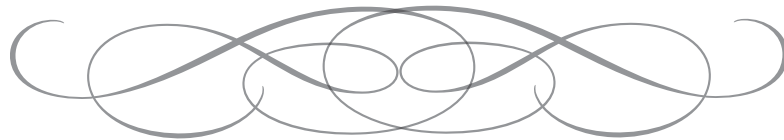


Report of the
Senate Budget and Taxation Committee
to the Maryland Senate



2016 SESSION



Recommendations, Reductions, and Summary of
Action Pertaining to:
Senate Bill 190

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Maryland Insurance Administration
Maryland Public Broadcasting Commission
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Administration
Criminal Injuries Compensation Board
Division of Correction
Division of Parole and Probation
Division of Pretrial Detention and Services
Inmate Grievance Office
Maryland Commission on Correctional Standards
Maryland Parole Commission
Overview
Patuxent Institution
Police and Correctional Training Commissions

Patrick S. Frank

Department of Budget and Management
Personnel
Department of Information Technology
Public Debt
State Reserve Fund

Andrew D. Gray

Chesapeake Bay Overview
Department of Agriculture
Department of Natural Resources
Department of Planning
Department of the Environment

Garret T. Halbach

Aid to Community Colleges
Baltimore City Community College
Higher Education Overview
Historic St. Mary's City Commission
Maryland Higher Education Commission (MHEC)
MHEC – Scholarship Programs
St. Mary's College of Maryland
University System of Maryland
University of Maryland Center for Environmental Science
University of Maryland University College

Lindsey B. Holthaus

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Chronic Hospitals
Developmental Disabilities Administration
Office of Health Care Quality
Prevention and Health Promotion Administration
Public Health Administration
Maryland Health Benefit Exchange

Brandon Juhaish

Board of Public Works
Department of General Services

Matthew D. Klein

Capital Fiscal Briefing (PAYGO Overview)

Jason A. Kramer	Department of Housing and Community Development Maryland Automobile Insurance Fund Maryland Transportation Authority Maryland Department of Transportation Maryland Aviation Administration Maryland Port Administration Motor Vehicle Administration
Steven D. McCulloch	Maryland Department of Transportation Debt Service Requirements Maryland Transit Administration Overview Secretary's Office State Highway Administration Washington Metropolitan Area Transit Authority
Jordan D. More	Department of Health and Mental Hygiene Administration Behavioral Health Administration Health Professionals Boards and Commissions Health Regulatory Commissions Overview Payments to Civil Divisions of the State
Simon G. Powell	Department of Health and Mental Hygiene Medical Care Programs Administration
Michael C. Rubenstein	State Retirement Agency
Rebecca J. Ruff	Department of Juvenile Services Department of State Police Governor's Office of Crime Control and Prevention Maryland Emergency Medical System Operations Fund Maryland Institute for Emergency Medical Services Systems Military Department

Kyle D. Siefering

Interagency Committee on School Construction
Maryland School for the Deaf
Maryland State Department of Education
Aid to Education
Early Childhood Development
Funding for Educational Organizations
Headquarters

Jody J. Sprinkle

Department of Economic Competitiveness and Commerce
Maryland Economic Development Corporation
Maryland Stadium Authority
Maryland Technology Development Corporation
State Lottery and Gaming Control Agency

Jared S. Sussman

Department of Disabilities
Governor's Office for Children and Interagency Fund
Department of Aging
Department of Human Resources
Administration
Child Support Enforcement Administration
Department of Veterans Affairs
State Board of Elections

Laura M. Vykol

Department of Budget and Management
Secretary
Executive Department
Boards, Commissions, and Offices
Governor
General Assembly of Maryland
Maryland Supplemental Retirement Plans
Subsequent Injury Fund

Benjamin B. Wilhelm

Judiciary
Maryland State Board of Contract Appeals
Office of Administrative Hearings
Office of the Attorney General
Office of the Public Defender
Property Tax Assessment Appeals Boards
State Department of Assessments and Taxation
Workers' Compensation Commission

Tonya D. Zimmerman

Department of Human Resources
Family Investment Administration
Office of Home Energy Programs
Overview
Social Services Administration
Maryland Energy Administration
Maryland Food Center Authority
Public Service Commission

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Senate Budget and Taxation Committee – Reductions

<u>Agency</u>	<u>General Funds</u>	<u>Special Funds</u>	<u>Federal Funds</u>	<u>Higher Ed. Funds</u>	<u>Total Funds</u>	<u>Positions</u>
2017 Budget Request						
General Assembly of Maryland	-\$446,000	\$0	\$0	\$0	-\$446,000	
Judiciary	2,376,310	79,090	0	0	2,455,400	-3.0
Office of the Attorney General	0	3,000,000	0	0	3,000,000	
Maryland Energy Administration	0	565,146	0	0	565,146	
Governor's Office of Crime Control and Prevention	0	0	734,352	0	734,352	
Department of Aging	39,141	0	0	0	39,141	1.0
State Board of Elections	790,964	0	0	0	790,964	
State Archives	0	423,724	0	0	423,724	
Maryland Health Benefit Exchange	0	130,058	0	0	130,058	2.0
State Department of Assessments and Taxation	1,100,000	1,100,000	0	0	2,200,000	
Department of Budget and Management – Personnel	440,000	90,000	110,000	0	640,000	
Department of Information Technology	1,000,000	0	0	0	1,000,000	
State Retirement Agency	0	338,693	0	0	338,693	1.0
Department of General Services	0	426,098	0	0	426,098	
Maryland Department of Transportation – Washington Metropolitan Area Transit Authority – Capital Budget	0	26,000,000	0	0	26,000,000	
Department of Health and Mental Hygiene (DHMH) – Health Professional Boards and Commission	0	500,000	0	0	500,000	

<u>Agency</u>	<u>General Funds</u>	<u>Special Funds</u>	<u>Federal Funds</u>	<u>Higher Ed. Funds</u>	<u>Total Funds</u>	<u>Positions</u>
DHMH – Developmental Disabilities Administration	73,500	0	212,500	0	286,000	
Department of Public Safety and Correctional Service – Patuxent Institution	0	0	100,000	0	100,000	
Department of Juvenile Services	201,000	0	0	0	201,000	
<i>Subtotal Fiscal 2017 Regular Budget</i>	<i>\$5,574,915</i>	<i>\$32,652,809</i>	<i>\$1,156,852</i>	<i>\$0</i>	<i>\$39,384,576</i>	<i>1.0</i>
Fiscal 2017 Total Budget	\$5,574,915	\$32,652,809	\$1,156,852	\$0	\$39,384,576	1.0
Grand Total Budget Bill	\$5,574,915	\$32,652,809	\$1,156,852	\$0	\$39,384,576	1.0

A15000
Payments to Civil Divisions of the State

Budget Amendments

A15000.01 Disparity Grants

Add the following language to the general fund appropriation:

, provided that \$1,000,000 of this appropriation made for the purpose of a disparity grant to Baltimore City may not be expended until Baltimore City submits to the Department of Legislative Services the Uniform Financial Report and audit report for fiscal 2014, 2015, and 2016. Funds restricted pending receipt of these reports may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the reports are not submitted to the Department of Legislative Services.

Explanation: The language withholds \$1,000,000 of the disparity grant to Baltimore City until Baltimore City submits the Uniform Financial Report and audit report for fiscal 2014, 2015, and 2016 to the Department of Legislative Services. The fiscal 2014 and 2015 reports are already delinquent while the fiscal 2016 report will be due during fiscal 2017.

Amendment No.

1

Add the following language to the general fund appropriation:

Further provided that \$1,500,000 of this appropriation made for the purpose of a disparity grant to Baltimore City may not be expended until Baltimore City submits a report demonstrating that the funding which Baltimore City received for the Maryland Center for Veterans Education and Training has been provided to the center. The report shall be submitted to the budget committees prior to the disbursement of funds, and the budget committees shall have 45 days to review and comment. Funds restricted pending the receipt of the report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the committees.

Explanation: The language requests a report from Baltimore City demonstrating that it has provided the funding which it received for the Maryland Center for Veterans Education and Training (MCVET) to MCVET.

Information Request

Author

Due Date

Funding provided to MCVET Baltimore City

Prior to the disbursement of funds

Amendment No.

2

A15000

Add the following language to the general fund appropriation:

Further provided that \$10,000,000 of this appropriation for Baltimore City may not be distributed as a grant to Baltimore City until the Maryland State Department of Education (MSDE) certifies that Baltimore City has appropriated for fiscal 2017 an additional \$10,000,000 for the Baltimore City Public Schools over the fiscal 2016 appropriation. If MSDE does not certify that Baltimore City has appropriated an additional \$10,000,000 for the school system, then the funds may not be expended for this purpose or transferred for any other purpose, and shall revert to the General Fund at the end of the fiscal year.

Explanation: This language restricts \$10 million in disparity grant funding for Baltimore City contingent on Baltimore City appropriating for fiscal 2017 an additional \$10 million for Baltimore City Public Schools over the fiscal 2016 local appropriation.

Amendment No.

3

C00A Judiciary

Budget Amendments

Add the following language:

Provided that 34 positions and \$3,786,876 in general funds are contingent upon the enactment of HB 74 or SB 117.

Explanation: This action makes the funding for these positions contingent upon the enactment of HB 74 or SB 117, which would create the judgeships that the funding and positions are intended to support. Included in the amount is 34 new positions, as well as 4 contractual bailiff full-time equivalents and supply costs.

Amendment No.

4

Add the following language:

Further provided that the general fund appropriation shall be increased by \$322,691 and 3.0 new regular positions shall be created for a new circuit court judge in Baltimore City, a courtroom clerk, and law clerk, contingent upon enactment of HB 74 or SB 117. The Chief Judge shall allocate this increase and new positions across the Judicial Branch.

Explanation: This action increases the Judiciary's appropriation and provides additional regular positions to support a circuit court judgeship in Baltimore City that is created in HB 74 and SB 117, but was not included in the Judiciary's budget allowance. The action is contingent upon enactment of the HB 74 or SB 117.

Amendment No.

5

Add the following language:

Further provided that \$650,000 in general funds is eliminated and that turnover for employees is increased to 4.23%.

Explanation: This language increases the employee turnover rate to 4.23% and thereby reduces the general fund appropriation by \$650,000 to reflect that increased turnover expectancy.

Amendment No.

6

C00A

JUDICIARY

C00A00.04 District Court

Add the following language to the general fund appropriation:

, provided that \$10,000,000 of the general fund appropriation may be expended only for the purpose of providing attorneys for required representation at initial appearances before District Court commissioners consistent with the holding of the Court of Appeals in DeWolfe v. Richmond. Any funds not expended for this purpose shall revert to the General Fund. Further provided that the Chief Judge is authorized to process a budget amendment to transfer up to \$10,000,000 in general funds to the appropriate unit of State government upon the enactment of legislation designating that unit of government to assume responsibility for providing attorneys for required representation at initial appearances before District Court commissioners.

Further provided that, contingent upon enactment of SB 1134 obligating counties to pay the cost of this representation in excess of the amount restricted for this purpose in the State budget, any State funds to provide attorneys for required representation at initial appearances before District Court commissioners shall be distributed on the basis of the calendar 2015 distribution of initial appearances within each county. If the allotment for a specific county is expended before the end of the fiscal year, then any further costs shall be addressed first by reallocating any unspent amounts remaining from other county allotments at the end of the fiscal year, and any final unresolved amounts to be paid by that county.

Explanation: This language restricts the use of \$10 million of the Judiciary's general fund appropriation for the implementation of Richmond and authorizes the Chief Judge to transfer these funds, by budget amendment, to another agency if legislation provides an alternative to the Appointed Attorney Program. This language also directs the Judiciary to allocate the restricted funds by county based on the shares of calendar 2015 appearances contingent upon the passage of SB 1134 that obligates the counties to pay any costs for the program in excess of the restricted amount.

Amendment No.

7

C00A

Add the following language to the general fund appropriation:

Further provided that \$340,000 of this appropriation made for operating expenditures is eliminated. The Chief Judge shall allocate the reduction across the District Court program.

Explanation: This action reduces the District Court's fiscal 2017 general fund appropriation for operating expenditures. An 8% inflation rate over fiscal 2015 actual expenditures was applied to operating expenditures in this program. This action applies a 2% per year inflation rate to those objects and authorizes the Judiciary discretion to allocate the reduction within the program.

Amendment No.

8

Committee Narrative

Appointed Attorney Program Costs and Expenditures: The committees remain concerned about the operations of the Appointed Attorney Program and the State's efforts to comply with the Richmond decision. The committees request a report detailing the fiscal 2016 costs of the Appointed Attorney Program, including reimbursement for tolls and mileage, as well as program utilization statistics.

Information Request	Author	Due Date
Fiscal 2016 Appointed Attorney Program costs and usage	Judiciary	October 1, 2016

C00A

Budget Amendments

C00A00.10 Clerks of the Circuit Court

Add the following language to the general fund appropriation:

, provided that \$500,000 of this appropriation made for operating expenditures is eliminated.
The Chief Judge shall allocate this reduction across the Clerks of the Circuit Court program.

Explanation: This action reduces the Judiciary's fiscal 2017 budget for operating expenditures for the Clerks of the Circuit Court program. An 8% inflation rate over fiscal 2015 actual expenditures was applied to operating expenditures in this program. This action applies a 2% per year inflation rate to those objects and provides the Judiciary discretion to allocate the reduction within the program.

Amendment No.

9

C80B00
Office of the Public Defender

Committee Narrative

Public Defender Caseload Standards: Caseload standards for employees of the Office of the Public Defender have not been updated in almost a decade and the current targets have been met only rarely and inconsistently. The committees request a report on the adequacy of the current standards and whether the standards should be updated to reflect the agency's present workload and standards for the practice of law.

Information Request	Author	Due Date
Caseload standards review	Office of the Public Defender	October 1, 2016

C81C
Office of the Attorney General

Budget Amendments

OFFICE OF THE ATTORNEY GENERAL

C81C00.21 Mortgage Foreclosure Settlement Program

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Eliminate \$3,000,000 in funding for grants from the Mortgage Settlement Fund. The agency already has authorization to expend these one-time funds in fiscal 2016.	3,000,000 SF	
Total Reductions	3,000,000	0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Special Fund	5,654,338	2,654,338	3,000,000	
Total Funds	5,654,338	2,654,338	3,000,000	

Amendment No.

10

D05E
Board of Public Works

Committee Narrative

BOARD OF PUBLIC WORKS

D05E01.01 Administration Office

Managing for Results Minority Business Enterprise (MBE) Measures: The Board of Public Works (BPW) Managing for Results (MFR) submission for MBE attainment currently reflects the number of contracts requiring board approval and their associated MBE participation rate. Per § 14-302 of the State Finance and Procurement Article, MBE achievement reflects an overall percentage goal of the agency's total dollar value of procurement contracts. The committees request BPW include the annual dollar expenditure with MBEs for individual contracts that require board approval as part of its annual MFR submission to the General Assembly.

Information Request	Author	Due Date
Minority Business Enterprise Reporting	BPW	Annual, beginning with fiscal 2018 MFR submission

D05E01.10 Miscellaneous Grants to Private Non-Profit Groups

Operational Reporting: In continuance of the practice that began in July 2008, the committees request that the Maryland Zoological Society submit:

- audited financial statements for fiscal 2016; and
- year-to-date monthly attendance figures for the zoo for fiscal 2017 (by visitor group).

Information Request	Author	Due Date
Audited financials	Maryland Zoological Society	November 1, 2016
Attendance reports	Maryland Zoological Society	Monthly

D10A01
Executive Department – Governor

Committee Narrative

High-speed Internet Connectivity in Baltimore City: In the information economy, high-speed internet connectivity is a key resource that stimulates commerce, recreation, community life, and education. The committees are concerned that the level of high-speed internet access is insufficient in Baltimore City. The committee encourages the Administration to work with legislators, city government, community leaders, and the private enterprise to enhance high-speed internet access in Baltimore City.

D13A13
Maryland Energy Administration
Executive Department

Budget Amendments

MARYLAND ENERGY ADMINISTRATION

D13A13.01 General Administration

Add the following language to the special fund appropriation:

, provided that \$100,000 of this appropriation made for the purpose of General Administration may not be expended until the Maryland Energy Administration submits program-specific performance measures in the fiscal 2018 Managing for Results (MFR) submission. The budget committees shall have 45 days to review and comment. Funds restricted pending the receipt of the program-specific performance measures may not be transferred by budget amendment or otherwise to any other purpose and shall be canceled if the measures are not included in the MFR submission.

Explanation: Committee narrative in the 2015 Joint Chairmen's Report requested that the Maryland Energy Administration (MEA) begin including program-specific performance measures in its fiscal 2017 MFR submission. MEA did not include these measures in the fiscal 2017 MFR submission. This language restricts funds in the agency until these measures are submitted in the fiscal 2018 submission.

Information Request	Author	Due Date
Program-specific performance measures	MEA	With the fiscal 2018 MFR submission

Amendment No. **11**

Add the following language to the special fund appropriation:

Further provided that, contingent on the enactment of HB 705 or SB 726, \$2,300,000 of this appropriation made for the purpose of General Administration may not be expended for that purpose but instead may be used only for a grant to the Maryland Clean Energy Center for operating support and assistance. If either HB 705 or SB 726 are enacted, funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall be canceled. If both HB 705 and SB 726 fail, the restricted funds may be used by the Maryland Energy Administration for General Administration.

D13A13

Explanation: This language provides the fiscal 2017 amount of the operational grant included in HB 705 and SB 726 for the Maryland Clean Energy Center contingent on the enactment of legislation. The legislation expresses intent that the funds be provided through unappropriated balances of the Strategic Energy Investment Fund (SEIF). The Maryland Energy Administration (MEA) could replace this funding with available SEIF administrative account fund balance, which would have the effect of fulfilling the legislative intent. The language also explains that MEA is able to use the funds if both HB 705 and SB 726 fail.

Amendment No.

12

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Increase turnover expectancy to 15.0% to better reflect recent experience. The fiscal 2017 allowance of the Maryland Energy Administration (MEA) includes a turnover expectancy of 5.0%. As of January 1, 2016, the MEA vacancy rate was 46.9%, or 15.0 positions. After accounting for 2.0 positions abolished in the fiscal 2017 allowance, the MEA vacancy rate would be 43.3%. A turnover expectancy of 15.0% would require 4.5 positions to be vacant.	315,146 SF	
2. Delete funds from the Environmental Trust Fund (ETF). Under Section 3-302 of the Natural Resources Article, the Maryland Energy Administration (MEA) receives funds from the ETF up to \$250,000 per year. The fiscal 2017 allowance includes these funds both in the budget of MEA and the Department of Natural Resources. These funds should not be budgeted as special funds in both agencies. In addition, legislation proposed by Governor Lawrence J. Hogan, Jr. (SB 389 and HB 459) removes the statutory authorization for MEA to receive these funds.	250,000 SF	
Total Reductions	565,146	0.00

D13A13

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	30.00	30.00		0.00
Special Fund	5,411,733	4,846,587	565,146	
Federal Fund	776,795	776,795	0	
Total Funds	6,188,528	5,623,382	565,146	

Amendment No.

13

Committee Narrative

D13A13.02 The Jane E. Lawton Conservation Loan Program - Capital Appropriation

Credit Enhancements in the Jane E. Lawton Conservation Loan Program: Chapters 348 and 349 of 2014, among other changes, expand the eligible uses of funds in the Jane E. Lawton Conservation Loan Program (JELLP) to include credit enhancements. Although the Maryland Energy Administration (MEA) issued final regulations to implement the program in calendar 2014, no credit enhancements have been offered. MEA is expected to develop an implementation plan for this aspect of the program in fiscal 2016. The committees request that MEA provide an update on the implementation plan, timeline, and credit enhancement offerings in the JELLP.

Information Request	Author	Due Date
Report on credit enhancements in the JELLP	MEA	October 15, 2016

D13A13

D13A13.08 Renewable and Clean Energy Programs and Initiatives

Electric Vehicle Charging Stations on Non-State Land: The committees are interested in understanding more about the State support for electric vehicle charging stations on non-State owned land. The committees request that the Maryland Energy Administration (MEA) submit a report on the number of existing electric vehicle charging stations funded by MEA or the State of Maryland on non-State owned land for which the State pays the cost of electricity.

Information Request	Author	Due Date
Report on electric vehicle charging stations on non-State land	MEA	October 1, 2016

D15A05
Boards, Commissions, and Offices
Executive Department

Budget Amendments

BOARDS, COMMISSIONS, AND OFFICES

D15A05.16 Governor's Office of Crime Control and Prevention

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Delete placeholder funding for a federal grant that will not be awarded. The Governor's Office of Crime Control and Prevention has received notice that it was not chosen as a recipient of the Services for Trafficking Victims federal grant. As such, the appropriation is not required.	734,352	FF
 Total Reductions	 734,352	 0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	38.00	38.00		0.00
General Fund	103,278,112	103,278,112	0	
Special Fund	2,183,706	2,183,706	0	
Federal Fund	44,004,839	43,270,487	734,352	
Total Funds	149,466,657	148,732,305	734,352	

Amendment No.

14

D15A05

D15A05.24 Contract Appeals Resolution

Add the following language:

Provided that funds appropriated for Program D15A05.24 Contract Appeals Resolution may be expended only for that purpose. No funds appropriated to this unit may be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund or be canceled.

Explanation: This language restricts funds provided to the Contract Appeals Resolution program within the Executive Department – Boards, Commissions, and Offices to only that unit. According to the State Finance and Procurement Article Section 15-206, the Appeals Board is an independent unit of the Executive Branch of the State government and, except by statute, may not be made part of another unit of the State government. In the fiscal 2017 allowance, the appropriation for this unit was moved under D15A05. This language restricts funding in order to ensure the independence of this unit.

Amendment No. **15**

Committee Narrative

Managing for Results Performance Measure Objectives: The Governor’s Office of Crime Control and Prevention (GOCCP) reports measurable data for its administrative functions in its Managing for Results (MFR) performance measures; however, the objectives lack clearly stated targets for evaluating whether the objective has been sufficiently met. The budget committees, therefore, request that GOCCP modify its future MFR submission, beginning in fiscal 2018, to include specific goals, such as an appropriate grant-to-monitor ratio or the ideal percent of grants closed in above average status. In developing the goals, GOCCP should research whether there are national benchmarks or norms for other state grant administering agencies to emulate.

Information Request	Author	Due Date
MFR performance measure objectives	GOCCP	Fiscal 2018 MFR submission and annually thereafter

Funding for Crime Victim Services: The Governor’s Office of Crime Control and Prevention (GOCCP) is receiving a substantial increase in Victim of Crime Act (VOCA) grant funding in fiscal 2017. GOCCP has hired an independent consultant to conduct a needs assessment of crime victim services to help determine how grant awards should be allocated. Ensuring the appropriate level of services is provided to victims of crime is of great importance to the budget committees. As such, GOCCP should submit a copy of the needs assessment findings to the budget committees no later than September 1, 2016. In addition, the agency should submit a

D15A05

follow-up report no later than December 15, 2016, providing information on how VOCA funded grant awards address the needs identified in the independent consultant's report.

Information Request	Authors	Due Date
Crime victim services needs assessment	GOCCP	September 1, 2016
VOCA grant awards	GOCCP	December 15, 2016

D18A18

Governor's Office for Children

Committee Narrative

D18A18.01 Governor's Office for Children

Out-of-home Placements: To facilitate evaluation of Maryland's family preservation programs in stemming the flow of children from their homes, the Governor's Office for Children (GOC), on behalf of the Children's Cabinet, is requested to prepare and submit to the budget committees a report on out-of-home placements containing data on the total number of out-of-home placements and entries by jurisdiction over the previous three years and similar data on out-of-state placements. The report should also provide information on the costs associated with out-of-home placements, the reasons for new placements, and an evaluation of data derived from the application of the Maryland Family Risk Assessment. Data should also be collected concerning indicated findings of child abuse and neglect occurring while families are receiving family preservation services or within one year of case closure. Each agency or administration that funds or places children and youth in out-of-home placements is requested to work closely with GOC and comply with any data requests necessary for production of the report.

Information Request	Author	Due Date
Reports on out-of-home placements	GOC	December 15, 2016

D25E03
Interagency Committee for School Construction
Board of Public Works

Budget Amendments

**BOARD OF PUBLIC WORKS -- INTERAGENCY COMMITTEE
ON SCHOOL CONSTRUCTION**

D25E03.01 General Administration

Add the following language to the general fund appropriation:

, provided that \$100,000 of this appropriation made for the purpose of General Administration may not be expended until the Interagency Committee on School Construction submits fiscal 2015 and 2016 annual maintenance reports to the budget committees. The reports shall be submitted by October 1, 2016, and the budget committees shall have 45 days to review and comment. Funds restricted pending the receipt of a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Explanation: This language restricts \$100,000 in general funds for the Interagency Committee on School Construction (IAC) until the fiscal 2015 and 2016 annual maintenance reports are submitted to the budget committees.

Information Request	Author	Due Date
Fiscal 2015 and 2016 annual maintenance report	IAC	October 1, 2016

Amendment No.

16

D26A07
Department of Aging

Budget Amendments

D26A07.01 General Administration

Reduce appropriation for the purposes indicated:	<u>Funds</u>	<u>Positions</u>
1. Delete 1 long-term vacant position (002407).	39,141 GF	1.00
Total Reductions	39,141	1.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	47.70	46.70		1.00
General Fund	3,292,723	3,253,582	39,141	
Special Fund	553,641	553,641	0	
Federal Fund	2,841,696	2,841,696	0	
Total Funds	6,688,060	6,648,919	39,141	

Amendment No.

