

Report of the Conference Committee on House Bill 588

The Budget Bill

April 2, 2021

Mr. President,
Ladies and Gentlemen of the Senate:

Madam Speaker,
Ladies and Gentlemen of the House of Delegates:

The Conference Committee has reconciled the differences between the House and Senate versions of HB 588 and Supplemental Budgets No. 1 through No. 4, in which the House made general fund reductions of \$656.8 million, including \$122.1 million contingent on the Budget Reconciliation and Financing Act (BRFA) of 2021, and the Senate made general fund reductions of \$648.4 million including \$120.2 million contingent on the BRFA of 2021. The Conference Committee also received Supplemental Budget No. 5. In all, the Conference Committee made general fund reductions of \$522.1 million, including \$330.2 million contingent on the BRFA of 2021.

The House adopted 122 amendments to the budget bill including Supplemental Budgets No. 1 through No. 4. The Senate subsequently adopted 75 amendments to the budget bill, as amended by the House. The House concurred with none of the Senate amendments. All of these amendments have been reconsidered, and actions, including those taken to Supplemental Budget No. 5, are indicated in the attached *Report of the Conference Committee*.

The total operating growth in State spending is 4.0%, and the budget expands funding for core State services and priorities including public education, Medicaid, human services, and State employee compensation, as well as identifying funding for legislative priorities. The budget more than meets the guidelines established by the Spending Affordability Committee in 2020.

The budget also reflects significant investments in both fiscal 2021 and 2022 for both the health response to the COVID-19 pandemic as well as addressing the economic dislocation resulting from the pandemic, primarily as a result of available federal stimulus funding. In total, the final budget includes an additional \$5.8 billion in federal funds compared to the budget as introduced in January.

The projected general fund balance at the close of fiscal 2022, given the legislative actions on the budget, is \$696 million. The Rainy Day Fund balance is \$1.355 billion. Together, this leaves almost \$2.1 billion in cash reserves, a prudent hedge against potential uncertainty and leaving the budget in a projected balance posture for several years.

Report of the Conference Committee on House Bill 588
April 2, 2021
Page 2

In addition to the Conference Committee's actions pertaining to the budget, the final report of the committee is also attached. The Department of Legislative Services has also provided a separate report on the budget and the BRFA of 2021 with additional data.

Sincerely,



Guy Guzzone, Chairman
Senate Budget and Taxation Committee



Maggie McIntosh, Chairman
House Appropriations Committee

Report of the Conference Committee on House Bill 588

April 2, 2021

Mr. President,
Madam Speaker,
Ladies and Gentlemen of the General Assembly of Maryland:

The House adopted 122 amendments to the original budget bill and Supplemental Budgets No. 1 through No. 4.

The Senate adopted 75 amendments to the budget bill, as amended by the House.

The House rejected all of the Senate amendments and called for a Conference Committee.

The Senate refused to recede and agreed to a Conference Committee.

The budget was then referred to the Conference Committee.

Action of the Conference Committee

The Conference Committee recommends:

1. The adoption of the following Senate amendments:
7-9, 13-16, 18, 20-23, 25-30, 33-38, 41, 44-45, 47-50, 52-53, 57-58, 60-61, and 69-72
2. The rejection of the following Senate amendments:
2-5, 11, 39-40, 42, 54, 56, and floor amendment HB0588/523120/1

3. The action indicated on the following Senate amendments:

<u>Adopt</u>	<u>Reject</u>	<u>Conference Committee Amendment</u>
1		1
.....	6	2
10		3
12		4
17		5
19		6
24		7
31		8
32		9
.....	43	10
46		11
51		12
55		13
.....	59	14
62		15
.....	63	16
.....	64	17
.....	65	18
.....	66	19
.....	67	20
.....	68	21
73		22
.....	Floor	
.....	HB0588/653427/1	23

The conference committee also adopted 20 conference committee amendments to Supplemental Budget No. 5 (Items 5, 23, 59-60, 69, 133, 146-152, 157-158, 188-189, 192, 195, and 199), 1 conference committee technical amendment, and 1 conference committee supplemental budget technical amendment.

