

HB0152/223320/1

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 152
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 7 down through “Fund;” in line 10; in line 11, after “year;” insert “altering the amount that may be awarded under the senatorial scholarship program beginning on a certain date; clarifying the calculation of the amount that may be awarded under the delegate scholarship program;”; in line 23, strike “for a certain fiscal year;” and substitute “and altering the maximum amount of certain fees assessed by the Commission;”; and in line 25, strike “for a certain fiscal year;” and substitute “and altering the maximum amount of certain fees assessed by the Commission;”.

On page 2, strike beginning with “altering” in line 19 down through “race;” in line 21 and substitute “requiring the Department of Commerce to report certain information relating to the compliance of certain companies with a certain letter of intent on or before certain dates to certain committees of the General Assembly; prohibiting the Consolidated Transportation Program from including certain capital transportation grants beyond a certain period except as authorized by law; requiring a certain financial forecast for a certain period to maximize the use of certain funds; prohibiting a certain financial forecast for a certain period from withholding or reserving certain funds for a certain purpose except as authorized by law;”; strike beginning with the second “a” in line 23 down through “year;” in line 24 and substitute “certain fiscal years; clarifying that certain funds distributed to the Maryland State Arts Council from certain revenue distributed from the State admissions and amusement tax on electronic bingo and electronic tip jars are in addition to a certain base amount for purposes of a certain calculation;”; in line 30, after “met;” insert “requiring the Department of Health and Mental Hygiene and the Department of Human Resources to establish a certain group of stakeholders to collaborate on changes to, or redesign of, certain programs under certain circumstances; stating the intent of the General Assembly that certain actions”.

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may not be taken after a certain fiscal year;; in line 35, after “dates;” insert “requiring the State Secretary of Transportation to engage certain entities and seek agreement on certain matters; requiring the Secretary to report to and consult with, at least a certain number of times a year, the chairs of certain committees; requiring the Board of Trustees for the Maryland Science Center to provide a certain report to the Governor and certain committees of the General Assembly on or before a certain date; altering the use of certain funds for a certain fiscal year;”; in line 39, strike “certain terms” and substitute “a certain term”; in the same line, after “definition;” insert “stating certain findings of the General Assembly; repealing a certain contingency provision; extending the termination date of a certain provision of law;”; and strike in their entirety lines 42 through 46, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article - Economic Development
Section 4-512(a) and 4-801(f)
Annotated Code of Maryland
(2008 Volume and 2016 Supplement)

BY repealing and reenacting, without amendments,

Article - Economic Development
Section 4-801(a)
Annotated Code of Maryland
(2008 Volume and 2016 Supplement)”.

On page 3, strike beginning with “and” in line 3 down through “7-1702(a)” in line 4 and substitute “, 7-1702(a), 18-401, and 18-501(a)”; in line 19, after “6-306(b)” insert “and (c), 18-404, and 18-503”; in line 24, after “19-201(b),” insert “19-213(a) and (b),”; and in line 29, after “19-208(b),” insert “19-213(c),”.

On page 4, after line 4, insert:

“BY repealing and reenacting, with amendments,

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Article - Health - General
Section 19-2401
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)
(As enacted by Chapter 13 of the Acts of the General Assembly of 2016)”;

and after line 39, insert:

“BY repealing and reenacting, with amendments,
Article - Local Government
Section 16-501(e)
Annotated Code of Maryland
(2013 Volume and 2016 Supplement)”.

On page 5, in line 14, strike “7-311(j)” and substitute “7-311(j) and 7-314(c)”; in line 19, strike “and 7-116” and substitute “, 7-116, and 7-314(r)”; after line 26, insert:

“BY repealing and reenacting, without amendments,
Article - State Finance and Procurement
Section 7-314(a)(2)
Annotated Code of Maryland
(2015 Replacement Volume and 2016 Supplement)”;

and in line 29, strike “9-117(a)(1), 9-120(b), and 9-1A-28(f)” and substitute “9-120(b) and 9-1A-27(a) and (c)”.

On page 6, after line 1, insert:

“BY repealing and reenacting, without amendments,
Article – Transportation
Section 2-103.1(c)(1)(i)
Annotated Code of Maryland

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(2015 Replacement Volume and 2016 Supplement)

BY adding to

Article - Transportation

Section 2-103.1(c)(9)

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)”;

in line 4, after “Section” insert “2-103.1(m)(2) and”; and after line 15, insert:

“BY repealing

Chapter 13 of the Acts of the General Assembly of 2016

Section 3

BY repealing and reenacting, with amendments,

Chapter 13 of the Acts of the General Assembly of 2016

Section 5

BY repealing and reenacting, with amendments,

Chapter 145 of the Acts of the General Assembly of 2016

Section 2”.

On page 38, in lines 8, 12, 16, 20, 29, 34, and 38, strike “2.”, “3.”, “4.”, “5.”, “6.”, “7.”, and “8.”, respectively, and substitute “3.”, “4.”, “5.”, “6.”, “7.”, “8.”, and “9.”, respectively.

