

SENATE BUDGET AND TAXATION

COMMITTEE REPRINT

to HOUSE BILL 102

B1

3lr0137
CF SB 127

By: The Speaker (By Request – Administration)

Introduced and read first time: January 16, 2013

Assigned to: Appropriations

Committee Report: Favorable with amendments

House action: Adopted with floor amendments

Read second time: March 13, 2013

CHAPTER _____

1 AN ACT concerning

2 **Budget Reconciliation and Financing Act of 2013**

3 FOR the purpose of altering the frequency with which certain payments from a certain
4 special fund are required to be paid; requiring the reduction of certain grants
5 and payments under certain circumstances; ~~repealing certain requirements for~~
6 ~~a certain notice relating to abandoned property to be published in certain~~
7 ~~newspapers; requiring the Comptroller to maintain, or cause to be maintained,~~
8 ~~an abandoned property database containing the names and last known~~
9 ~~addresses, if any, of persons listed in certain reports; requiring the Comptroller~~
10 ~~to maintain, or cause to be maintained, a certain Internet Web site relating to~~
11 ~~the abandoned property database; requiring the Comptroller to publish certain~~
12 ~~notices of a certain Internet Web site; providing that a certain District Court~~
13 ~~surcharge shall be added to fines imposed for certain traffic cases and not to~~
14 ~~court costs; requiring a certain arrest citation form to include a line to add a~~
15 ~~certain surcharge; requiring a police officer to add a certain surcharge to a~~
16 ~~certain fine on a certain traffic citation; requiring the Comptroller to annually~~
17 ~~pay a certain surcharge in a certain manner;~~ altering certain circumstances
18 under which a county board of education is required to reimburse the
19 Department of Juvenile Services; altering or repealing certain required
20 appropriations; providing for the applicability of certain provisions of law
21 relating to a statewide information technology master plan to certain projects
22 that involve certain agreements with certain public institutions of higher
23 education; repealing the requirement that certain licensed veterans'
24 organizations purchase or lease certain instant ticket lottery machines from the

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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.

Italics indicate opposite chamber / conference committee amendments.



1 State Lottery and Gaming Control Agency; altering a certain maximum fee for
 2 commissioning a notary public; altering a certain maximum fee that may be set
 3 for certain notarial acts; altering the distribution of certain revenue; providing
 4 for the transfer of certain funds for certain purposes; altering a certain
 5 requirement for the Maryland Transit Administration to set certain fare prices to
 6 include a requirement that the Administration increase base fare prices for
 7 certain services by a certain percentage from a certain Consumer Price Index;
 8 altering a certain requirement that the Health Services Cost Review
 9 Commission and the Department of Health and Mental Hygiene adopt certain
 10 policies to provide a certain combined amount in revenues and savings so as to
 11 place a limit on the combined amount of revenues and savings beginning in a
 12 certain fiscal year; ~~providing that for certain fiscal years certain savings from~~
 13 ~~the adoption of certain policies may be used to offset certain hospital~~
 14 ~~assessment and remittance revenue in a certain year; repealing certain~~
 15 reporting requirements; providing for the expiration of certain tax credits under
 16 certain circumstances; requiring the Director of the Maryland Historical Trust
 17 to notify certain persons and, on or before a certain date, to submit a certain
 18 report to the Comptroller; altering the calculation of certain State distributions
 19 made to certain counties and Baltimore City based on per capita yield of county
 20 income taxes; altering the minimum rate for the county income tax for a county to
 21 qualify for a certain grant; repealing a certain obsolete provision; ~~repealing~~
 22 ~~certain credits allowed against certain taxes for the purchase of~~
 23 ~~Maryland mined coal; setting certain limits in increases in payments to certain~~
 24 providers for a certain fiscal year; requiring the Department of Health and
 25 Mental Hygiene to achieve certain savings from certain rates; requiring the
 26 Health Services Cost Review Commission to conduct a certain study in a certain
 27 manner; requiring the Medicaid Program to provide certain information under
 28 certain circumstances; providing certain criteria for a certain study; requiring
 29 that a certain report be provided to the Governor and General Assembly on or
 30 before a certain date; requiring that the Commission take certain actions to
 31 provide certain General Fund savings; restricting the use of certain
 32 appropriations for a certain fiscal year; requiring the reversion to the General
 33 Fund of certain funding under certain circumstances; prohibiting merit
 34 increases for State employees before a certain date, except under certain
 35 circumstances; requiring certain reports to be submitted to certain committees of
 36 the General Assembly on or before a certain date; defining certain terms;
 37 providing for the effective dates of certain provisions of this Act; providing for the
 38 termination of certain provisions of this Act; making a technical correction;
 39 ~~making conforming changes;~~ making the provisions of this Act severable; and
 40 generally relating to the financing of State and local government.

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41 BY repealing and reenacting, with amendments,
 42 Article – Business Regulation
 43 Section 11–404(a) and 11–404.1
 44 Annotated Code of Maryland
 45 (2010 Replacement Volume and 2012 Supplement)

- 1 ~~BY repealing~~
 2 ~~Article – Commercial Law~~
 3 ~~Section 17–311(a), (b), and (c)~~
 4 ~~Annotated Code of Maryland~~
 5 ~~(2005 Replacement Volume and 2012 Supplement)~~
- 6 ~~BY adding to~~
 7 ~~Article – Commercial Law~~
 8 ~~Section 17–311(a), (b), and (c)~~
 9 ~~Annotated Code of Maryland~~
 10 ~~(2005 Replacement Volume and 2012 Supplement)~~
- 11 ~~BY repealing and reenacting, with amendments,~~
 12 ~~Article – Courts and Judicial Proceedings~~
 13 ~~Section 1–605(d)(8) and 7–301(a)(1) and (f)~~
 14 ~~Annotated Code of Maryland~~
 15 ~~(2006 Replacement Volume and 2012 Supplement)~~
- 16 ~~BY repealing and reenacting, with amendments,~~
 17 ~~Article – Economic Development~~
 18 ~~Section 4–801(f)~~
 19 ~~Annotated Code of Maryland~~
 20 ~~(2008 Volume and 2012 Supplement)~~
- 21 BY repealing and reenacting, with amendments,
 22 Article – Education
 23 Section 22–306.1(b)
 24 Annotated Code of Maryland
 25 (2008 Replacement Volume and 2012 Supplement)
- 26 BY repealing and reenacting, with amendments,
 27 Article – Natural Resources
 28 Section 5–903(a)(2)(v)
 29 Annotated Code of Maryland
 30 (2012 Replacement Volume)
- 31 ~~BY repealing and reenacting, with amendments,~~
 32 ~~Article – State Finance and Procurement~~
 33 ~~Section 3A–302~~
 34 ~~Annotated Code of Maryland~~
 35 ~~(2009 Replacement Volume and 2012 Supplement)~~
- 36 ~~BY repealing and reenacting, with amendments,~~
 37 ~~Article – State Government~~
 38 ~~Section 9–112(d)(4), 18–103(e)(3), and 18–112~~
 39 ~~Annotated Code of Maryland~~
 40 ~~(2009 Replacement Volume and 2012 Supplement)~~

