

HOUSE BILL 801

M1

8lr2072
CF SB 501

By: **Delegates Beitzel, Buckel, and McKay**

Introduced and read first time: February 1, 2018

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **State Lakes Protection and Restoration Fund – Purpose, Use, and Funding –**
3 **Alterations**

4 FOR the purpose of altering the purpose and use of the State Lakes Protection and
5 Restoration Fund; requiring the Governor, beginning in a certain fiscal year, to
6 include in the annual budget bill a certain appropriation to the Fund; and generally
7 relating to the State Lakes Protection and Restoration Fund.

8 BY repealing and reenacting, with amendments,

9 Article – Natural Resources

10 Section 8–205

11 Annotated Code of Maryland

12 (2012 Replacement Volume and 2017 Supplement)

13 BY repealing and reenacting, without amendments,

14 Article – Natural Resources

15 Section 8–206

16 Annotated Code of Maryland

17 (2012 Replacement Volume and 2017 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

19 That the Laws of Maryland read as follows:

20 **Article – Natural Resources**

21 8–205.

22 (a) In this section, “Fund” means the State Lakes Protection and Restoration
23 Fund.

24 (b) There is a State Lakes Protection and Restoration Fund.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (c) The purpose of the Fund is to protect and restore State-owned **OR**
2 **STATE-OPERATED** lakes **BY:**

3 (1) **REMOVING SEDIMENT;**

4 (2) **TREATING CONTAMINATED SEDIMENT;**

5 (3) **PREVENTING THE SPREAD OF INVASIVE SPECIES;**

6 (4) **IMPROVING ECOLOGICAL AND RECREATIONAL VALUE; AND**

7 (5) **TAKING ANY OTHER ACTION THE DEPARTMENT DETERMINES IS**
8 **NECESSARY.**

9 (d) The Secretary shall administer the Fund.

10 (e) (1) The Fund is a special, nonlapsing fund that is not subject to § 7-302 of
11 the State Finance and Procurement Article.

12 (2) The State Treasurer shall hold the Fund separately, and the
13 Comptroller shall account for the Fund.

14 (f) The Fund consists of:

15 (1) Money appropriated in the State budget to the Fund; and

16 (2) Any other money from any other source accepted for the benefit of the
17 Fund.

18 (g) The Fund may be used only for the protection or restoration of State-owned
19 **OR STATE-OPERATED** lakes **BY:**

20 (1) **REMOVING SEDIMENT;**

21 (2) **TREATING CONTAMINATED SEDIMENT;**

22 (3) **PREVENTING THE SPREAD OF INVASIVE SPECIES;**

23 (4) **IMPROVING ECOLOGICAL AND RECREATIONAL VALUE; AND**

24 (5) **TAKING ANY OTHER ACTION THE DEPARTMENT DETERMINES IS**
25 **NECESSARY.**

26 (h) (1) The State Treasurer shall invest the money of the Fund in the same

1 manner as other State money may be invested.

2 (2) Any interest earnings of the Fund shall be credited to the Fund.

3 (i) Expenditures from the Fund may be made only in accordance with the State
4 budget.

5 (j) Money expended from the Fund for the protection or restoration of
6 State-owned **OR STATE-OPERATED** lakes is supplemental to and is not intended to take
7 the place of funding that would otherwise be appropriated for the protection or restoration
8 of State-owned **OR STATE-OPERATED** lakes.

9 (k) **FOR FISCAL YEAR 2020 AND EACH FISCAL YEAR THEREAFTER, THE**
10 **GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF**
11 **\$3,000,000 TO THE FUND.**

12 8–206.

13 (a) The Department shall develop a working budget for the funds received from
14 the State Lakes Protection and Restoration Fund established under § 8–205 of this subtitle.

15 (b) The Department shall develop, in coordination with local governments,
16 organizations, and citizens, an annual work plan that prioritizes and details projects that
17 will receive funding from the State Lakes Protection and Restoration Fund.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
19 1, 2018.