On page 39, in lines 2, 7, 13, and 18, strike “9.”, “10.”, “11.”, and “12.”, respectively, and substitute “10.”, “11.”, “12.”, and “13.”, respectively.

On page 40, in line 1, strike “16.” and substitute “14.”.

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On page 41, in lines 1, 18, and 31, strike “17.”, “18.”, and “19.”, respectively, and substitute “15.”, “16.”, and “17.”, respectively.

On page 42, in lines 19, 24, 31, and 35, strike “20.”, “21.”, “22.”, and “23.”, respectively, and substitute “26.”, “27.”, “29.”, and “30.”, respectively; and in lines 31 and 33, in each instance, strike “17” and substitute “15”.

On page 43, in line 1, strike “Section 22” and substitute “Sections 28 and 29”.

AMENDMENT NO. 2

On pages 6 through 8, strike in their entirety the lines beginning with line 18 on page 6 through line 17 on page 8, inclusive.

On pages 31 and 32, strike in their entirety the lines beginning with line 28 on page 31 through line 21 on page 32, inclusive.

On page 33, strike in their entirety lines 7 through 13, inclusive.

On page 38, before line 8, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – State Government

9–120.

(b) (1) By the end of the month following collection, the Comptroller shall deposit or cause to be deposited:

(i) into the Maryland Stadium Facilities Fund established under § 7–312 of the State Finance and Procurement Article from the money that remains in

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the State Lottery Fund, after the distribution under subsection (a) of this section, an amount not to exceed \$20,000,000 in any fiscal year;

(ii) after June 30, 2014, into the Maryland Veterans Trust Fund 10% of the money that remains in the State Lottery Fund from the proceeds of sales of tickets from instant ticket lottery machines by veterans' organizations under § 9–112(d) of this subtitle, after the distribution under subsection (a) of this section;

(iii) after June 30, 2014, into the Baltimore City Public School Construction Financing Fund established under § 10–656 of the Economic Development Article the money that remains in the State Lottery Fund from the proceeds of all lotteries after the distributions under subsection (a) of this section and items (i) and (ii) of this paragraph, an amount equal to \$20,000,000 in each fiscal year that bonds are outstanding and unpaid, to be paid in two installments with at least \$10,000,000 paid no later than December 1 of each fiscal year;

(iv) after June 30, 2016, into the Racing Special Fund established under § 11–401 of the Business Regulation Article from money that remains in the State Lottery Fund after the distributions under subsection (a) of this section and items (i), (ii), and (iii) of this paragraph, an amount equal to [\$1,000,000 in each fiscal year; and] \$500,000;

(V) AFTER JUNE 30, 2017, INTO THE RACING SPECIAL FUND ESTABLISHED UNDER § 11–401 OF THE BUSINESS REGULATION ARTICLE FROM MONEY THAT REMAINS IN THE STATE LOTTERY FUND AFTER THE DISTRIBUTIONS UNDER SUBSECTION (A) OF THIS SECTION AND ITEMS (I), (II), (III), AND (IV) OF THIS PARAGRAPH, AN AMOUNT EQUAL TO \$1,000,000 IN EACH FISCAL YEAR; AND

[(v)] (VI) into the General Fund of the State the money that remains in the State Lottery Fund from the proceeds of all lotteries after the

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distributions under subsection (a) of this section and items (i), (ii), (iii), [and] (iv), AND (V) of this paragraph.

(2) The money paid into the General Fund under this subsection is available in the fiscal year in which the money accumulates in the State Lottery Fund.”.

On page 42, after line 30, insert:

“SECTION 28. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect June 1, 2017. It shall remain effective until the taking effect of the termination provision specified in Chapter 727 of the Acts of the General Assembly of 2016. If that termination provision takes effect, Section 2 of this Act shall be abrogated and of no further force and effect. Section 2 of this Act may not be interpreted to have any effect on that termination provision.”.

AMENDMENT NO. 3

On page 8, after line 17, insert:

“Article – Economic Development

4–512.

(a) The Council is entitled to:

(1) revenue distributed under [§ 2–202(a)(1)(ii)2] § 2–202(A)(1)(II) of the Tax – General Article; and

(2) funding in accordance with the State budget.

4–801.

(Over)

(a) In this section, “Fund” means the Special Fund for Preservation of Cultural Arts in Maryland.

(f) The Fund consists of:

(1) revenue distributed to the Fund under [~~§ 2–202(a)(1)(ii)1~~] ~~§ 2–202(A)(1)(II)~~ of the Tax – General Article; and

(2) any other money from any other source accepted for the benefit of the Fund.”.