Respectfully submitted,



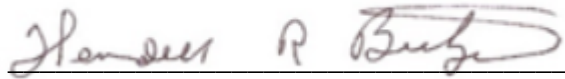
Guy Guzzone



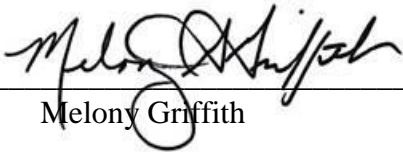
Maggie McIntosh



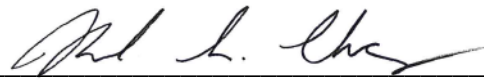
George C. Edwards




Wendell R. Beitzel



Melony Griffith



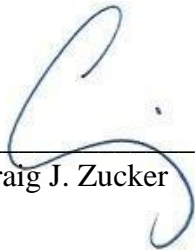
Mark S. Chang



Jim Rosapepe



Keith E. Haynes



Craig J. Zucker



Kirill Reznik

Conference Committee Amendments

Conference Committee Amendment No. 1

On page 3 of the Committee Reprint, under the heading Judiciary, adopt Amendment 1; and on the same page, under the heading Judiciary, in program C00A00.04 District Court, following line 31, insert “Further provided that \$1,000,000 in general funds are added for the purpose of increasing the pay rate for appointed attorneys. These funds 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.”; and on page 4, in line 6 strike “\$50,000” and insert “\$100,000”; and on the same page, in line 21 following “Delaware;” strike “and”; and in line 26, following “Delaware” insert “; and (5) a plan for tiered contributions to the Client Protection Fund for government attorneys and nonprofits not actively practicing in the State”.

Conference Committee Amendment No. 2

On page 13 of the Committee Reprint, under the heading Maryland Energy Administration, in program D13A13.08 Renewable and Clean Energy Programs and Initiatives, reject Amendment 6, and in line 25 strike “\$23,000,000” and substitute “\$18,820,000”.

Conference Committee Amendment No. 3

On page 31 of the Committee Reprint, under the heading Military Department Operations and Maintenance, in program D50H01.06 Maryland Emergency Management Agency, adopt Amendment 10, and in line 6 following “General Fund Appropriation” insert “, provided that \$100,000 of this general fund appropriation made for the purposes of administration in the Maryland Emergency Management Agency (MEMA) may not be expended until the submission of a report on the disbursements under the William H. Amoss Fire, Rescue, and Ambulance Fund (Amoss Fund), and the applications of the maintenance of effort (MOE) requirements pursuant to Chapter 225 of 2014. This report shall contain the following information:

- (1) an overview of the processes established by Chapter 225 to determine MOE for Amoss Fund disbursements;
- (2) identification of the three-year base period and the fiscal 2020 actual expenditures for each jurisdiction;
- (3) identification of whether each jurisdiction has met the necessary MOE requirement established by Chapter 225 for fiscal 2020 actual expenditures; and
- (4) for each jurisdiction which fails to meet the MOE requirement for fiscal 2020:

Conference Committee Amendments

- (a) the dollar amount and percentage by which that jurisdiction fails to meet the requirement;
- (b) the fiscal 2022 disbursement prior to the application of a penalty;
- (c) the amount of the penalty to be applied to the fiscal 2022 disbursement; and
- (d) the fiscal 2022 disbursement after the application of a penalty.

This report shall be submitted to the budget committees no later than December 15, 2021. The budget committees shall have 45 days from the date of the receipt of the report to review and comment. 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 if the report is not submitted”.

Conference Committee Amendment No. 4

On page 37 of the Committee Reprint, under the heading Office of the Comptroller, in program E00A01.01 Executive Direction, adopt Amendment 12, and in line 4 following “Appropriation” insert “, provided that \$400,000 of this appropriation made for the purpose of administration may not be expended for that purpose but instead may be used only for the purpose of the oversight of the distribution and expenditure of federal and State stimulus funds provided for the purpose of pandemic relief in Maryland. 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 that \$100,000 of this appropriation made for the purpose of administration may not be expended until the Comptroller of Maryland submits quarterly reports to the budget committees beginning on July 1, 2021 which shall include:

- (1) a full accounting of federal and State economic stimulus funds provided for pandemic relief received by business type and jurisdiction;
- (2) an update on investigative and fraud monitoring efforts taken by the agency in relation to the proper expenditure of federal and State stimulus funds provided for pandemic relief; and
- (3) any fraud identified through these monitoring efforts and the actions taken by the agency to recoup funds improperly utilized.

Further provided that funding restricted for this purpose may not be released until the receipt of all four quarterly reports by the budget committees. The budget committees shall have 45 days from the date of the receipt of the report to review and comment on the submitted quarterly reports. Funds restricted may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if all of the reports are not submitted”.

Conference Committee Amendment No. 5

On page 62 of the Committee Reprint, under the heading State Highway Administration, in program J00B01.01 State System Construction and Equipment, adopt Amendment 17, and strike beginning with “Better” in line 5 down through “(BUILD)” in line 7 and substitute “project-specific”.

Conference Committee Amendment No. 6

On page 65 of the Committee Reprint, under the heading Maryland Transit Administration, in program J00H01.01 Transit Administration, adopt Amendment 19; and on page 63 of the Committee Reprint, under the heading Maryland Port Administration, in program J00D00.01 Port Operations, in line 11 following “Appropriation” insert “, provided that \$100,000 of this appropriation made for the purpose of port administration may not be expended until the Maryland Port Administration and the Maryland Transportation Authority jointly submit a report to the budget committees providing:”

- (1) a projection of tolls paid by trucks drivers who don’t cross the Key Bridge;
- (2) a discussion of how other toll authorities deal with similar issues; and
- (3) options for addressing the complaint of truck drivers that they are paying a bridge toll despite not crossing the bridge.