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- 1 BY repealing and reenacting, with amendments,
2 Article – State Personnel and Pensions
3 Section 21-308(a)(4)
4 Annotated Code of Maryland
5 (2009 Replacement Volume and 2012 Supplement)
- 6 BY repealing and reenacting, with amendments,
7 Article – Tax – General
8 Section ~~2-202(a)~~ and 2-606(e)
9 Annotated Code of Maryland
10 (2010 Replacement Volume and 2012 Supplement)
- 11 BY adding to
12 Article – Tax – General
13 Section 2-606(g)
14 Annotated Code of Maryland
15 (2010 Replacement Volume and 2012 Supplement)
- 16 BY repealing and reenacting, with amendments,
17 Article – Tax – Property
18 Section 13-209(g)(1)
19 Annotated Code of Maryland
20 (2012 Replacement Volume)
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- 21 BY adding to
22 Article – Tax – Property
23 Section 13-209(h)
24 Annotated Code of Maryland
25 (2010 Replacement Volume and 2012 Supplement)
- 26 BY repealing and reenacting, with amendments,
27 Article – Transportation
28 Section 7-208(b-1)
29 Annotated Code of Maryland
30 (2012 Replacement Volume)
- 31 ~~BY repealing~~
32 ~~Article – Tax – General~~
33 ~~Section 8-406(b) and 10-704.1~~
34 ~~Annotated Code of Maryland~~
35 ~~(2010 Replacement Volume and 2012 Supplement)~~
- 36 ~~BY adding to~~
37 ~~Article – Transportation~~
38 ~~Section 27-101.3~~
39 ~~Annotated Code of Maryland~~

1 (2012 Replacement Volume)

2 BY repealing and reenacting, with amendments,
3 Chapter 76 of the Acts of the General Assembly of 2004
4 Section 2 1.(h)

5 BY repealing and reenacting, with amendments,
6 Chapter 397 of the Acts of the General Assembly of 2011
7 Section 16

8 BY repealing and reenacting, without amendments,
9 Article 24 – Political Subdivisions – Miscellaneous Provisions
10 Section 9-1101(a)
11 Annotated Code of Maryland
12 (2011 Replacement Volume and 2012 Supplement)

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13 BY repealing and reenacting, with amendments,
14 Article 24 – Political Subdivisions – Miscellaneous Provisions
15 Section 9-1101(b)(2) and (3) and (d)
16 Annotated Code of Maryland
17 (2011 Replacement Volume and 2012 Supplement)

18 BY repealing and reenacting, without amendments,
19 Article – Local Government
20 Section 16-501(a) and (c)(3)
21 Annotated Code of Maryland
22 (As enacted by Chapter (H.B. 472) of the Acts of the General Assembly of
23 2013)

24 BY repealing and reenacting, with amendments,
25 Article – Local Government
26 Section 16-501(b) and (e)
27 Annotated Code of Maryland
28 (As enacted by Chapter (H.B. 472) of the Acts of the General Assembly of
29 2013)

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

32 **Article – Business Regulation**

33 11-404.

34 (a) (1) To help pay for facilities and services in communities within 2
35 miles of the Pimlico Race Course or 3 miles of the Laurel Race Course, the Comptroller
36 shall pay money to Baltimore City, the City of Laurel, and Anne Arundel and Howard
37 counties in accordance with this section.

1 (2) The money shall be paid from the Special Fund in [half-yearly
2 installments] AN ANNUAL GRANT.

3 11-404.1.

4 (A) IF IN ANY FISCAL YEAR REVENUES TO THE SPECIAL FUND
5 ESTABLISHED UNDER § 11-402 OF THIS SUBTITLE ARE INSUFFICIENT TO FULLY
6 FUND ALL GRANTS REQUIRED UNDER §§ 11-403 AND 11-404 OF THIS SUBTITLE,
7 THE COMPTROLLER SHALL PROPORTIONALLY REDUCE THE AMOUNT OF
8 PAYMENTS REQUIRED UNDER §§ 11-403(A)(2) AND (4), 11-403(B)(2), AND
9 11-404 OF THIS SUBTITLE.

10 (B) [After all] IF IN ANY FISCAL YEAR REVENUES TO THE SPECIAL FUND
11 ESTABLISHED UNDER § 11-402 OF THIS SUBTITLE ARE SUFFICIENT TO FULLY
12 FUND ALL GRANTS REQUIRED UNDER §§ 11-403 AND 11-404 OF THIS SUBTITLE,
13 AFTER ALL REQUIRED deductions from the Special Fund [as required under §§
14 11-403 and 11-404 of this subtitle] are made, the Comptroller shall pay from the
15 Special Fund an annual grant of:

16 (1) \$300,000 to be allocated in the following way:

17 (i) 70% to the Maryland-Bred Race Fund; and

18 (ii) 30% to the Maryland Standardbred Race Fund, to be divided
19 equally between the Sire Stakes Program and the Foaled Stakes Program; and

20 (2) \$260,000 to the Maryland Agricultural Education and Rural
21 Development Assistance Fund established under § 2-206 of the State Finance and
22 Procurement Article, with \$130,000 to be allocated to support the operations of the
23 Rural Maryland Council.

