

THE GREATER SILVER SPRING CHAMBER OF COMMERCE
2018 MD LEGISLATIVE SESSION
Last Updated: 2/23/2018

<http://mgaleg.maryland.gov/pubs-current/current-senate-status-report.pdf>
<http://mgaleg.maryland.gov/pubs-current/current-house-status-report.pdf>

* ***Bold/Highlighted Sponsors are from Montgomery County***

| Bill Number | Title | Key Sponsor & Co-Sponsors from Montgomery County | House Committee(s) and Hearing Dates | Senate Committee(s) and Hearing Dates | Bill Summary | Action |
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| | | | | | EMPLOYMENT | |
| SB134 HB99 | Small Business Relief Tax Credit | Governor | Ways & Means 2/21 – Hearing at 1 p.m. | Budget & Taxation 2/21 – Hearing at 1 p.m. | Provides a tax credit of up to \$1,000 per qualified employee (earns less than 200% of the poverty rate) to a small business (fewer than 50 employees) that provides paid leave. | MONITOR |
| SB135 HB98 | Paid Leave Compromise Act of 2018 | Governor | Economic Matters 3/6 – Hearing at 1 p.m. | Finance | Governor’s alternative to Paid Leave Act passed last session, vetoed, and overridden. | MONITOR |
| SB235 | Labor and Employment - Minimum Wage - Indexing | Senators Robinson, Manno, and Smith | | Finance 3/8 – Hearing at 1 p.m. | Increasing, except under certain circumstances, the State minimum wage rate in effect for certain periods of time based on annual growth in a certain Consumer Price Index; and requiring the Commissioner of Labor and Industry, beginning March 1, 2019, to annually determine and announce the growth in the Consumer Price Index, if any, and the new State minimum wage rate. | MONITOR – Action based on what happens with Fight for 15 House hearings |
| SB304 | Maryland Healthy Working Families Act - Enforcement - Delayed Implementation | Senator Middleton | Economic Matters 2/13 – Hearing at 1 p.m. 2/15 – Unfavorable Report (12-11) | Finance 1/24 – Hearing at 2:30 p.m. 2/5 – Favorable Report by Finance 2/6 – Favorable with amendments 2/7 – House Passed First and Second Reading | EMERGENCY BILL - Prohibiting the Commissioner of Labor and Industry from enforcing compliance with the Maryland Healthy Working Families Act until 60 days after February 11, 2018. | MONITOR – Movement not likely DIED IN HOUSE COMMITTEE |

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| | | | | 2/8 – Third Reading – Passed 29-17 | | |
| SB368 | Labor and Employment - State Minimum Wage Rate - Increase | Senator McFadden | | Finance 3/8 – Hearing at 1 p.m. | Increases the State minimum wage to \$15 per hour by July 1, 2022 for most employers, and by July 1, 2026 for small employers (those having annual gross income of \$400,000 or less or fewer than 50 employees). Wage indexing thereafter. (No specific mention of the tipped wage.) | MONITOR – Action based on what happens with Fight for 15 House hearings |
| SB377 HB512 | Labor and Employment - Pay Scales and Wage History Information | Senators Lee, Kagan, Smith, Zucker Delegates K. Young, Barve, Carr, Cullison, Fraser-Hidalgo, Frick, Gutierrez, Kelly, Korman, Luedtke, A. Miller, Moon, Morales, Platt, Queen, Robinson, Wilkins | Economic Matters 2/13 – Hearing at 1 p.m. | Finance 2/20 - Hearing at 1 p.m. | Requiring an employer to provide the pay scale for a position to an applicant for employment on request; prohibiting employers from relying on wage history information, except under certain circumstances, for certain purposes and seeking the wage history information by certain methods and from certain persons; specifying that an employer is not subject to a certain criminal penalty for a violation of certain provisions of the Act; etc. (Introduced as SB404 last session) | OPPOSE – DONE. Testified at House hearing; submitted testimony in writing to Senate. |
| HB541 | Labor and Employment – Criminal Record Screening Practices (Ban the Box) | Delegates Mosby, Gutierrez, Morales | Economic Matters 2/13 – Hearing at 1 p.m. | | Prohibiting certain employers from requiring an applicant for employment to disclose certain information regarding the criminal record of the applicant, conducting a certain criminal history records check, or taking other certain action before a conditional offer of employment has been extended; authorizing the Commissioner of Labor and Industry to resolve certain complaints informally or to use mediation; authorizing the Commissioner to ask the Attorney General to bring a certain action on behalf of the applicant or employee; etc. | OPPOSE – DONE - Submitted written testimony. Recommend moving inquiry point to ‘end of the initial interview’ per MC law and removing jail penalty. |

