



MSBA Bill Report 2A - Business and Taxation (2024.01.23)

January 23, 2024

(2024.01.23)

MD - HB30 Health Insurance Conformity With Federal Law

Last Action: Hearing 1/25 at 2:30 p.m. (January 17, 2024)

Primary Sponsor: Chair, Health and Government Operations Committee

Committee: Health and Government Operations (House)

Scheduled Hearing:

Health and Government Operations (House)

Date: January 25, 2024

Time: 2:30pm (EST)

Location: House Office Building, Room 240, Annapolis, MD

Summary:

Conforming provisions of State health insurance law with existing federal requirements, including updating effective dates for federal regulations, clarifying federal consumer protection regulations resulting from changes to the federal No Surprises Act, altering the material errors that trigger special enrollment periods, and authorizing the Maryland Health Benefits Exchange to adopt an expanded open enrollment period under certain circumstances.

Cross-filed Bill: SB217

MD - HB339 Unemployment Insurance - Disqualification - Stoppage of Work Caused by Labor Dispute

Last Action: Text - First - Unemployment Insurance - Disqualification - Stoppage of Work Caused by Labor Dispute (January 17, 2024)

Primary Sponsor: Delegate Joe Vogel (D)

Committee: Economic Matters (House)

Summary:

Establishing that the disqualification from receiving unemployment insurance benefits due to a stoppage of work does not apply for any week beginning after the first 14 days of an individual's unemployment resulting from the stoppage of work that exists because of a labor dispute at the premises where the individual was last employed.

Statutes Amended:

8-1004 Article - Labor and Employment

MD - HB410 Maryland Technology Development Corporation - Equitech Growth Fund - Alterations

Last Action: Hearing 2/01 at 1:00 p.m. (January 18, 2024)

Primary Sponsor: Delegate Vanessa E. Atterbeary (D)

Committee: Ways and Means (House)

(2024.01.23)

Scheduled Hearing:

Ways and Means (House)

Date: February 1, 2024

Time: 1:00pm (EST)

Location: House Office Building, Room 130, Annapolis, MD

Summary:

Specifying certain authorized uses, to make certain awards from the Fund and to pay the administrative costs, of the Equitech Growth Fund in the Maryland Technology Development Corporation.

Cross-filed Bill: SB457

Statutes Amended:

10-488 Article - Economic Development

MD - HB417 [Baltimore County - Nuisance Actions - Community Association](#)

Last Action: Text - First - Baltimore County - Nuisance Actions - Community Association (January 18, 2024)

Primary Sponsor: Delegate Robin L. Grammer, Jr. (R)

Committee: Environment and Transportation (House)

Summary:

Altering the definitions of "community association" and "local code violation" to authorize community associations to seek judicial relief for nuisance abatement in Baltimore County; and repealing a provision of law requiring the Circuit Court for Baltimore County to determine the amount and conditions of a bond filed by a community association in a certain nuisance action.

Cross-filed Bill: SB383

MD - HB419 [Business Regulation - Automatic Tip Prompt Screen - Requirements](#)

Last Action: Text - First - Business Regulation - Automatic Tip Prompt Screen - Requirements (January 18, 2024)

Primary Sponsor: Delegate Mary A. Lehman (D)

Committee: Economic Matters (House)

Summary:

Requiring certain businesses that use a point-of-sale system that automatically prompts a customer to leave a tip to disclose to whom the tip will be allocated.

MD - HB465 [Workplace Fraud and Prevailing Wage - Violations - Penalties and Referrals](#)

(2024.01.23)

Last Action: Text - First - Workplace Fraud and Prevailing Wage - Violations - Penalties and Referrals (January 22, 2024)

Primary Sponsor: Delegate Adrian Boafo (D)

Committee: Economic Matters (House)

Summary:

Establishing certain criminal penalties for employers knowingly failing to properly classify individuals as employees and contractors and subcontractors knowingly violating State prevailing wage laws; and requiring the Commissioner of Labor and Industry to refer to the Comptroller, certain State's Attorneys, the U.S. Department of Justice, the U.S. Department of Labor, and the U.S. Department of the Treasury certain complaints that allege a violation of certain tax laws under certain circumstances.

