

**SB0187/399834/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 187  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 5 down through “purpose;” in line 6 and substitute “requiring that any increase in judicial salary be included in the portion of the budget bill relating to the judiciary department; establishing the Commission on Innovation and Excellence in Education Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the State Department of Education to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; requiring a certain amount of certain revenue to be distributed to a certain Fund on or before a certain date;”; strike beginning with “reducing” in line 6 down through “Works;” in line 10; in line 10, after “services;” insert “clarifying the calculation for certain local health services funding;”; in line 11, strike “altering certain rate increases for community service providers;” and substitute “altering the definition of an “interagency agreement” for the purposes of the Department of Budget and Management’s review of those agreements; repealing the provision of law requiring a certain report to include a certain review; altering the cap on a certain adjustment to a certain revenue estimate relating to nonwithholding income tax revenues; requiring a certain period for review and comment, rather than approval, by a certain committee before certain funds may be transferred from certain accounts; altering a certain date by which the State is required to discontinue a certain prescription drug benefit for certain retirees, spouses, and dependent children; authorizing certain retirees who participate in a certain prescription drug benefit plan with a certain spouse or dependent child to elect to have the spouse or dependent child covered under a certain State prescription drug benefit

(Over)

**SB0187/399834/1 Budget and Taxation Committee**  
**Amendments to SB 187**  
**Page 2 of 27**

plan under certain circumstances; authorizing certain surviving spouses and surviving dependent children to elect to enroll in a certain State prescription drug benefit plan under certain circumstances; requiring the Secretary of Budget and Management to provide a certain notice to certain individuals of certain changes no later than a certain date; requiring that a certain notice include information concerning certain coverage options in certain prescription drug plans and the potential for certain penalties under certain circumstances; requiring that a certain distribution to the Local Reserve Account continue after a certain fiscal year;”; strike beginning with “altering” in line 11 down through “Taxation;” in line 13 and substitute “altering the deadline for the submission of a certain financial forecast; repealing certain provisions allocating certain work zone speed control system revenues to fund certain activities;”; in line 18, after “may” insert “not”; strike beginning with “providing” in line 20 down through “provision;” in line 22 and substitute “requiring that certain money received by the State as a result of the approval of a certain merger be expended only in a certain manner; requiring the Maryland Department of Health and the Health Services Cost Review Commission to develop certain cost savings targets; requiring certain cost savings targets to be in addition to certain goals; requiring the Department and the Commission to report to the Governor and the General Assembly on or before certain dates certain information on certain cost savings targets; defining a certain term; repealing certain obsolete provisions;”; and strike in their entirety lines 24 through 28, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 1–704

Annotated Code of Maryland

(2013 Replacement Volume and 2017 Supplement)

BY adding to

Article - Education

Section 5–219

Annotated Code of Maryland

**SB0187/399834/1 Budget and Taxation Committee**  
**Amendments to SB 187**  
**Page 3 of 27**

(2014 Replacement Volume and 2017 Supplement).

On page 2, in line 2, strike “6–117.1(a)(1) and (3), 7–123(a)(1), 7–1702(a), 12–306(a)(1), and” and substitute “6–117.1(a)(1) and (3) and”; in line 8, strike “6–306(b) and (c), 7–1704, 12–306(d), 16–512(a), 17–104(a)(1),” and substitute “6–306(c).”; in line 14, strike “7–123(c) and”; strike in their entirety lines 17 through 21, inclusive; in line 24, strike “2–302(a), 5–626(a), 13–3003(a), 16–201.3(a), and 19–2201(a) and (e)(1)” and substitute “2–302(a)”; strike in their entirety lines 29 and 30 and substitute “Section 2–302(b)(4) and (5)”; and strike in their entirety lines 33 through 37, inclusive.

On page 3, in line 10, strike “5–903(a)(1)” and substitute “5–903(a)”; in line 15, after “Section” insert “6–104(a)(1), 6–226(a)(2)(i), 7–310(a).”; in the same line, after “7–311(a)” insert “, and 7–324(a)”; in line 20, after “Section” insert “3–207, 6–104(e), 6–226(a)(2)(ii)101. and 102., 7–310(d).”; in the same line, after “7–311(j)” insert “, and 7–324(d)”; after line 22, insert:

“BY adding to

Article - State Finance and Procurement

Section 6-226(a)(2)(ii)103.

