

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL NO. 749

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “Commission;” insert “establishing the Maryland Public Art Fund; providing for the purpose of the Fund; specifying that the Fund is a special, nonlapsing fund; specifying that the State Treasurer shall hold the Fund separately and that the Comptroller shall account for the Fund; specifying that certain proceeds shall be invested and reinvested in a certain manner; specifying that certain earnings shall be paid into the Fund; providing for the composition of the Fund; requiring the Commission to administer the Fund; providing that money in the Fund may only be used for certain purposes; providing for the termination of this Act;”; strike beginning with “requiring” in line 8 down through “Program;” in line 9; strike in their entirety lines 11 through 15, inclusive; and in line 23, strike “4-6A-03” and substitute “4-6A-04”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 1 through 24, inclusive.

AMENDMENT NO. 3

On page 3, in line 27, after “PROGRAM,” insert “BEGINNING WITH FISCAL YEAR 2007,”; in the same line, strike “SHALL” and substitute “MAY”; in line 28, strike beginning with “AMOUNT” through “BUDGET” and substitute “APPROPRIATION IN THE STATE BUDGET OR AN AMOUNT UP TO 0.5% OF THE TOTAL CONSOLIDATED LOAN BUDGET”; in line 31, strike “MAINTENANCE” and substitute “PRESERVATION”; in the same line, after “ASSETS” insert “, INCLUDING ASSETS OF THE COMMISSION ON PUBLIC ART”; and strike beginning with “THAT” in line 32 down through “BUDGET” in line 33.

AMENDMENT NO. 4

On page 4, in line 10, strike beginning with “SECTION” through the second “THIS”; and in the same line, strike the comma.

(Over)

AMENDMENT NO. 5

On page 5, after line 12, insert:

“(A) THERE IS A MARYLAND PUBLIC ART FUND.

(B) THE PURPOSE OF THE FUND IS TO PROVIDE GRANTS TO STATE AGENCIES AND LOCAL GOVERNMENTS TO SATISFY THE GOALS OF THE MARYLAND PUBLIC ART INITIATIVE.

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

(D) THE TREASURER SHALL HOLD THE FUND AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

(E) THE PROCEEDS OF THE FUND SHALL BE INVESTED AND REINVESTED IN THE SAME MANNER AS OTHER STATE FUNDS.

(F) ANY INVESTMENT EARNINGS SHALL BE PAID INTO THE FUND.

(G) THE FUND CONSISTS OF:

(1) APPROPRIATIONS IN THE STATE BUDGET; AND

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

(H) THE COMMISSION SHALL ADMINISTER THE FUND.

(I) MONEY IN THE FUND MAY ONLY BE EXPENDED TO:

(1) AWARD GRANTS FOR THE PROGRAM; AND

(2) PAY THE COSTS NECESSARY TO ADMINISTER THE FUND.

(J) EXPENDITURES FROM THE FUND MAY ONLY BE MADE IN ACCORDANCE

WITH AN APPROPRIATION APPROVED BY THE GENERAL ASSEMBLY IN THE ANNUAL STATE BUDGET OR BY AN APPROVED BUDGET AMENDMENT.

4-6A-04.”;

in line 18, strike “PROGRAM” and substitute “MARYLAND PUBLIC ART FUND”; in line 23, strike “PROGRAM FUNDS” and substitute “THE MARYLAND PUBLIC ART FUND”; and in line 28, after “TRUST” insert “, IN COOPERATION WITH THE DEPARTMENT OF GENERAL SERVICES.”.

AMENDMENT NO. 6

On page 5, in line 32, after “2005.” insert “It shall remain effective for a period of 5 years and, at the end of May 31, 2010, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.