24 ~~Article Commercial Law~~

25 ~~17-311.~~

26 ~~[(a) (1) Within 365 days from the filing of the report required by § 17-310~~
27 ~~of this subtitle, the Administrator shall cause notice to be published in a newspaper of~~
28 ~~general circulation in the county in the State within which is located the last known~~
29 ~~address of any person to be named in the notice.~~

30 ~~(2) If an address is not listed or if the address is outside the State, the~~
31 ~~notice shall be published in the county within which the person who held the~~
32 ~~abandoned property has the principal place of business in this State.]~~

1 ~~(A) IN THIS SECTION, "ABANDONED PROPERTY DATABASE" MEANS AN~~
2 ~~ELECTRONIC DATABASE CONTAINING THE NAMES AND LAST KNOWN~~
3 ~~ADDRESSES, IF ANY, OF PERSONS WHO APPEAR TO BE OWNERS OF ABANDONED~~
4 ~~PROPERTY.~~

5 ~~[(b) The published notice shall be entitled "Notice of Names of Persons~~
6 ~~Appearing to Be Owners of Abandoned Property" and shall contain:~~

7 ~~(1) The names in alphabetical order and last known addresses, if any,~~
8 ~~of persons listed in the report and entitled to notice in the county specified in this~~
9 ~~section;~~

10 ~~(2) A statement that information concerning the amount or description~~
11 ~~of the property and the name and address of the person who held the property may be~~
12 ~~obtained by any person who possesses an interest in the property, by addressing an~~
13 ~~inquiry to the Administrator; and~~

14 ~~(3) A statement that a proof of claim may be presented by the owner to~~
15 ~~the Administrator.]~~

16 ~~(B) (1) THE ADMINISTRATOR SHALL MAINTAIN, OR CAUSE TO BE~~
17 ~~MAINTAINED, AN ABANDONED PROPERTY DATABASE.~~

18 ~~(2) WITHIN 365 DAYS AFTER THE FILING OF A REPORT REQUIRED~~
19 ~~BY § 17-310 OF THIS SUBTITLE, THE ADMINISTRATOR SHALL ADD TO THE~~
20 ~~ABANDONED PROPERTY DATABASE THE NAMES AND LAST KNOWN ADDRESSES,~~
21 ~~IF ANY, OF PERSONS LISTED IN THE REPORT.~~

22 ~~(3) THE ADMINISTRATOR SHALL MAINTAIN, OR CAUSE TO BE~~
23 ~~MAINTAINED, AN INTERNET WEB SITE THAT:~~

24 ~~(I) PROVIDES REASONABLE MEANS BY WHICH A PERSON~~
25 ~~MAY SEARCH THE ABANDONED PROPERTY DATABASE REQUIRED BY THIS~~
26 ~~SUBSECTION;~~

27 ~~(II) CONTAINS A STATEMENT THAT INFORMATION~~
28 ~~CONCERNING THE AMOUNT OR DESCRIPTION OF THE PROPERTY AND THE NAME~~
29 ~~AND ADDRESS OF THE PERSON WHO HELD THE PROPERTY MAY BE OBTAINED BY~~
30 ~~ANY PERSON WHO POSSESSES AN INTEREST IN THE PROPERTY, BY ADDRESSING~~
31 ~~AN INQUIRY TO THE ADMINISTRATOR;~~

32 ~~(III) CONTAINS A STATEMENT THAT A PROOF OF CLAIM MAY~~
33 ~~BE PRESENTED BY THE OWNER TO THE ADMINISTRATOR; AND~~

1 ~~(IV) INCLUDES A LINK TO AN ABANDONED PROPERTY CLAIM~~
2 ~~FORM.~~

3 ~~[(e) The Administrator is not required to publish in the notice any item~~
4 ~~valued at less than \$100 unless the Administrator considers the publication to be in~~
5 ~~the public interest.]~~

6 ~~(C) (1) THE ADMINISTRATOR SHALL PUBLISH NOTICE OF THE~~
7 ~~INTERNET WEB SITE REQUIRED BY SUBSECTION (B)(3) OF THIS SECTION.~~

8 ~~(2) THE NOTICE SHALL:~~

9 ~~(I) BE PUBLISHED AT LEAST ONCE EACH CALENDAR~~
10 ~~QUARTER IN ONE OR MORE NEWSPAPERS OF GENERAL CIRCULATION IN EACH~~
11 ~~COUNTY OF THE STATE; AND~~

12 ~~(II) CONTAIN:~~

13 ~~1. A STATEMENT THAT THE ADMINISTRATOR~~
14 ~~MAINTAINS RECORDS OF THE NAMES AND LAST KNOWN ADDRESSES, IF ANY, OF~~
15 ~~PERSONS WHO APPEAR TO BE OWNERS OF ABANDONED PROPERTY;~~

16 ~~2. A STATEMENT THAT ANY PERSON MAY SEARCH~~
17 ~~THE ADMINISTRATOR'S ABANDONED PROPERTY RECORDS THROUGH THE~~
18 ~~ADMINISTRATOR'S INTERNET WEB SITE; AND~~

19 ~~3. THE ADDRESS OF THE INTERNET WEB SITE.~~

20 ~~Article—Courts and Judicial Proceedings~~

21 ~~1-605.~~

22 ~~(d) In addition to the powers and duties granted and imposed in subsections~~
23 ~~(a), (b), and (c) of this section, or elsewhere by law or rule, the Chief Judge of the~~
24 ~~District Court shall:~~

25 ~~(8) After consultation with police administrators and the Motor~~
26 ~~Vehicle Administrator, design arrest citation forms that shall [be]:~~

27 ~~(I) BE used by all law enforcement agencies in the State when~~
28 ~~charging a person with a criminal, civil, or traffic offense, except for:~~

29 ~~[(i) 1. Violations by juveniles listed in § 3-8A-23(a) of this~~
30 ~~article;~~

1 ~~[(ii)] 2. Violations of parking ordinances or regulations~~
 2 ~~adopted under Title 26, Subtitle 3 of the Transportation Article; and~~

3 ~~[(iii)] 3. Other violations as expressly provided by law; AND~~

4 ~~(H) INCLUDE A LINE ON WHICH TO ADD THE \$7.50~~
 5 ~~SURCHARGE ASSESSED UNDER § 27-101.3 OF THE TRANSPORTATION ARTICLE;~~

6 ~~7-301.~~

7 ~~(a) (1) Except as provided in paragraphs (2) and (3) of this subsection, the~~
 8 ~~court costs in a traffic case, including parking and impounding cases, cases under §~~
 9 ~~21-202.1, § 21-809, § 21-810, or § 24-111.3 of the Transportation Article in which~~
 10 ~~costs are imposed, and cases under § 10-112 of the Criminal Law Article in which~~
 11 ~~costs are imposed;~~

12 ~~(i) Are \$22.50 [plus the surcharge under subsection (f) of this~~
 13 ~~section]; and~~

14 ~~(ii) Shall also be applicable to those cases in which the~~
 15 ~~defendant elects to waive the defendant's right to trial and pay the fine or penalty~~
 16 ~~deposit established by the Chief Judge of the District Court by administrative~~
 17 ~~regulation.~~