17

D38I01
State Board of Elections

Budget Amendments

STATE BOARD OF ELECTIONS

D38I01.04 Campaign Finance Fund

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. The allowance includes \$1,823,816 in general funds to partially replenish the Fair Campaign Finance Fund for disbursements incurred in recent years. Another round of funding is anticipated in fiscal 2018. The disbursements included those unrelated to public campaign financing and those authorized for public campaign financing. This action reduces the allowance but leaves sufficient funding to fully replenish the fund for the total disbursements unrelated to public campaign financing.	790,964	GF
Total Reductions	790,964	0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
General Fund	1,823,816	1,032,852	790,964	
Total Funds	1,823,816	1,032,852	790,964	

Amendment No. **18**

D50H01 Military Department

Committee Narrative

MILITARY DEPARTMENT OPERATIONS AND MAINTENANCE

D50H01.05 State Operations

Freestate ChalleNGe Academy Performance Measures: The budget committees are interested in the continued monitoring of cadet performance at the Freestate ChalleNGe Academy (FCA). The committees, therefore, direct FCA to add the following information to its annual Managing for Results performance measures, beginning with the fiscal 2018 submission and annually thereafter:

- number of cadets who take the general education diploma (GED) test;
- number of cadets who pass the GED test;
- number of applicants for the program; and
- number of cadets enrolled in the program.

Information Request	Author	Due Date
FCA performance measures	Military Department	Fiscal 2018 budget submission and annually thereafter

D55P00
Department of Veterans Affairs

Budget Amendments

D55P00.05 Veterans Home Program

Add the following language to the special fund appropriation:

. provided that \$654,731 of this appropriation is contingent upon the enactment of HB 186.

Explanation: HB 186 creates the Bed Lease Special Fund. Appropriations from the fund are contingent upon the enactment of legislation establishing the fund.

Amendment No. **19**

D60A10 State Archives

Budget Amendments

D60A10.01 Archives

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Delete double-budgeted funds. Funds for contractual conversions were inadvertently put into 2 personnel subobjects.	423,724 SF	
Total Reductions	423,724	0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	57.50	57.50		0.00
General Fund	2,108,465	2,108,465	0	
Special Fund	7,307,524	6,883,800	423,724	
Federal Fund	45,777	45,777	0	
Total Funds	9,461,766	9,038,042	423,724	

Amendment No.

20

D78Y01

Maryland Health Benefit Exchange

Budget Amendments

MARYLAND HEALTH BENEFIT EXCHANGE

D78Y01.01 Maryland Health Benefit Exchange

Reduce appropriation for the purposes indicated:	<u>Funds</u>	<u>Positions</u>
1. Reduce 2 vacant positions (88791 and 88561). These positions have never been filled.	130,058 SF	2.00
Total Reductions	130,058	2.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	69.00	67.00		2.00
Special Fund	24,564,492	24,434,434	130,058	
Federal Fund	26,273,238	26,273,238	0	
Total Funds	50,837,730	50,707,672	130,058	

Amendment No.

21

E00A
Comptroller of Maryland

Budget Amendments

Add the following language:

Provided that \$200,000 of this general fund appropriation made for the purpose of Travel and Motor Vehicles may not be used for that purpose but instead may only be used to provide turnover relief in order to improve customer service outcomes for the office. Funds not used for this restricted purpose may not be transferred, by budget amendment or otherwise, to any other purpose and shall revert to the General Fund. The Comptroller shall submit a report to the budget committees by October 1, 2016, detailing how funds will be spent and how it will result in improved customer service.

Explanation: The language restricts \$200,000 allocated for motor vehicles and travel to be restricted to specifically address the decline in customer service that the agency has experienced.

Information Request	Author	Due Date
Report on how to improve customer service	Comptroller	October 1, 2016

Amendment No.

22

E50C
State Department of Assessments and Taxation

Budget Amendments

Add the following language:

Provided that no funds in this budget may be expended for the acquisition or creation of aerial images for the purpose of conducting property tax assessments.

Explanation: This language prohibits the agency from expending any funds to acquire or create aerial images to conduct property tax assessments.

Amendment No. **23**

E50C00.02 Real Property Valuation

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Eliminate funds for aerial imagery project. This represents the entire appropriation for this purpose. Additional language prohibits the agency from expending any funds for this purpose.	1,100,000 GF 1,100,000 SF	
Total Reductions	2,200,000	0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	416.30	416.30		0.00
General Fund	19,213,080	18,113,080	1,100,000	
Special Fund	19,213,080	18,113,080	1,100,000	
Total Funds	38,426,160	36,226,160	2,200,000	

Amendment No. **24**

F10A

Department of Budget Management

Budget Amendments

OFFICE OF PERSONNEL SERVICES AND BENEFITS

F10A02.08 Statewide Expenses

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Reduce appropriation for increments to reflect the 657 position reduction. The statewide program includes \$57 million for merit increments in fiscal 2017. Section 20 of the budget bill eliminates 657 positions. This is a little over 1% of the Executive Branch workforce. The reduction adjusts the appropriation to reflect the reduction in positions. This reduction is adjusted so that the appropriations include sufficient funding for increments and the \$73,000 for the polygraph positions Annual Salary Review (ASR) salary adjustments in the Department of Public Safety and Correctional Services and the Maryland State Police. These increments were approved after the budget was completed and are not included in the appropriation for ASRs.	440,000 GF 90,000 SF 110,000 FF	
Total Reductions	640,000	0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
General Fund	87,342,688	86,902,688	440,000	
Special Fund	15,648,523	15,558,523	90,000	
Federal Fund	8,790,813	8,680,813	110,000	
Total Funds	111,782,024	111,142,024	640,000	

Amendment No.

25

F10A

Committee Narrative

Full and Complete Personnel Plan: The committees are concerned that this is the third consecutive year in which unspecified reductions in positions are made in the budget bill as introduced. This impedes transparency for citizens, legislators, and agency heads trying to determine the adequacy of each agency's personnel complement. In fiscal 2015, there was the Voluntary Separation Program, and fiscal 2016 included a 2% across-the-board reduction that abolished 278 positions. It is the intent of the committees that in the fiscal 2018 budget bill, the Administration should include a full and complete accounting of positions and that the Administration refrain from abolishing unspecified positions through across-the-board sections in the budget bill.

Revised Wellness Program: It is the intent of the budget committees that the Department of Budget and Management (DBM) submit a report to the committees by January 1, 2017, on the revised wellness program. The report should include the following information:

- revised program plan information, including requirements and surcharges;
- estimated costs and savings of the program for calendar 2016 and 2017;
- total cost of waived copays for individuals who completed requirements during calendar 2015 and the first nine months of calendar 2016;
- number of individuals who completed requirements by September 30, 2016;
- number of individuals identified for the disease management program by September 30, 2016; and
- a more detailed estimate of revenue lost due to waived surcharges in calendar 2016.

Information Request	Author	Due Date
Report on the revised wellness program	DBM	January 1, 2017

F10A

Hiring Freeze Policy Report: The committees are concerned that the State has been operating under varying degrees of a hiring freeze since 2004. Freezing substantial numbers of positions limits agencies, adds more time to recruit and fill vacant positions, and thus makes it more difficult to meet their responsibilities. During the Great Recession, the State had a structural deficit that exceeded \$2 billion. These were difficult years, and cost containment was a priority. Fiscal 2016 and 2017 have a structural surplus. It is no longer necessary to aggressively contain agencies operations to limit spending. The Department of Budget and Management (DBM) should submit a report to the committees on statewide hiring freeze policies. The report should discuss hiring freeze procedures, positions subject to the freeze, the rationale for maintaining the freeze during favorable economic times, and how long it takes to process vacant positions subject to the freeze. DBM should also develop managing for results indicators that measure how long it takes to process positions subject to the hiring freeze. The report should be submitted by September 2, 2016.

Information Request	Author	Due Date
Hiring Freeze Report	DBM	September 2, 2016

Employee and Retiree Health Insurance Account Closeout Report: As part of the baseline budget estimate of State expenditures for the Spending Affordability Committee, the Department of Legislative Services prepares an estimate of spending in the Employee and Retiree Health Insurance Account. So that the best and most recent data is available, DBM should prepare a fiscal 2016 close report. This report should include the (1) closing fiscal 2016 fund balance; (2) actual provider payments due in the fiscal year; (3) State employee and retiree contributions; (4) an accounting of rebates, recoveries, and other costs; and (5) any closeout transactions processed after the fiscal year ended. The report should be submitted to the committees by October 1, 2016.

Information Request	Author	Due Date
Health Insurance Closeout Report	DBM	October 1, 2016

F10A

Human Resources Shared Services Report: DBM is proposing a human resources (HR) shared services initiative. By fiscal 2017, DBM will be providing all HR services for approximately 1,000 employees in 17 agencies. The department should provide a status report on the progress made. The report should discuss which agencies are supported by DBM, the cost to DBM for supporting these agencies, costs saved or avoided, and how the quality of the support provided by DBM will be measured. This report should be submitted to the committees by January 1 2017.

Information Request	Author	Due Date
Human Resources Shared Services Report	DBM	January 1, 2017

Maryland State Archives Funding: The Maryland State Archives (MSA) has, in recent years, received approximately \$5.0 million in special funds from the Land Records Improvement Fund housed in the Judiciary. Funding is intended to offset costs to MSA for preservation of, and public access to, land records. In recent years, there has been a dispute between MSA and the Judiciary about the appropriate level of funding that the Judiciary should provide. It is the intent of the budget committees that the Department of Budget and Management provide general funds for the operation of MSA to replace funds currently received from the Land Records Improvement Fund. Additional general fund support to replace funding from the Land Records Improvement Fund should occur incrementally as follows: \$3.0 million in fiscal 2018, \$4.0 million in fiscal 2019, and \$4.5 million in fiscal 2020 and thereafter.

F50
Department of Information Technology

Budget Amendments

MAJOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECT FUND

F50A01.01 Major Information Technology Development Project Fund

Reduce appropriation for the purposes indicated:	<u>Funds</u>	<u>Positions</u>
1. Delete implementation funds for the Department of Human Resources' Automated Financial System major information technology project. The project schedule shows implementation occurring in fiscal 2018. Funding is provided in fiscal 2017. Consistent with the schedule, it is recommended that funds supporting implementation be deleted.	1,000,000	GF
 Total Reductions	 1,000,000	 0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
General Fund	21,158,248	20,158,248	1,000,000	
Special Fund	18,217,128	18,217,128	0	
Total Funds	39,375,376	38,375,376	1,000,000	

Amendment No. **26**

F50

OFFICE OF INFORMATION TECHNOLOGY

F50B4.01 State Chief of Information Technology

Add the following language to the general fund appropriation:

. provided that \$500,000 of this appropriation made for the purpose of funding the State Chief of Information Technology may not be expended until the Department of Information Technology (DoIT) submits a report to the budget committees on its efforts to consolidate information technology services. The report should discuss which agencies are supported by DoIT, the cost to DoIT for supporting these agencies, costs saved or avoided, and how the quality of the support provided by DoIT will be measured. The report shall be submitted by January 1, 2017, and the budget committees shall have 45 days to review and comment. Funds restricted pending the receipt of the report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Explanation: The Administration is increasing the number of State agencies whose IT services are supported by DoIT. The number of employees supported by DoIT is expected to increase from approximately 1,300 in fiscal 2015 to 10,900 in fiscal 2017. Eventually, 45,600 positions will be supported by DoIT. The department should provide a status report on the progress made. The report should discuss which agencies are supported by DoIT, the cost to DoIT for supporting these agencies, costs saved or avoided, and how the quality of the support provided by DoIT will be measured. This report should be submitted to the budget committees by January 1, 2017.

Information Request	Author	Due Date
Report on the department's statewide information technology consolidation	DoIT	January 1, 2017

Amendment No.

27

G20J
State Retirement Agency
Maryland State Retirement and Pension Systems

Budget Amendments

STATE RETIREMENT AGENCY

G20J01.01 State Retirement Agency

Reduce appropriation for the purposes indicated:	<u>Funds</u>	<u>Positions</u>
1. Reduce funding for information technology (IT) contractors. Allows for 1 new operations and maintenance IT contractor (instead of 2) as a contingency in the event that the agency cannot fill existing vacant IT positions.	190,000 SF	
2. Reduce funding for equipment; the agency used surplus funds in fiscal 2015 to purchase additional equipment.	100,000 SF	
3. Delete 1 retirement benefits specialist I (new position). The call volume and performance in the agency's call center warrants the addition of 1, not 2, new specialists.	48,693 SF	1.00
Total Reductions	338,693	1.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	202.00	201.00		1.00
Special Fund	20,697,587	20,358,894	338,693	
Total Funds	20,697,587	20,358,894	338,693	

Amendment No. **28**

H00
Department of General Services

Budget Amendments

OFFICE OF FACILITIES PLANNING, DESIGN AND CONSTRUCTION

H00G01.01 Facilities Planning, Design and Construction

Add the following language to the general fund appropriation:

Further provided that \$500,000 of this appropriation made for the purpose of the statewide Critical Maintenance Program may not be expended for that purpose but instead may be used only to establish a facilities conditions assessment program within the Office of Facilities Planning, Design and Construction. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund. Further provided it is the intent of the General Assembly that the Governor shall create an additional 7 new positions in the Office of Facilities Planning, Design and Construction through the Board of Public Works with these restricted funds.

Explanation: Inadequate self-assessments of facilities lead to poor maintenance of the State's assets. Eventually, the poor maintenance and deferment lead to an increase in emergency project requests, thereby increasing the State's facility maintenance cost.

Amendment No.

29

H00

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Reduce the allowance for the Energy Projects and Services within the Office of Facilities Planning, Design and Construction because the increase was double budgeted by the Department of Budget and Management.	426,098 SF	
Total Reductions	426,098	0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	81.00	81.00		0.00
General Fund	14,983,043	14,983,043	0	
Special Fund	1,862,177	1,436,079	426,098	
Total Funds	16,845,220	16,419,122	426,098	

Amendment No.

30

J00
Department of Transportation

Budget Amendments

Add the following language:

Provided that it is the intent of the General Assembly that projects and funding levels appropriated for capital projects, as well as total estimated project costs within the Consolidated Transportation Program, shall be expended in accordance with the plan approved during the legislative session. The department shall prepare a report to notify the budget committees of the proposed changes in the event that the department modifies the program to:

- (1) add a new project to the construction program or development and evaluation program meeting the definition of a “major project” under Section 2-103.1 of the Transportation Article that was not previously contained within a plan reviewed in a prior year by the General Assembly and will result in the need to expend funds in the current budget year; or
- (2) change the scope of a project in the construction program or development and evaluation program meeting the definition of a “major project” under Section 2-103.1 of the Transportation Article that will result in an increase of more than 10% or \$1,000,000, whichever is greater, in the total project costs as reviewed by the General Assembly during a prior session.

For each change, the report shall identify the project title, justification for adding the new project or modifying the scope of the existing project, current year funding levels, and the total project cost as approved by the General Assembly during the prior session compared with the proposed current year funding and total project cost estimate resulting from the project addition or change in scope.

Further provided that notification of project additions, as outlined in paragraph (1) above; changes in the scope of a project, as outlined in paragraph (2) above; or moving projects from the development and evaluation program to the construction program, shall be made to the General Assembly 45 days prior to the expenditure of funds or the submission of any contract for approval to the Board of Public Works.

Explanation: This annual budget bill language requires the department to notify the budget committees of proposed changes to the transportation capital program that will add a new project that was not in the fiscal 2016 through 2021 Consolidated Transportation Program (CTP) or will increase a total project’s cost by more than 10%, or \$1 million, due to a change in scope. Reports are to be submitted with the draft and final versions of the CTP, with each using the 2016 session CTP as the basis for comparison. In addition, notification is required as needed throughout the budget year, if certain changes to projects are made.

J00

Information Request	Author	Due Date
Capital budget changes from one CTP version to the next	Maryland Department of Transportation	With draft CTP With final CTP
Capital budget changes throughout the year	Maryland Department of Transportation	45 days prior to the expenditure of funds or seeking Board of Public Works approval

Amendment No. **31**

Add the following language:

The Maryland Department of Transportation (MDOT) may not expend funds on any job or position of employment approved in this budget in excess of 9,258.5 positions and 40.7 contractual full-time equivalent (FTE) positions paid through special payments payroll (defined as the quotient of the sum of the hours worked by all such employees in the fiscal year divided by 2,080 hours) of the total authorized amount established in the budget for MDOT at any one time during fiscal 2017. The level of contractual FTE positions may be exceeded only if MDOT notifies the budget committees of the need and justification for additional contractual personnel due to:

- (1) business growth at the Helen Delich Bentley Port of Baltimore or Baltimore/Washington International Thurgood Marshall Airport, which demands additional personnel; or
- (2) emergency needs that must be met, such as transit security or highway maintenance.

The Secretary shall use the authority under Sections 2-101 and 2-102 of the Transportation Article to implement this provision. However, any authorized job or position to be filled above the regular position ceiling approved by the Board of Public Works shall count against the Rule of 100 imposed by the General Assembly. The establishment of new jobs or positions of employment not authorized in the fiscal 2017 budget shall be subject to Section 7-236 of the State Finance and Procurement Article and the Rule of 100.

Explanation: This annual budget bill language establishes a position ceiling for MDOT each year to limit growth in regular positions and contractual FTEs.

J00

Information Request	Author	Due Date
Need for additional regular or contractual positions	MDOT	As needed

Amendment No.

32

Committee Narrative

Transportation Trust Fund Forecast Assumptions: The committees are concerned that the 2.99% average annual increase in departmental operating expenses that the Maryland Department of Transportation (MDOT) used in its fiscal 2016 through 2021 Transportation Trust Fund (TTF) forecast understates the amount of operating expenses likely to be incurred over the forecast period and, as a consequent, leads to an overestimate of the level of funding that will be available during the forecast period to support the capital program. The committees note that in past 24 years that the 5-year average annual increase in departmental operating expenses has only dipped three times below 3.0% and those instances covered the years of the Great Recession. It is therefore the intent of the committees that the out-year estimates of departmental operating expenses that MDOT incorporates in TTF forecasts be inflated, at a minimum, by a rate equal to the 5-year average annual increase in operating expenses experienced during the period ending with the most recently completed fiscal year.

J00A01
The Secretary's Office
Department of Transportation

Budget Amendments

THE SECRETARY'S OFFICE

J00A01.02 Operating Grants–In–Aid

Add the following language to the special fund appropriation:

, provided that no more than \$3,989,395 of this appropriation may be expended for operating grants-in-aid, except for:

- (1) any additional special funds necessary to match unanticipated federal fund attainments;
or
- (2) any proposed increase either to provide funds for a new grantee or to expand funds for an existing grantee.

Further provided that no expenditures in excess of \$3,989,395 may occur unless the department provides notification to the budget committees to justify the need for additional expenditures due to either item (1) or (2) above, and the committees provide review and comment or 45 days elapse from the date such notification is provided to the committees.

Explanation: This annual language caps the level of special funds provided for operating grants-in-aid. The cap may be increased to match unanticipated federal dollars or to provide new or expanded grant funding upon notification to the budget committees.

Information Request	Author	Due Date
Explanation of need for additional special funds for operating grants-in-aid	Maryland Department of Transportation	45 days prior to expenditure

Amendment No.

33

J00A01

J00A01.03 Facilities and Capital Equipment

Add the following language to the special fund appropriation:

Further provided that no funds may be expended by the Secretary's Office for any system preservation or minor project with a total project cost in excess of \$500,000 that is not currently included in the fiscal 2016-2021 Consolidated Transportation Program except as outlined below:

- (1) the Secretary shall notify the budget committees of any proposed system preservation or minor project with a total project cost in excess of \$500,000, including the need and justification for the project, and its total cost; and
- (2) the budget committees shall have 45 days to review and comment on the proposed system preservation or minor project.

Explanation: This language provides legislative oversight of grants exceeding \$500,000 that are not listed in the current Consolidated Transportation Program.

Information Request	Author	Due Date
Notification of the intent to fund a capital grant exceeding \$500,000 that is not listed in the current Consolidated Transportation Plan	Maryland Department of Transportation	45 days prior to expenditure

Amendment No.

34

J00A01

Add the following language to the special fund appropriation:

Further provided that \$53,593,537 of this appropriation made for the purpose of providing transportation grants to local governments may not be expended for that purpose but instead is authorized to be transferred by budget amendment to the operating program of the State Highway Administration Program J00B01.05 County and Municipality Funds to be distributed as a portion of the local share of Highway User Revenues. This authorization to transfer funds is contingent upon the enactment of legislation increasing the local share of Highway User Revenues. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall be canceled.

Explanation: This language prohibits funds included for capital transportation grants to local governments from being expended for that purpose but authorizes the transfer to the State Highway Administration to be distributed to local governments contingent upon the enactment of legislation increasing the local share of Highway User Revenues. Enactment of legislation ensures that the policy issues related to local aid are considered by the General Assembly.

Amendment No. **35**

J00A01.05 Washington Metropolitan Area Transit – Capital

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Reduce funding for capital grant to reflect the Maryland share of the Washington Metropolitan Area Transit Authority's fiscal 2017 proposed budget.	26,000,000 SF	
Total Reductions	26,000,000	0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Special Fund	153,567,000	127,567,000	26,000,000	
Total Funds	153,567,000	127,567,000	26,000,000	

Amendment No. **36**

Committee Narrative

Coordinated Alternative to Paratransit Service Pilot Project Evaluation: The Maryland Department of Transportation (MDOT), in coordination with the Washington Metropolitan Area Transit Authority (WMATA) and various human service providers, has implemented a pilot project to test alternative service delivery models for customers of the WMATA MetroAccess paratransit services. The hope is that alternative transportation services can be provided at a lower cost for certain MetroAccess subset populations. The budget committees request that MDOT report the results of its evaluation of the pilot program including the service improvements realized and potential cost savings achieved. The report should also include a discussion of the broader paratransit policy challenges and what role, if any, a future alternative service could play in addressing the growth projections for MetroAccess services.

Information Request	Author	Due Date
Report on the evaluation of paratransit pilot projects	MDOT	December 1, 2016

J00A04
Debt Service Requirements
Department of Transportation

Budget Amendments

Add the following language:

Consolidated Transportation Bonds may be issued in any amount provided that the aggregate outstanding and unpaid balance of these bonds and bonds of prior issues may not exceed \$2,773,900,000 as of June 30, 2017. Further provided that the amount paid for debt service shall be reduced by any proceeds generated from net bond sale premiums, provided that those revenues are recognized by the department and reflected in the Transportation Trust Fund forecast. Further provided that the appropriation for debt service shall be reduced by any proceeds generated from net bond sale premiums. To achieve this reduction, the Maryland Department of Transportation (MDOT) may either use the proceeds from the net premium to reduce the size of the bond issuance and/or apply the proceeds from the net premium to eligible debt service.

Explanation: Section 3-202 of the Transportation Article requires the General Assembly to establish the maximum debt outstanding each year in the budget bill. The level will be based on outstanding debt as of June 30, 2016, plus projected debt issued during fiscal 2017 in support of the transportation capital program.

Amendment No.

37

Add the following language:

MDOT shall submit with its annual September and January financial forecasts information on:

- (1) anticipated and actual nontraditional debt outstanding as of June 30 of each year; and
- (2) anticipated and actual debt service payments for each outstanding nontraditional debt issuance from fiscal 2016 through 2026.

Nontraditional debt is defined as any debt instrument that is not a Consolidated Transportation Bond or a Grant Anticipation Revenue Vehicle bond; such debt includes, but is not limited to, Certificates of Participation, debt backed by customer facility charges, passenger facility charges, or other revenues, and debt issued by the Maryland Economic Development Corporation or any other third party on behalf of MDOT.

Explanation: The General Assembly is interested in monitoring the use of nontraditional debt by MDOT. The information requested provides the budget committees with additional information on the usage and annual costs of nontraditional debt.

J00A04

Information Request	Author	Due Date
Nontraditional debt outstanding and anticipated debt service payments	MDOT	With the September forecast
Nontraditional debt outstanding and anticipated debt service payments	MDOT	With the January forecast

Amendment No. **38**

Add the following language:

The total aggregate outstanding and unpaid principal balance of nontraditional debt, defined as any debt instrument that is not a Consolidated Transportation Bond or a Grant Anticipation Revenue Vehicle bond issued by MDOT, may not exceed \$609,630,000 as of June 30, 2017. Provided, however, that in addition to the limit established under this provision, MDOT may increase the aggregate outstanding unpaid and principal balance of nontraditional debt so long as:

- (1) MDOT provides notice to the Senate Budget and Taxation Committee and the House Appropriations Committee stating the specific reason for the additional issuance and providing specific information regarding the proposed issuance, including information specifying the total amount of nontraditional debt that would be outstanding on June 30, 2017, and the total amount by which the fiscal 2017 debt service payment for all nontraditional debt would increase following the additional issuance; and
- (2) the Senate Budget and Taxation Committee and the House Appropriations Committee have 45 days to review and comment on the proposed additional issuance before the publication of a preliminary official statement. The Senate Budget and Taxation Committee and the House Appropriations Committee may hold a public hearing to discuss the proposed increase and shall signal their intent to hold a hearing within 45 days of receiving notice from MDOT.

Explanation: This language limits the amount of nontraditional debt outstanding at the end of fiscal 2017 to the total amount that is projected to be outstanding from all previous nontraditional debt issuances as of June 30, 2016. The language allows MDOT to increase the amount of nontraditional debt outstanding in fiscal 2017 by providing notification to the budget committees regarding the reason that the additional issuances are required. Any plan to issue debt for the State Center Project would require notification under this language.

J00A04

Information Request	Author	Due Date
Justification for increasing nontraditional debt outstanding	MDOT	45 days prior to publication of a preliminary official statement

Amendment No.

