



REPORT FROM STATE CIRCLE

Published by the League of Women Voters of Maryland, Inc.
111 Cathedral Street, Suite 201, Annapolis MD 21401

lwvmd.org | 410-269-0232 | stateoffice@lwvmd.org

Follow us on Facebook, Twitter & Instagram @LWVMD



Co-Presidents: Elaine Apter & Richard Willson

Editor: Judith Heimann
Asst. Editor: Ashley Oleson

February 21, 2018

Issue No. 3

Maryland General Assembly website: <http://mgaleg.maryland.gov>

TABLE OF CONTENTS

Administration of Justice	17	Environment: Stormwater, Bay, Phosphorus, Pesticides, Recycling, Trees & Other	10
Budget	12	Gun Control	23
Campaign Finance	15	Health	4
Children and Families	3	Human Trafficking	23
Corrections	20	Immigration	
Domestic Violence	21	Juvenile Justice	24
Drug Abuse	22	Meeting Basic Human Needs & Equality of Opportunity	5
Education	1	Police Accountability	25
Education: Accountability	2	Redistricting Reform	16
Elections	13	Taxes	13
Environment: Climate Change	8	Transparency in Government	16
Environment: Land Use	9	Transportation	8
Environment: Renewable Energy	9		

To subscribe to *Report from State Circle*, please visit LWVMD [website](http://www.lwvmd.org) or call 410-269-0232.

To see which bills LWVMD is testifying on visit <http://www.lwvmd.org/testimony>

EDUCATION

Funding of PreK-12 Public Education

HB 1415/SB 1092 Education - Commission on Innovation and Excellence in Education (Speaker plus six /President plus 23). This bill, to take effect July 2018:

- requires development of an outreach program designed to improve the public perception of teaching and to encourage the top 25% of high school graduates from each local school system to consider pursuing teaching. Increasing diversity and meeting areas of critical need are considered;
- establishes a Maryland Early Literacy Initiative grant program to assist up to 50 qualifying schools in at least three counties, in collaboration with a nonprofit organization, to implement an evidence-based literacy program in the school to meet literacy proficiency targets by the end of eighth grade;
- continues the same appropriations for the Preschool Expansion Grant Program.
- requires annual appropriations of \$2,500,000 for the Public School Opportunities Enhancement Program for extended day and summer programs;
- provides \$5 million per year for the Learning in Extended Academic Programs (LEAP) grant program for extended day and summer programs for students in schools with a high concentration (90 percent) of students in kindergarten through eighth grade living in poverty;
- appropriates \$2 million per year for the Teaching Fellows for Maryland scholarship program. Recipients must have high academic achievement, demonstrate exceptional dedication or aptitude for teaching and commit to teaching one or two years for each year a scholarship is received;
- establishes a Career and Technology Education (CTE) Innovation grant program for county boards to develop and implement a CTE curriculum framework that is innovative and includes best practices that are used by the best CTE programs around the world;
- extends the commission's final report deadline to December 31, 2018;
- requires a study of special education that assesses methodologies used by top-performing countries to estimate the costs of providing an adequate education to students in special education by September 1, 2019. Hrg 3/14 W&M, APP; EHEA, B&T

SB 1122/ HB 1697 Education – Commercial Gaming Revenues – Constitutional Amendment (Conway/ McIntosh plus 81) requires a phase-in of a requirement that gaming proceeds for public education should supplement, not supplant, other aid for

public pre-K-12 funding. The governor must include the following amounts as supplemental funding in the budget: FY2021-\$125 million, FY2022-\$250 million, FY2023-\$375 million and for FY2024 and after-100 percent of revenues raised for public education from gaming. The bill requires the funds to be used for access to high quality public education to make children competitive in the global economy, high-quality early childhood education, career and technical education, free college credit for high school students, professionalization of educators and maintenance, renovation and construction of public schools. B&T; HRU

[HB 557 \(RSC 2\)](#) makes similar changes, by legislation only, to require 100 percent of the education funding from gaming to supplement and not supplant other education funding beginning in FY2020. The governor announced a plan to phase-in casino revenues to a special fund (the “lockbox”) over the next four years. The first 20% percent would be used for school construction projects (around \$100 million next year) and the rest would be used to supplement operating budgets. His bill has not been introduced.

The legislation-only bills provide more funding from gaming sooner, but a constitutional amendment is more difficult to change once passed.

[HB 1098/SB 515 Career and Technology Education and Workforce Investment Act](#) (Korman plus 16/Currie plus 13) establishes the Career and Technology Education (CTE) Grant Program within the Interagency Committee on School Construction (IAC) for the capital equipping of school facilities used to provide CTE. It authorizes the governor to include up to \$2 million annually in the budget for the program for FY 2020 through FY 2026. The bill also repeals a mandated appropriation of \$1.0 million for Workforce Development Sequence Scholarships, but authorizes the governor to provide up to \$3 million annually for the scholarships. Hrgs 2/20 APP, W&M; 2/21 W&M

Funding for Nonpublic Schools

[SB 1060/HB 1561 Nonpublic Elementary and Secondary Schools - Discrimination – Prohibition](#) (Kagan plus eight/McCray plus 16) prohibits a nonpublic elementary or secondary school that receives State funds from discriminating against students or employees based on grounds of race, color, religion, sex, age, national origin, marital status, sexual orientation, gender identity, or disability. Complaints may be adjudicated by the Commission on Civil Rights with the amount of the compensatory damage awards based on the size of the institution. Hrgs 2/21 JPR; 3/1 W&M

Curriculum

[SB 949/HB 1599 Career Education Policy Act](#) (Rosapepe plus nine/Ebersole plus two) requires public high schools to make students aware of employment and skills training opportunities through apprenticeship sponsors and employers. A requirement to earn a credit in technology education to graduate may be satisfied by completing certain courses selected by the county board. It authorizes applicants for legislative scholarships to be enrolled in Workforce Development Sequence courses or to be

participating in an apprenticeship training program. Hrg 2/28 EHEA, FIN; 3/8 W&M, ECM

[SB 978/](#)HB 1216 Career Preparation Expansion Act (Klausmeier plus 13/Clippinger) involves developing a mobile application for students who are members of a Career Technology Student Organization (CTSO) to use data containing the curriculum vitae for students who are members of a CTSO. The purpose of the mobile application is to target employers in industries where industry skills align with the skills developed through membership in the CTSO. The students are to get credit toward high school graduation for time worked as an apprentice. Hrg 2/28 EHEA, FIN; ECM, W&M

Update on Bills Previously reported in the RSC:

[SB 187/](#)HB 161 Budget Reconciliation and Financing Act of 2018 (BRFA) ([RSC 1](#)) Hrgs 2/28 B&T; 3/1 APP

[HB 968](#) Cross-file of **SB 92 Maryland School Overcrowding Reduction Act of 2018 (Barnes plus two) ([RSC 1](#)) Hrg 2/15 APP**

[SB 611](#) Education – Healthy School Facility Fund – Established ([RSC 2](#)) Hrg 2/27 EHEA

[HB 493/](#)SB 638 Teachers and Teacher Preparation Programs – Research-Based Reading Instruction ([RSC 2](#)) Hrgs 2/22 W&M; 2/28 EHEA

[HB 823](#) Education – Public School Teachers – Preparation ([RSC 2](#)) Hrg 2/22 W&M

[SB 301/](#)HB 351 Protect Our Students Act of 2018 ([RSC 2](#)) Unfavorable report EHEA; Hrg 3/1 W&M

Lois Hybl

EDUCATION: ACCOUNTABILITY

Updates on Bills Previously Reported in the RSC:

