

SENATE BILL 1106

P5

EMERGENCY BILL

4lr2337

By: **The President (By Request – Department of Legislative Services)**

Introduced and read first time: February 2, 2024

Assigned to: Rules

Committee Report: Favorable

Senate action: Adopted

Read second time: February 19, 2024

CHAPTER _____

1 AN ACT concerning

2 **Annual Corrective Bill**

3 FOR the purpose of correcting certain errors or omissions in certain articles of the
4 Annotated Code; clarifying language; correcting certain obsolete references;
5 reorganizing certain sections of the Annotated Code; providing that this Act is not
6 intended to affect any law other than to correct technical errors; and providing for
7 the correction of certain errors and obsolete provisions by the publishers of the
8 Annotated Code.

9 BY repealing and reenacting, with amendments,
10 Article – Business Regulation
11 Section 7–304(e)(3) and 17–101(c)
12 Annotated Code of Maryland
13 (2015 Replacement Volume and 2023 Supplement)

14 BY repealing
15 Article – Business Regulation
16 Section 17–101(b)
17 Annotated Code of Maryland
18 (2015 Replacement Volume and 2023 Supplement)

19 BY adding to
20 Article – Business Regulation
21 Section 17–101(c)
22 Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



- 1 (2015 Replacement Volume and 2023 Supplement)
- 2 BY repealing and reenacting, with amendments,
3 Article – Commercial Law
4 Section 14–12B–01(d)
5 Annotated Code of Maryland
6 (2013 Replacement Volume and 2023 Supplement)
- 7 BY repealing and reenacting, with amendments,
8 Article – Correctional Services
9 Section 4–305(d)(2) and 9–609.1(a)(2)
10 Annotated Code of Maryland
11 (2017 Replacement Volume and 2023 Supplement)
- 12 BY repealing and reenacting, with amendments,
13 Article – Courts and Judicial Proceedings
14 Section 1–204, 1–702(a), 1–708(a), (b)(3), (c), and (d)(1), 2–329(f)(7)(xix)1.,
15 3–801(q)(3), 3–8A–01(s) and (u), 3–8A–17.3(b)(2)(i) and (ii), and 3–8A–19(i)
16 and (j)(3)
17 Annotated Code of Maryland
18 (2020 Replacement Volume and 2023 Supplement)
- 19 BY adding to
20 Article – Courts and Judicial Proceedings
21 Section 3–8A–01(s)
22 Annotated Code of Maryland
23 (2020 Replacement Volume and 2023 Supplement)
- 24 BY repealing
25 Article – Courts and Judicial Proceedings
26 Section 3–8A–01(t)
27 Annotated Code of Maryland
28 (2020 Replacement Volume and 2023 Supplement)
- 29 BY repealing and reenacting, with amendments,
30 Article – Criminal Law
31 Section 4–111(b)(9)(ii)1. and 13–1401(d)
32 Annotated Code of Maryland
33 (2021 Replacement Volume and 2023 Supplement)
- 34 BY repealing
35 Article – Criminal Law
36 Section 13–1401(c)
37 Annotated Code of Maryland
38 (2021 Replacement Volume and 2023 Supplement)
- 39 BY adding to

- 1 Article – Criminal Law
2 Section 13–1401(d)
3 Annotated Code of Maryland
4 (2021 Replacement Volume and 2023 Supplement)
- 5 BY repealing and reenacting, with amendments,
6 Article – Criminal Procedure
7 Section 3–101(g)(3), 3–105(c)(2)(i) and (d)(3), 3–106(b), (c)(1), (e)(2), and (g)(1), (2),
8 and (4), 3–108(a)(1)(ii)2. and (2), 3–109(a), 3–112(d) and (g)(2), 3–114(b) and
9 (c), and 6–220(e)(1)(iii)2.
10 Annotated Code of Maryland
11 (2018 Replacement Volume and 2023 Supplement)
- 12 BY repealing
13 Article – Economic Development
14 Section 5–1101 and the subtitle “Subtitle 11. Rural Broadband Assistance Fund”
15 Annotated Code of Maryland
16 (2018 Replacement Volume and 2023 Supplement)
- 17 BY repealing and reenacting, with amendments,
18 Article – Economic Development
19 Section 10–1004(d)(1)
20 Annotated Code of Maryland
21 (2018 Replacement Volume and 2023 Supplement)
- 22 BY repealing and reenacting, with amendments,
23 Article – Education
24 Section 4–201.1(c)(1), 5–213(d), 5–223(a)(6), 5–239(d)(2), 15–114(e), and
25 18–1907(a)(3)
26 Annotated Code of Maryland
27 (2022 Replacement Volume and 2023 Supplement)
- 28 BY repealing and reenacting, without amendments,
29 Article – Education
30 Section 5–223(a)(1) and 5–303(k)(3)(iv)
31 Annotated Code of Maryland
32 (2022 Replacement Volume and 2023 Supplement)
- 33 BY repealing
34 Article – Education
35 Section 5–303(k)(4)
36 Annotated Code of Maryland
37 (2022 Replacement Volume and 2023 Supplement)
- 38 BY repealing and reenacting, with amendments,
39 Article – Environment
40 Section 5–101(b) and (f) and 5–201(a)

- 1 Annotated Code of Maryland
2 (2013 Replacement Volume and 2023 Supplement)
- 3 BY repealing and reenacting, with amendments,
4 Article – Environment
5 Section 9–204(n)(5)(i), 9–1702(g), and 9–2501(f)(1)(i)3.
6 Annotated Code of Maryland
7 (2014 Replacement Volume and 2023 Supplement)
- 8 BY repealing and reenacting, with amendments,
9 Article – Estates and Trusts
10 Section 17–111(c) and 17–202
11 Annotated Code of Maryland
12 (2022 Replacement Volume and 2023 Supplement)
- 13 BY repealing and reenacting, with amendments,
14 Article – General Provisions
15 Section 4–333(a)(2)(ii)
16 Annotated Code of Maryland
17 (2019 Replacement Volume and 2023 Supplement)
- 18 BY repealing and reenacting, with amendments,
19 Article – Health – General
20 Section 2–505(b)(4); the subtitle designation “Subtitle 3. Office of the Chief Medical
21 Examiner” immediately preceding Section 5–301; and 10–902(a)(1),
22 16–303(a), 18–108(b)(4), 19–502(b)(1), 19–706.1(h)(1)(ii), 20–1302(b)(1)(iii),
23 21–101(d)(4), 21–1215(a), 24–905(b)(2), and 24–2302(a)(3)
24 Annotated Code of Maryland
25 (2023 Replacement Volume)
- 26 BY repealing and reenacting, without amendments,
27 Article – Health – General
28 Section 5–301
29 Annotated Code of Maryland
30 (2023 Replacement Volume)
- 31 BY repealing and reenacting, with amendments,
32 Article – Health Occupations
33 Section 8–101(j), 8–503(a), and 15–302(g)
34 Annotated Code of Maryland
35 (2021 Replacement Volume and 2023 Supplement)
- 36 BY repealing and reenacting, with amendments,
37 Article – Insurance
38 Section 19–106
39 Annotated Code of Maryland
40 (2017 Replacement Volume and 2023 Supplement)

- 1 BY repealing and reenacting, with amendments,
2 Article – Labor and Employment
3 Section 3–413(b) and (c) and 9–407(d)(3)
4 Annotated Code of Maryland
5 (2016 Replacement Volume and 2023 Supplement)
- 6 BY repealing and reenacting, with amendments,
7 Article – Local Government
8 Section 25–204(b)(1)(ii)4.
9 Annotated Code of Maryland
10 (2013 Volume and 2023 Supplement)
- 11 BY repealing and reenacting, with amendments,
12 Article – Natural Resources
13 Section 4–1008(c)(1)(ii), 8–2A–02, 8–2A–04(e)(2)(i)1.A., 8–408(c)(2), 8–409(b)(1),
14 8–712.1(b)(1), 8–716(i), 8–1103(j), 10–405(a)(3)(ii), 10–607(j), and
15 10–906(c)(2)(ii)
16 Annotated Code of Maryland
17 (2023 Replacement Volume and 2023 Supplement)
- 18 BY repealing and reenacting, with amendments,
19 Article – Public Safety
20 Section 3–201(f)(2)(ii), 5–310(a), and 13A–604(j)(1)(ii)
21 Annotated Code of Maryland
22 (2022 Replacement Volume and 2023 Supplement)
- 23 BY repealing and reenacting, with amendments,
24 Article – Public Utilities
25 Section 7–207.2(b)(2) and 7–704.1(f)(1)(iii)1.C. and (g)(1)(i)
26 Annotated Code of Maryland
27 (2020 Replacement Volume and 2023 Supplement)
- 28 BY repealing and reenacting, with amendments,
29 Article – Real Property
30 Section 3–401(b), 8A–1502(c), 10–103(a)(7), (b), and (c)(4) and (5), 11–139.3(d), and
31 11A–121(k)(1)
32 Annotated Code of Maryland
33 (2023 Replacement Volume)
- 34 BY repealing and reenacting, with amendments,
35 Article – State Finance and Procurement
36 Section 3–302(a)(2)(ii)
37 Annotated Code of Maryland
38 (2021 Replacement Volume and 2023 Supplement)
- 39 BY repealing and reenacting, with amendments,

1 Article – State Government
 2 Section 2–1220(f)(2)
 3 Annotated Code of Maryland
 4 (2021 Replacement Volume and 2023 Supplement)

5 BY repealing and reenacting, with amendments,
 6 Article – State Personnel and Pensions
 7 Section 20–206(g)(3)(i) and (4)(i)
 8 Annotated Code of Maryland
 9 (2015 Replacement Volume and 2023 Supplement)

10 BY repealing and reenacting, with amendments,
 11 Article – Tax – Property
 12 Section 2–106(b)(1)(iii)
 13 Annotated Code of Maryland
 14 (2019 Replacement Volume and 2023 Supplement)

15 BY repealing and reenacting, with amendments,
 16 Article – Transportation
 17 Section 13–903(a)(8)(i)
 18 Annotated Code of Maryland
 19 (2020 Replacement Volume and 2023 Supplement)

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

22 **Article – Business Regulation**

23 7–304.