On page 33, in line 23, after “Article;” insert “AND”; in line 26, after “(ii)” insert “1. FOR FISCAL YEAR 2018.”; in lines 27 and 30, strike “1.” and “2.”, respectively, and substitute “A.” and “B.”, respectively; and in line 31, after “Article;” insert:

“2. FOR FISCAL YEARS 2019 THROUGH 2021, THE REVENUE ATTRIBUTABLE TO A TAX RATE OF 5% AS FOLLOWS:

A. TO THE MARYLAND STATE ARTS COUNCIL, AS PROVIDED IN § 4-512 OF THE ECONOMIC DEVELOPMENT ARTICLE, \$1,000,000 IN EACH FISCAL YEAR; AND

B. THE REMAINDER TO THE SPECIAL FUND FOR PRESERVATION OF CULTURAL ARTS IN MARYLAND, AS PROVIDED IN § 4–801 OF THE ECONOMIC DEVELOPMENT ARTICLE; AND

3. IN FISCAL YEAR 2022 AND IN EACH FISCAL YEAR THEREAFTER, THE REVENUE ATTRIBUTABLE TO A TAX RATE OF 5% TO THE SPECIAL FUND FOR PRESERVATION OF CULTURAL ARTS IN MARYLAND, AS PROVIDED IN § 4–801 OF THE ECONOMIC DEVELOPMENT ARTICLE;”.

On page 38, before line 8, insert:

“Chapter 145 of the Acts of 2016

SECTION 2. AND BE IT FURTHER ENACTED, That any funds distributed to the Maryland State Arts Council in accordance with § 2–202 of the Tax – General Article as enacted in this Act shall be included in the Maryland State Arts Council’s prior fiscal year appropriation IN ADDITION TO THE AMOUNT OF THE GENERAL FUND APPROPRIATION FOR THE PRIOR FISCAL YEAR AND THE SUM SHALL BE USED for purposes of calculating the required appropriation under § 7–325 of the State Finance and Procurement Article.”.

AMENDMENT NO. 4

On page 10, after line 23, insert:

“(c) (1) This subsection applies only in Anne Arundel County.

(2) In this subsection, “county grant for teaching in an economically disadvantaged school” means an annual grant distributed to a teacher who teaches in an economically disadvantaged school established:

(i) Outside of the collective bargaining process; or

(ii) As part of a collective bargaining agreement with the local employee representative.

(3) For fiscal years 2017 through 2019, the Governor shall include in the State operating budget funding for the stipends provided in this subsection.

(4) (I) [A] EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, A classroom teacher shall receive a stipend from the State in an

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amount equal to the county grant for teaching in an economically disadvantaged school, up to a maximum of \$1,500 if the teacher:

[(i)] 1. Teaches in a public middle or high school in which at least 30% of the students as a percentage of full-time equivalent students as defined in § 5-202 of this article qualify for free and reduced price meals under the National School Lunch Program;

[(ii)] 2. Holds a standard or advanced professional certificate;
and

[(iii)] 3. Is employed by the county board.

(II) FOR FISCAL YEAR 2018, THE MAXIMUM STIPEND A TEACHER MAY RECEIVE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH IS \$750.

AMENDMENT NO. 5

On page 11, in line 7, strike “\$5,000,000” and substitute “\$2,500,000”.

AMENDMENT NO. 6

On page 13, after line 9, insert:

“18-401.

There is a program of senatorial scholarships in this State that are awarded under this subtitle.

18-404.

(a) (1) [Each] UNTIL JUNE 30, 2019, EACH Senator may award \$34,500 of senatorial scholarships each year.

(2) BEGINNING JULY 1, 2019, EACH SENATOR MAY AWARD SENATORIAL SCHOLARSHIPS EACH FISCAL YEAR IN AN AMOUNT THAT MAY NOT EXCEED THE TOTAL OF:

(i) THE AMOUNT AUTHORIZED TO BE AWARDED THE PREVIOUS YEAR; AND

(ii) THE AMOUNT OF THE INCREASE OVER THE PREVIOUS YEAR IN THE TUITION AND MANDATORY FEES OF AN UNDERGRADUATE PROGRAM AT THE 4-YEAR PUBLIC INSTITUTION OF HIGHER EDUCATION WITHIN THE UNIVERSITY SYSTEM OF MARYLAND, OTHER THAN THE UNIVERSITY OF MARYLAND UNIVERSITY COLLEGE AND UNIVERSITY OF MARYLAND, BALTIMORE CAMPUS, WITH THE HIGHEST ANNUAL EXPENSES FOR A FULL-TIME RESIDENT UNDERGRADUATE.

(b) (1) The annual allocation under subsection (a) of this section applies to initial-year awards [and awards made under § 18-406.1 of this subtitle]. After 4 years of operation, the annual allocation to each Senator for initial-year and continuing awards may not exceed four times the amount of the Senator's allocation under subsection (a) of this section.

(2) If a recipient moves to the legislative district of another Senator, the allocation to the recipient shall continue to be drawn on the account of the Senator who originally awarded the scholarship.

(c) (1) A senatorial scholarship may be awarded in \$100 increments.

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(2) An award for a single year may not be less than \$400 or more than the equivalent annual tuition and mandatory fees of an undergraduate program at the 4-year public institution of higher education within the University System of Maryland, other than the University of Maryland University College and University of Maryland, Baltimore Campus, with the highest annual expenses for a full-time resident undergraduate.

18-501.

(a) There is a program of Delegate Scholarships in this State that are awarded under this subtitle.

18-503.

(a) During each term in office, each Delegate may award the equivalent of four 4-year full-time scholarships, which may be awarded for either 1-, 2-, 3-, or 4-year periods.