18 ~~(f) (1) This subsection does not apply to a traffic case under § 21-202.1, §~~
 19 ~~21-809, or § 21-810 of the Transportation Article or to a parking or impounding case.~~

20 ~~(2) In a traffic case under subsection (a)(1) of this section the court~~
 21 ~~shall add a \$7.50 surcharge to [the court costs] ANY FINE imposed by the court.~~

22 ~~(3) (i) The Comptroller annually shall credit the surcharges~~
 23 ~~collected under this subsection as provided in this paragraph.~~

24 ~~(ii) An amount annually as set forth in the State budget shall be~~
 25 ~~distributed for the Charles W. Riley Fire and Emergency Medical Services Tuition~~
 26 ~~Reimbursement Program as established in § 18-603 of the Education Article.~~

27 ~~(iii) After the distribution under subparagraph (ii) of this~~
 28 ~~paragraph, \$200,000 shall be distributed to the Maryland State Firemen's Association.~~

29 ~~(iv) After the distribution under subparagraphs (ii) and (iii) of~~
 30 ~~this paragraph and until a total of \$20,000,000 has been distributed to the Volunteer~~
 31 ~~Company Assistance Fund since the establishment of the surcharge under this~~
 32 ~~subsection, the remainder shall be credited to the Volunteer Company Assistance~~
 33 ~~Fund to be used in accordance with the provisions of Title 8, Subtitle 2 of the Public~~
 34 ~~Safety Article.~~

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1 ~~(v) After a total of \$20,000,000 has been distributed to the~~
 2 ~~Volunteer Company Assistance Fund, 100% of the remainder shall be credited to the~~
 3 ~~Maryland Emergency Medical [Systems Operation] SYSTEM OPERATIONS Fund~~
 4 ~~established under § 13-955 of the Transportation Article.~~ (2)

5 ~~(vi) On or before September 1 of each year until \$20,000,000 has~~
 6 ~~been distributed to the Volunteer Company Assistance Fund, the State Court~~
 7 ~~Administrator shall submit a report to the Senate Budget and Taxation Committee~~
 8 ~~and the House Appropriations Committee, in accordance with § 2-1246 of the State~~
 9 ~~Government Article, on the amount of revenue distributed to the Volunteer Company~~
 10 ~~Assistance Fund under this paragraph.~~

11 ~~Article - Economic Development~~

12 ~~4-801.~~

13 ~~(a) The Fund consists of:~~ (3)

14 ~~(1) revenue distributed to the Fund under § 2-202(a)(1)(ii) of the Tax~~
 15 ~~General Article; and~~

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

18 Article - Education

19 22-306.1.

20 (b) A county board shall reimburse the Department of Juvenile Services the
 21 amount of the basic cost calculated under subsection (a) of this section for each child
 22 who was domiciled in the county prior to the placement if the child:

23 (1) Is [committed to the Department of Juvenile Services and is] in a
 24 [program at a] facility or a residential facility;

25 (2) Is [not] in detention [or awaiting placement after disposition] FOR
 26 15 CONSECUTIVE DAYS OR MORE;

27 (3) Does not meet the criteria for shared State and local payment of
 28 educational costs as provided in §§ 8-406 and 8-415 of this article; and

29 (4) Was included in the full-time equivalent enrollment of the county
 30 as calculated under § 5-202 of this article.

31 Article - Natural Resources

1 5-903.

2 (a) (2) (v) For each of fiscal years 2010 through [2013] 2015,
3 \$1,217,000 of the State's share of funds available under subparagraph (i)1A of this
4 paragraph may be appropriated in the budgets of the Department, the Department of
5 General Services, and the Department of Planning for expenses necessary to
6 administer this Program.

7 Article – State Finance and Procurement

8 3A-302.

9 (a) This subtitle does not apply to changes relating to or the purchase, lease,
10 or rental of information technology by:

11 (1) public institutions of higher education solely for academic or
12 research purposes;

13 (2) the Maryland Port Administration;

14 (3) the University System of Maryland;

15 (4) St. Mary's College of Maryland; or

16 (5) Morgan State University.

17 (B) EXCEPT AS PROVIDED IN SUBSECTION (A) OF THIS SECTION, THIS
18 SUBTITLE APPLIES TO ANY PROJECT OF A UNIT OF THE EXECUTIVE BRANCH OF
19 STATE GOVERNMENT THAT INVOLVES AN AGREEMENT WITH A PUBLIC
20 INSTITUTION OF HIGHER EDUCATION FOR A PORTION OF THE DEVELOPMENT OF
21 THE PROJECT, WHETHER THE WORK ON THE DEVELOPMENT IS DONE DIRECTLY
22 OR INDIRECTLY BY THE PUBLIC INSTITUTION OF HIGHER EDUCATION.

23 [(b)] (C) Notwithstanding any other provision of law, except as provided in
24 subsection (a) of this section and §§ 3A-307(a)(2), 3A-308, and 3A-309 of this subtitle,
25 this subtitle applies to all units of the Executive Branch of State government including
26 public institutions of higher education other than Morgan State University, the
27 University System of Maryland, and St. Mary's College of Maryland.

28 Article – State Government

29 9-112.

1 (d) (4) (i) Subject to subparagraph (ii) of this paragraph, a veterans'
 2 organization issued a license under this subsection shall purchase or lease [from the
 3 Agency] the instant ticket lottery machines to be used by the veterans' organization.

4 (ii) An organization may not use receipts from the sale of tickets
 5 from instant ticket lottery machines that would otherwise be credited to the State
 6 Lottery Fund for the costs of purchasing or leasing instant ticket lottery machines.

7 18-103.

8 (e) (3) Each notary shall pay to the clerk:

9 (i) a fee of \$1 for qualifying the notary and registering the name,
 10 address, and commission expiration date of the notary; and

11 (ii) a fee of ~~[\$10]~~ \$11 or a lesser amount as prescribed by the
 12 Secretary of State for the commission issued.

13 18-112.

14 (a) The Secretary of State shall adopt regulations to establish fees, not to
 15 exceed ~~[\$2]~~ \$4 for an original notarial act, and an appropriate lesser amount for the
 16 repetition of that original notarial act or to make a copy of the matter addressed by that
 17 original notarial act.

18 (b) A notary public may charge 19 cents per mile, or a higher amount set by
 19 regulation of the Secretary of State, and a fee not to exceed \$5, as compensation for
 20 travel required for the performance of a notarial act.

21 Article - State Personnel and Pensions

22 21-308.

23 (a) (4) For fiscal year 2014 and each fiscal year thereafter, in addition to
 24 the amounts required under paragraph (2) of this subsection, the Governor shall
 25 include in the budget bill ~~[\$300,000,000]~~ \$200,000,000.