24 (e) (3) A cancellation of a bond under this [paragraph] SUBSECTION is not
 25 effective until 90 days after receipt of a notice of cancellation by the Board.

26 DRAFTER’S NOTE:

27 Error: Incorrect word usage in § 7–304(e)(3) of the Business Regulation Article.

28 Occurred: As a result of the merging of Chs. 253 and 479, Acts of 2017.

29 17–101.

30 [(b) “Goods” means tangible personal property, items of trade, merchandise, or
 31 other types of products sold at wholesale or retail.]

32 [(c)] (B) “Executive Director” means the Executive Director of the Alcohol and
 33 Tobacco Commission.

1 (C) "GOODS" MEANS TANGIBLE PERSONAL PROPERTY, ITEMS OF TRADE,
2 MERCHANDISE, OR OTHER TYPES OF PRODUCTS SOLD AT WHOLESALE OR RETAIL.

3 DRAFTER'S NOTE:

4 Error: Stylistic error (failure to codify definitions in alphabetical order) in §
5 17-101(b) and (c) of the Business Regulation Article.

6 Occurred: Ch. 450, Acts of 2023.

7 **Article – Commercial Law**

8 14-12B-01.

9 (d) (1) "Health club services agreement" means an agreement under which:

10 (i) The buyer of a health club service purchases, or becomes
11 obligated to purchase, health club services to be rendered over a period longer than 3
12 months;

13 (ii) The seller of a health club services agreement collects more than
14 3 months' payment in advance; and

15 (iii) The service to be rendered under the agreement is for personal,
16 family, or household use.

17 (2) "Health club services AGREEMENT" includes AGREEMENTS FOR
18 SERVICES RENDERED BY A health spa, figure salon, weight reduction center, self defense
19 school, or other physical culture service enterprises offering facilities for the preservation,
20 maintenance, encouragement, or development of physical fitness or physical well-being.

21 (3) "Health club services AGREEMENT" does not include agreements for
22 services rendered by:

23 (i) Any nonprofit public or private school, college, or university;

24 (ii) The State, or any of its political subdivisions; or

25 (iii) Any nonprofit religious, ethnic, community, or service
26 organization.

27 DRAFTER'S NOTE:

28 Error: Omitted words in § 14-12B-01(d) of the Commercial Law Article.

29 Occurred: Ch. 482, Acts of 1982.

Article – Correctional Services

1
2 4–305.

3 (d) (2) Before the Board **OF REVIEW** decides whether to grant parole to an
4 eligible person, the Board of Review shall give the victim a reasonable opportunity to
5 comment on the parole in writing or to present oral testimony in the manner that the Board
6 of Review establishes by regulation.

7 DRAFTER’S NOTE:

8 Error: Incorrect terminology in § 4–305(d)(2) of the Correctional Services Article.

9 Occurred: Ch. 54, Acts of 1999.

10 9–609.1.

11 (a) (2) The identification card issued under [subsection (a) of this section]
12 **PARAGRAPH (1) OF THIS SUBSECTION** shall meet the requirements for secondary
13 identification for the purpose of an identification card issued by the Motor Vehicle
14 Administration under § 12–301 of the Transportation Article.

15 DRAFTER’S NOTE:

16 Error: Stylistic error in § 9–609.1(a)(2) of the Correctional Services Article.

17 Occurred: Ch. 514, Acts of 2020.

Article – Courts and Judicial Proceedings

18
19 1–204.

20 A justice of the Supreme Court of Maryland or **A JUDGE OF** the Appellate Court of
21 Maryland, by reason of residence in Anne Arundel County during his term of office, does
22 not abandon his legal residence in the appellate judicial circuit from which he was
23 appointed or elected unless he registers to vote in any election in Anne Arundel County.

24 DRAFTER’S NOTE:

25 Error: Omitted words in § 1–204 of the Courts Article.

26 Occurred: As a result of Chs. 82 and 83, Acts of 2021, which changed the name of the
27 Court of Appeals to be the Supreme Court of Maryland and the name of a judge of the Court
28 of Appeals to be a justice of the Supreme Court of Maryland.

29 1–702.

1 (a) Subject to the provisions of § 1–701 of this subtitle, a **JUSTICE OR** judge shall
2 have the salary provided in the State budget.

3 DRAFTER’S NOTE:

4 Error: Omitted words in § 1–702(a) of the Courts Article.

5 Occurred: As a result of Chs. 82 and 83, Acts of 2021, which changed the name of the
6 Court of Appeals to be the Supreme Court of Maryland and the name of a judge of the Court
7 of Appeals to be a justice of the Supreme Court of Maryland.

8 1–708.

9 (a) The salaries and pensions of the justices of the Supreme Court of Maryland[,]
10 **AND THE JUDGES OF** the Appellate Court of Maryland, the circuit courts of the counties,
11 and the District Court shall be established as provided by this section, §§ 1–701 through
12 1–707 of this subtitle, and Title 27 of the State Personnel and Pensions Article.

13 (b) (3) A member of the General Assembly, officer or employee of the State or
14 a political subdivision of the State, or **JUSTICE OR** judge or former **JUSTICE OR** judge is
15 not eligible for appointment to the Commission.

16 (c) On or after September 1, 2011, September 1, 2013, and every 4 years
17 thereafter, the Commission shall review the salaries and pensions of the **JUSTICES AND**
18 judges of the courts listed in subsection (a) of this section and make written
19 recommendations to the Governor and General Assembly on or before the next ensuing
20 regular session of the General Assembly. The Governor shall include in the budget for the
21 next ensuing fiscal year the funding necessary to implement those recommendations,
22 contingent on action by the General Assembly under subsections (d) and (e) of this section.

23 (d) (1) The salary recommendations made by the Commission shall be
24 introduced as a joint resolution in each House of the General Assembly not later than the
25 fifteenth day of the session. The General Assembly may amend the joint resolution to
26 decrease any of the Commission salary recommendations, but no reduction may diminish
27 the salary of a **JUSTICE OR** judge during his continuance in office. The General Assembly
28 may not amend the joint resolution to increase the recommended salaries. If the General
29 Assembly fails to adopt or amend the joint resolution within 50 days after its introduction,
30 the salaries recommended by the Commission shall apply. If the joint resolution is adopted
31 or amended in accordance with this section within 50 days after its introduction, the
32 salaries so provided shall apply. If the General Assembly rejects any or all of the
33 Commission’s salary recommendations, the salaries of the **JUSTICES AND** judges affected
34 remain unchanged, unless modified under other provisions of law.

35 DRAFTER’S NOTE:

36 Error: Omitted words in § 1–708(a), (b)(3), (c), and (d)(1) of the Courts Article.

1 Occurred: As a result of Chs. 82 and 83, Acts of 2021, which changed the name of the
2 Court of Appeals to be the Supreme Court of Maryland and the name of a judge of the Court
3 of Appeals to be a justice of the Supreme Court of Maryland.

4 2–329.

5 (f) (7) Except as provided in the county merit system law and personnel
6 regulations, the provisions of this subsection and any agreement made under it may not
7 impair the right and responsibility of the Sheriff to:

8 (xix) Suspend, discharge, or otherwise discipline:

9 1. Sworn employees for cause under [the Maryland Law
10 Enforcement Officers’ Bill of Rights] **TITLE 3, SUBTITLE 1 OF THE PUBLIC SAFETY**
11 **ARTICLE**; and

12 DRAFTER’S NOTE:

13 Error: Obsolete terminology in § 2–329(f)(7)(xix)1 of the Courts Article.

14 Occurred: As a result of Ch. 59, Acts of 2021, which repealed the Law Enforcement
15 Officers’ Bill of Rights and established provisions that relate to a statewide accountability
16 and discipline process for police officers.

17 3–801.

18 (q) (3) “Mental disorder” does not include [mental retardation] **AN**
19 **INTELLECTUAL DISABILITY**.

20 DRAFTER’S NOTE:

21 Error: Obsolete terminology in § 3–801(q)(3) of the Courts Article.

22 Occurred: As a result of Ch. 119, Acts of 2009, which replaced references to “mental
23 retardation” with references to “intellectual disability”.

24 3–8A–01.

25 **(S) “INTELLECTUAL DISABILITY” MEANS A DEVELOPMENTAL DISABILITY**
26 **THAT IS EVIDENCED BY INTELLECTUAL FUNCTIONING THAT IS SIGNIFICANTLY**
27 **BELOW AVERAGE AND IMPAIRMENT IN THE ADAPTIVE BEHAVIOR OF A CHILD.**

28 **[(s)] (T) (1) “Mental disorder” means a behavioral or emotional illness that**
29 **results from a psychiatric or neurological disorder.**

1 (2) "Mental disorder" includes a mental illness that so substantially
2 impairs the mental or emotional functioning of a child as to make care or treatment
3 necessary or advisable for the welfare of the child or for the safety of the child or property
4 of another.

5 (3) "Mental disorder" does not include [mental retardation] **AN**
6 **INTELLECTUAL DISABILITY.**

7 [(t) "Mental retardation" means a developmental disability that is evidenced by
8 intellectual functioning that is significantly below average and impairment in the adaptive
9 behavior of a child.]

10 (u) "Mentally handicapped child" means a child who [is] **HAS** or may [be mentally
11 retarded or mentally ill] **HAVE AN INTELLECTUAL DISABILITY OR A MENTAL**
12 **DISORDER.**

13 **DRAFTER'S NOTE:**

14 Error: Obsolete terminology in § 3-8A-01(s), (t), and (u) of the Courts Article.

15 Occurred: As a result of Ch. 119, Acts of 2009, which replaced references to "mental
16 retardation" with references to "intellectual disability".

17 3-8A-17.3.