(b) (1) Each scholarship pays the tuition and mandatory fees at any eligible institution.

(2) The annual amount of a scholarship at a PUBLIC OR private institution or any graduate or professional program may not exceed the equivalent annual tuition and mandatory fees of an undergraduate program at the 4-year public institution of higher education within the University System of Maryland, other than the University of Maryland University College and University of Maryland, Baltimore Campus, with the highest annual expenses for a full-time resident undergraduate.”.

AMENDMENT NO. 7

On page 16, in line 10, strike “\$12,000,000” and substitute “**\$16,000,000**”; in line 16, strike “**1.**”; in the same line, strike the brackets; strike beginning with “**EXCEPT**” in

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line 16 down through “**THE**” in line 17; in line 18, strike “18%” and substitute “**30.5%**”; and strike in their entirety lines 21 through 23, inclusive.

On page 17, in line 7, strike “**(I)**”; in the same line, strike the brackets; strike beginning with “**EXCEPT**” in line 7 down through “**THE**” in line 8; in line 9, strike “18%” and substitute “**30.5%**”; and strike in their entirety lines 12 through 14, inclusive, and substitute:

“19–213.

(a) (1) In this section the following words have the meanings indicated.

(2) “Facilities” means hospitals and related institutions whose rates have been approved by the Commission.

(b) The Commission shall assess and collect user fees on facilities as defined in this section.

(c) (1) The total fees assessed by the Commission may not exceed ~~[\$12,000,000]~~ **\$16,000,000.**

(2) The total user fees assessed by the Commission may not exceed the Special Fund appropriation for the Commission by more than 20%.

(3) The user fees assessed by the Commission shall be used exclusively to cover the actual documented direct costs of fulfilling the statutory and regulatory duties of the Commission in accordance with the provisions of this subtitle and any administrative costs for services to the Commission provided by the Department.

(4) The Commission shall pay all funds collected from fees assessed in accordance with this section into the Health Services Cost Review Commission Fund.

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(5) The user fees assessed by the Commission may be expended only for purposes authorized by the provisions of this subtitle.

(6) The amount specified in paragraph (1) of this subsection limits only the total user fees the Commission may assess in a fiscal year.”.

AMENDMENT NO. 8

On page 18, in line 9, strike “\$4,000,000” and substitute “\$4,750,000”.

AMENDMENT NO. 9

On page 18, after line 33, insert:

“19–2401.

(a) **THE GENERAL ASSEMBLY FINDS THAT:**

(1) THE FINANCIAL VIABILITY OF THE PRINCE GEORGE’S COUNTY REGIONAL MEDICAL CENTER AND THE STATE’S INVESTMENT IN THE CENTER IS CONTINGENT ON HIGH QUALITY CLINICAL PROGRAMS AT THE EXISTING PRINCE GEORGE’S HOSPITAL CENTER AND THE NEW PRINCE GEORGE’S COUNTY REGIONAL MEDICAL CENTER;

(2) THE ABILITY OF THE UNIVERSITY OF MARYLAND MEDICAL SYSTEM TO DEVELOP AND MAINTAIN HIGH QUALITY CLINICAL PROGRAMS AT THE EXISTING PRINCE GEORGE’S HOSPITAL CENTER AND TO TRANSITION TO THE NEW PRINCE GEORGE’S COUNTY REGIONAL MEDICAL CENTER IS CONTINGENT ON STATE OPERATING AND CAPITAL FUNDING IN SPECIFIC YEARS;

(3) THE ABILITY TO PROTECT THE STATE’S INVESTMENT IN THE NEW PRINCE GEORGE’S COUNTY REGIONAL MEDICAL CENTER IS JEOPARDIZED

BY THE PROVISIONS OF THE BUDGET RECONCILIATION AND FINANCING ACT OF 2017, AS INTRODUCED, THAT ALTER BOTH THE OPERATING AND CAPITAL OBLIGATIONS MANDATED BY CHAPTER 13 OF THE ACTS OF 2016; AND

(4) THE CHANGED CIRCUMSTANCES AND THE NEED TO PROTECT THE STATE'S INVESTMENT REQUIRE ADDITIONAL SUPPORT IN FUTURE YEARS TO ENSURE THE FINANCIAL VIABILITY OF THE PRINCE GEORGE'S COUNTY REGIONAL MEDICAL CENTER AND ULTIMATELY THE ABILITY OF THE STATE TO END STATE SUPPORT FOR THE CENTER.

(B) (1) Subject to subsection [(b)] (C) of this section, for the purpose of providing an operating grant to ensure and assist in the transition of a new Prince George's County Regional Medical System to the University of Maryland Medical System Corporation:

(i) For fiscal year 2018, the Governor shall include in the budget bill an appropriation of[:

1. \$15,000,000; or

2. \$30,000,000, if a grant of \$15,000,000 is not provided in a fiscal 2016 deficiency appropriation to the University of Maryland Medical System Corporation on or before June 30, 2016] \$28,000,000;

(ii) For fiscal year 2019, the Governor shall include in the budget bill an appropriation of [\$15,000,000] \$27,000,000; [and]

(iii) For fiscal years 2020 and 2021, the Governor shall include in the budget bill an appropriation of [\$5,000,000] \$15,000,000; AND

(Over)

(IV) FOR FISCAL YEARS 2022 THROUGH 2028, THE GOVERNOR SHALL INCLUDE IN THE BUDGET BILL AN APPROPRIATION OF \$10,000,000.

