



SYNOPSIS

Senate Bills and Joint Resolutions
2007 Maryland General Assembly Session

January 22, 2007
Schedule 9

PLEASE NOTE: February 2 – Bill introduction deadline.
All bills should be given to the Secretary of the Senate’s office by 5:00 P.M. on Monday, February 5.
As required by Senate Rule 32(b), bills introduced after this date will be referred to the Senate Rules Committee.

SENATE BILLS INTRODUCED January 22, 2007

SB 74 **Senators Harris and Haines**

BALTIMORE COUNTY – EMINENT DOMAIN – LIMITATION ON CONDEMNATION AUTHORITY

Proposing amendments to the Maryland Constitution to limit the condemnation of private property in Baltimore County under specified circumstances; defining “public use”; and submitting the amendment to the qualified voters of the State of Maryland for their adoption or rejection.

Preliminary analysis: local government mandate

CONSTITUTIONAL AMENDMENT

Maryland Constitution, Art. III, §§ 40, 40A, and 61 - amended

Assigned to: Judicial Proceedings

Department of Legislative Services

90 State Circle, Annapolis, Maryland 21401-1991

Baltimore Area: 410-946-5400 — Washington Area: 301-970-5400

Other Maryland Areas: 1-800-492-7122 — Maryland Relay Service: 1-800-735-2258

SB 75 Harford County Senators**HARFORD COUNTY – EMINENT DOMAIN – LIMITATION ON CONDEMNATION AUTHORITY**

Proposing amendments to the Maryland Constitution to limit the condemnation of private property in Harford County under specified circumstances; defining “public use”; and submitting the amendment to the qualified voters for their adoption or rejection.

Preliminary analysis: local government mandate

CONSTITUTIONAL AMENDMENT

Maryland Constitution, Art. III, §§ 40, 40A, and 61 - amended

Assigned to: Judicial Proceedings

SB 76 Senator Jones**CREATION OF A STATE DEBT – ST. AGNES HEALTHCARE**

Authorizing the creation of a State Debt not to exceed \$560,000, the proceeds to be used as a grant to the Board of Directors of St. Agnes HealthCare, Inc. for the planning, design, renovation, expansion, repair, construction, and capital equipping of the birthing center and neonatal intensive care unit at St. Agnes Hospital; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting use of loan proceeds or the matching fund for sectarian religious purposes; etc.

EFFECTIVE JUNE 1, 2007

Assigned to: Budget and Taxation

SB 77 Senator Kelley, et al**ELECTION LAW – ROTATION OF CANDIDATES NAMES ON THE BALLOT**

Requiring that the names of specified candidates be listed on the ballot in accordance with regulations adopted by the Secretary of State; and requiring the regulations to include a protocol for the rotation of the names of specified candidates.

EFFECTIVE OCTOBER 1, 2007

EL, § 9-210 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 78 **Senators Kelley and Rosapepe**ELECTION LAW – ELECTION JUDGES – HIRING ON A
NONPARTISAN BASIS

Repealing a limitation that each polling place have an equal number of election judges from the majority political party and the principal minority party; providing that election judges shall be hired on a nonpartisan basis; etc.
EFFECTIVE OCTOBER 1, 2007

EL, § 10-201 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 79 **Senator Kelley, et al**

BALTIMORE COUNTY – BOARD OF EDUCATION – MEMBERSHIP

Requiring the appointment of the members of the Baltimore County Board of Education made by the Governor to be with the advice and consent of the Senate of Maryland and requiring the composition of the membership of the Board to reflect the demographic composition of the student population in the county.

EFFECTIVE JULY 1, 2007

ED, §§ 3-108(a) and 3-109 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 80 **Senators Stone and Harris**MOTOR FUEL TAX – REFUNDS – MOTOR FUEL USED TO OPERATE
VESSELS

Allowing a refund of motor fuel tax paid on motor fuel that is used to operate a vessel; etc.

EFFECTIVE JULY 1, 2007

TG, § 13-901(f)(1)(ii)1. and 3. - amended

Assigned to: Budget and Taxation

SB 81 **Senator Della**PROCUREMENT OF SERVICES OF REGULATED LOBBYIST –
PROHIBITED

Prohibiting a unit of State government from awarding a contract for services that is to be performed in whole or in part by a regulated lobbyist.

