

SENATE BILL 26

D3

7lr0451

(PRE-FILED)

By: **Senators Kagan, Young, King, and Peters**

Requested: July 18, 2016

Introduced and read first time: January 11, 2017

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 14, 2017

CHAPTER _____

1 AN ACT concerning

2 **Maryland False Claims Act – Municipal Corporations**

3 FOR the purpose of altering the definition of “governmental entity” to include a municipal
4 corporation for purposes of the Maryland False Claims Act; requiring the attorney
5 for each municipal corporation to report annually to the General Assembly certain
6 information relating to the Maryland False Claims Act; providing for the application
7 of this Act; and generally relating to false claims against municipal corporations.

8 BY repealing and reenacting, with amendments,
9 Article – General Provisions
10 Section 8–101(e) and 8–110(a)
11 Annotated Code of Maryland
12 (2014 Volume and 2016 Supplement)

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

15 **Article – General Provisions**

16 8–101.

17 (e) “Governmental entity” means:

18 (1) the State; [or]

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.



(2) a county; OR

(3) A MUNICIPAL CORPORATION.

8–110.

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

(1) the number of civil actions filed under this title;

(2) the number of civil actions under this title in which a judgment was entered, whether by settlement or adjudication; and

(3) the number of claims made by the governmental entity based on alleged violations of § 8–102 of this title that are settled without the filing of a civil action under this title.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any cause of action arising before the effective date of this Act.

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.