(2) Subject to subsection [(b)] (C) of this section, Prince George's County shall provide a combination of matching funds and other financial assistance to the University of Maryland Medical System Corporation that constitutes total financial assistance as follows:

(i) \$15,000,000 annually for fiscal year 2017 through fiscal year 2019; and

(ii) \$5,000,000 annually for fiscal years 2020 and 2021.

[(b)] (C) The State and county funds described in subsection [(a)] (B) of this section:

(1) Shall be used to support the transition of the Prince George's County Regional Medical Center from operation under the Dimensions Health Care System to operation as a participating institution of the University of Maryland Medical System Corporation; and

(2) May be used only for:

(i) Providing increased access to critical health care services for the region served by the Prince George's County Regional Medical Center and improving the quality of the services provided; and

(ii) Facilitating cost containment measures to prevent additional operating losses for the Prince George's County Regional Medical Center and its affiliated institutions.

[(c)] (D) (1) The Governor shall include in the capital or operating budget bill the following amounts that are equal to the capital funds committed by Prince George’s County to be used for the construction of the Prince George’s County Regional Medical Center:

(i) [\$67,500,000] **\$11,300,000** for fiscal year 2018; [and]

(ii) \$48,000,000 for fiscal year 2019; AND

(III) **\$56,200,000 FOR FISCAL YEAR 2020.**

(2) Prince George’s County shall provide matching funds of \$208,000,000 for the capital construction of the Prince George’s County Regional Medical Center.”.

On page 38, after line 7, insert:

“Chapter 13 of the Acts of 2016

[SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect contingent on the University of Maryland Medical System Corporation becoming the sole corporate member of Dimensions Health Care Corporation and the University of Maryland Medical System Corporation assuming responsibility of the governance structure of the entity.]

SECTION 5. AND BE IT FURTHER ENACTED, That[, subject to Section 3 of this Act,] this Act shall take effect June 1, 2016. It shall remain effective for a period of [5] **12** years and 1 month and, at the end of June 30, [2021] **2028**, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

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AMENDMENT NO. 10

On page 21, after line 7, insert:

“Article – Local Government

16–501.

(e) (1) Except as provided in paragraph (2) of this subsection, for fiscal year 2011 and each subsequent fiscal year, the distribution provided to any county or Baltimore City under this section may not exceed the amount distributed to the county or Baltimore City for fiscal year 2010.

(2) (i) If a county or Baltimore City has a county income tax rate of at least 2.8% but less than 3%, the county or Baltimore City may receive a minimum of 20% of the amount determined under subsection (c)(3) of this section.

(ii) If a county or Baltimore City has a county income tax rate of at least 3% but less than 3.2%, the county or Baltimore City may receive a minimum of 40% of the amount determined under subsection (c)(3) of this section.

(iii) If a county or Baltimore City has a county income tax rate of at least 3.2%:

1. on or before June 30, 2017, the county or Baltimore City may receive a minimum of 60% of the amount determined under subsection (c)(3) of this section; [and]

2. in fiscal [years 2018 and 2019] **YEAR 2018**, the county or Baltimore City may receive a minimum of [67.5%] **63.75%** of the amount determined under subsection (c)(3) of this section; **AND**

3. IN FISCAL YEAR 2019, THE COUNTY OR BALTIMORE CITY MAY RECEIVE A MINIMUM OF 67.5% OF THE AMOUNT DETERMINED UNDER SUBSECTION (C)(3) OF THIS SECTION.

AMENDMENT NO. 11

On page 31, after line 23, insert:

“7-314.

(a) (2) “Account” means the Economic Development Opportunities Program Account.

(c) [The] SUBJECT TO SUBSECTION (R) OF THIS SECTION, THE Governor may provide an appropriation in the budget bill to the Account for a specific or general purpose or purposes.

(R) (1) FOR FISCAL YEARS 2019 THROUGH 2021, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$5,000,000 TO THE ACCOUNT TO BE USED BY THE DEPARTMENT OF COMMERCE TO PROVIDE CONDITIONAL LOANS OR GRANTS TO COMPANIES THAT MEET THE FOLLOWING CRITERIA:

(I) CONSTRUCTION OF COMPANY HEADQUARTERS IN THE STATE WITH CAPITAL EXPENDITURES OF AT LEAST \$500,000,000; AND

(II) RETENTION OF COMPANY HEADQUARTERS IN THE STATE WITH AT LEAST 3,250 ELIGIBLE EMPLOYEES, CONSISTENT WITH A LETTER OF INTENT ENTERED INTO WITH THE DEPARTMENT OF COMMERCE IN OCTOBER 2016.