Annotated Code of Maryland

(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 2–509.1

Annotated Code of Maryland

(2015 Replacement Volume and 2017 Supplement)

BY adding to

Article - Tax - General

Section 2–605.1

Annotated Code of Maryland

(Over)

**SB0187/399834/1 Budget and Taxation Committee  
Amendments to SB 187  
Page 4 of 27**

(2016 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,

Article - Tax - General

Section 2-606(a) and (h)

Annotated Code of Maryland

(2016 Replacement Volume and 2017 Supplement)”;

in line 25, strike “2–106(b) and (c) and”; strike in their entirety lines 28 through 32, inclusive; and after line 32, insert:

“BY repealing and reenacting, without amendments,

Article – Transportation

Section 4–210(a)

Annotated Code of Maryland

(2015 Replacement Volume and 2017 Supplement)”

BY repealing and reenacting, with amendments,

Article – Transportation

Section 4–210(b)

Annotated Code of Maryland

(2015 Replacement Volume and 2017 Supplement)”

BY repealing and reenacting, without amendments,

Article – Transportation

Section 12–118(c)(2)

Annotated Code of Maryland

(2012 Replacement Volume and 2017 Supplement)”

BY repealing and reenacting, with amendments,

Article – Transportation

Section 12–118(e)

**SB0187/399834/1 Budget and Taxation Committee  
Amendments to SB 187  
Page 5 of 27**

Annotated Code of Maryland  
(2012 Replacement Volume and 2017 Supplement)”.

On pages 3 and 4, strike in their entirety the lines beginning with line 39 on page 3 through line 6 on page 4, inclusive.

On page 20, in lines 24, 28, 31, and 35, strike “4.”, “5.”, “6.”, and “7.”, respectively, and substitute “5.”, “6.”, “10.”, and “11.”, respectively.

On page 21, in line 28, strike “10.” and substitute “16.”.

AMENDMENT NO. 2

On page 4, strike in their entirety lines 9 through 20, inclusive.

AMENDMENT NO. 3

On page 4, after line 20, insert:

“Article – Courts and Judicial Proceedings

1–704.

Any increase in judicial salary shall be included in the portion of the budget bill relating to the [executive department, and not the portion relating to the] judiciary department. Any proposed increase in judicial salary is subject to legislative review and approval.”.

AMENDMENT NO. 4

On page 4, after line 21, insert:

“5–219.

(Over)

**(A) IN THIS SECTION, "FUND" MEANS THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND.**

**(B) THERE IS A COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND.**

**(C) THE PURPOSE OF THE FUND IS TO ASSIST IN PROVIDING ADEQUATE FUNDING FOR EARLY CHILDHOOD EDUCATION AND PRIMARY AND SECONDARY EDUCATION TO PROVIDE A WORLD-CLASS EDUCATION TO STUDENTS SO THEY ARE PREPARED FOR COLLEGE AND A CAREER IN THE GLOBAL ECONOMY OF THE 21ST CENTURY, BASED ON THE FINAL RECOMMENDATIONS OF THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION.**

**(D) THE DEPARTMENT SHALL ADMINISTER THE FUND.**

**(E) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.**

**(2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.**

**(F) THE FUND CONSISTS OF:**

**(1) REVENUE DISTRIBUTED TO THE FUND UNDER § 2-605.1 OF THE TAX – GENERAL ARTICLE;**

**(2) MONEY APPROPRIATED IN THE STATE BUDGET FOR THE FUND; AND**

**(3) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE BENEFIT OF THE FUND.**

**(G) THE FUND MAY BE USED ONLY TO ASSIST IN PROVIDING ADEQUATE FUNDING FOR EARLY CHILDHOOD EDUCATION AND PRIMARY AND SECONDARY EDUCATION THROUGH REVISED EDUCATION FUNDING FORMULAS BASED ON THE FINAL RECOMMENDATIONS OF THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION.**

**(H) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.**

**(2) ANY INTEREST EARNINGS OF THE FUND SHALL BE CREDITED TO THE FUND.**

**(I) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN ACCORDANCE WITH THE STATE BUDGET.”.**

On page 16, strike in its entirety line 7 and substitute:

“6-226.