39

Committee Narrative

DEBT SERVICE REQUIREMENTS

J00A04.01 Debt Service Requirements

Consolidated Transportation Bond Debt Affordability Criteria: The committees are concerned about the increasing share of Transportation Trust Fund (TTF) revenues being consumed by debt service payments on Consolidated Transportation Bond (CTB) debt. By fiscal 2021, the end of the current TTF forecast period, debt service is projected to require almost 11.0% of net TTF revenues. Furthermore, in fiscal 2021, the TTF forecast anticipates that debt service will equal an amount equivalent to over 90.0% of projected bond issuances. Given that CTB debt is part of total State tax-supported debt and total State tax-supported debt is approaching the State's affordability limits, it is desirable that CTB-specific affordability criteria be developed. The committees therefore request that the Maryland Department of Transportation (MDOT) work with the Capital Debt Affordability Committee (CDAC) to develop affordability criteria that may be used to ensure CTB debt remains affordable vis-à-vis TTF resources. MDOT should submit a report to the committees detailing the recommended affordability criteria developed through this effort by December 1, 2016.

Information Request	Authors	Due Date
Report on recommended affordability criteria	MDOT CDAC	December 1, 2016

J00B01
State Highway Administration
Department of Transportation

Budget Amendments

Add the following language:

It is the intent of the General Assembly that the funding for transportation-related Watershed Implementation Plan projects mandated by Section 8-613.3 of the Transportation Article be provided through appropriation from the Transportation Trust Fund.

Explanation: The intent behind the funding mandate established through passage of the Transportation Infrastructure Investment Act of 2013 (Chapter 429) was to reduce the burden on the Transportation Trust Fund (TTF) of complying with the Environmental Protection Agency's Chesapeake Bay Total Maximum Daily Load (TMDL) requirements by the year 2025. This was done by providing a portion of the funding for State Highway Administration TMDL projects from either the General Fund or from general obligation bond proceeds at a time when the TTF was expected to fund a large expansion in the transportation capital program including two major light rail transit projects. Since the mandate was established, one of the light rail transit projects has been canceled and the Administration has indicated its desire that TMDL funding be the responsibility of the TTF. This language indicates that the General Assembly concurs with that statutory interpretation.

Amendment No.

40

J00B01

Committee Narrative

STATE HIGHWAY ADMINISTRATION

J00B01.01 State System Construction and Equipment

Roadwork and Utility Work Coordination: The committees are concerned with prevalence of utility work that involves the destruction and repair of newly or recently paved roadways and sidewalks and are interested in ways to minimize the impacts of utility work on road and sidewalk quality. The State Highway Administration (SHA) is requested to provide a report to the budget committees by November 1, 2016, which includes the following:

- a description of how SHA coordinates its road construction/road repair activities with utility companies to reduce the incidence of newly paved roads and sidewalks being torn up by utility work;
- steps that could be taken to further reduce the incidence of newly paved roads and sidewalks being torn up by utility work; and
- impediments (if any) to improvements in this area that would require legislative action to address.

Information Request	Author	Due Date
Report on coordination between road work and utility work	SHA	November 1, 2016

J00B01

New Hampshire Avenue Corridor Economic Development Potential: The committees are interested in the potential for economic development in the New Hampshire Avenue (MD 650) Corridor in Prince George's and Montgomery counties between Piney Branch Road (MD 320) and the Washington, DC border. The Maryland Department of Commerce (Commerce), the State Highway Administration (SHA), and the Maryland Department of Planning (MDP) are therefore requested to submit a report to the budget committees by November 1, 2016, which includes:

- an estimate of the potential tax revenue to the State of Maryland and the potential increase in the number of jobs that would result from property redevelopment in the New Hampshire Avenue Corridor under current county zoning and sector plans, and the City of Takoma Park's New Hampshire Avenue Corridor Concept Plan if MD 650 right-of-way improvements are made as envisioned in the plans;
- a review of the cost of road, stormwater, and utility infrastructure needs within the MD 650 right-of-way to facilitate the redevelopment envisioned by the plans, including construction of the multi-way boulevard; and
- the status of planning for bus rapid transit in the corridor and its coordination with plans for the Purple Line light rail development.

Information Request	Authors	Due Date
Information on development potential and associated costs for the New Hampshire Avenue Corridor	Commerce SHA MDP	November 1, 2016

Committee Narrative

J00B01.02 State System Maintenance

Electrochemical-based Technology in Structural Monitoring Systems: The committees are interested in improving the safety, reliability, efficiency, and performance of the State's transportation infrastructure and request that the State Highway Administration (SHA) provide a report by October 1, 2016, which identifies and evaluates the efficacy of structural monitoring systems that include the ability to monitor fatigue cracks using electrochemical-based technology. The report should identify the costs of implementing a monitoring system of this type.

J00B01

Information Request	Author	Due Date
Report on structural monitoring system that utilizes electrochemical-based technology	SHA	October 1, 2016

Budget Amendments

J00B01.05 County and Municipality Funds

Add the following language to the special fund appropriation:

, provided that \$5,845 of this appropriation made for the purpose of providing transportation aid to the Town of Deer Park in Garrett County may not be expended until the town has submitted audit reports and Uniform Financial Reports as required under Sections 16-304 and 16-306 of the Local Government Article for fiscal 2013, 2014, and 2015. Funds restricted pending the receipt of these documents may not be transferred by budget amendment or otherwise to any other purpose and shall be canceled.

Further provided that \$1,633 of this appropriation made for the purpose of providing transportation aid to Caroline County on behalf of Marydel may not be expended until the town has submitted audit reports and Uniform Financial Reports as required under Sections 16-304 and 16-306 of the Local Government Article for fiscal 2012, 2013, 2014, and 2015. Funds restricted pending the receipt of these documents may not be transferred by budget amendment or otherwise to any other purpose and shall be canceled.

Explanation: This language restricts transportation aid to municipalities that have not submitted audit and financial reports required in statute until the required documents have been submitted for all delinquent years.

Amendment No. **41**

J00D00
Maryland Port Administration
Department of Transportation

Committee Narrative

MARYLAND PORT ADMINISTRATION

J00D00.01 Port Operations

Economic Impact of the Port: The committees would like to express their support for the Helen Delich Bentley Port of Baltimore (Port) and highlight the importance of its economic impact on the State of Maryland. As noted by the Moody's Analytics report to the Maryland Economic Development and Business Climate Commission, the Port has large potential as one of the only ports on the East Coast deep enough to accommodate the large post-Panamax ships once improvements at the Panama Canal are complete. However, the report also noted a lack of infrastructure connecting to the Port that would allow it to take full advantage of its deep water access. The committees request that the Maryland Port Administration (MPA) submit a report detailing the economic benefits that would be gained from adding double-stack rail capacity to the Port, and listing the necessary infrastructure improvements and their costs for double-stack access.

Information Request	Author	Due Date
Report on economic benefits of adding double-stack rail access to the Port	MPA	December 1, 2016

J00H01
Maryland Transit Administration
Department of Transportation

Committee Narrative

Flexible Approach Needed in Efforts to Improve Transit Service in the Baltimore Metropolitan Region: The committees support efforts to improve transit services in Baltimore City and the Baltimore metropolitan region and share the announced goals of the BaltimoreLink transit initiative of improving the safety and reliability of transit services, delivering a unified transit system, and improving access to transit. The committees are concerned, however, that many of the hoped for improvements in on-time service and service reliability depend on the conversion of general traffic lanes in Baltimore City to bus-only lanes. Studies of the impacts on nonbus traffic of converting lanes and/or entire streets to bus-only transitways were not conducted prior to the development of the BaltimoreLink initiative. Should these impacts prove too burdensome to implement fully, the committees expect the Maryland Transit Administration to work cooperatively with local jurisdictions in the Baltimore metropolitan region on alternative means of accomplishing these goals.

K00A
Department of Natural Resources

Budget Amendments

BOATING SERVICES

K00A11.02 Waterway Improvement Capital Projects

Add the following language to the special fund appropriation:

. provided that \$250,000 of this appropriation made for the purpose of Waterway Improvement Program capital projects may not be expended for waterway improvement projects submitted by the Administration but may be used only for the purpose of dredging projects specified by the Department of Natural Resources at Deep Creek Lake.

Explanation: Fiscal 2016 budget bill language restricted \$250,000 for dredging Deep Creek Lake and allowed the Department of Natural Resources (DNR) to use the restricted funding for other projects if funding for Deep Creek Lake dredging projects has not been encumbered by April 1, 2016, but in that case required the Deep Creek Lake dredging projects to be included on the priority list for fiscal 2017 funding. DNR indicated that it will spend \$88,610 of the \$250,000 in restricted fiscal 2016 funding for a one-year sediment study titled “Deep Creek Lake Monitoring of Sediment Impacts on Boating Channels.” This action restricts Waterway Improvement Program fiscal 2017 funding again for Deep Creek Lake dredging projects. If the Deep Creek Lake dredging projects are funded in fiscal 2017, then the department is authorized to increase its special fund appropriation by budget amendment supported by available fund balance in order to restore funding to the projects that are currently programmed to receive fiscal 2017 funding but would not otherwise as a result of this action.

Amendment No.

42

K00A

RESOURCE ASSESSMENT SERVICE

K00A12.05 Power Plant Assessment Program

Add the following language to the special fund appropriation:

, provided that \$250,000 of this appropriation made for the purposes of providing funding to the Maryland Energy Administration (MEA) for administrative and fiscal support for studies relating to the conservation or production of electric energy shall be reduced contingent upon the enactment of SB 389 or HB 459 repealing the requirement to provide support to MEA.

Explanation: SB 389 and HB 459 (Fee, Surcharge, and Tax Reduction Act of 2016) have been introduced in the 2016 legislative session to, among other actions, repeal the requirement that MEA receive annual funding from the Environmental Trust Fund (ETF) – up to \$250,000 – for studies relating to the conservation or production of electric energy. This action reduces the funding the Power Plant Research Program provides MEA from the ETF contingent on the enactment of SB 389 or HB 459 repealing the requirement to provide the specified support to MEA.

Amendment No.

43

Committee Narrative

CHESAPEAKE AND COASTAL SERVICE

K00A14.02 Chesapeake and Coastal Service

Local Stormwater Remediation Funding: The committees are concerned that the July 2015 report “Maryland’s Chesapeake Bay Restoration Financing Strategy Final Report” written by the University of Maryland College Park, Environmental Finance Center (EFC) reflects a stormwater remediation financing gap of \$4.2 billion for Chesapeake Bay restoration. The committees acknowledge that Prince George’s County has entered into the Clean Water Partnership – a public private-partnership (P3) – with the private firm Corvias Solutions in order to remediate 2,000 or more acres of urban street over a three-year period for \$100 million. Therefore, the committees request that the Department of Natural Resources (DNR), in coordination with the Maryland Department of the Environment (MDE), Department of Budget and Management (DBM), and EFC, provide a report on how the other nine phase I municipal separate storm sewer system jurisdictions are meeting their stormwater requirements; and the costs and benefits of the other nine jurisdictions partnering either individually or collectively with a P3 for stormwater remediation financing.

K00A

Information Request	Authors	Due Date
Report on stormwater remediation status and costs and benefits of individual or collective P3s	DNR MDE DBM EFC	September 1, 2016

L00A
Department of Agriculture

Committee Narrative

OFFICE OF MARKETING, ANIMAL INDUSTRIES, AND CONSUMER SERVICES

L00A12.18 Rural Maryland Council

Rural Maryland Prosperity Investment Fund Allocation: The fiscal 2017 allowance includes a \$2,000,000 general fund appropriation to the Rural Maryland Prosperity Investment Fund. Chapter 469 of 2014 (Rural Maryland Prosperity Investment Fund – Revisions and Extension of Termination Date) specifies how the funding is to be allocated, but this is a substantial amount of new funding for the fund and it would be helpful to understand how the \$375,000 received by each of the Rural Maryland Council, and Maryland Agricultural Education and Rural Development Assistance Fund will be used. Therefore, the committees request that the Maryland Department of Agriculture (MDA) provide a report on July 1, 2016, on the criteria and rationale for the allocation of the Rural Maryland Prosperity Investment Fund funding and a report on January 1, 2017, specifying the actual allocation of funding.

Information Request	Author	Due Date
Report on the criteria and rationale for the allocation of the Rural Maryland Prosperity Investment Fund funding	MDA	July 1, 2016
Report on the actual allocation of Rural Maryland Prosperity Investment Fund funding	MDA	January 1, 2017

MEMSOF

Maryland Emergency Medical System Operations Fund

Committee Narrative

MEMSOF Financial Audit: The committees are concerned about the accounting errors identified during the formulation of the fiscal 2017 Maryland Emergency Medical Systems Operations Fund (MEMSOF) forecast. With multiple independent users of the fund, proper accounting is of the utmost importance. The committees direct the Office of Legislative Audits (OLA) to conduct a financial audit of the MEMSOF in order to ensure that the fund is being properly maintained. It is the intent of the budget committees that the MEMSOF be added to the standard three-year audit cycle.

Information Request	Author	Due Date
MEMSOF financial audit	OLA	December 31, 2016

M00A01
Administration
Department of Health and Mental Hygiene

Committee Narrative

OFFICE OF THE SECRETARY

M00A01.01 Executive Direction

Mobile Sexual Assault Forensic Exam Teams: The budget committees remain concerned about access to mobile sexual assault forensic exam (SAFE) teams throughout the State. The committees request a report containing information on the Department of Health and Mental Hygiene's (DHMH) efforts to establish mobile SAFE teams or the establishment of protocols to ensure that all hospitals with emergency departments have a plan so that sexual assault victims have access to SAFEs at hospital facilities. Efforts to establish such teams can include creating or continuing a mobile SAFE program staffed by at least one dedicated employee, or entering into an agreement with an existing SAFE program to permit mobile SAFE team members to conduct SAFEs at their facilities. The report should also detail any barriers to establishment and implementation of such plans and agreements.

Information Request	Author	Due Date
Establishment of mobile sexual assault forensic exam teams	DHMH	October 1, 2016

M00B0104
Health Professionals Boards and Commissions
Department of Health and Mental Hygiene

Budget Amendments

REGULATORY SERVICES

M00B01.04 Health Professionals Boards and Commissions

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Reduce funding for grants within the Medical Cannabis Commission. These grants were requested in order to leverage additional research funds. However, the availability of these matching funds is in doubt, making this funding no longer necessary for the operation of the commission.	500,000 SF	
Total Reductions	500,000	0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	132.60	132.60		0.00
General Fund	492,013	492,013	0	
Special Fund	17,787,542	17,287,542	500,000	
Total Funds	18,279,555	17,779,555	500,000	

Amendment No.

44

M00B0104

M00B01.05 Board of Nursing

Add the following language to the special fund appropriation:

. provided that \$100,000 of the appropriation made for the purpose of administration may not be expended until the Board of Nursing submits a report to the budget committees containing information regarding the availability of online instruction for the nonclinical component of training for forensic nurse examiners to become certified to perform sexual assault forensic examinations, including recommendations on improving the availability of this instruction. The report shall be submitted by October 1, 2016, and the budget committees shall have 45 days to review and comment. Funds restricted for this purpose may not be transferred by budget amendment or otherwise to any other purpose, and if the report is not submitted, the funds shall be canceled.

Explanation: The language restricts funds pending the receipt of a report on the availability of online instruction for the non-clinical component of training for forensic nurse examiners to become certified to perform sexual assault forensic examinations.

Information Request	Author	Due Date
Availability of online training for forensic nurse examiners	Board of Nursing	October 1, 2016

Amendment No.

45

M00F03
Prevention and Health Promotion Administration
Department of Health and Mental Hygiene

Committee Narrative

FAMILY HEALTH ADMINISTRATION

M00F03.02 Family Health Services and Primary Care

Sickle Cell Disease Study: The budget committees request that the Department of Health and Mental Hygiene (DHMH) review adult sickle cell disease infusion center models, and complete a cost benefit analysis on the feasibility of establishing additional sickle cell infusion centers for adults in the State.

Information Request	Author	Due Date
Sickle cell disease study	DHMH	December 31, 2016

M00F03.04 Family Health and Chronic Disease Services

Diabetes and Obesity Initiatives and Funding: The committees are interested in efforts to reduce the growing problem of obesity in Maryland. The Department of Health and Mental Hygiene (DHMH) is requested to provide a detailed analysis of the agency's (1) current initiatives for addressing obesity and diabetes statewide and by county; (2) spending by county on initiatives addressing obesity and diabetes; and (3) identification of potential long-term dedicated funding streams for programs aimed at reducing diabetes and obesity.

Information Request	Author	Due Date
Report on diabetes and obesity initiatives and funding	DHMH	November 1, 2016

M00L
Behavioral Health Administration
Department of Health and Mental Hygiene

Budget Amendments

M00L01.01 Program Direction

Add the following language to the general fund appropriation:

, provided that \$100,000 of this appropriation made for the purpose of administration may not be expended until the Department of Health and Mental Hygiene submits a report to the budget committees outlining the recommendations made by the department's security review of the State-operated psychiatric hospitals, how the department will implement those recommendations, and what barriers to implementation exist, including those of a legislative, regulatory, or resource-based nature. The report shall be submitted by July 1, 2016, and the committees shall have 45 days to review and comment. Funds restricted pending the receipt of the report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted.

Explanation: The budget committees are concerned that psychiatric hospitals operated by the Department of Health and Mental Hygiene (DHMH) with forensic individuals face new issues regarding the care and treatment of patients, and in particular, with individuals who are determined to be a “danger to themselves or others” carrying the status of Incompetent to Stand Trial or Not Criminally Responsible. During the budget hearings, DHMH referenced that it is currently undertaking a security review, and that this review should be completed shortly. The committees request that DHMH provide the budget committees with a report on the security measures that the security review recommends, how they will begin implementing these security recommendations, and what barriers to implementation exist, including those of a legislative, regulatory, or resource-based nature.

Information Request	Author	Due Date
Security recommendations for State psychiatric facilities	DHMH	July 1, 2016

Amendment No.

46

M00M
Developmental Disabilities Administration
Department of Health and Mental Hygiene

Budget Amendments

DEVELOPMENTAL DISABILITIES ADMINISTRATION

M00M01.02 Community Services

Add the following language to the general fund appropriation:

, provided that \$214,000 of this appropriation made for the purpose of funding the Supports Intensity Scale and Individual Indicator Rating Scale may not be made for that purpose and may be spent only to provide funding for the PACT Helping Children program. Funds restricted for this purpose may not be transferred by budget amendment or otherwise to any other purpose and if not expended shall revert to the General Fund.

Explanation: This language restricts funding in order to restore funding for the PACT Helping Children program within community services.

Amendment No. **47**

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Reduce funding for the Supports Intensity Scale and the Individual Indicator Rating Scale.	73,500 GF 212,500 FF	
Total Reductions	286,000	0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	103.00	103.00		0.00
General Fund	589,217,368	589,143,868	73,500	
Special Fund	5,788,111	5,788,111	0	
Federal Fund	504,730,559	504,518,059	212,500	
Total Funds	1,099,736,038	1,099,450,038	286,000	

Amendment No. **48**

M00M

Committee Narrative

New Placements within the Community Services Program: The committees request the Department of Health and Mental Hygiene (DHMH) to report, by each program within community services, on the number of new individuals placed into services from the following funding categories within the Community Services program: emergency, Waiting List Equity Fund, court-involved crisis services, and Transitioning Youth. The number of requests for services change should also be reported, and to the extent possible, the costs associated with changes in services should be identified. The report should be submitted on August 1, 2016, with fiscal 2016 actuals and on January 15, 2017, with year-to-date fiscal 2017 data.

Information Request	Author	Due Date
Reports on new placements within the Community Services Program	DHMH	August 1, 2016; and January 15, 2017

M00Q01
Medical Care Programs Administration
Department of Health and Mental Hygiene

Budget Amendments

MEDICAL CARE PROGRAMS ADMINISTRATION

M00Q01.03 Medical Care Provider Reimbursements

Add the following language:

All appropriations provided for Program M00Q01.03 Medical Care Provider Reimbursements are to be used for the purposes herein appropriated, and there shall be no budgetary transfer to any other program or purpose.

Explanation: The language restricts Medicaid provider reimbursements to that purpose.

Amendment No. **49**

Add the following language to the general fund appropriation:

Further provided that \$100,000 of this appropriation made for provider reimbursements may not be expended until the Department of Health and Mental Hygiene (DHMH) submits a report to the budget committees detailing (1) ways to further incentivize managed care organizations (MCO) to increase the level of lead screening for children enrolled in Medicaid; (2) ways to encourage MCOs to take advantage of existing services available under Medicaid that are not being used; (3) how it can work with other State agencies to maximize access to existing funding for lead remediation activities in the homes of children identified by MCOs as having elevated blood lead levels; (4) other funding sources for remediation activities; (5) whether it might be able to pursue a waiver for lead remediation activities like that recently requested by the State of Michigan; and (6) data on the number of children identified with elevated blood lead levels and those that receive a second confirmatory screening. To assist in the development of the report, DHMH may require MCOs to detail current activities undertaken to identify and screen children with elevated blood lead levels as well as future activities that they intend to implement. The report shall be submitted by November 15, 2016, and the committees shall have 45 days to review and comment. Funds restricted pending the receipt of the report may not be expended or transferred to any other purpose and shall revert to the General Fund if the report is not received.

Explanation: The language withholds funds pending the receipt of a report from DHMH on various elements related to lead screening of children in Medicaid.

M00Q01

Information Request	Author	Due Date
Lead screening of children in Medicaid	DHMH	November 15, 2016

Amendment No.

50

Add the following language to the general fund appropriation:

Further provided that \$100,000 of this appropriation made for provider reimbursements may not be made for that purpose and instead may be expended only on an independent review of the organization of eligibility determination entry points for health and social services in other states to serve as a potential model for Maryland in order to (1) maximize access to those services; (2) reduce duplication, inefficiency, and costs; and (3) maximize federal fund participation. The review, together with a joint response to that review from the Department of Health and Mental Hygiene, the Department of Human Resources, the Maryland Health Benefit Exchange, and any other interested State agencies, shall be submitted to the budget committees by December 15, 2016, and the committees shall have 45 days to review and comment. To assist in the review, on request of the independent reviewer, State agencies that currently serve as an entry point for health and social services shall submit how many individuals they currently enroll or reenroll, the mechanism by which those individuals enroll or reenroll, outreach and enrollment strategies, the number of personnel directly involved in enrollment or reenrollment activities, funding to support those personnel or any other contract related to enrollment or reenrollment activities, and any other relevant requested information. Funds restricted for the purpose of conducting the review may not be expended or transferred to any other purpose and shall revert to the General Fund if the review is not undertaken.

Explanation: The language withholds funds pending the receipt of an independent review to be solicited by the Department of Health and Mental Hygiene (DHMH) on how to best organize entry points for health and social services as well as a collective agency response to that report.

Information Request	Authors	Due Date
Independent review on the organization of entry points for health and social services and a response to that review	DHMH Department of Human Resources Maryland Health Benefit Exchange Any other interested State agency	December 15, 2016

Amendment No.

51

M00Q01

Committee Narrative

Impact of Federal Managed Care Organization (MCO) Regulatory Changes on HealthChoice: The federal government recently proposed a major overhaul of its regulatory framework governing Medicaid MCOs. Those regulations have yet to be finalized. The committees are interested in the impact on the Maryland HealthChoice program and request the Department of Health and Mental Hygiene (DHMH) to submit a report on the impact of the federal regulations on the program by December 1, 2016. If the regulations have not been finalized, DHMH should indicate that by the same date.

Information Request	Author	Due Date
Impact of federal MCO regulatory changes on HealthChoice	DHMH	December 1, 2016

Collaborative Care Initiative: Managed Care Organizations (MCO) operating in the HealthChoice program are required to deliver primary behavioral health services to treat mild to moderate symptoms of depression and other common behavioral disorders, while specialty behavioral health services for more severe illnesses are treated through the public behavioral health system. The committees are interested in the development of a collaborative care model for the delivery of primary behavioral health services through the HealthChoice program. Mild to moderate behavioral disorders can still be disabling and are often linked to higher overall somatic health care costs as well as lost productivity. Collaborative care means an evidence-based approach for integrating physical and behavioral health services in primary care settings that includes: (1) care coordination and management; (2) regular, proactive outcome monitoring and treatment using validated clinical rating scale, and (3) regular, systematic psychiatric caseload reviews and consultation for patients who do not show clinical improvement. Implementation of a collaborative care model in various settings has demonstrated both improved outcomes and lower overall health care costs. The committees request that the Department of Health and Mental Hygiene (DHMH) report by November 15, 2016, on: (1) the extent of primary behavioral health services currently delivered by MCOs; (2) the evidence-based practices including the collaborative care model as defined above, or other clinical models that are used by MCOs to treat individuals with mild to moderate forms of depression and other common behavioral disorders and associated outcome data from these practices or models; (3) a financial estimate to implement a collaborative care model throughout HealthChoice including any projected cost savings; and, (4) the possibility of developing pilot collaborative care programs within HealthChoice.

Information Request	Author	Due Date
Collaborative Care Initiative	DHMH	November 15, 2016

M00Q01

Substance Use Disorder Services Carve-out: On January 1, 2015, the Department of Health and Mental Hygiene (DHMH) carved Medicaid-eligible substance use disorder (SUD) services out of the HealthChoice program. Those services are now provided on a fee-for-service basis and administered through an administrative services organization together with specialty mental health services. The committees are interested in an assessment after the first full year of the carve-out on (1) the impact of the carve-out on access, quality, and efficiency of care in the HealthChoice Program; (2) the specific impact on enrollees who require treatment for chronic conditions and substance use disorders and/or mental health illness; and (3) an evaluation of the costs associated with the carve-out. DHMH shall submit the assessment by December 1, 2016.