[HB 355](#) Accountability in Education Act of 2018 ([RSC 2](#)) Hrg 3/1 W&M

Patricia S. Gordon

CHILDREN AND FAMILIES

[HB 806](#) Education – Summer Meal Expansion Grant Pilot Program (Queen plus 13) establishes a competitive grant program to provide funds to sponsors (school, agency or non-profit organization) to increase the number of children and the number of meals served through the summer Meals Service Program and authorizes a fund to which the

Governor may annually appropriate up to \$400,000 for that purpose. Hrg 2/22 W&M

[HB 1152/SB 965 Family Law – Age of Majority – Jurisdiction of Court](#) (Hill plus 18/Lee) authorizes an equity court, after considering many factors, to order continued child support for a young adult of 18 who has not completed secondary school and/or support until 23 for a young adult enrolled in a post-secondary vocational or academic program. Hrgs 2/22 JUD, 2/21 JPR

[HB 1476 Education – Supplemental Prekindergarten Grant – Eligibility](#) (Valentino-Smith plus 24) requires the state to provide a supplemental grant to counties that make a full-day prekindergarten program available to all county 4 year-olds whose parents apply to enroll them (Tier 1) or 50% of that group (Tier 2). (Cost estimate not yet available) Hrg 3/8 W&M

[HB 1610 State Occupied Building – Child Care Centers – Requirements and Renovations](#) (Queen and Gibson) requires that when the ground floor of a state occupied office building is to be renovated, the employees must be surveyed about child care needs, and if services for more than 29 children are needed the Department of General Services must be requested to designate the required amount of space for a child care center or to acquire such space in a nearby building. Hrg 3/7 HGO

[HB 1685/SB 912 Maryland Prenatal and Infant Care Coordination Services Grant Program Fund \(Thrive by Three Fund\)](#) (Jones and Gaines/Ferguson plus four) establish a fund to make grants to counties and municipalities to provide care coordination and evidence-based support or intervention to low-income pregnant or post-partum women and to children from birth to three. HRU; Hrg 3/1 FIN

Update on Bills Previously Reported in the RSC:

[HB 1/SB 2 Family Law – Child Conceived Without Consent – Termination of Parental Rights](#) (RSC 1) Both bills approved by Governor

[SB 132 Crimes – Child Abuse and Neglect – Failure to Report](#) (RSC 1) passed Senate, now in JUD

Judy Morenoff

HEALTH

[SB 878/HB 1312 Health insurance - Medicaid Buy-In Task Force](#) (B. Feldman/A. Kelly) creates a task force to look at the individual market in Maryland and the rising premiums for those residents, who do not qualify for subsidies, and the possibility of a Medicaid Buy-in program. This bill would be a start in helping the 13 counties of the state where there is only one carrier in the county. Hrgs 2/21 FIN; 2/22 HGO

[SB 387 Health Care Access Program - Establishment \(Maryland Health Care Access Act of 2018\)](#) (T. Middleton) This is an emergency and extremely complex bill

that would establish provisions for reinsurance in the individual market and would address some of the inequities of Federal action to undo the Affordable Care Act, such as individual mandate and subsidies. Hrg. 2/21 FIN

[SB 174](#)/HB 134 Health Benefit Plan Premium Rate Review Process (T. Middleton/A. Kelly) is drafted to increase and enhance the information reported by the carriers in the Maryland Insurance Administration's rate review process. Hrgs 1/31 FIN; HGO, Hrg canceled and not rescheduled

[SB 284](#) Maryland Medical Assistance Program - Dental Coverage for Adults (T. Middleton and G. Guzzone) would require Medicaid to provide limited dental coverage for adults beginning on January 1, 2020. It also requires a feasibility report from the Dept of Health in 2019. Hrg. 1/7 FIN

[HB 326](#)/SB288 Public Health – Overdose and Infectious Disease Prevention Supervised Drug Consumption Facility Program (D. Morhaim /B Feldman) would set criteria for a community-based organization, in conjunction with the local health department, to establish a drug consumption facility. It would establish the responsibilities of the Department of Health and sets up immunity from prosecution for individual users. Hrgs 2/13 HGO; 2/7 FIN

[HB 359](#)/SB309 Health – Reporting Overdose Information (Speaker/President by request of Administration) would establish criteria and a mechanism for reporting overdose information in a timely fashion. Hrgs 2/13 HGO; FIN, favorable with amendments, laid over in the Senate

[HB 736](#)/SB576 Pharmacy Benefits Managers – Pharmacies and Pharmacists – Information on and Sales of Prescription Drugs (E. Bromwell/K. Klausmeirer) would prohibit Pharmacy Benefits Managers from forbidding Pharmacies and Pharmacists from discussing the cost and the cost sharing of prescription drugs with a patient. Hrgs 3/8 HGO; 2/8 FIN

Update on Bills Previously Reported in the RSC:

[SB 30](#) Healthcare Malpractice Qualified Expert - Limitation on Testimony in Personal Injury Claims - Repeal Hrgs 1/26 JPR; 3/7 JUD ([RSC 1](#))

[SB 05](#) Civil Action - Punitive Damage Awards Hrg 1/16 JPR ([RSC 1](#))

[SB 36](#) Civil Action – Noneconomic Damages Hrg 1/16 JPR ([RSC 1](#))

Nielson Andrews

MEETING BASIC HUMAN NEEDS & EQUALITY OF OPPORTUNITY

Minimum Wage

[SB 1019](#) Labor and Employment – State Minimum Wage Rate-Increase (Robinson) increases the minimum wage annually reaching \$15 in 2024 for small employers, in 2023 for other employers, and then increases it by the increase in the Consumer Price Index. Hrg 3/8 FIN

Earned Income Tax Credit (EITC)

[HB 856/SB 647](#) Earned Income Tax Credit-Individuals Without Qualified Children-Expansion (Hixon et al/Madeleno et al) allows workers not claiming dependents to receive a state EITC equal to 100% of the federal EITC, up to \$510 for 2017 tax year; allows Marylanders aged 18 to 24 to claim the credit; and increases the income limit for a single person to claim the state EITC to \$23,540. Hrgs 2/28 W&M; 2/27 B&T

Affordable Housing

[HB 472/SB 493](#) Real Property – Residential Leases – Collectible Rent (Rent Transparency Act) (Stein et al ; Norman) prohibits a landlord from filing a complaint for repossession if the only unpaid fee or charge is for water and is under \$50. Hrg 2/15 JPR

[HB 942](#) Real Property – Body Attachments – Debt Related to Residential Tenancy (Rosenberg & Dumais) requires that when a judgement concerning debt is made in favor of a landlord requiring the tenant to be arrested (body attachment); the tenant is entitled to be represented by counsel, including, if the individual is indigent, the Public Defender or a designee of the Public Defender. Hrg 2/27 ET

[HB 1073/SB 468](#) Landlord and Tenant – Residential Leases – Water and Sewer Bills (Holmes/Eckhardt et al) a landlord that requires a tenant to pay for water and sewer to the landlord must state that in a written lease and, if the tenant requests, provide a copy of the bill to the tenant. Hrgs 2/27 ET; 2/15 JPR

Paid Sick leave

Although a bill establishing rules for paid sick and safe leave ([HB 01](#)) was passed by veto override at the beginning of this session, there have been a series of bills introduced to alter the guidelines

[SB 135](#) / [HB 98](#) Paid Leave Compromise Act of 2018 (President on behalf of the Administration; Speaker) establishes a universal (sick/personal/holiday etc) leave policy with many exceptions of employers and employees who are not included and delays the start beyond 2018 for smaller employers. Hrg 3/6 ECM