**(a) (2) (i) Notwithstanding any other provision of law, and unless inconsistent with a federal law, grant agreement, or other federal requirement or with the terms of a gift or settlement agreement, net interest on all State money allocated by the State Treasurer under this section to special funds or accounts, and otherwise entitled to receive interest earnings, as accounted for by the Comptroller, shall accrue to the General Fund of the State.**

**(ii) The provisions of subparagraph (i) of this paragraph do not apply to the following funds:**

(Over)

**SB0187/399834/1 Budget and Taxation Committee**  
**Amendments to SB 187**  
**Page 8 of 27**

101. the Advance Directive Program Fund; [and]

102. the Make Office Vacancies Extinct Matching Fund;

AND

**103. THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND.”.**

On page 17, in line 16, strike “Article – Tax – Property” and substitute:

“Article – Tax – General

**2-605.1.**

**AFTER MAKING THE DISTRIBUTIONS REQUIRED UNDER §§ 2-604 AND 2-605 OF THIS SUBTITLE, ON OR BEFORE JUNE 30, 2019, THE COMPTROLLER SHALL DISTRIBUTE \$200,000,000 OF THE INCOME TAX REVENUE FROM INDIVIDUALS TO THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND ESTABLISHED UNDER § 5-219 OF THE EDUCATION ARTICLE.**

2-606.

(a) After making the distributions required under [§§ 2-604 and 2-605] **§§ 2-604, 2-605, AND 2-605.1** of this subtitle, from the remaining income tax revenue from individuals, the Comptroller shall distribute to an unallocated individual revenue account the income tax revenue:

(1) with respect to which an income tax return is not filed; and

(2) that is attributable to:

**SB0187/399834/1 Budget and Taxation Committee  
Amendments to SB 187  
Page 9 of 27**

(i) income tax withheld from salary, wages, or other compensation for personal services under Title 10 of this article; or

(ii) estimated income tax payments by individuals.”.

AMENDMENT NO. 5

On page 4, in line 30, after “(II)” insert “**FOR FISCAL YEAR 2019, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$3,000,000 FOR THE PROGRAM.**”

**(III)**”;

and in the same line, strike “**2019**” and substitute “**2020**”.

On page 5, in line 1, strike “**MAY INCLUDE FUNDING**” and substitute “**SHALL INCLUDE**”; and in line 2, after “**BILL**” insert “**AN APPROPRIATION OF \$5,000,000**”.

AMENDMENT NO. 6

On pages 5 and 6, strike in their entirety the lines beginning with line 4 on page 5 through line 6 on page 6, inclusive.

AMENDMENT NO. 7

On pages 6 and 7, strike in their entirety the lines beginning with line 28 on page 6 through line 2 on page 7, inclusive.

AMENDMENT NO. 8

On page 7, strike in their entirety lines 3 through 12, inclusive.

AMENDMENT NO. 9

On page 7, strike in their entirety lines 13 through 22, inclusive.

(Over)

**SB0187/399834/1 Budget and Taxation Committee  
Amendments to SB 187  
Page 10 of 27**

AMENDMENT NO. 10

On pages 7 through 10, strike in their entirety the lines beginning with line 23 on page 7 through line 2 on page 10, inclusive.

AMENDMENT NO. 11

On pages 10 and 11, strike in their entirety the lines beginning with line 3 on page 10 through line 14 on page 11, inclusive.

AMENDMENT NO. 12

On page 11, in line 25, after “(2)” insert “FOR FISCAL YEAR 2019, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$4,700,000 FOR THE PROGRAM.”

(3)”;

in the same line, strike “YEAR 2019 AND EACH FISCAL YEAR THEREAFTER” and substitute “YEARS 2020 THROUGH 2023”; strike in its entirety line 26 and substitute “THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$5,000,000 TO THE PROGRAM.”; and in line 27, strike “(3)” and substitute “(4)”.

AMENDMENT NO. 13

On page 12, in line 6, strike “\$2,000,000” and substitute “\$3,000,000”.

AMENDMENT NO. 14

On page 12, in lines 14 and 17, in each instance, strike the brackets; in line 14, strike “YEARS”; in the same line, strike “AND 2019”; in line 17, strike “2020”; in line 18, after “funding” insert “PROVIDED THROUGH THE FORMULA”; and in lines 20 and 23, in each instance, strike “for” and substitute “ON JUNE 30 OF”.

**SB0187/399834/1 Budget and Taxation Committee  
Amendments to SB 187  
Page 11 of 27**

AMENDMENT NO. 15

On pages 12 and 13, strike in their entirety the lines beginning with line 25 on page 12 through line 3 on page 13, inclusive.

AMENDMENT NO. 16

On page 13, strike in their entirety lines 4 through 8, inclusive.

AMENDMENT NO. 17

On page 13, strike in their entirety lines 9 through 14, inclusive.

AMENDMENT NO. 18

On pages 13 and 14, strike in their entirety the lines beginning with line 15 on page 13 through line 3 on page 14, inclusive.

AMENDMENT NO. 19

On page 14, strike in their entirety lines 4 through 29, inclusive.