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(2) ON OR BEFORE DECEMBER 1, 2017, AND EACH DECEMBER 1 THROUGH 2021, THE DEPARTMENT OF COMMERCE SHALL SUBMIT A REPORT, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE SENATE BUDGET AND TAXATION COMMITTEE AND THE HOUSE APPROPRIATIONS COMMITTEE ON THE COMPLIANCE OF A COMPANY WITH THE LETTER OF INTENT DESCRIBED UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION.”.

AMENDMENT NO. 12

On page 31, strike in their entirety lines 25 through 27, inclusive.

AMENDMENT NO. 13

On page 33, before line 14, insert:

“9-1A-27.

(a) Except as provided in subsections (b) and (c) of this section and § 9-1A-26(a)(3) of this subtitle, on a properly approved transmittal prepared by the Commission, the Comptroller shall pay the following amounts from the proceeds of video lottery terminals at each video lottery facility:

(1) (i) on or before March 31, 2015, 2% to the State Lottery and Gaming Control Agency for costs as defined in § 9-1A-01 of this subtitle; and

(ii) beginning April 1, 2015, 1% to the State Lottery and Gaming Control Agency for costs as defined in § 9-1A-01 of this subtitle;

(2) to the video lottery operation licensee, the percentage stated in the accepted application for the location, not to exceed, except as provided in subsection (b) of this section, 33%;

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(3) 5.5% in local impact grants, in accordance with § 9-1A-31 of this subtitle;

(4) 6% to the Purse Dedication Account established under § 9-1A-28 of this subtitle, not to exceed a total of \$100,000,000 to the Account annually;

(5) (i) until the issuance of a video lottery operation license in Baltimore City, 1.75% to the Racetrack Facility Renewal Account established under § 9-1A-29 of this subtitle and distributed in accordance with that section; and

(ii) on or after the issuance of a video lottery operation license in Baltimore City, 1% to the Racetrack Facility Renewal Account established under § 9-1A-29 of this subtitle and distributed in accordance with that section, not to exceed a total of \$20,000,000 to the Account annually;

(6) (I) EXCEPT AS PROVIDED IN ITEMS (II) AND (III) OF THIS ITEM, 1.5% to the Small, Minority, and Women-Owned Businesses Account established under § 9-1A-35 of this subtitle;

(II) FOR FISCAL YEAR 2018, 1.5% TO THE GENERAL FUND TO PAY A PORTION OF THE COSTS OF THE GRANTS PROVIDED UNDER S.B. 1024/H.B. 684 OF THE ACTS OF THE GENERAL ASSEMBLY OF 2017; AND

(III) FOR FISCAL YEARS 2019 AND 2020, 1.5% TO THE EDUCATION TRUST FUND ESTABLISHED UNDER § 9-1A-30 OF THIS SUBTITLE;

(7) (i) except as provided in item (ii) of this item, 6% to the video lottery operation licensee if the video lottery operation licensee owns or leases each video lottery terminal device and the associated equipment and software; and

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(ii) 8% to the video lottery operation licensee in Anne Arundel County;

(8) beginning after the issuance of a video lottery operation license for a video lottery facility in Prince George’s County, 8% to the video lottery operation licensee in Anne Arundel County and 7% to the licensee in Baltimore City for:

(i) marketing, advertising, and promotional costs required under § 9–1A–23 of this subtitle; and

(ii) capital improvements at the video lottery facilities; and

(9) the remainder to the Education Trust Fund established under § 9–1A–30 of this subtitle.

(c) (1) For the first 10 years of operations at a video lottery facility in Allegany County, on a properly approved transmittal prepared by the Commission, the Comptroller shall pay the following amounts from the proceeds of video lottery terminals at a video lottery facility in Allegany County:

(i) 2% to the State Lottery and Gaming Control Agency for costs as defined in § 9–1A–01 of this subtitle;

(ii) to the video lottery operation licensee, the percentage stated in the accepted application for the location, not to exceed 50%;

(iii) 2.75% in local impact grants, in accordance with § 9–1A–31 of this subtitle;

(iv) 2.5% to the Purse Dedication Account established under § 9–1A–28 of this subtitle;

(v) 1. EXCEPT AS PROVIDED IN ITEMS 2 AND 3 OF THIS ITEM, 0.75% to the Small, Minority, and Women-Owned Businesses Account established under § 9-1A-35 of this subtitle;

2. FOR FISCAL YEAR 2018, 0.75% TO THE GENERAL FUND TO PAY A PORTION OF THE COSTS OF THE GRANTS PROVIDED UNDER S.B. 1024/H.B. 684 OF THE ACTS OF THE GENERAL ASSEMBLY OF 2017; AND

3. FOR FISCAL YEARS 2019 AND 2020, 0.75% TO THE EDUCATION TRUST FUND ESTABLISHED UNDER § 9-1A-30 OF THIS SUBTITLE;
and

(vi) the remainder to the Education Trust Fund established under § 9-1A-30 of this subtitle.

(2) After the first 10 years of operations at a video lottery facility in Allegany County, the proceeds generated at the facility in Allegany County shall be allocated as provided in subsections (a) and (b) of this section.”.