Cross-filed Bill: SB436

Statutes Amended:

17-227 Article - State Finance and Procurement
3-909,

3-910 Article - Labor and Employment

MD - SB217 Health Insurance - Conformity With Federal Law

Last Action: Text - First - Health Insurance - Conformity With Federal Law (January 10, 2024)

Primary Sponsor: Chair, Finance Committee

Committee: Finance (Senate)

Scheduled Hearing:

Finance (Senate)

Date: January 24, 2024

Time: 1:30pm (EST)

Location: East Miller Senate Building, Room 3, Annapolis, MD

Summary:

Conforming provisions of State health insurance law with existing federal requirements, including updating effective dates for federal regulations, clarifying federal consumer protection regulations resulting from changes to the federal No Surprises Act, altering the material errors that trigger special enrollment periods, and authorizing the Maryland Health Benefits Exchange to adopt an expanded open enrollment period under certain circumstances.

Cross-filed Bill: HB30

MD - SB383 Baltimore County - Nuisance Actions - Community Association

(2024.01.23)

Last Action: Hearing 2/08 at 1:00 p.m. (January 18, 2024)

Primary Sponsor: Senator Johnny Ray Salling (R)

Committee: Judicial Proceedings (Senate)

Scheduled Hearing:

Judicial Proceedings (Senate)

Date: February 8, 2024

Time: 1:00pm (EST)

Location: East Miller Senate Building, Room 2, Annapolis, MD

Summary:

Altering the definitions of "community association" and "local code violation" to authorize community associations to seek judicial relief for nuisance abatement in Baltimore County; and repealing a provision of law requiring the Circuit Court for Baltimore County to determine the amount and conditions of a bond filed by a community association in a certain nuisance action.

Cross-filed Bill: HB417

Statutes Amended:

14-125 Article - Real Property

[MD - SB392 Agricultural Land - Adversarial Foreign Governments - Restrictions on Property Interests](#)

Last Action: Text - First - Agricultural Land - Adversarial Foreign Governments - Restrictions on Property Interests (January 18, 2024)

Primary Sponsor: Senator Jason C. Gallion (R)

Committee: Education, Energy, and the Environment (Senate)

Summary:

Prohibiting adversarial foreign governments from purchasing, acquiring, leasing, or holding any property interest in agricultural land in the State; and requiring the Attorney General to enforce the Act in a certain manner.

Statutes Amended:

14-101,

14-101.1 Article - Real Property

[MD - SB394 Catalytic Revitalization Project Tax Credit - Alterations](#)

Last Action: Text - First - Catalytic Revitalization Project Tax Credit - Alterations (January 18, 2024)

Primary Sponsor: Senator Katie Fry Hester (D)

Committee: Education, Energy, and the Environment (Senate)

Summary:

(2024.01.23)

Altering the amount of a certain credit against the State income tax that certain persons may claim for certain construction and rehabilitation costs for certain catalytic revitalization projects in the State; repealing a certain limitation on the number of initial tax credit certificates the Secretary may award within a two-year period; prohibiting the Secretary from accepting applications and awarding initial credit certificates for catalytic revitalization projects under certain circumstances; etc.

Statutes Amended:

6-902,

6-903,

6-904 Article - Housing and Community Development

[MD - SB399 Cannabis - Advertising - Prohibited Locations](#)

Last Action: Hearing 2/15 at 1:00 p.m. (January 22, 2024)

Primary Sponsor: Senator Chris West (R)

Committee: Finance (Senate)

Scheduled Hearing:

Finance (Senate)

Date: February 15, 2024

Time: 1:00pm (EST)

Location: East Miller Senate Building, Room 3, Annapolis, MD

Summary:

Altering a certain prohibition on advertising for cannabis licensees, products, or services by repealing a prohibition on certain outdoor advertising and instead prohibiting advertising within 500 feet of a substance use treatment facility, certain schools, child care facilities, or other locations; authorizing a cannabis licensee to request and requiring the Maryland Cannabis Administration to provide, within 30 days of receiving the advertisement, an opinion as to whether a cannabis advertisement meets certain requirements; etc.