Information Request	Author	Due Date
Impact of SUD carve-out on HealthChoice	DHMH	December 1, 2016

MEDICAL CARE PROGRAMS ADMINISTRATION

M00Q01.10 Medicaid Behavioral Health Provider Reimbursements

Add the following language:

All appropriations for Program M00Q01.10 Medicaid Behavioral Health Provider Reimbursements are to be used for the purposes herein appropriated, and there shall be no budgetary transfer to any other program or purpose except that funding may be transferred to Programs M00L01.02 Community Services and M00L01.03 Community Services for Medicaid State Fund Recipients, to cover shortfalls in fee-for-service community behavioral health funding for Medicaid-ineligible services or services to the uninsured.

Explanation: The language restricts the use of Medicaid behavioral health provider reimbursements to that purpose with limited exceptions.

Amendment No.

52

Add the following language to the general fund appropriation:

, provided that \$2,130,000 of this appropriation made for provider reimbursements may not be spent for that purpose and instead may only be transferred as follows:

- (1) \$1,200,000 to Program M00L08.01 Springfield Hospital Center to restore the positions and operational expenses reduced due to the privatization of the dietary function;

M00Q01

- (2) \$530,000 to Program M00L11.01 John L. Gildner Regional Institute for Children and Adolescents to restore the positions and operational expenses reduced due to the privatization of the dietary function; and
- (3) \$400,000 to Program M00L05.01 Regional Institute for Children and Adolescents – Baltimore to restore the positions and operational expenses reduced due to a reduction in the number of beds at the facility.

Funds restricted for these purposes may not be transferred by budget amendment or otherwise to any other purpose and if not expended for these purposes shall revert to the General Fund.

Explanation: This language restricts funding in order to restore the positions and operational funding reduced at the Springfield Hospital Center and the John L. Gildner Regional Institute for Children and Adolescents (RICA) due to the privatization of the dietary functions at those facilities and to restore positions and operational expenses at RICA – Baltimore due to a bed reduction.

Amendment No.

53

N00A01
Administration
Department of Human Resources

Budget Amendments

OFFICE OF THE SECRETARY

N00A01.01 Office of the Secretary

Add the following language to the general fund appropriation:

, provided that since the Department of Human Resources (DHR) Local Department Operations Unit has had four or more repeat audit findings in the most recent fiscal compliance audit issued by the Office of Legislative Audits (OLA), \$100,000 of this agency's administrative appropriation may not be expended unless:

- (1) DHR has reported the corrective action taken with respect to all repeat findings on or before January 1, 2017; and
- (2) a report is submitted to the budget committees by OLA listing each repeat finding along with an assessment of the corrective action taken by DHR for each repeat finding. The budget committees shall have 45 days to review and comment to allow funds to be released prior to the end of fiscal 2017.

Explanation: The Joint Audit Committee has requested that budget bill language be added for each unit of State government that has four or more repeat audit findings in its most recent fiscal compliance audit. Each such agency is to have a portion of its administrative budget withheld pending the adoption of corrective action by the agency and a determination by OLA that each finding was corrected. Due to the nature of the Local Department Operation Unit audit and the volume of findings to be corrected by the Local Departments of Social Services, an alteration to the standard language is prudent. This language requires DHR to report on corrective actions and have OLA assess the corrective actions taken by DHR rather than having the findings resolved.

Information Request	Author	Due Date
Assessment of corrective actions related to the most recent fiscal compliance audit	OLA	45 days before the release of funds

Amendment No. **54**

N00A01

N00A01.04 Maryland Legal Services Program

Add the following language to the general fund appropriation:

, provided that \$12,170,861 of this appropriation made for the purpose of the Maryland Legal Services Program may be expended only for that purpose. Funds not used for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund.

Explanation: The language restricts the general fund appropriation of the Maryland Legal Services Program (MSLP) to that purpose, and if it is not needed for that purpose requires that the funds revert to the General Fund. During the fiscal 2013 closeout process, the Department of Human Resources recorded an unprovided-for payable in the MSLP. This was the second consecutive year an unprovided-for payable was recorded and the fourth since fiscal 2007. Given the important function of the MSLP, it remains necessary to ensure the program is adequately funded. Similar language has been adopted in the last three fiscal years.

Amendment No.

55

N00G
Local Department Operations
Department of Human Resources

Budget Amendments

LOCAL DEPARTMENT OPERATIONS

N00G00.01 Foster Care Maintenance Payments

Add the following language to the general fund appropriation:

Further provided that these funds are to be used only for the purposes herein appropriated, and there shall be no budgetary transfer to any other program or purpose. Funds not expended shall revert to the General Fund.

Explanation: This language restricts general funds appropriated for foster care payments to that use only. This language is similar to language added in recent years except that transfers to N00G00.03 (Child Welfare Services) are not allowed. This restriction prevents a transfer of general funds to other programs that might create or increase a deficit in spending in the Foster Care Maintenance Payments Program (N00G00.01).

Amendment No. **56**

Committee Narrative

Caseload Estimates for Out-of-home Placements: During the 2016 session, the Department of Human Resources (DHR) and Department of Budget and Management (DBM) presented two sets of estimates at two separate times for caseload assumptions and payments estimates for foster care, subsidized adoptions, and subsidized guardianship in fiscal 2017. Neither appear to be based on current trends, but rather based on the funding in the allowance. Given that out-of-home placements costs are entitlements, the forecast of caseloads and payment estimates should drive the budget. The committees request that DHR and DBM present by placement type and flexible funding services (e.g. daycare, education, child care offset, promoting safe and stable families, ancillary and emergency services, local education agency funding, and Title IV-E Waiver intervention services), the caseload estimates, payment estimates, and expenditures for fiscal 2016 actuals, and estimates for fiscal 2017 and 2018 that were used in fiscal 2018 budget development. For flexible funding services, only the total estimated expenditures by type is required. The information should also include the amount of any provider rate change and the share of the charges claimed to regular Title IV-E assumed in the fiscal 2018 allowance.

N00G

Information Request	Authors	Due Date
Caseload and expenditure forecasts	DHR DBM	With submission of the fiscal 2018 allowance

Budget Amendments

N00G00.03 Child Welfare Services

Add the following language to the general fund appropriation:

, provided that these funds are to be used only for the purposes herein appropriated, and there shall be no budgetary transfer to any other program or purpose except that funds may be transferred to program N00G00.01 Foster Care Maintenance Payments. Funds not expended or transferred shall revert to the General Fund.

Explanation: This language restricts general funds appropriated for local child welfare services to that use only or for transfer to N00G00.01 Foster Care Maintenance Payments.

Amendment No. **57**

N00G

Committee Narrative

Child Welfare Caseload Data: The committees believe that maintaining an adequate child welfare workforce is essential to improving outcomes for children entering the State's care. Therefore, in order to maintain oversight of this important issue, the committees request that the Department of Human Resources (DHR), on November 15, 2016, report to the committees on the actual and annual average number of cases and filled positions assigned, by jurisdiction, for the following caseload types using 12 months of data through August 2016:

- Intake Screening;
- Child Protective Investigation;
- Consolidated Home Services;
- Interagency Family Preservation Services;
- Services to Families with Children – Intake;
- Foster Care;
- Kinship Care;
- Family Foster Homes – Recruitment/New Applications;
- Family Foster Home – Ongoing and Licensing;
- Adoption;
- Interstate Compact for the Placement of Children; and
- Caseworker Supervisors.

Information Request	Author	Due Date
Report on caseload data and filled positions assigned by jurisdiction for specified caseload types	DHR	November 15, 2016

N00G

N00G00.08 Assistance Payments

Able-bodied Adults without Dependents Time Limit: The Supplemental Nutrition Assistance Program, known in Maryland as the Food Supplement Program (FSP), has a requirement that limits receipt of benefits for able-bodied adults without dependents (ABAWD) to 3 months in a 36 month time period, unless the individual complies with certain work requirements. Statewide waivers were available in many states during and after the recent recession. Maryland's statewide waiver ended December 31, 2015. The committees are concerned about the impact of this transition on this vulnerable population. The committees request that the Department of Human Resources (DHR) report on the number of individuals removed from FSP benefits by month and jurisdiction from January 2016 through November 2016, and the number by month and jurisdiction who were able to return to the program after complying with work requirements. The department should include a discussion of the impact of the end of the waiver on ABAWD individuals and the agency.

Information Request	Author	Due Date
Report on ABAWD individuals removed from FSP due to the program time limit	DHR	December 15, 2016

N00I00
Family Investment Administration
Department of Human Resources

Budget Amendments

FAMILY INVESTMENT ADMINISTRATION

N00I00.04 Director's Office

Add the following language to the general fund appropriation:

, provided that since the Department of Human Resources (DHR) Family Investment Administration has had four or more repeat findings in the most recent fiscal compliance audit issued by the Office of Legislative Audits (OLA), \$100,000 of this agency's administrative appropriation may not be expended unless:

- (1) DHR has taken corrective action with respect to all repeat audit findings on or before November 1, 2016; and
- (2) a report is submitted to the budget committees by OLA listing each repeat audit finding along with a determination that each repeat finding was corrected. The budget committees shall have 45 days to review and comment to allow for funds to be released prior to the end of fiscal 2017.

Explanation: The Joint Audit Committee has requested that budget bill language be added for each unit of State government that has four or more repeat audit findings in its most recent fiscal compliance audit. Each such agency is to have a portion of its administrative budget withheld pending the adoption of corrective action by the agency and a determination by OLA that each finding was corrected. OLA shall submit reports to the budget committees on the status of repeat findings.

Information Request	Author	Due Date
Status of corrective actions related to the most recent fiscal compliance audit	OLA	45 days before the release of funds

Amendment No. **58**

N00I0006
Office of Home Energy Programs
Department of Human Resources

Committee Narrative

N00I00.06 Office of Home Energy Programs

Energy Assistance Application Processing Times: The committees are interested in continuing to monitor the progress of the local administering agencies (LAA) of the Office of Home Energy Programs in improving energy assistance application processing timeliness. Although progress is evident to date in fiscal 2016, some LAAs have experienced worsening performance. The committees request that the Department of Human Resources (DHR) provide by LAA (1) the number of applications received; (2) the average number of days to process applications; (3) the number and percent of applications processed within 30 days, 55 days, and longer than 60 days; and (4) the date of the data.

Information Request	Author	Due Date
Application processing times	DHR	December 31, 2016
Application processing times	DHR	June 30, 2016

Outreach Plans: The percent of eligible households receiving energy assistance has declined recently and was 30.8% in fiscal 2015. The percent of eligible households with a child under the age of 1 receiving benefits was 33.0%. The percent of eligible households with an individual over the age of 60 or an individual with disabilities receiving benefits was less than 30.0% in fiscal 2015. The committees are concerned that eligible households are not receiving energy assistance and may be vulnerable to problems associated with lack of heat or electricity. The Office of Home Energy Programs (OHEP) has taken steps during fiscal 2016 to improve outreach by local administering agencies (LAA). The committees request that OHEP report on the outreach efforts undertaken by the State and LAAs in fiscal 2016 and plans to further improve outreach in fiscal 2017 to increase the percent of eligible households receiving benefits.

Information Request	Author	Due Date
Report on energy assistance outreach efforts	DHR	August 15, 2016

N00I0006

Planned Program Changes: In response to committee narrative in the 2015 Joint Chairmen's Report, the Department of Human Resources (DHR) indicated that the Office of Home Energy Programs plans to develop a Policy Reform Plan by early fiscal 2017, following work to develop these plans during fiscal 2016. The plans are expected to focus on incentivizing energy conservation, education, and case management to reduce customer dependency on energy assistance and providing incremental arrearage forgiveness contingent on customer co-payments to increase customer accountability for on-time bill payment. The committees request that DHR submit a plan on the planned program changes, including information on anticipated legislative changes that result from the Policy Reform Plan or generally from the ongoing work in the agency's program review.

Information Request	Author	Due Date
Report on planned energy assistance program changes and anticipated legislative changes	DHR	December 1, 2016

P00
Workforce Development
Department of Labor, Licensing, and Regulation

Committee Narrative

Adult Education: The committees request the Department of Labor, Licensing and Regulation (DLLR) submit a report on the Adult Education program including an overview of the GED test preparation program, the recent changes to the test, why the number of test takers has fallen, recruitment strategies, why the funding has decreased, and what coordinated efforts within the agency are used to connect GED students to other programs like EARN grant recipients and Apprenticeship providers. The committees also request DLLR to report on the feasibility and cost of producing a centralized, searchable database to be accessed on the Internet by the public that lists adult education and workforce training opportunities including GED preparation, employability skills, trade-specific skills, remedial education, and other categories of available opportunities. For each program included in the database, to the extent possible, the database should include appropriate metrics that measure the success rates of the program including job placement rates, length of employment, and program completion rates.

Information Request	Author	Due Date
Report on the GED program	DLLR	October 1, 2016

Q00

Department of Public Safety and Correctional Services

Budget Amendments

Add the following language:

Provided that no more than 107 correctional officer positions may be reclassified in this appropriation.

Explanation: This action is intended to limit the number of correctional officer positions that can be reclassified, primarily for dietary service in Baltimore City facilities.

Amendment No.

59

Q00B
Division of Correction
Department of Public Safety and Correctional Services

Budget Amendments

DIVISION OF CORRECTION – HEADQUARTERS

Q00B01.01 General Administration

Add the following language to the general fund appropriation:

, provided that \$100,000 of this appropriation made for the purpose of General Administration may not be expended until the Department of Public Safety and Correctional Services submits monthly inmate banking account reconciliation reports, including indication of corrective actions to be taken for any identified differences, to the budget committees. Monthly reports shall be submitted by the first of each month, beginning on July 1, 2016 and ending May 1, 2017. Funds may not be released until all 11 reports have been received. The budget committees shall have 45 days from receipt of the final report to review and comment. Funds restricted pending the receipt of the reports may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the reports are not submitted to the budget committees.

Explanation: The Department of Public Safety and Correctional Services (DPSCS) has had a history of audit findings relating to unreconciled inmate banking accounts, most recently documented in the May through October 2015 Office of Legislative Audits reports for regional DPSCS operations. This language restricts administrative funds pending receipt of monthly reconciliation reports in order to verify that DPSCS reconciles accounts on a regular basis.

Information Request	Author	Due Date
Monthly inmate banking account reconciliation reports	DPSCS	By the first of each month, beginning July 1, 2016, and ending May 1, 2017

Amendment No. **60**

Q00C02
Division of Parole and Probation
Department of Public Safety and Correctional Services

Committee Narrative

General Supervision Caseload Size: Identifying the appropriate caseload for parole and probation agents has been an area of ongoing concern. Review of Division of Parole and Probation (DPP) caseload data indicates that Maryland's average general caseload size of 116 is well above the national average of 82. It is the intent of the General Assembly that DPP reduces the average general caseload size to the national average of 82.

Drug Testing Contract: The budget committees are concerned that the current urinalysis vendor does not provide technicians to testify regarding urinalysis testing results, as required under the current contract. The current urinalysis contract ends at the close of September 2016. It is therefore the intent of the General Assembly that the Department of Public Safety and Correctional Services (DPSCS) consider implementing an enforcement mechanism, such as a penalty, in an effort to ensure technicians can be available to testify at revocation hearings. A provision expressing this preference should be added to the forthcoming drug testing procurement request. The budget committees also request that DPSCS submit the final drug testing procurement request.

Information Request	Author	Due Date
Drug testing procurement request	DPSCS	September 30, 2016

Funding for Urinalysis Testing Kits: The budget committees are concerned that there is not enough funding to purchase a sufficient amount of urinalysis testing kits for all Division of Parole and Probation jurisdictions. It is therefore the intent of the budget committees that a sufficient level of funding be provided in future fiscal years for urinalysis testing kits.

Supervision Fee and Restitution Collection: The budget committees are concerned that fee and restitution collection is more appropriately handled by the Central Collection Unit (CCU) within the Department of Budget and Management, rather than by offender supervision agents. It is therefore the intent of the budget committees that the Department of Public Safety and Correctional Services submit legislation during the 2017 session transferring the authority for collections from the Division of Parole and Probation to CCU.

Q00C02

Kiosk Program and Supervision Reporting Options: The Division of Parole and Probation's (DPP) kiosk system is intended to reduce the number of personal interactions between supervision agents and low-risk offenders and to provide off-site reporting capability for offenders during nonbusiness hours. However, a December 2015 DPP supervision agent focus group study indicates that the program may not be meeting these goals. The budget committees, therefore, request that DPP submit an analysis of the value and utility of the kiosk system and alternative supervision reporting options. The report should include annual costs associated with operating the kiosk program and offender kiosk reporting statistics. The report should also consider the feasibility and utility of implementing other electronic reporting systems, such as a web-based or mobile systems.

Information Request	Author	Due Date
Kiosk program and supervision reporting options	DPP	December 1, 2016

Remote Access to Electronic Records and Databases: A December 2015 Division of Parole and Probation (DPP) focus group study indicates that supervision agents do not have remote access to the Offender Case Management System (OCMS) and other electronic databases while in the field. When an agent wants to access electronic information in the field, they must go to a field office or call back to the office in order to do so. In its efforts to address this issue, DPP has piloted a mobile tablet program to provide remote access to databases for one field office. The budget committees therefore request that DPP submit a report summarizing the outcome of the pilot program and analyzing the feasibility of providing remote access to the OCMS and other electronic databases for supervision agents through expansion of the tablet program or the provision of laptops. The submitted report should include any estimated costs associated with providing laptops or other mobile electronic devices to agents, as well as adjustments that may need to be made to the OCMS to allow for remote access.

Information Request	Author	Due Date
Remote access to electronic records and databases	DPP	December 1, 2016

Q00D00
Patuxent Institution
Department of Public Safety and Correctional Services

Budget Amendments

PATUXENT INSTITUTION

Q00D00.01 Patuxent Institution

Reduce appropriation for the purposes indicated:	<u>Funds</u>	<u>Positions</u>
1. Reduce federal funds to correct for budgeting error.	100,000 FF	
Total Reductions	100,000	0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	457.00	457.00		0.00
General Fund	54,166,780	54,166,780	0	
Special Fund	161,424	161,424	0	
Federal Fund	400,000	300,000	100,000	
Total Funds	54,728,204	54,628,204	100,000	

Amendment No. **61**

Q00T04
Division of Pretrial Detention
Department of Public Safety and Correctional Services

Budget Amendments

DIVISION OF PRETRIAL DETENTION

Q00T04.09 General Administration

Add the following language to the general fund appropriation:

, provided that \$100,000 of this appropriation made for the purpose of General Administration may not be expended until the Department of Public Safety and Correctional Services submits a report outlining a plan for complying with the final settlement agreement in Jerome Duvall, et al. v. Lawrence Hogan, Jr., et al., including any associated costs, to the budget committees. The report shall be submitted by December 31, 2016. The budget committees shall have 45 days from receipt of the final report to review and comment. Funds restricted pending the receipt of the report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Explanation: The Department of Public Safety and Correctional Services (DPSCS) announced in November 2015 that a settlement agreement had been reached in Jerome Duvall, et al. v. Lawrence Hogan, Jr., et al., but the agreement has not yet been signed by the judge. This language restricts administrative funds pending receipt of a report indicating a plan and any anticipated costs for complying with the terms of the final settlement agreement.

Information Request	Author	Due Date
Report on plan for complying with final Jerome Duvall, et al. v. Lawrence Hogan, Jr., et al. settlement agreement	DPSCS	December 31, 2016

Amendment No.

62

Q00T04

Committee Narrative

Baltimore City Staffing Analysis: Providing proper staffing can have an impact on the amount of overtime used by the custodial agencies as well as the safety and security of staff and inmates. Conducting regular staffing analyses should assist the department and the General Assembly in monitoring the staffing and overtime situation in the State's correctional and detention facilities. The Department of Public Safety and Correctional Services (DPSCS) submitted its most recent post-by-post staffing analysis to the budget committees in December 2015, but indicated in that report that, with technical assistance from the National Institute of Corrections and consultation of relevant labor unions, it is in the process of re-evaluating the staffing plan at Baltimore City detention facilities following the closure of the Baltimore City Men's Detention Center in August 2015. The committees therefore request that DPSCS submit a summary report of the final Baltimore City detention staffing analysis to the budget committees no later than October 1, 2016, explaining the need for any changes in staffing levels from prior staffing analyses.

Information Request	Author	Due Date
Baltimore City staffing analysis	DPSCS	October 1, 2016

R00A01
Headquarters
State Department of Education

Budget Amendments

Add the following language:

Provided that it is the intent of the General Assembly that no individual loaned educator be engaged by the Maryland State Department of Education (MSDE) for more than six years. For loaned educators engaged in fiscal 2010, the time already served at MSDE may not be counted toward the six-year limit.

Further provided that it is the intent of the General Assembly that all loaned educators submit annual financial disclosure statements, as is required for State employees in similar positions.

Further provided that MSDE shall provide an annual census report on the number of loaned educator contracts and any conversion of these personnel to regular positions to the General Assembly by December 15, 2016, and every year thereafter. The annual report shall include job function, title, salary, fund source(s) for the contract, the first year of the contract, the number of years that the loaned educator has been employed by the State, and whether the educator files a financial disclosure statement. MSDE shall also provide a report to the budget committees prior to entering into any new loaned educator contract to provide temporary assistance to the State. The budget committees shall have 45 days to review and comment from the date of receipt of any report on new contracts.

Explanation: This annual language on loaned educators expresses legislative intent that loaned educators should not be engaged for more than six years, educators should submit annual financial disclosure statements as appropriate, and reports on the loaned educator program should be submitted. The loaned educator program at MSDE allows local employees to work for MSDE on special projects.

Information Request	Author	Due Date
Report on loaned educator contracts	MSDE	December 15, 2016, and annually thereafter

Amendment No.

63

R00A01

HEADQUARTERS

R00A01.15 Juvenile Services Education Program

Add the following language to the general fund appropriation:

, provided that it is the intent of the General Assembly that a portion of this appropriation shall be used to provide incentives to recruit and retain highly effective teachers and principals in the Juvenile Services Education Program. Further provided that the Maryland State Department of Education shall report to the budget committees on a plan outlining how much of the appropriation will be used for incentives and how these incentives will be implemented. The report shall be submitted by July 1, 2016.

Explanation: This language requires that a portion of the money provided to the Juvenile Services Education (JSE) Program be used to provide incentives to recruit and retain highly effective teachers, as doing so has presented significant challenges for JSE. It also requires the submission of a report on how much of the appropriation is used for these incentives, and how they will be implemented. This report is due to the budget committees no later than July 1, 2016.

Information Request	Author	Due Date
Report recruiting and retaining teachers and principals	Maryland State Department of Education	July 1, 2016

Amendment No.

64

R00A02
Aid to Education
State Department of Education

Budget Amendments

Add the following language:

Provided that the Maryland State Department of Education shall notify the budget committees of any intent to transfer the funds from Program R00A02 Aid to Education to any other budgetary unit. The budget committees shall have 45 days to review and comment on the planned transfer prior to its effect.

Explanation: The Maryland State Department of Education (MSDE) should not transfer any funds from Aid to Education until the transfer is reviewed by the budget committees.

Information Request	Author	Due Date
Report on any transfer of funds from R00A02	MSDE	45 days prior to transfer

Amendment No.

65

AID TO EDUCATION

R00A02.13 Innovative Programs

Add the following language to the general fund appropriation:

, provided that \$104,000 of this appropriation made for the purpose of providing Pathways in Technology High (P-TECH) schools grants shall be distributed proportionately based on enrollment in P-TECH schools in the 2016-2017 school year.

Explanation: This action adds language requiring grants provided to P-TECH schools, for the 2016-2017 school year to be distributed proportionally according to the P-TECH schools' enrollment.

Amendment No.

66

R00A02

Committee Narrative

AID TO EDUCATION

R00A02.55 Teacher Development

High Quality Teaching: The budget committees direct the Maryland State Department of Education to submit a report on its recommendations for improving teacher preparation and retention, including any statutory changes that would allow for increased flexibility in allocating the Quality Teacher Incentive grants and models for teacher support beyond the use of grants. These recommendations shall be informed by the use of new assessment data to review the status and progress of comprehensive needs schools, as well as the inclusion of stakeholders in the recommendation process. The report shall be submitted to the budget committees no later than December 1, 2016.

Information Request	Author	Due Date
Recommendations for improving teacher preparation and retention	MSDE	December 1, 2016

R00A03
Funding for Educational Organizations
State Department of Education

Budget Amendments

FUNDING FOR EDUCATIONAL ORGANIZATIONS

R00A03.04 Aid to Non-Public Schools

Add the following language to the special fund appropriation:

Further provided that a nonpublic school participating in the Aid to Non-Public Schools Program R00A03.04 shall certify compliance with Title 20, Subtitle 6 of the State Government Article. A nonpublic school participating in the program may not discriminate in student admissions on the basis of race, color, national origin, or sexual orientation. Nothing herein shall require any school or institution to adopt any rule, regulation, or policy that conflicts with its religious or moral teachings. However, all participating schools must agree that they will not discriminate in student admissions on the basis of race, color, national origin, or sexual orientation. The sole legal remedy for violation of these provisions is ineligibility for participating in the Aid to Non-Public Schools Program.

Explanation: This action requires a nonpublic school participating in the Aid to Nonpublic Schools Program to certify compliance with Title 20, Subtitle 6 of the State Government Article. It also specifies that a participating school may not discriminate in student admissions on the basis of race, color, national origin, or sexual orientation. Violating the provisions makes a school ineligible for participating in the Aid to Nonpublic Schools Program. Similar language was included in the fiscal 2016 budget.

Amendment No.

67

R00A04
Children's Cabinet Interagency Fund
State Department of Education

Committee Narrative

CHILDREN'S CABINET INTERAGENCY FUND

R00A04.01 Children's Cabinet Interagency Fund

Add the following language to the general fund appropriation:

. provided that \$1,823,709 of this appropriation made for the purpose of early intervention and prevention activities may be used only to fund these activities through Youth Services Bureaus. Further provided that the allocation of funding among Youth Services Bureaus shall be distributed in the same proportions as provided in fiscal 2016. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund.