[SB 304](#) Maryland Healthy Working Families Act – Delay of Effective Date (Middleton et al/Speaker) delays implementation of HB 01(2017) until July 1, 2018. The bill passed the Senate. Unfavorable report from ECM

[SB 712](#) Maryland Healthy Working Families Act – Exemptions (Serafini) exempts from the requirements for paid sick leave employees of local government, boards of education, and nonprofit entities. Hrg 3/7 B&T

[HB 779](#) Maryland Healthy Working Families Act - Exemption - Facility With On-Site Health Clinic (Wivell & McKay) exempts from provisions of law governing earned sick and safe leave employees who work at facilities which offer the employees access to on-site health clinics. Hrg 3/6 ECM

[HB 1314](#) Healthy Working Families Act – Exemptions – Modifications (Healthy Working Families Exemption Equity Act) (Adams et al) exempts from provisions of law governing earned sick and safe leave construction workers and employees who are covered under the federal Railroad Unemployment Insurance Act . Hrg 3/6 ECM

[HB 1364](#) Maryland Healthy Working Families Act – Calculation of Employees (Fair Sick Leave and Holiday Compensation Act) (Ali et al) states that, for the purpose of calculating the number of employees an employer has, the number of employees the employer has at all location in the state shall be aggregated. Hrg 3/6 ECM

[HB 1417](#) Healthy Working Families Act – Delay of Effective Date (McComas et al) changes the date earned sick and safe leave begins to accrue to July 1, 2018. Hrg 3/6 ECM

[HB 1421](#) Labor and Employment – Maryland Healthy Working Families Act – Seasonal Worker Revisions (Carozza et al) exempts employees who work less than 120 days per year, and exempts employers from being required to allow the use of paid sick leave during first 120 days of employment. Hrg 3/6 ECM

Update on Bills Previously Reported in the RSC:

[SB 235](#) Labor and Employment – Minimum Wage Indexing Hrg 3/8 FIN ([RSC 2](#))

[SB 368](#) Labor and Employment – State Minimum Wage Rate – Increase Hrg 3/8 FIN ([RSC 2](#))

[SB 543](#) Labor and Employment – Payment of the Minimum Wage Required (Fight for Fifteen Hrg 3/8 FIN ([RSC 2](#))

[HB 431](#) Foster Care Recipients and Unaccompanied Homeless Youth – Employment Program (Fostering Employment Act of 2018) Hrg 2/15 APP ([RSC 2](#))

[HB 545](#) Landlord-Tenant Action – Body Attachment – Prohibition (Jared Kushner Act) Hrg 2/27 ET ([RSC 2](#))

[HB 472](#) Real Property – Residential Leases – Collectible Rent (Rent Transparency Act) Hrg ET canceled ([RSC 2](#))

[HB 264](#) Labor and Employment – Labor Organizations – Right to Work unfavorable report by ECM ([RSC 1](#))

Ruth Crystal

TRANSPORTATION

[HB 959](#) Vehicle Laws – Pedestrian Hybrid Beacons (Parrott) authorizes the installation and use of pedestrian activated signals on certain roads operated by either the State Highway Administration or local jurisdictions. This requires updating standards and terms of use of hybrid signals that allow a pedestrian to activate a signal to cross a road. Hrg 2/22 ET

[HB 1281](#) State Highway Administration – Project Planning Documents – Public Access (Korman) requires that the State Highway Administration make any document, study or report public that either it or any consultant produces in relation to any phase of planning a project. Statistics related to traffic accidents may be redacted in accordance with Federal law, but the entire report must be disclosed. Hrg 3/9 ET

Bee Ditzler

ENVIRONMENT: CLIMATE CHANGE

[HB 993](#) /[SB 898](#) Maryland Pension Climate Change Risk Act (Korman et al/Guzzone) requires the State Retirement and Pension System Board of Trustees Investment Committee to conduct or commission a climate risk assessment of the investments in the Maryland Pension System every four years. The first report is due 1/31/2019. The risk assessment must examine the potential long-term risks and opportunities for multiple climate scenarios. The State Retirement Agency will post the report on its website. Hrgs 2/22 APP; B&T

[HB 1350](#) /[SB 1006](#) Sea Level Rise Inundation and Coastal Flooding – Construction, Adaptation, Mitigation, and Disclosure (Stein et al/Pinsky) redefines “Coast Smart” construction practices as those whose preliminary design and planning includes siting, construction, operation, maintenance and repair of structures and highway facilities to avoid or minimize future impact of coastal flooding and sea level rise inundation. The Coast Smart Council is chaired by the Secretary of the Department of Natural Resources and expected to provide analysis and review and develop criteria for Coast Smart practices and requirements. As of 7/1/2019, any State and local projects that received 30 percent of funding from the State must be constructed under Coast Smart Design and Siting Criteria. A saltwater intrusion plan, local plans for nuisance flooding and criteria to evaluate whether State funds may be used to mitigate damage associated with sea level rise inundation and coastal flooding will be established under Coast Smart Design and Criteria. Hrg 3/7 ET; 3/6 EHEA

Update on Bills Previously Reported in the RSC:

[HB 03](#) /SB 138 Environment – U.S. Climate Alliance – Membership ([RSC 1](#))

Favorable with amendments EHEA (36-10)

[HB 230](#) /SB 290 Regional Greenhouse Gas Initiative – Withdrawal – Legislative Approval Required (Regional Greenhouse Gas Initiative Extension Act) ([RSC 2](#))

Passed House (87-48), Passed Senate (43-3)

Betsy Singer

ENVIRONMENT: LAND USE

[HB 1345](#) Sewerage Systems – Major Residential Subdivisions in Tier III and Tier IV

Areas (Rose et al.) modifies the 2012 Sustainable Growth Act and Agricultural Preservation Act by allowing developments dependent on on-site sewerage disposal systems, community systems, or shared systems in Tier III or Tier IV (semi-rural and rural areas) if before December 31, 2012 the local government plan approval process had reached a certain point. Hrg 2/28 1pm ET

Susan Cochran

ENVIRONMENT: RENEWABLE ENERGY

[HB 939](#) Regional Carbon Cost Collection Initiative (Kramer) is a carbon pricing bill. It aims to set a price on carbon pollution, tied to passed legislation in contiguous states and DC (none is currently in effect). Hrg. 3/5, 2pm ECM

[HB 1135](#) /SB 1058 Renewable Energy - Offshore Wind Projects - Distance

Requirements (Adams/Hershey) requires that offshore wind projects be moved to at least 26 nautical miles off the coast of the State. Both of the currently-planned projects will be 17 miles from shore. This will undermine the ability to build the wind farms, approved by the public service commission. Hrgs 3/8, 1pm ECM; 3/6, 2pm FIN

Update on Bills Previously Reported in the RSC:

[HB 1453](#) / SB 732 Renewable Energy and Job Development (Frick/Feldman) ([RSC 2](#)) Hrg 3/5, 2 pm ECM; Hrg. 3/6, 1 pm FIN

[HB 878](#) 100% Clean Renewable Energy Equity Act of 2018 (Robinson) ([RSC 2](#)) Hrg 3/5, 2 pm ECM

Shari Glenn

ENVIRONMENT: STORMWATER, BAY, PHOSPHORUS, PESTICIDES, RECYCLING, AIR, & OTHER

HB 947/SB 958 Natural Resources - Chesapeake and Atlantic Coastal Bays 2010 Trust Fund - Purpose and Authorized Use of Funds (Beitzel/Edwards) would rename the Chesapeake and Atlantic Coastal Bays 2010 Trust Fund as the Chesapeake Bay and State Waters Trust Fund. It would also modify the purpose of the Fund to include the restoration and protection of the health of the waters of the state and expand the use of the fund to include certain projects to improve and protect the health of the waters of the State. Hrgs 2/21 1pm, ET; 3/06 1 pm, EHEA

