

Chapter 6

(Senate Bill 112)

AN ACT concerning

**Mandated Reports and Statutory Commissions, Councils, and Committees –
Revisions**

FOR the purpose of repealing certain reporting requirements that are obsolete, unnecessary, or duplicative; consolidating certain reporting requirements for efficiency; codifying certain reporting requirements for transparency; modifying certain reporting requirements for practicality; repealing the requirement that the Council for the Procurement of Health, Education, and Social Services establish a certain workgroup; repealing the Maryland Advisory Council for Virtual Learning; repealing the Joint Committee on Base Realignment and Closure; repealing the Commission on the Capital City; repealing the Commission to Coordinate the Study, Commemoration, and Impact of Slavery's History and Legacy in Maryland; repealing the Maryland Business Tax Reform Commission; making stylistic and conforming changes; and generally relating to mandated reports and statutory commissions, councils, and committees.

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 8–804(a) and 8–807
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 12–205(c)
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 8–204(c)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – Economic Development
Section 4–107 and 14–302
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Economic Development
Section 14–102
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing

Article – Education
Section 2–107, 5–402, 6–118(f), and 7–1002(e); and 7–10B–01 through 7–10B–06 and
the subtitle “Subtitle 10B. Maryland Advisory Council for Virtual Learning”
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Education
Section 5–217(k), 7–119(d), 7–203(f), 7–204(c), 12–105(a)(1)(iii), 22–303, 23–105(e),
and 23–106(b)(4)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY adding to

Article – Education
Section 8–311(f) and 9.5–112
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Election Law
Section 3–204(c)(3) and (4)
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment
Section 2–107(c)(3)
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

BY repealing

Article – Environment
Section 2–1209
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

BY repealing

Article – General Provisions
Section 4–501(c)(6)

Annotated Code of Maryland
(2014 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 8–110
Annotated Code of Maryland
(2014 Volume and 2018 Supplement)

BY repealing
Article – Health – General
Section 13–1003(f), 13–1103(g), 19–108.2(h), 19–143(b), (c), and (g), 19–214(e),
19–310.3(d), and 19–14B–01(f)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–1004(d), 15–407, 19–108.2(i), 19–134(e)(4)(ii), 19–143(d) through (f), (h),
and (i), and 19–207(b)(6)(iii) and (iv) and (9)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – Health – General
Section 19–207(b)(6)(iv)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – Human Services
Section 8–605
Annotated Code of Maryland
(2007 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Human Services
Section 10–206
Annotated Code of Maryland
(2007 Volume and 2018 Supplement)

BY adding to
Article – Insurance
Section 15–10B–20(e)
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 15–1205(d)(3)
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY repealing
Article – Insurance
Section 15–1705
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 11–401(6) and (7)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY repealing
Article – Labor and Employment
Section 11–401(8)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–11A–03.2(c)(1)(i)
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 2–307(b) and 8–105
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing
Article – Public Safety
Section 12–824.1(l)
Annotated Code of Maryland
(2018 Replacement Volume)

BY adding to
Article – Public Safety
Section 13–410

Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing

Article – Public Utilities
Section 7–211(m)(5), 7–505(e), and 7–510(a)(3)
Annotated Code of Maryland
(2010 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Utilities
Section 7–510(a)(4)
Annotated Code of Maryland
(2010 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement
Section 2–206(f)(2), 14–409(c), and 15–111(d) and (e)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing

Article – State Finance and Procurement
Section 14–208, 14–303(a)(1)(iii), 14–409(b), and 15–111(c)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing

Article – State Government
Section 2–10A–01(j) and 2–10A–12; 9–401 through 9–407 and the subtitle “Subtitle 4. Commission on the Capital City”; and 9–701 and the subtitle “Subtitle 7. Commission to Coordinate the Study, Commemoration, and Impact of Slavery’s History and Legacy in Maryland”
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government
Section 2–10A–11(h)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

~~BY repealing and reenacting, with amendments,~~

~~Article – Tax – General
Section 10–730(e)(2)
Annotated Code of Maryland~~

~~(2016 Replacement Volume and 2018 Supplement)~~

BY repealing

Article – Transportation

Section 8–508(d)

Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

BY repealing

Chapter 358 of the Acts of the General Assembly of 1993

Section 3

BY repealing

Chapter 555 of the Acts of the General Assembly of 1993

Section 2

BY repealing

Chapter 628 of the Acts of the General Assembly of 1993

Section 2

BY repealing

Chapter 324 of the Acts of the General Assembly of 1998

Section 13

BY repealing

Chapter 325 of the Acts of the General Assembly of 1998

Section 13

BY repealing

Chapter 617 of the Acts of the General Assembly of 1998

Section 4

BY repealing

Chapter 140 of the Acts of the General Assembly of 2002

Section 2

BY repealing

Chapter 5 of the Acts of the General Assembly of 2003

Section 12(7)

BY repealing

Chapter 207 of the Acts of the General Assembly of 2003

Section 4

BY repealing

Chapter 295 of the Acts of the General Assembly of 2003

Section 2

BY repealing

Chapter 403 of the Acts of the General Assembly of 2003
Section 3

BY repealing

Chapter 302 of the Acts of the General Assembly of 2004
Section 2

BY repealing

Chapter 445 of the Acts of the General Assembly of 2006
Section 3

BY repealing

Chapter 485 of the Acts of the General Assembly of 2007
Section 2

BY repealing

Chapter 592 of the Acts of the General Assembly of 2007
Section 4

BY repealing

Chapter 583 of the Acts of the General Assembly of 2008
Section 3 and 4

BY repealing

Chapter 350 of the Acts of the General Assembly of 2012
Section 2

BY repealing

Chapter 250 of the Acts of the General Assembly of 2013
Section 1

BY repealing

Chapter 164 of the Acts of the General Assembly of 2015
Section 4

BY repealing

Article – Tax – General
Section 10–110
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

Article – Agriculture

8–804.

(a) **[(1)]** The Department shall establish a Nutrient Management Advisory Committee. The Secretary shall appoint to the Committee representatives of the agricultural community, the environmental community, the commercial lawn care, biosolids, and agricultural fertilizer industries, academia, and appropriate government units. The Secretary also shall appoint to the Committee a representative of county government from a list submitted by the Maryland Association of Counties. The President of the Senate of Maryland shall appoint to the Committee one Senator and the Speaker of the House of Delegates shall appoint to the Committee one Delegate.

[(2) (i)] The Nutrient Management Advisory Committee shall report to the Governor and the General Assembly, in accordance with § 2–1246 of the State Government Article, by July 1 of each year on the implementation of the requirements of the Water Quality Improvement Act of 1998.

(ii) The report required under subparagraph (i) of this paragraph shall include information regarding:

1. The level of participation in the nutrient management plan program;
2. Additional resources that may be needed to meet the requirements of § 8–803.1 of this subtitle;
3. The effectiveness of nutrient application education programs; and
4. The effectiveness of the Manure Transportation Project set forth in § 8–704.2 of this title.]

DRAFTER’S NOTE:

Subsection (a)(2) of this section is repealed to reflect the new consolidated reporting requirement established in this bill under § 8–807 of the Agriculture Article.

8–807.

(A) On or before December 31 of each year, the Department of Agriculture shall report to the Governor, and, in accordance with § 2–1246 of the State Government Article, the General Assembly, on **[the]**:

(1) THE farm acreage covered by nutrient management plans and the implementation and evaluation of those plans; AND

(2) IN CONSULTATION WITH THE NUTRIENT MANAGEMENT ADVISORY COMMITTEE, THE IMPLEMENTATION OF THE REQUIREMENTS OF THE WATER QUALITY IMPROVEMENT ACT OF 1998.

(B) THE REPORT REQUIRED UNDER SUBSECTION (A)(2) OF THIS SECTION SHALL INCLUDE INFORMATION REGARDING:

(1) THE LEVEL OF PARTICIPATION IN THE NUTRIENT MANAGEMENT PLAN PROGRAM;

(2) ADDITIONAL RESOURCES THAT MAY BE NEEDED TO MEET THE REQUIREMENTS OF § 8-803.1 OF THIS SUBTITLE;

(3) THE EFFECTIVENESS OF NUTRIENT APPLICATION EDUCATION PROGRAMS; AND

(4) THE EFFECTIVENESS OF THE MANURE TRANSPORTATION PROJECT SET FORTH IN § 8-704.2 OF THIS TITLE.

DRAFTER'S NOTE:

This section is revised, at the request of the Department of Agriculture, to consolidate the report currently required under this section and the report required under § 8-804(a)(2) of the Agriculture Article.

Article – Business Occupations and Professions

12-205.

(c) (1) At least once a year, the Board shall review:

(i) new and existing standards of the American National Standards Institute and any other organization listed in the State Plumbing Code or the Model Performance Building Code for water conserving appliances, devices, fittings, and fixtures; and

(ii) the availability and cost of water conserving appliances, devices, fittings, and fixtures that conform to the standards.

(2) If the Board finds that a water conserving appliance, device, fitting, or fixture that conforms to the standards of the American National Standards Institute or any other organization listed in the State Plumbing Code or the Model Performance Building

Code is readily available at reasonable cost, the Board shall amend the State Plumbing Code to:

(i) incorporate the standards for and require use of the water conserving appliance, device, fitting, or fixture; and

(ii) require the use of a water supply system and a drainage and venting system that are designed based on the hydraulic requirements of the required water conserving appliances, devices, fittings, and fixtures.

(3) Notwithstanding the availability and cost of the appliance, device, fitting, or fixture, the Board may allow, under the State Plumbing Code, the installation of a water conserving appliance, device, fitting, or fixture that meets the standards of the American National Standards Institute or any other organization listed in the State Plumbing Code or the Model Performance Building Code, subject to the use of a water supply system and a venting and drainage system design based on the hydraulic requirements of the appliance, device, fitting, or fixture.

[(4) On or before July 1 of each year and subject to § 2–1246 of the State Government Article, the Board shall submit to the General Assembly a written report on the implementation of this subsection, including the results of the review conducted under this subsection.]