26 Article - Tax - General

27 ~~2-202.~~

28 ~~(a) After making the distribution required under § 2-201 of this subtitle,~~
 29 ~~within 20 days after the end of each quarter, the Comptroller shall distribute;~~

1 ~~(1) except as provided in subsection (b) of this section, from the~~
 2 ~~revenue from the State admissions and amusement tax on electronic bingo and~~
 3 ~~electronic tip jars under § 4-102(e) of this article[:~~

4 ~~(i), the revenue attributable to a tax rate of [20%] 25% to the~~
 5 ~~General Fund of the State; and~~

6 ~~[(ii) the revenue attributable to a tax rate of 5% to the Special~~
 7 ~~Fund for Preservation of Cultural Arts in Maryland, as provided in § 4-801 of the~~
 8 ~~Economic Development Article; and]~~

9 ~~(2) the remaining admissions and amusement tax revenue:~~

10 ~~(i) to the Maryland Stadium Authority, county, or municipal~~
 11 ~~corporation that is the source of the revenue; or~~

12 ~~(ii) if the Maryland Stadium Authority and also a county or~~
 13 ~~municipal corporation tax a reduced charge or free admission:~~

14 ~~1. 80% of that revenue to the Authority; and~~

15 ~~2. 20% to the county or municipal corporation.~~

16 2-606.

17 (e) [(1)] On or before June 30, 2010, the Comptroller shall distribute
 18 \$350,000,000 from the Local Reserve Account established to comply with this section
 19 to the Education Trust Fund established under § 9-1A-30 of the State Government
 20 Article.

21 [(2) In each of fiscal years 2014 through 2020, the State shall pay to
 22 the Local Reserve Account \$50,000,000 to repay the \$350,000,000 transfer to the
 23 Education Trust Fund authorized under paragraph (1) of this subsection.]

24 (G) (1) ON OR BEFORE JUNE 30, 2013, THE COMPTROLLER SHALL
 25 DISTRIBUTE \$15,379,979 FROM THE LOCAL RESERVE ACCOUNT ESTABLISHED
 26 TO COMPLY WITH THIS SECTION TO A SPECIAL FUND ESTABLISHED IN THE
 27 DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF PROVIDING
 28 TRANSPORTATION GRANTS TO MUNICIPALITIES.

29 (2) THE GRANTS AUTHORIZED UNDER THIS SUBSECTION SHALL
 30 BE ALLOCATED TO ELIGIBLE MUNICIPALITIES AS PROVIDED IN § 8-405 OF THE
 31 TRANSPORTATION ARTICLE.

1 13-209.

2 (g) (1) Notwithstanding § 7-311(j) of the State Finance and Procurement
3 Article, subject to paragraph (3) of this subsection, for fiscal year [2012] 2016 and for
4 each subsequent fiscal year, if the unappropriated General Fund surplus as of June 30
5 of the second preceding year exceeds \$10,000,000, the Governor shall include in the
6 budget bill a General Fund appropriation to the special fund under subsection (a) of
7 this section in an amount equal to at least the lesser of \$50,000,000 or the excess
8 surplus over \$10,000,000.

9 (H) (1) THE DISTRIBUTIONS REQUIRED UNDER THIS ~~SECTION~~
10 SUBSECTION MAY NOT BE UTILIZED OR CONSIDERED FOR THE PURPOSES OF
11 CALCULATING ANY ALLOCATION OR APPROPRIATION UNDER SUBSECTION (F)
12 OR (G) OF THIS SECTION.

13 (2) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE
14 GOVERNOR MAY TRANSFER FUNDS FROM THE SPECIAL FUND ESTABLISHED
15 UNDER THIS SECTION TO THE GENERAL FUND AS FOLLOWS:

16 (I) ON OR BEFORE JUNE 30, 2014, \$89,198,555;

17 (II) FOR THE FISCAL YEAR BEGINNING JULY 1, 2014,
18 \$75,062,000;

19 (III) FOR THE FISCAL YEAR BEGINNING JULY 1, 2015,
20 \$77,654,000;

21 (IV) FOR THE FISCAL YEAR BEGINNING JULY 1, 2016,
22 \$82,771,000; AND

23 (V) FOR THE FISCAL YEAR BEGINNING JULY 1, 2017,
24 \$86,028,000.

25 Article - Transportation

26 7-208.

27 (b-1) Subject to § 7-506 of this title, the Administration:

28 (1) [Shall] SUBJECT TO ITEMS (2) AND (3) OF THIS SUBSECTION,
29 SHALL set the fare prices and collect other operating revenues in an amount sufficient
30 to achieve the farebox recovery requirement established in subsection (b) of this section;
31 [and]

6

1 [1.] (I) a project for rehabilitation of a single-family,
2 owner-occupied residence for which an application for approval of a plan of proposed
3 rehabilitation was received by the Director on or before June 30, 2004; or

4 [2.] (II) SUBJECT TO PARAGRAPH (3) OF THIS
5 SUBSECTION, a commercial rehabilitation project for which an application of a plan of
6 proposed rehabilitation has been approved by the Director on or before June 30, 2004.

7 [(ii) The Director shall continue to report to the Governor and
8 the General Assembly as required under subsection (g) of this section for as long as
9 any rehabilitation project for which an application for approval of a plan of proposed
10 rehabilitation was received by the Director on or before June 30, 2004 remains
11 incomplete.]

12 (3) THE TAX CREDIT AUTHORIZED UNDER THIS SECTION FOR A
13 COMMERCIAL REHABILITATION PROJECT EXPIRES ON JULY 1, 2014, UNLESS,
14 ON OR BEFORE JUNE 30, 2014, THE APPLICANT DEMONSTRATES TO THE
15 DIRECTOR THAT THE COMMERCIAL REHABILITATION PROJECT HAS A VALID,
16 UNEXPIRED BUILDING PERMIT FOR THE REHABILITATION PROJECT.

17 (4) THE DIRECTOR SHALL NOTIFY, IN WRITING, THE OWNER OR
18 DEVELOPER THAT RECEIVED APPROVAL OF A PLAN OF PROPOSED
19 REHABILITATION FOR A COMMERCIAL REHABILITATION PROJECT OF THE
20 REQUIREMENTS OF THIS SUBSECTION.

21 (5) ON OR BEFORE AUGUST 1, 2014, THE DIRECTOR SHALL
22 REPORT TO THE COMPTROLLER THE NUMBER OF TAX CREDITS AND THE
23 AMOUNT OF THE TAX CREDITS THAT HAVE EXPIRED IN ACCORDANCE WITH THIS
24 SUBSECTION.