HB 1077 /SB 1070 Wetlands and Waterways Program – State–Owned Lakes – Structural Shoreline Stabilization (Beitzel/Edwards) specifies an upper limit (\$250) for the application fee for a structural shoreline stabilization project that impacts a wetland or waterway of a state-owned lake, and requires the Department of the Environment, in conjunction with the Department of Natural Resources, to identify up to three types of structural stabilization practices that may be implemented on a wetland or waterway of a state-owned lake. Hrg 2/21 1pm, ET/rereferred to EHEA

HB 1360 Environment - Sewage Sludge - Land Application (Rose plus seven) would exempt a person that holds a sewage sludge utilization permit and a groundwater discharge permit from the restrictions on the winter application of nutrients that are described in the Maryland Nutrient Management Manual. Hrg 2/28 1 pm, ET

HB 1381 Environmental Violations - Reporting Requirements (Lafferty) sets up a system for the Department of the Environment to track and compile information on environmental violations and then share these data annually with the governor and the General Assembly. Hrg 2/28 1pm, ET

HB 1428 Environment - Stormwater Management Infrastructure - Historic Districts (Flanagan plus seven) addresses having good stormwater management infrastructure in historic districts. Hrg 2/28 1 pm, ET

HB 1566/SB 854 Public Utilities – Water and Sewage Disposal Companies – Acquisition (W. Miller plus 14/Klausmeier) establishes a process for valuing a water company or a sewage disposal company that is the subject of an acquisition. It requires the fair market value of the selling utility to be determined in a certain manner. Hrgs 3/08 1pm, ECM; 3/13 1pm, FIN

HB 1722 Environment - Lead Hazards - Environmental Investigation, Reporting, and Risk Reduction (Holmes) would require that the Department of the Environment, on or before October 1, 2019, adopt regulations to establish procedures for conducting environmental investigations to determine lead hazards for children under the age of 6, and for pregnant women with elevated blood lead levels greater than or equal to 10 micrograms per deciliter, and would change the conditions for compliance by affected property owners. HRU

[SB 501](#) State Lakes Protection and Restoration Fund – Purpose, Use, and Funding – Alterations (Edwards plus six) adds coverage of State-operated lakes under the State Lakes Protection and Restoration Fund and requires the governor to include annual funding of \$3 million starting in FY 2020. Hrg 2/13 1 pm, EHEA

[SB 844](#) Environment - Newsprint Recycling Board - Repeal and Transfer of Authority (Conway) repeals the provisions of law that establish the Newsprint Recycling Board so the Secretary of the Environment instead has the authority to exempt a publisher from certain recycled content requirements under certain circumstances. If the secretary fails to act on an application under certain circumstances, that defaults to an approval of the application. Hrg 2/27 1pm, EHEA

Update on Bills Previously Reported in the RSC:

[HB 104/SB 149](#) Natural Resources - Electronic Licensing - Voluntary Donations SB now in House; HB passed House. Senate; **[SB 183](#)**, the other licensing/donations bill is also now in House, ET ([RSC 1](#), [RSC 2](#))

[HB 219/SB 115](#) Deep Creek Lake Policy and Review Board - Membership and Duties SB now in House; HB favorable vote by ET ([RSC 1](#), [RSC 2](#))

[HB 304/SB 801](#) Environment - Reduction of Lead Risk in Housing - Elevated Blood Lead Levels (Oaks et al) reduces from 10 micrograms per deciliter to 5 micrograms per deciliter the elevated blood lead level that initiates certain case management, notification, and lead risk reduction requirements. Hrgs 3/02 1 pm, ET; 3/01, 1 pm JPR ([RSC 1](#), [RSC 2](#))

[HB 361/SB 314](#) Bay Restoration Fund - Fee Exemption, Disbursements, and Financial Assistance (Septic Stewardship Act of 2018) (Speaker, et al/President plus 14 – for the Administration) Hrgs 2/23 ET/ 2/13 EHEA ([RSC 2](#))

[HB 400](#) Agriculture - Mosquito Control - Notification to Municipalities (Tarlau, et al) ET favorable report with amendments ([RSC 2](#))

[HB 452/SB 389](#) Northeast Interstate Dairy Compact – Repeal (Carr/Feldman) ET favorable report on HB 452/SB 389 passed Senate, now in ET ([RSC 2](#))

[HB 538/SB 651](#) Environment - Expanded Polystyrene Food Service Products – Prohibition (Lierman, et al/Kagan plus 19) ET/hearing added 2/21 1pm (also assigned ECM) (and hrg 2/22 1 pm EHEA) ([RSC 2](#))

[HB 719](#) On-Site Sewage Disposal Systems - Best Available Technology for Nitrogen Removal - Requirement (Lafferty) Hrg 2/23 1pm ET ([RSC 2](#))

[SB 100](#) Reservoir, Dam, or Waterway Obstruction Plans - Designation of Approval

Authority (chair, EHEA, for Dept. of the Environment) Passed Senate. In House, ET [\(RSC 1\)](#)

[SB 183](#) Natural Resources - Electronic Licensing - Recreational License Donation Fund – Donations Passed Senate. In House, ET [\(RSC 1\)](#)

[SB 203](#) Agriculture - Nutrient Management - Fertilizer Use on Turf Passed Senate. In House, ET [\(RSC 1\)](#)

[SB 496](#) Environment - Greywater - Residential Use (Ready plus three). Hrg was changed to 2/13 1 pm EHEA [\(RSC 2\)](#)

Linda Silversmith

BUDGET

Capital Budget

The Fiscal 2019 Capital Budget ([SB 186](#) /[HB 162](#)) totals \$4.412 billion. It is funded partially with debt and partially with Pay-As-You-Go (PAYGO) funds out of current funds. Most of the debt - \$995 million - consists of new general obligation (GO) bonds and includes \$5.2 million in bonds from prior authorizations. In addition, \$24 million in Academic Revenue bonds and \$150 million for drinking and water quality projects would be issued. PAYGO projects would be funded by \$20.3 million in general funds as well as \$470.2 million in special funds and \$67.9 million in federal funds. The proposed new GO bonds would be \$59 million below the amount recommended by the Spending Affordability Committee (SAC). The governor's recommended GO authorizations are consistently below the SAC's five year capital plan through FY 2022. Total capital expenditures from all funds are \$164.8 million less than last year's.

\$176.7 million of previously authorized projects are reduced or eliminated. The largest of these include Transfer Tax Repayment (\$37.9 million), Prince George's Regional Hospital (\$29.0 million), New Juvenile Detention Center (\$24.3 million), Community College Construction Grant Program (\$20 million) and Local Legislative Initiatives (\$13 million).

The largest capital expenditures are proposed for environmental projects (\$700 million). Education (\$375.4 million) and higher education (\$348.4 million). Major environmental projects include \$224.0 million for water quality, drinking water and BRF projects, and \$58.9 million for Program Open Space. Public school construction would receive \$361.5 million with an additional \$40 million for schools with significant enrollment growth and relocatable classrooms. Higher education funds would total \$222.4 million for a variety of projects at state colleges and universities, \$60 million for the Community College Facilities Grants Program and \$13 million for capital grants to private colleges. The capital budget provides \$21 million in local projects selected by the governor but no funding for projects selected by legislators.

The Transportation Capital Budget is accounted for separately. It totals \$2.9 billion, an increase of \$63 million. \$1.4 billion would be spent by the State Highway Administration, \$891.1 million by the Maryland Transit Administration and \$255.9 million by the Washington Metropolitan Transit Authority. There are also a number of smaller allocations.