EFFECTIVE OCTOBER 1, 2007

SF, § 14-601 - added

Assigned to: Education, Health, and Environmental Affairs

SB 82 **Senator Zirkin****BALTIMORE COUNTY – BOARD OF EDUCATION – ELECTED MEMBERS**

Establishing a procedure for the election of specified members of the Baltimore County Board of Education; requiring the elected members of the County Board to reside in and be elected from specified districts; establishing the term of office for the elected members and for their removal under specified circumstances; providing a procedure for filling a vacancy for an elected member; providing for the election of the chair and vice chair of the County Board; providing for the compensation of the members of the County Board; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2007

ED, §§ 3-108(a), 3-109, and 3-114 - amended and §§ 3-2A-01 through 3-2A-04 - added

Assigned to: Education, Health, and Environmental Affairs

SB 83 **Senator Zirkin****SEXUAL OFFENDERS – EVALUATION BEFORE SENTENCING**

Requiring a court, unless a specified waiver exists, before sentencing a defendant to order that the defendant submit to a specified presentence investigation; etc.

EFFECTIVE OCTOBER 1, 2007

CP, § 11-704.1 - added

Assigned to: Judicial Proceedings

SB 84 **Senator Zirkin****HEALTH CARE MALPRACTICE – EXPRESSION OF REGRET OR APOLOGY – INADMISSIBILITY**

Altering a specified evidentiary rule concerning an expression of regret or apology in specified civil actions and proceedings against health care providers; etc.

EFFECTIVE OCTOBER 1, 2007

CJ, § 10-920 - amended

Assigned to: Judicial Proceedings

SB 85 **Senator Zirkin**CREATION OF A STATE DEBT – BALTIMORE COUNTY –
HOPEWELL CANCER SUPPORT FACILITY

Authorizing the creation of a State Debt not to exceed \$1,000,000 the proceeds to be used as a grant to the Board of Trustees of HopeWell Cancer Support, Inc. for the construction and reconstruction of a cancer support facility; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2007

Assigned to: Budget and Taxation

SB 86 **Senator Zirkin**CREATION OF A STATE DEBT – BALTIMORE COUNTY – UNITED
CEREBRAL PALSY FACILITY

Authorizing the creation of a State Debt not to exceed \$2,000,000, the proceeds to be used as a grant to the Board of Directors of the United Cerebral Palsy of Central Maryland, Inc. for the design, construction, and capital equipping of a multipurpose facility for the disabled; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2007

Assigned to: Budget and Taxation

SB 87 **Senator Middleton**CREATION OF A STATE DEBT – CHARLES COUNTY – CHARLES
COUNTY HUMANE SOCIETY

Authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of the Charles County Humane Society, Inc. for constructing an animal shelter for the Charles County Humane Society; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

EFFECTIVE JUNE 1, 2007

Assigned to: Budget and Taxation

SB 88 **Senator Conway, et al**STATE BOARD OF ARCHITECTS – ARCHITECTURE LICENSING
EXAM – TIME REQUIREMENTS

Prohibiting the Board of Architects from adopting time requirements for completing architectural licensing exams that begin running before the completion of any internship or training programs required by the Board.

EFFECTIVE OCTOBER 1, 2007

BOP, § 3-305 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 89 **Senator Kelley, et al**ELECTION LAW – CERTIFICATE OF CANDIDACY – ADDRESS
REQUIREMENT

Requiring a candidate filing a certificate of candidacy for elective office to use the address of the candidate's current domicile as defined in § 11-113.1 of the Transportation Article; repealing a provision of law allowing a candidate to use the candidate's address on the statewide voter registration list or the candidate's current address; etc.

EFFECTIVE OCTOBER 1, 2007

EL, § 5-304(c) - amended

Assigned to: Education, Health, and Environmental Affairs

SB 90 **Senator Kelley, et al**ELECTION LAW – CERTIFICATE OF CANDIDACY – GIVEN NAME
REQUIREMENT

Repealing a provision of law authorizing a candidate for a public or party office to file a certificate of candidacy under a name other than the candidate's given name, initial of other given name, and surname by filing an affidavit attesting that the candidate is generally known by that other name in press accounts concerning the candidate or in the candidate's everyday encounters with members of the community; etc.