DRAFTER’S NOTE:

Subsection (c)(4) of this section is repealed as unnecessary. Often information regarding water conserving appliances, devices, fittings, and fixtures does not change from year to year and any actions taken by the State Board of Plumbing regarding the results of the review are reflected in Board minutes or in the State Plumbing Code.

Article – Business Regulation

8–204.

(c) On or before December 1 of each year, the Commission shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Economic Matters Committee, in accordance with § 2–1246 of the State Government Article, regarding:

(1) the attendance record of each Commission meeting, disaggregated by the constituency that the attendee represents pursuant to the attendee’s appointment under § 8–202(a)(2) of this subtitle; **AND**

(2) how many claims were [closed at] **PENDING AS OF THE DATE OF** each meeting[; and

- (3) how many claims remain open at the conclusion of each meeting].

DRAFTER'S NOTE:

Subsection (c) of this section is modified to retain legislative intent, but to reflect that the Maryland Home Improvement Commission does not close claims at meetings.

Article – Economic Development

4–107.

(A) THE DEPARTMENT SHALL SUBMIT AN ANNUAL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE, THAT SUMMARIZES THE DETAILS OF ITS ACTIVITIES REGARDING PRIVATE SECTOR COOPERATIVE MARKETING PROJECTS THAT DIRECTLY ENHANCE PROMOTION OF THE STATE AND THE TOURISM INDUSTRY AND THAT ARE EXEMPT FROM STATE PROCUREMENT LAW UNDER § 11–203(A)(1)(XI) OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(B) THE REPORT REQUIRED UNDER SUBSECTION (A) OF THIS SECTION SHALL INCLUDE THE NONPROPRIETARY DETAILS OF THE ACTIVITIES OF THE PRIVATE SECTOR PARTICIPANTS.

DRAFTER'S NOTE:

Chapter 555, § 2 of the Acts of 1993 is repealed and its requirements codified under this section for transparency.

14–102.

The [Maryland State Office of Minority Business Enterprise, the] Division of Labor and Industry of the Department of Labor, Licensing, and Regulation[,] and the Public Service Commission shall summarize their efforts to promote the policies related to broadening the ownership of capital in their respective annual reports as required by law.

DRAFTER'S NOTE:

In this section, the reference to the Maryland State Office of Minority Business Enterprise, currently named the Governor's Office of Small, Minority, and Women Business Affairs, is repealed as obsolete. As a matter of course, the Office does not participate in negotiations pertaining to the broadening of ownership capital.

14–302.

(A) THE DEPARTMENT AND THE DEPARTMENT OF TRANSPORTATION, INCLUDING THE MARYLAND AVIATION ADMINISTRATION, SHALL:

(1) MONITOR THE FEDERAL AVIATION ADMINISTRATION FOR ANY PROPOSED REGULATIONS OR RULEMAKING THAT RELATE TO THE REGULATION OF THE OPERATION OF SMALL COMMERCIAL UNMANNED AIRCRAFT SYSTEMS;

(2) DETERMINE THE IMPACT OF ANY PROPOSED REGULATIONS OR RULEMAKING ON THE STATE; AND

(3) DETERMINE WHETHER IT IS IN THE PUBLIC INTEREST FOR THE STATE TO CONSIDER STATEWIDE LEGISLATION RELATING TO THE REGULATION OF THE OPERATION OF UNMANNED AIRCRAFT SYSTEMS.

(B) IN DETERMINING THE FINDINGS UNDER SUBSECTION (A) OF THIS SECTION, THE DEPARTMENT AND THE DEPARTMENT OF TRANSPORTATION, INCLUDING THE MARYLAND AVIATION ADMINISTRATION, SHALL CONSULT WITH:

(1) THE UNIVERSITY OF MARYLAND, IN ITS ROLE AS A MEMBER OF THE MID-ATLANTIC AVIATION PARTNERSHIP;

(2) COUNTY AND MUNICIPAL GOVERNMENTS; AND

(3) OTHER INTERESTED PARTIES THAT THE DEPARTMENT OR THE DEPARTMENT OF TRANSPORTATION, INCLUDING THE MARYLAND AVIATION ADMINISTRATION, DETERMINE APPROPRIATE.

(C) IF THE DEPARTMENT AND THE DEPARTMENT OF TRANSPORTATION, INCLUDING THE MARYLAND AVIATION ADMINISTRATION, DETERMINE THAT ANY PROPOSED REGULATIONS OR RULEMAKING THAT RELATE TO THE REGULATION OF THE OPERATION OF SMALL COMMERCIAL UNMANNED AIRCRAFT HAVE BEEN OR ARE LIKELY TO BE ADOPTED BY THE FEDERAL AVIATION ADMINISTRATION, AS SOON AS PRACTICABLY POSSIBLE, THE DEPARTMENT AND THE DEPARTMENT OF TRANSPORTATION, INCLUDING THE MARYLAND AVIATION ADMINISTRATION, SHALL REPORT ANY FINDINGS AND RECOMMENDATIONS TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.

DRAFTER'S NOTE:

Chapter 164, § 4 of the Acts of 2015 is repealed and its requirements codified under this section for transparency.

[2–107.

(a) If the Department intends to request a waiver from the United States Department of Education from specific provisions of the federal Elementary and Secondary Education Act, before submitting the request to the United States Department of Education, the Department shall:

(1) Submit the proposed waiver request to the Legislative Policy Committee; and

(2) Allow the Legislative Policy Committee at least 30 days after the committee receives the proposed waiver request to review and comment on the proposed waiver request.

(b) The Department shall provide any additional information regarding the proposed waiver request if requested by the Legislative Policy Committee.]

DRAFTER'S NOTE:

This section is repealed as obsolete as a result of the passage of the federal Every Student Succeeds Act.

5–217.

(k) [The] **ON OR BEFORE NOVEMBER 1 EACH YEAR, THE** Department shall submit to the Governor and, [subject to] **IN ACCORDANCE WITH § 2–1246** of the State Government Article, the General Assembly[:

(1) On or before November 1 of each year,] a report on the implementation of the Program and the participating agencies and programs, including a description of the Program's and the participating agencies' and programs' expenditures, enrollment, and statewide performance data, including school readiness data disaggregated by program and by jurisdiction[: and

(2) On or before January 1, 2016, a separate report that includes an evaluation, based on objective performance criteria established by the Department, of the effectiveness of:

(i) The Judy Centers; and

(ii) Early childhood education services and family support services that are purchased with funds from Preschool Services Grants and Early Childhood Education Enhancement Grants].

DRAFTER'S NOTE:

Subsection (k)(2) of this section is repealed as obsolete; the one-time report was submitted as required.

[5-402.

(a) (1) Subject to paragraph (2) of this subsection, the Department shall evaluate the effect of increased State aid for education on student and school performance in each local school system.

(2) The Department may contract with a public or private entity to conduct or assist in conducting the evaluation required by this subsection.

(b) (1) The Department shall submit an initial report on the results of the evaluation required by this section to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly on or before December 31, 2006.

(2) The Department shall submit an interim report on the results of the evaluation required by this section to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly on or before December 31, 2007.

(3) The Department shall submit a final report on the results of the evaluation required by this section to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly on or before December 31, 2008.

(c) The reports required by this section shall include:

(1) A detailed description of how local school systems are using State education aid;

(2) A comparison of school systems that show significant improvements in student and school performance to school systems that do not show significant improvements in student and school performance;

(3) An assessment of the extent to which county boards are successful in implementing the comprehensive master plans required by § 5-401 of this subtitle;

(4) An analysis of the amount of funding that local governments provide for education each year;

(5) A list of programs or factors that consistently produce positive results for students, schools, and school systems; and

(6) Any other information that the State Superintendent determines to be relevant to the evaluation of student and school performance in each local school system.

(d) The Governor shall include an appropriation for the Department in the State budget for each fiscal year sufficient to cover the costs associated with implementing this section.]

DRAFTER'S NOTE:

The section is repealed as obsolete; the evaluation was completed and all reports were submitted as required.

6–118.

[(f) On or before October 1 of the years 2008 through 2010, the Department shall submit a report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on the effectiveness of the Program.]

DRAFTER'S NOTE:

Subsection (f) of this section is repealed as obsolete; the reports were submitted as required.

7–119.

(d) On or before [January 31 of] **MARCH 1** each year, the Department shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on the data obtained under subsection (c)(2) of this section.

DRAFTER'S NOTE:

The reporting date is modified to reflect the significant work required to ensure that data for the class size analysis is complete and accurate.

7–203.

(f) [The] **ON OR BEFORE MARCH 1 EACH YEAR, THE** State Superintendent shall send the Governor and, subject to § 2–1246 of the State Government Article, the General Assembly a report [each January] that includes:

(1) Documentation of the progress of the Department, the county boards, and each public school in this State towards their respective goals and objectives; and

(2) Recommendations for legislation that the State Board and the State Superintendent consider necessary to improve the quality of education in this State.

DRAFTER'S NOTE:

The reporting date is modified to reflect that the cohort graduation rates included in the report are not available to be released until the end of January.

7–204.

(c) [(1)] For any test instrument authorized for use in a State mandated testing and measurement program, the Board shall recommend procedures and standards for determining test validity, test reliability, and test objectivity.

[(2)] On or before December 1, 1992, the Board shall make a report of its findings and recommendations to the Governor, and in accordance with § 2–1246 of the State Government Article, to the General Assembly.]

DRAFTER’S NOTE:

Subsection (c)(2) of this section is repealed as obsolete; the one–time report was submitted as required.

7–1002.

[(e)] The Department shall submit to the Governor and, subject to § 2–1246 of the State Government Article, the General Assembly, on or before September 1, 2004, a report on the progress of the Maryland Virtual Learning Opportunities Program, including a description of the available online courses and services.]

DRAFTER’S NOTE:

Subsection (e) of this section is repealed as obsolete; the one–time report was submitted as required.

8–311.