25 Chapter 397 of the Acts of 2011

26 SECTION 16. AND BE IT FURTHER ENACTED, That, in addition to any other
27 revenue generated under § 19-214 of the Health – General Article, as amended by this
28 Act:

29 (a) For fiscal year 2012, the Health Services Cost Review Commission shall
30 approve a combination of hospital assessments and remittances in the amount of
31 \$389,825,000 to support the general operations of the Medicaid program. The
32 Commission may reduce assessments or remittances by the amount of any reduction
33 in State Medicaid expenditures that will result from any Commission-approved
34 changes in hospital rates or policies.

35 (b) For fiscal [year] YEARS 2013 and [every fiscal year thereafter] 2014, the
36 Commission and the Department of Health and Mental Hygiene shall adopt policies

1 that will provide at least \$389,825,000 from a combination of special fund revenues
 2 and General Fund savings from reduced hospital or other payments made by the
 3 Medicaid program. The policies adopted under this subsection shall be in lieu of the
 4 hospital assessment and remittance revenue generated in fiscal year 2012, but may
 5 include hospital assessments and remittances. To the maximum extent possible, the
 6 Commission and the Department shall adopt policies that preserve the State Medicare
 7 waiver.

8 (C) FOR FISCAL YEAR 2015 AND EVERY FISCAL YEAR THEREAFTER, THE
 9 COMMISSION AND THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE
 10 SHALL ADOPT POLICIES THAT WILL PROVIDE UP TO \$389,825,000 IN SPECIAL
 11 FUND REVENUES FROM HOSPITAL ASSESSMENT AND REMITTANCE REVENUE. IN
 12 EACH FISCAL YEAR, THE COMMISSION AND THE DEPARTMENT OF HEALTH AND
 13 MENTAL HYGIENE MAY ADOPT POLICIES THAT RESULT IN NEW GENERAL FUND
 14 SAVINGS FROM REDUCED HOSPITAL OR OTHER PAYMENTS MADE BY THE
 15 MEDICAID PROGRAM AND THOSE SAVINGS MAY BE USED TO OFFSET HOSPITAL
 16 ASSESSMENT AND REMITTANCE REVENUE IN THE FIRST YEAR THAT THOSE
 17 POLICIES ARE ADOPTED, A COMBINATION OF SPECIAL FUND REVENUES AND
 18 GENERAL FUND SAVINGS FROM REDUCED HOSPITAL OR OTHER PAYMENTS
 19 MADE BY THE MEDICAID PROGRAM. THE POLICIES ADOPTED UNDER THIS
 20 SUBSECTION SHALL BE IN LIEU OF THE HOSPITAL ASSESSMENT AND
 21 REMITTANCE REVENUE GENERATED IN FISCAL YEAR 2012, BUT MAY INCLUDE
 22 HOSPITAL ASSESSMENTS AND REMITTANCES. TO THE MAXIMUM EXTENT
 23 POSSIBLE, THE COMMISSION AND THE DEPARTMENT SHALL ADOPT POLICIES
 24 THAT PRESERVE THE STATE'S MEDICARE WAIVER.

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

27 Article 24 – Political Subdivisions – Miscellaneous Provisions

28 9-1101.

29 (a) (1) Subject to subsection (d) of this section, for each fiscal year, the
 30 Comptroller shall distribute to a county the amount determined for each county under
 31 this section.

32 (2) The amount a county shall receive under this section in any fiscal
 33 year shall be based on the county income tax collected from individuals for the taxable
 34 year that ended in the second prior fiscal year, from returns filed through November 1
 35 immediately preceding the applicable fiscal year, as determined by the Comptroller.

36 (b) (2) [(i) Subject to subparagraph (ii) of this paragraph, if] IF the per
 37 capita yield of the county income tax for a county determined under paragraph (1)(i) of
 38 this subsection is less than 75% of the per capita statewide yield of the county income

1 tax determined under paragraph (1)(ii) of this subsection, the Comptroller shall
 2 determine the amount that would increase the county per capita yield to equal 75% of
 3 the statewide per capita yield, as rounded to the nearest dollar.

4 [(ii) For fiscal year 2012 only, if the per capita yield of the county
 5 income tax for a county determined under paragraph (1)(i) of this subsection is less
 6 than 77% of the per capita statewide yield of the county income tax determined under
 7 paragraph (1)(ii) of this subsection, the Comptroller shall determine the amount that
 8 would increase the county per capita yield to equal 77% of the statewide per capita
 9 yield, as rounded to the nearest dollar.]

10 (3) A county may not receive a distribution under this subsection if the
 11 county tax rate in that county was less than [2.4%] 2.6%:

12 (i) For the taxable year that ended in the second prior fiscal
 13 year; or

14 (ii) For any subsequent taxable year through the taxable year
 15 that ends in the current fiscal year.

16 (d) (1) [For] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS
 17 SUBSECTION, FOR fiscal year 2011 and each subsequent fiscal year, the distribution
 18 provided to any county or Baltimore City under this section may not exceed the amount
 19 distributed to the county or Baltimore City for fiscal year 2010.

20 (2) (I) IF A COUNTY OR BALTIMORE CITY HAS A COUNTY
 21 INCOME TAX RATE OF AT LEAST 2.8% BUT LESS THAN 3%, THE COUNTY OR
 22 BALTIMORE CITY MAY RECEIVE A MINIMUM OF 20% OF THE AMOUNT
 23 DETERMINED UNDER SUBSECTION (B)(2) OF THIS SECTION.

24 (II) IF A COUNTY OR BALTIMORE CITY HAS A COUNTY
 25 INCOME TAX RATE OF AT LEAST 3% BUT LESS THAN 3.2%, THE COUNTY OR
 26 BALTIMORE CITY MAY RECEIVE A MINIMUM OF 40% OF THE AMOUNT
 27 DETERMINED UNDER SUBSECTION (B)(2) OF THIS SECTION.

28 (III) IF A COUNTY OR BALTIMORE CITY HAS A COUNTY
 29 INCOME TAX RATE OF AT LEAST 3.2%, THE COUNTY OR BALTIMORE CITY MAY
 30 RECEIVE A MINIMUM OF 60% OF THE AMOUNT DETERMINED UNDER SUBSECTION
 31 (B)(2) OF THIS SECTION.

32 SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland
 33 read as follows:

34 Article – Local Government

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1 16-501.

