDIANSHIP OF PERSON**

Providing that an orphans' court may exercise jurisdiction over the guardianship of the person of a minor regardless of whether the minor has property, may inherit property, or is destitute if the presiding judge is a member of the bar; and providing that an orphans' court may transfer a matter of guardianship of the person of a minor to a circuit court under specified circumstances and waive any costs for a transfer.

EFFECTIVE OCTOBER 1, 2009