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| HB540 | Labor and Employment - Pre-Tax Transportation Fringe Benefit - Requirement (Maryland Pre-Tax Commuter Benefit Act) | Delegates Korman, Barve, Dumais, A. Miller, Queen, Reznik, and Wilkins | Economic Matters 2/13 – Hearing at 1 p.m. 2/15 – Unfavorable Report (20 – 1 (Waldstriecher)) | | Requiring certain employers (having 20 or more employees) to provide certain employees (those working 30 or more hour per week) an opportunity to use a certain pre-tax transportation fringe benefit; authorizing an employee to file a written complaint with the Commissioner of Labor and Industry under certain circumstances; authorizing the Commissioner to attempt to resolve a certain matter informally or request the Attorney General to bring a certain action on behalf of the employee; providing that an employer that violates the Act is subject to a certain civil penalty; etc. | OPPOSE – DONE - Submitted written testimony. Another mandate that makes it more expensive to do business. |
| HB1227 | Tax Credit – Commuter Benefit - Alterations | Delegate Beidle | Ways and Means 2/27 – Hearing at 1 p.m. | | Increasing from 50% to 80% the percent of the cost of providing certain employee commuter benefits that a business may claim as a credit against the income tax and insurance premium tax; providing that the commuter benefits tax credit may be claimed for costs incurred in connection with travel between an employee's residence and place of employment; providing that a vehicle used to transport employees must incur certain mileage in connection with transporting individuals between their residences and places of employment; etc. | MONITOR |
| SB543 HB664 | Labor and Employment - Payment of the Minimum Wage Required (Fight for Fifteen) | Senators Madaleno, Feldman, Kagan, King, Lee, Manno, Smith, and Zucker Delegates Hettleman, Waldstreicher, Barkley, Barve, Carr, Cullison, Dumais, Fraser-Hidalgo, Frick, Gilchrist, Gutierrez, Hixson, Kaiser, Kelly, Korman, Kramer, Luedtke, A. | Economic Matters 2/27 – Hearing at 1 p.m. | Finance 3/8 – Hearing at 1 p.m. | Specifying the State minimum wage rate that is in effect for certain time periods; increasing, except under certain circumstances, the State minimum wage rate based on the annual growth in the Consumer Price Index for All Urban Consumers for the Washington-Baltimore metropolitan area; specifying the tip credit amount that is in effect for certain time periods; prohibiting an employer, beginning July 1, 2026, from including the tip credit amount as part of the wage of certain employees; etc. | OPPOSE – Specifically portions that deal with tipped wages. |

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| | | Miller, Moon, Morales, Platt, Queen, Reznik, Robinson, Wilkins | | | | |
| SB1019 | Labor and Employment – State Minimum Wage Rate – Increase | Senator Robinson | | Finance 3/8 – Hearing at 1 p.m. | Specifying the State minimum wage rate that is in effect for certain time periods for certain employers, including midsized and small employers; increasing, except under certain circumstances, the State minimum wage rate in effect for certain periods of time based on certain calculations; requiring the Commissioner of Labor and Industry, beginning at a certain time, to annually determine and announce the growth in the Consumer Price Index, if any, and the new State minimum wage rate under a certain provision of the Act; etc. | MONITOR – Action based on what happens with Fight for 15 House hearings |
| HB974 | Labor and Employment – Exemptions from Overtime Pay – Administrative, Executive, or Professional Capacity | Delegates Tarlau, Barkley, Carr, Gutierrez, Kelly, Korman, Luedtke, A. Miller, Moon, Platt, Robinson, Wilkins | Economic Matters 2/27 – Hearing at 1 p.m. | | Altering the conditions under which an individual who works in a certain administrative, executive, or professional capacity qualifies for an exemption from overtime pay; requiring that an individual be compensated on a salary basis at \$900 or more per week exclusive of board, lodging, or other facilities, to qualify as an individual who is employed in an administrative, executive, or professional capacity; etc. <i>Expands types of employees qualifying for overtime pay.</i> | OPPOSE |
| HB1239 | Labor and Employment - Sexual Harassment - Contractual Waivers | Delegate Wilson | Economic Matters 2/27 – Hearing at 1 p.m. | | Providing that a provision in certain employment contracts, policies, or agreements that waive certain rights or remedies to a claim of sexual harassment, discrimination, or retaliation is null and void as being against the public policy of the State; and providing for the application of the Act. | MONITOR |

