

SENATE BILL 190

C2

7lr1616
CF HB 117

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

Introduced and read first time: January 18, 2017

Assigned to: Finance

Committee Report: Favorable

Senate action: Adopted

Read second time: February 7, 2017

CHAPTER _____

1 AN ACT concerning

2 **Elevator Safety Review Board – Sunset Extension, Program Evaluation, and**
3 **Reporting Requirement**

4 FOR the purpose of continuing the Elevator Safety Review Board in accordance with the
5 provisions of the Maryland Program Evaluation Act (sunset law) by extending to a
6 certain date the termination provisions relating to the statutory and regulatory
7 authority of the Board; requiring that an evaluation of the Board and the statutes
8 and regulations that govern the Board be performed on or before a certain date;
9 requiring the Board to study and make recommendations regarding certain matters;
10 requiring the Board to report its findings and recommendations to the Department
11 of Legislative Services, the Senate Finance Committee, and the House Economic
12 Matters Committee on or before a certain date; and generally relating to the Elevator
13 Safety Review Board.

14 BY repealing and reenacting, with amendments,
15 Article – Public Safety
16 Section 12–842
17 Annotated Code of Maryland
18 (2011 Replacement Volume and 2016 Supplement)

19 BY repealing and reenacting, without amendments,
20 Article – State Government
21 Section 8–403(a)
22 Annotated Code of Maryland
23 (2014 Replacement Volume and 2016 Supplement)

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 BY repealing and reenacting, with amendments,
2 Article – State Government
3 Section 8–403(b)(17)
4 Annotated Code of Maryland
5 (2014 Replacement Volume and 2016 Supplement)

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

8 **Article – Public Safety**

9 12–842.

10 Subject to the evaluation and reestablishment provisions of the Maryland Program
11 Evaluation Act, the provisions of this title that create or relate to the Board and any
12 regulations adopted by the Board shall terminate and be of no effect after July 1, [2019]
13 **2029**.

14 **Article – State Government**

15 8–403.

16 (a) On or before December 15 of the evaluation year specified, the Department
17 shall:

18 (1) conduct a preliminary evaluation of each governmental activity or unit
19 to be evaluated under this section; and

20 (2) prepare a report on each preliminary evaluation conducted.

21 (b) Each of the following governmental activities or units and the statutes and
22 regulations that relate to the governmental activities or units are subject to preliminary
23 evaluation in the evaluation year specified:

24 (17) Elevator Safety Review Board (§§ 12–819 through 12–841 of the Public
25 Safety Article: [2016] **2026**);

26 SECTION 2. AND BE IT FURTHER ENACTED, That:

27 (a) On or before October 1, 2018, the Elevator Safety Review Board shall submit
28 a report to the Department of Legislative Services and, in accordance with § 2–1246 of the
29 State Government Article, to the Senate Finance Committee and the House Economic
30 Matters Committee on:

31 (1) the results of the Board’s assessment of licensing activity and its
32 projected revenues and expenditures; and

1 (2) how the Board plans to ensure that it has sufficient funding to continue
2 operating.

3 (b) The report shall include discussion on options related to:

4 (1) reducing spending;

5 (2) increasing the license fees charged by the Board to the maximum
6 allowed under § 12-824(b) of the Public Safety Article;

7 (3) increasing the maximum license fees authorized under § 12-824(b) of
8 the Public Safety Article;

9 (4) the feasibility of increasing the inspection and registration fees
10 collected under § 12-809(c) and (d) of the Public Safety Article that support the Elevator
11 Safety Review Board Fund; and

12 (5) modifying the reversion requirement in § 12-824.1(j) of the Public
13 Safety Article to allow the Board to retain a greater percentage of the Elevator Safety
14 Review Board Fund balance annually.

15 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2017.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.