AMENDMENT NO. 14

On page 36, after line 1, insert:

“2-103.1.

(c) (1) The Consolidated Transportation Program shall:

(i) Be revised annually; and

(9) EXCEPT AS AUTHORIZED BY LAW, THE CONSOLIDATED TRANSPORTATION PROGRAM MAY NOT INCLUDE CAPITAL TRANSPORTATION

(Over)

GRANTS FOR ROADS AND HIGHWAYS TO COUNTIES OR MUNICIPAL CORPORATIONS FOR ANY PERIOD BEYOND THE BUDGET REQUEST YEAR.

(m) (2) (i) The financial forecast supporting the Consolidated Transportation Program to be submitted to the General Assembly under paragraph (1) of this subsection shall include the following components:

1. A schedule of operating expenses for each specific modal administration;

2. A schedule of revenues, including tax and fee revenues, deductions from revenues for other agencies, Department program and fees, Motor Vehicle Administration cost recovery, deductions for highway user revenues, operating revenues by modal administration, and miscellaneous revenues; and

3. A summary schedule for the Transportation Trust Fund that includes the opening and closing Fund balance, revenues, transfers, bond sales, bond premiums, any other revenues, expenditures for debt service, operating expenses, amounts available for capital expenses, bond interest rates, bond coverage ratios, total bonds outstanding, federal capital aid, and the total amount for the Transportation Capital Program.

(ii) The financial forecast shall include, for each of the components specified in subparagraph (i) of this paragraph:

1. Actual information for the last full fiscal year; and

2. Forecasts of the information for each of the six subsequent fiscal years, including the current fiscal year, the fiscal year for the proposed budget, and the next four subsequent fiscal years.

(iii) FOR THE PERIOD BEYOND THE BUDGET REQUEST YEAR, THE FINANCIAL FORECAST:

1. SHALL MAXIMIZE THE USE OF FUNDS FOR THE CAPITAL PROGRAM; AND

2. EXCEPT AS AUTHORIZED BY LAW, MAY NOT WITHHOLD OR RESERVE FUNDS FOR CAPITAL TRANSPORTATION GRANTS TO COUNTIES OR MUNICIPAL CORPORATIONS.

(IV) The Department shall incorporate in the financial forecast the most recent estimates by the Board of Revenue Estimates of the revenues from:

1. The corporate income tax and the sales and use tax for each of the six subsequent years, including the current fiscal year and the fiscal year for the proposed budget; and

2. Motor fuel taxes and motor vehicle titling taxes for the current fiscal year and the fiscal year for the proposed budget.”.

AMENDMENT NO. 15

On page 37, in line 18, strike “\$359,825,000” and substitute “\$364,825,000”; after line 18, insert:

“(4) FOR FISCAL YEAR 2019, THE BUDGETED MEDICAID DEFICIT ASSESSMENT SHALL BE \$329,825,000.

(5) FOR FISCAL YEAR 2020, THE BUDGETED MEDICAID DEFICIT ASSESSMENT SHALL BE \$294,825,000.”;

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in lines 19, 23, and 26, strike “(4)”, “(5)”, and “(6)”, respectively, and substitute “(6)”, “(7)”, and “(8)”, respectively; and in line 20, strike “2019” and substitute “2021”.

AMENDMENT NO. 16

On page 39, strike in their entirety lines 25 through 28, inclusive.

AMENDMENT NO. 17

On page 39, strike in their entirety lines 29 through 38, inclusive.

AMENDMENT NO. 18

On page 40, in lines 9, 13, and 15, in each instance, strike “\$11,000,000” and substitute “\$12,000,000”.

AMENDMENT NO. 19

On page 41, in line 2, after “(a)” insert “(1)”; in the same line, strike “subsection (b)” and substitute “subsections (b) and (c)”; in lines 5, 6, and 7, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “(i)”, “(ii)”, and “(iii)”, respectively; in line 7, after “on” insert “the covered”; after line 8, insert:

“(2) Paragraph (1)(iii) of this subsection does not apply to changes in provider reimbursement rates, shifts from grant to fee-for-service payments, or policies adopted by one or more managed care organizations that are permissible under their agreements with the State.”;

in lines 9 and 10, strike “the Medical Assistance Program and”; after line 17, insert:

“(c) (1) The eligibility and benefits rules in place on January 1, 2017, for the Medical Assistance Program may be altered if the changes are:

(i) required under federal law to qualify for the receipt of federal funds;

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(ii) included in legislation passed by the General Assembly;

(iii) proposed in the annual State budget submitted to the General Assembly; or

(iv) subject to paragraph (2) of this subsection, submitted in writing to the Maryland Medicaid Advisory Committee.

(2) If a change in the eligibility and benefits rules is submitted to the Maryland Medicaid Advisory Committee under paragraph (1)(iv) of this subsection, a legislative member of the committee may refer the change to the Legislative Policy Committee for a 60–day review and comment period.

(d) In developing any changes or redesign to the Medical Assistance Program or the Supplemental Nutrition Assistance Program, the Department of Health and Mental Hygiene and the Department of Human Resources shall establish a group of interested stakeholders to collaborate on any changes or program redesign.”.