18 (b) (2) In determining the treatment that is necessary for the child to attain
19 competency to proceed, the qualified expert shall consider and report on the following:

20 (i) The mental illness, [mental retardation] **INTELLECTUAL**
21 **DISABILITY**, developmental immaturity, or other developmental disability causing the
22 child to be incompetent to proceed;

23 (ii) The treatment or education appropriate for the mental illness,
24 [mental retardation] **INTELLECTUAL DISABILITY**, developmental immaturity, or other
25 developmental disability of the child, and an explanation of each of the possible treatment
26 or education alternatives, in order of recommendation;

27 **DRAFTER'S NOTE:**

28 Error: Obsolete terminology in § 3-8A-17.3(b)(2)(i) and (ii) of the Courts Article.

29 Occurred: As a result of Ch. 119, Acts of 2009, which replaced references to "mental
30 retardation" with references to "intellectual disability".

31 3-8A-19.

1 (i) The court may not commit a child to the custody of the Maryland Department
 2 of Health under this section for inpatient care and treatment in a State [mental
 3 retardation] facility **FOR INDIVIDUALS WITH AN INTELLECTUAL DISABILITY** unless the
 4 court finds on the record based upon clear and convincing evidence that:

5 (1) The child [is mentally retarded] **HAS AN INTELLECTUAL DISABILITY**;

6 (2) The condition is of such a nature that for the adequate care or protection
 7 of the child or others, the child needs in–residence care or treatment; and

8 (3) There is no less restrictive form of care and treatment available which
 9 is consistent with the child’s welfare and safety.

10 (j) (3) If, at any time after the commitment of the child to a State [mental
 11 retardation] facility **FOR INDIVIDUALS WITH AN INTELLECTUAL DISABILITY** under this
 12 section, the individualized plan of habilitation developed under § 7–1006 of the Health –
 13 General Article recommends that a child no longer meets the standards specified in
 14 subsection (i) of this section, then the court shall grant a hearing to review the commitment
 15 order. The court may grant a hearing at any other time for the purpose of determining if
 16 the standards specified in subsection (i) of this section continue to be met.

17 **DRAFTER’S NOTE:**

18 Error: Obsolete terminology in § 3–8A–19(i) and (j)(3) of the Courts Article.

19 Occurred: As a result of Ch. 119, Acts of 2009, which replaced references to “mental
 20 retardation” with references to “intellectual disability”.

21 **Article – Criminal Law**

22 4–111.

23 (b) This section does not apply to:

24 (9) for a location that is not owned by, leased by, or otherwise under the
 25 control of the State or a political subdivision of the State:

26 (ii) a person who is authorized by the owner or lessee of the location
 27 to wear, carry, or transport a firearm at the location for the purpose of:

28 1. employment as a security guard licensed under Title 19 of
 29 the Business Occupations **AND PROFESSIONS** Article; or

30 **DRAFTER’S NOTE:**

31 Error: Misnomer in § 4–111(b)(9)(ii)1 of the Criminal Law Article.

1 Occurred: Ch. 680, § 1, Acts of 2023.

2 13–1401.

3 [(c) “Gaming event” includes a bazaar, carnival, raffle, tip jar, punchboard, and
4 any other event at which a gaming device is operated.]

5 [(d)] (C) (1) “Gaming device” means:

6 (i) except for a billiard table, a gaming table at which a game of
7 chance is played for money or any other thing or consideration of value; or

8 (ii) a game or device at which money or any other thing or
9 consideration of value is bet, wagered, or gambled.

10 (2) “Gaming device” includes a paddle wheel, wheel of fortune, and chance
11 book.

12 (D) “GAMING EVENT” INCLUDES A BAZAAR, CARNIVAL, RAFFLE, TIP JAR,
13 PUNCHBOARD, AND ANY OTHER EVENT AT WHICH A GAMING DEVICE IS OPERATED.

14 DRAFTER’S NOTE:

15 Error: Stylistic error (failure to codify definitions in alphabetical order) in §
16 13–1401(c) and (d) of the Criminal Law Article.

17 Occurred: Ch. 234, Acts of 2005.

18 Article – Criminal Procedure

19 3–101.

20 (g) (3) “Mental disorder” does not include [mental retardation] AN
21 INTELLECTUAL DISABILITY.

22 DRAFTER’S NOTE:

23 Error: Obsolete terminology in § 3–101(g)(3) of the Criminal Procedure Article.

24 Occurred: As a result of Ch. 119, Acts of 2009, which replaced references to “mental
25 retardation” with references to “intellectual disability”.

26 3–105.

27 (c) (2) (i) If the court finds that, because of the apparent severity of the

1 mental disorder or [mental retardation] **INTELLECTUAL DISABILITY**, a defendant in
2 custody would be endangered by confinement in a correctional facility, the court may order
3 that the Health Department, in the Health Department's discretion:

4 1. confine the defendant, pending examination, in a medical
5 facility that the Health Department designates as appropriate; or

6 2. immediately conduct a competency examination of the
7 defendant by a community forensic screening program or other agency that the Health
8 Department finds appropriate.

9 (d) (3) If the Health Department reports that, in its opinion, the defendant is
10 incompetent to stand trial, the report shall state, in a complete supplementary opinion,
11 whether, because of [mental retardation or] **A mental disorder OR AN INTELLECTUAL**
12 **DISABILITY**, the defendant would be a danger to self or the person or property of another,
13 if released.

14 DRAFTER'S NOTE:

15 Error: Obsolete terminology in § 3-105(c)(2)(i) and (d)(3) of the Criminal Procedure
16 Article.

17 Occurred: As a result of Ch. 119, Acts of 2009, which replaced references to "mental
18 retardation" with references to "intellectual disability".

19 3-106.

20 (b) If, after a hearing, the court finds that the defendant is incompetent to stand
21 trial but is not dangerous, as a result of a mental disorder or [mental retardation] **AN**
22 **INTELLECTUAL DISABILITY**, to self or the person or property of others, the court may set
23 bail for the defendant or authorize release of the defendant on recognizance.

24 (c) (1) (i) If, after a hearing, the court finds that the defendant is
25 incompetent to stand trial and, because of [mental retardation or] a mental disorder **OR**
26 **AN INTELLECTUAL DISABILITY**, is a danger to self or the person or property of another,
27 the court shall order the defendant committed to the facility that the Health Department
28 designates until the court finds that:

29 1. the defendant no longer is incompetent to stand trial;

30 2. the defendant no longer is, because of [mental retardation
31 or] a mental disorder **OR AN INTELLECTUAL DISABILITY**, a danger to self or the person
32 or property of others; or

33 3. there is not a substantial likelihood that the defendant
34 will become competent to stand trial in the foreseeable future.

1 (ii) If a court commits the defendant because of [mental retardation]
2 **AN INTELLECTUAL DISABILITY**, the Health Department shall require the Developmental
3 Disabilities Administration to provide the care or treatment that the defendant needs.

4 (e) At a competency hearing under subsection (d) of this section, if the court finds
5 that the defendant is incompetent and is not likely to become competent in the foreseeable
6 future, the court shall:

7 (2) order the confinement of the defendant for 21 days as a resident in a
8 Developmental Disabilities Administration facility for the initiation of admission
9 proceedings under § 7-503 of the Health – General Article provided the court finds that the
10 defendant, because of [mental retardation] **AN INTELLECTUAL DISABILITY**, is a danger
11 to self or others.

12 (g) (1) For a defendant who has been found incompetent to stand trial but not
13 dangerous, as a result of a mental disorder or [mental retardation] **AN INTELLECTUAL**
14 **DISABILITY**, to self or the person or property of others, and released on bail or on
15 recognizance, the court:

16 (i) shall hold a hearing annually from the date of release;

17 (ii) may hold a hearing, at any time, on its own initiative; or

18 (iii) shall hold a hearing, at any time, upon motion of the State's
19 Attorney or the counsel for the defendant.

20 (2) At a hearing under paragraph (1) of this subsection, the court shall
21 reconsider whether the defendant remains incompetent to stand trial or a danger to self or
22 the person or property of another because of [mental retardation or] a mental disorder **OR**
23 **AN INTELLECTUAL DISABILITY**.

24 (4) If the court finds, at a hearing under paragraph (1) of this subsection,
25 that the defendant is incompetent and is not likely to become competent in the foreseeable
26 future and is a danger to self or the person or property of another because of [mental
27 retardation or] a mental disorder **OR AN INTELLECTUAL DISABILITY**, the court shall
28 revoke the pretrial release of the defendant and:

29 (i) civilly commit the defendant in accordance with subsection (e)(1)
30 of this section; or

31 (ii) order confinement of the defendant in accordance with
32 subsection (e)(2) of this section.

33 DRAFTER'S NOTE:

1 Error: Obsolete terminology in § 3–106(b), (c)(1), (e)(2), and (g)(1), (2), and (4) of the
2 Criminal Procedure Article.

3 Occurred: As a result of Ch. 119, Acts of 2009, which replaced references to “mental
4 retardation” with references to “intellectual disability”.

5 3–108.

6 (a) (1) In addition to any other report required under this title, the Health
7 Department shall report to the court that has ordered commitment of a defendant under §
8 3–106 of this title:

9 (ii) whenever the Health Department determines that:

10 2. the defendant no longer is, because of [mental retardation
11 or] a mental disorder **OR AN INTELLECTUAL DISABILITY**, a danger to self or the person
12 or property of others; or

13 (2) The Department shall include a supplemental report that provides a
14 plan for services to facilitate the defendant remaining competent to stand trial or not
15 dangerous, as a result of [mental retardation or] a mental disorder **OR AN INTELLECTUAL**
16 **DISABILITY**, to self or the person or property of others, if:

17 (i) a report required under this title states an opinion that the
18 defendant is competent to stand trial or is not dangerous, as a result of [mental retardation
19 or] a mental disorder **OR AN INTELLECTUAL DISABILITY**, to self or the person or property
20 of others; and

21 (ii) services are necessary to maintain the defendant safely in the
22 community, to maintain competency, or to restore competency.

23 DRAFTER’S NOTE:

24 Error: Obsolete terminology in § 3–108(a)(1)(ii)2 and (2) of the Criminal Procedure
25 Article.

26 Occurred: As a result of Ch. 119, Acts of 2009, which replaced references to “mental
27 retardation” with references to “intellectual disability”.

28 3–109.