Barbara Hankins

TAXES

[HB 875](#) /[SB 733](#) Protecting Maryland Taxpayers Act** (Speaker/Senate President for governor, et al) This is an emergency bill that would eliminate the requirement that amendments to the Federal Income Tax law also apply to the Maryland Income Tax and allow Marylanders to itemize on their Maryland income tax return even if they do not on the Federal return. Hrgs 3/7 W&M; 2/28 B&T**

[HB 989](#)/[SB 877](#) Promoting ext-Raordinary Innovation in Maryland's Economy (PRIME Act)** (Speaker/President for governor, et al.) would establish the Promoting of ext-Raordinary Innovation in Maryland's Economy Program in the Department of Commerce. Applies to Fortune 100 companies which must commit to adding 40,000 jobs over 17 years with an average salary of \$100,000/year and expend a total of \$4.5 billion in that period. Would allow an income tax credit for certain expenditures, a partial exemption from state and local property taxes and exemption from state sales taxes for a period of 10 years. Hrg 2/28 W&M; B&T, FIN**

[HB 587](#)/[SB 194](#) Calculation of Taxable Income – Itemized Deductions – Property Taxes** (Krebs, et al./Serafini, et al.) would allow for deduction of property taxes paid not allowed on the Federal income tax on the Maryland income tax. Hrgs 2/21 W&M; 2/21 B&T**

[HB 1322](#) /[SB 166](#) Corporate Income Tax – Federal Repatriation Holiday** (Buckel, et al./Serafini, et al.) would exempt from the Maryland corporate income tax dividend amounts reported on the Federal income tax resulting from a Federal repatriation holiday. Hrgs 2/21 W&M; 2/21 B&T**

Updates on Bills Previously Reported in the RSC:

[SB 561](#) Maryland Estate Tax - Unified Credit ([RSC 2](#)) Hrg 2/27 B&T

Barbara Hankins

ELECTIONS

[HB 545](#) – Election Law – Eligible Detainees – Information on Voting Rights (Ali plus 5) requires the State Board of Elections (SBE) to establish a program to inform eligible persons detained in a correctional facility about upcoming elections and how the

detainees may exercise their right to vote; including, voter registration information and absentee ballot procedures. The bill also requires correctional facilities to cooperate fully with the SBE and local election boards in developing and implementing the program. Hrg 2/13 W&M

HB 1278 – **Election Law – Postelection Tabulation Audit** (Kaiser & A. Washington) requires the State Board of Election (SBE) to conduct a post-election audit. The bill requires the SBE after each General Election to conduct an automated software audit of the election images of all ballots and a manual audit of paper ballots from at least 2% of precincts statewide, to include at least one randomly selected precinct in each county and additional precincts selected by SBE. The bill requires that at least 1% of the statewide total of early votes, absentee votes and provisional votes. Under HB 1278, the manual audit shall be completed within 120 days after the general election, and may not have any effect on the certified election results. The audit results will be used to improve voting systems and processes for future election. Hrg 2/27 W&M

HB 1444 – **Election Law – Primary Elections – Voters Not Affiliated with a Political Party** (Flanagan) would require that any political party that uses a primary election to nominate candidates for office to allow voters not affiliated with a political party to vote in the party's primary election. The bill specifies that an individual may vote only in the primary election of a single political party. Current Maryland election law allows political parties to allow unaffiliated voters the opportunity to vote in a party's primary election if the party gives 6 months' notice to SBE of their intention to allow these voters to participate, but this opportunity is very rarely offered to unaffiliated voters. Hrg 2/6 W&M

HB 1658 – **Election Law – Absentee Ballot Requests, Delivery and Marking** (A. Washington plus 14) would alter current law relating to how absentee ballots can be delivered to voters. In 2013, the General Assembly passed a bill allowing voters the opportunity to apply online for an absentee ballot, and to receive an email from the SBE containing a link to an absentee ballot that can be marked online and printed out and returned by mail, or printed out and hand-marked and returned by mail. HB 1658 would reserve the right to obtain an absentee ballot via the internet to overseas voters and absent uniformed services voters, or a voter with a disability who is unable to independently mark a ballot by hand. Other voters would be able to receive an absentee ballot by mail or by hand. Any voter could still request an absentee ballot through the online ballot request on the SBE website. Hrg 2/27 W&M

SB 333 – **Election Law – Voting – Ballot Request and Canvassing Procedures** (Simonaire plus five) is a bill to address a 2017 audit of SBE that raised concern about the limited information that was required to request an absentee ballot online. Pursuant to SB 333, a voter who uses the online absentee ballot application to request a ballot will be required to provide a Maryland driver's license or ID number, the last four digits of the voter's Social Security number and other information identified by the SBE that is not generally available to the public. Additional provisions of the bill address which ballots are counted if multiple ballots are cast by a voter. A voter's provisional ballot will be rejected if the voter cast more than one provisional ballot for the same election. If

both a provisional and an absentee ballot are cast by a voter in an election, the local board of elections shall count the provisional ballot if the voter is qualified to vote a provisional ballot, and reject the absentee ballot from the same voter. Hrg 2/8 EHEA

Lu Pierson

CAMPAIGN FINANCE

HB 737 Election Law - Campaign Finance Reports - Bank Statements (Mosby plus 13) would require campaign entities to include bank statements that document expenditures made on behalf of the campaign in addition to the currently required reporting of contributions received and expenditures made. Hrg. 2/13 W&M

HB 755 Campaign Finance - Illegal Contributions - Fair Campaign Financing Fund (Mosby plus 13) says that when a contribution is made to a campaign that is in violation of election law, that contribution may not be used to support the campaign to which it was donated and must be deposited into the Fair Campaign Financing Fund. This fund provides grants for gubernatorial candidates who meet the criteria that receiving public funding. Hrg. 2/13 W&M

HB 759 Election Law – Campaign Finance Entities – Limit on Cash Contributions (Sydnor) raises the amount that can be contributed in cash to a campaign entity from \$100 dollars to \$400. Hrg 2/13 W&M

HB 763 Campaign Finance Reports - Business Contributors - Registration Status (Mosby plus 14) would require the State Department of Assets and Taxation to electronically transmit the names of businesses that are registered with them to the State Board of Elections. Then the Board of Elections would electronically cross reference this list with their record of businesses that are listed as contributors on campaign finance reports. This process will make it easier to identify which businesses that contribute to campaigns may not be legitimate entities. Hrg 2/13 W&M

HB 768 Election Law - Online Political Advertisements and Campaign Material – Disclosure (Rosenberg) is aimed at providing more transparency in online campaigning such as Facebook ads, Twitter Posts or websites. Online advertisements are defined as any electronic communication that is placed or promoted for a fee on an online platform and is distributed to 5,000 or more individuals and refers to a clearly identified candidate or ballot issue. The campaign entity and the online platform will be required to retain a digital copy of each ad that the platform distributes or transmits, and records that include the name of the political committee that purchased the ad, the name of the Treasurer of the committee, and other information intended to shed light on who purchased the ad. They must also keep a record of the audience that was targeted, the number of views generated, the dates and times that the ad was displayed, and the average rate charged for the ad. The legislation requires that these records be available for public inspection in a machine-readable format as soon as possible after the ad is

purchased and for at least one year after the general election in the election cycle for which the ad was purchased. Hrg. 2/20 W&M

HB 785 Maryland Small Donor Incentive Act (Mosby plus five) requires the governor to include a \$1 million appropriation each year to pay for a public campaign finance program for General Assembly candidates. Qualifying candidates would be accommodated on a first-come, first-served basis; The bill establishes an initial limit on the number of participating candidates during an election cycle; and allows for an increase or decrease in the number of participants in correlation to the amount of available funding.