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| HB1596 SB1010 | Labor and Employment – Sexual Harassment – Contractual Waivers and Reporting Requirements | Delegates Valderrama, Barkley, Barve, Carr, Cullison, Dumais, Fraser-Hidalgo, Frick, Gilchrist, Gutierrez, Hixson, Kaiser, Kelly, Korman, Kramer, A. Miller, Moon, Morales, Queen, Reznik, Waldstreicher, Wilkins Senators Zucker, Feldman, King, Lee | Economic Matters 2/27 – Hearing at 1 p.m. | Finance 3/15 -Hearing at 1 p.m. | Providing that a provision in certain employment contracts, policies, or agreements that waive certain rights or remedies to a claim of sexual harassment, discrimination, or retaliation is null and void as being against the public policy of the State; prohibiting an employer from taking certain adverse actions against certain employees; providing that certain employers are liable for certain attorney's fees; applying the Act; etc. | MONITOR |
| HB1637 | Labor and Employment - Parking Cash-Out Program - Requirement | Delegate R. Lewis | Economic Matters 3/13 – Hearing at 1 p.m. | | Requiring certain employers that provide to employees a free parking space or a parking subsidy to establish a certain parking cash-out program; authorizing an employer to provide certain employees with a combination of certain passes, certain subsidies, and cash; authorizing an employee to file a written complaint with the Commissioner of Labor and Industry under certain circumstances; authorizing the Commissioner, on receipt of a written complaint, to investigate whether the Act has been violated; etc. | OPPOSE |
| TAXES | | | | | | |
| SB195 HB566 | Business Relief and Tax Fairness Act of 2018 Combined Reporting Bill from 2017 <i>Not expected to move out or committee</i> | Senators Pinsky, Kagan, Lee, Madaleno, Manno, Smith, Zucker Delegates Healey, Waldstreicher | Ways and Means 2/14 – Hearing at 1 p.m. | Budget & Taxation 1/24 – Hearing at 2:15 p.m. | Prohibiting the State Department of Assessments and Taxation from imposing a fee for the filing of certain documents by corporations or business entities with 10 or fewer employees; requiring certain corporations to compute Maryland taxable income using a certain <u>combined reporting</u> method; requiring, subject to certain regulations, certain groups of corporations to file a combined income tax return reflecting the aggregate income tax liability of all the members of the group; etc. | Submit written testimony only – DONE/SUBMITTED |

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| SB227 HB842 | Small Business Fairness Act of 2018 Not expected to move out of committee | Senators Young, Manno, Smith Delegates Wilkins | Ways & Means 2/28 – Hearing at 1 p.m. Economic Matters | Budget & Taxation 1/30 – Hearing at 1:30 p.m. | Requiring certain retail trade and food services corporations to compute Maryland taxable income using a certain method; requiring, subject to regulations, certain groups of retail trade and food services corporations to file a combined income tax return reflecting the aggregate income tax liability of all the members of the group; requiring the Comptroller to report to the General Assembly by March 31 each year an estimate of the total additional tax review resulting from the combined reporting method; etc. | MONITOR – Possibly submit written testimony, if it can be expected to move. |
| HB875 SB733 | Protecting Maryland Taxpayers Act of 2018 | The Speaker (By Request - Administration) | Ways & Means 3/7 – Hearing at 1 p.m. | Budget & Taxation 2/28 – Hearing at 1 p.m. | Repealing a requirement that an amendment to the Internal Revenue Code be enacted during the calendar year in which the taxable year begins that the amendment affects in order for the amendment not to impact the determination of Maryland taxable income; allowing an individual to itemize deductions to compute Maryland taxable income whether or not the individual itemizes deductions on the individual's federal tax return; providing that Maryland itemized deductions may be determined in a certain manner; applying the Act; etc. | MONITOR |
| SB1025 | Department of Legislative Services - Study - Sales and Use Tax Collection by Out-of-State Vendors | Senator Madaleno | | Budget and Taxation 3/13 – Hearing 1 p.m. | Requiring the Department of Legislative Services to retain an independent consultant to study certain matters concerning the impact, collection, and administration of the sales and use tax with respect to sales or deliveries by out-of-state vendors to customers in the State; requiring the Department to report to the Governor and certain committees of the General Assembly on or before July 1, 2019; and terminating the Act after June 30, 2019 | MONITOR |
| HB1510 | Corporations and Associations | Delegate Mautz | Economic Matters | | Altering a certain fee that the State Department of Assessments and Taxation must collect from a certain | SUPPORT-DONE - Submitted |