29 (a) A defendant is not criminally responsible for criminal conduct if, at the time
30 of that conduct, the defendant, because of a mental disorder or [mental retardation] **AN**
31 **INTELLECTUAL DISABILITY**, lacks substantial capacity to:

32 (1) appreciate the criminality of that conduct; or

1 (2) conform that conduct to the requirements of law.

2 DRAFTER'S NOTE:

3 Error: Obsolete terminology in § 3–109(a) of the Criminal Procedure Article.

4 Occurred: As a result of Ch. 119, Acts of 2009, which replaced references to “mental
5 retardation” with references to “intellectual disability”.

6 3–112.

7 (d) If the court commits a defendant who was found not criminally responsible
8 primarily because of [mental retardation] **AN INTELLECTUAL DISABILITY**, the Health
9 Department shall designate a facility for [mentally retarded persons] **INDIVIDUALS WITH**
10 **AN INTELLECTUAL DISABILITY** for care and treatment of the committed person.

11 (g) After a verdict of not criminally responsible, a court may order that a person
12 be released, with or without conditions, instead of committed to the Health Department,
13 but only if:

14 (2) the report indicates that the person would not be a danger, as a result
15 of [mental retardation] **AN INTELLECTUAL DISABILITY** or **A** mental disorder, to self or to
16 the person or property of others if released, with or without conditions; and

17 DRAFTER'S NOTE:

18 Error: Obsolete terminology in § 3–112(d) and (g)(2) of the Criminal Procedure
19 Article.

20 Occurred: As a result of Ch. 119, Acts of 2009, which replaced references to “mental
21 retardation” with references to “intellectual disability”.

22 3–114.

23 (b) A committed person is eligible for discharge from commitment only if that
24 person would not be a danger, as a result of **A** mental disorder or [mental retardation] **AN**
25 **INTELLECTUAL DISABILITY**, to self or to the person or property of others if discharged.

26 (c) A committed person is eligible for conditional release from commitment only
27 if that person would not be a danger, as a result of **A** mental disorder or [mental
28 retardation] **AN INTELLECTUAL DISABILITY**, to self or to the person or property of others
29 if released from confinement with conditions imposed by the court.

30 DRAFTER'S NOTE:

31 Error: Obsolete terminology in § 3–114(b) and (c) of the Criminal Procedure Article.

1 Occurred: As a result of Ch. 119, Acts of 2009, which replaced references to “mental
2 retardation” with references to “intellectual disability”.

3 6–220.

4 (e) (1) When the crime for which the judgment is being stayed is for a violation
5 of § 21–902 of the Transportation Article or § 2–503, § 2–504, § 2–505, § 2–506, or § 3–211
6 of the Criminal Law Article, the court:

7 (iii) shall impose a period of probation and, as a condition of the
8 probation:

9 2. may prohibit the defendant from operating a motor vehicle
10 unless the motor vehicle is equipped with an ignition interlock system under [§ 27–107] §
11 **21–902.2** of the Transportation Article.

12 DRAFTER’S NOTE:

13 Error: Erroneous cross–reference in § 6–220(e)(1)(iii)2 of the Criminal Procedure
14 Article.

15 Occurred: As a result of Ch. 55, Acts of 2017, which transferred the provisions of
16 former § 27–107 of the Transportation Article to the new § 21–902.2 of the Transportation
17 Article.

18 Article – Economic Development

19 [Subtitle 11. Rural Broadband Assistance Fund.]

20 [5–1101.

21 (a) In this subtitle the following words have the meanings indicated.

22 (b) “Board” means the Maryland Rural Broadband Coordination Board
23 established under Title 13, Subtitle 5 of this article.

24 (c) “Fund” means the Rural Broadband Assistance Fund established under §
25 5–1102 of this subtitle.]

26 DRAFTER’S NOTE:

27 Error: Obsolete subtitle designation immediately preceding § 5–1101 of the Economic
28 Development Article and obsolete language in § 5–1101 of the Economic Development
29 Article.

1 Occurred: As a result of Ch. 74, Acts of 2021, which redesignated § 5–1102 of the
2 Economic Development Article as § 6.5–107 of the Housing and Community Development
3 Article.

4 10–1004.

5 (d) A member of the Authority:

6 (1) may not receive compensation as a member of the Authority; **[and] BUT**

7 DRAFTER’S NOTE:

8 Error: Erroneous conjunction in § 10–1004(d)(1) of the Economic Development
9 Article.

10 Occurred: Ch. 111, Acts of 2023.

11 **Article – Education**

12 4–201.1.

13 (c) (1) The County Executive shall select a County Superintendent from a list
14 of three nominees recommended by a search committee that is **[comprised] COMPOSED** of:

15 (i) One member of the State Board, appointed by the State
16 Superintendent; and

17 (ii) Two residents of Prince George’s County, appointed by the
18 Governor.

19 DRAFTER’S NOTE:

20 Error: Incorrect word usage in § 4–201.1(c)(1) of the Education Article.

21 Occurred: Ch. 147, Acts of 2013.

22 5–213.

23 (d) (1) In this **[section the following words have the meanings indicated.**

24 (2) **“Collaborative] SUBSECTION, “COLLABORATIVE** time per pupil
25 amount” means:

26 (i) For fiscal year 2026, \$163;

27 (ii) For fiscal year 2027, \$334;

- 1 (iii) For fiscal year 2028, \$512;
- 2 (iv) For fiscal year 2029, \$698;
- 3 (v) For fiscal year 2030, \$891;
- 4 (vi) For fiscal year 2031, \$1,093;
- 5 (vii) For fiscal year 2032, \$1,306;
- 6 (viii) For fiscal year 2033, \$1,527; and
- 7 (ix) For each fiscal year thereafter, the collaborative time per pupil
8 amount in the prior fiscal year increased by the inflation adjustment.

9 **[(3)] (2)** The collaborative time per pupil amount multiplied by the
10 enrollment count in each county shall be distributed to and expended by schools in each
11 county in accordance with Title 6, Subtitle 10 of this article and the county's collaborative
12 time implementation plan approved by the Accountability and Implementation Board.

13 DRAFTER'S NOTE:

14 Error: Stylistic and tabulation errors in § 5–213(d) of the Education Article.

15 Occurred: Ch. 36, Acts of 2021.

16 5–223.

17 (a) (1) In this section the following words have the meanings indicated.

18 (6) “Locally funded county” means a county board that receives a
19 compensatory education State share under **[§ 5–221(c)(2)] § 5–221(C)(1)(II)** of this
20 subtitle.

21 DRAFTER'S NOTE:

22 Error: Erroneous cross–reference in § 5–223(a)(6) of the Education Article.

23 Occurred: As a result of correction by the publisher of the Annotated Code in the
24 2022 Replacement Volume of the Education Article made pursuant to Ch. 135, § 5, Acts of
25 2022.

26 5–239.

27 (d) Subject to the limitation in subsection (a) of this section, the local share of
28 major education aid shall be reduced by:

1 (2) The amount by which the sum of the State share and local share of the
2 at-promise programs as defined in [§ 5-221(c)(2)] **§ 5-221** of this subtitle exceeds the total
3 program amount as defined in [§ 5-221(e)] **§ 5-221** of this subtitle for each program.

4 DRAFTER'S NOTE:

5 Error: Stylistic errors in § 5-239(d)(2) of the Education Article.

6 Occurred: Ch. 55, Acts of 2021.

7 5-303.

8 (k) (3) A county shall receive:

9 (iv) A 5 percentage point increase in the State share of a school
10 construction project if the proposed project is to build a net-zero school.

11 [(4) A county shall receive a 5 percentage point increase in the State share
12 of a school construction project if the proposed project is to build a net-zero school.]

13 DRAFTER'S NOTE:

14 Error: Duplicative provisions in § 5-303(k)(3)(iv) and (4) of the Education Article.

15 Occurred: As a result of the enactment of identical language in separate provisions
16 in Ch. 38, Acts of 2022, and Ch. 32, Acts of 2022.

17 15-114.

18 (e) A degree plan filed under this section shall:

19 (1) [(i)] Be developed in consultation [with an] **WITH:**

20 **(I) AN** academic advisor in the student's degree program; or

21 (ii) If an academic advisor is not available in the student's degree
22 program, any academic advisor at the institution; and

23 (2) Follow a pathway to a degree as required under § 15-115 of this
24 subtitle.

25 DRAFTER'S NOTE:

26 Error: Stylistic errors in § 15-114(e)(1) of the Education Article.

27 Occurred: Ch. 533, Acts of 2013.

1 18–1907.

2 (a) In this section, “fiduciary” means:

3 (3) An individual to whom the **STATE** Treasurer has delegated fiduciary
4 duties in accordance with § 18–1905 of this subtitle.

5 DRAFTER’S NOTE:

6 Error: Incorrect terminology in § 18–1907(a)(3) of the Education Article.

7 Occurred: Ch. 113, Acts of 2023.

8 **Article – Environment**

9 5–101.

10 (b) “Administration” means the Water **[Management] AND SCIENCE**
11 Administration.

12 (f) “Director” means the Director of the Water **[Management] AND SCIENCE**
13 Administration.

14 DRAFTER’S NOTE:

15 Error: Obsolete terminology in § 5–101(b) and (f) of the Environment Article.

16 Occurred: As a result of the integration of the Science Services Administration and
17 the Water Management Administration made administratively by the Department of the
18 Environment and effective July 2017.

19 5–201.

20 (a) There is a Water **[Management] AND SCIENCE** Administration in the
21 Department.

22 DRAFTER’S NOTE:

23 Error: Obsolete terminology in § 5–201(a) of the Environment Article.

24 Occurred: As a result of the integration of the Science Services Administration and
25 the Water Management Administration made administratively by the Department of the
26 Environment and effective July 2017.

27 9–204.

1 (n) (5) On or before December 31 each year, the Department shall submit, in
 2 accordance with § 2–1257 of the State Government Article, a report of the activities
 3 undertaken and the progress made in accordance with this section to:

4 (i) The House [Environmental Matters] **ENVIRONMENT AND**
 5 **TRANSPORTATION** Committee; and

6 **DRAFTER’S NOTE:**

7 Error: Obsolete terminology in § 9–204(n)(5)(i) of the Environment Article.

8 Occurred: As a result of the adoption by the House of Delegates of an amendment to
 9 House Rule 18 at the start of the 2015 Session renaming the Environmental Matters
 10 Committee to be the Environment and Transportation Committee.

