

SENATE BILL 805

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6lr3573
CF HB 262

By: ~~Senator Pugh~~ **Senators Pugh, Benson, Kelley, and Mathias**

Introduced and read first time: February 5, 2016

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 17, 2016

CHAPTER _____

1 AN ACT concerning

2 **Senior Citizen Activities Center Operating Fund – ~~Funding and Distribution~~**
3 **Distributions – Alteration**

4 FOR the purpose of increasing the amount of funding required to be included in the annual
5 State budget for the Senior Citizen Activities Center Operating Fund; ~~altering the~~
6 ~~distribution of the Fund;~~ requiring a certain percentage amount of the Fund to be
7 distributed based on each county's share of the statewide senior citizen population;
8 ~~requiring a certain percentage of the Fund to be distributed based on each county's~~
9 ~~share of the population of senior citizens with income below a certain percentage of~~
10 ~~the federal poverty level;~~ that each county receive a minimum amount of funding;
11 defining a certain term; altering the qualification criteria for certain need-based
12 distributions from the Senior Citizen Activities Center Operating Fund to certain
13 counties; and generally relating to the administration of the Senior Citizen Activities
14 Center Operating Fund.

15 BY repealing and reenacting, without amendments,

16 Article – Human Services
17 Section 10–513 and 10–514
18 Annotated Code of Maryland
19 (2007 Volume and 2015 Supplement)

20 BY repealing and reenacting, with amendments,

21 Article – Human Services
22 Section 10–516
23 Annotated Code of Maryland

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.



(2007 Volume and 2015 Supplement)

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

Article – Human Services

10–513.

(a) In this part the following words have the meanings indicated.

(b) “Fund” means the Senior Citizen Activities Center Operating Fund.

(c) “Senior citizen activities center” means a community or neighborhood facility in which a broad spectrum of services are organized and provided to seniors and their spouses, including health, social, nutritional, educational, and recreational services.

10–514.

(a) There is a Senior Citizen Activities Center Operating Fund.

(b) The Fund shall be used to supplement, but may not be used to supplant, any existing funding for senior citizen activities centers in the State budget.

10–516.

(A) IN THIS SECTION, “DISTRESSED COUNTY” MEANS A COUNTY:

(1) WITH AN AVERAGE RATE OF UNEMPLOYMENT FOR THE MOST RECENT 24–MONTH PERIOD FOR WHICH DATA ARE AVAILABLE THAT EXCEEDS:

(i) 150% OF THE AVERAGE RATE OF UNEMPLOYMENT FOR THE STATE DURING THAT PERIOD; OR

(ii) THE AVERAGE RATE OF UNEMPLOYMENT FOR THE STATE DURING THAT PERIOD BY AT LEAST 2 PERCENTAGE POINTS;

(2) WITH AN AVERAGE PER CAPITA PERSONAL INCOME FOR THE MOST RECENT 24–MONTH PERIOD FOR WHICH DATA ARE AVAILABLE THAT IS EQUAL TO OR LESS THAN 67% OF THE AVERAGE PER CAPITA PERSONAL INCOME FOR THE STATE DURING THAT PERIOD; OR

(3) THAT NO LONGER MEETS EITHER CRITERION STATED IN ITEM (1) OR (2) OF THIS SUBSECTION BUT HAS MET AT LEAST ONE OF THE CRITERIA AT SOME TIME DURING THE PRECEDING 24–MONTH PERIOD.

1 ~~(A)~~ **(B)** The Fund is a continuing, nonlapsing fund that is not subject to §
2 7–302 of the State Finance and Procurement Article.

3 ~~(B)~~ **(C)** (1) The Fund consists of appropriations that are made to the Fund
4 from the State budget.

5 (2) **(I)** For each fiscal year, the Governor shall include in the annual
6 State budget an appropriation of ~~[\$500,000] \$1,000,000~~ **\$750,000** for the Fund.