A candidate seeking to qualify must file notice of intent with the Campaign Finance Division of the State Board of Elections by February 15 of the year of the election and, before raising any contributions, establish a publicly funded campaign account for receiving contributions and making expenditures in accordance with the requirements of state election law. To qualify for public funding, a Senate candidate must collect at least \$15,000 from at least 200 individuals, and a House of Delegates candidate, must collect at least \$5,000 from at least 100 individuals. A contribution may not exceed \$250 from a single individual residing in a candidate's constituency. A contribution from a business entity, a political party, a regulated lobbyist, the campaign finance entity of a candidate, a political action committee or any other political committee are not allowed. Hrg. 2/16 W&M

Nancy Soreng

REDISTRICTING REFORM

HB 1022 Congressional Districts - Standards (Malone plus 62) calls for a state constitutional amendment defining standards for Congressional districts, i.e. districts that are compact, contiguous, and give due regard to natural boundaries and political subdivisions (like county lines). Hrg 2/26 3pm HRU

HB 1362 House Legislative Districts – Single Member (Parrott plus eight) calls for a state Constitutional amendment to make all legislative districts single member districts. Currently, each senate district contains three delegates, but could have three at large delegates; one two-member district and one single member district; or, three single member districts. This would make the practice uniform. This issue often comes up in relation to redistricting reform because some argue that the mixture can be distributed in a way that unfair affects citizen representation. HRU

Ashley Oleson

TRANSPARENCY IN GOVERNMENT

HB 1638/SB 788 Public Information Act - Revisions (Sydnor et al./Kagan et al.), as indicated in the title, contains several revisions to the Public Information Act. The bill specifies that the Public Information Act does not authorize a records custodian to allow the inspection of the Social Security Number or date of birth of an individual except to a

person of interest. The bill also defines personal surveillance video and establishes policies for custodians of those public records, including: requires records custodians to deny inspection of the part of the personal surveillance video regarding an incident that depicts certain individuals or information that could identify them; requires records custodians to deny inspection of records regardless of a subsequent action taken by law enforcement or a court resulting from the incident recorded; requires that a victim who is the subject of a record that is denied inspection be notified of the requests for inspection; requires the Maryland Police Training and Standards Commission, in consultation with other groups, to develop uniform standards and procedures to adhere to the law; and requires the records custodian to allow inspection of a recording from a personal surveillance video by a person in interest. Finally, the bill also includes language that was in [HB 677 / SB 477 \(RSC 2\)](#) regarding the denial of inspection of distribution lists for the purpose of sending news about the official activities of a governmental entity or elected official. Hrgs 3/7 1pm HGO; 2/22 1pm EHEA

[SB 984](#) General Provisions - Open Meetings Act - Application to Governor's Cabinet and Governor's Executive Council (Zucker et al.) changes the definition of "public body" to include the governor's cabinet and Governor's Executive Council. The bill does allow the cabinet and the Council to hold closed meetings to discuss topics outlined in the existing law. The bill also requires that each open session of the cabinet and the Council be streamed live. Hrg. 3/7 1pm EHEA

Update on Bills Previously Reported in the RSC:

[HB 48](#) Joint Committee on Legislative Ethics - Confidentiality of Activities - Repeal ([RSC 1](#)) Unfavorable report by ET.

[SB 97](#) Public Utilities - Transportation Network Services - Disclosure of Records ([RSC 1](#)) Third reading passed the Senate 46-0. First reading EM.

[HB 387/SB 167](#) Public Information Act - Suits Filed by Custodians - Prohibition ([RSC 1](#)) Unfavorable report HGO, withdrawn.

[HB 352/SB 295](#) Transparency Act of 2018 ([RSC 2](#)) Hrg 2/19 3pm HRU

Valerie Glenn

ADMINISTRATION OF JUSTICE

Judiciary

[HB 761](#) Courts - Aggravated Murder Court (Impallaria plus four) proposes a Constitutional amendment authorizing the General Assembly to create an Aggravated Murder Court, a trial court with original and statewide jurisdiction over offenses that were previously punishable by death. The attorney general would be required to

prosecute all cases in this court. Murder cases are currently tried in Circuit Courts with state's attorneys serving as prosecutors. Hrg 2/20 JUD

Pretrial Detention

SB 736/ HB 1128 Criminal Procedure - Pretrial Release - Assault on a Law Enforcement Officer (Police Protection Act) (Ready plus 11/Shoemaker plus 17) Prohibits a District Court commissioner from allowing the pretrial release of a defendant charged with first or second degree assault on a law enforcement officer. However, a judge may allow pretrial release of such a defendant on bail or with other conditions unless the defendant is a flight risk or a danger to the community. Hrgs 2/28 JPR; 3/13 JUD

SB 766/ HB 1520 Criminal Procedure - Pretrial Release Services Program - Victim Notification (Lee/Vallario plus three) In determining whether a defendant should be released and under what conditions, judicial officers should consider the recommendations of a pretrial release services program that has conducted a risk assessment of the defendant using a risk assessment tool or a program that will provide supervision of the defendant as directed by the judicial officer. This should include reasonable protections for the safety of the victim including provisions providing for no contact with the victim.

If there is credible information that a defendant has violated a condition for release, or that pretrial services supervision should be modified, the court may request a bench warrant for the arrest of the defendant.

If a victim files a request, the pretrial services program shall provide information about any crime charged and any conditions for the release of the defendant. The victim would also be informed about how to alert the pretrial services program of a potential violation of the defendant's conditions for release and how to request a modification of the conditions. Hrg 2/28 JPR/ Hrg 2/27 JUD

HB 685 Criminal Procedure - Pretrial Release - Grace Period for Failure to Appear (Conaway) says that a defendant who has been granted pretrial release and who then fails to appear at a scheduled court hearing, may not be penalized if the defendant turns him or herself in to the court within seven days of the missed hearing and has not been arrested or charged with another crime during that period. This does not apply to defendants who are released on bail. The court may order the defendant to pay court fees and costs associated with the hearing that the defendant missed. Hrg 2/20 JUD

HB 1030/SB 579 Criminal Procedure - Incompetency and Criminal Responsibility - Dismissal of Charges (Dumais/Lee and Feldman) Under current law, the Court may set bail or authorize the release of a defendant who has been determined to be incompetent to stand trial by the Maryland Department of Health and who is not a danger to self or others. This bill allows the State to delay dismissal of charges against

a defendant who is incompetent to stand trial in order to protect a victim or potential victim who is a minor. Hrg 2/20 JUD/ Hrg 2/14 JPR

Criminal Justice Reform

HB 1082 Justice Reinvestment Act - Modifications (Dumais) modifies the Justice Reinvestment Act, a comprehensive criminal justice reform bill passed in 2016 and in effect since October, 2017. Major changes include:

- a person serving a mandatory minimum sentence for possession of less than 448 grams of cocaine may apply to the Court to modify or reduce the sentence;
- in addition to public officials and/or their appointees who serve on the Justice Reinvestment Oversight Board, two members representing community advocacy organizations will be included, one appointed by the Speaker of the House and one by the President of the Senate. Hrg 2/27 JUD

Sentencing

SB 816 Criminal Law - Death Penalty - Law Enforcement Officers and First Responders (Salling plus two) provides for the death sentence for persons convicted of first degree murder and includes, as aggravating circumstances, the murder of a law enforcement officer or first responder. Sets out, in great detail, how a person sentenced to the death penalty shall be treated, how the jury should be selected and how the sentence should be carried out. Hrg 2/22 JPR