11 9–1702.

12 (g) In studying feasible methods for the management and recycling of used tires
 13 under subsection [(e)(9)] **(E)(8)** of this section, the Office of Recycling shall consult with
 14 the appropriate industry, including representatives of:

15 (1) Tire manufacturers;

16 (2) Tire dealers; and

17 (3) Tire recyclers.

18 **DRAFTER’S NOTE:**

19 Error: Erroneous internal reference in § 9–1702(g) of the Environment Article.

20 Occurred: As a result of Chs. 289 and 290, Acts of 2021, which repealed § 9–1702(e)(2)
 21 of the Environment Article and renumbered items (e)(3) through (9) to be items (e)(2)
 22 through (8), respectively.

23 9–2501.

24 (f) (1) “Producer” means a person that:

25 (i) With respect to packaging materials used to directly protect or
 26 contain a product sold, offered for sale, or distributed in the State:

27 3. Is the person that imports the product into the United
 28 States for use in a commercial enterprise that sells, offers for sale, or distributes the item
 29 in the State, if there is no person described in [subsubparagraphs] **ITEMS 1 and 2** of this
 30 [subparagraph] **ITEM**; and

1 DRAFTER'S NOTE:

2 Error: Stylistic error in § 9–2501(f)(1)(i)3 of the Environment Article.

3 Occurred: Ch. 465, Acts of 2023.

4 **Article – Estates and Trusts**

5 17–111.

6 (c) If a power of attorney becomes effective on the principal's incapacity and the
7 principal has not authorized a person to determine whether the principal is incapacitated,
8 or the person authorized is unable or unwilling to make the determination, the power of
9 attorney becomes effective on a determination in a writing or other record by:

10 (1) A physician or licensed psychologist that the principal is incapacitated
11 [within the meaning of § 17–101(c)] **AS DEFINED IN § 17–101** of this subtitle; or

12 (2) An attorney at law, a judge, or an appropriate governmental official
13 that the principal is incapacitated [within the meaning of § 17–101(c)] **AS DEFINED IN §**
14 **17–101** of this subtitle.

15 DRAFTER'S NOTE:

16 Error: Stylistic error in § 17–111(c) of the Estates and Trusts Article.

17 Occurred: Chs. 689 and 690, Acts of 2010.

18 17–202.

19 **TERMINATION DATE**

20 **[ONLY IF] UNLESS** I have specified a termination date below, this power of attorney IS
21 **DURABLE**, meaning it shall continue in full force and effect for an indefinite period of time
22 until my revocation of this power of attorney or my death, whichever occurs first. I reserve
23 the right to revoke this power of attorney. This power of attorney shall not terminate upon
24 my disability. All authority of my agent(s) shall continue even if I become disabled,
25 incompetent, or incapacitated.

26 This power of attorney shall terminate on _____, 20____.

27 (Use a specific calendar date)

28 DRAFTER'S NOTE:

29 Error: Incorrect word usage in § 17–202 of the Estates and Trusts Article.

30 Occurred: Chs. 696 and 697, Acts of 2023

1 **Article – General Provisions**

2 4–333.

3 (a) Subject to subsections (b) through (d) of this section, a custodian shall deny
4 inspection of the part of a public record that:

5 (2) contains the name or other identifying information of an individual
6 related to:

7 (ii) a surgical abortion facility licensed under [§ 20–209 of the Health
8 – General Article] **COMAR 10.12.01**; or

9 **DRAFTER’S NOTE:**

10 Error: Erroneous cross-reference in § 4–333(a)(2)(ii) of the General Provisions
11 Article.

12 Occurred: Chs. 248 and 249, Acts of 2023. Correction suggested by the Attorney
13 General in the Bill Review Letter for S.B. 786 (Ch. 248)/H.B. 812 (Ch. 249) of 2023 (footnote
14 3), dated April 10, 2023.

15 **Article – Health – General**

16 2–505.

17 (b) (4) The action shall be brought within 1 year after the alleged violation of
18 paragraph (2) of this subsection or within 1 year after the employee first became aware of
19 the alleged violation of paragraph [(1)] (2) of this subsection.

20 **DRAFTER’S NOTE:**

21 Error: Erroneous internal reference in § 2–505(b)(4) of the Health – General Article.

22 Occurred: Ch. 70, Acts of 2006.

23 Subtitle 3. [Postmortem Examiners Commission] **OFFICE OF THE CHIEF MEDICAL**
24 **EXAMINER.**

25 5–301.

26 (a) In this subtitle the following words have the meanings indicated.

27 (b) “Committee” means the Postmortem Examiners Advisory Committee.

28 (c) “Medical examiner’s case” means a death that a medical examiner is required

1 by law to investigate.

2 (d) “Office” means the Office of the Chief Medical Examiner.

3 DRAFTER’S NOTE:

4 Error: Obsolete terminology in the subtitle designation immediately preceding §
5 5–301 of the Health – General Article.

6 Occurred: As a result of Ch. 268, Acts of 2023, which established the Office of the
7 Chief Medical Examiner in statute, altered the Postmortem Examiners Commission to be
8 the Postmortem Examiners Advisory Committee, and transferred various duties of the
9 Commission to the Office.

10 10–902.

11 (a) (1) In accordance with the State budget and the rules and regulations that
12 the Secretary adopts, the Secretary may make grants from or agreements for the use of
13 State and federal funds to help public agencies or nonprofit organizations establish and
14 operate local mental health programs to provide the following:

15 (i) Inpatient services[.];

16 (ii) Outpatient services[.];

17 (iii) Partial care services, including day care services and night care
18 services[.];

19 (iv) 24–hour emergency services[.];

20 (v) Aftercare services[.];

21 (vi) Consultation services[.];

22 (vii) Education services[.];

23 (viii) Other preventive or rehabilitation services or treatment[.]; **AND**

24 (ix) Community residential programs for children and adolescents.

25 DRAFTER’S NOTE:

26 Error: Grammatical errors in § 10–902(a)(1) of the Health – General Article.

27 Occurred: Ch. 477, Acts of 1984.

1 16–303.

2 (a) This section does not apply to funds that are derived from benefits payable
3 under laws administered by the [Veterans' Administration] **U.S. DEPARTMENT OF**
4 **VETERANS AFFAIRS.**

5 DRAFTER'S NOTE:

6 Error: Misnomer in § 16–303(a) of the Health – General Article.

7 Occurred: As a result of the federal Department of Veterans Affairs Act of 1988,
8 which renamed the Veterans' Administration to be the U.S. Department of Veterans
9 Affairs.

10 18–108.

11 (b) (4) The Secretary shall institute at least one pilot program in a local
12 subdivision or part of a subdivision utilizing a credit card system along with or in place of
13 a food instrument system. Implementation must take place within a reasonable period of
14 time from the date of enactment of this section, unless such a pilot program is found to be
15 inconsistent with subsection [(e)] **(D)** of this section and a waiver is not granted.

16 DRAFTER'S NOTE:

17 Error: Erroneous internal reference in § 18–108(b)(4) of the Health – General Article.

18 Occurred: As a result of Ch. 40, Acts of 2017.

19 19–502.

20 (b) One center shall be located in each of the following places:

21 (1) The Eastern Shore[.]; AND

22 DRAFTER'S NOTE:

23 Error: Grammatical error in § 19–502(b)(1) of the Health – General Article.

24 Occurred: Ch. 248, Acts of 1992.

25 19–706.1.

26 (h) (1) A health care provider may not assert a claim of subrogation against:

27 (ii) [Against any] **ANY** individual, organization, or government
28 agency which has made payments to the health maintenance organization on behalf of a
29 member.

1 DRAFTER'S NOTE:

2 Error: Extraneous language in § 19–706.1(h)(1)(ii) of the Health – General Article.

3 Occurred: Ch. 441, Acts of 1986.

4 20–1302.

5 (b) The purpose of the Program is to:

6 (1) Provide for a voluntary program in which educational classes are
7 offered to health care professionals to teach health care professionals:

8 (iii) Methods to enable health care professionals to increase the
9 health literacy of their patients to improve the patient's ability to obtain, process, and
10 understand basic health information and services to make appropriate health care
11 decisions; [and]

12 DRAFTER'S NOTE:

13 Error: Extraneous conjunction in § 20–1302(b)(1)(iii) of the Health – General Article.

14 Occurred: As a result of Chs. 744 and 745, Acts of 2021.

15 21–101.

16 (d) “Consumer commodity” means any food, drug, device, or cosmetic that is not:

17 (4) A beverage that is subject to or complies with packaging or labeling
18 requirements imposed by the federal Bureau of Alcohol, Tobacco [and], Firearms AND
19 **EXPLOSIVES**; or

20 DRAFTER'S NOTE:

21 Error: Misnomer in § 21–101(d)(4) of the Health – General Article.

22 Occurred: As a result of the federal Homeland Security Act of 2002, which renamed
23 the Bureau of Alcohol, Tobacco and Firearms to be the Bureau of Alcohol, Tobacco, Firearms
24 and Explosives.

25 21–1215.

26 (a) This section does not apply to a violation of § 21–220(b)(4) or [§ 21–259.2] §
27 **21–259.3** of this title.

28 DRAFTER'S NOTE:

1 Error: Erroneous cross-reference in § 21-1215(a) of the Health – General Article.

2 Occurred: As a result of Ch. 490, Acts of 2021, and Ch. 773, Acts of 2021, both of
3 which added § 21-259.2 of the Health – General Article.

4 24-905.

5 (b) The regulations adopted under subsection (a)(1) of this section shall establish:

6 (2) An appeals process for appeals authorized by [§ 29-902(b)(4)] §
7 **24-902(B)(4)** of this subtitle, including the standard of review that the Deputy Secretary
8 for Public Health Services must apply when reviewing a decision of the Department and a
9 local health officer; and

10 DRAFTER'S NOTE:

11 Error: Erroneous cross-reference in § 24-905(b)(2) of the Health – General Article.

12 Occurred: Ch. 348, Acts of 2016.

13 24-2302.