(F) ON OR BEFORE SEPTEMBER 1 EACH YEAR, THE DEPARTMENT SHALL REPORT TO THE SENATE BUDGET AND TAXATION COMMITTEE, THE SENATE FINANCE COMMITTEE, THE HOUSE APPROPRIATIONS COMMITTEE, AND THE HOUSE COMMITTEE ON WAYS AND MEANS, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE, ON:

(1) THE NUMBER OF STUDENTS ENROLLED IN THE PROGRAM ESTABLISHED UNDER SUBSECTION (A) OF THIS SECTION;

(2) THE ANNUAL COSTS OF THE PROGRAM ESTABLISHED UNDER SUBSECTION (A) OF THIS SECTION; AND

(3) ANY ANTICIPATED ENROLLMENT GROWTH AND FUTURE COSTS RELATED TO THE PROGRAM ESTABLISHED UNDER SUBSECTION (A) OF THIS SECTION.

DRAFTER'S NOTE:

Chapter 617, § 4 of the Acts of 1998 is repealed and its requirements codified under this subsection for transparency.

9.5–112.

BEGINNING OCTOBER 1, 2016, THE DEPARTMENT SHALL SUBMIT TO THE SENATE BUDGET AND TAXATION COMMITTEE AND THE HOUSE APPROPRIATIONS COMMITTEE, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE, THE MONTHLY REPORTS RECEIVED BY THE DEPARTMENT REGARDING CHILD CARE SUBSIDY PROGRAM EXPENDITURES AND PARTICIPATION.

DRAFTER'S NOTE:

This reporting requirement from the Report on the Fiscal 2017 State Operating Budget (SB 190) and the State Capital Budget (SB 191) and Related Recommendations is codified under this section for transparency.

12–105.

(a) (1) In consultation with the institutions and the Chancellor, the Board shall:

(iii) Submit these requests for appropriations organized by constituent institutions [to the Commission, Governor, and General Assembly] **AS PART OF THE REQUESTS AND PROPOSALS SUBMITTED TO THE COMMISSION UNDER § 11–105(I)(1) OF THIS ARTICLE.**

DRAFTER'S NOTE:

This reporting requirement by the Board of Regents of the University System of Maryland regarding requests for appropriations for the University System of Maryland is combined, at the request of the System, with the requirement in § 11–105(i)(1) of the Education Article for efficiency.

22–303.

(a) **[(1)]** The Department shall develop and implement juvenile services educational programs at all residential facilities of the Department of Juvenile Services by July 1, 2014.

[(2)] (B) This [subsection] **SECTION** does not prohibit the Department from contracting with a private party to provide educational services for students with special needs under the control and general management of the Department.

[(b) On or before February 1, 2006, and every other year thereafter until 2014, the Department shall report to the Governor and, in accordance with § 2–1246 of the State Government Article, to the General Assembly on the Department’s implementation of this subtitle, including:

(1) The identification of all residential facilities for which the Department has assumed responsibility for the educational services; and

(2) All facilities for which the Department plans to assume responsibility during the next calendar year.]

DRAFTER’S NOTE:

Subsection (b) of this section is repealed as obsolete; the reports were submitted as required.

23–105.

(e) **(1)** Each year the State Library Board shall report to the Governor and the people of this State on the support, condition, progress, and needs of libraries.

(2) THE REPORT REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL INCLUDE ANY FINDINGS OF THE STATE LIBRARY AGENCY RELATED TO ITS DUTIES UNDER § 23–106(B)(4) OF THIS SUBTITLE.

23–106.

(b) The State Library Agency shall:

(4) (i) Collect library statistics and other data;

(ii) Identify library needs and provide for needed research and studies of them; **AND**

(iii) **[Publish and distribute findings in these areas; and**

(iv)] Coordinate library services with other information and education services and agencies;

DRAFTER’S NOTE:

The State Department of Education advises the report required to be published by the State Library Agency under § 23–106(b)(4)(iii) of the Education Article is included in the annual report the State Library Board submits under § 23–105(e) of the Education Article. Therefore, the reports are consolidated for efficiency.

Article – Election Law

3–204.

(c) (3) **[A] ON OR BEFORE JANUARY 1, 2019, AND EACH YEAR THEREAFTER,** A public institution of higher education shall[:

(i) on or before January 1, 2018, submit a report to the Commission that includes:

1. the efforts of the public institution of higher education to register voters in the preceding calendar year;

2. a screen shot of the home page of the online portal used by students to register for course work that includes the link required under paragraph (2) of this subsection;

3. the number of students who are residents of the State and registered for course work in the preceding 18 months at the public institution of higher education and the number of those students who clicked on the link required under paragraph (2) of this subsection; and

4. any other efforts the public institution of higher education plans to make to improve access to voter registration for students at the institution; and

(ii) on or before January 1, 2019, and January 1 each subsequent year,] submit a report to the Commission that describes:

[1.] (I) the number of students who are residents of the State and registered for course work in the preceding calendar year at the public institution of higher education and the number of those students who clicked on the link required under paragraph (2) of this subsection; and

[2.] (II) any efforts the public institution of higher education plans to make to improve access to voter registration for students at the institution.

(4) **[The] ON OR BEFORE JANUARY 15, 2019, AND EACH YEAR THEREAFTER, THE** Commission shall compile and summarize the information reported by public institutions of higher education[:

(i) under paragraph (3)(i) of this subsection, in a single report that the Commission shall submit on or before January 15, 2018, to the Senate Education, Health, and Environmental Affairs Committee and the House Committee on Ways and Means, in accordance with § 2–1246 of the State Government Article; and

(ii) under paragraph [(3)(ii)] **(3)** of this subsection, in a single report [that the Commission shall] **AND** submit [on or before January 15, 2019, and January 15 each subsequent year] **THE REPORT** to the Senate Education, Health, and Environmental Affairs Committee and the House Committee on Ways and Means, in accordance with § 2–1246 of the State Government Article.

DRAFTER’S NOTE:

Subsection (c)(3)(i) and (4)(i) of this section are repealed as obsolete; the one-time reports were submitted as required.

Article – Environment

2–107.

(c) (3) At the end of the fiscal year, the Department shall [prepare]:

(I) PREPARE an annual report on [the]:

1. **THE** Maryland Clean Air Fund that includes an accounting of all financial receipts and expenditures to and from the Fund [and shall:]; **AND**

2. **ANY RELEVANT INFORMATION REGARDING THE FEDERAL APPROVAL PROCESS, THE EFFECTIVENESS OF THE PERMITTING PROGRAM, AND ANY OTHER ISSUES RELATED TO THE OPERATION OF THE PERMITTING PROGRAM ESTABLISHED UNDER § 2–401 OF THIS TITLE;**

[(i)] **(II)** Provide a copy of the report to the General Assembly, as provided under § 2–1246 of the State Government Article; and

[(ii)] **(III)** Upon request, make the report available to permit holders under this title.

DRAFTER’S NOTE:

Chapter 358, § 3 of the Acts of 1993 is repealed and its requirements codified under this subsection for transparency and efficiency.

[2–1209.

(a) On or before October 1, 2015, the Department shall submit a report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly that includes:

(1) A summary of the State’s progress toward achieving the 2020 emissions reduction required by the plan under § 2–1205 of this subtitle;

(2) An update on emerging technologies to reduce greenhouse gas emissions;

(3) A review of the best available science, including updates by the Intergovernmental Panel on Climate Change, regarding the level and pace of greenhouse gas emissions reductions and sequestration needed to avoid dangerous anthropogenic changes to the Earth’s climate system;

(4) Recommendations on the need for science–based adjustments to the requirement to reduce statewide greenhouse gas emissions by 25% by 2020;

(5) A summary of additional or revised regulations, control programs, or incentives that are necessary to achieve the 25% reduction in statewide greenhouse gas emissions required under this subtitle, or a revised reduction recommended in accordance with item (4) of this subsection;

(6) The status of any federal program to reduce greenhouse gas emissions and any transition by the State from its participation in the Regional Greenhouse Gas Initiative to a comparable federal cap and trade program; and

(7) An analysis of the overall economic costs and benefits to the State’s economy, environment, and public health of a continuation or modification of the requirement to achieve a reduction of 25% in statewide greenhouse gas emissions by 2020, including reductions in other air pollutants, diversification of energy sources, the impact on existing jobs, the creation of new jobs, and expansion of the State’s low carbon economy.

(b) The report required under subsection (a) of this section shall be subject to a public comment and hearing process conducted by the Department.】

DRAFTER’S NOTE:

This section is repealed as obsolete; the one–time report was submitted as required.

Article – General Provisions

4–501.

(c) [(6) If the Secretary of Budget and Management adopts regulations under paragraph (5)(v) of this subsection, the Secretary shall report, in accordance with § 2–1246 of the State Government Article, to the General Assembly on the personal records exempted from the requirements of this subsection.]

DRAFTER’S NOTE:

Subsection (c)(6) of this section is repealed as unnecessary. Proposed regulations are submitted to the Joint Committee on Administrative, Executive, and Legislative Review. Additionally, proposed regulations and notices of final action regarding proposed regulations are published in the Maryland Register.

8–110.

(a) Beginning October 1, 2016, the Office of the Attorney General[, the attorney for each county, and the attorney for each municipal corporation] shall report annually to the General Assembly, in accordance with § 2–1246 of the State Government Article, the following information for the previous fiscal year:

- (1) the number of civil actions filed under this title;
- (2) the number of civil actions under this title in which a judgment was entered, whether by settlement or adjudication; and
- (3) the number of claims made by the governmental entity based on alleged violations of § 8–102 of this title that are settled without the filing of a civil action under this title.

(b) Unless the action is under seal in accordance with § 8–104 of this title, for each civil action reported under subsection (a)(1) or (2) of this section, the report shall state:

- (1) whether the action was filed by the governmental entity or by a person on behalf of the governmental entity and, if filed by a person, whether the governmental entity intervened and proceeded with the action;

- (2) the name of the defendant;
 - (3) a description of the violation or alleged violation of § 8–102 of this title;
- and

- (4) the amount sought in the action and, if applicable, the amount for which the defendant is liable under a settlement agreement or court order.

