

BY: Senator Jacobs

AMENDMENTS TO HOUSE BILL NO. 13, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

In the Budget and Taxation Committee Amendments (HB0013/069933/1), strike Amendments Nos. 1 and 2 in their entirety.

AMENDMENT NO. 2

On page 1 of the bill, strike beginning with "exempting" in line 3 down through "decedent;" in line 5; strike beginning with "altering" in line 6 down through "wills;" in line 7; and strike beginning with "effective" in line 16 down through "and" in line 16.

AMENDMENT NO. 3

On page 2, strike in their entirety lines 1 through 10, inclusive; in line 13, after "2-206(n)," insert "2-207,"; in line 19, strike "7-202, 7-205"; and strike in their entirety lines 25 through 30, inclusive.

On page 3, in line 1, strike "2-206(b), 2-207,"; and in line 7, after "7-306," insert "13-101(c)(2),".

AMENDMENT NO. 4

On pages 3 through 5, strike beginning with "the" in line 22 on page 3 through "That" in line 9 on page 5.

On page 5, in line 9, after "2-206(n)," insert "2-207,"; and in lines 12 and 18, strike "3," and "4," respectively, and substitute "2," and "3," respectively.

On page 6, strike beginning with the second "and" in line 18 down through "State" in line 19.

On pages 6 and 7, strike in their entirety the lines beginning with line 24 on page 6 through

(Over)

line 5 on page 7, inclusive, and substitute:

“(D) (1) THE SALARIES OF THE REGISTERS OF WILLS AND THE COSTS AND EXPENSES OF THE OFFICES OF THE REGISTERS OF WILLS SHALL BE FUNDED THROUGH THE STATE BUDGET.

(2) THE REGISTERS OF WILLS SHALL DEPOSIT THE FEES COLLECTED UNDER § 2-206 OF THIS SUBTITLE TO THE GENERAL FUND OF THE STATE.

(3) FOR EACH FISCAL YEAR, EACH REGISTER OF WILLS SHALL SUBMIT A BUDGET FOR THE REVIEW AND APPROVAL OF THE GENERAL ASSEMBLY.

(4) EACH BUDGET SUBMITTED UNDER THIS SUBSECTION SHALL BE SUBMITTED TO THE COMPTROLLER IN A UNIFORM FORMAT AS PRESCRIBED BY THE SECRETARY OF BUDGET AND MANAGEMENT.

(5) EXPENDITURES FOR THE REGISTERS OF WILLS OFFICES MAY ONLY BE MADE IN ACCORDANCE WITH:

(I) AN APPROPRIATION IN THE ANNUAL STATE BUDGET APPROVED BY THE GENERAL ASSEMBLY; OR

(II) THE BUDGET AMENDMENT PROCEDURE UNDER § 7-209 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.”.

On pages 7 through 10, strike in their entirety the lines beginning with line 22 on page 7 through line 32 on page 10, inclusive.

On page 17, in lines 7, 8, and 9, in each instance, strike “JANUARY 1, 2002” and substitute “JULY 1, 2000”.

On page 19, strike in their entirety lines 1 through 7, inclusive; and after line 11, insert:
“13-101.

(c) (2) “Tax collector” includes:

(i) the Comptroller; AND

- (ii) the Department, with respect to:
 - 1. the financial institution franchise tax; and
 - 2. the public service company franchise tax[; and
- (iii) the registers of wills, with respect to the inheritance tax].”.

On page 23, in line 20, strike “5.” and substitute “4.”.

On page 24, in line 18, strike “6.” and substitute “5.”; in line 23, strike “2001” and substitute “2000”; and in line 24, after “Article,” insert “on the appropriate long-range mechanisms for funding and budgetary control and oversight of the registers of wills offices in light of the repeal of the inheritance tax as provided under this Act. The report shall include recommendations as to whether the budgets of the registers of wills offices should be included in the budget for the Executive Branch or the Judicial Branch of government and the appropriate level of budgetary oversight and shall include drafts of any legislative changes necessary to implement the recommendations.”.

On pages 24 and 25, strike in their entirety the lines beginning with line 31 on page 24 through line 3 on page 25, inclusive.

On page 25, in line 4, strike “8.” and substitute “6.”; in line 5, strike “Sections 2 through 5 of”; in lines 6, 8, 10, and 11, in each instance, strike “January 1, 2002” and substitute “July 1, 2000”; in line 7, strike “December 31, 2001” and substitute “June 30, 2000”; in line 12, strike “§ 2-206(n)” and substitute “§§ 2-206(n) and 2-207”; in line 15, in each instance, strike “2002” and substitute “2001”; in line 17, strike “9.” and substitute “7.”; and strike beginning with “, except” in line 17 down through “Act,” in line 18.