Explanation: This language restricts funds to be used only for Youth Services Bureaus and requires the funding to be distributed among the bureaus in the same proportion as in fiscal 2016.

Amendment No.

68

Committee Narrative

Care Management Entity: There is concern about the transfer of the Care Management Entity (CME) administered by the Children's Cabinet Interagency Fund to the Department of Health and Mental Hygiene (DHMH). The Governor's Office for Children (GOC) should work with DHMH to submit a report detailing the services offered under the CME and the structure of the CME program before and after the transfer. The report should include detail of the services offered and the number of children, both Medicaid eligible and non-Medicaid eligible, that were served in fiscal 2015 and 2016 as well as an estimate for fiscal 2017. The report should be submitted on or before December 15, 2016.

Information Request	Authors	Due Date
Report on transfer of CME from Children's Cabinet Interagency fund to DHMH	GOC DHMH	December 15, 2016

HIGHED*

Higher Education Overview

Committee Narrative

Institutional Aid, Pell Grants, and Loan Data by Expected Family Contribution Category:

In order to more fully understand all types of aid available to students, the committees request that data be submitted for each community college, public four-year institution, and independent institution on institutional aid, Pell grants, and student loans. Data should include, by expected family contribution (EFC), the number of loans and average loan size of federal subsidized and unsubsidized loans, and loans from private sources as reported to the Maryland Higher Education Commission (MHEC). Additionally, data should be provided on Pell grants, including the number and average award size by EFC. Finally, data should include the number of institutional aid awards and average award size by EFC for institutional grants, institutional athletic scholarships, and other institutional scholarships. The data in the response should differentiate between need-based aid and merit scholarships. Data should also include the number of institutional aid awards and average award size by EFC for tuition waivers/remissions of fees to employees and dependents and students. Waiver information for students should be reported by each type of waiver in State law. This report should cover fiscal 2015 and 2016 data received by MHEC from State institutions and is to be submitted in an electronic format (Excel file).

Information Request	Author	Due Date
Report on fiscal 2015 financial aid categories by EFC	MHEC	July 1, 2016
Report on fiscal 2016 financial aid categories by EFC	MHEC	June 30, 2017

Instructional Faculty Workload Report: The committees request that the University System of Maryland (USM), Morgan State University (MSU), and St. Mary's College of Maryland (SMCM) continue to provide annual instructional workload reports for tenured and tenure-track faculty. By focusing on these faculty, the committees gain a sense of the teaching activities for the regular core faculty. However, there are other types of instructional faculty at institutions such as full- and part-time nontenured/nontenure track faculty including adjunct faculty, instructors, and lecturers. Focusing on only tenured/tenure-track faculty provides an incomplete picture of how students are taught. Therefore, the report should also include the instructional workload when all types of faculty are considered. Additional information may be included at the institution's discretion. Furthermore, the USM report should include the percent of faculty meeting or exceeding teaching standards for tenured and tenure-track faculty for the University of Maryland, Baltimore.

HIGHED*

Information Request	Authors	Due Date
Annual report on faculty workload	USM MSU SMCM	December 15, 2016

Education Data Availability and Access: The Maryland Higher Education Commission (MHEC) and the Maryland Longitudinal Data System (MLDS) both report on critical educational outcomes for the State. However, it appears that there is a misalignment in data availability in that MLDS, which is limited to cross-segment analyses, may access data from the National Student Clearinghouse (NSC), while MHEC may not. This denies MHEC access to otherwise invaluable data for its annual reports which deal with higher education alone. The committees are interested in determining how MHEC and MLDS can better share access to the proprietary NSC data warehouse and what contractual issues may need to be resolved for that to work, with the goal of developing and annually reporting data metrics that provide a fuller picture of the diversity in student progress and success. MHEC and MLDS should work with the Maryland State Department of Education (MSDE), Maryland's designated education agency for NSC, and should also consider speaking with the University System of Maryland Office, which coordinates NSC data reporting and access across its member institutions.

Information Request	Authors	Due Date
Report on education data availability and access	MHEC MLDS MSDE	December 15, 2016

Report on Missing One Step Away Outcomes: Two institutions, Montgomery College and Morgan State University, received One Step Away grant funding, but did not report program outcomes to the Maryland Higher Education Commission (MHEC). The committees request that MHEC obtain the missing information and submit it to the budget committees so that there is a complete record of One Step Away initiatives in Maryland.

Information Request	Author	Due Date
Report on One Step Away Outcomes at Montgomery College and Morgan State University	MHEC	December 15, 2016

R13M00
Morgan State University

Budget Amendments

MORGAN STATE UNIVERSITY

R13M00.00 Morgan State University

Add the following language to the unrestricted fund appropriation:

, provided that \$1,443,344 of this appropriation made for the purpose of increasing expenditures on institutional need-based financial aid above the level provided in fiscal 2016 may be expended only for that purpose. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund.

Explanation: This language restricts \$1.4 million of the general fund appropriation provided in the fiscal 2017 allowance to increase expenditures on institutional need-based aid to be expended only for that purpose in order to ensure that expenditures on need-based aid in fiscal 2017, at a minimum, exceed that spent in fiscal 2016 by \$1.4 million.

Amendment No.

69

R30B27
Coppin State University
University System of Maryland

Budget Amendments

COPPIN STATE UNIVERSITY

R30B27.00 Coppin State University

Add the following language to the unrestricted fund appropriation:

, provided it is the intent of the General Assembly that Coppin State University (CSU) reduce funded nonfaculty and faculty positions to achieve salary savings by the amount of the projected deficit in fiscal 2017 and that these positions be related to low-demand courses and programs. Further provided that it is the intent of the General Assembly that CSU retain these savings to support operations of the university. A report shall be submitted to the budget committees by December 15, 2016, detailing the reduction of positions and associated savings.

Explanation: Even with full State funding expenditures are expected to exceed revenues due to the expectation that tuition and fee revenues will decrease due to a continual decline in enrollment. This deficit could grow to approximately \$1.2 million, therefore this language requires CSU to achieve salary savings in the amount of the deficit by reducing funded faculty and nonfaculty positions. The savings shall be used to support operations of the university. In addition, a report is to be submitted on the position reductions by December 15, 2016.

Information Request	Author	Due Date
Reduction of positions	CSU	December 15, 2016

Amendment No.

70

R60H

College Savings Plans of Maryland

Committee Narrative

R60H00.41 Maryland Prepaid College Trust

Plan Expectations and Customer Service for Maryland 529 Plans: The budget committees are interested in how the College Savings Plans of Maryland (CSPM) can successfully manage its increasing responsibilities given that, contingent on legislation, it will be in charge of Maryland's Achieving A Better Life Experience (ABLE) program, otherwise known as a 529A savings plan, alongside its two existing college savings plans. The committees are concerned over whether adequate customer service is available for current plan holders and whether sufficient services will be provided for potential 529A plan holders. CSPM should submit a report by December 15, 2016, determining its strengths and weaknesses regarding responsiveness to customer service issues and general management of its two current plans. In the same report, CSPM should use this review of its customer service to inform CSPM's decision on whether to pursue an ABLE plan alone or as part of a consortium of states.

Information Request	Author	Due Date
Report on plan expectations and customer service	CSPM	December 15, 2016

R62I00
Maryland Higher Education Commission

Budget Amendments

MARYLAND HIGHER EDUCATION COMMISSION

R62I00.07 Educational Grants

Add the following language:

Provided that it is the intent of the General Assembly that institutional grants to a public four-year institution should be transferred only by budget amendment to that institution.

Explanation: This action provides greater clarity to the General Assembly on when an institution receives an institutional grant from the Maryland Higher Education Commission and also prevents funds from being double counted in the working appropriation.

Amendment No.

71

Add the following language to the general fund appropriation:

, provided that \$4,900,000 in general funds designated to enhance the State's four historically black colleges and universities may not be expended until the Maryland Higher Education Commission submits a report by July 1, 2016, to the budget committees outlining how the funds will be spent. The budget committees shall have 45 days to review and comment on the report. Funds restricted pending receipt of a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Explanation: This annual language restricts the expenditure of funds until the commission reports to the budget committees on the plans for spending funds designated to enhance the State's four historically black colleges and universities (HBCU).

Information Request	Author	Due Date
HBCU enhancement expenditure report	Maryland Higher Education Commission	July 1, 2016

Amendment No.

72

R62I00

Committee Narrative

Report on Continuing Education Outcomes: The committees are interested in the Maryland Higher Education Commission's (MHEC) work toward developing more outcomes measures for noncredit programs at Maryland's community colleges, especially those oriented toward workforce development. MHEC should submit a report on what new data it will collect, how often, and what assistance it may need from other public or private agencies to provide better information so that this new data may be included in the Maryland Longitudinal Data System.

Information Request	Author	Due Date
Report on continuing education outcomes	MHEC	December 15, 2016

Report on Best Practices and Annual Progress Toward the 55% Completion Goal: The committees understand that in order to meet the State's goal to have at least 55% of Maryland's residents age 25 to 64 holding at least one degree credential by 2025, accurate and timely information on degree progression and best practices is needed to ensure that the State is on track to meet the goal. The committees request that the Maryland Higher Education Commission (MHEC) annually collect and analyze student- and transcript-level data on progression, graduation, and other relevant metrics from each public institution of higher education, including community colleges and regional higher education centers. MHEC should submit a report by December 15 each year that analyzes the data and shows each institution's progress toward the State and institutional goals in 2025. The report should also include a summary of best practices and findings on the effectiveness of institutions' programs, as well as any concerns regarding lack of progress or best practices that are not being implemented by institutions.

In addition, the committees request that MHEC, in collaboration with the Governor's Prekindergarten-20 Council, convene a biennial Summit on Completion that provides a forum for representatives of all segments of education (including K-12), economic and workforce development, and other stakeholders to share best practices on college completion that are underway in Maryland and hear from experts on best practices in other states that may be replicated in Maryland. A summary of the summit should be included in the annual report on best practices and progress toward the 55% goal.

Information Request	Author	Due Date
Report on best practices and progress toward the 55% completion goal	MHEC	December 15, 2016, and annually thereafter

R62I00

Report on Outcomes of Students Participating in Access and Success Programs by Cohort:

The committees understand that as part of the State's agreement with the federal Office for Civil Rights, the State has provided annual funding to Maryland's public historically black colleges and universities (HBCU) to improve retention and graduation rates. From fiscal 2001 to 2006, the funds were budgeted through the Maryland Higher Education Commission (MHEC) and released after each HBCU submitted proposals to MHEC outlining how the funds would be spent in the coming year. Beginning in fiscal 2007, Access and Success funds were appropriated directly to HBCUs. The committees request that MHEC collect progression, retention, and graduation data from each public HBCU on all students participating in the Access and Success program in fiscal 2016. Data should be analyzed and presented by institution and program. Data should include the throughput completion rate in credit-bearing coursework for required remedial classes and graduation rates. The report should include a summary of fiscal 2016 programs supported by Access and Success funds and a statement from each institution on how findings from the 2015 report have been used to inform and improve programs and student services supported by Access and Success funds. The report shall be submitted by October 15, 2016, and every year thereafter.

Information Request	Author	Due Date
Report on the fiscal 2016 outcomes by cohort of students participating in Access and Success programs	MHEC	October 15, 2016, and annually thereafter

R75T00 Higher Education

Budget Amendments

HIGHER EDUCATION

R75T00.01 Support for State Operated Institutions of Higher Education

Add the following language to the general fund appropriation:

, provided that \$1,443,344 of the Morgan State University appropriation made for the purpose on increasing expenditures on institutional need-based financial aid above the level provided in fiscal 2016 may be expended only for that purpose. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund.

Explanation: This language restricts \$1.4 million of the Morgan State University general fund appropriation provided in the fiscal 2017 allowance to increase expenditures on institutional need-based aid to be expended only for that purpose and that expenditures on need-based aid in fiscal 2017 should, at a minimum, exceed that spent in fiscal 2016 by \$1.4 million.

Amendment No.

73

Add the following language to the general fund appropriation:

Further provided that \$50,000 of this appropriation made for the purpose of operations at Baltimore City Community College (BCCC) may not be expended until the Board of Trustees of BCCC submits a comprehensive report by the University of Baltimore's Schaefer Center for Public Policy to the budget committees by August 1, 2016. The report shall include an analysis of, and recommendations for, the appropriate niche for BCCC to fill in the Baltimore metropolitan area higher education landscape that will best meet the needs of residents and employers of Baltimore City and the State, including an alignment of BCCC's academic and noncredit offerings with workforce needs. The report shall also include an analysis of the institution's governance structure, relationship with Baltimore City, and role in the city's economic and workforce development plans, and any recommendations to alter or improve them. The report shall also include recommendations for improving the financial situation of the college, including revenue and real estate holdings; and any other topics deemed appropriate by the Schaefer Center.

R75T00

Further provided that \$50,000 of this appropriation made for the purpose of BCCC operations may not be released until the Board of Trustees submits BCCC's response to the Schaefer Center's report to the budget committees by October 1, 2016. The response should indicate how BCCC will implement the consultant's recommendations and, if any are not to be implemented, why not.

The budget committees shall have 45 days to review and comment from the date of receipt of the reports. Funds restricted pending the receipt of the comprehensive report and the follow-up report may not be transferred by budget amendment or otherwise to any other purpose and shall be reverted if the reports are not submitted to the budget committees.

Explanation: This language restricts \$50,000 in general funds pending receipt of a comprehensive report on BCCC's operations done by the Schaefer Center and another \$50,000 in general funds pending a response from BCCC on that report. The due dates in this budget bill language reflect extensions to reports that were originally due in fiscal 2016.

Information Request	Authors	Due Date
Comprehensive report on BCCC	University of Baltimore Schaefer Center	August 1, 2016
BCCC's response to the comprehensive report	BCCC	October 1, 2016

Amendment No.

74

R95C00
Baltimore City Community College

Budget Amendments

BALTIMORE CITY COMMUNITY COLLEGE

R95C00.00 Baltimore City Community College

Add the following language to the unrestricted fund appropriation:

, provided that \$50,000 of this appropriation made for the purpose of operations at Baltimore City Community College (BCCC) may not be expended until the Board of Trustees of BCCC submits a comprehensive report by the University of Baltimore's Schaefer Center for Public Policy to the budget committees by August 1, 2016. The report shall include an analysis of, and recommendations for, the appropriate niche for BCCC to fill in the Baltimore metropolitan area higher education landscape that will best meet the needs of residents and employers of Baltimore City and the State, including an alignment of BCCC's academic and noncredit offerings with workforce needs. The report shall also include an analysis of the institution's governance structure, relationship with Baltimore City, and role in the city's economic and workforce development plans, and any recommendations to alter or improve them. The report shall also include recommendations for improving the financial situation of the college, including revenue and real estate holdings; and any other topics deemed appropriate by the Schaefer Center.

Further provided that \$50,000 of this appropriation made for the purpose of BCCC operations may not be released until the Board of Trustees submits BCCC's response to the Schaefer Center's report to the budget committees by October 1, 2016. The response should indicate how BCCC will implement the consultant's recommendations and, if any are not to be implemented, why not.

The budget committees shall have 45 days to review and comment from the date of receipt of the reports. Funds restricted pending the receipt of the comprehensive report and the follow-up report may not be transferred by budget amendment or otherwise to any other purpose and shall revert if the reports are not submitted to the budget committees.

Explanation: This language restricts \$50,000 in unrestricted funds pending receipt of a comprehensive report on BCCC's operations done by the Schaefer Center and another \$50,000 in unrestricted funds pending a response from BCCC on that report. The due dates in this budget bill language reflect extensions to reports that were originally due in fiscal 2016.

R95C00

Information Request	Authors	Due Date
Comprehensive report on BCCC	University of Baltimore Schaefer Center	August 1, 2016
BCCC's response to the comprehensive report	BCCC	October 1, 2016

Amendment No.

75

S00A
Department of Housing and Community Development

Committee Narrative

OFFICE OF THE SECRETARY

S00A20.01 Office of the Secretary

Provide Unique Subprogram Codes for All Department Programs: The budget committees are concerned about the Department of Housing and Community Development's budgeting process and a potential lack of transparency due to many programs not having their own eight-digit program and subprogram code. It is the intent of the committees that beginning with the fiscal 2018 budget, the department should provide all programs with a unique, eight-digit program and subprogram code in its budget preparation.

T00
Department of Commerce

Budget Amendments

DIVISION OF BUSINESS AND ENTERPRISE DEVELOPMENT

T00F00.02 Office of BioHealth

Add the following language to the general fund appropriation:

, provided that \$200,000 of this appropriation made for the purpose of operating the Office of BioHealth may not be expended until the Department of Commerce submits a report on the goals, objectives, performance measures, and activities of the newly created Office of BioHealth within the Division of Business and Industry Sector Development. The report should include a discussion of the office's activities to foster the life sciences industry sector; the types of business assistance provided; the types and scale of targeted businesses; and how the office is working with industry partners. The report shall be submitted to the budget committees no later than December 31, 2016, and the budget committees shall have 45 days to review and comment. Funds restricted pending the receipt of this report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund.

Explanation: This language would restrict funds under the Department of Commerce (Commerce) until the department submits a report on the activities of the newly created Office of Biohealth.

Information Request	Author	Due Date
Report on the Office of Biohealth	Commerce	December 31, 2016

Amendment No. **76**

T00F00.15 Small, Minority, and Women-Owned Business Investment Account

Add the following language to the special fund appropriation:

, provided that \$100,000 of this appropriation made for the purpose of fund manager expense reimbursement may not be expended until the Department of Commerce submits a report to the budget committees on ways to improve the administration of the Small, Minority, and Women-Owned Business Account. The report should consider legislative and administrative changes related to the procurement, oversight, and reimbursement of fund managers; geographic distribution of program assistance; and program performance evaluation. The report shall be

T00

submitted by December 1, 2016, and the budget committees shall have 45 days to review and comment. Funds restricted pending the receipt of the report may not be transferred by budget amendment or otherwise to any other purpose and shall be canceled if the report is not submitted to the committees.

Explanation: Based on issues raised in a legislative performance audit and on concerns about geographical distribution of program assistance, the Small, Minority, and Women-Owned Business Account is underperforming. This language requires the Department of Commerce (Commerce) to find solutions to the issues raised on the effectiveness of the program.

Information Request	Author	Due Date
Report on improvements to the Small, Minority, and Women-Owned Business Account	Commerce	December 1, 2016

Amendment No.

77

T00F00.23 Maryland Economic Development Assistance Authority and Fund

Add the following language to the general fund appropriation:

, provided that \$150,000 of this appropriation made for the purpose of providing business financial assistance may not be expended for that purpose and instead may be used only to provide a grant to the National Center for the Veteran Institute for Procurement to provide training and procurement opportunities to Maryland-based veteran-owned businesses or entrepreneurs. Funds not used for this restricted purpose may not be expended or otherwise transferred and shall revert to the General Fund.

Explanation: This language would restrict funds under the Maryland Economic Development Assistance Authority and Fund to be used only to provide a grant to the National Center for the Veteran Institute for Procurement to provide training and procurement opportunities to Maryland-based veteran-owned businesses.

Amendment No.

78

T50
Maryland Technology Development Corporation

Committee Narrative

MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION

T50T01.04 Maryland Innovation Initiative

Distribution of the Maryland Innovation Initiative: The Maryland Innovation Initiative is designed to speed commercialization opportunities that develop out of the State's research universities. As of January 2016, the Maryland Technology Development Corporation (TEDCO) has made over 164 awards. According to data submitted to the Managing for Results process, awards have resulted in 28 start-up companies, with 10 additional start-ups expected in both fiscal 2016 and 2017. Total awards have been dispersed to the participating institutions as follows:

- The Johns Hopkins University (JHU) – 75;
- Morgan State University – 5;
- University of Maryland, College Park – 30;
- University of Maryland, Baltimore – 36; and
- University of Maryland Baltimore County – 18.

The committees are concerned that there is a marked difference in the distribution of grants among the institutions. JHU commands almost 46.0% of the grants and over 47.0% of grant funding. The top three institutions garner 88.7% of program funding. The committees, therefore, request that TEDCO, with input from the participating universities, report on potential causes and changes to the program to address the skewed distribution. The report should suggest any legislative or administrative modifications to improve the performance of the program. The report should also review the performance of the universities' technology transfer offices and should recommend any financial, administrative, or cultural changes to ensure robust, fully functioning offices that foster and prioritize the commercialization of university research.

Information Request	Author	Due Date
Report on changes to the Maryland Innovation Initiative	TEDCO	December 1, 2016

U00A
Department of the Environment

Budget Amendments

OFFICE OF THE SECRETARY

U00A01.14 Capital Appropriation – Energy – Water Infrastructure Program

Add the following language to the special fund appropriation:

, provided that \$100,000 of this appropriation made for the purpose of providing grants to water and wastewater treatment plant owners to develop energy efficient and resilient projects shall be restricted pending the submission of two reports. The first report shall be submitted by July 1, 2016, and specify the qualitative and quantitative criteria that will be used to evaluate and select projects to be funded by the Energy-Water Infrastructure Program under both the \$1,000,000 per project allocation for energy efficient equipment and the \$3,000,000 per project allocation for combined heat and power projects. The second report shall be submitted by January 1, 2017, and provide the following for each project selected for funding:

- (1) an energy use baseline;
- (2) a 20% energy reduction target;
- (3) the expected payback period for the energy efficient equipment or combined heat and power project as if the project were to be funded as an energy performance contract; and
- (4) the expected amount and timing of the modification of any user rates associated with the entity receiving funding as a result of the energy efficient equipment or combined heat and power project funded.

The budget committees shall have 45 days to review and comment. Funding shall be released in \$50,000 increments pending submission of each report. Funds restricted pending the receipt of the reports may not be transferred by budget amendment or otherwise to any other purpose and shall be canceled if the reports are not submitted to the budget committees.

Explanation: The fiscal 2017 allowance includes a \$16,200,000 special fund appropriation for the new one-time Energy-Water Infrastructure Program pay-as-you-go capital program. This budget bill language restricts \$100,000 of the funding pending the submission of reports on the criteria for the allocation of the Energy-Water Infrastructure Program funding and the actual allocation of funding including energy efficiency benchmarks and expected outcomes, including any user rate modifications.

U00A

Information Request	Author	Due Date
Report on the criteria for the allocation of Energy-Water Infrastructure Program funding	Maryland Department of the Environment (MDE)	July 1, 2016
Report on the actual allocation of Energy-Water Infrastructure Program funding, energy efficiency benchmarks, and user rate modifications	MDE	January 1, 2017

Amendment No.

79

Committee Narrative

LAND MANAGEMENT ADMINISTRATION

U00A06.01 Land Management Administration

Better Coordination Between MDE and the Judiciary on Data For Rental Properties Required to Report under the Reduction of Lead Risk in Housing Act: The committees are concerned that there is a lack of data sharing between the Judiciary and the Maryland Department of the Environment (MDE) on the status of rental properties required to be registered under Maryland's Reduction of Lead Risk in Housing Act. The Act requires owners of affected rental properties to reduce the potential for child exposure to lead paint hazards by performing specific lead risk reduction treatments prior to each change in tenancy. The lack of coordination is exemplified by data in the report "Justice Diverted: How Renters Are Processed In The Baltimore City Rent Court," which reflects that 81% of a sample of landlords provided information in rent court about their registration and inspection status with MDE that was subsequently found to be incorrect, outdated, or otherwise unsupported by MDE's Online Lead Rental Registration system. Therefore, the committees request that MDE and the Judiciary collaborate on a report discussing how data on rental property compliance with the Reduction of Lead Risk in Housing Act will be shared and how testimony by rental property owners may be checked against MDE's data for rental property cases that come before the rent court.

U00A

Information Request	Authors	Due Date
Report on coordination between MDE and the Judiciary on the Reduction of Lead Risk in Housing Act data	MDE Judiciary	September 1, 2016

AIR AND RADIATION MANAGEMENT ADMINISTRATION

U00A07.01 Air and Radiation Management Administration

Report on the Cove Point Liquefied Natural Gas Terminal: The committees believe that a review of safety strategies associated with the proposed Cove Point Liquefaction Project would be beneficial. Therefore, the committees request that the Maryland Department of the Environment (MDE), in consultation with the Department of Natural Resources, the Public Service Commission, the Maryland Energy Administration, and the Maryland Emergency Management Agency evaluate recommendations regarding operational safety mitigation strategies and emergency management planning at the State and local level. MDE shall submit a report on the evaluation.

Information Request	Author	Due Date
Report on the Cove Point Liquefied Natural Gas Terminal	MDE	December 31, 2016

V00A
Department of Juvenile Services

Budget Amendments

BALTIMORE CITY REGION

V00G01.01 Baltimore City Region Operations

Reduce appropriation for the purposes indicated:	<u>Funds</u>	<u>Positions</u>
1. Reduce funding for contractual evaluations in line with fiscal 2016 budgeted amount.	201,000	GF
Total Reductions	201,000	0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	430.10	430.10		0.00
General Fund	58,795,923	58,594,923	201,000	
Special Fund	800,949	800,949	0	
Federal Fund	735,441	735,441	0	
Total Funds	60,332,313	60,131,313	201,000	

Amendment No. **80**

W00A
Department of State Police

Committee Narrative

MARYLAND STATE POLICE

W00A01.01 Office of the Superintendent

Improving Department of State Police Hiring: The Department of State Police (DSP) has maintained an average vacancy rate of nearly 8% over the past seven years. These vacancies, particularly among civilian positions, contribute to increased overtime expenses, neglected administrative functions, and fewer troopers available for law enforcement duties. DSP should work collaboratively with the Department of Budget and Management (DBM) to review both the internal and external hiring policies and procedures to identify potential areas that could be streamlined or modified in order to expedite filling existing vacancies and improve overall hiring within the department. The report is due to the budget committees no later than July 1, 2017.