(c) For each claim reported under subsection (a)(3) of this section, the report shall state:

- (1) a description of the violation or alleged violation of § 8–102 of this title;
- (2) the resolution of the claim;
- (3) the amount, if any, the person against whom the claim was made agreed to pay in settlement of the claim; and
- (4) the amount, if any, collected by the governmental entity.

(D) THE ATTORNEY FOR EACH COUNTY AND THE ATTORNEY FOR EACH MUNICIPAL CORPORATION SHALL SUBMIT TO THE OFFICE OF THE ATTORNEY GENERAL ANY INFORMATION THE OFFICE DETERMINES IS NECESSARY TO COMPLETE THE REPORT REQUIRED UNDER THIS SECTION.

DRAFTER'S NOTE:

The reporting requirement in this section is modified for efficiency to require that one report be submitted by the Office of the Attorney General, rather than one from the Office and one from each county and municipal corporation, and to require each county and municipal corporation to submit any information to the Office that it needs to complete the report.

Article – Health – General

13–1003.

[(f) On or before January 1, 2001, the Department shall submit a report to the Governor and, subject to § 2–1246 of the State Government Article, the General Assembly on the results of the Baseline Tobacco Study.]

DRAFTER'S NOTE:

Subsection (f) of this section is repealed as obsolete; the one–time report was submitted as required.

13–1004.

(d) On or before [December] MAY 31 of each even–numbered fiscal year, beginning in fiscal year 2008, the Department shall submit a report to the Governor and, subject to § 2–1246 of the State Government Article, the General Assembly on the results of the Biennial Tobacco Study.

DRAFTER'S NOTE:

The reporting date is modified to reflect the timing of the receipt of relevant data and analysis from the Centers for Disease Control and Prevention.

13–1103.

[(g) On or before September 1, 2000, the Department shall submit a report to the Governor and, subject to § 2–1246 of the State Government Article, the General Assembly, on the results of the Baseline Cancer Study.]

DRAFTER’S NOTE:

Subsection (g) of this section is repealed as obsolete; the one–time report was submitted as required.

15–407.

The Department and the Commissioner shall jointly:

(1) Adopt regulations necessary to carry out the provisions of this subtitle consistent with § 1917(b) of the Social Security Act and any applicable federal guidelines; **AND**

[(2) On or before January 1, 2008, report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on the implementation of the Program, including:

(i) The number of long–term care policies approved by the Department for inclusion in the Program;

(ii) The measures undertaken to educate the public as required under § 15–406 of this subtitle; and

(iii) Any other information related to the implementation of the Program that the Department determines necessary; and]

[(3) **(2)** Beginning January 1, 2009, and on or before January 1 of each year thereafter, report to the General Assembly, in accordance with § 2–1246 of the State Government Article on:

(i) The effectiveness of the Program;

(ii) The impact of the Program on State expenditures for medical assistance;

(iii) The number of enrollees in the Program; and

(iv) The number of long–term care policies offered in the State under the Program.

DRAFTER'S NOTE:

Item (2) of this section is repealed as obsolete; the one-time report was submitted as required.

19-108.2.

[(h) On or before December 31, 2013, and on or before December 31 in each succeeding year through 2016, the Commission shall report to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly on the attainment of the benchmarks for standardizing and automating the process required by payors for preauthorizing health care services.]

[(i) **(H)** If necessary to attain the benchmarks, the Commission may adopt regulations to:

- (1) Adjust the Phase 2 or Phase 3 benchmark dates;
- (2) Require payors and providers to comply with the benchmarks; and
- (3) Establish penalties for noncompliance.

DRAFTER'S NOTE:

Subsection (h) of this section is repealed as obsolete; the reports were submitted as required.

19-134.

(e) (4) (ii) Before adopting regulations to implement an evaluation system under this subsection, the Commission shall:

1. Consider the performance measurements of appropriate accreditation organizations, State licensure regulations, Medicare certification regulations, the quality indicator project of the Association of Maryland Hospitals and Health Systems, and any other relevant performance measurements; **AND**

2. Evaluate the desirability and feasibility of developing a consumer clearinghouse on health care information using existing available data; and

3. On or before January 1, 2001, report to the General Assembly, subject to § 2-1246 of the State Government Article, on any performance evaluation developed under this subsection].

DRAFTER'S NOTE:

Subsection (e)(4)(ii)3 of this section is repealed as obsolete; the one-time report was submitted as required.

19–143.

[(b) On or before January 1, 2010, the Commission shall:

(1) Report, in accordance with § 2–1246 of the State Government Article, to the Senate Finance Committee and the House Health and Government Operations Committee on progress in implementing the requirements of subsections (a) and (d) of this section; and

(2) Include in the report recommendations for legislation specifying how incentives required for State-regulated payors that are national carriers shall take into account existing carrier activities that promote the adoption and meaningful use of electronic health records.]

[(c) (1) On or before January 1, 2011, following consultations with appropriate stakeholders, the Commission shall post on its Web site for public comment and submit to the Governor and, in accordance with § 2–1246 of the State Government Article, the Senate Finance Committee and the House Health and Government Operations Committee a report on:

(i) The development of a coordinated public-private approach to improve the State's health information infrastructure;

(ii) Any changes in State laws that are necessary to protect the privacy and security of health information stored in electronic health records or exchanged through a health information exchange in the State;

(iii) Any changes in State laws that are necessary to provide for the effective operation of a health information exchange;

(iv) Any actions that are necessary to align funding opportunities under the federal American Recovery and Reinvestment Act of 2009 with other State and private sector initiatives related to health information technology, including:

1. The patient-centered medical home;
2. The electronic health record demonstration project supported by the federal Centers for Medicare and Medicaid Services;
3. The health information exchange; and

4. The Medicaid Information Technology Architecture Initiative; and

(v) Recommended language for the regulations required under subsection (d) of this section.

(2) The Senate Finance Committee and the House Health and Government Operations Committee shall have 60 days from receipt of the report for review and comment.]

[(d)] (B) (1) On or before September 1, 2011, the Commission, in consultation with the Department, payors, and health care providers, shall adopt regulations that require State-regulated payors to provide incentives to health care providers to promote the adoption and meaningful use of electronic health records.

(2) Incentives required under the regulations:

(i) Shall have monetary value;

(ii) Shall facilitate the use of electronic health records by health care providers in the State;

(iii) To the extent feasible, shall recognize and be consistent with existing payor incentives that promote the adoption and meaningful use of electronic health records;

(iv) Shall take into account:

1. Incentives provided to health care providers under Medicare and Medicaid; and

2. Any grants or loans that are available to health care providers from the federal government;

(v) May include:

1. Increased reimbursement for specific services;

2. Lump sum payments;

3. Gain-sharing arrangements;

4. Rewards for quality and efficiency;

5. In-kind payments; and

6. Other items or services to which a specific monetary value can be assigned; and

(vi) Shall be paid in cash, unless the State-regulated payor and the health care provider agree on an incentive of equivalent value.

(3) The regulations need not require incentives for the adoption and meaningful use of electronic health records for each type of health care provider listed in § 19-142(e) of this subtitle.

(4) If federal law is amended to allow the State to regulate payments made by entities that self-insure their health benefit plans, regulations adopted under this section shall apply to those entities to the same extent to which they apply to State-regulated payors.

(5) Regulations adopted under this subsection:

(i) May not require a group model health maintenance organization, as defined in § 19-713.6 of this title, to provide an incentive to a health care provider who is employed by the multispecialty group of physicians under contract with the group model health maintenance organization; and

(ii) Shall allow a State-regulated payor to:

1. Request information from a health care provider to validate the health care provider's incentive claim; and

2. If the State-regulated payor determines that a duplicate incentive payment or an overpayment has been made, reduce the incentive amount.

(6) The Commission may:

(i) Audit the State-regulated payor or the health care provider for compliance with the regulations adopted under this subsection; and

(ii) If it finds noncompliance, request corrective action.

(7) It is the intent of the General Assembly that the State Employee and Retiree Health and Welfare Benefits Program support the incentives provided under this subsection through contracts between the Program and the third party administrators arranging for the delivery of health care services to members covered under the Program.

[(e)] (C) The Health Services Cost Review Commission, in consultation with hospitals, payors, and the federal Centers for Medicare and Medicaid Services, shall take the actions necessary to:

(1) Assure that hospitals in the State receive the payments provided under § 4102 of the federal American Recovery and Reinvestment Act of 2009 and any subsequent federal rules and regulations; and

(2) Implement any changes in hospital rates required by the federal Centers for Medicare and Medicaid Services to ensure compliance with § 4102 of the federal American Recovery and Reinvestment Act of 2009 and any subsequent federal rules and regulations.

[(f)] (D) The Department, in consultation with the Commission, shall develop a mechanism to assure that health care providers that participate in the Maryland Medical Assistance Program receive the payments provided for adoption and use of electronic health records technology under § 4201 of the federal American Recovery and Reinvestment Act of 2009 and any subsequent federal rules and regulations.

[(g)] On or before October 1, 2012, the Commission shall report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on progress achieved toward adoption and meaningful use of electronic health records by health care providers in the State and recommendations for any changes in State laws that may be necessary to achieve optimal adoption and use.]

[(h)] (E) (1) On or before October 1, 2012, the Commission shall designate one or more management service organizations to offer services throughout the State.

(2) The Commission may use federal grants and loans to help subsidize the use of the designated management service organizations by health care providers.

[(i)] (F) On and after the later of January 1, 2015, or the date established for the imposition of penalties under § 4102 of the federal American Recovery and Reinvestment Act of 2009:

(1) Each health care provider using an electronic health record that seeks payment from a State–regulated payor shall use electronic health records that are:

(i) Certified by a national certification organization designated by the Commission; and

(ii) Capable of connecting to and exchanging data with the health information exchange designated by the Commission under subsection (a) of this section; and

(2) The incentives required under subsection **[(d)] (B)** of this section may include reductions in payments to a health care provider that does not use electronic health records that meet the requirements of paragraph (1) of this subsection.