Statutes Amended:

36-903 Article - Alcoholic Beverages and Cannabis

[MD - SB400 Corporations and Associations Definitions, Emergencies, and Outstanding Stock](#)

[Revisions](#)

Last Action: Hearing 2/07 at 2:00 p.m. (January 18, 2024)

Primary Sponsor: Senator Chris West (R)

Committee: Judicial Proceedings (Senate)

Scheduled Hearing:

Judicial Proceedings (Senate)

Date: February 7, 2024

(2024.01.23)

Time: 2:00pm (EST)

Location: East Miller Senate Building, Room 2, Annapolis, MD

Summary:

Altering certain definitions as they relate to certain Maryland business entities; authorizing a corporation to adopt certain emergency bylaws; authorizing a corporation to take certain actions during an emergency; limiting the liability of certain persons for certain corporate acts taken during an emergency; and clarifying when certain stock is outstanding.

Statutes Amended:

1-101,

2-101,

2-116 through 2-118,

2-310,

8-601.1 Article - Corporations and Associations

MD - SB413 Discrimination - Military Status - Prohibition

Last Action: Hearing 2/08 at 1:00 p.m. (January 18, 2024)

Primary Sponsor: Senator Dawn Gile (D)

Committee: Judicial Proceedings (Senate)

Scheduled Hearing:

Judicial Proceedings (Senate)

Date: February 8, 2024

Time: 1:00pm (EST)

Location: East Miller Senate Building, Room 2, Annapolis, MD

Summary:

Prohibiting discrimination based on military status with regard to public accommodation, housing, employment, financial transactions, education, insurance, the provision of public utility services, and State personnel actions.

Statutes Amended:

12-305,

12-503,

12-603,

12-702,

12-704 Article - Commercial Law

13-303,

2-206,

26-701,

26-703,

26-704 Article - Education

(2024.01.23)

15-1A-22,

2-202 Article - Insurance

17-402,

17-402.1,

7-507 Article - Public Utilities

19-342,

19-355,

2-1001,

2-1002,

2-1003,

2-1004 Article - Health - General

20-101,

20-1103,

20-302,

20-304,

20-401,

20-402,

20-501,

20-601,

20-602,

20-603,

20-604,

20-605,

20-606,

20-610,

20-702,

20-704,

20-705,

20-707 Article - State Government

2-302 Article - State Personnel and Pensions

8-707 Article - Human Services

[MD - SB422 Income Tax - Subtraction Modification - Foreign Service Retirement Income](#)

Last Action: Text - First - Income Tax - Subtraction Modification - Foreign Service Retirement Income
(January 19, 2024)

Primary Sponsor: Senator Jim Rosapepe (D)

Committee: Budget and Taxation (Senate)

(2024.01.23)

Summary:

Allowing a subtraction modification under the Maryland income tax for certain foreign service retirement income received by an individual during the taxable year; providing that foreign service retirement income that is included in the subtraction allowed under the Act may not be taken into account for purposes of a certain subtraction modification under the Maryland income tax for certain retirement income; and applying the Act to all taxable years beginning after December 31, 2023.

Statutes Amended:

10-207,

10-209 Article - Tax - General

MD - SB423 Real Property - Recordation - Procedures

Last Action: Text - First - Real Property - Recordation - Procedures (January 19, 2024)

Primary Sponsor: Senator Mary-Dulany James (D)

Committee: Judicial Proceedings (Senate)

Summary:

Requiring a county treasurer, tax collector, or director of finance to provide a certificate enumerating certain taxes, assessments, and charges against a property and to establish certain procedures to facilitate the issuance of a certificate; requiring a collecting agent presented with a certificate to endorse a deed and establishing that this endorsement is sufficient authority for a transfer on the assessment books; authorizing a county or municipality to collect a fee of up to \$55 for the issuance of a certain certificate; etc.