Information Request	Authors	Due Date
Improving DSP hiring	DSP DBM	July 1, 2017

Trooper Strength Assessment: For nearly a decade, the number of authorized positions assigned to the department has remained relatively flat. In comparison to the size of the sworn workforce in the early 1990s, the current personnel complement is over 100 positions less than it was 20 years ago. The budget committees direct the Department of State Police (DSP) to evaluate the adequacy of Maryland's current authorized trooper workforce. In completing its assessment, the department should provide information on the number of local jurisdictions that have added a local law enforcement unit in the past decade, and the impact of the role that technology has played on law enforcement responsibilities. In addition, DSP should compare the size, roles, and responsibilities of Maryland's State troopers to neighboring or similar states. The report should be submitted to the budget committees no later than September 1, 2017.

Information Request	Author	Due Date
Trooper strength assessment	DSP	September 1, 2017

W00A

W00A01.02 Field Operations Bureau

Maryland Coordination and Analysis Center Budget Appendix: It is the intent of the budget committees that the Department of State Police, in conjunction with the Maryland Coordination and Analysis Center (MCAC) and the Department of Budget and Management, continue to submit budget information that consolidates State budgetary resources to MCAC in the form of an appendix in the Maryland Budget Highlights book in fiscal 2018 and subsequent fiscal years. Budget information and the resulting appendix should include more comprehensive personnel expenditure information, including position counts, from each State agency assigned at MCAC.

Civilianization of Certain Department of State Police Functions: Certain administrative and support positions within the Department of State Police (DSP) are performed by sworn troopers and could be performed instead by lower paid civilian personnel, freeing up trooper positions for law enforcement activities. The Office of Legislative Audits (OLA) should study the personnel policies of DSP and make recommendations to the legislature on how to increase civilianization at DSP. These recommendations should include classifying each job type as best being performed by sworn personnel, civilian personnel, or either; the number of sworn trooper personnel functioning in positions that could be performed by civilian personnel; and an estimate of cost savings to be realized. The report should be submitted to the budget committees no later than November 1, 2016.

Information Request	Author	Due Date
Civilianization of certain DSP functions	OLA	November 1, 2016

Y01A State Reserve Fund

Budget Amendments

Y01A01.01 Revenue Stabilization Account

Add the following language to the general fund appropriation:

, provided that \$79,959,234 of this appropriation may not be credited to the Revenue Stabilization Account and shall revert to the General Fund unless the entire amount is transferred by budget amendment to appropriations for the following projects or programs in the following specified amounts:

- (1) \$18,999,234 to Program R00A02.03 Aid for Local Employee Fringe Benefits to provide additional one-time funding to local education agencies to support a portion of their share of the actual normal cost of pensions for their teachers. Funding may only be allocated as follows:

(a)	<u>Allegany</u>	<u>32,640</u>
(b)	<u>Anne Arundel</u>	<u>1,965,794</u>
(c)	<u>Baltimore City</u>	<u>876,027</u>
(d)	<u>Baltimore</u>	<u>2,202,654</u>
(e)	<u>Calvert</u>	<u>102,489</u>
(f)	<u>Caroline</u>	<u>142,999</u>
(g)	<u>Carroll</u>	<u>173,948</u>
(h)	<u>Cecil</u>	<u>250,811</u>
(i)	<u>Charles</u>	<u>625,177</u>
(j)	<u>Dorchester</u>	<u>118,197</u>
(k)	<u>Frederick</u>	<u>1,137,362</u>
(l)	<u>Garrett</u>	<u>0</u>
(m)	<u>Harford</u>	<u>4,558</u>
(n)	<u>Howard</u>	<u>2,296,283</u>
(o)	<u>Kent</u>	<u>0</u>
(p)	<u>Montgomery</u>	<u>6,181,760</u>
(q)	<u>Prince George's</u>	<u>1,317,125</u>
(r)	<u>Queen Anne's</u>	<u>130,269</u>
(s)	<u>St. Mary's</u>	<u>313,970</u>
(t)	<u>Somerset</u>	<u>59,572</u>
(u)	<u>Talbot</u>	<u>100,977</u>
(v)	<u>Washington</u>	<u>471,617</u>
(w)	<u>Wicomico</u>	<u>393,517</u>
(x)	<u>Worcester</u>	<u>101,488</u>

Y01A

- (2) \$13,200,000 to Program M00Q01.03 Medical Care Provider Reimbursements to increase primary and specialty physician evaluation and management rates to 96% of Medicare effective July 1, 2016;
- (3) \$880,000 to Program M00Q01.10 Medicaid Behavioral Health Provider Reimbursements to increase psychiatrist evaluation and management rates to 96% of Medicare effective July 1, 2016;
- (4) \$1,500,000 to Program M00Q01.03 Medical Care Provider Reimbursements to increase funding over that provided in the fiscal 2017 budget to the Baltimore City Health Department for the Administrative Care Coordination Unit;
- (5) \$500,000 to Program M00Q01.03 Medical Care Provider Reimbursements for lead remediation activities in the homes of Medicaid children with a confirmed elevated blood lead level of over 10 micrograms/deciliter;
- (6) \$15,000,000 for the Facilities Renewal Fund to provide funds for the repair and rehabilitation of State-owned capital facilities (Statewide);
- (7) \$6,109,000 for the Aging Schools Program to provide additional grants for capital improvements, repairs, and deferred maintenance work at existing public school buildings. Grants shall be distributed to local boards of education in proportion to grants received under Section 5-206 of the Education Article;
- (8) \$9,190,000 for the Public Safety Communication System to provide funds to continue to design, construct, and equip a statewide unified public safety communication;
- (9) \$7,581,000 for the Demolition of Buildings at the Baltimore City Correctional Complex to provide funds to begin design and demolition of the buildings at the Baltimore City Correctional Complex;
- (10) \$6,000,000 for the Maryland Agricultural Cost-Share Program to provide funds for financial assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms. The funds appropriated for this purpose shall be administered in accordance with Sections 8-701 through 8-705 of the Agriculture Article; and
- (11) \$1,000,000 to Program N00G00.08 Assistance Payments to provide funds to support a State supplement to the Food Supplement Program.

Explanation: The amendment allows the Governor to transfer \$80 million by budget amendment to support capital projects, one-time grants to 22 jurisdictions to provide one-time assistance with local pension funding requirements, increasing physician rates, a grant to restore grant funding to Baltimore City to fiscal 2014 levels for assisting Medicaid enrollees in

Y01A

accessing care, and for lead remediation activities for certain eligible Medicaid enrollees. All funds must be transferred. If the funds are not transferred, they revert to the General Fund.

Amendment No. **81**

Committee Narrative

Review of General Fund Revenue Volatility: The Department of Legislative Services (DLS), Comptroller's Office, and Department of Budget and Management (DBM) should examine approaches for calculating unanticipated revenues and dedicating these revenues to either the Rainy Day Fund or an unfunded liability. The review should include nonwithholding income tax revenues and capital gains tax revenues. The agencies should submit a report to the budget committees by November 1, 2016. The report should recommend an approach and offer legislation that can be considered during the 2017 legislative session.

Information Request	Authors	Due Date
Review of General Fund Revenue Volatility	DLS DBM Comptroller's Office	November 1, 2016

F10A02
Personnel
Department of Budget and Management

Fiscal 2016 Deficiency

F10A02.08 Statewide Expenses

Add the following language:

Provided that \$2,185,060 in general funds and \$342,197 in special funds are contingent on the enactment of SB 378 or HB 454.

Explanation: The Budget Reconciliation and Financing Act of 2015 prohibits the Administration from providing increments for State employees. The State Law Enforcement Officers Labor Alliance (SLEOLA) collectively bargained for increments and other enhanced benefits on April 1, 2016. The budget includes a deficiency appropriation to fund increments and other benefit enhancements. The language makes this appropriation contingent on legislation that removes probation on SLEOLA increments.

Amendment No. **82**

R00A02
Aid to Education
Maryland State Department of Education

Fiscal 2016 Deficiency

AID TO EDUCATION

R00A02.13 Innovative Programs

Amend the following language to the general fund appropriation:

To become available immediately upon passage of this budget to supplement the fiscal 2016 appropriation to provide funds for planning grants in equal amounts to establish ~~four~~ six P-TECH schools in Maryland.

Explanation: This language provides \$100,000 planning grants for six P-TECH schools, including two in Baltimore City, two in Prince George’s County, one in Western Maryland, and one on the Eastern Shore.

Amendment No. **83**

R30B36
University System of Maryland Office
University System of Maryland

Fiscal 2016 Deficiency

UNIVERSITY SYSTEM OF MARYLAND OFFICE

R30B36.00 University System of Maryland Office

Add the following language to the unrestricted fund appropriation:

, provided that, contingent on enactment of SB 1052 or HB 1607, \$3,200,000 of this appropriation shall be encumbered to be used only for expenses related to relocating the University System of Maryland Office to Baltimore. If SB 1052 or HB 1607 is not enacted, then the funds may be expended only on completion initiatives at University System of Maryland institutions. A report shall be submitted to the budget committees by June 30, 2016, on the allocation and use of the funds.

Explanation: This language encumbers \$3.2 million of the general fund deficiency to be use only on those expenses related to relocating University System of Maryland Office (USMO) to Baltimore, contingent on passage of SB 1052 or HB 1607. If not passed than the funds are only to be used to fund completion initiatives at University System of Maryland institutions and required USMO to submit a report on the allocation and use of funds by June 30, 2016.

Information Request	Author	Due Date
Report on allocation of funds	USMO	June 30, 2016

Amendment No.

84

R75T Higher Education

Fiscal 2016 Deficiency

R75T00.01 Support for State Operated Institutions of Higher Education

Add the following language to the general fund appropriation:

, provided that, contingent on enactment of SB 1052 or HB 1607, \$3,200,000 of this appropriation shall be encumbered to be used only for expenses related to relocating the University System of Maryland Office to Baltimore. If SB 1052 or HB 1607 is not enacted, then the funds may be expended only on completion initiatives at University System of Maryland institutions. A report shall be submitted to the budget committees by June 30, 2016, on the allocation and use of the funds.

Explanation: This language encumbers \$3.2 million of the general fund deficiency to be use only on those expenses related to relocating University System of Maryland Office (USMO) to Baltimore, contingent on passage of SB 1052 or HB 1607. If not passed than the funds are only to be used to fund completion initiatives at University System of Maryland institutions and required USMO to submit a report on the allocation and use of funds by June 30, 2016.

Information Request	Author	Due Date
Report on allocation of funds	USMO	June 30, 2016

Amendment No.

85

Sections

Budget Amendments

Amend the following section:

Section 17 Using Funds for Their Intended Purpose

SECTION 17. AND BE IT FURTHER ENACTED, That funds appropriated to the various State agency programs and subprograms in Comptroller Objects 0152 (Health Insurance), 0154 (Retirees Health Insurance Premiums), 0175 (Workers' Compensation), 0217 (Health Insurance), 0305 (DBM Paid Telecommunications), 0322 (Capital Lease Telecommunications), 0839 (HR Shared Services), 0874 (Office of Attorney General Administrative Fee), 0876 (DoIT IT Services Allocation), 0894 (State Personnel System Allocation), 0897 (Enterprise Budget System Allocation), and 1303 (rent paid to DGS) are to be utilized for their intended purposes only. ~~The expenditure or transfer of these funds for other purposes requires the prior approval of the Secretary of Budget and Management.~~ Notwithstanding any other provision of law, the Secretary of Budget and Management may transfer amounts appropriated in Comptroller Objects 0152, 0154, 0217, 0305, 0322, and 0876 between State departments and agencies by approved budget amendment in fiscal 2016 and fiscal 2017. All funds budgeted in or transferred to Comptroller Objects 0152 and 0154, and any funds restricted in this budget for use in the employee and retiree health insurance program that are unspent shall be credited to the fund as established in accordance with Section 2-516 of the State Personnel and Pensions Article of the Annotated Code of Maryland.

Further provided that each agency that receives funding in this budget in any of the restricted Comptroller Objects listed within this section shall establish within the State's accounting system a structure of accounts to separately identify for each restricted Comptroller Object, by fund source, the legislative appropriation, monthly transactions, and final expenditures. It is the intent of the General Assembly that an accounting detail be established so that the Office of Legislative Audits may review the disposition of funds appropriated for each restricted Comptroller Object as part of each closeout audit to ensure that funds are used only for the purposes for which they are restricted and that unspent funds are reverted or canceled.

Explanation: This amendment pertaining to restricted objects of expenditure is amended to disallow transfers to other purposes and makes it possible for the Office of Legislative Audits to track the disposition of funds in restricted statewide subobjects.

Amendment No.

86

Sections

Add the following section:

Section 19 Employee and Retiree Health Account Reduction

SECTION 19. AND BE IT FURTHER ENACTED, That for fiscal 2017 funding for health insurance shall be reduced by ~~\$17,531,823~~ \$18,819,914 in Executive Branch agencies to reflect health insurance savings due to a revised collections estimate. Funding for this purpose shall be reduced in Comptroller Object 0154 (Retirees Health Insurance) within Executive Branch agencies in fiscal 2017 by the following amounts in accordance with a schedule determined by the Governor:

	Agency	General Funds
C00	Judiciary	1,209,001
C80	Office of the Public Defender	263,021
C81	Office of the Attorney General	43,536
C82	State Prosecutor	2,586
C85	Maryland Tax Court	1,854
D05	Board of Public Works (BPW)	2,717
D10	Executive Department – Governor	19,811
D11	Office of the Deaf and Hard of Hearing	863
D12	Department of Disabilities	4,121
D15	Boards and Commissions	20,556
D16	Secretary of State	4,486
D17	Historic St. Mary’s City Commission	7,454
D18	Governor’s Office for Children	5,112
D25	BPW – Interagency Committee for School Construction	7,575
D26	Department of Aging	7,618
D27	Maryland Commission on Civil Rights	8,098
D38	State Board of Elections	6,445
D40	Department of Planning	35,360
D50	Military Department	26,700
D55	Department of Veterans Affairs	13,293
D60	Maryland State Archives	6,468
E00	Comptroller of Maryland	232,043
E20	State Treasurer’s Office	6,997
E50	Department of Assessments and Taxation	86,694
E75	Maryland Lottery and Gaming Control Agency	36,294
E80	Property Tax Assessment Appeals Board	2,029
F10	Department of Budget and Management	38,663
F50	Department of Information Technology	29,068
H00	Department of General Services	69,222
K00	Department of Natural Resources	144,850
L00	Department of Agriculture	75,273
M00	Department of Health and Mental Hygiene	1,424,451

Sections

N00	Department of Human Resources	871,985
P00	Department of Labor, Licensing, and Regulation	72,985
Q00	Department of Public Safety and Correctional Services	3,260,505
R00	State Department of Education	124,955
R15	Maryland Public Broadcasting Commission	20,069
R62	Maryland Higher Education Commission	6,883
R75	Support for State Operated Institutions of Higher Education	3,835,064
R99	Maryland School for the Deaf	91,119
T00	Department of Commerce	48,934
U00	Department of the Environment	81,574
V00	Department of Juvenile Services	575,868
W00	Department of State Police	610,389

Total General Funds	12,233,588
	<u>13,442,589</u>

	Agency	Special Funds
C00	Judiciary	79,090
C81	Office of the Attorney General	17,478
C90	Public Service Commission	40,214
C91	Office of the People's Counsel	7,039
C94	Subsequent Injury Fund	5,036
C96	Uninsured Employers Fund	4,558
C98	Workers' Compensation Commission	35,040
D12	Department of Disabilities	366
D13	Maryland Energy Administration	5,707
D15	Boards and Commissions	263
D16	Secretary of State	1,718
D17	Historic St. Mary's City Commission	1,368
D26	Department of Aging	798
D38	State Board of Elections	556
D40	Department of Planning	2,617
D53	Maryland Institute for Emergency Medical Services Systems	27,590
D55	Department of Veterans Affairs	1,802
D60	Maryland State Archives	9,909
D78	Maryland Health Benefit Exchange	13,086
D80	Maryland Insurance Administration	78,214
D90	Canal Place Preservation and Development Authority	386
E00	Comptroller of Maryland	45,148
E20	State Treasurer's Office	756
E50	Department of Assessments and Taxation	94,335
E75	Maryland Lottery and Gaming Control Agency	39,686
F10	Department of Budget and Management	36,598
F50	Department of Information Technology	1,853

Sections

G20	State Retirement Agency	43,266
G50	Teachers and State Employees Supplemental Retirement Plans	4,348
H00	Department of General Services	2,337
J00	Department of Transportation	1,842,652
K00	Department of Natural Resources	203,033
L00	Department of Agriculture	31,338
M00	Department of Health and Mental Hygiene	132,440
N00	Department of Human Resources	25,722
P00	Department of Labor, Licensing, and Regulation	82,890
Q00	Department of Public Safety and Correctional Services	78,308
R00	State Department of Education	7,596
R15	Maryland Public Broadcasting Commission	23,772
R62	Maryland Higher Education Commission	1,165
S00	Department of Housing and Community Development	70,408
T00	Department of Commerce	14,670
U00	Department of the Environment	126,696
W00	Department of State Police	148,943
		<hr/>
Total Special Funds		3,311,705
		<u>3,390,795</u>
		<hr/> <hr/>

	Agency	Federal Funds
C81	Office of the Attorney General	9,013
C90	Public Service Commission	1,244
D12	Department of Disabilities	3,058
D13	Maryland Energy Administration	1,125
D15	Boards and Commissions	5,977
D26	Department of Aging	5,057
D27	Maryland Commission on Civil Rights	2,025
D40	Department of Planning	2,725
D50	Military Department	48,497
D55	Department of Veterans Affairs	2,253
D78	Maryland Health Benefit Exchange	9,984
D80	Maryland Insurance Administration	1,346
H00	Department of General Services	1,260
J00	Department of Transportation	264
K00	Department of Natural Resources	28,479
L00	Department of Agriculture	3,976
M00	Department of Health and Mental Hygiene	251,138
N00	Department of Human Resources	873,521
P00	Department of Labor, Licensing, and Regulation	282,858
Q00	Department of Public Safety and Correctional Services	65,485
R00	State Department of Education	281,098

Sections

R15	Maryland Public Broadcasting Commission	1,235
R62	Maryland Higher Education Commission	456
R99	Maryland School for the Deaf	1,860
S00	Department of Housing and Community Development	24,957
T00	Department of Commerce	2,162
U00	Department of the Environment	70,976
V00	Department of Juvenile Services	4,501
		<hr/>
Total Federal Funds		1,986,530
		<hr/> <hr/>

		Current
		Unrestricted
		Funds
R13	Morgan State University	183,701
R30	University System of Maryland	3,651,363
		<hr/>
Total Current Unrestricted Funds		3,835,064
Less: General Funds in Higher Education		3,835,064
		<hr/>
Net Current Unrestricted Funds		– 0 –
		<hr/> <hr/>

Explanation: The Administration cannot reduce the Judiciary’s budgets. This action applies the State employee and retiree health insurance reductions to those budgets. The legislature’s budget is not reduced because it is underfunded. A separate amendment will correct the legislature’s health insurance appropriation.

Amendment No. **87**

Amend the following section:

Section 20 Position Reduction

SECTION 20. AND BE IT FURTHER ENACTED, That the Governor shall abolish 657 vacant regular full-time equivalent positions, inclusive of any legislative position reductions, and reduce general funds of \$20,000,000 and special funds of \$5,000,000 in fiscal 2017. Positions and funding for this purpose shall be reduced within Executive Branch agencies in fiscal 2017 in accordance with a schedule determined by the Governor.

Sections

Explanation: The amendment requires that abolished positions be vacant. As introduced, the Governor may abolish filled positions.

Amendment No. **88**

Amend the following section:

Further provided that the Administration shall have the Board of Public Works approve the position abolitions before July 1, 2016. The Administration shall also provide a list of abolished positions to the budget committees and the Department of Legislative Services.

Explanation: This requires the Administration to abolish the positions before the start of fiscal 2017. It also requires the Administration to provide a list of abolished positions to the budget committees and Department of Legislative Services.

Information Request	Author	Due Date
Report on abolished positions	DBM	Prior to July 1, 2016

Amendment No. **89**

Add the following section:

Section 22 Executive Long-term Forecast

SECTION 22. AND BE IT FURTHER ENACTED, That the Governor's budget books shall include a forecast of the impact of the Executive budget proposal on the long-term fiscal condition of the General Fund, the Transportation Trust Fund, and higher education Current Unrestricted Fund accounts. This forecast shall estimate aggregate revenues, expenditures, and fund balances in each account for the fiscal year last completed, the current year, the budget year, and four years thereafter. Expenditures shall be reported at such agency, program or unit levels, or categories as may be determined appropriate after consultation with the Department of Legislative Services. A statement of major assumptions underlying the forecast shall also be provided, including but not limited to general salary increases, inflation, and growth of caseloads in significant program areas.

Explanation: This annual language provides for the delivery of the Executive's general fund, transportation, and higher education forecasts and defines the conditions under which they are to be provided.

Sections

Information Request	Author	Due Date
Executive forecasts	Department of Budget and Management	With the submission of the Governor's fiscal 2018 budget books

Amendment No.

90

Add the following section:

Section 23 Across-the-board Reductions and Higher Education

SECTION 23. AND BE IT FURTHER ENACTED, That all across-the-board reductions applied to the Executive Branch, unless otherwise stated, shall apply to current unrestricted and general funds in the University System of Maryland, St. Mary's College of Maryland, Morgan State University, and Baltimore City Community College.

Explanation: This section explicitly applies reductions intended for the full Executive Branch to the University System of Maryland, St. Mary's College of Maryland, Morgan State University, and Baltimore City Community College, unless their exclusion is specifically stated.

Amendment No.

91

Add the following section:

Section 24 Chesapeake Employers' Insurance Company Fund Accounts

SECTION 24. AND BE IT FURTHER ENACTED, That the General Accounting Division of the Comptroller of Maryland shall establish a subsidiary ledger control account to debit all State agency funds budgeted under subobject 0175 (Workers' Compensation coverage) and to credit all payments disbursed to the Chesapeake Employers' Insurance Company (CEIC) via transmittal. The control account shall also record all funds withdrawn from CEIC and returned to the State and subsequently transferred to the General Fund. CEIC shall submit monthly reports to the Department of Legislative Services concerning the status of the account.

Explanation: This section provides continuation of a system to track workers' compensation payments to the CEIC Fund for payment of claims, current expenses, and funded liability for incurred losses by the State.

Sections

Information Request	Author	Due Date
Report on status of ledger control account	CEIC	Monthly beginning on July 1, 2016

Amendment No.

92

Add the following section:

Section 25 Reporting Federal Funds

SECTION 25. AND BE IT FURTHER ENACTED, That the Governor's budget books shall include a summary statement of federal revenues by major federal program sources supporting the federal appropriations made therein along with the major assumptions underpinning the federal fund estimates. The Department of Budget and Management (DBM) shall exercise due diligence in reporting this data and ensure that they are updated as appropriate to reflect ongoing congressional action on the federal budget. In addition, DBM shall provide to the Department of Legislative Services (DLS) data for the actual, current, and budget years listing the components of each federal fund appropriation by Catalog of Federal Domestic Assistance number or equivalent detail for programs not in the catalog. Data shall be provided in an electronic format subject to the concurrence of DLS.

Explanation: This annual language provides for consistent reporting of federal monies received by the State.

Information Request	Author	Due Date
Reporting components of each federal fund appropriation	DBM	With submission of the fiscal 2018 budget

Amendment No.

93

Sections

Add the following section:

Section 26 Federal Fund Spending

SECTION 26. AND BE IT FURTHER ENACTED, That in the expenditure of federal funds appropriated in this budget or subsequent to the enactment of this budget by the budget amendment process:

- (1) State agencies shall administer these federal funds in a manner that recognizes that federal funds are taxpayer dollars that require prudent fiscal management, careful application to the purposes for which they are directed, and strict attention to budgetary and accounting procedures established for the administration of all public funds.
- (2) For fiscal 2017, except with respect to capital appropriations, to the extent consistent with federal requirements:
 - (i) when expenditures or encumbrances may be charged to either State or federal fund sources, federal funds shall be charged before State funds are charged except that this policy does not apply to the Department of Human Resources with respect to federal funds to be carried forward into future years for child welfare or welfare reform activities;
 - (ii) when additional federal funds are sought or otherwise become available in the course of the fiscal year, agencies shall consider, in consultation with the Department of Budget and Management (DBM), whether opportunities exist to use these federal revenues to support existing operations rather than to expand programs or establish new ones; and
 - (iii) DBM shall take appropriate actions to effectively establish the provisions of this section as policies of the State with respect to the administration of federal funds by executive agencies.

Explanation: This annual language defines the policies under which federal funds shall be used in the State budget.

Amendment No. **94**

Sections

Add the following section:

Section 27 Indirect Costs Report

SECTION 27. AND BE IT FURTHER ENACTED, That the Department of Budget and Management (DBM) shall provide an annual report on indirect costs to the General Assembly in January 2017 as an appendix in the Governor's fiscal 2018 budget books. The report must detail by agency for the actual fiscal 2016 budget the amount of statewide indirect cost recovery received, the amount of statewide indirect cost recovery transferred to the General Fund, and the amount of indirect cost recovery retained for use by each agency. In addition, the report must list the most recently available federally approved statewide and internal agency cost-recovery rates. As part of the normal fiscal/compliance audit performed for each agency once every three years, the Office of Legislative Audits shall assess available information on the timeliness, completeness, and deposit history of indirect cost recoveries by State agencies. Further provided that for fiscal 2017, excluding the Maryland Department of Transportation, the amount of revenue received by each agency from any federal source for statewide cost recovery shall be transferred only to the General Fund and may not be retained in any clearing account or by any other means, nor may DBM or any other agency or entity approve exemptions to permit any agency to retain any portion of federal statewide cost recoveries.