DRAFTER'S NOTE:

Subsections (b), (c), and (g) of this section are repealed as obsolete; the reports were submitted as required.

19–207.

(b) In addition to the duties set forth elsewhere in this subtitle, the Commission shall:

(6) On or before October 1 of each year, submit to the Governor, to the Secretary, and, subject to § 2–1246 of the State Government Article, to the General Assembly an annual report on the operations and activities of the Commission during the preceding fiscal year, including:

(iii) A summary of the Commission’s role in hospital quality of care activities, including information about the status of any pay for performance initiatives; [and]

(IV) AN UPDATE ON THE STATUS OF THE STATE’S COMPLIANCE WITH THE PROVISIONS OF MARYLAND’S ALL-PAYER MODEL CONTRACT THAT INCLUDES THE INFORMATION SPECIFIED IN ITEM (9) OF THIS SUBSECTION; AND

[(iv)] **(V)** Any other fact, suggestion, or policy recommendation that the Commission considers necessary;

(9) [Beginning October] **SUBJECT TO ITEM (10)(II) OF THIS SUBSECTION, ON OR BEFORE MAY 1[, 2014] EACH YEAR,** [and, subject to item (10)(ii) of this subsection, every 6 months thereafter,] submit to the Governor, the Secretary, and, subject to § 2–1246 of the State Government Article, the General Assembly an update on the status of the State’s compliance with the provisions of Maryland’s all-payer model contract, including:

(i) The State’s:

1. Performance in limiting inpatient and outpatient hospital per capita cost growth for all payers to a trend based on the State’s 10-year compound annual gross State product;

2. Progress toward achieving aggregate savings in Medicare spending in the State equal to or greater than \$330,000,000 over the 5 years of the contract, based on lower increases in the cost per Medicare beneficiary;

3. Performance in shifting from a per-case rate system to a population-based revenue system, with at least 80% of hospital revenue shifted to global budgeting;

4. Performance in reducing the hospital readmission rate among Medicare beneficiaries to the national average; and

5. Progress toward achieving a cumulative reduction in the State hospital–acquired conditions of 30% over the 5 years of the contract;

(ii) A summary of the work conducted, recommendations made, and Commission action on recommendations made by [the following groups] **ANY WORKGROUP** created to provide technical input and advice on implementation of Maryland’s all–payer model contract[:

1. Payment Models Workgroup;
2. Physician Alignment and Engagement Workgroup;
3. Performance Measurement Workgroup;
4. Data and Infrastructure Workgroup;
5. HSCRC Advisory Council; and
6. Any other workgroups created for this purpose];

(iii) Actions approved and considered by the Commission to promote alternative methods of rate determination and payment of an experimental nature, as authorized under § 19–219(c)(2) of this subtitle;

(iv) Reports submitted to the federal Center for Medicare and Medicaid Innovation relating to the all–payer model contract; and

(v) Any known adverse consequences that implementing the all–payer model contract has had on the State, including changes or indications of changes to quality or access to care, and the actions the Commission has taken to address and mitigate the consequences; and

DRAFTER’S NOTE:

The report required under subsection (b)(9) of this section and due on October 1 of each year is combined with the report required under subsection (b)(6) of this section for efficiency. Additionally, the reporting date for the mid–year status update is modified to reflect when the data is available. Finally, the specific workgroups listed in subsection (b)(9)(ii) of this section are removed as the workgroups established by the Health Services Cost Review Commission change to meet current needs.

[(e) On or before January 1 each year, the Commission shall report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly the following information:

(1) The aggregate reduction in hospital uncompensated care realized from the expansion of health care coverage under Chapter 7 of the Acts of the General Assembly of the 2007 Special Session and Public Law No. 111–148 (The Patient Protection and Affordable Care Act); and

(2) The number of individuals who enrolled in Medicaid as a result of the change in eligibility standards under § 15–103(a)(2)(ix) and (x) of this article and the expenses associated with the utilization of hospital inpatient care by these individuals.]

DRAFTER’S NOTE:

Subsection (e) of this section is repealed as obsolete. According to the Maryland Department of Health, this report was intended to provide information when the Health Services Cost Review Commission was still manually reconciling Medicaid expansion with corresponding hospital uncompensated care, which is no longer done.

19–310.3.

[(d) (1) The Maryland Hospital Association shall conduct a study that:

(i) Identifies opportunities to support a comprehensive treatment continuum for individuals with substance use disorders in hospitals in the State, including withdrawal management; and

(ii) Includes an assessment of the barriers to providing an effective and efficient continuum of care.

(2) On or before December 1, 2017, the Maryland Hospital Association shall submit a report to the Department and, in accordance with § 2–1246 of the State Government Article, to the Senate Finance Committee, the House Health and Government Operations Committee, and the Joint Committee on Behavioral Health and Substance Use Disorders on the findings and recommendations from the study required under paragraph (1) of this subsection.]

DRAFTER’S NOTE:

Subsection (d) of this section is repealed as obsolete; the study was completed and the report was submitted as required.

19–14B–01.

[(f) (1) (i) The Department shall consult with representatives of nursing facilities and other stakeholders to assess the State’s long-term care reimbursement methodology and whether it is prospective and predictable, promotes quality and efficiency, and considers severity.

(ii) In evaluating the State’s reimbursement methodology, the Department shall consider alternative reimbursement mechanisms, the pay-for-performance program, and quality and outcome-based measures.

(2) On or before October 1, 2010, the Department shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on the evaluation required under subsection (f)(1) of this section.]

DRAFTER’S NOTE:

Subsection (f) of this section is repealed as obsolete; the evaluation was completed and the report submitted as required.

Article – Human Services

8-605.

ON OR BEFORE DECEMBER 31 EACH YEAR, THE OFFICE SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON THE IMPLEMENTATION AND EFFECTIVENESS OF AT-RISK YOUTH PREVENTION AND DIVERSION PROGRAMS.

DRAFTER’S NOTE:

Chapter 445, § 3 of the Acts of 2006 is repealed and its requirements codified under this section for transparency.

10-206.

(a) [(1) With the advice and recommendation of the Commission on Aging,] **ON OR BEFORE JANUARY 1 EACH YEAR**, the Secretary shall report to the Governor and, subject to § 2-1246 of the State Government Article, to the General Assembly [on or before January 1 of each year].

[(2)] **(B)** The report **REQUIRED UNDER SUBSECTION (A) OF THIS SECTION** shall include:

(1) WITH THE ADVICE AND RECOMMENDATION OF THE COMMISSION ON AGING:

- county;
- (i) a description of the senior citizen activities centers in each county;
 - (ii) the allocation and use of funds made available for senior citizen activities centers;
 - (iii) the results of any studies; and
 - (iv) any recommendations for legislation; AND

(2) INFORMATION REGARDING THE OPERATION AND PERFORMANCE OF ACCESSIBLE HOUSING SERVICES COUNSELING PROVIDED BY THE AGING AND DISABILITY RESOURCE CENTER PROGRAM.

[(b) On or before January 1 of each year, the Secretary shall report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on the operation and performance of accessible housing services counseling provided by the Aging and Disability Resource Center Program.]

DRAFTER’S NOTE:

The reports in this section are being consolidated for efficiency.

Article – Insurance

15–10B–20.

(E) WITHIN 30 DAYS AFTER THE COMPLETION OF A FINAL REPORT OF AN EXAMINATION UNDER THIS SECTION, THE ~~COMMISSION~~ COMMISSIONER SHALL SUBMIT A COPY OF THE REPORT TO THE SENATE FINANCE COMMITTEE AND THE HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE.

DRAFTER’S NOTE:

Chapter 295, § 2 of the Acts of 2003 is repealed and its requirements codified under this subsection for transparency.

15–1205.

(d) (3) [(i)] On or before October 1, 2007, the Commission shall adopt regulations that require carriers to collect and report to the Commission data on participation, by rate band, in health benefit plans issued, delivered, or renewed under this subtitle.

[(ii) On or before January 1, 2013, the Commission shall report to the Governor and, in accordance with § 2–1246 of the State Government Article, the Senate Finance Committee and the House Health and Government Operations Committee regarding the effect of the 50% rate adjustments authorized under paragraph (1) of this subsection and the effect of the adjustment to the community rate for health status authorized under subsection (g) of this section on participation in health benefit plans issued, delivered, or renewed under this subtitle.]

DRAFTER’S NOTE:

Subsection (d)(3)(ii) of this section is repealed as obsolete; the one–time report was submitted as required.

[15–1705.

On or before December 1 of each year, the Commissioner and the Commission shall report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly, on:

(1) the number and types of appeals that have been filed by physicians under this subtitle and the outcome of the appeals; and

(2) the number of entities that have been approved by the Commission as ratings examiners under Title 19, Subtitle 1, Part V of the Health – General Article.]

DRAFTER’S NOTE:

This section requires the Maryland Insurance Administration and the Maryland Health Care Commission to submit annual reports regarding physician rating systems. The Administration and Commission advise that ratings systems for physicians are well–established and very few complaints are ever received. Therefore, this reporting requirement is repealed as unnecessary.

Article – Labor and Employment

11–401.

The intent, purposes and objectives of this subtitle are to:

(6) set up a program of planned apprenticeship under registered agreements, meeting standards established by the Office of Apprenticeship, U.S. Department of Labor; **AND**

(7) promote employment opportunities for young people under conditions providing adequate training and reasonable earnings[; and].

[(8) subject to § 2–1246 of the State Government Article, provide for periodic reports to the Governor, the General Assembly, and the public regarding the status of apprenticeship training in this State.]

DRAFTER’S NOTE:

The Apprenticeship and Training Council uses the annual report required under § ~~11–405(e)~~ 11–405(d) of the Labor and Employment Article to comply with this reporting requirement. Therefore, this less specific reporting requirement is repealed as duplicative.

Article – Natural Resources

4–11A–03.2.