EFFECTIVE OCTOBER 1, 2007

EL, § 5-301(c) - amended

Assigned to: Education, Health, and Environmental Affairs

SB 91 **Senator Garagiola, et al**

CLEAN INDOOR AIR ACT OF 2007

Prohibiting a person from smoking tobacco products in indoor areas open to the public and places of employment; creating the Clean Indoor Air Act of 2007; requiring the Department of Health and Mental Hygiene and the Department of Labor, Licensing, and Regulation to adopt regulations to implement the provisions of the prohibition; requiring these departments to report to the General Assembly; establishing civil penalties and fines for the violation of the Act; etc.

EFFECTIVE OCTOBER 1, 2007

HG, § 24-501 thru 24-509 and LE, § 5-608 - added and Art. 25, BR, HG, and LE, Various Sections - amended and repealed

Assigned to: Finance

SB 92 **Senators Miller and Dyson**

CREATION OF A STATE DEBT – CALVERT COUNTY – ARC OF SOUTHERN MARYLAND COMMUNITY RESOURCE CENTER

Authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Board of Directors of The Arc of Southern Maryland, Inc. for the renovation of a multipurpose community resource center for The Arc of Southern Maryland, located in Prince Frederick; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2007

Assigned to: Budget and Taxation

SB 93 **Senators Stone and Miller**

UNCLAIMED RESTITUTION – DISBURSEMENTS AND USE

Requiring the Comptroller to distribute unclaimed money from judgments of restitution to the State Victims of Crime Fund to be used for specified purposes; requiring the State Board of Victim Services to ensure that money obtained from unclaimed restitution is used for grants to provide legal counsel to victims; providing that it is the intent of the General Assembly that if specified federal funding for victims is terminated or reduced below \$500,000, the Governor shall include a specified appropriation in the annual budget bill.

EFFECTIVE OCTOBER 1, 2007

CL, § 17-317 and CP, § 11-919 - amended

Assigned to: Judicial Proceedings

SB 94 **Senators Brinkley and Mooney**CREATION OF A STATE DEBT – FREDERICK COUNTY – C&O
CANAL NATIONAL HISTORIC CATOCTIN AQUEDUCT

Authorizing the creation of a State Debt not to exceed \$450,000, the proceeds to be used as a grant to the Board of Directors of the Catoctin Aqueduct Restoration Fund, Inc. for the repair, restoration, reconstruction, and stabilization of the National Historic Catoctin Aqueduct; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2007

Assigned to: Budget and Taxation

SB 95 **Senators Mooney and Brinkley**CREATION OF A STATE DEBT – FREDERICK COUNTY – WAY
STATION

Authorizing the creation of a State Debt not to exceed \$550,000, the proceeds to be used as a grant to the Board of Directors of Way Station, Inc. for the design, renovation, and capital equipping of Way Station; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2007

Assigned to: Budget and Taxation

SB 96 **Senators Mooney and Brinkley**FREDERICK COUNTY – ALCOHOLIC BEVERAGES – SPECIAL
LICENSES

Authorizing Holy Family Catholic Community in Frederick County to obtain specified special licenses for the sale of specified alcoholic beverages; and specifying that the net proceeds from the sale of alcoholic beverages be used to fund building construction or for charitable purposes.

EFFECTIVE JUNE 1, 2007

Art. 2B, § 8-211(i) - added

Assigned to: Education, Health, and Environmental Affairs

SB 97 **Senator Kramer, et al****CREATION OF A STATE DEBT – MONTGOMERY COUNTY –
DAMASCUS HERITAGE MUSEUM**

Authorizing the creation of a State Debt in the amount of \$200,000, the proceeds to be used as a grant to the Board of Directors of the Damascus Heritage Society, Inc. for acquisition, planning, and design purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2007

Assigned to: Budget and Taxation

CORRECTION TO SENATE BILL**SB 60** **The President (Maryland Judiciary)****JUDGESHIPS – CIRCUIT AND DISTRICT COURTS**

Increasing the number of resident judges of the circuit courts in Montgomery County and Baltimore City; and increasing the number of associate judges of the District Court in Charles and Montgomery counties.

EFFECTIVE JULY 1, 2007

CJ, §§ 1-503(a)(15) and (b) and 1-603(b)(4) and (6) - amended

Assigned to: Judicial Proceedings and Budget and Taxation