AMENDMENT NO. 20

On pages 14 and 15, strike in their entirety the lines beginning with line 30 on page 14 through line 5 on page 15, inclusive.

AMENDMENT NO. 21

On page 15, in line 11, before “For” insert “**(1)**”; in the same line, strike “years” and substitute “**YEAR**”; in the same line, strike “through 2022”; and after line 13, insert:

**“(2) FOR FISCAL YEARS 2020 THROUGH 2022, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL OR THE CAPITAL BUDGET BILL AN APPROPRIATION OF \$5,000,000 FOR THE FUND.”**

AMENDMENT NO. 22

(Over)

**SB0187/399834/1 Budget and Taxation Committee**  
**Amendments to SB 187**  
**Page 12 of 27**

On page 15, in line 17, before “For” insert “**(1)**”; in the same line, strike “years” and substitute “**YEAR**”; in the same line, strike “through 2022”; in the same line, strike the second set of brackets; in the same line, strike “MAY”; in lines 18 and 19, in each instance, strike the bracket; in line 19, strike “\$12,000,000” and substitute “**\$8,000,000**”; and after line 19, insert:

**“(2) FOR FISCAL YEARS 2020 THROUGH 2022, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL OR THE CAPITAL BUDGET BILL AN APPROPRIATION FOR THE FUND IN THE AMOUNT OF \$12,000,000.”**.

**AMENDMENT NO. 23**

On page 15, in line 22, strike “Subject to subparagraph (ii) of this paragraph, of” and substitute “**OF**”; and in line 24, strike “\$6,000,000” and substitute “**\$3,000,000**”.

On pages 15 and 16, strike in their entirety the lines beginning with line 29 on page 15 through line 1 on page 16, inclusive.

On page 16, in line 2, strike “**(III)**” and substitute “**(II)**”; and after line 5, insert:

**“(2) (i) 1. Of the remaining funds not appropriated under paragraph (1) of this subsection:**

**A. One half of the funds shall be used for recreation and open space purposes by the Department and the Historic St. Mary’s City Commission; and**

**B. 20% of the funds or \$21,000,000, whichever is greater, shall be appropriated to the Forest and Park Service in the Department to operate State forests and parks.**

**SB0187/399834/1 Budget and Taxation Committee**  
**Amendments to SB 187**  
**Page 13 of 27**

2. Except as otherwise provided in this section, any funds the General Assembly appropriates to the State under this subsection shall be used only for land acquisition projects.

(ii) 1. As specified in subparagraph 2 of this subparagraph, a portion of the State's share of funds available under subparagraph (i)1A of this paragraph for this program shall be utilized to make grants to Baltimore City for projects which meet park purposes. The grants shall be in addition to any funds Baltimore City is eligible to receive under subsection (b) of this section, and may be used for acquisition or development. In order for Baltimore City to be eligible for a State grant, the Department shall review projects or land to be acquired within Baltimore City, and upon the Department's recommendation, the Board of Public Works may approve projects and land including the cost. Title to the land shall be in the name of the Mayor and City Council of Baltimore City. The State is not responsible for costs involved in the development or maintenance of the land.

2. The grants to Baltimore City under subparagraph 1 of this subparagraph shall be made in the following amounts:

- A. For fiscal year 2017, \$1,500,000;
- B. For fiscal year 2018, \$3,500,000;
- C. For fiscal year 2019, \$5,500,000; and
- D. For fiscal year 2020, and for each subsequent fiscal year, \$6,000,000.

3. The grants made under this subparagraph supplement rather than supplant any other funding for park purposes in Baltimore City, no matter the source.

(Over)

**SB0187/399834/1 Budget and Taxation Committee**  
**Amendments to SB 187**  
**Page 14 of 27**

4. For fiscal year 2018, the grant funds to Baltimore City in excess of \$1,500,000 under subparagraph 1 of this subparagraph may only be used for capital purposes related to the following projects in the amounts specified:

- A. \$400,000 for Herring Run Park;
- B. \$500,000 for Clifton Park;
- C. \$300,000 for Druid Hill Park Trail Head;
- D. \$300,000 for athletic field renovations at Gwynns Falls Park;
- E. \$300,000 for Patterson Park; and
- F. \$200,000 for field lights and other improvements at Frederic B. Leidig Recreation Center.

5. For fiscal year 2019, a portion of the grant funds to Baltimore City in excess of \$1,500,000 under subparagraph 1 of this subparagraph may only be used for capital purposes related to the following projects in the amounts specified:

- A. \$100,000 for Herring Run Park;
- B. \$100,000 for Clifton Park; and
- C. \$100,000 for field lights and other improvements at Frederic B. Leidig Recreation Center.