2 (a) Subject to subsection (e) of this section, for each fiscal year, the
 3 Comptroller shall pay to an eligible county a grant in the amount determined under
 4 subsection (c)(3) of this section.

5 (b) A county may not receive a grant under subsection (a) of this section if the
 6 county's income tax rate was less than [2.4%] 2.6%:

7 (1) for the taxable year that ended in the second prior fiscal year; or

8 (2) for any subsequent taxable year through the taxable year that ends
 9 in the current fiscal year.

10 (c) (3) If the per capita yield of the county income tax for a county
 11 determined under paragraph (2)(i) of this subsection is less than 75% of the per capita
 12 statewide yield of the county income tax determined under paragraph (2)(ii) of this
 13 subsection, the Comptroller shall determine the amount that would increase the county
 14 per capita yield to equal 75% of the statewide per capita yield, as rounded to the nearest
 15 dollar.

16 (e) (1) [For] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS
 17 SUBSECTION, FOR fiscal year 2011 and each subsequent fiscal year, the distribution
 18 provided to any county or Baltimore City under this section may not exceed the amount
 19 distributed to the county or Baltimore City for fiscal year 2010.

20 (2) (I) IF A COUNTY OR BALTIMORE CITY HAS A COUNTY
 21 INCOME TAX RATE OF AT LEAST 2.8% BUT LESS THAN 3%, THE COUNTY OR
 22 BALTIMORE CITY MAY RECEIVE A MINIMUM OF 20% OF THE AMOUNT
 23 DETERMINED UNDER SUBSECTION (C)(3) OF THIS SECTION.

24 (II) IF A COUNTY OR BALTIMORE CITY HAS A COUNTY
 25 INCOME TAX RATE OF AT LEAST 3% BUT LESS THAN 3.2%, THE COUNTY OR
 26 BALTIMORE CITY MAY RECEIVE A MINIMUM OF 40% OF THE AMOUNT
 27 DETERMINED UNDER SUBSECTION (C)(3) OF THIS SECTION.

28 (III) IF A COUNTY OR BALTIMORE CITY HAS A COUNTY
 29 INCOME TAX RATE OF AT LEAST 3.2%, THE COUNTY OR BALTIMORE CITY MAY
 30 RECEIVE A MINIMUM OF 60% OF THE AMOUNT DETERMINED UNDER SUBSECTION
 31 (C)(3) OF THIS SECTION.

32 ~~SECTION 2. AND BE IT FURTHER ENACTED, That Section (e) 8-406(b) and~~
 33 ~~10-704.1 of the Tax General Article of the Annotated Code of Maryland be repealed.~~

34 SECTION ~~3~~ 4. AND BE IT FURTHER ENACTED, That, notwithstanding
 35 any other provision of law, on or before June 30, 2013, the Governor may transfer

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1 \$1,000,000 of the funds in the State Insurance Trust Fund established under § 9-103
2 of the State Finance and Procurement Article to the General Fund.

3 ~~SECTION 4. AND BE IT FURTHER ENACTED, That, notwithstanding any~~
4 ~~other provision of law, on or before June 30, 2014, the Governor may transfer~~
5 ~~\$2,000,000 from the Small, Minority, and Women Owned Business Investment~~
6 ~~Account established under § 9-1A-35 of the State Government Article to the Small~~
7 ~~Business Development Contract Financing Fund established under Part III of Title 5,~~
8 ~~Subtitle 5 of the Economic Development Article.~~

9 SECTION ~~5. 3.~~ 5. AND BE IT FURTHER ENACTED, That, for fiscal year 2014,
10 payments to providers of nonpublic placements under § 8-406 of the Education Article
11 may not increase by more than 2.5% over the rates in effect on January 16, 2013.

12 SECTION ~~6. 4.~~ 6. AND BE IT FURTHER ENACTED, That, for fiscal year 2014,
13 payments to providers with rates set by the Interagency Rates Committee under §
14 8-417 of the Education Article may not increase by more than 2.5% over the rates in
15 effect on January 16, 2013.

16 SECTION ~~7. 5.~~ 7. AND BE IT FURTHER ENACTED, That:

17 (1) In this section, "Commission" means the Health Services Cost
18 Review Commission.

19 (2) The Department of Health and Mental Hygiene shall achieve
20 \$30,000,000 of General Fund savings in fiscal year 2014 from a combination of tiered
21 rates for hospital outpatient and emergency department services and hospital update
22 factors approved by the Commission that are lower than assumed in the Medicaid
23 budget for fiscal year 2014.

24 (3) (i) The Commission shall engage an independent consultant to
25 prepare an analysis projecting the savings Medicaid will achieve from tiered rates in
26 fiscal year 2014.

27 (ii) The Medicaid Program shall make available to the
28 Commission and any related consultants the data deemed necessary for the consultant
29 to prepare the analysis.

30 (iii) In calculating the Medicaid savings from tiered rates, the
31 consultant shall:

32 1. Estimate fiscal year 2014 Medicaid utilization of the
33 clinics and emergency departments using available fiscal year 2013 data adjusted for
34 Medicaid's estimates of enrollment growth for fiscal year 2014; and

35 2. Compare the amount Medicaid would pay for each
36 service using the preliminary or final Commission-approved clinic and emergency

1 department rates established by the Commission for fiscal year 2014 to the amount
2 Medicaid will pay using the fiscal year 2014 tiered rates developed by the hospitals.

3 (4) On or before December 15, 2013, the Commission shall submit a
4 report to the Governor and, in accordance with § 2-1246 of the State Government
5 Article, the General Assembly identifying the projected fiscal year 2014 savings, if
6 any, to the Medicaid Program from:

7 (i) Tiered rates at hospital outpatient clinics and emergency
8 departments as projected by the independent consultant; and

9 (ii) A fiscal year 2014 update factor that is less than assumed in
10 the fiscal year 2014 Medicaid budget.

11 (5) If the report projects General Fund savings of less than
12 \$30,000,000, the Commission shall take one or more of the following actions:

13 (i) Adjust the Medicaid hospital assessment so that the fiscal
14 year 2014 assessment rate as a percentage of projected regulated net patient revenue
15 equals the fiscal year 2013 assessment rate as a percentage of projected regulated net
16 patient revenue;

17 (ii) Reduce the Maryland Health Insurance Plan hospital
18 assessment by an amount sufficient to ensure that the combined Medicaid and
19 Maryland Health Insurance Plan assessments do not exceed \$518,000,000 in fiscal
20 year 2014; or

21 (iii) Identify and implement additional or alternative actions
22 that will bring the combined Medicaid General Fund savings in fiscal year 2014 to
23 \$30,000,000.