14 (a) On or before January 15 each year, beginning in 2024, each research facility
15 that is located in the State and is required to submit an Animal and Plant Health Inspection
16 Service Form 7023 shall pay to the Department a contribution in the amount of:

17 (3) \$55,000 for more than 500 but not more than 5,000 animals; AND

18 DRAFTER'S NOTE:

19 Error: Missing conjunction in § 24-2302(a)(3) of the Health – General Article.

20 Occurred: Chs. 447 and 448, Acts of 2023.

21 Article – Health Occupations

22 8-101.

23 (j) “Mentor” means a certified registered nurse practitioner or a licensed
24 physician:

25 (1) Who has 3 or more years of clinical practice experience; and

26 (2) With whom an individual applying for certification as a certified nurse
27 practitioner will consult and collaborate with as needed in accordance with [§
28 8-302(b)(5)(i)] **§ 8-302.1(D)** of this title.

1 DRAFTER'S NOTE:

2 Error: Obsolete cross-reference in § 8-101(j) of the Health Occupations Article.

3 Occurred: Ch. 515, Acts of 2017.

4 8-503.

5 (a) The Board may appoint peer advisory committees to provide the Board with
6 expert advice related to the practice of nursing by [advance] **ADVANCED** practice nurses
7 and the practice of midwifery by licensed certified midwives.

8 DRAFTER'S NOTE:

9 Error: Incorrect word usage in § 8-503(a) of the Health Occupations Article.

10 Occurred: Chs. 199 and 200, Acts of 2016.

11 15-302.

12 (g) If the Board determines that a primary or alternate supervising physician or
13 physician assistant is practicing in a manner inconsistent with the requirements of this
14 title or Title 14 of this article, the Board on its own initiative or on the recommendation of
15 the Committee may demand modification of the practice, withdraw the approval of the
16 delegation agreement, or refer the matter to a disciplinary panel for the purpose of taking
17 other disciplinary action under § 14-404 **OF THIS ARTICLE** or § 15-314 of this [article]
18 **SUBTITLE**.

19 DRAFTER'S NOTE:

20 Error: Stylistic error in § 15-302(g) of the Health Occupations Article.

21 Occurred: Ch. 655, Acts of 1999.

22 Article – Insurance

23 19-106.

24 An insurer that issues or delivers a policy or contract of motor vehicle liability
25 insurance in the State shall offer to provide to a policyholder, who is registered as a family
26 child care provider under [Title 5, Subtitle 5, Part V of the Family Law Article] **TITLE 9.5,**
27 **SUBTITLE 3 OF THE EDUCATION ARTICLE**, coverage in at least the amount required
28 under § 17-103 of the Transportation Article for liability that results from bodily injury:

29 (1) to a family child care child while the child is a passenger in an
30 automobile; and

1 (2) that arises out of an insured's activities as a family child care provider.

2 DRAFTER'S NOTE:

3 Error: Obsolete cross-reference in § 19-106 of the Insurance Article.

4 Occurred: As a result of Ch. 185, § 2, Acts of 2016, which transferred provisions
5 relating to the registration of family child care providers from the Family Law Article to
6 the Education Article.

7 **Article – Labor and Employment**

8 3-413.

9 (b) Except as provided in subsection (d) of this section and [§§ 3-413.1 and] §
10 3-414 of this subtitle, each employer shall pay:

11 (1) to each employee who is subject to both the federal Act and this subtitle,
12 at least the greater of:

13 (i) the minimum wage for that employee under the federal Act; or

14 (ii) the State minimum wage set under subsection (c) of this section;
15 and

16 (2) to each other employee who is subject to this subtitle, at least the
17 greater of:

18 (i) the highest minimum wage under the federal Act; or

19 (ii) the State minimum wage set under subsection (c) of this section.

20 (c) (1) [Subject to § 3-413.1 of this subtitle and except] **EXCEPT** as provided
21 in paragraph (2) of this subsection, the State minimum wage rate is:

22 (i) for the 12-month period beginning January 1, 2023, \$13.25 per
23 hour; and

24 (ii) beginning January 1, 2024, \$15.00 per hour.

25 (2) [Subject to § 3-413.1 of this subtitle, the] **THE** State minimum wage
26 rate for a small employer is:

27 (i) for the 12-month period beginning January 1, 2023, \$12.80 per
28 hour; and

1 (ii) beginning January 1, 2024, \$15.00 per hour.

2 DRAFTER'S NOTE:

3 Error: Obsolete cross-references in § 3-413(b) and (c) of the Labor and Employment
4 Article.

5 Occurred: As a result of Ch. 2, Acts of 2023, which repealed § 3-413.1 of the Labor
6 and Employment Article.

7 9-407.

8 (d) (3) The Uninsured Employers' Fund may bring a civil action to collect any
9 penalty ordered under this section or any assessment ordered under Subtitle 10 of this
10 [article] TITLE.

11 DRAFTER'S NOTE:

12 Error: Incorrect word usage in § 9-407(d)(3) of the Labor and Employment Article.

13 Occurred: Ch. 676, Acts of 2013.

14 **Article – Local Government**

15 25-204.

16 (b) (1) At least 10 days before the hearing, the county commissioners, county
17 council, or Mayor and City Council of Baltimore City shall:

18 (ii) send notice of the hearing and any later hearing to the:

19 4. Water [Management] AND SCIENCE Administration in
20 the Department of the Environment.

21 DRAFTER'S NOTE:

22 Error: Obsolete terminology in § 25-204(b)(1)(ii)4 of the Local Government Article.

23 Occurred: As a result of the integration of the Science Services Administration and
24 the Water Management Administration made administratively by the Department of the
25 Environment and effective July 2017.

26 **Article – Natural Resources**

27 4-1008.

28 (c) (1) The Department may not introduce a nonnative oyster into State

1 waters or issue a permit to another person for an introduction unless:

2 (ii) The specific research recommendations set forth in “Identifying
3 and Prioritizing Research Required to Evaluate Ecological Risks and Benefits of
4 Introducing Diploid *Crassostrea Ariakensis* to Restore Oysters to the Chesapeake Bay”
5 (STAC Publication 04–002), have been fully met; [and]

6 DRAFTER’S NOTE:

7 Error: Extraneous conjunction in § 4–1008(c)(1)(ii) of the Natural Resources Article.

8 Occurred: Ch. 441, § 2, Acts of 2005.

9 8–2A–02.

10 (a) There is a Chesapeake and Atlantic Coastal Bays 2010 Trust Fund.

11 (b) The purpose of the **TRUST** Fund is to provide financial assistance necessary
12 to advance Maryland’s progress in meeting the goals established in the 2014 Chesapeake
13 Bay Watershed Agreement for the restoration of the Chesapeake Bay and its tributaries,
14 including the Patuxent River, and to restore the health of the Atlantic Coastal Bays and
15 their tributaries, by focusing limited financial resources on nonpoint source pollution
16 control projects in all regions of the State.

17 (c) The Secretary shall administer the **TRUST** Fund.

18 (d) (1) The **TRUST** Fund is a special, nonlapsing fund that is not subject to §
19 7–302 of the State Finance and Procurement Article.

20 (2) The Treasurer shall hold the **TRUST** Fund separately, and the
21 Comptroller shall account for the **TRUST** Fund.

22 (e) The **TRUST** Fund consists of:

23 (1) Money appropriated in the State budget for the **TRUST** Fund;

24 (2) Money distributed to the **TRUST** Fund under §§ 2–1104 and 2–1302.1
25 of the Tax – General Article; and

26 (3) Any other money from any other source accepted for the benefit of the
27 **TRUST** Fund.

28 (f) (1) The **TRUST** Fund may be used only for the implementation of nonpoint
29 source pollution control projects to:

30 (i) Support State and local watershed implementation plans by

1 targeting limited financial resources on the most effective nonpoint source pollution control
2 projects; and

3 (ii) Improve the health of the Atlantic Coastal Bays and their
4 tributaries.

5 (2) It is the intent of the General Assembly that, when possible, money in
6 the **TRUST** Fund shall be granted to local governments and other political subdivisions for
7 agricultural, forestry, stream and wetland restoration, and urban and suburban
8 stormwater nonpoint source pollution control projects, including up to 25% in matching
9 funds to local governments and other political subdivisions that have enacted a stormwater
10 remediation fee under § 4–202.1 of the Environment Article.

11 (3) (i) In each fiscal year from 2023 through 2031, inclusive, \$1,250,000
12 from the **TRUST** Fund shall be used to fund:

13 1. The 5 Million Tree Program Coordinator position in the
14 Department of the Environment; and

15 2. Subject to subparagraph (ii) of this paragraph, 13
16 contractor positions in the Forest Service of the Department to provide technical assistance,
17 planning, and coordination related to tree plantings, tree buffer management, and forest
18 management, including invasive vine removal, on public, private, and agricultural lands
19 and in “underserved areas” as defined in § 8–1911 of this article.

20 (ii) The Department shall make reasonable efforts to ensure that
21 contractors hired under subparagraph (i)2 of this paragraph reflect the geographic and
22 demographic diversity of the State.

23 (4) (i) In each fiscal year from 2024 through 2031, inclusive, the
24 Governor shall include in the annual State budget an appropriation of \$2,500,000 to the
25 **TRUST** Fund, to be used, subject to the requirements of subparagraph (ii) of this paragraph,
26 for tree plantings on public and private land.

27 (ii) The money appropriated under this paragraph:

28 1. May be distributed in accordance with § 8–2A–04(c)(2) of
29 this subtitle;

30 2. May be used to cover the costs of:

31 A. Site preparation, labor, and materials for tree–planting
32 projects;

33 B. Maintaining trees following a tree–planting project; and

34 C. Landowner incentive payments or signing bonuses of up

1 to \$1,000 per acre of trees planted;

2 3. May not be used to plant trees intended for timber harvest;
3 and

4 4. May be used only for tree plantings on private land if the
5 landowner enters into a binding legal agreement to maintain the planted area in tree cover
6 for at least 15 years.

7 (iii) Money appropriated under this paragraph is supplemental to
8 and may not take the place of funding that otherwise would be appropriated for tree
9 plantings on public and private land.