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| | - Filing Fee - Annual Report <i>Introduced by a Republican, so will not likely move.</i> | | 2/21 – Hearing at 1 p.m. | | limited liability company with fewer than 5 employees for filing a certain annual report. <i>Reducing the filing fee for these companies to \$25 per year.</i> | written testimony |
| | | | | | TRANSPORTATION | |
| SB277 HB372 | Maryland Metro Funding Act | Senators Feldman, Kagan, King, Lee, Madaleno, Manno, Zucker Delegates Korman, Barkley, Barve, Carr, Cullison, Dumais, Fraser-Hidalgo, Frick, Gilchrist, Gutierrez, Hixson, Luedtke, A. Miller, Moon, Morales, Platt, Queen, Reznik, Robinson, Waldstreicher, Wilkins | Appropriations 2/13 – Hearing at 1 p.m. Environment and Transportation | Budget & Taxation 2/14 – Hearing at 1 p.m. | Establishing the Maryland Metro Dedicated Fund Account in the Transportation Trust Fund; requiring the Governor to include an appropriation in the annual State budget of at least a certain amount solely for grants to the Washington Suburban Transit District to pay the capital costs of the Washington Metropolitan Area Transit Authority; requiring an annual grant of at least \$125,000,000 from the Fund Account to pay capital costs of the Washington Metropolitan Transit Authority; providing a certain contingency; etc. | SUPPORT – DONE - Testified at House Hearing. Submitted written for Senate. |
| HB370 SB279 | Metro Board Member Act | Delegates Korman, Barkley, Carr, Cullison, Dumais, Frick, Gilchrist Gutierrez, Hixson, Kaiser, Kelly, Kramer, Luedtke, A. Miller, Moon, Morales, Platt, Queen, Reznik, Robinson, Waldstreicher, Wilkins Senator Feldman | Environment and Transportation 2/15 – Hearing at 1 p.m. | Finance 2/7 – Hearing at 1 p.m. | Altering the requirement that Washington Suburban Transit Commission members appointed by the Governor serve as the Commission's appointees to be principal members of the Washington Metropolitan Area Transit Authority Board of Directors; requiring one of the Commission's appointees to the Authority's board of directors to be the Secretary of Transportation or the Secretary's designee; requiring one of the Commission's appointees to the Authority's board of directors to be one of the commissioners appointed by the Governor; etc. | SUPPORTED - in conjunction with fellow Chambers |
| SB894 HB1089 | Metro Oversight Enhancement Act | Senator Feldman Delegates Korman | Environment and Transportation 3/1 – Hearing at 1 p.m. | Finance 2/21 – Hearing at 1 p.m. | Establishing certain requirements for the appointment and removal of the inspector general of the Washington Metropolitan Area Transit Authority by | SUPPORTED- in conjunction with fellow chambers |