Explanation: This is annual language that requires a report on indirect costs and disallows waivers of statewide cost recovery.

Information Request	Author	Due Date
Annual report on indirect costs	DBM	With the submission of the Governor's fiscal 2018 budget books

Amendment No. **95**

Add the following section:

Section 28 Reporting on Budget Data and Organizational Charts

SECTION 28. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that all State departments, agencies, bureaus, commissions, boards, and other organizational units included in the State budget, including the Judiciary, shall prepare and submit items for the fiscal 2018 budget detailed by Comptroller subobject classification in accordance with instructions promulgated by the Comptroller of Maryland. The presentation of budget data in the Governor's budget books shall include object, fund, and personnel data in the manner provided for in fiscal 2017 except as indicated elsewhere in this Act; however, this may not

Sections

preclude the placement of additional information into the budget books. For actual fiscal 2016 spending, the fiscal 2017 working appropriation, and the fiscal 2018 allowance, the budget detail shall be available from the Department of Budget and Management (DBM) automated data system at the subobject level by subobject codes and classifications for all agencies. To the extent possible, except for public higher education institutions, subobject expenditures shall be designated by fund for actual fiscal 2016 spending, the fiscal 2017 working appropriation, and the fiscal 2018 allowance. The agencies shall exercise due diligence in reporting this data and ensuring correspondence between reported position and expenditure data for the actual, current, and budget fiscal years. This data shall be made available on request and in a format subject to the concurrence of the Department of Legislative Services (DLS). Further, the expenditure of appropriations shall be reported and accounted for by the subobject classification in accordance with the instructions promulgated by the Comptroller of Maryland.

Further provided that due diligence shall be taken to accurately report full-time equivalent counts of contractual positions in the budget books. For the purpose of this count, contractual positions are defined as those individuals having an employee-employer relationship with the State. This count shall include those individuals in higher education institutions who meet this definition but are paid with additional assistance funds.

Further provided that DBM shall provide to DLS the allowance for each department, unit, agency, office, and institution, a one-page organizational chart in Microsoft Word or Adobe PDF format that depicts the allocation of personnel across operational and administrative activities of the entity.

Further provided that for each across-the-board reduction to appropriations or positions in the fiscal 2018 budget bill affecting fiscal 2017 or 2018, DBM shall allocate the reduction for each agency in a level of detail not less than the three-digit R*Stars financial agency code and by each fund type.

Further provided that, for fiscal 2017, any appropriations approved in this Act that are determined to be in excess of the needs of any agency or program above the aggregate estimate of \$30,000,000 in reversions may be withdrawn either through Board of Public Works, in accordance with Section 7-213 of the State Finance and Procurement Article, or through a deficiency appropriation in the fiscal 2018 budget bill.

Explanation: This annual language provides for consistent reporting of fiscal 2016, 2017, and 2018 budget data and provides for the submission of department, unit, agency, office, and institutions' organizational charts to DLS with the allowance. It also requires DBM to allocate across-the-board reductions to positions or funding, to ensure transparency in budget allocations approved by the General Assembly. It further requires that appropriations in fiscal 2017 that are deemed to be in excess of agency needs beyond the \$30 million assumed in the budget be withdrawn by Board of Public Works action or by deficiency appropriation.

Sections

Information Request	Author	Due Date
Agency organizational charts	DBM	With submission of the fiscal 2018 budget

Amendment No.

96

Add the following section:

Section 29 Interagency Agreements

SECTION 29. AND BE IT FURTHER ENACTED, That on or before August 1, 2016, each State agency and each public institution of higher education shall report to the Department of Budget and Management (DBM) any agreements in place for any part of fiscal 2016 between State agencies and any public institution of higher education involving potential expenditures in excess of \$100,000 over the term of the agreement. Further provided that DBM shall provide direction and guidance to all State agencies and public institutions of higher education as to the procedures and specific elements of data to be reported with respect to these interagency agreements, to include at a minimum:

- (1) a common code for each interagency agreement that specifically identifies each agreement and the fiscal year in which the agreement began;
- (2) the starting date for each agreement;
- (3) the ending date for each agreement;
- (4) a total potential expenditure, or not-to-exceed dollar amount, for the services to be rendered over the term of the agreement by any public institution of higher education to any State agency;
- (5) a description of the nature of the goods and services to be provided;
- (6) the total number of personnel, both full-time and part-time, associated with the agreement;
- (7) contact information for the agency and the public institution of higher education for the person(s) having direct oversight or knowledge of the agreement;
- (8) the amount and rate of any indirect cost recovery or overhead charges assessed by the institution of higher education related to the agreement; and

Sections

(9) the justification submitted to DBM for indirect cost recovery rates greater than 20%.

Further provided that DBM shall submit a consolidated report to the budget committees and the Department of Legislative Services by December 1, 2016, that contains information on all agreements between State agencies and any public institution of higher education involving potential expenditures in excess of \$100,000 that were in effect at any time during fiscal 2016.

Further provided that the Secretary shall review each current higher education interagency agreement in excess of \$500,000 to determine why the services cannot be provided by the State agencies and is, therefore, appropriate for using higher education; ensure that agencies maintain documentation of all agreements, amendments, task orders, and invoices; ensure that the overhead charges and direct service costs are not excessive; and ensure that all work performed by higher education is documented. Further provided that no new higher education interagency agreement may be entered into during fiscal 2017 without prior approval of the Secretary.

Explanation: The language requires all State agencies and public institutions of higher education to report on all interagency agreements between State agencies and public institutions of higher education having a total potential expenditure over the term of the agreement in excess of \$100,000. This applies only to agreements for the purchase of goods and/or services and does not apply to grants or space agreements between State agencies and public institutions of higher education. The report also requires DBM to report on the justification for any interagency agreement with an indirect cost recovery rate greater than 20%. Further, it requires that DBM submit a consolidated report on all agreements by December 1, 2016, to the budget committees and the Department of Legislative Services. Review of each existing agreement above \$500,000 and approval of new agreements by the Secretary of DBM is also required.

Information Request	Author	Due Date
Consolidated report on all interagency agreements	DBM	December 1, 2016

Amendment No.

97

Sections

Add the following section:

Section 30 Budget Amendments

SECTION 30. AND BE IT FURTHER ENACTED, That any budget amendment to increase the total amount of special, federal, or higher education (current restricted and current unrestricted) fund appropriations, or to make reimbursable fund transfers from the Governor's Office of Crime Control and Prevention or the Maryland Emergency Management Agency, made in Section 1 of this Act shall be subject to the following restrictions:

- (1) This section may not apply to budget amendments for the sole purpose of:
 - (i) appropriating funds available as a result of the award of federal disaster assistance; and
 - (ii) transferring funds from the State Reserve Fund – Economic Development Opportunities Fund for projects approved by the Legislative Policy Committee.
- (2) Budget amendments increasing total appropriations in any fund account by \$100,000 or more may not be approved by the Governor until:
 - (i) that amendment has been submitted to the Department of Legislative Services (DLS); and
 - (ii) the budget committees or the Legislative Policy Committee have considered the amendment or 45 days have elapsed from the date of submission of the amendment. Each amendment submitted to DLS shall include a statement of the amount, sources of funds and purposes of the amendment, and a summary of the impact on regular position or contractual full-time equivalent payroll requirements.
- (3) Unless permitted by the budget bill or the accompanying supporting documentation or by any other authorizing legislation, and notwithstanding the provisions of Section 3-216 of the Transportation Article, a budget amendment may not:
 - (i) restore funds for items or purposes specifically denied by the General Assembly;
 - (ii) fund a capital project not authorized by the General Assembly provided, however, that subject to provisions of the Transportation Article, projects of the Maryland Department of Transportation (MDOT) shall be restricted as provided in Section 1 of this Act;

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- (iii) increase the scope of a capital project by an amount 7.5% or more over the approved estimate or 5.0% or more over the net square footage of the approved project until the amendment has been submitted to DLS, and the budget committees have considered and offered comment to the Governor or 45 days have elapsed from the date of submission of the amendment. This provision does not apply to MDOT; and
- (iv) provide for the additional appropriation of special, federal, or higher education funds of more than \$100,000 for the reclassification of a position or positions.
- (4) A budget may not be amended to increase a federal fund appropriation by \$100,000 or more unless documentation evidencing the increase in funds is provided with the amendment and fund availability is certified by the Secretary of the Department of Budget and Management (DBM).
- (5) No expenditure or contractual obligation of funds authorized by a proposed budget amendment may be made prior to approval of that amendment by the Governor.
- (6) Notwithstanding the provisions of this section, any federal, special, or higher education fund appropriation may be increased by budget amendment upon a declaration by the Board of Public Works that the amendment is essential to maintaining public safety, health, or welfare, including protecting the environment or the economic welfare of the State.
- (7) Budget amendments for new major information technology projects, as defined by Sections 3A-301 and 3A-302 of the State Finance and Procurement Article, must include an Information Technology Project Request, as defined in Section 3A-308 of the State Finance and Procurement Article.
- (8) Further provided that the fiscal 2017 appropriation detail as shown in the Governor's budget books submitted to the General Assembly in January 2017 and the supporting electronic detail may not include appropriations for budget amendments that have not been signed by the Governor, exclusive of the MDOT pay-as-you-go capital program.
- (9) Further provided that it is the policy of the State to recognize and appropriate additional special, higher education, and federal revenues in the budget bill as approved by the General Assembly. Further provided that for the fiscal 2018 allowance, DBM shall continue policies and procedures to minimize reliance on budget amendments for appropriations that could be included in a deficiency appropriation.

Explanation: This annual language defines the process under which budget amendments may be used.

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Add the following section:

Section 31 Maintenance of Accounting Systems

SECTION 31. AND BE IT FURTHER ENACTED, That:

- (1) The Secretary of the Department of Health and Mental Hygiene shall maintain the accounting systems necessary to determine the extent to which funds appropriated for fiscal 2016 in program M00Q01.03 Medical Care Provider Reimbursements have been disbursed for services provided in that fiscal year and shall prepare and submit the periodic reports required under this section for that program.
- (2) The State Superintendent of Schools shall maintain the accounting systems necessary to determine the extent to which funds appropriated for fiscal 2016 to program R00A02.07 Students With Disabilities for Non-Public Placements have been disbursed for services provided in that fiscal year and to prepare periodic reports as required under this section for that program.
- (3) The Secretary of the Department of Human Resources shall maintain the accounting systems necessary to determine the extent to which funds appropriated for fiscal 2016 in program N00G00.01 Foster Care Maintenance Payments have been disbursed for services provided in that fiscal year, including detail on average monthly caseload, average monthly cost per case, and the total expended for each foster care program, and to prepare the periodic reports required under this section for that program.
- (4) For the programs specified, reports must indicate total appropriations for fiscal 2016 and total disbursements for services provided during that fiscal year up through the last day of the second month preceding the date on which the report is to be submitted and a comparison to data applicable to those periods in the preceding fiscal year.
- (5) Reports shall be submitted to the budget committees, the Department of Legislative Services, the Department of Budget and Management, and the Comptroller on November 1, 2016; March 1, 2017; and June 1, 2017.
- (6) It is the intent of the General Assembly that general funds appropriated for fiscal 2016 to the programs specified that have not been disbursed within a reasonable period, not to exceed 12 months from the end of the fiscal year, shall revert.

Explanation: This annual language requires the maintenance of accounting systems for certain programs, states the intent of the General Assembly that general funds not disbursed be reverted, and requires reporting of disbursements by DHMH, the Maryland State Department of Education (MSDE), and the Department of Human Resources (DHR).

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Information Request	Authors	Due Date
Report on appropriations and disbursements in M00Q01.03, R00A02.07, and N00G00.01	DHMH DHR MSDE	November 1, 2016 March 1, 2017 June 1, 2017

Amendment No.

99

Add the following section:

Section 32 Secretary's or Acting Secretary's Nomination and Salary

SECTION 32. AND BE IT FURTHER ENTACTED, That no funds in this budget may be expended to pay the salary of a Secretary or an Acting Secretary of any department whose nomination as Secretary has been rejected by the Senate or an Acting Secretary who was serving in that capacity prior to the 2016 session whose nomination for the Secretary position was not put forward and approved by the Senate during the 2016 session unless the Acting Secretary is appointed under Article II, Section 11 of the Maryland Constitution prior to July 1, 2016.

Explanation: This language ensures that the intentions of the General Assembly are reflected in the payment of executive salaries.

Amendment No.

100

Add the following section:

Section 33 The "Rule of 100"

SECTION 33. AND BE IT FURTHER ENACTED, That the Board of Public Works (BPW), in exercising its authority to create additional positions pursuant to Section 7-236 of the State Finance and Procurement Article, may authorize during the fiscal year no more than 100 positions in excess of the total number of authorized State positions on July 1, 2016, as determined by the Secretary of the Department of Budget and Management (DBM). Provided, however, that if the imposition of this ceiling causes undue hardship in any department, agency, board, or commission, additional positions may be created for that affected unit to the extent that positions authorized by the General Assembly for the fiscal year are abolished in that unit or in other units of State government. It is further provided that the limit of 100 does not apply to any position that may be created in conformance with specific manpower statutes that may be enacted by the State or federal government nor to any positions created to implement block grant actions or to implement a program reflecting fundamental changes in federal/State relationships. Notwithstanding anything

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contained in this section, BPW may authorize additional positions to meet public emergencies resulting from an act of God and violent acts of man that are necessary to protect the health and safety of the people of Maryland.

BPW may authorize the creation of additional positions within the Executive Branch provided that 1.25 full-time equivalent contractual positions are abolished for each regular position authorized and that there be no increase in agency funds in the current budget and the next two subsequent budgets as the result of this action. It is the intent of the General Assembly that priority is given to converting individuals that have been in contractual positions for at least two years. Any position created by this method may not be counted within the limitation of 100 under this section.

The numerical limitation on the creation of positions by BPW established in this section may not apply to positions entirely supported by funds from federal or other non-State sources so long as both the appointing authority for the position and the Secretary of DBM certify for each position created under this exception that:

- (1) funds are available from non-State sources for each position established under this exception;
- (2) any positions created will be abolished in the event that non-State funds are no longer available; and
- (3) add 78.5 total positions to the Department of Health and Mental Hygiene's program M00L08.01 Springfield Hospital Center, program M00L11.01 John L. Gildner Regional Institute for Children and Adolescents, and program M00L05.01 Regional Institute for Children and Adolescents – Baltimore to restore the positions reduced due to privatization and bed reductions.

The Secretary of DBM shall certify and report to the General Assembly by June 30, 2017, the status of positions created with non-State funding sources during fiscal 2013 through 2017 under this provision as remaining, authorized, or abolished due to the discontinuation of funds.

Explanation: This annual language, the Rule of 100, limits the number of positions that may be added after the beginning of the fiscal year to 100 and provides for exceptions to the limit.

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Information Request	Author	Due Date
Certification of the status of positions created with the non-State funding sources during fiscal 2013 through 2017	DBM	June 30, 2017

Amendment No.

101

Add the following section:

Section 34 Annual Report on Authorized Positions

SECTION 34. AND BE IT FURTHER ENACTED, That immediately following the close of fiscal 2016, the Secretary of the Department of Budget and Management (DBM) shall determine the total number of full-time equivalent (FTE) positions that are authorized as of the last day of fiscal 2016 and on the first day of fiscal 2017. Authorized positions shall include all positions authorized by the General Assembly in the personnel detail of the budgets for fiscal 2016 and 2017, including nonbudgetary programs, the Maryland Transportation Authority, the University System of Maryland self-supported activities, and the Maryland Correctional Enterprises.

DBM shall also prepare a report during fiscal 2017 for the budget committees upon creation of regular FTE positions through Board of Public Works action and upon transfer or abolition of positions. This report shall also be provided as an appendix in the fiscal 2018 Governor's budget books. It shall note, at the program level:

- (1) where regular FTE positions have been abolished;
- (2) where regular FTE positions have been created;
- (3) from where and to where regular FTE positions have been transferred; and
- (4) where any other adjustments have been made.

Provision of contractual FTE position information in the same fashion as reported in the appendices of the fiscal 2018 Governor's budget books shall also be provided.

Explanation: This is annual language providing reporting requirements for regular and contractual State positions.

Sections

Information Request	Author	Due Date
Total number of FTEs on June 30 and July 1, 2016	DBM	July 14, 2016
Report on the creation, transfer, or abolition of regular positions	DBM	As needed

Amendment No. **102**

Add the following section:

Section 35 Annual Executive Pay Plan Report

SECTION 35. AND BE IT FURTHER ENACTED, That the Department of Budget and Management and the Maryland Department of Transportation are required to submit to the Department of Legislative Services (DLS) Office of Policy Analysis:

- (1) a report in Excel format listing the grade, salary, title, and incumbent of each position in the Executive Pay Plan (EPP) as of July 15, 2016; October 15, 2016; January 15, 2017; and April 15, 2017; and
- (2) detail on any lump-sum increases given to employees paid on the EPP subsequent to the previous quarterly report.

Flat-rate employees on the EPP shall be included in these reports. Each position in the report shall be assigned a unique identifier that describes the program to which the position is assigned for budget purposes and corresponds to the manner of identification of positions within the budget data provided annually to the DLS Office of Policy Analysis.

Explanation: Legislation adopted during the 2000 session altered the structure of the EPP to give the Governor flexibility to compensate executives at appropriate levels within broad salary bands established for their positions, without reference to a rigid schedule of steps, and through other compensation methods such as a flat rate salary. These reports fulfill a requirement for documentation of any specific recruitment, retention, or other issues that warrant a pay increase.

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Information Request	Authors	Due Date
Report of all EPP positions	Department of Budget and Management Maryland Department of Transportation	July 15, 2016; October 15, 2016; January 15, 2017; and April 15, 2017

Amendment No. **103**

Add the following section:

Section 36 Positions Abolished in the Budget

SECTION 36. AND BE IT FURTHER ENACTED, That no position identification number assigned to a position abolished in this budget may be reassigned to a job or function different from that to which it was assigned when the budget was submitted to the General Assembly. Incumbents in positions abolished may continue State employment in another position.

Explanation: This language prevents employees from being moved into positions abolished in the budget. It also allows that incumbents in abolished positions may continue State employment in another position.

Amendment No. **104**

Add the following section:

Section 37 Annual Report on Health Insurance Receipts and Spending

SECTION 37. AND BE IT FURTHER ENACTED, That the Secretary of the Department of Budget and Management shall include as an appendix in the fiscal 2018 Governor's budget books an accounting of the fiscal 2016 actual, fiscal 2017 working appropriation, and fiscal 2018 estimated revenues and expenditures associated with the employees' and retirees' health plan. The data in this report should be consistent with the budget data submitted to the Department of Legislative Services. This accounting shall include:

- (1) any health plan receipts received from State agencies, employees, and retirees, as well as prescription rebates or recoveries, or audit recoveries, and other miscellaneous recoveries;

Sections

- (2) any premium, capitated, or claims expenditures paid on behalf of State employees and retirees for any health, mental health, dental, or prescription plan, as well as any administrative costs not covered by these plans; and
- (3) any balance remaining and held in reserve for future provider payments.

Explanation: This language provides an accounting of the health plan revenues received and expenditures made on behalf of State employees and retirees. The language proposes that the language in the report be consistent with the budget data submitted with the budget bill.

Information Request	Author	Due Date
Accounting of the employee and retiree health plan revenues and expenditures	DBM	With submission of the Governor's fiscal 2018 budget books

Amendment No. **105**

Add the following section:

Section 38 Historical and Projected Chesapeake Bay Restoration Spending

SECTION 38. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that the Maryland Department of Planning, the Department of Natural Resources, the Maryland Department of Agriculture, the Maryland Department of the Environment, and the Department of Budget and Management provide a report to the budget committees by December 1, 2016, on Chesapeake Bay restoration spending. The report shall be drafted subject to the concurrence of the Department of Legislative Services (DLS) in terms of both electronic format to be used and data to be included. The report should include:

- (1) fiscal 2016 annual spending by fund, fund source, program, and State government agency; associated nutrient and sediment reduction; and the impact on living resources and ambient water quality criteria for dissolved oxygen, water clarity, and “chlorophyll a” for the Chesapeake Bay and its tidal tributaries to be submitted electronically in disaggregated form to DLS;
- (2) projected fiscal 2017 to 2025 annual spending by fund, fund source, program, and State government agency; associated nutrient and sediment reductions; and the impact on living resources and ambient water quality criteria for dissolved oxygen, water clarity, and “chlorophyll a” for the Chesapeake Bay and its tidal tributaries to be submitted electronically in disaggregated form to DLS;

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- (3) an overall framework discussing the needed regulations, revenues, laws, and administrative actions and their impacts on individuals, organizations, governments, and businesses by year from fiscal 2016 to 2025 in order to reach the calendar 2025 requirement of having all best management practices in place to meet water quality standards for restoring the Chesapeake Bay to be both written in narrative form and tabulated in spreadsheet form that is submitted electronically in disaggregated form to DLS; and
- (4) an analysis of the various options for financing Chesapeake Bay restoration including public-private partnerships, a regional financing authority, nutrient trading, technological developments, and any other policy innovations that would improve the effectiveness of Maryland and other states' efforts toward Chesapeake Bay restoration.

Explanation: This language expresses the intent that the Maryland Department of Planning (MDP), the Department of Natural Resources (DNR), the Maryland Department of Agriculture (MDA), the Maryland Department of the Environment (MDE), and the Department of Budget and Management (DBM) provide a report by December 1, 2016, on recent and projected Chesapeake Bay restoration spending and associated impacts and the overall framework to meet the calendar 2025 requirement of having all best management practices in place to meet water quality standards for restoring the Chesapeake Bay. In addition, the language expresses the interest that the report include information on policy innovations that improve the effectiveness of Maryland and other states' efforts toward Chesapeake Bay restoration.

Information Request	Authors	Due Date
Historical and projected Chesapeake Bay restoration spending	MDP DNR MDA MDE DBM	December 1, 2016

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Add the following section:

Section 39 Chesapeake Bay Restoration Spending

SECTION 39. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that the Department of Budget and Management, the Department of Natural Resources, and the Maryland Department of the Environment provide two reports on Chesapeake Bay restoration spending. The reports shall be drafted subject to the concurrence of the Department of Legislative Services (DLS) in terms of both electronic format to be used and data to be included. The scope of the reports is as follows:

- (1) Chesapeake Bay restoration operating and capital expenditures by agency, fund type, and particular fund source based on programs that have over 50% of their activities directly related to Chesapeake Bay restoration for the fiscal 2016 actual, fiscal 2017 working appropriation, and fiscal 2018 allowance to be included as an appendix in the Governor's fiscal 2018 budget books and submitted electronically in disaggregated form to DLS; and
- (2) two-year milestones funding by agency, best management practice, fund type, and particular fund source along with associated nutrient and sediment reductions for fiscal 2015, 2016, 2017, and 2018 to be submitted electronically in disaggregated form to DLS.

Explanation: This language expresses the intent that the Department of Budget and Management (DBM), the Department of Natural Resources (DNR), and the Maryland Department of the Environment (MDE) provide at the time of the fiscal 2018 budget submission information on (1) Chesapeake Bay restoration spending for programs that have over 50% of their activities directly related to Chesapeake Bay restoration; and (2) two-year milestones funding.

Information Request	Authors	Due Date
Summary of Chesapeake Bay restoration spending for programs that have over 50% of their activities directly related to Chesapeake Bay restoration, and two-year milestones expenditures	DBM DNR MDE	Fiscal 2018 State budget submission

Amendment No. **107**

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Add the following section:

Section 40 Regional Greenhouse Gas Initiative Revenues and Expenditures

SECTION 40. AND BE IT FURTHER ENACTED, That the Department of Budget and Management shall provide an annual report on the revenue from the Regional Greenhouse Gas Initiative (RGGI) carbon dioxide emission allowance auctions and set-aside allowances to the General Assembly in conjunction with the submission of the fiscal 2018 budget and annually thereafter as an appendix to the Governor's budget books. This report shall include information for the actual fiscal 2016 budget, fiscal 2017 working appropriation, and fiscal 2018 allowance. The report shall detail revenue assumptions used to calculate the available Strategic Energy Investment Fund (SEIF) from RGGI auctions for each fiscal year including:

- (1) the number of auctions;
- (2) the number of allowances sold;
- (3) the allowance price for both current and future (if offered) control period allowances sold in each auction;
- (4) prior year fund balance from RGGI auction revenue to support the appropriation; and
- (5) anticipated revenue from set-aside allowances.

The report shall also include detail on the amount of the SEIF from RGGI auction revenue available to each agency that receives funding through each required allocation, separately identifying any prior year fund balance for:

- (1) energy assistance;
- (2) energy efficiency and conservation programs, low- and moderate-income sector;
- (3) energy efficiency and conservation programs, all other sectors;
- (4) renewable and clean energy programs and initiatives, education, climate change, and resiliency programs;
- (5) administrative expenditures;
- (6) dues owed to the RGGI, Inc.; and
- (7) transfers or diversions of revenue made to other funds.

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Explanation: This annual language requires the Department of Budget and Management (DBM) to include as an appendix in the Governor's budget books for fiscal 2018 detail on the revenue assumptions for RGGI auctions budgeted in each fiscal year as well as how those revenues are distributed to various agencies. This information increases transparency, differentiates funding from the SEIF that is available from sources other than RGGI auctions, and allows for analysis of whether the allocation of RGGI auction revenue meets statutory requirements.