24 SECTION ~~6~~ 8. AND BE IT FURTHER ENACTED, That, notwithstanding any
25 other provision of law, on or before June 30, 2013, the Governor may transfer \$430,000
26 from the Sustainable Communities Tax Credit Reserve Fund established under §
27 5A-303(d) of the State Finance and Procurement Article, which is the amount of
28 commercial tax credit certificates that were issued in Fiscal Year 2007 and that have
29 not been claimed under § 5A-303(f)(4) of the State Finance and Procurement Article or
30 extended under § 5A-303(c)(3)(ii) of the State Finance and Procurement Article. The
31 Director of the Maryland Historical Trust shall notify, in writing, the owner or
32 developer that received approval of a plan of proposed rehabilitation that these tax
33 credit certificates have expired.

34 SECTION ~~7~~ 9. AND BE IT FURTHER ENACTED, That \$2,100,000 of the
35 unexpended and unencumbered General Fund appropriations that were included in
36 program M00L01.03 of the Budget Bill for Fiscal Year 2013, as enacted during the
37 2012 Session (Chapter 148 of the Acts of 2012), may be used only to increase, effective
38 January 1, 2013, specialty physician evaluation and management rates in the public

1 mental health system to the calendar 2013 Medicare rate for the same services. If any
 2 unexpended and unencumbered funding is not used for this restricted purpose, it shall
 3 revert to the General Fund.

4 SECTION ~~9~~ 10. AND BE IT FURTHER ENACTED, That \$4,200,000 of the
 5 unexpended and unencumbered General Fund appropriations that were included in
 6 program M00L01.03 of the Budget Bill for Fiscal Year 2013, as enacted during the
 7 2012 Session (Chapter 148 of the Acts of 2012), may be used only for the payment of
 8 any remaining fiscal year 2012 unprovided for General Fund payables reported to the
 9 Office of the Comptroller at the fiscal year 2012 closeout in program M00L01.02
 10 Community Services and program M00L01.03 Community Services for Medicaid
 11 Recipients. If any unexpended and unencumbered funding is not used for this
 12 restricted purpose, it shall revert to the General Fund.

13 SECTION ~~9~~ 11. AND BE IT FURTHER ENACTED, That any unexpended and
 14 unencumbered General Fund appropriations that were included in program RA02.07
 15 of the Budget Bill for Fiscal Year 2013, as enacted during the 2012 Session (Chapter
 16 148 of the Acts of 2012), or program RA02.05 of the Budget Bill for Fiscal Year 2013,
 17 as enacted during the 2012 Session (Chapter 148 of the Acts of 2012), may be used
 18 only for the Quality Teacher Incentive Program under § 6-306(b) of the Education
 19 Article. If any unexpended and unencumbered funding is not used for this restricted
 20 purpose, it shall revert to the General Fund.

21 SECTION ~~10~~ 12. AND BE IT FURTHER ENACTED, That, notwithstanding
 22 any other provision of law, on or before June 30, 2013, the Governor may transfer any
 23 funds in the Special Fund for Preservation of Cultural Arts in Maryland established
 24 under § 4-801 of the Economic Development Article to the General Fund.

25 SECTION 13. AND BE IT FURTHER ENACTED, That, notwithstanding any
 26 other provision of law, for fiscal year 2014, the Governor may include in the annual
 27 operating or capital budget submission for county library capital projects the lesser of:

28 (1) \$5,000,000; or

29 (2) the total estimated State cost of capital projects approved by the
 30 State Board of Education under § 23-510(e)(4) of the Education Article.

31 SECTION 14. AND BE IT FURTHER ENACTED, That, notwithstanding any
 32 other provision of law:

33 (a) Except as otherwise provided in this section, State employees employed by
 34 any entity, including the University System of Maryland, Morgan State University, and
 35 St. Mary's College of Maryland, may not receive merit increases before April 1, 2014.

36 (b) This provision does not affect:

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1 (1) salaries for constitutional officers or members of the General
2 Assembly;

3 (2) increases necessary for the retention of faculty in the University
4 System of Maryland, Morgan State University, or St. Mary's College of Maryland;

5 (3) payments under a collective bargaining agreement negotiated with
6 an accredited representative in accordance with § 7-601 of the Transportation Article;
7 or

8 (4) for fiscal year 2014 only, operationally critical staff.

9 (c) On or before December 1, 2013, in accordance with § 2-1246 of the State
10 Government Article, the University System of Maryland, Morgan State University, and
11 St. Mary's College of Maryland shall each submit a report to the Senate Budget and
12 Taxation Committee and the House Appropriations Committee that details the policies
13 adopted by the governing boards of those institutions to designate operationally critical
14 staff, all staff identified as critical under subsection (b)(4) of this section, and any merit
15 increases awarded as a consequence of this designation.

16 (d) On or before December 1, 2013, in accordance with § 2-1246 of the State
17 Government Article, the Department of Budget and Management shall submit a report
18 to the Senate Budget and Taxation Committee and the House Appropriations
19 Committee that details the policies adopted to designate operationally critical staff, all
20 Executive Branch staff identified as critical under subsection (b)(4) of this section, and
21 any merit increases awarded as a consequence of this designation.

22 SECTION ~~8, 11~~ 15. AND BE IT FURTHER ENACTED, That, if any provision
23 of this Act or the application thereof to any person or circumstance is held invalid for
24 any reason in a court of competent jurisdiction, the invalidity does not affect other
25 provisions or any other application of this Act which can be given effect without the
26 invalid provision or application, and for this purpose the provisions of this Act are
27 declared severable.

28 ~~SECTION 9. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall~~
29 ~~take effect July 1, 2013, and shall be applicable to all taxable years beginning after~~
30 ~~December 31, 2012.~~

31 SECTION 16. AND BE IT FURTHER ENACTED, That Section 2 of this Act
32 shall take effect July 1, 2013.

33 SECTION 17. AND BE IT FURTHER ENACTED, That Section 3 of this Act
34 shall take effect on the taking effect of Chapter (H.B. 472) of the Acts of the General
35 Assembly of 2013. If Section 3 of this Act takes effect, Section 2 of this Act shall be
36 abrogated and of no further force and effect.

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1 SECTION ~~10, 12, 18.~~ AND BE IT FURTHER ENACTED, That, ~~except as~~
2 ~~provided in Section 9 of this Act, except as provided in Sections 16 and 17 of this Act,~~
3 this Act shall take effect June 1, 2013.

(11)