(iii) 1. A portion of the State's share of funds available under subparagraph (i)1A of this paragraph for this program not to exceed \$8,000,000 for each

**SB0187/399834/1 Budget and Taxation Committee**  
**Amendments to SB 187**  
**Page 15 of 27**

fiscal year may be transferred by an appropriation in the State budget to the Rural Legacy Program under Subtitle 9A of this title.

2. In each fiscal year, up to \$2 million of the funds transferred under this subparagraph to the Rural Legacy Program may be used to purchase zero coupon bonds for easements.

3. Sums allocated to the Rural Legacy Program may not revert to the General Fund of the State.

**(IV) IN ADDITION TO THE \$3,000,000 UNDER SUBSECTION (A)(1)(I) OF THIS SECTION THAT MAY BE TRANSFERRED TO THE MARYLAND HERITAGE AREAS AUTHORITY FINANCING FUND, UP TO \$3,000,000 OF THE STATE'S SHARE OF FUNDS AVAILABLE UNDER SUBPARAGRAPH (I)1A OF THIS PARAGRAPH MAY BE TRANSFERRED BY AN APPROPRIATION IN THE STATE BUDGET OR BY AN AMENDMENT TO THE STATE BUDGET UNDER TITLE 7, SUBTITLE 2 OF THE STATE FINANCE AND PROCUREMENT ARTICLE TO THE MARYLAND HERITAGE AREAS AUTHORITY FINANCING FUND ESTABLISHED UNDER TITLE 13, SUBTITLE 11 OF THE FINANCIAL INSTITUTIONS ARTICLE TO BE USED FOR THE PURPOSES PROVIDED IN THAT SUBTITLE.**

**[(iv)](V) The Department may acquire real property under subparagraph (i)1A of this paragraph based on an offer by the State that is less than the lowest approved appraisal for the property.**

**[(v)](VI) For each of fiscal years 2010 through 2015, \$1,217,000 of the State's share of funds available under subparagraph (i)1A of this paragraph may be appropriated in the budgets of the Department, the Department of General Services, and the Department of Planning for expenses necessary to administer this Program."**

AMENDMENT NO. 24

(Over)

**SB0187/399834/1 Budget and Taxation Committee  
Amendments to SB 187  
Page 16 of 27**

On page 16, after line 6, insert:

“3–207.

(a) In this section, “interagency agreement” means an agreement between an agency or unit of the Executive Branch of State government and a public institution of higher education that:

(1) has [been in place for] **A DURATION OF 3 years or more; [and]**

**(2) WAS IN PLACE DURING ANY PART OF THE IMMEDIATELY PRECEDING FISCAL YEAR; AND**

**[(2)](3) has a total VALUE of more than \$750,000 [in actual expenditures in the last 3 fiscal years].**

(b) At least once every 3 years, the Department shall review each interagency agreement to determine:

(1) whether the agreement is necessary and should continue;

(2) whether the services can be provided more cost effectively by the agency or unit or through a competitive procurement; and

(3) whether the agreement is being utilized due to the agency’s or unit’s inability to recruit or retain positions and, if so, whether an annual salary review should be conducted to address recruitment or retention issues.

(c) The Department shall establish a cycle to review one-third of the interagency agreements each year.

**SB0187/399834/1 Budget and Taxation Committee**  
**Amendments to SB 187**  
**Page 17 of 27**

(d) (1) Subject to paragraphs (2) and (3) of this subsection, on or before December 1 each year, the Department shall report a summary of the findings of the review required under subsection (b) of this section to the Senate Budget and Taxation Committee, the House Appropriations Committee, and the Department of Legislative Services, in accordance with § 2-1246 of the State Government Article.

(2) [The report due on or before December 1, 2017, shall include a review of interagency agreements that have a total of more than \$750,000 in actual expenditures in fiscal years 2015 through 2017.

(3) In each report required under paragraph (1) of this subsection, the Department shall provide the following information:

- (i) the interagency agreements that will continue;
- (ii) services that will be competitively procured;
- (iii) services that will be provided by the agency or unit as a result of the review;
- (iv) services that have been or will be canceled as a result of the review; and
- (v) actions taken to address recruitment or retention issues identified as a result of the review.”.

AMENDMENT NO. 25

On page 16, before line 7, insert:

“6-104.

(Over)

**SB0187/399834/1 Budget and Taxation Committee**  
**Amendments to SB 187**  
**Page 18 of 27**

(a) (1) In this section, “nonwithholding income tax revenues” means the State share of income tax quarterly estimated and final payments with returns made by individuals, as defined in § 10–101 of the Tax – General Article.