Information Request	Author	Due Date
Report on revenue assumptions and use of RGGI auction revenue	DBM	With submission of the Governor's fiscal 2018 budget books and annually thereafter

Amendment No. **108**

Add the following section:

Section 41 Submission of the Uniform Crime Report

SECTION 41. AND BE IT FURTHER ENACTED, That \$1,000,000 of the general fund appropriation within the Department of State Police (DSP) may not be expended until DSP submits the Crime in Maryland, 2015 Uniform Crime Report (UCR) to the budget committees. The budget committees shall have 45 days to review and comment following receipt of the report. Funds restricted pending the receipt of the report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Further provided that if DSP encounters difficulty obtaining necessary crime data on a timely basis from local jurisdictions who provide the data for inclusion in the UCR, DSP shall notify the Governor's Office of Crime Control and Prevention (GOCCP). GOCCP shall withhold a portion, totaling at least 15% but no more than 50%, of that jurisdiction's State Aid for Police Protection (SAPP) grant for fiscal 2017 upon receipt of notification from DSP. GOCCP shall withhold SAPP funds until such a time that the jurisdiction submits its crime data to DSP. DSP and GOCCP shall submit a report to the budget committees indicating any jurisdiction from which crime data was not received on a timely basis and the amount of SAPP funding withheld from each jurisdiction.

Explanation: The annual language was originally added because DSP had not been submitting its annual crime report in a timely manner due to issues related to receiving crime data from the local jurisdictions. As such, this language withholds a portion of the general fund appropriation

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until the budget committees receive the 2015 UCR. The language also specifies that GOCCP, upon receipt of notification from DSP, must withhold a portion of a delinquent jurisdiction's SAPP grant until certain crime data is received by DSP. Finally, DSP and GOCCP must submit a report to the budget committees that includes information on any jurisdiction that did not report crime data on a timely basis and the amount of SAPP funding that was withheld from each jurisdiction.

Information Request	Author	Due Date
2015 UCR	DSP	45 days prior to the expenditure of funds

Amendment No.

109

Add the following section:

Section 42 Report on Compliance with the Professional License Suspension Program

SECTION 42. AND BE IT FURTHER ENACTED, That \$100,000 of the special fund appropriation in the Motor Vehicle Administration (MVA) and \$100,000 of the special fund appropriation in the Public Service Commission (PSC) may not be expended unless MVA and PSC submit (1) a joint report by October 1, 2016, detailing how each agency plans to comply with the professional license suspension program in the Department of Human Resources – Child Support Enforcement Administration (CSEA), and (2) a follow-up report before December 1, 2016, with the status of implementation of procedures to comply with the professional license suspension program planned in the first report including the number of referrals made to the licensing agencies to date by CSEA in fiscal 2017 and the number of licenses suspended. The budget committees shall have 45 days to review and comment.

Funds restricted pending the receipt of a report may not be transferred by budget amendment or otherwise to any other purpose and shall be canceled if the reports are not submitted to the budget committees.

Explanation: CSEA refers child support obligors who are 120 days or more out of compliance with their most recent court order to licensing authorities for professional license suspension under the professional license suspension program. In CSEA's most recent audit it was found that the MVA and PSC were not suspending licenses associated with CSEA's referrals for suspension.

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The language restricts \$100,000 from the special fund appropriation for both MVA and PSC until reports are submitted detailing how each plans to comply with the professional license suspension program by suspending licenses as appropriate and a follow-up report is submitted on implementation.

Information Request	Authors	Due Date
Compliance plan with CSEA's professional license suspension program	MVA PSC	October 1, 2016
Status of compliance with professional license suspension program	MVA PSC	December 1, 2016

Amendment No. **110**

Add the following section:

Section 43 Improving Juvenile Education Services

SECTION 43. AND BE IT FURTHER ENACTED, That \$100,000 of the general fund appropriation within the Department of Juvenile Services (DJS) and \$100,000 of the general fund appropriation within the Juvenile Services Education (JSE) unit of the Maryland State Department of Education (MSDE) may not be expended until:

- (1) DJS and MSDE jointly submit a report to the budget committees on:
 - (a) The advancements made toward addressing the following concerns with DJS education services:
 - (i) lack of postsecondary, vocational, and work opportunities;
 - (ii) grouping classes by living unit as opposed to skill level;
 - (iii) high vacancy rates and turnover for facility staff and a lack of a substitute system;
 - (iv) space limitations due to the physical plant and age of the DJS facilities;
 - (v) adherence to students' Individualized Education Programs;

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- (vi) the potential for establishing a tuition assistance or student loan repayment program for students in higher education institutions who commit to teaching in a JSE facility and a Grow Your Own program; and
 - (vii) recordkeeping and transition services between DJS facility schools and local school systems.
- (b) The mechanisms for ensuring proper communication between MSDE, DJS, and local school systems, particularly when a lack of services has been identified or a complaint has been lodged.
- (c) A detailed accounting of how the additional resources provided in the fiscal 2017 allowance have been utilized, the impact those resources have had on the delivery of education services, and the total amount of education funds allocated to each facility by funding source.
- (d) Information on each contract between DJS and a private provider that delivers education services to committed youth, including the education services provided, the cost of those services, and the number of youth served.
- (e) The development of measures evaluating the performance of the JSE program, to include but not be limited to the following measures:
 - (i) average length of time to transition student records between a JSE school and a local school system;
 - (ii) teacher vacancy rates and length of tenure;
 - (iii) contacts with local school system liaisons to support student transition into the community;
 - (iv) students participating in postsecondary opportunities and vocational opportunities; and
 - (v) the number of classroom hours canceled due to the unavailability of a teacher or substitute.

Provided that the report shall be submitted to the budget committees no later than November 15, 2016, with follow-up reports submitted biannually; and

- (2) Data for the identified performance measures shall be included in MSDE's annual Managing for Results performance measure submission beginning with the fiscal 2018 allowance submitted in January 2017.

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The budget committees shall have 45 days to review and comment from the date of each submission. It is the intent of the budget committees that \$50,000 be released to each agency upon receipt and approval of the November 2016 report. The remaining \$50,000 shall be released to each agency upon satisfactory submission of the performance measure data with the fiscal 2018 allowance. Funds restricted pending the receipt of a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Explanation: Concerns have been raised questioning whether MSDE is providing the appropriate level of services to students in DJS facilities, particularly to students with special education needs. This language requires DJS and MSDE to work jointly to report on a regular basis to the budget committees regarding progress made toward addressing the deficiencies in the provision of education services to youth in DJS facilities. It also requires the development of performance measures to evaluate how well the program is functioning, as opposed to only evaluating student performance. The report is due by November 15, 2016, and every six months, thereafter. It is the intent of the General Assembly that Juvenile Justice Monitoring Unit may submit a response to the MSDE report by December 15, 2016.

Information Request	Authors	Due Date
Improving education services for DJS youth and proposed performance measures	MSDE DJS	November 15, 2016, and biannually, thereafter
Juvenile Services Education program performance measure data	MSDE DJS	January 2017 and annually, thereafter

Amendment No. **111**

Add the following section:

Section 44 Heroin and Opioid Emergency Task Force Initiatives

SECTION 44. AND BE IT FURTHER ENACTED, That \$1,000,000 of the general fund appropriation in Program M00L01.02 Community Services made for the purpose of establishing a Center of Excellence for Prevention and Treatment, \$50,000 of the general fund appropriation in Program N00B00.04 General Administration – State made for the purpose of implementing a heroin screening tool, and \$50,000 of the general fund appropriation in Program V00D02.01 Departmental Support made for the purpose of establishing a heroin screening tool may not be expended for those purposes and instead may only be transferred to Program M00L01.02 Community Services for the purpose of funding an expansion of the current substance use

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disorder treatment services provided in that program. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund.

Explanation: This section fences off appropriations made to implement recommendations from the Governor's Heroin and Opioid Task Force for the purpose of establishing the Center of Excellence for Prevention and Treatment as well as implementing heroin screening tools within the Department of Human Resources (DHR) and the Department of Juvenile Services (DJS), and restricts those funds to be expended only on an expansion of the current substance use disorder treatment services provided by the State. Both DHR and DJS already have screening tools for heroin, and the Center of Excellence is not necessary.

Amendment No. **112**

Add the following section:

Section 46 Maryland General Assembly Health Insurance

SECTION 46. AND BE IT FURTHER ENACTED, That the following amounts, totaling \$446,000, shall be added to the general fund appropriation for programs of the General Assembly to provide the requested amounts net of the statewide across-the-board reduction for employee and retiree health insurance:

<u>B75A01.01</u>	<u>Senate</u>	<u>80,830</u>
<u>B75A01.02</u>	<u>House of Delegates</u>	<u>140,391</u>
<u>B75A01.03</u>	<u>General Legislative Expenses</u>	<u>1,168</u>
<u>B75A01.04</u>	<u>Office of the Executive Director</u>	<u>54,738</u>
<u>B75A01.05</u>	<u>Office of Legislative Audits</u>	<u>66,967</u>
<u>B75A01.06</u>	<u>Office of Legislative Information Systems</u>	<u>18,634</u>
<u>B75A01.07</u>	<u>Office of Policy Analysis</u>	<u>83,272</u>
.	<u>Total General Funds</u>	<u>446,000</u>

Explanation: This action adds \$446,000 in general funds to the fiscal 2017 legislative budget to correct for an executive branch error in health insurance. In total the legislative budget is short \$669,000 in funding for employee health insurance, which is addressed by this action as well as foregoing the legislative share of an across-the-board \$223,000 reduction in Section 19 of the budget bill.

Amendment No. **113**

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Add the following section:

Section 47 Weather-related Closures

SECTION 47. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that, in fiscal 2016 and 2017, the Developmental Disabilities Administration within the Department of Health and Mental Hygiene shall:

- (1) determine all cost savings realized due to nonpayment to providers for weather-related closures;
- (2) implement a methodology to distribute funds from cost savings realized due to nonpayment to providers for weather-related closures to:
 - (i) providers that experienced loss of revenue due to weather-related closures; and
 - (ii) residential service providers that experienced weather-related costs including staff overtime, resident relocation, or other costs necessary to ensure health and safety; and
- (3) distribute, based on the proportion of financial loss reported by each provider and to the extent funds are available in the budget, all funds from cost savings realized due to nonpayment to providers for weather-related closures to providers submitting required information.

To be eligible to receive redistributed funds from cost savings realized due to nonpayment to providers for weather-related closures, a provider shall report to the department:

- (1) the date or dates of each weather-related absence for which a claim is being submitted;
- (2) a detailed listing of financial losses and/or increased costs directly attributed to each weather-related absence; and
- (3) an explanation of how the claimed amount of financial losses and increased costs were determined.

The department shall prepare guidelines and instructions for providers to submit weather-related claims. In addition, the department must, within 30 days after the end of the fiscal year, report to the committees the amount of funds from cost savings realized due to nonpayment to providers that is distributed to providers in fiscal 2016 and 2017.

Explanation: In fiscal 2012, the Developmental Disabilities Administration (DDA) changed its reimbursement policies with regard to absence days in residential, day, and supported employment services. Historically, DDA had paid standard daily rates to providers when

Sections

individuals did not attend the fee payment system programs. Beginning July 1, 2011, DDA increased the rate for present days in these programs and reduced the number of bed hold days or absence days to residential programs to align with the Federal Center for Medicare and Medicaid Services reimbursable limit of 33 days. For day habilitation and supported employment programs, DDA eliminated payment for absence days on which matching federal funds cannot be claimed. This language expresses the intent that funds from cost savings realized due to nonpayment to providers in fiscal 2016 and 2017 for weather-related closures be distributed to providers, based on the proportion of financial loss reported by each provider and to the extent funds are available in the budget, to providers submitting required information.

Information Request	Author	Due Date
Weather related closures	Department of Health and Mental Hygiene	Within 30 days after the end of fiscal 2016 and 2017

Amendment No. **114**

Technical Amendment

Technical Amendment No. 1

Renumber SECTION 22. as SECTION 48. And SECTION 23. as SECTION 49.

Amendment No. **115**

R62I00
Maryland Higher Education Commission

Supplemental Budget No. 2

Item # 3

R62I00.40 Maryland Early Graduation Scholarship Program

Add the following language to the general fund appropriation:

, provided that \$3,000,000 of this appropriation made for the purpose of the Maryland Early Graduation Scholarship may not be expended for that purpose but instead may only be transferred as follows:

- (1) \$610,000 to the Maryland State Department of Education to be used for Program R00A03 Funding for Education Organizations to provide \$450,000 to the Maryland Academy of Sciences; \$150,000 to the Maryland Zoo in Baltimore; and \$10,000 to the College Bound Foundation;
- (2) contingent on enactment of SB 909 or HB 1488 and provided that no funding is included in a supplemental budget, \$100,000 to Program D15A0505 Governor's Office of Community Initiatives for a Request for Proposal for the Maryland Corps Program;
- (3) contingent on enactment of SB 910 or HB 1399 and provided that no funding is included in a supplemental budget, \$250,000 to the Maryland Education Development Collaborative; and
- (4) \$2,040,000 transferred to the Education Excellence Awards Program to be used for need-based student financial aid. If funding is provided to either program in paragraphs (2) or (3) in a supplemental budget, the funds restricted in paragraphs (2) or (3) may also be transferred to the Education Excellence Awards Program.

Funds not expended for these restricted purposes may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund.

Explanation: This language restricts \$3 million in funding for the Maryland Early Graduation Scholarship Program so that it may only be transferred by budget amendment to four specified purposes, two of which are contingent on legislation. If either piece of legislation does not pass, that portion of the funding may be transferred to the fourth purpose outlined above, the Education Excellence Awards Program.

Amendment No. **116**

S00A
Department of Housing and Community Development

Supplemental Budget No. 2

Item # 4

S00A24.02 Neighborhood Revitalization – Capital Appropriation

Add the following language to the general fund appropriation:

, provided that \$500,000 of this appropriation made for the purpose of the implementation of Project C.O.R.E., Creating Opportunities for Renewal and Enterprise, in Baltimore City may not be expended until the Department of Housing and Community Development submits a report to the budget committees that provides the following information:

- (1) An evaluation of how all State programs and financing options, Baltimore City participation, and Maryland Stadium Authority participation are to be coordinated, including projected timelines for demolition and private redevelopment investment.
- (2) The measures the department will use to assess the impact of Project C.O.R.E., including a list of redevelopment projects on sites made available through Project C.O.R.E.

The report shall be submitted by December 31, 2016, and the budget committees shall have 45 days to review and comment. Funds restricted pending the receipt of a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Explanation: This action restricts \$500,000 in general funds pending the receipt of a report outlining the Department of Housing and Community Development's (DHCD) efforts to coordinate the various aspects of Project C.O.R.E. with each other and with private investment, as well as how the success of the project will be measured.

Information Request	Author	Due Date
Report on Project C.O.R.E. coordination, measurement, and results	DHCD	December 31, 2016

Amendment No.

117

D06E
Board of Public Works – Capital Appropriation

Supplemental Budget No. 3

Item # 1

D06E02.01 Public Works Capital Appropriation

Add the following language to the general fund appropriation:

- ~~(1) — Morgan State University — New Student Services Support Building 4,700,000~~
- ~~(2) — Coppin State University — Percy Julian Science Renovation for the College of Business
..... 1,300,000~~
- ~~(3) — University of Maryland Baltimore County — Interdisciplinary Life Science Building
..... 5,000,000~~
- ~~(4) — University of Maryland Eastern Shore — School of Pharmacy and Allied Health
Professions 3,500,000~~
- ~~(5) — University System of Maryland Office — Biomedical Sciences and Engineering
Education Facility at the Universities of Shady Grove 31,700,000~~

, provided that \$46,200,000 of this appropriation may not be expended for the projects listed above in order that funding for such projects may be provided using tax exempt debt authorized under SB 191 the Maryland Consolidated Capital Bond Loan of 2016. Further provided that \$46,200,000 of this appropriation may be used only to fund capital appropriations in the amounts and only for the purposes herein listed in order to avoid the additional expense that would result from financing them using taxable general obligation bonds. Funds not expended for the purposes herein listed shall revert to the General Fund:

- (1) Neighborhood Business Development Program. Provide funds for grants and loans to fund community-based economic development activities in revitalization areas designated by local governments, including food desert projects in designated food deserts. The funds shall be administered in accordance with Sections 6-301 through 6-311 of the Housing and Community Development Article 3,400,000
- (2) Baltimore Regional Neighborhoods Initiative. Provide funds for grants and loans to nonprofit community development corporations or coalitions to fund comprehensive revitalization strategies for sustainable community areas in Baltimore City, Baltimore County, and Anne Arundel County 1,500,000

D06E

- (3) Homeownership Programs. Provide funds for below-market interest rate mortgages with minimum down payments to low- and moderate-income homebuyers. These funds shall be administered in accordance with Sections 4-501, 4-502, 4-801 through 4-810, and 4-814 through 4-816 of the Housing and Community Development Article.
..... 8,500,000
- (4) Housing and Building Energy Programs. Provide funds in the form of loans or grants to promote energy-efficient improvements either through renovation of existing facilities, the construction of new properties, or the installment of equipment and materials for single-family and rental-housing properties to be administered in accordance with Section 4-218 of the Housing and Community Development Article 1,000,000
- (5) Partnership Rental Housing Program. Provide funds to be credited to the Partnership Rental Housing Fund to be administered in accordance with Sections 4-501, 4-503, and 4-1201 through 4-1209 of the Housing and Community Development Article
..... 6,000,000
- (6) Rental Housing Program. Provide funds for rental housing developments that serve low- and moderate-income households. The funds shall be administered in accordance with Sections 4-401 through 4-411, 4-501, and 4-504 of the Housing and Community Development Article 10,000,000
- (7) Special Loan Programs. Provide funds to low- and moderate-income families, sponsors of rental properties occupied primarily by limited-income families, and nonprofit sponsors of housing facilities, including group homes and shelters to bring housing up to code and remediate lead paint hazards. These funds shall be administered in accordance with Sections 4-501, 4-505, 4-601 through 4-612, 4-701 through 4-712, 4-901 through 4-923, 4-926 through 4-931, and 4-933 of the Housing and Community Development Article 2,100,000
- (8) Community Legacy Program. Provide funds to assist neighborhoods with revitalization efforts. The funds shall be administered in accordance with Sections 6-201 through 6-211 of the Housing and Community Development Article and Code of Maryland Regulations (COMAR) 05.17.01. Provided that any financial assistance awarded under this program is not subject to Section 8-301 of the State Finance and Procurement Article
..... 3,905,000
- (9) Maryland Drinking Water Revolving Loan Fund. Provide funds to finance drinking water projects. The funds shall be administered in accordance with Section 9-1605.1 of the Environment Article..... 3,003,000
- 10. Maryland Water Quality Revolving Loan Fund. Provide funds to finance water quality improvement projects. The funds shall be administered in accordance with Section 9-1605 of the Environment Article 6,792,000

D06E

Explanation: This language restricts funding for selected State capital projects that would require the issuance of taxable debt in the Maryland Consolidated Capital Bond Loan of 2016.

Amendment No. **118**

E00A
Comptroller of Maryland

Supplemental Budget No. 3

Item # 7

REVENUE ADMINISTRATION DIVISION

E00A04.01 Revenue Administration

Add the following language to the general fund appropriation:

, provided that \$745,000 of this appropriation is contingent upon the enactment of SB 355 or HB 431. Further provided that \$642,600 of this appropriation made for the purpose of the Achieving a Better Life Experience (ABLE) program subtraction modification may not be used for that purpose but instead may be used only as a grant to the College Savings Plan of Maryland Board for the implementation of the ABLE program. Further provided that \$102,400 of this appropriation made for the purpose of subtraction modification may not be used for that purpose but may be used instead for one-time programming costs to implement the ABLE program. Funds not spent for these restricted purposes may not be transferred by budget amendment or otherwise for any other purpose and shall revert to the General Fund.

Explanation: This language would make the funding for the ABLE program contingent on legislation that establishes the program. Further, the language clarifies that the funds are not for the actual subtraction modification but are for the startup costs for the Office of the Comptroller and the College Savings Plan Board. Because the College Savings Plan Board is a nonbudgeted board, the funds will be provided to them in the form of a one-time grant from the Comptroller for the specified purpose.

Amendment No. **119**

F50
Department of Information Technology

Budget Amendments

MAJOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECT FUND

Supplemental Budget No. 3

Item # 11

F50A01.01 Major Information Technology Development Project Fund

Add the following language to the general fund appropriation:

Further provided that \$13,784,449 of this appropriation made for the purpose of the Department of Human Resources (DHR) Shared Human Services Platform project may not be expended until the Department of Information Technology (DoIT) submits a report to the budget committees, in conjunction with DHR, on the status of the project. The report shall address (1) State and federal costs of the project, including an approved Advanced Planning Document; (2) the project timeline, including subsequent components such as the replacement of DHR's information technology systems; (3) procurement process; (4) agencies involved in the project, including the role of each agency and the funding provided by each agency; and (5) project governance. In addition, DoIT shall provide a standard Information Technology Project Request. The report shall be submitted to the budget committees, and the committees shall have 45 days to review and comment. Funds restricted pending receipt of a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Explanation: The supplemental budget provides \$13.8 million to begin the Shared Human Services Platform project. The costs of this project are expected to reach \$200 million and the project is ultimately expected to involve at least nine different agencies. The budget committees are concerned about the risks associated with a project of this size that involves this many agencies. To minimize risk, the committees encourage detailed planning about project governance, the roles of each agency, the procurement process, costs, and the project timeline. DoIT is required to report to the budget committees 45 days prior to the expenditures of funds.

D06E

Information Request	Authors	Due Date
Report on the Shared Human Services Platform major information technology project	DoIT DHR	45 days prior to the expenditure of funds

Amendment No.

120

M00L
Behavioral Health Administration
Department of Health and Mental Hygiene

Supplemental Budget No. 3

Item # 19

M00L01.02 Community Services

Alternatives to Residential Treatment: The budget committees remain concerned about the availability of treatment options for commitments to the Department of Health and Mental Hygiene (DHMH) under Section 8-507 of the Health – General Article, especially in light of the need to place individuals into treatment in a more expedient manner. The committees request a report from DHMH and the Judiciary on the alternatives to residential treatment for commitments under Section 8-507, including the appropriateness of utilizing recovery support housing in conjunction with outpatient services to meet the needs of those individuals committed to DHMH under this procedure. The report shall be submitted by December 1, 2016.

Information Request	Authors	Due Date
Alternatives to residential treatment under Section 8-507 of the Health – General Article	DHMH Judiciary	December 1, 2016

Q00A
Office of the Secretary
Department of Public Safety and Correctional Services

Supplemental Budget No. 3

Item # 29

Q00A02.01 Administrative Services

Add the following language to the general fund appropriation:

, provided that \$4,000,000 of this appropriation made for the purpose of providing adequate funds for inmate services and programs related to a projected shortfall in the Inmate Welfare Fund may not be expended unless the Department of Public Safety and Correctional Services (DPSCS) receives approval from the Board of Public Works (BPW) before July 1, 2016, of a contract modification eliminating the commission from the current inmate payphone equipment and services contract. Upon approval of a contract modification, DPSCS shall provide written notice of the modification to the budget committees. Funds restricted pending approval of the contract modification may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the contract modification is not approved by BPW.

Explanation: In October 2015, the Federal Communications Commission (FCC) took action to reduce rate caps for inmate calling and limit add-on fees imposed by service providers. Several phone service providers have filed petitions with the District of Columbia Circuit to review the FCC rate caps and other inmate calling service changes, and in early March 2016, the circuit court granted a partial stay on the order, which otherwise would have gone into effect on March 17, 2016. The State's current inmate phone service contract provides for a commission paid to the Department of Public Safety and Correctional Services (DPSCS), which would be significantly reduced by implementation of the FCC rate reduction order. Although the FCC order does not prohibit commissions, many states have already begun to move away from commissions. The \$4 million reduction to Inmate Welfare Fund revenue in Amendment 1 of Supplemental Budget No. 3 assumes that DPSCS will not receive a commission from the inmate phone service vendor, however a contract modification eliminating the commission has not yet been introduced to the Board of Public Works (BPW). This action restricts the \$4 million in general funds to replace the anticipated reduction in Inmate Welfare Funds until BPW approves a contract modification eliminating the commission.

Q00A

Information Request

Authors

Due Date

Written notification of BPW DPSCS
approval of an inmate calling
contract modification

July 1, 2016

Amendment No.

121

R00A02
Aid to Education
Maryland State Department of Education

Supplemental Budget No. 3

AID TO EDUCATION

Item # 34

R00A02.01 State Share of Foundation Program

Add the following language to the general fund appropriation:

, provided that funding may only be allocated as follows:

<u>(a)</u>	<u>Baltimore City</u>	<u>12,674,305</u>
<u>(b)</u>	<u>Calvert</u>	<u>1,090,580</u>

Explanation: This language specifies that funding provided in Supplemental Budget No. 3 should be allocated to Baltimore City and Calvert County due to their having declining enrollment and a decrease of State education aid in fiscal 2016 or 2017. This is in addition to funding provided in the fiscal 2017 allowance for Carroll (\$4,000,000), Garrett (\$1,300,000) and Kent (\$300,000) counties for similar purposes.

Amendment No. **122**

R00A02
Aid to Education
Maryland State Department of Education

Supplemental Budget No. 3

FUNDING FOR EDUCATIONAL ORGANIZATIONS

Item # 36

R00A03.01 Maryland School for the Blind

Add the following language to the general fund appropriation:

, provided that this additional appropriation shall be contingent on the enactment of SB 422 or HB 709.

Explanation: This added language makes additional funding provided for the Maryland School for the Blind in Supplemental Budget No. 3 contingent upon the enactment of SB 422 or HB 709.

Amendment No. **123**

Z00 Technical Corrections

Supplemental Budget No. 3

Amend the following language:

Amendment No. 4

On page 172, after line 11, insert “22 45”

Strike the following language:

~~In line 12, after the word Section, strike “22” and replace with “23”, and in line 18, strike “23” and replace with “24”.~~

Amend the following language:

Adds language that authorizes the Governor to transfer funding and positions from State agencies to DBM for the HR shared services initiative ~~and renumbers the Sections of the budget bill accordingly.~~

Amendment No. **124**