10 (g) (1) The Treasurer shall invest the money of the **TRUST** Fund in the same
11 manner as other State money may be invested.

12 (2) Any investment earnings of the **TRUST** Fund shall be retained to the
13 credit of the **TRUST** Fund.

14 (h) Money expended from the **TRUST** Fund for the restoration of the Chesapeake
15 and Atlantic Coastal Bays and their tributaries, including the Patuxent River, is
16 supplemental to and is not intended to take the place of funding that otherwise would be
17 appropriated for bay restoration.

18 DRAFTER'S NOTE:

19 Error: Omitted words in § 8-2A-02 of the Natural Resources Article.

20 Occurred: Ch. 6, § 5, Acts of the Special Session of 2007; Chs. 120, § 2 and 121, § 2,
21 Acts of 2008; and Ch. 645, § 3, Acts of 2021.

22 8-2A-04.

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

25 (i) For agencies receiving money from the Trust Fund:

26 1. A description of how the funds were allocated, including:

27 A. The number and amounts of [grants] **GRANT** awards; and

28 DRAFTER'S NOTE:

29 Error: Misspelling in § 8-2A-04(e)(2)(i)1A of the Natural Resources Article.

30 Occurred: Chs. 120, § 2 and 121, § 2, Acts of 2008.

1 8-408.

2 (c) (2) The Youghiogheny [local] Scenic and Wild River **LOCAL** Advisory
3 Board shall verify the field investigation that the Secretary uses to define the extent of the
4 scenic corridor.

5 DRAFTER'S NOTE:

6 Error: Misnomer in § 8-408(c)(2) of the Natural Resources Article.

7 Occurred: Ch. 734, Acts of 1984.

8 8-409.

9 (b) (1) In addition to other regulatory authorities that are provided by this
10 subtitle, the Secretary, in coordination with the Youghiogheny **SCENIC AND WILD** River
11 [local] **LOCAL** Advisory Board and the Board of Garrett County Commissioners, shall
12 prepare regulations that are necessary to:

13 (i) Implement the approved management plan for the
14 Youghiogheny River; and

15 (ii) Regulate use and development in the scenic corridor where the
16 use and development would affect the primitive qualities and characteristics of the wild
17 river segment of the Youghiogheny River.

18 DRAFTER'S NOTE:

19 Error: Misnomer in § 8-409(b)(1) of the Natural Resources Article.

20 Occurred: Ch. 734, Acts of 1984.

21 8-712.1.

22 (b) The owner of the vessel shall:

23 (1) Submit an application to the Department on the form that the
24 Department requires and [be] **THAT IS** signed by every owner of the vessel; and

25 DRAFTER'S NOTE:

26 Error: Grammatical error in § 8-712.1(b)(1) of the Natural Resources Article.

27 Occurred: Ch. 359, Acts of 1981.

28 8-716.

1 (i) (1) For purposes of subsection [(a)(4)] **(A)(6)** of this section, a vessel is
2 deemed to be held for maintenance, repair, or commissioning if:

3 (i) The maintenance, repair, or commissioning work is provided in
4 exchange for compensation;

5 (ii) The maintenance, repair, or commissioning work is performed
6 pursuant to a schedule preestablished with one or more marine contractors; and

7 (iii) The total cost of the maintenance, repair, or commissioning work
8 is at least two times the reasonable current market cost of docking or storing the vessel.

9 (2) Time spent conducting sea trials shall be included when calculating the
10 period of time a vessel is held for maintenance, repair, or commissioning under subsection
11 [(a)(4)] **(A)(6)** of this section.

12 DRAFTER'S NOTE:

13 Error: Erroneous internal references in § 8–716(i) of the Natural Resources Article.

14 Occurred: As a result of Ch. 66, § 6, Acts of 2012, which required the publishers of
15 the Annotated Code of Maryland, in consultation with and subject to the approval of the
16 Department of Legislative Services, to make nonsubstantive corrections to codification,
17 style, capitalization, punctuation, grammar, spelling, and any reference rendered incorrect
18 or obsolete by an Act of the General Assembly, with no further action required by the
19 General Assembly. The publisher subsequently redesignated the defined terms under §
20 8–716(a) of the Natural Resources Article to place them in alphabetical order consistent
21 with the preferred style of the Department of Legislative Services, but failed to correct the
22 corresponding internal references in § 8–716(i) of the Natural Resources Article.

23 8–1103.

24 (j) In the event the county or municipality fails to raise or to pay to the State all
25 or any portion of its percentage of the costs of a project as established by a financing plan
26 within 6 months of the certification of costs by the State Comptroller, the State Comptroller
27 shall cause to be withheld from State–collected, locally shared taxes, and, to the extent
28 necessary, from the State aid for police protection provided [by Article 41, Title 4, Subtitle
29 4 of the Code] **UNDER TITLE 4, SUBTITLE 5 OF THE PUBLIC SAFETY ARTICLE** to which
30 the county or municipality would otherwise be entitled, for the following fiscal year, a sum
31 sufficient to reimburse the State for any sum remaining unpaid, together with interest on
32 the unpaid amount at the rate of 10% per annum from the date of the certification by the
33 State Comptroller.

34 DRAFTER'S NOTE:

35 Error: Erroneous cross–reference in § 8–1103(j) of the Natural Resources Article.

1 Occurred: As a result of Ch. 106, § 2, Acts of 2014.

2 10–405.

3 (a) (3) (ii) A person may participate in the junior deer hunt if the person:

4 1. Is [16 years of age or younger] **UNDER THE AGE OF 17**
5 **YEARS;**

6 2. Possesses a valid hunting license or is exempt from
7 hunting license requirements; and

8 3. Is accompanied by a person who:

9 A. Is at least 21 years [of age] **OLD;**

10 B. Possesses a valid hunting license or is exempt from
11 hunting license requirements; and

12 C. Is not in possession of a firearm, a bow, or any other
13 hunting device.

14 **DRAFTER’S NOTE:**

15 Error: Stylistic errors in § 10–405(a)(3)(ii) of the Natural Resources Article.

16 Occurred: Ch. 120, Acts of 2011.

17 10–607.

18 (j) Before June [1st] **1** of the year the license expires, the licensee may renew the
19 license for an additional 1–year or 3–year term, if the licensee:

20 (1) Is otherwise entitled to be licensed;

21 (2) Pays to the Department a renewal fee of:

22 (i) \$20 for a 1–year license; or

23 (ii) \$60 for a 3–year license; and

24 (3) Submits to the Department a renewal application on the form that the
25 Department requires.

26 **DRAFTER’S NOTE:**

1 Error: Stylistic error in § 10–607(j) of the Natural Resources Article.

2 Occurred: Ch. 85, Acts of 2004.

3 10–906.

4 (c) (2) The Department shall require each person holding a regulated shooting
5 ground permit to file a report with the Department, on forms provided by the Department,
6 by April 30 of each year for the most recently concluded hunting season. The report shall
7 include:

8 (ii) The number and species of all wild waterfowl that have been
9 killed on the regulated shooting ground excluding any of the captive raised birds listed in
10 [subparagraph] **ITEM** (i) of this paragraph;

11 **DRAFTER’S NOTE:**

12 Error: Stylistic error in § 10–906(c)(2)(ii) of the Natural Resources Article.

13 Occurred: Ch. 500, Acts of 1994.

14 **Article – Public Safety**

15 3–201.

16 (f) (2) “Police officer” includes:

17 (ii) a member of the Field Enforcement Division of the Alcohol [and],
18 Tobacco, **AND CANNABIS** Commission;

19 **DRAFTER’S NOTE:**

20 Error: Obsolete terminology in § 3–201(f)(2)(ii) of the Public Safety Article.

21 Occurred: As a result of Chs. 254 and 255, Acts of 2023, which renamed the Alcohol
22 and Tobacco Commission to be the Alcohol, Tobacco, and Cannabis Commission.

23 5–310.

24 (a) **[(1)]** The Secretary shall:

25 **[(i)] (1)** revoke a permit on a finding that the holder does not meet
26 the qualifications described in § 5–306 of this subtitle; and

27 **[(ii)] (2)** regularly review information regarding active permit
28 holders using the Criminal Justice Information System Central Repository of the

1 Department of Public Safety and Correctional Services to determine whether all permit
2 holders continue to meet the qualifications described in § 5–306 of this subtitle.

3 DRAFTER'S NOTE:

4 Error: Tabulation error in § 5–310(a) of the Public Safety Article.

5 Occurred: Ch. 651, Acts of 2023.

6 13A–604.

7 (j) (1) (ii) The accused has the right to be represented at the preliminary
8 hearing as provided in § 13A–703 of this [subtitle] **TITLE** and in regulations prescribed
9 under that section.

10 DRAFTER'S NOTE:

11 Error: Stylistic error in § 13A–604(j)(1)(ii) of the Public Safety Article.

12 Occurred: Ch. 592, Acts of 2020.

13 **Article – Public Utilities**

14 7–207.2.

15 (b) This section applies to a person who constructs a generating station that:

16 (2) is exempted under [§ 7–207.1] **§ 7–207(B)(1)(II)** of this subtitle from
17 the requirement to obtain a certificate of public convenience and necessity.

18 DRAFTER'S NOTE:

19 Error: Erroneous cross–reference in § 7–207.2(b)(2) of the Public Utilities Article.

20 Occurred: Ch. 572, Acts of 2013.

21 7–704.1.

22 (f) (1) (iii) The Commission may not approve an applicant's proposed
23 offshore wind project unless:

24 1. for a Round 1 offshore wind project application:

25 C. the price specified in the proposed OREC [price] **PRICING**
26 schedule does not exceed \$190 per megawatt–hour in 2012 dollars; and

27 (g) (1) An order the Commission issues approving a proposed offshore wind

1 project shall:

2 (i) specify the OREC [price] **PRICING** schedule, which may not
3 authorize an OREC price greater than, for a Round 1 offshore wind project, \$190 per
4 megawatt-hour in 2012 dollars;

5 **DRAFTER'S NOTE:**

6 Error: Incorrect word usage in § 7-704.1(f)(1)(iii)1C and (g)(1)(i) of the Public
7 Utilities Article.

8 Occurred: Ch. 3, Acts of 2013.

9 **Article – Real Property**

10 3-401.