(e) (1) Beginning with the revenue estimate for fiscal year 2020, the Bureau shall calculate the share of General Fund revenues represented by nonwithholding income tax revenues in accordance with this subsection.

(2) (i) For each fiscal year, the Bureau shall calculate the 10–year average share of General Fund revenues represented by nonwithholding income tax revenues.

(ii) 1. For each fiscal year, the 10–year average shall use the 10 most recently completed fiscal years for which data are available when the estimate is prepared in the September before the beginning of the fiscal year.

2. The same 10–year average shall be used in all subsequent revisions to the revenue estimate for that fiscal year.

(3) (i) Subject to subparagraph (ii) of this paragraph, for each fiscal year, if the Bureau’s estimate of the share of General Fund revenues from nonwithholding income tax revenues is above the 10–year average share, the Bureau shall adjust the revenue estimate by reducing General Fund revenues from nonwithholding income tax revenues by an amount sufficient to align the estimated share of General Fund revenues from nonwithholding income tax revenues with the 10–year average share of General Fund revenues from nonwithholding income taxes.

(ii) The adjustment made under subparagraph (i) of this paragraph may not exceed [2%] **THE FOLLOWING PERCENTAGE** of total General Fund revenues:

**1. 0.5% FOR FISCAL YEAR 2020;**

**2. 1% FOR FISCAL YEAR 2021; AND**

**3. 2% FOR FISCAL YEAR 2022 AND EACH FISCAL YEAR  
THEREAFTER.**

(iii) The capped estimate calculated under this paragraph shall be incorporated in the revenue estimate the Bureau shall report to the Board in the report required under subsection (b)(2) of this section.”;

and before line 8, insert:

“7-310.

(a) In this section, “Account” means the Dedicated Purpose Account.

(d) For each appropriation to the Account, the Governor may:

(1) include the funds in the State budget subject to appropriation by the General Assembly; or

(2) transfer the funds by budget amendment from the Account to the expenditure account of the appropriate unit of State government only after the proposed budget amendment has been:

(i) submitted to the Senate Budget and Taxation Committee and the House Appropriations Committee of the General Assembly; and

(ii) [approved] SUBJECT TO A 45-DAY REVIEW AND COMMENT PERIOD by the Legislative Policy Committee.

(Over)

**SB0187/399834/1 Budget and Taxation Committee  
Amendments to SB 187  
Page 20 of 27**

7-311.

On page 17, after line 15, insert:

“7-324.

(a) In this section, “Account” means the Catastrophic Event Account.

(d) After [notice to and approval] A 15-DAY REVIEW AND COMMENT PERIOD by the Legislative Policy Committee, the Governor may transfer funds by budget amendment from the Account to the expenditure accounts of the appropriate unit of State government.”.

AMENDMENT NO. 26

On page 17, before line 16, insert:

“Article – State Personnel and Pensions

2-509.1.

(a) Except as provided in subsection (b) of this section, the State shall continue to include a prescription drug benefit plan in the health insurance benefit options established under the Program and available to retirees under §§ 2-508 and 2-509 of this subtitle notwithstanding the enactment of the federal Medicare Prescription Drug, Improvement, and Modernization Act of 2003 or any other federal law permitting states to discontinue prescription drug benefit plans to retirees of a state.

(b) [The] EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, ON JANUARY 1, 2019, THE State shall discontinue prescription drug benefits for:

(1) A Medicare-eligible [retirees in fiscal year 2020] RETIREE;

(2) THE MEDICARE-ELIGIBLE SPOUSE OR SURVIVING SPOUSE OF A RETIREE; AND

(3) A MEDICARE-ELIGIBLE DEPENDENT CHILD OR SURVIVING DEPENDENT CHILD OF A RETIREE.

(C) (1) IF A RETIREE IS ELIGIBLE TO PARTICIPATE IN THE PRESCRIPTION DRUG BENEFIT PLAN UNDER MEDICARE, BUT THE RETIREE'S SPOUSE OR DEPENDENT CHILD IS NOT ELIGIBLE TO PARTICIPATE IN A MEDICARE PRESCRIPTION DRUG BENEFIT PLAN, THE RETIREE MAY ELECT TO COVER THE RETIREE'S SPOUSE OR DEPENDENT CHILD UNDER THE STATE PRESCRIPTION DRUG BENEFIT PLAN.