HB 877 Criminal Law - Death Penalty - Murder of Specific Individuals or Mass Murder (Shoemaker plus ten) A person convicted of murder in the first degree may be sentenced to death if the victim is a law enforcement officer, a correctional officer, a first responder or if it is a mass murder (3 or more victims in one incident). A court or jury must consider such a murder as an aggravating circumstance in the determination to impose the death penalty. The death penalty may not be imposed on an incompetent person or someone with an intellectual disability. The Juvenile Court would not have jurisdiction over a child older than 15 who commits a crime that, committed by an adult, would merit the death penalty. Death penalty appeals could only be heard by the Court of Appeals. The bill lays out, in detail, how the death penalty would be carried out. Hrg 3/13 JUD

HB 678 Criminal Law - Subsequent Offenders (Career Criminal Truth in Sentencing Act) (Buckel plus nine) A person who has been convicted of at least three crimes within a 15 year period and at least two of those convictions were for felonies, that person shall be sentenced to imprisonment for the maximum time allowed by law, will not be eligible for parole and is not entitled to a diminution of that sentence. Hrg 2/20 JUD

HB 778 Crimes - Solicitation to Commit Murder - Penalty (Vallentino-Smith and McComas) repeals the statute of limitations for solicitation to commit first degree murder

and makes solicitation to murder a felony and subject to imprisonment not exceeding life. Hrg 2/15 JUD

Update on Bills Previously Reported in the RSC:

HB 65 Criminal Procedure - Domestic Violence - Active Electronic Monitoring - Pretrial Release and Probation Unfavorable report ([RSC 1](#))

SB 170 Criminal Procedure - Violation of Conditions of Release Favorable report ([RSC 1](#))

HB 08 Criminal Procedure - Sexual Assault Evidence Collection Kit - Testing Requirement Unfavorable report ([RSC 1](#))

HB 385 Criminal Procedure - Incompetency and Criminal Responsibility Unfavorable report ([RSC 2](#))

HB 480/ SB 484 Criminal Procedure - Pretrial Release - Fees Hrg rescheduled 3/8 JPR ([RSC 2](#))

SB 617 Criminal Procedure - Sentencing - Primary Caretaker Cross filed with **HB 1160** Hrg 3/13 JUD ([RSC 2](#))

SB 346 Criminal Law - Death Penalty - Reinstatement Cross filed with **HB 1411** Hrg 3/13 JUD ([RSC 2](#))

Marlene Cohn

CORRECTIONS

HB 963 Correctional Services - Eligibility for Parole - Violent Crime (Malone plus 19) says an inmate sentenced for a violent crime is not eligible for parole until the inmate has served 60% of sentence for violent crimes, or one-third of the inmate's total aggregate sentence, whichever is longer. Hrg 2/20 JUD

HB 890 Correctional Services - Parole Eligibility - Violent Crime Involving a Firearm (Malone plus 24) says an inmate sentenced after being convicted of a violent crime involving a firearm is not eligible for parole until the inmate has served either 70% of sentence for violent crimes, or one-third, of the inmate's total aggregate sentence, whichever is longer. Hrg 3/6 JUD

HB 1160 Correctional Services - Prerelease Unit for Women (M. Washington plus 16) requires the establishment of a prerelease unit for women with programming that is substantially equivalent to that offered to men, including a community-based correctional facility. Hrg 3/13 JUD

[HB 1256](#) Public Safety - Deaths Involving a Correctional Officer - Reports (A. Washington) requires state and local law enforcement agencies to provide the governor's Office of Crime Control and Prevention with a yearly report on deaths of inmates that involved correctional officials and deaths in the correctional officials' line of duty. The governor's office shall provide this information to the General Assembly. Hrg 3/13 JUD

Update on Bills Previously Reported in the RSC:

[SB 210](#) Correctional Services - Murder - Diminution Credits Hearing rescheduled to 2/28 JPR ([RSC 1](#))

[HB 291](#) Correctional Services - Inmate Case Record - Educational, Vocational and Job History Favorable report JUD; cross filed with **SB 1137** first reading SRU ([RSC 2](#))

[HB 295](#) Correctional Services - Diminution Credits - Education Cross filed with **SB 1113**, referred to JPR ([RSC 2](#))

[HB 579](#) Correctional Services - Murder - Diminution Credits Cross filed with **SB 210**, Hrg 2/28 JPR ([RSC 2](#))

Marlene Cohn

DOMESTIC VIOLENCE

[SB 491](#)/[HB 1303](#) Family Law – Domestic Violence – Permanent Protective Orders (Kelley) expands the circumstances under which the court is required to issue a certain permanent protective order; and requires the court to issue a permanent protective order against a certain individual if, during the term of a certain protective order, the individual commits an act of abuse against a certain person eligible for relief under certain circumstances. Hrg 2/8 JPR; 3/1 JUD

Update on Bills Previously Reported in the RSC:

[HB 30](#) Domestic Violence – Education and Definition of Abuse Hrg 1/18 JUD ([RSC 2](#))

[HB 65](#) Criminal Procedure – Domestic Violence – Active Electronic Monitoring – Pretrial Release and Probation ([RSC 2](#)) Unfavorable Report, JUD

[HB 328](#)/[SB 121](#) Family Law - Domestic Violence - Definition of Abuse Hrg 2/1 JUD; Hrg 1/23 JPR ([RSC 2](#))

Deborah Mitchell

DRUG ABUSE

[HB 924](#) Emergency Medical Care – Administration of Opioid Antidotes – Immunity (Folden plus four) applies immunity from civil liability for certain acts or omissions to persons who administer to individuals who appear to be experiencing an opioid overdose, a dose or doses of a certain opioid antidote. HGO and JUD

[HB 1590](#) Natalie M. LaPrade Medical Cannabis Commission – Qualifying Patients – Identification Cards and Motor Vehicle Administration Records (Corderman plus five) requires certain qualifying patients to carry the identification card issued by the Natalie M. LaPrade Medical Cannabis Commission when in public and surrender the identification card to a uniformed law enforcement officer who demands the card. The patient may elect to include in a record kept by the Motor Vehicle Administration information that the patient has an identification card and inform any uniformed law enforcement officer who demands the card. Hrg 3/06 HGO

[HB 326/SB 288](#) Public Health - Overdose and Infectious Disease Prevention Supervised Drug Consumption Facility Program (Morhaim, et al/Feldman plus two) authorizes the establishment of an Overdose and Infectious Disease Prevention Supervised Drug Consumption Facility Program by a community-based organization to provide a place for the consumption of pre-obtained drugs, provide sterile needles, administer first aid as needed, and provide certain other services. It requires the Maryland Department of Health, in consultation with the local health department, to make a determination on a certain application based on certain criteria and within a certain period of time. Hearing 2/13 HGO

[HB 359/SB 309](#) Health - Reporting of Overdose Information (Speaker/President by request of Administration) authorizes emergency medical services providers and law enforcement officers to report certain overdoses using a certain information technology platform with secure access. It requires that the report include certain information and requires the emergency medical services provider or law enforcement officer to make certain efforts to make the report within 24 hours after responding to the incident. Hrg 2/13 HGO

[HB 771](#) Public Health - Opioid Overdoses - Prohibition and Rehabilitation Order (Cassilly and Szeliga) prohibits an individual from overdosing on an opioid and requiring and receiving an opioid overdose reversal drug from a first responder as a consequence of the overdose. It requires a first responder who successfully administers an opioid overdose reversal drug to an individual to provide the individual with a referral to receive treatment and to issue the individual a rehabilitation order. It also establishes a penalty for a violation of provisions of the Act. Hrgs 2/27 HGO; JUD