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| | | | | | the Board of Directors of the Authority; specifying certain powers and requirements of the inspector general; requiring the Office of the Inspector General to be funded with a grant of at least 0.05% of the annual operating budget of the Authority; requiring that the Office of the Inspector General be operationally and functionally independent of the Authority; etc. | |
| SB624 HB978 | State Income and Property Tax Credits – Purple Line Construction Zone | Senators Smith, Lee, Madaleno Delegates Wilkins, Moon, Gutierrez, Hixson | Ways & Means 2/20 – Hearing at 1 p.m. | Budget and Tax 2/28 – Hearing at 1 p.m. | Allowing certain businesses impacted by the construction of the Purple Line light rail project in Montgomery County and Prince George's County a credit against the State income tax and State property tax; requiring the Department of Transportation, in consultation with the Comptroller, to determine the amount of the income tax credit; requiring the Department to certify a business entity as a qualified business if the business entity can establish loss of business income at a property in the area impacted by the construction; etc. | SUPPORT – Testified in House Committee |
| | | | | | MISCELLANEOUS | |
| HB409 <i>Introduced in 2017 as SB336</i> | Washington Suburban Sanitary Commission - Service Charges PG/MC 112-18 <i>Still needs to go through Montgomery County Metro Area Committee on 2/19</i> | Montgomery and Prince Georges County Delegations | Environment and Transportation | Budget and Tax | Authorizing the Washington Suburban Sanitary Commission to establish certain customer classes for certain service rates and charges; requiring that service rates for each customer class shall be chargeable against certain properties and shall be uniform for a given class throughout the Washington Suburban Sanitary District; authorizing the minimum or ready to serve charge to include a certain component; and requiring the Commission to establish a working group for certain purposes under certain conditions | OPPOSE |
| HB538 SB651 | Environment - Expanded Polystyrene Food Service Products – Prohibition | Delegates Lierman, Barkley, Carr, Cullison, Fraser-Hidalgo, Gutierrez, Hixson, Kelly, Korman, Luedtke, | Environment and Transportation 2/21 – Hearing at 1 p.m. | Education, Health, and Environmental Affairs 2/27 – Hearing at 1 p.m. Finance | Prohibiting a person from selling in the State a certain expanded polystyrene food service product on or after January 1, 2019; prohibiting certain food service businesses and certain schools from selling or providing food in | MONITOR - NO POSITION |

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| | Introduced last session. | Moon, Platt, Queen, Robinson, Waldstreicher, Wilkins Senators Kagan, Feldman, King, Lee, Madaleno, Manno, Smith | Economic Matters | | certain expanded polystyrene food service products on or after January 1, 2019; requiring a county health department to impose certain penalties for violations of the Act; requiring a county health department to notify the Department of the Environment of certain violations; etc. | |
| HB648 | Maryland Consumers' Rights | Delegates A. Miller, Barkley, Carr, Frick, Hixson | Economic Matters 2/7 - Hearing at 1 p.m. | | Authorizing a court to award actual damages or \$1,000, whichever is greater, and treble damages under certain circumstances to a person who is injured by a violation of the Maryland Consumer Protection Act. | MONITOR – Watch to see whether bill goes to work session. |
| HB855 SB1082 | State Government - Regulations Impacting Small Businesses - Economic Impact Analyses | Delegate Brooks, Queen, Wilkins Senator De Grange | Health and Government Operations 2/20 – Hearing at 1 p.m. | Education, Health and Environmental Affairs 3/13 – Hearing at 1 p.m. | Requiring the Office of Legislative Audits to conduct a performance audit of certain units of State government every 3 years for certain purposes; requiring certain units to make a certain determination regarding certain local regulations; requiring certain units to establish a certain electronic registry and to post on the registry a proposed regulation that has a significant small business impact; requiring certain units to create certain compliance guides to assist small businesses to comply with certain regulations; etc. | HOLD – Seems to be focused on helping small businesses comprehend new regulations; however also addresses pre-emption and is unclear in that section. Seeking guidance from MD Chamber Leg. Committee. |
| HB995 | Montgomery County - Residential Leases - Just Cause Eviction MC 15-18 | Montgomery County Delegation Jheanelle Wilkins' bill | | | Prohibiting a certain landlord from evicting a tenant from leased premises in Montgomery County in the absence of just cause; specifying the circumstances under which just cause exists; requiring a certain notice to a tenant to be sent by certified mail, return receipt requested; making certain eviction actions in Montgomery County subject to a certain provision; and applying the Act. | OPPOSE |

02/22/18 – Senate – 1,201

02/22/18 – House – 1,764

TOTAL = 2,965