(2) IF THE SURVIVING SPOUSE OR SURVIVING DEPENDENT CHILD OF A RETIREE IS ELIGIBLE TO ENROLL IN THE STATE PRESCRIPTION DRUG BENEFIT PLAN UNDER § 2-509 OF THIS SUBTITLE, BUT IS NOT ELIGIBLE TO PARTICIPATE IN THE PRESCRIPTION DRUG BENEFIT PLAN UNDER MEDICARE, THE SURVIVING SPOUSE OR SURVIVING DEPENDENT CHILD MAY ELECT TO ENROLL IN THE STATE PRESCRIPTION DRUG BENEFIT PLAN.

(D) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, NOT LATER THAN OCTOBER 1, 2018, THE SECRETARY SHALL PROVIDE WRITTEN CERTIFIED NOTICE TO THE INDIVIDUALS LISTED IN SUBSECTION (B) OF THIS SECTION OF THE CHANGE IN THE STATE PRESCRIPTION DRUG BENEFIT PLAN UNDER THIS SECTION.

(2) THE NOTICE SHALL INCLUDE INFORMATION REGARDING:

(Over)

**(I) COVERAGE OPTIONS AVAILABLE IN THE MEDICARE PRESCRIPTION DRUG BENEFIT PLAN; AND**

**(II) THE POTENTIAL FOR SIGNIFICANT PENALTIES IF AN INDIVIDUAL DOES NOT PROMPTLY CHOOSE A MEDICARE PRESCRIPTION DRUG BENEFIT PLAN IMMEDIATELY ON TERMINATION OF THE INDIVIDUAL'S PARTICIPATION IN THE STATE PRESCRIPTION DRUG BENEFIT PLAN.**

**AMENDMENT NO. 27**

On page 17, in line 17, strike "2-106." and substitute:

**"(h) [(1) On or before June 30, 2015, the Comptroller shall distribute \$100,000,000 from the Local Reserve Account established to comply with this section to the General Fund of the State.**

**(2) In each of fiscal years 2017 through 2025,] FOR FISCAL YEAR 2017 AND EACH FISCAL YEAR THEREAFTER, in addition to the amounts distributed under subsection (b) of this section, the Comptroller shall distribute \$10,000,000 of the remaining income tax revenue from individuals to the Local Reserve Account [to repay the \$100,000,000 transfer to the General Fund required under paragraph (1) of this subsection] ESTABLISHED TO COMPLY WITH THIS SECTION.**

**Article – Tax – Property**".

**AMENDMENT NO. 28**

On pages 17 and 18, strike in their entirety the lines beginning with line 18 on page 17 through line 17 on page 18, inclusive.

**AMENDMENT NO. 29**

On page 19, after line 4, insert:

**SB0187/399834/1 Budget and Taxation Committee  
Amendments to SB 187  
Page 23 of 27**

“Article – Transportation

4–210.

(a) Each year, the Authority shall develop and adopt a 6-year financial forecast for the operations of the Authority.

(b) In accordance with § 2-1246 of the State Government Article, the Authority shall submit to the General Assembly:

(1) A draft of the financial forecast on submission of the budget bill to the presiding officers of the General Assembly; and

(2) The financial forecast as approved by the Authority on or before [July] SEPTEMBER 1 of each year.”.

AMENDMENT NO. 30

On page 19, before line 5, insert:

“12–118.

(c) (2) The Comptroller shall distribute revenue from the civil fines collected through use of a work zone speed control system under § 21-810 of this article to a special fund, to be used only as provided in subsection (e) of this section.

(e) [(1) Subject to paragraph (2) of this subsection, money] MONEY in the special fund established under subsection (c)(2) of this section:

[(i)] (1) Shall be distributed first to the Department of State Police and the State Highway Administration to cover the costs of implementing and administering work zone speed control systems; and

(Over)

**SB0187/399834/1 Budget and Taxation Committee**  
**Amendments to SB 187**  
**Page 24 of 27**

[(ii)] (2) After the distribution under item [(i)] (1) of this  
[paragraph:

1. For each of fiscal years 2013 through 2015 only, \$3,000,000] SUBSECTION, shall be distributed to the Department of State Police to be used only for the purchase of replacement vehicles and related motor vehicle equipment used to outfit police vehicles[; and

2. For each of fiscal years 2016 through 2018 only, at least \$7,000,000 shall be distributed to the Department of State Police to be used only for the purchase of replacement vehicles and related motor vehicle equipment used to outfit police vehicles.

(2) The balance of the money in the special fund shall be distributed to the Department of State Police to fund roadside enforcement activities].”.

AMENDMENT NO. 31

On page 19, in line 18, strike “\$339,825,000” and substitute “\$334,825,000”.

