

SB0793/653523/1

BY: Senator Washington

AMENDMENTS TO SENATE BILL 793
(First Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 1, in line 3, after “fund;” insert “establishing the Community Action and Capacity Building Initiative Fund and the Baltimore City Community–Based Anti–Violence Initiative Fund as special, nonlapsing funds; specifying the purpose of the Funds; requiring the Secretary of the Department of Housing and Community Development and a certain organization to administer the Funds; requiring the State Treasurer to hold the Funds and the Comptroller, in cooperation with a certain organization, to account for the Funds; specifying the contents of the Funds; specifying the purposes for which the Funds may be used; providing for the investment of money in and expenditures from the Funds;”.

On page 2, in line 11, after “purposes;” insert “requiring interest earnings of certain Funds to be credited to the Funds; exempting the Funds from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State;”; and after line 28, insert:

“BY adding to

Article - Housing and Community Development

Section 4-512

Annotated Code of Maryland

(2006 Volume and 2018 Supplement)”.

On page 3, in line 32, after “3–201(f)(1)(ii)23.” insert “; 4–802 to be under the amended subtitle “Subtitle 8. Miscellaneous Grant Programs and Funds””.

On page 4, after line 14, insert:

(Over)

“BY repealing and reenacting, without amendments,
Article - State Finance and Procurement
Section 6-226(a)(2)(i)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article - State Finance and Procurement
Section 6-226(a)(2)(ii)112. and 113.
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article - State Finance and Procurement
Section 6-226(a)(2)(ii)114. and 115.
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)”.

AMENDMENT NO. 2

On page 4, after line 16, insert:

“Article – Public Safety

Subtitle 8. Miscellaneous Grant Programs AND FUNDS.

4-802.

(A) IN THIS SECTION, "FUND" MEANS THE BALTIMORE CITY
COMMUNITY-BASED ANTI-VIOLENCE INITIATIVE FUND.

(B) THERE IS A BALTIMORE CITY COMMUNITY-BASED ANTI-VIOLENCE INITIATIVE FUND.

(C) THE PURPOSE OF THE FUND IS TO PROVIDE FINANCIAL ASSISTANCE TO ANTI-VIOLENCE PROGRAMS IN BALTIMORE CITY THAT IMPLEMENT CRIME PREVENTION AND CRIME INTERVENTION STRATEGIES.

(D) FUSION PARTNERSHIPS, INC. 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, IN COOPERATION WITH FUSION PARTNERSHIPS, INC., SHALL ACCOUNT FOR THE FUND.

(F) THE FUND CONSISTS OF:

(1) REVENUE DISTRIBUTED TO THE FUND UNDER SUBSECTION (J) OF THIS SECTION;

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

(3) INTEREST EARNINGS; AND

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

(G) THE FUND MAY BE USED ONLY FOR THE PURPOSE OUTLINED IN SUBSECTION (C) OF THIS SECTION.

(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.

(J) FOR FISCAL YEAR 2021, AND EACH FISCAL YEAR THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE STATE BUDGET AN APPROPRIATION OF NOT LESS THAN \$50,000,000 FOR THE FUND.

(K) (1) THE FUNDING REQUIRED UNDER THIS SECTION SHALL BE IN ADDITION TO ANY STATE FUNDING OTHERWISE AVAILABLE TO THE FUND.

(2) FOR FISCAL YEARS 2021, 2022, AND 2023, THE GOVERNOR SHALL IDENTIFY IN THE ANNUAL BUDGET AS INTRODUCED HOW THE FUNDING REQUIRED UNDER THIS SECTION IS BEING USED TO SUPPLEMENT AND NOT SUPPLANT THE FUNDING FOR THE FUND.”.

On page 5, after line 11, insert:

“4-512.

(A) IN THIS SECTION, "FUND" MEANS THE COMMUNITY ACTION AND CAPACITY BUILDING INITIATIVE FUND.

(B) THERE IS A COMMUNITY ACTION AND CAPACITY BUILDING INITIATIVE FUND.

(C) THE PURPOSE OF THE FUND IS TO PROMOTE THE DEVELOPMENT, EVALUATION, AND USE OF NEW APPROACHES TO ADDRESS THE ROOT CAUSES OF POVERTY AND VIOLENT CRIME.

(D) THE SECRETARY 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 SUBSECTION (J) OF THIS SECTION;

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

(3) INTEREST EARNINGS; AND

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

(G) THE FUND MAY BE USED ONLY FOR:

(Over)

(1) THE PURPOSE STATED IN SUBSECTION (C) OF THIS SECTION;

(2) NECESSARY TECHNICAL AND ADVISORY SUPPORT TO ENABLE COMMUNITY GROUPS TO SUPPORT PUBLIC AND PRIVATE GRANTS; AND

(3) ADMINISTRATIVE EXPENSES NOT TO EXCEED 18% OF THE FUND.

(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.

(J) FOR FISCAL YEAR 2021, AND EACH FISCAL YEAR THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE STATE BUDGET AN APPROPRIATION OF NOT LESS THAN \$3,000,000 FOR THE FUND.

(K) (1) THE FUNDING REQUIRED UNDER THIS SECTION SHALL BE IN ADDITION TO ANY STATE FUNDING OTHERWISE AVAILABLE TO THE FUND.

(2) FOR FISCAL YEARS 2021, 2022, AND 2023, THE GOVERNOR SHALL IDENTIFY IN THE ANNUAL BUDGET AS INTRODUCED HOW THE FUNDING REQUIRED UNDER THIS SECTION IS BEING USED TO SUPPLEMENT AND NOT SUPPLANT THE FUNDING FOR THE FUND.”;

in line 15, strike “YEARS” and substitute “YEAR”; in the same line, strike “2022, 2023,”; in the same line, strike “2024” and substitute “EACH FISCAL YEAR THEREAFTER”; strike line 18 in its entirety; in line 20, after “PROGRAM” insert “;

(3) \$2,000,000 FOR THE ENDING YOUTH HOMELESSNESS GRANT FUND”;

and in line 24, strike “2023, AND 2024” and substitute “AND 2023”.

On page 8, after line 3, insert:

“Article – State Finance and Procurement

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:

112. the Pretrial Services Program Grant Fund; [and]

113. the Veteran Employment and Transition Success Fund;

(Over)

114. THE COMMUNITY ACTION AND CAPACITY
BUILDING INITIATIVE FUND; AND

115. THE BALTIMORE CITY COMMUNITY-BASED ANTI-
VIOLENCE INITIATIVE FUND.”.