(c) (1) The Coordinating Council shall:

(i) Formulate and make proposals to the Governor and, in accordance with § 2–1246 of the State Government Article, the Senate Education, Health, and Environmental Affairs Committee and the House Environment and Transportation Committee on or before **[June 30 of] SEPTEMBER 1** each year for advancing Maryland aquaculture, including recommendations for a fee structure on aquaculture operations in order to reduce State expenditures on aquaculture programs;

DRAFTER’S NOTE:

The reporting date is modified to provide the Aquaculture Coordinating Council sufficient time after the end of the fiscal year but before the beginning of the legislative session to meet the requirement.

Article – Public Safety

2–307.

(b) (1) The Department shall collect and analyze information about incidents apparently directed against an individual or group because of race, religion, ethnicity, or sexual orientation.

(2) Each local law enforcement agency and the State Fire Marshal shall provide the Department with the information described in paragraph (1) of this subsection.

(3) The Department shall adopt procedures for the collection and analysis of the information described in paragraph (1) of this subsection.

(4) The Department shall make **[monthly] QUARTERLY** reports to the Commission on Civil Rights about the information described in paragraph (1) of this subsection.

DRAFTER'S NOTE:

According to the Department of State Police, it is difficult for the local law enforcement agencies to provide information as required under subsection (b)(2) of this section on a monthly basis. Accordingly, at the Department's request and with the concurrence of the Commission on Civil Rights, the reporting required is being made quarterly.

8-105.

(a) (1) On or before December 31 of each year, each county shall submit to the Director a report for the preceding fiscal year in the format provided by the Director.

(2) The report required under paragraph (1) of this subsection shall include:

(i) the amount of money distributed to each recipient and the purpose of expenditure of this money categorized as provided in § 8-102(f)(1) of this subtitle;

(ii) the amount and disposition of any unencumbered or unexpended money;

(iii) the amount of expenditures for fire protection by the county, including the amount of money distributed to volunteer fire, rescue, and ambulance companies from sources other than the Fund; and

(iv) the nature and estimated dollar amount of any in-kind contributions made by the county to volunteer fire, rescue, and ambulance companies.

[(3) Each county shall provide a copy of the report required under paragraph (1) of this subsection, subject to § 2-1246 of the State Government Article, to the Department of Legislative Services.]

(b) (1) Each year the Director shall report to the Governor and, subject to § 2-1246 of the State Government Article, to the General Assembly on the information provided by the counties on the distribution of money provided under this subtitle, including an assessment of the extent to which the purposes of this subtitle are being achieved.

(2) The report under paragraph (1) of this subsection shall state the amount of money distributed by each county under § 8-103(b) of this subtitle to volunteer fire, rescue, and ambulance companies.

DRAFTER'S NOTE:

The Department of Legislative Services advises that it is the report under subsection (b) of this section that is generally used, rather than the reports required to be submitted by the counties to the Department under subsection (a) of this section. Accordingly, the requirement in subsection (a)(3) of this section is being repealed as unnecessary.

12-824.1.

[(l) On or before October 1, 2009, and each year thereafter, subject to § 2-1246 of the State Government Article, the Board shall report to the Senate Budget and Taxation Committee, the Senate Finance Committee, the House Appropriations Committee, and the House Economic Matters Committee on the implementation of the Fund.]

DRAFTER'S NOTE:

Under subsection (l) of this section, the Elevator Safety Review Board is required to report to certain committees of the General Assembly on the implementation of the Elevator Safety Review Board Fund. It was determined that this report is unnecessary as this is the smallest special fund that is overseen by the Department of Labor, Licensing, and Regulation.

13-410.

(A) ON A QUARTERLY BASIS, THE ADJUTANT GENERAL, IN CONSULTATION WITH THE ASSISTANT ADJUTANTS GENERAL, SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON THE NUMBER OF MARYLAND NATIONAL GUARD MEMBERS KILLED OR INJURED WHILE ON ACTIVE DUTY AND THE CIRCUMSTANCES OF THE DEATHS OR INJURIES.

(B) THIS SECTION APPLIES ONLY IF MEMBERS OF THE MARYLAND NATIONAL GUARD ARE KILLED OR INJURED WHILE ON ACTIVE DUTY DURING THE PERIOD FOR WHICH THE REPORT WOULD BE SUBMITTED.

DRAFTER'S NOTE:

Chapter 485, § 2 of the Acts of 2007 is repealed and its requirements codified under this section for transparency. Additionally, the language in subsection (b) of this section is added for efficiency.

Article – Public Utilities

7-211.

(m) **[(5)]** On or before February 1, 2015, the Commission shall report to the Governor and, in accordance with § 2–1246 of the State Government Article, to the General Assembly on the experience of the pilot program and the Commission’s findings.]

DRAFTER’S NOTE:

Subsection (m)(5) of this section is repealed as obsolete; the one–time report was submitted as required.

7–505.

[(e) (1)] The Commission shall assess the amount of electricity generated in Maryland as well as the amount of electricity imported from other states in order to determine whether a sufficient supply of electricity is available to customers in the State.

(2) On or before January 1 in 2001, 2003, 2005, and 2007, the Commission shall report to the General Assembly in accordance with § 2–1246 of the State Government Article on its assessment under this subsection, and any recommendations for legislation which may be needed to ensure an adequate supply of electricity for customers in the State.]

DRAFTER’S NOTE:

Subsection (e) of this section is repealed as obsolete; the determination was completed and all reports were submitted as required.

7–510.

(a) **[(3)]** On or before October 1, 2003, each municipal electric utility shall report, subject to § 2–1246 of the State Government Article, to the General Assembly on the status of the opportunity for customer choice in its service territory, including:

(i) if the service territory of the municipal electric utility is available for customer choice, its experience, through July 1, 2003, with the transition to customer choice; or

(ii) if the service territory of the municipal electric utility is not available for customer choice as of July 1, 2003, its proposed intention to make customer choice available in the future.]

[(4)] (3) If a municipal electric utility serves customers outside its distribution territory, electricity suppliers licensed under § 7–507 of this subtitle may serve the customers in the distribution territory of the municipal electric utility.

DRAFTER’S NOTE:

Subsection (a)(3) of this section is repealed as obsolete; the reports were submitted as required.

Article – State Finance and Procurement

2–206.

(f) (2) On or before [June 30 of] **OCTOBER 1** each year, the Council shall submit to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly, a written report that includes:

- (i) the number of grants made during the fiscal year;
- (ii) the names of the recipients of the grants;
- (iii) the specific purpose of each grant awarded; and
- (iv) documentation of how the grant recipient spent or otherwise used the grant.

DRAFTER'S NOTE:

The reporting date is modified to provide more time between the end of the fiscal year and when the report is due.

[14–208.

(a) Within 90 days after the end of each fiscal year, the Secretary of General Services, the Secretary of Transportation, and the Chancellor of the University System of Maryland each shall submit a report on the operation and effectiveness of the Small Business Preference Program to the Board.

(b) Within 60 days after receipt of all reports required under subsection (a) of this section, the Board shall compile the information and report on the entire Small Business Preference Program to the Legislative Policy Committee, subject to § 2–1246 of the State Government Article.]

DRAFTER'S NOTE:

The reporting requirement regarding the Small Business Preference Program is repealed as inefficient as the Program is rarely used.

14–303.

(a) (1) [(iii) The Board shall keep a record of the aggregate number and the identity of minority business enterprises that receive certification under the process

established by the Board under subsection (b)(1) of this section and submit a copy of the record to the General Assembly on or before October 1 of each year, in accordance with § 2–1246 of the State Government Article.]

DRAFTER’S NOTE:

This provision is repealed as duplicative and unnecessary in light of § 14–304(a)(1) of the State Finance and Procurement Article, which requires the certification agency, currently the Maryland Department of Transportation, to develop and maintain a directory of all certified minority business enterprises.

14–409.

[(b) (1)] The Department of General Services shall study the use of compost as a fertilizer on State property that is under the operation of the Department of General Services to develop a baseline estimate of the share of landscaped area fertilized by compost.

(2) The Department of General Services shall report the findings of the study required under paragraph (1) of this subsection to the General Assembly, in accordance with § 2–1246 of the State Government Article, on or before December 1, 2010, and shall make the report available to the public.]

[(c) (B)] It is the goal of the Department of General Services to:

(1) compost, to the extent practicable, all landscape waste on State property that is under its operation for use as fertilizer in landscaping activities; and

(2) increase the percentage of landscaped area fertilized by compost each year.

DRAFTER’S NOTE:

Subsection (b) of this section is repealed as obsolete; the study was completed and the report submitted as required.

15–111.

[(c)] Within 90 days after the end of each fiscal year, the Governor shall submit to the General Assembly a report on each expedited procurement approved under § 13–108(c) of this article.]

[(d) (C)] Within 90 days after the end of each fiscal year, the Department of Budget and Management shall submit to the Board and the General Assembly a report on each class of procurement for which the procedure for noncompetitive negotiated procurement has been approved under § 13–106 of this article.

~~[(e)] (D)~~ A report to the General Assembly under this section is subject to § 2–1246 of the State Government Article.

DRAFTER'S NOTE:

This provision is repealed as inefficient as only two agencies are authorized to use expedited procurement and each procurement agency is required to report on contracts awarded on that basis under a different provision of law.

Article – State Government

2–10A–01.

~~(j)~~ (1) The Committee shall report its preliminary findings and recommendations to the Legislative Policy Committee on or before January 1, 1989.

(2) The Committee shall report its final findings and recommendations to the Legislative Policy Committee on or before January 1, 1990.]

DRAFTER'S NOTE:

Subsection (j) of this section is repealed as obsolete; the reports were submitted as required.

2–10A–11.

(h) The Committee shall report its findings and recommendations to the Governor and, subject to § 2–1246 of this title, the General Assembly on December 31 of each year **IN WHICH THE COMMITTEE MEETS**.

DRAFTER'S NOTE:

Staff for the Joint Committee on Unemployment Insurance Oversight advise that there are years in which the Committee may not meet. As a result the reporting requirement is revised to require that a report be submitted only in the years in which the Committee meets.