AMENDMENT NO. 20

On page 41, in line 18, strike “, notwithstanding” and substitute “:

(a) Notwithstanding”;

in line 28, strike “Section” and substitute “§”; and after line 30, insert:

“(b) It is the intent of the General Assembly that the actions taken in accordance with subsection (a) of this section may not be taken in any fiscal year after fiscal year 2018.”.

AMENDMENT NO. 21

On page 41, in line 32, strike “November 1, 2018, and” and substitute “and quarterly until”.

(Over)

AMENDMENT NO. 22

On page 42, after line 18, insert:

“SECTION 18. AND BE IT FURTHER ENACTED, That:

(a) The State Secretary of Transportation, in coordination with the Montgomery County and Prince George’s County Departments of Transportation, shall engage the Secretary’s counterparts in Virginia and Washington, D.C., and the appropriate officials in the federal government for the purpose of revising the Washington Metropolitan Area Transit Authority Compact of 1966 and implementing other reforms necessary to ensure the near-term and long-term viability of the Washington Metropolitan Area Transit Authority (WMATA). In doing so, the Secretary shall develop, propose, and seek agreement on reforms related to the following:

- (1) the legal and organizational structure of WMATA;
- (2) the composition and qualifications of the WMATA Board of Directors and the length of terms of its members;
- (3) funding by local jurisdictions, including potential dedicated funding;
- (4) measures necessary to resolve WMATA’s unfunded pension liability and other postemployment benefits;
- (5) measures necessary to better ensure the safety of ridership and employees, including safety in the event of a homeland security emergency in the national capital area;
- (6) financial and operational improvements necessary to ensure that WMATA’s performance is at least as efficient as its closest comparable transit systems in the United States;

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(7) measures necessary to provide reliable service to riders; and

(8) measures necessary to preserve and enhance paratransit service.

(b) The Secretary shall report to and consult quarterly beginning June 30, 2017, with the Chairs of the Senate Budget and Taxation Committee, Senate Finance Committee, House Appropriations Committee, and House Environment and Transportation Committee.”.

AMENDMENT NO. 23

On page 42, before line 19, insert:

“SECTION 19. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2018, the Governor may transfer from the revenue distributed to the Special Fund for Preservation of Cultural Arts in Maryland or the Maryland State Arts Council under § 2-202(a)(1)(ii) of the Tax – General Article:

(1) \$450,000 as a grant to the Maryland Academy of Sciences;

(2) \$100,000 as a grant to Columbia 50th Birthday Celebration, Inc.;

(3) \$25,000 as a grant to Arts Every Day; and

(4) \$25,000 as a grant to 901 Arts.

SECTION 20. AND BE IT FURTHER ENACTED, That, on or before December 1, 2018, the Board of Trustees of the Maryland Science Center shall submit a report to the Governor and, in accordance with § 2-1246 of the State Government Article, the Senate Budget and Taxation Committee and the House Appropriations Committee on the long-term financial plan for the Maryland Science Center.

(Over)

SECTION 21. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2017, the Governor may transfer the appropriation for the Major Information Technology Development Projects Program (D38I01.03) within the State Board of Elections to the Help America Vote Act Program (D38I01.02) to be used for election support services.

SECTION 22. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2018, the Governor may transfer the appropriation for the Major Information Technology Development Projects Program (D38I01.03) within the State Board of Elections to the Help America Vote Act Program (D38I01.02) to be used for election support services and for operations and maintenance for the Agency Election Management System.

SECTION 23. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for fiscal year 2018 only, funds in the Major Information Technology Development Project Fund established under § 3A-309 of the State Finance and Procurement Article may be used for operations and maintenance for the Agency Election Management System.

SECTION 24. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for fiscal year 2018 only:

(1) during the 2017-2018 school year, eligible Baltimore City public school students may ride Maryland Transit Administration transit vehicles at no charge for school-related or educational extracurricular activities only;

(2) highway user revenues distributed to Baltimore City may be used to pay or finance students' costs of discounted Maryland Transit Administration fares for eligible public school students in Baltimore City; and

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(3) the Maryland Transit Administration may charge Baltimore City no more than \$5,484,423 for the costs associated with Baltimore City public school students riding transit vehicles in the 2017-2018 school year.

SECTION 25. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2018, the Governor may transfer by budget amendment from the Catastrophic Event Account established under § 7-324 of the State Finance and Procurement Article funds for:

(1) the Developmental Disabilities Administration to reimburse the Administration's clients for excess contributions to care payments made from January 2013 through June 2014, as identified in the Office of Legislative Audits' November 2016 Audit of the Department of Health and Mental Hygiene Developmental Disabilities Administration;

(2) Maryland local public safety agencies whose federal funds have been reduced for refusing to participate in the enforcement of federal immigration laws;

(3) Maryland Public Television, if the entity's federal funds are reduced or eliminated; and

(4) the Home Delivered Meals Program (Meals on Wheels) supported by the Department of Aging, if the federal funds that support the program are reduced or eliminated.”.