AMENDMENT NO. 32

On pages 19 and 20, strike in their entirety the lines beginning with line 30 on page 19 through line 8 on page 20, inclusive.

AMENDMENT NO. 33

On page 20, strike in their entirety lines 9 through 15, inclusive.

AMENDMENT NO. 34

On page 20, in line 19, strike “\$193,000,000” and substitute “\$150,329,000”.

AMENDMENT NO. 35

On page 20, after line 23, insert:

**SB0187/399834/1 Budget and Taxation Committee**  
**Amendments to SB 187**  
**Page 25 of 27**

“SECTION 4. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2018, the Governor may transfer \$1,820,520 from the Tuition Stabilization Trust established under § 15–106.6 of the Education Article to the Need–based Student Financial Assistance Fund established under § 18–107 of the Education Article.”.

AMENDMENT NO. 36

On page 20, in line 26, strike “1%” and substitute “3%”.

AMENDMENT NO. 37

On page 20, in line 30, strike “exceed \$249,874,106” and substitute “not exceed \$256,324,264”.

AMENDMENT NO. 38

On page 20, after line 30, insert:

“SECTION 7. AND BE IT FURTHER ENACTED, That the unexpended appropriation for a monthly benefit increase for the Temporary Disability Assistance Program under the Assistance Payments Program (N00G00.08) within the Department of Human Services that was restricted in the fiscal year 2018 operating budget (Chapter 150 of the Acts of 2017) is reduced by \$1,423,240 in general funds, which shall revert to the General Fund.

SECTION 8. AND BE IT FURTHER ENACTED, That the unexpended appropriation for a utilization review audit contract in Community Services (M00M01.02) within the Department of Health Developmental Disabilities Administration, that was included in the fiscal year 2018 operating budget (Chapter 150 of the Acts of 2017) is reduced by \$2,389,562 in federal funds and \$3,232,937 in general funds, which shall revert to the General Fund.

(Over)

**SB0187/399834/1 Budget and Taxation Committee**  
**Amendments to SB 187**  
**Page 26 of 27**

SECTION 9. AND BE IT FURTHER ENACTED, That the unexpended appropriation for a financial management services contract for self-directed services in Community Services (M00M01.02) within the Department of Health Developmental Disabilities Administration that was included in the fiscal year 2018 operating budget (Chapter 150 of the Acts of 2017) is reduced by \$602,758 in federal funds and \$815,496 in general funds, which shall revert to the General Fund.”.

AMENDMENT NO. 39

On page 20, after line 38, insert:

“SECTION 12. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor may transfer the appropriation for the Major Information Technology Development Project Fund (F50A01.01) within the Department of Information Technology to the Help America Vote Act Program (D38I01.02) within the State Board of Elections to be used for election support services.

SECTION 13. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor may appropriate by budget amendment up to \$450,000 of the unappropriated revenue deposited in the Special Fund for Preservation of Cultural Arts in fiscal year 2018 for the Maryland Academy of Sciences.”.

AMENDMENT NO. 40

On page 21, strike in their entirety lines 1 through 21, inclusive.

AMENDMENT NO. 41

On page 21, strike in their entirety lines 22 through 27, inclusive.

AMENDMENT NO. 42

On page 21, after line 27, insert:

**SB0187/399834/1 Budget and Taxation Committee**  
**Amendments to SB 187**  
**Page 27 of 27**

“SECTION 14. AND BE IT FURTHER ENACTED, That any money received by the State as a result of conditions of an approved merger between AltaGas Ltd. and WGL Holdings, Inc. shall be expended only as specifically authorized in the annual budget bill or other legislation as enacted and not subject to transfer by budget amendment.”.

AMENDMENT NO. 43

On page 21, before line 28, insert:

“SECTION 15. AND BE IT FURTHER ENACTED, That:

(a) (1) The Maryland Department of Health and the Health Services Cost Review Commission shall develop 5-year and 10-year Medicaid-specific cost savings targets, which shall include a reduction in total hospital costs, total cost-of-care, and quality measures.

(2) The Medicaid-specific cost savings targets developed under paragraph (1) of this subsection shall be established in addition to, and apart from, any Medicaid-related or Medicaid-specific goals included in the successor all-payer model contract.

(b) On or before December 15, 2018, the Department and the Commission shall report to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly on the Medicaid-specific targets developed and an implementation plan to achieve the targets.

(c) On or before December 15, 2019, the Department and the Commission shall report to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly on its progress in meeting the Medicaid-specific targets that have been developed.”.