Statutes Amended:

3-104,

3-703 Article - Real Property

MD - SB429 Corporations and Associations - Protestant Episcopal Church, Diocese of Washington

Last Action: Text - First - Corporations and Associations - Protestant Episcopal Church, Diocese of Washington (January 19, 2024)

Primary Sponsor: Senator Jack Bailey (R)

Committee: Judicial Proceedings (Senate)

Summary:

Repealing uncodified provisions of law relating to the Protestant Episcopal Church, Diocese of Washington, commonly known as the "Vestry Act"; and providing for the governance of religious corporations in union with the Protestant Episcopal Church, Diocese of Washington.

Cross-filed Bill: HB391

(2024.01.23)

[MD - SB436 Workplace Fraud and Prevailing Wage - Violations - Penalties and Referrals](#)

Last Action: Hearing 2/15 at 1:00 p.m. (January 22, 2024)

Primary Sponsor: Senator Dawn Gile (D)

Committee: Finance (Senate)

Scheduled Hearing:

Finance (Senate)

Date: February 15, 2024

Time: 1:00pm (EST)

Location: East Miller Senate Building, Room 3, Annapolis, MD

Summary:

Establishing certain criminal penalties for employers knowingly failing to properly classify individuals as employees and contractors and subcontractors knowingly violating State prevailing wage laws; and requiring the Commissioner of Labor and Industry to refer to the Comptroller, certain State's Attorneys, the U.S. Department of Justice, the U.S. Department of Labor, and the U.S. Department of the Treasury certain complaints that allege a violation of certain tax laws under certain circumstances.

Cross-filed Bill: HB465

[MD - SB446 Local Government - Condominium and Homeowners Associations - Repair and Rehabilitation Funds](#)

Last Action: Text - First - Local Government - Condominium and Homeowners Associations - Repair and Rehabilitation Funds (January 22, 2024)

Primary Sponsor: Senator C. Anthony Muse (D)

Committee: Budget and Taxation (Senate)

Summary:

Authorizing a county or a municipality to establish a certain fund for the purpose of providing support for the repair of infrastructure in a community subject to a condominium association or a homeowners association; and requiring that certain property tax revenues be assigned to a fund created under the Act.

Cross-filed Bill: HB280

Statutes Amended:

1-1319 Article - Local Government

[MD - SB457 Maryland Technology Development Corporation - Equitech Growth Fund - Alterations](#)

(2024.01.23)

Last Action: Text - First - Maryland Technology Development Corporation - Equitech Growth Fund - Alterations (January 22, 2024)

Primary Sponsor: Senator Alonzo T. Washington (D)

Committee: Finance (Senate)

Summary:

Specifying certain authorized uses of the Equitech Growth Fund in the Maryland Technology Development Corporation.

Cross-filed Bill: HB410

Statutes Amended:

10-488 Article - Economic Development

MD - SB469 Maryland Cannabis Administration Cannabis Licensing Protests of Renewal

Last Action: Text - First - Maryland Cannabis Administration Cannabis Licensing Protests of Renewal (January 22, 2024)

Primary Sponsor: Senator Cory V. McCray (D)

Committee: Finance (Senate)

Summary:

Authorizing certain individuals who are residents, commercial tenants who are not holders of or applicants for a license, or real estate owners, and who are located within 1,000 feet of the licensed premises to file a protest with the Maryland Cannabis Administration against the renewal of a cannabis license; providing that a protest against a license renewal may be filed with the Administration by at least 10 individuals; and establishing standards and requirements for the Administration's consideration of a protest filed under the Act.