7 **(II) IN ADDITION TO THE FUNDS PROVIDED UNDER**
8 **SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE GOVERNOR SHALL PROVIDE**
9 **SUFFICIENT FUNDS TO ENSURE THAT EACH COUNTY RECEIVES AT LEAST \$5,000**
10 **UNDER SUBSECTION (D)(2) OF THIS SECTION.**

11 ~~(C)~~ **(D)** (1) ~~Subject to [paragraph (2)] PARAGRAPHS (2) AND (3) of this~~
12 ~~subsection, money from~~ **\$100,000 OF** the Fund shall be distributed to counties for senior
13 citizen activities centers based on a competitive grant process administered by the
14 Department.

15 (2) **(I) \$400,000 OF THE FUND SHALL BE DISTRIBUTED TO**
16 **COUNTIES BASED ON EACH COUNTY'S PROPORTIONAL SHARE OF THE STATEWIDE**
17 **POPULATION OF SENIOR CITIZENS.**

18 **(II) A COUNTY SHALL RECEIVE AT LEAST \$5,000 UNDER THIS**
19 **PARAGRAPH.**

20 **(3) [At least 50% \$250,000 of the Fund shall be distributed for senior**
21 ~~citizen activities centers on the basis of need, as determined by the Department, to counties:~~
22 **TO DISTRESSED COUNTIES AS FOLLOWS:**

23 **(I) \$150,000 SHALL BE DIVIDED EVENLY; AND**

24 **(II) \$100,000 SHALL BE DIVIDED PROPORTIONATELY BY EACH**
25 **COUNTY'S SHARE OF THE TOTAL POPULATION OF SENIOR CITIZENS IN DISTRESSED**
26 **COUNTIES.**

27 ~~(i) that have developed and submitted a local strategic plan for~~
28 ~~economic development that has been approved by the Secretary of Commerce; and~~

29 ~~(ii) for which:~~

30 ~~1. the average rate of unemployment for the most recent~~
31 ~~18-month period for which data is available is greater than 150% of the average rate of~~
32 ~~unemployment for the entire State during that same period; or~~

~~2. the average per capita personal income for the most recent 24-month period for which data is available is equal to or less than 67% of the average personal per capita income for the entire State during that same period.]~~

~~(I) 30% OF THE FUND SHALL BE DISTRIBUTED TO COUNTIES BASED ON EACH COUNTY'S PRO RATA SHARE OF THE STATEWIDE POPULATION OF SENIOR CITIZENS.~~

~~(H) FUNDING PROVIDED TO A COUNTY UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE IN AN AMOUNT EQUAL TO THE PRODUCT OF MULTIPLYING THE FUNDING AVAILABLE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH TIMES A FRACTION:~~

~~1. THE NUMERATOR OF WHICH IS THE NUMBER OF SENIOR CITIZENS LIVING IN THE COUNTY; AND~~

~~2. THE DENOMINATOR OF WHICH IS THE NUMBER OF SENIOR CITIZENS LIVING IN THE STATE.~~

~~(3) (I) 70% OF THE FUND SHALL BE DISTRIBUTED TO COUNTIES BASED ON EACH COUNTY'S PRO RATA SHARE OF THE STATEWIDE POPULATION OF SENIOR CITIZENS IN EACH COUNTY WITH INCOME BELOW 150% OF THE FEDERAL POVERTY LEVEL.~~

~~(H) FUNDING PROVIDED TO A COUNTY UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE IN AN AMOUNT EQUAL TO THE PRODUCT OF MULTIPLYING THE FUNDING AVAILABLE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH TIMES A FRACTION:~~

~~1. THE NUMERATOR OF WHICH IS THE NUMBER OF SENIOR CITIZENS WITH INCOME BELOW 150% OF THE FEDERAL POVERTY LEVEL LIVING IN THE COUNTY; AND~~

~~2. THE DENOMINATOR OF WHICH IS THE NUMBER OF SENIOR CITIZENS WITH INCOME BELOW 150% OF THE FEDERAL POVERTY LEVEL LIVING IN THE STATE.~~

~~(d)~~ (E) The Fund shall be invested and reinvested in the same manner as other State funds.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect ~~July~~ October 1, 2016.