

Chapter 816

(Senate Bill 1034)

AN ACT concerning

**Maryland Public Broadcasting Commission – ~~Recording and Distribution~~
During Legislative Session – ~~Funding~~ *Funding and Video Streaming***

FOR the purpose of requiring, ~~each beginning in a certain~~ fiscal year, that the Governor include in the annual budget bill ~~an a certain~~ appropriation to the Maryland Public Broadcasting Commission ~~to be used for certain purposes; providing for the calculation of the appropriation; requiring the total appropriation in the annual budget bill to be altered by a certain percentage each year; requiring the Commission, subject to a certain appropriation, to record and distribute certain events or activities; requiring, if certain federal funds are reduced in a fiscal year, the Governor to include a certain appropriation in the next fiscal year; stating the intent of the General Assembly requiring, if a certain amount of certain funds received in a certain fiscal year is lower than the amount of certain budgeted funds in a certain fiscal year, the Governor to include a certain appropriation to the Commission in the upcoming fiscal year; prohibiting certain funds from being included in a certain calculation for any subsequent fiscal year; requiring the Commission to video stream certain proceedings under certain circumstances in a certain fiscal year; and generally relating to an annual appropriation to~~ funding for the Maryland Public Broadcasting Commission.

BY adding to

Article – Education

Section 24–204(d) ~~and 24–205(d)~~

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

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

Article – Education

24–204.

~~(D) (1) FOR EACH FISCAL YEAR THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION TO THE COMMISSION EQUAL TO: THE TOTAL AMOUNT OF THE APPROPRIATION FOR THE PRIOR FISCAL YEAR INCREASED BY THE PERCENTAGE BY WHICH THE TOTAL AMOUNT OF GENERAL FUND REVENUES APPROPRIATED IN THE PROPOSED BUDGET BILL EXCEEDS THE TOTAL AMOUNT OF GENERAL FUND REVENUES APPROPRIATED IN THE BUDGET BILL FOR THE PRIOR FISCAL YEAR.~~

~~(2) IF THE AMOUNT OF FEDERAL FUNDS ANTICIPATED FOR THE COMMISSION FOR ANY FISCAL YEAR IS REDUCED, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL FOR THE NEXT FISCAL YEAR AN APPROPRIATION EQUAL TO THE DIFFERENCE BETWEEN THE ANTICIPATED FEDERAL FUNDS AND THE ACTUAL FEDERAL FUNDS RECEIVED IN THE PRIOR FISCAL YEAR.~~

(D) (1) BEGINNING IN FISCAL YEAR 2019, AND FOR EACH FISCAL YEAR THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL A GENERAL FUND APPROPRIATION TO THE COMMISSION IN AN AMOUNT NOT LESS THAN THE GENERAL FUND APPROPRIATION FOR THE CURRENT FISCAL YEAR AS APPROVED IN THE STATE BUDGET AS ENACTED BY THE GENERAL ASSEMBLY AND INCREASED BY THE PERCENTAGE BY WHICH THE PROJECTED TOTAL GENERAL FUND REVENUES FOR THE UPCOMING FISCAL YEAR EXCEED THE REVISED ESTIMATE OF TOTAL GENERAL FUND REVENUES FOR THE CURRENT FISCAL YEAR, AS CONTAINED IN THE DECEMBER REPORT OF ESTIMATED STATE REVENUES SUBMITTED BY THE BOARD OF REVENUE ESTIMATES TO THE GOVERNOR UNDER § 6-106 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) (I) IN ADDITION TO THE APPROPRIATION REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION, IF THE ACTUAL AMOUNT OF SPECIAL FUNDS IN SPECIAL FUND CODE R15304 COMMUNITY SERVICES GRANT AND CPB GRANT IN BUDGET CODE R15P00 MARYLAND PUBLIC BROADCASTING COMMISSION RECEIVED BY THE COMMISSION IN THE SECOND PREVIOUS FISCAL YEAR IS LOWER THAN THE AMOUNT THAT WAS BUDGETED FOR THE COMMISSION AS APPROVED IN THE STATE BUDGET AS ENACTED BY THE GENERAL ASSEMBLY FOR THE SECOND PREVIOUS FISCAL YEAR, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL, FOR THE UPCOMING FISCAL YEAR, A GENERAL FUND APPROPRIATION TO THE COMMISSION IN AN AMOUNT NOT LESS THAN THE DIFFERENCE BETWEEN THE ACTUAL FUNDS AND THE BUDGETED FUNDS.

(II) THE GENERAL FUNDS APPROPRIATED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY NOT BE INCLUDED IN THE CALCULATION UNDER PARAGRAPH (1) OF THIS SUBSECTION FOR ANY SUBSEQUENT FISCAL YEAR.

~~(I) \$500,000 TO BE USED FOR THE PURPOSES SPECIFIED UNDER § 24-205(D) OF THIS SUBTITLE; AND~~

~~(II) IF THE AMOUNT OF FEDERAL FUNDS ANTICIPATED FOR THE COMMISSION IN THE PRIOR FISCAL YEAR IS REDUCED, THE DIFFERENCE BETWEEN THE ANTICIPATED FEDERAL FUNDS AND THE ACTUAL FEDERAL FUNDS RECEIVED IN THE PRIOR FISCAL YEAR.~~

~~(2) EACH FISCAL YEAR THE GOVERNOR SHALL INCREASE THE TOTAL AMOUNT APPROPRIATED TO THE COMMISSION IN THE ANNUAL BUDGET BILL BY THE PERCENTAGE BY WHICH THE TOTAL AMOUNT OF GENERAL FUND REVENUES APPROPRIATED IN THE PROPOSED BUDGET BILL EXCEEDS THE TOTAL AMOUNT OF GENERAL FUND REVENUES APPROPRIATED IN THE BUDGET BILL FOR THE PRIOR FISCAL YEAR.~~

~~24-205.~~

~~(D) SUBJECT TO THE APPROPRIATION UNDER § 24-204(D) OF THIS SUBTITLE, THE COMMISSION SHALL RECORD, ARCHIVE, AND DISTRIBUTE, INCLUDING STREAM:~~

~~(1) THE ANNUAL STATE OF THE STATE ADDRESS;~~

~~(2) FLOOR SESSIONS DURING THE LAST 2 WEEKS OF THE LEGISLATIVE SESSION; AND~~

~~(3) THE STATE OF THE JUDICIARY ADDRESS.~~

SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that, in the interest of transparency and unbiased reporting, the Governor include in the annual budget an appropriation of at least \$500,000 to the Maryland Public Broadcasting Commission to record, archive, distribute, and stream, in fiscal year 2018 only, if funding is made available to the Maryland Public Broadcasting Commission for such purposes, the Commission shall video stream:

(1) the annual State of the State Address;

(2) floor sessions during the last 2 weeks of the legislative session; and

(3) the State of the Judiciary Address.

SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2017.

Enacted under Article II, § 17(c) of the Maryland Constitution, May 27, 2017.