~~Article – Tax – General~~

~~10–730.~~

~~(e)~~ ~~(2)~~ ~~[On or before July 1 of each year, the]~~ ~~THE~~ Department shall ~~[report to the Governor and, subject to § 2–1246 of the State Government Article, the General~~

~~Assembly on] INCLUDE THE FOLLOWING INFORMATION IN THE REPORT REQUIRED UNDER § 2-109 OF THE ECONOMIC DEVELOPMENT ARTICLE:~~

~~(i) the amount of tax credits necessary to maintain the current level of film production activity in the State; and~~

~~(ii) the amount of tax credits necessary to attract new film production activity to the State.~~

~~DRAFTER'S NOTE:~~

~~The report required under this paragraph is combined with the report required under § 2-109 of the Economic Development Article, which requires additional reporting regarding the film production activity tax credit, for efficiency.~~

Article – Transportation

8-508.

[(d) (1) By February 1 of each year, the Department and Board shall submit to the Senate Budget and Taxation Committee, Senate Finance Committee, House Appropriations Committee, and House Committee on Ways and Means, in accordance with § 2-1246 of the State Government Article, a report on the Department’s and Board’s compliance with subsections (b) and (c) of this section with respect to each of the 2 previous calendar years.

(2) The report shall:

(i) Describe the highway or capital transit construction training, supportive services, and skill improvement programs the Department and Board have conducted and administered in each workforce development area, including a description of:

1. Any entities, institutions, or organizations used by the Department and Board to provide the training and services; and

2. The individuals and organizations that have received training and services;

(ii) Analyze the results of the training programs in each workforce development area;

(iii) State the amount of federal funds available to the State under 23 U.S.C. § 140(b); and

(iv) Identify the amount spent in each workforce development area to conduct and administer the programs.]

DRAFTER'S NOTE:

The reporting requirement under subsection (d) of this section is repealed as unnecessary. There has not been any indication of legislative interest in the Highway or Capital Transit Construction Training and Support Services program since it was enacted in 2012 and, therefore, there is no need for an extensive annual report on this relatively small program.

Chapter 358 of the Acts of 1993

[SECTION 3. AND BE IT FURTHER ENACTED, That each year, the Department of the Environment shall prepare a report detailing the revenues raised by the fees issued under the authority of Section 2 of this Act, the expenditures of those funds, and any relevant information regarding the federal approval process, the effectiveness of the permitting program, and any other issue of importance to the operation of this permitting program. The report shall be distributed to the General Assembly, subject to § 2–1312 of the State Government Article, and to the Department of Fiscal Services no later than October 1 of each year, to detail the operations of the program during the preceding fiscal year.]

DRAFTER'S NOTE:

Chapter 358, § 3 of the Acts of 1993 is repealed and its requirements codified under § 2–107(c)(3) of the Environment Article for transparency and efficiency.

Chapter 555 of the Acts of 1993

[SECTION 2. AND BE IT FURTHER ENACTED, That the Department of Economic and Employment Development shall submit an annual report to the General Assembly, subject to § 2–1312 of the State Government Article, that summarizes the details of its activities under this Act, including the nonproprietary details of the activities of the private sector participants.]

DRAFTER'S NOTE:

Chapter 555, § 2 of the Acts of 1993 is repealed and its requirements codified under § 4–107 of the Economic Development Article for transparency.

Chapter 628 of the Acts of 1993

[SECTION 2. AND BE IT FURTHER ENACTED, That the State Scholarship Administration shall:

(1) By December 31 each year, submit an annual statement to the Legislative Policy Committee of the General Assembly reporting on the utilization of the money transferred from the Physician Quality Assurance Program to the Health Manpower Shortage Incentive Grant Program and to the Loan Assistance Repayment Program under this Act;

(2) By December 31, 1998 submit a full report to the Legislative Policy Committee of the General Assembly on the effect of this Act regarding the recruitment and retention of individuals to work in the State:

(a) In health occupations governed by the Health Manpower Shortage Incentive Grant Program under § 18–804.1 of the Education Article of the Code; and

(b) As primary care physicians under the Loan Assistance Repayment Program under § 18–1602 of the Education Article of the Code.]

DRAFTER'S NOTE:

The report required under item (1) of this section is repealed as obsolete. Money from the Board of Physicians Fund is no longer transferred to the Health Personnel Shortage Incentive Grant Program or the Janet L. Hoffman Loan Assistance Repayment Program. Item (2) of this section is repealed as obsolete as it is a one–time reporting requirement.

Chapter 324 of the Acts of 1998

[SECTION 13. AND BE IT FURTHER ENACTED, That:

(a) By December 1 of each year, the University System of Maryland shall report to the Nutrient Management Advisory Committee, the Governor, and in accordance with § 2–1246 of the State Government Article, the General Assembly on:

(1) The latest developments in phosphorus mitigation, including the effectiveness of phytase and other enzymes, genetically engineered corn, soil additives, and other innovations; and

(2) For targeted areas determined by the Secretary of Agriculture, background levels of phosphorus in the soil, current levels of phosphorus in the soil, and the movement of phosphorus in and on the land.

(b) In preparing the report, the University System of Maryland shall coordinate the activities at member institutions and consult with the agricultural industry. To the extent possible, the University System shall coordinate its efforts with research projects conducted by the agricultural industry.]

Chapter 325 of the Acts of 1998

[SECTION 13. AND BE IT FURTHER ENACTED, That:

(a) By December 1 of each year, the University System of Maryland shall report to the Nutrient Management Advisory Committee, the Governor, and in accordance with § 2–1246 of the State Government Article, the General Assembly on:

(1) The latest developments in phosphorus mitigation, including the effectiveness of phytase and other enzymes, genetically engineered corn, soil additives, and other innovations; and

(2) For targeted areas determined by the Secretary of Agriculture, background levels of phosphorus in the soil, current levels of phosphorus in the soil, and the movement of phosphorus in and on the land.

(b) In preparing the report, the University System of Maryland shall coordinate the activities at member institutions and consult with the agricultural industry. To the extent possible, the University System shall coordinate its efforts with research projects conducted by the agricultural industry.]

DRAFTER’S NOTE:

Chapter 324, § 13 and Chapter 325, § 13 of the Acts of 1998 are repealed as duplicative and impractical. The University System of Maryland advises that system personnel no longer work on phosphorous mitigation and that the Department of Agriculture issues a similar report. Additionally, the Phosphorous Management Tool is now used to identify the potential risk of phosphorus loss from farm fields and prevent additional buildup of phosphorus in soils that are already saturated.

Chapter 617 of the Acts of 1998

[SECTION 4. AND BE IT FURTHER ENACTED, That the State Department of Education shall report to the budget committees, the House Ways and Means Committee, and the Senate Finance Committee on or before September 1 of each year on the number of students enrolled in the enhanced program described in § 8–315 of the Education Article and the annual costs of the program. In addition, the Department shall report on any anticipated enrollment growth and future costs related to the enhanced program.]

DRAFTER’S NOTE:

Chapter 617, § 4 of the Acts of 1998 is repealed and its requirements codified under § 8–311(f) of the Education Article for transparency.

Chapter 140 of the Acts of 2002

[SECTION 2. AND BE IT FURTHER ENACTED, That the State Board of Dental Examiners shall report to the General Assembly by December 31, 2003, and by December 31 each year thereafter, the identity of the facilities operating under general supervision under § 4–308 of the Health Occupations Article as enacted by this Act, and the identity of the supervising dentist of those facilities operating under general supervision.]

DRAFTER'S NOTE:

Chapter 140, § 2 of the Acts of 2002 is repealed as obsolete. The related provisions of statute enacted by Chapter 140 were repealed by Chapter 316 of the Acts of 2008.

Chapter 5 of the Acts of 2003

SECTION 12. AND BE IT FURTHER ENACTED, That Section(s) 31, 32, 34, 34A, 34B, 35, 36, 36A, and 37, inclusive, and the subtitle "Pensions" of Article 88B – Department of State Police of the Annotated Code of Maryland be repealed and reenacted, with amendments, and transferred to the Session Laws, to read as follows:

[7.

It shall be the duty of the Secretary of State Police biennially, to submit to the Governor of the State a full report on the state and condition of the system; this report shall include a full record of all persons retired under this subtitle, the rate of pay respectively given them, and also an estimate of the sum required for future requirements in accordance with the provisions of this subtitle until the next budget appropriation becomes effective. And it is further provided that the Governor of the State may upon receipt of the report from the Secretary of State Police recommend such future increases in the appropriation as he may deem necessary for the proper administration of this subtitle.]

DRAFTER'S NOTE:

This section is repealed as obsolete. Information regarding the pension system as it applies to State troopers who remain in the system is included in the reports submitted by the State Retirement System.

Chapter 207 of the Acts of 2003

[SECTION 4. AND BE IT FURTHER ENACTED, That each county board of education, including the Baltimore City Board of School Commissioners, shall report to the Maryland State Department of Education on or before October 1 of each year regarding:

(1) the number of family hardship waivers that have been granted as a result of this Act;

(2) the fiscal impact on the local education agency of this Act including both a dollar amount and an assessment of future implications of this dollar amount on the local education agency; and

(3) the amount of money that a local education agency received from other sources (i.e. other states, other counties) for a child placed in that county as the result of an informal kinship care relationship.

The Maryland State Department of Education shall compile the reports from the county boards of education and the Baltimore City Board of School Commissioners and, subject to § 2–1246 of the State Government Article, shall submit a report that presents all of the data collected from the county boards in a comprehensive manner to the Senate Education, Health, and Environmental Affairs Committee and the House Ways and Means Committee on or before December 31 of each year.]

DRAFTER’S NOTE:

This section is repealed as unnecessary. The reporting requirement was included as a way to monitor the implementation of Chapter 207 of the Acts of 2003. The programs in each local school system to serve and monitor students in informal kinship care are now well established.

Chapter 295 of the Acts of 2003

[SECTION 2. AND BE IT FURTHER ENACTED, That the Insurance Commissioner shall, in accordance with § 2–1246 of the State Government Article, submit a copy of the final report of the examination required under Section 1 of this Act to the Senate Finance Committee and the House Health and Government Operations Committee within 30 days of the completion of the final report.]