Statutes Amended:

36-411 Article - Alcoholic Beverages and Cannabis

MD - SB472 State Government - Permits, Licenses, and Certificates - Processing (Transparent Government Act of 2024)

Last Action: Text - First - State Government - Permits, Licenses, and Certificates - Processing (Transparent Government Act of 2024) (January 22, 2024)

Primary Sponsor: President

Committee: Education, Energy, and the Environment (Senate)

Summary:

Requiring certain departments and independent units to create a certain catalog of information relating to permits, licenses, and certificates issued by the department or independent unit and submit the catalog to the Governor on or before September 1, 2024; requiring certain departments and

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independent units to post certain information relating to permits, licenses, and certificates on the website of the department or independent unit on or before December 1, 2024; establishing the Government Efficiency Commission; etc.

Statutes Amended:

8-506, 9-3801, 9-3802 Article - State Government

[MD - SB473 Economic Development - Entrepreneurial Innovation Programs - Establishment \(Pava LaPere Legacy of Innovation Act of 2024\)](#)

Last Action: Text - First - Economic Development - Entrepreneurial Innovation Programs - Establishment (Pava LaPere Legacy of Innovation Act of 2024) (January 22, 2024)

Primary Sponsor: President

Committee: Finance (Senate)

Summary:

Establishing the Pava LaPere Innovation Acceleration Grant Program in the Maryland Technology Development Corporation; establishing the Baltimore Innovation Initiative Pilot Program within the Maryland Innovation Initiative of the Corporation; requiring certain appropriations for the programs to be included in the annual budget bill in certain fiscal years; and repealing a mandated appropriation for a certain telework assistance program.

Statutes Amended:

10-462, 10-462.1,

5-1702 Article - Economic Development

[MD - SB483 Maryland Community Investment Corporation - Establishment \(Housing and Community Development Financing Act of 2024\)](#)

Last Action: Text - First - Maryland Community Investment Corporation - Establishment (Housing and Community Development Financing Act of 2024) (January 22, 2024)

Primary Sponsor: President

Committees:

Budget and Taxation (Senate)

Education, Energy, and the Environment (Senate)

Summary:

Establishing the Maryland Community Investment Corporation as an independent unit to make investments in certain low-income communities; requiring the Corporation to apply for an allocation of federal new markets tax credits; expanding the eligible uses of the Strategic Demolition and Smart Growth Impact Fund to include grants and loans for debt payments and for credit enhancement for certain projects; etc.

Statutes Amended:

10-1101 through 10-1123,

9-101 Article - Economic Development

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4-508 Article - Housing and Community Development

MD - SB484 Land Use - Affordable Housing - Zoning Density and Permitting (Housing Expansion and Affordability Act of 2024)

Last Action: Text - First - Land Use - Affordable Housing - Zoning Density and Permitting (Housing Expansion and Affordability Act of 2024) (January 22, 2024)

Primary Sponsor: President

Committee: Education, Energy, and the Environment (Senate)

Summary:

Prohibiting a local legislative body from prohibiting the placement of a certain manufactured home in certain residential zoning districts under certain circumstances; prohibiting a local jurisdiction from using an element of an adequate public facilities law to deny certain permits for certain State-funded affordable housing projects or other qualified projects or to restrict or limit the development of the projects in a certain manner; etc.

Statutes Amended:

10-103,

1-401,

4-104,

7-101,

7-105, 7-501 through 7-506 Article - Land Use

MD - SB485 Family and Medical Leave Insurance Program - Modifications

Last Action: Text - First - Family and Medical Leave Insurance Program - Modifications (January 23, 2024)

Primary Sponsor: Senator Antonio Hayes (D)

Committee: Finance (Senate)

Summary:

Modifying provisions of law governing application, administration, and enforcement of the Family and Medical Leave Insurance Program, including provisions related to the payment of contributions, the calculation of the average weekly wage, the submission of claims for benefits, the application of the Program to self-employed individuals, the satisfaction of Program requirements through private employer plans or insurance, and the use of contributions or other funding by the Secretary of Labor.

Statutes Amended:

8.3-101,

8.3-102,

8.3-201,

8.3-302,

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8.3-403,

8.3-601,

8.3-701,

8.3-703,

8.3-705,

8.3-903,

8.3-905,

8.3-906 Article - Labor and Employment