11 (b) Notices of liens on tangible or intangible personal property for obligations
12 payable to the United States and certificates and notices affecting the liens shall be filed
13 as follows:

14 (1) If the person against whose interest the lien applies is a corporation or
15 a partnership whose principal executive office is in the State, as these entities are defined
16 in the Internal Revenue Code, in the office of the clerk of the circuit court for the county
17 where the principal executive office is located; **OR**

18 (2) In all other [cases] **CASES**, in the office of the clerk of the circuit court
19 of the county where the person resides at the time of filing of the notice of lien.

20 **DRAFTER'S NOTE:**

21 Error: Omitted conjunction and omitted comma in § 3-401(b) of the Real Property
22 Article.

23 Occurred: Ch. 12, Acts of 1974.

24 8A-1502.

25 (c) In determining if a provision of a rental agreement or of a park rule is
26 [unconscionable] **UNCONSCIONABLE**, the court may consider if the provision:

27 (1) Promotes the convenience, safety, or welfare of residents;

28 (2) Preserves from abusive use property of the park owner;

29 (3) Promotes a fair distribution of services or facilities held out to residents
30 generally;

- 1 (4) Relates reasonably to its purpose;
- 2 (5) Applies to all residents in a fair manner;
- 3 (6) [Are] **IS** sufficiently explicit for a resident to comply; and
- 4 (7) Is for the purpose of evading an obligation of the park owner.

5 DRAFTER'S NOTE:

6 Error: Omitted comma and grammatical error in § 8A-1502(c)(6) of the Real
7 Property Article.

8 Occurred: Ch. 843, Acts of 1980.

9 10-103.

10 (a) Every land installment contract shall contain all the following information:

11 (7) The following notice in 12-point bold type or larger, typewritten or
12 handwritten legibly directly above the space reserved in the contract for the signature of
13 the purchaser:

14 Notice to Purchaser

15 You are entitled to a copy of this contract at the time you sign it; **AND**

16 (b) The contract also shall [recite] **RECITE**, in simple tabular form, the following
17 separate items in the following order:

18 (1) The cash price of the property sold;

19 (2) Any charge or fee for any service which is included in the contract
20 separate from the cash price;

21 (3) The cost to the purchaser of any insurance coverage from the date of
22 the contract, for the payment of which credit is to be extended to the purchaser, the amount
23 or extent and expiration date of the coverage, a concise description of the type of coverage,
24 and every party to whom the insurance is payable;

25 (4) The sum of items (1), (2), and (3) of this subsection;

26 (5) The amount of any down payment on behalf of the purchaser;

27 (6) The principal balance owed, which is the sum of item (4) less item (5) of
28 this subsection;

1 (7) The amount and time of each installment payment and the total
2 number of periodic installments;

3 (8) The interest on the unpaid balance not exceeding the percentage per
4 annum allowed by § 12–404(b) of the Commercial Law Article, provided that points may
5 not be charged; **AND**

6 (9) Any ground rent, taxes, and other public charges.

7 (c) The installment payments first shall be applied by the vendor to the payment
8 of:

9 (4) Interest on unpaid balance owed by the purchaser at a rate not
10 exceeding the percentage per annum allowed by § 12–404(b) of the Commercial Law Article;
11 **AND**

12 (5) [Principal] **THE PRINCIPAL** balance owed by **THE** purchaser.

13 **DRAFTER’S NOTE:**

14 Error: Omitted conjunctions in § 10–103(a)(7), (b)(8), and (c)(4), omitted comma in §
15 10–103(b), and omitted articles in § 10–103(c)(5) of the Real Property Article.

16 Occurred: Ch. 12, Acts of 1974.

17 11–139.3.

18 (d) Notwithstanding language contained in the governing documents of the
19 council of unit owners, nominations from the floor at the meeting are not required if **AT**
20 least one candidate has been nominated to fill each open board position.

21 **DRAFTER’S NOTE:**

22 Error: Omitted word in § 11–139.3(d) of the Real Property Article.

23 Occurred: Chs. 523 and 524, Acts of 2021.

24 11A–121.

25 (k) (1) The Commission, after notice and hearing, may levy a civil penalty
26 against a developer of not more than \$1,000 for any violation by the developer of **THIS**
27 **SECTION OR** § 11A–112, § 11A–113, § 11A–114, § 11A–116, § 11A–118, § 11A–119, §
28 11A–120, [§ 11A–121,] or § 11A–124 of this title.

29 **DRAFTER’S NOTE:**

1 Error: Stylistic error in § 11A–121(k)(1) of the Real Property Article.

2 Occurred: Ch. 721, Acts of 1985.

3 **Article – State Finance and Procurement**

4 3–302.

5 (a) (2) (ii) A public institution of higher education may not refer a
6 delinquent student account or debt to the Central Collection Unit unless, in accordance
7 with [§ 15–119] § 15–120 of the Education Article:

8 1. the delinquent account or debt has not been settled by the
9 end of the late registration period of the semester after the student account became
10 delinquent; or

11 2. the student has not entered into or made timely payments
12 to satisfy an installment payment plan.

13 **DRAFTER’S NOTE:**

14 Error: Erroneous cross–reference in § 3–302(a)(2)(ii) of the State Finance and
15 Procurement Article.

16 Occurred: As a result of Chs. 229, 689, and 690, Acts of 2016, each of which added a
17 new § 15–119 to the Education Article. The provisions in Chs. 689 and 690 were codified as
18 § 15–120 of the Education Article.

19 **Article – State Government**

20 2–1220.

21 (f) (2) At any time on request of the President and the Speaker, the Office
22 shall conduct a performance audit of the local licensing board, as defined in § 1–101 of the
23 Alcoholic Beverages **AND CANNABIS** Article, for a county or for the City of Annapolis to
24 evaluate the effectiveness and efficiency of the management practices of the board and of
25 the economy with which the board uses resources.

26 **DRAFTER’S NOTE:**

27 Error: Obsolete cross–reference in § 2–1220(f)(2) of the State Government Article.

28 Occurred: As a result of Chs. 254 and 255, Acts of 2023, which renamed the Alcoholic
29 Beverages Article to be the Alcoholic Beverages and Cannabis Article.

30 **Article – State Personnel and Pensions**

1 20–206.

2 (g) (3) (i) This paragraph applies to an individual described under [item]
3 **PARAGRAPH (1)(iii)1** or 2 of this subsection.

4 (4) (i) This paragraph applies to an individual described under [item]
5 **PARAGRAPH (1)(iii)3** of this subsection.

6 **DRAFTER’S NOTE:**

7 Error: Stylistic error in § 20–206(g)(3)(i) and (4)(i) of the State Personnel and
8 Pensions Article.

9 Occurred: Ch. 347, Acts of 2019.

10 **Article – Tax – Property**

11 2–106.

12 (b) (1) Except as provided in paragraph (2) of this subsection, each county and
13 Baltimore City shall be responsible for reimbursing the State for the costs of administering
14 the Department as follows:

15 (iii) 50% of the costs of the Office of Information Technology within
16 the Department, including any funding for departmental projects in the Major Information
17 Technology Development Project Fund established under [§ 3A–309] **§ 3.5–309** of the State
18 Finance and Procurement Article.

19 **DRAFTER’S NOTE:**

20 Error: Erroneous cross–reference in § 2–106(b)(1)(iii) of the Tax – Property Article.

21 Occurred: As a result of Chs. 241 and 242, Acts of 2022, which renumbered § 3A–309
22 of the State Finance and Procurement Article to be § 3.5–309 of that article.

23 **Article – Transportation**

24 13–903.

25 (a) The following vehicles are exempt from the registration fees specified in this
26 subtitle:

27 (8) A vehicle owned by, or leased to, and personally used by a veteran who:

28 (i) As designated or classified by the [Veterans’ Administration]

1 **U.S. DEPARTMENT OF VETERANS AFFAIRS**, has lost the use of a hand, arm, or leg, or
2 is totally disabled; or

3 DRAFTER'S NOTE:

4 Error: Misnomer in § 13–903(a)(8)(i) of the Transportation Article.

5 Occurred: As a result of the federal Department of Veterans Affairs Act of 1988,
6 which renamed the Veterans' Administration to be the U.S. Department of Veterans
7 Affairs.

8 SECTION 2. AND BE IT FURTHER ENACTED, That the Drafter's Notes contained
9 in this Act are not law and may not be considered to have been enacted as part of this Act.

10 SECTION 3. AND BE IT FURTHER ENACTED, That the provisions of this Act are
11 intended solely to correct technical errors in the law and there is no intent to revive or
12 otherwise affect law that is the subject of other acts, whether those acts were signed by the
13 Governor prior to or after the signing of this Act.

14 SECTION 4. AND BE IT FURTHER ENACTED, That the publishers of the
15 Annotated Code of Maryland, subject to the approval of the Department of Legislative
16 Services, shall make any changes in the text of the Annotated Code necessary to effectuate
17 any termination provision that was enacted by the General Assembly and has taken effect
18 or will take effect prior to October 1, 2024. Any enactment of the 2024 Session of the General
19 Assembly that negates or extends the effect of a previously enacted termination provision
20 shall prevail over the provisions of this section.

21 SECTION 5. AND BE IT FURTHER ENACTED, That the publishers of the
22 Annotated Code of Maryland, in consultation with and subject to the approval of the
23 Department of Legislative Services, shall make nonsubstantive corrections to codification,
24 style, capitalization, punctuation, grammar, spelling, and any reference rendered incorrect
25 or obsolete by an Act of the General Assembly, with no further action required by the
26 General Assembly. The publishers shall adequately describe any such correction in an
27 editor's note following the section affected.

28 SECTION 6. AND BE IT FURTHER ENACTED, That this Act is an emergency
29 measure, is necessary for the immediate preservation of the public health or safety, has
30 been passed by a yea and nay vote supported by three-fifths of all the members elected to
31 each of the two Houses of the General Assembly, and shall take effect from the date it is
32 enacted.