DRAFTER’S NOTE:

Chapter 295, § 2 of the Acts of 2003 is repealed and its requirements codified under § 15–10B–20(e) of the Insurance Article for transparency.

Chapter 403 of the Acts of 2003

[SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) Beginning September 1, 2004, and every 4 years thereafter, the Department of Budget and Management shall conduct, or hire an independent third party not affiliated with the Department of Budget and Management or the State Retirement Agency to conduct, a peer benefits study of the several systems.

(b) The findings of either the Department of Budget and Management or the independent third party shall be submitted to the Chairman of the Joint Committee on Pensions on or before December 31 of that year.]

DRAFTER'S NOTE:

Chapter 403, § 3 of the Acts of 2003 is repealed as obsolete due to the major reform of the State Retirement and Pension System that occurred in 2011.

Chapter 302 of the Acts of 2004

[SECTION 2. AND BE IT FURTHER ENACTED, That, if the Secretary delegates the Secretary's duties under this Act to any other agency or unit of State government, the Secretary shall notify the Senate Budget and Taxation Committee and the House Appropriations Committee in writing within 30 calendar days.]

DRAFTER'S NOTE:

Chapter 302, § 2 of the Acts of 2004 is repealed as obsolete; the Special Pay Plan was repealed by Chapter 602 of the Acts of 2006.

Chapter 445 of the Acts of 2006

[SECTION 3. AND BE IT FURTHER ENACTED, That the Governor's Office for Children shall report to the General Assembly on or before December 31 of each year, in accordance with § 2-1246 of the State Government Article, on the implementation and effectiveness of at-risk youth prevention and diversion programs.]

DRAFTER'S NOTE:

Chapter 445, § 3 of the Acts of 2006 is repealed and its requirements codified under § 8-605 of the Human Services Article for transparency.

Chapter 485 of the Acts of 2007

[SECTION 2. AND BE IT FURTHER ENACTED, That the Adjutant General for the Maryland Army National Guard, in consultation with the Assistant Adjutants General, shall report to the General Assembly on a quarterly basis beginning on January 1, 2008, in accordance with § 2-1246 of the State Government Article, on the number of Maryland National Guard members killed or injured while on active duty and the circumstances of the deaths or injuries.]

DRAFTER'S NOTE:

Chapter 485, § 2 of the Acts of 2007 is repealed and its requirements codified under § 13-410 of the Public Safety Article for transparency.

Chapter 592 of the Acts of 2007

[SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) The Chancellor of the University System of Maryland and the Presidents of Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College shall identify all nonmerit and at-will positions in the personnel systems of the University System of Maryland and its constituent institutions, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College.

(b) On an annual basis, the Chancellor of the University System of Maryland and the Presidents of Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College shall report the information on nonmerit and at-will positions required under subsection (a) of this section to the Governor and, in accordance with § 2-1246 of the State Government Article, to the General Assembly.]

DRAFTER'S NOTE:

This reporting requirement is repealed as impractical as positions at the specified public institutions of higher education are not classified as nonmerit or at-will.

Chapter 583 of the Acts of 2008

[SECTION 3. AND BE IT FURTHER ENACTED, That:

(1) The Board of Morticians and Funeral Directors shall notify the Senate, Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee of the resolution in the matter of Charles Brown, et al. v. David Hovatter, et al.

(2) Within 6 months after the matter of Charles Brown et al. v. David Hovatter, et al. is resolved the Board of Morticians and Funeral Directors shall submit a report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2-1246 of the State Government Article, on:

(i) any proposals to alter the laws or regulations regarding corporate licenses;

(ii) whether a surviving spouse or executor license is still necessary;
and

(iii) whether the requirement that an individual be a licensed mortician to qualify for a funeral establishment license is necessary.]

DRAFTER'S NOTE:

The matter of Charles Brown, et al. v. David Hovatter, et al. was resolved in 2009. Although the notification and report requirements were never met, Chapter 583, § 3 of the Acts of 2008 is repealed as irrelevant due to the time elapsed since the resolution of the matter.

[SECTION 4. AND BE IT FURTHER ENACTED, That, on or before December 1, 2008, and each year thereafter, the Board of Morticians and Funeral Directors shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2–1246 of the State Government Article, regarding effectiveness of pre–need regulations.]

DRAFTER'S NOTE:

Chapter 583, § 4 of the Acts of 2008 is repealed as obsolete. The State Board of Morticians and Funeral Directors has made changes to strengthen the regulation of pre–need contracts and the regulation of pre–need contracts was not included as an issue in the 2016 sunset evaluation of the board.

Chapter 350 of the Acts of 2012**[SECTION 2. AND BE IT FURTHER ENACTED, That:**

(a) Beginning on or before October 1, 2013, and annually thereafter until the certification of residential child and youth care practitioners has been implemented for a full biennial certification cycle, the State Board for Certification of Residential Child Care Program Professionals shall submit a report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee in accordance with § 2–1246 of the State Government Article.

(b) Each report required under subsection (a) of this section shall update both committees on the Board's progress in implementing the certification of residential child and youth care practitioners.

(c) The Board's final report, to be submitted to both committees within 90 days after residential child and youth care practitioners have been certified for a full biennial certification cycle, shall address:

(1) the need, if any, for changes to Board membership based on the number of residential child and youth care practitioners certified by the Board; and

(2) the outlook for the Board to become self–supporting (special funded) in the future based on:

- (i) the number of residential child and youth care practitioners certified by the Board;
- (ii) the number of full-time equivalent or contractual personnel hired by the Board; and
- (iii) the Board's actual and projected revenues and expenditures.]

DRAFTER'S NOTE:

Chapter 350, § 2 of the Acts of 2012 is repealed as obsolete as the first full biennial certification cycle for residential child and youth care practitioners was completed in 2017.

Chapter 250 of the Acts of 2013

[SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Council for the Procurement of Health, Education, and Social Services shall:

(a) establish a workgroup of Council members and appropriate staff from the State agencies that license health, education, or social services programs to determine a process for nongovernmental entities that provide health, education, or social services in the State to submit documents in an electronic form to the State agencies, by direct transmission or by posting to an online system for document storage, including:

- (1) naming and formatting documents;
- (2) submitting, updating, and retrieving documents;
- (3) security measures;
- (4) standards necessary for the efficient and secure submission of electronic documents; and
- (5) a recommended implementation date; and

(b) on or before January 1, 2014, report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2-1246 of the State Government Article, on the process determined under subsection (a) of this section.]

DRAFTER'S NOTE:

Chapter 250, § 1 of the Acts of 2013 is repealed as obsolete as the Council for the Procurement of Health, Education, and Social Services complied with the section and the workgroup that was required to be established is no longer needed.

Chapter 164 of the Acts of 2015

[SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) The Department of Business and Economic Development and the Department of Transportation, including the Maryland Aviation Administration, shall:

(1) monitor the Federal Aviation Administration for any proposed regulations or rulemaking that relate to the regulation of the operation of small commercial unmanned aircraft systems;

(2) determine the impact of any proposed regulations or rulemaking on the State; and

(3) determine whether it is in the public interest for the State to consider statewide legislation relating to the regulation of the operation of unmanned aircraft systems.

(b) In determining its findings under subsection (a) of this section, the Department and the Department of Transportation, including the Maryland Aviation Administration, shall consult with:

(1) the University of Maryland, in its role as a member of the Mid-Atlantic Aviation partnership;

(2) county and municipal governments; and

(3) other interested parties that the Department of Business and Economic Development or the Department of Transportation, including the Maryland Aviation Administration, determine appropriate.

(c) If the Department of Business and Economic Development and the Department of Transportation, including the Maryland Aviation Administration, determine that any proposed regulations or rulemaking that relate to the regulation of the operation of small commercial unmanned aircraft have been or are likely to be adopted by the Federal Aviation Administration, as soon as practicably possible, the Department of Business and Economic Development and the Department of Transportation, including the Maryland Aviation Administration, shall report any findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.]

DRAFTER'S NOTE:

Chapter 164, § 4 of the Acts of 2015 is repealed and its requirements codified under § 14-302 of the Economic Development Article for transparency.

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 7–10B–01 through 7–10B–06 and the subtitle “Subtitle 10B. Maryland Advisory Council for Virtual Learning” of Article – Education of the Annotated Code of Maryland be repealed.

DRAFTER’S NOTE:

The Maryland Advisory Council for Virtual Learning was disbanded in 2015 and, therefore, the Council is repealed as obsolete.

SECTION 3. AND BE IT FURTHER ENACTED, That Section(s) 2–10A–12 of Article – State Government of the Annotated Code of Maryland be repealed.

DRAFTER’S NOTE:

The Joint Committee on Base Realignment and Closure is repealed as obsolete because the Base Realignment and Closure process in the State has basically been completed.

SECTION 4. AND BE IT FURTHER ENACTED, That Section(s) 9–401 through 9–407 and the subtitle “Subtitle 4. Commission on the Capital City” of Article – State Government of the Annotated Code of Maryland be repealed.

DRAFTER’S NOTE:

The State Commission on the Capital City is repealed as inactive because it has not met since 2007.

SECTION 5. AND BE IT FURTHER ENACTED, That Section(s) 9–701 and the subtitle “Subtitle 7. Commission to Coordinate the Study, Commemoration, and Impact of Slavery’s History and Legacy in Maryland” of Article – State Government of the Annotated Code of Maryland be repealed.

DRAFTER’S NOTE:

The Commission to Coordinate the Study, Commemoration, and Impact of Slavery’s History and Legacy in Maryland has not met since 2011. The work of the Commission has been taken over by the State Archives and, therefore, the Commission is repealed as duplicative.

SECTION 6. AND BE IT FURTHER ENACTED, That Section(s) 10–110 of Article – Tax – General of the Annotated Code of Maryland be repealed.

DRAFTER’S NOTE:

This section is repealed as obsolete; the Maryland Business Tax Reform Commission fulfilled its duties and issued its final report as required.

SECTION 7. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2019.

Enacted under Article II, § 17(b) of the Maryland Constitution, March 27, 2019.