Update on Bills Previously Reported in the RSC:

[HB 79](#) Opioid Maintenance Therapy Programs - License Applications – unfavorable report HGO, withdrawn

[SB 87](#) Controlled Dangerous Substances --- Registration, Schedules, Penalties, and Orders of Impoundment (Chair – Finance Committee) FIN passed with amendments, now in HGO

Chris Hager

GUN CONTROL

[HB 1646/SB 1036](#) Criminal Procedure – Firearms – Transfer (Atterbeary/Smith) prohibits a defendant who is convicted of or pleads guilty to a domestically-related crime from possessing a regulated firearm, rifle or shotgun. The court must order the defendant to transfer these firearms to a state or local law enforcement official or to a federally licensed firearms dealer. If there is probable cause to believe that person had failed to comply, it authorizes the court to order a search for and remove these firearms. Hrgs 3/6 1 pm JUD; 2/28 1 pm JPR

Update on Bills Previously Reported in the RSC:

[HB 29/ SB 27](#) Firearms – Handgun Permit [\(RSC 1\)](#) Hrg 3/6 1 pm JUD

[HB 534](#) Right to Purchase, Own, Possess, and Carry – Medical Cannabis [\(RSC 2\)](#)
Hrg 3/6 1 pm JUD

[HB 647](#) Permit to Carry, Wear, or Transport a Handgun – Qualifications [\(RSC 2\)](#)
Hrg 3/6 1 pm JUD

[HB 757](#) Public Safety – Handguns Used in Crime – Trace Request [\(RSC 2\)](#) Hrg 3/6
1 pm JUD

**[HB 758](#) Public Safety – Handgun Permit – Church or Religious Organization
Property [\(RSC 2\)](#)** Hrg 3/6 1 pm JUD

**[HB 760](#) Handguns – School Employees – Handgun Permits and Carrying
Weapons on School Property [\(RSC 2\)](#)** Hrg 3/6 1 pm JUD

[HB 819/SB 741](#) Public Safety – Handgun Permit Review Board – Repeal [\(RSC 2\)](#)
Hrgs 3/6 1 pm JUD; 1 pm 2/22 JPR

**[HB 888/SB 707](#) Criminal Law – Firearm Crimes – Rapid Fire Trigger Activator
[\(RSC 2\)](#)** Hrgs 3/6 1 pm JUD; 2/28 1 pm JPR

Mary Ellis

HUMAN TRAFFICKING

Update on Bills Previously Reported in the RSC:

[HB 06](#) Criminal Law - Human Trafficking - Felony [\(RSC – 2\)](#) Unfavorable Report,

JUD

[HB 346/SB 297](#) **Criminal Law - Crime of Violence - Human Trafficking** Hrg 2/6 JUD
([RSC – 2](#))

[SB 585](#) **Devices Capable of Accessing Content on the Internet - Blocking Capability (Human Trafficking Prevention Act for Maryland)** ([RSC – 2](#)) Unfavorable Report--withdrawn, FIN

Deborah Mitchell

JUVENILE JUSTICE

[HB 1550/SB 863](#) **Juvenile Law - Juvenile Court Jurisdiction** (Sydnor/Kelley) expands juvenile court jurisdiction and specifies that in certain charges the juvenile must have been the principal actor in order to be charged as an adult. Hrgs 3/6 JPR; 3/1 JUD

[HB 479/SB 1066](#) **Juvenile Law - Lead Testing and Behavioral Health Assessment** (Mosby/Conway) establishes a requirement that every juvenile be tested for the presence of lead in the blood stream in addition to a comprehensive behavioral health assessment, provided the parent/guardian consents. Hrgs 3/8 JPR; 2/8 JUD

[HB 859](#) **Juvenile Law - Transfer of Cases to Juvenile Court** (Clippinger) sets a time limit for transfer of cases to juvenile court, establishes grounds for extension of time limit and requires that the reason for time limit must be stated on the public record. Hrg 2/22 JUD

[HB 122/SB 938](#) **Criminal Procedure- Sentencing Guidelines- Previously Adjudicated Delinquent** (Anderson/Kelley) repeals the requirement that sentencing guidelines increase in severity for defendants who were previously adjudicated as juveniles. Hrg 3/06 JPR/JUD 2nd Reading passed with Amendments

[HB 1524/SB 1134](#) **Juvenile Justice Coordinating Council** (Clippinger/Ferguson) establishes a Juvenile Justice Coordinating Council required to report to the governor and State Assembly by December 31, 2019. SRU/Hrg 3/01 JUD

[HB 1702 / SB 1147](#) **Juveniles- Reportable Offenses** (Washington County Delegation) Requires principals/superintendents of schools where a juvenile has been arrested for certain offense to disclose the juvenile's record to any school to which they transfer. HRU 2/16/SRU 2/16

[HB 1607](#) **Education- Juvenile Services Education Program- Management and Operations** (Luedtke) establishes a Juvenile Services Education Pilot Program. Hrg 3/1 W&M

Update on Bills Previously Reported in the RSC:

[HB 102 / SB 198](#) **Criminal Gang Offenses – Penalties, Procedure, and Elements**

(Speaker plus 47 – by request – Administration/President plus 12 – by request – Administration) Hrgs 2/06 JUD; 1/30 JPR

SB 91 Juvenile Law - Disclosure of Court Records (Chair, JPR, by request – Departmental – Juvenile Services) Passed JPR, Favorable with amendments (46-0), now in JUD

HB 555 / SB 257 Juvenile Law – Records – Juveniles Charged as Adults (Sydnor/Kelley plus 11) Hrg 2/01, 2pm JPR; 2/08 JUD

HB 1411 / SB 346 Criminal Law - Death Penalty – Reinstatement (McComas plus 20/ Cassilly plus 7) Hrgs 2/07 JPR; 3/13 JUD

HB 1244 / SB 657 Workgroup on Establishing an Independent School Board for the Juvenile Services Education System (Hettleman plus 23/ Kelley plus 27) Hrg 2/28 EHEA; 2/22 JUD

HB 827 / SB 669 Juvenile Law - Juvenile Diversion Program (West/Brochin & Smith) Hrg 3/06 JUD; JPR Hrg Canceled

HB 1023 / SB 861 Juvenile Law - Witnesses - Body Attachment (Clippinger/Ferguson) Hrg 3/6 JPR; 2/22 JUD

Judy Morenoff & Jill Muth

POLICE ACCOUNTABILITY

HB 1173 Public Safety - Use of Force De-Escalation Training of Law Enforcement Officers - Reports (Hayes plus five) Beginning in October, 2018, and every two years thereafter, each local law enforcement agency shall report to the Governor's Office of Crime Control and Prevention on the use of force de-escalation training for its officers. The report should include the number of reported incidents resulting in the use of force and any incident resulting in a fatality. Every two years, the Governor's Office shall report to the General Assembly on the information compiled in the local reports. Hrg 2/27 JUD

Marlene Cohn

If you would like to help support LWVMD's work, please consider making a donation.

Go to http://www.lwvmd.org/make_donation to learn about our Funds and Donate OR Mail this form with your Donation to: LWVMD 111 Cathedral Street, Suite 201, Annapolis, MD 21401

YES, I want to help the League to continue to provide education, voter service and advocacy!

Name _____ E-mail _____

Enclosed is my **non-deductible** donation to The League of Women Voters of Maryland (**Payable to LWVMD**) in the amount of _____

Enclosed is my **tax-deductible** donation to The League of Women Voters of Maryland Education Fund (**Payable to LWVMD-EF**) in the amount of _____