The report shall be submitted by October 1, 2021, 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 be canceled if the report is not submitted to the budget committees”.

Conference Committee Amendment No. 7

On page 86 of the Committee Reprint, under the heading of Office of the Secretary, in program M00A01.01 Executive Direction adopt Amendment 24, and strike beginning with “.” in line 30 down through “committees” on page 87 in line 6.

Conference Committee Amendment No. 8

On page 106 of the Committee Reprint, under the heading Medical Care Programs Administration, in program M00Q01.03 Medical Care Provider Reimbursements, adopt Amendment 31, and in line 17 strike “3,394,375,673” and substitute “3,397,279,522”; and in line 34 strike “10,692,435,587” and substitute “10,695,339,436”.

Conference Committee Amendment No. 9

On page 106 of the Committee Reprint, under the heading Medical Care Programs Administration, in program M00Q01.03 Medical Care Provider Reimbursements, adopt Amendment 32, and strike beginning with “, provided” in line 26 down through “reimbursements” in line 31.

Conference Committee Amendment No. 10

On page 147 of the Committee Reprint, under the heading Aid to Education, in program R00A02.60 Blueprint for Maryland’s Future Grant Program, reject Amendment 43, and in line 24 strike beginning with “Further provided” down through and including “HB 1372.” in line 30; and on page 139 of the Committee Reprint, under the heading State Department of Education, following line 1 insert “Provided that it is the intent of the General Assembly that the Maryland State Department of Education allocate federal funds from the agency’s State Education Agency grant portion of the Emergency Elementary and Secondary School Relief (ESSER II) Fund for fiscal 2021 to support reopening of schools, summer programs, tutoring, and behavioral health related to COVID–19 as follows:

School for Education Evolution and Development (SEED)..... 224,576

Maryland School for the Blind..... 229,056

Maryland School for the Deaf..... 254,258”.

Conference Committee Amendment No. 11

On page 160 of the Committee Reprint, under the heading Funding for Educational Organizations, in program R00A03.05 Broadening Options and Opportunities for Students Today, adopt Amendment 46, and in line 34 strike “7,096,151” and substitute “10,000,000”.

Conference Committee Amendment No. 12

On page 186 of the Committee Reprint, under the heading Water and Science Administration, in program U00A04.01 Water and Science Administration, adopt Amendment 51, and on page 187, in line 12 following “Maryland” insert “, as evidenced by testing of representative samples of residential well systems throughout the State”; and on page 188, in line 6 strike “November 1, 2021” and substitute “December 31, 2021”.

Conference Committee Amendment No. 13

On page 199 of the Committee Reprint, under the heading State Reserve Fund, in program Y01A02.01 Dedicated Purpose Account, adopt Amendment 55, and in line 17 strike “\$24,930,475” and substitute “\$23,930,475”; and in line 26 following “(2)” strike beginning with “\$3,000,000” down through “lakes” in line 28 and substitute “\$1,200,000 for a pilot dredging project at Deep Creek Lake”.

Conference Committee Amendment No. 14

On page 267 of the Committee Reprint, under the heading Section 41, reject Amendment 59; and on page 45 of the Committee Reprint, under the heading Office of Personnel Services and Benefits, in program F10A02.09 SmartWork, strike beginning with “Further” in line 20 down through “Fund” in line 31 and substitute “Further provided that \$226,000 of this appropriation made for the purpose of the SmartWork program may not be expended for that purpose but instead may only be transferred by budget amendment for the following grants in the specified amounts:

- (1) \$76,000 to the Montgomery County Agricultural Center, Inc. to be used to support operating costs and storm water fees; and
- (2) \$150,000 to the Department of Commerce program T00F00.11 Maryland Not-For-Profit Development Fund to be used for loans made under the Nonprofit, Interest-Free, Micro Bridge Loan Account.

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”.

Conference Committee Amendment No. 15

On page 271 of the Committee Reprint, adopt Amendment 62, and in lines 24 strike “personally” down through “identifiable information (PII)” in line 25 and substitute “cybersecurity”; and in line 27 strike “PII protection” and substitute “cybersecurity audit findings”; and in line 31 strike “protect PII” and substitute “remediate cybersecurity audit findings”; and on page 2 of the Committee Reprint, under the heading Department of Legislative Services, in program B75A01.07 Office of Policy Analysis, in line 25 following “Appropriation” insert “, provided that this appropriation is increased by \$660,000 and 5 regular positions are added”.

Conference Committee Amendments

Conference Committee Amendment No. 16

On page 280 of the Committee Reprint, under the heading State Department of Education, in program R00A02.60 Blueprint for Maryland's Future Grant Program, reject Amendment 63, and in line 16 following "Appropriation" strike beginning with ", provided that" down through "HB 1372" in line 24.

Conference Committee Amendment No. 17

On page 281 of the Committee Reprint, under the heading State Department of Education, in program R00A02.60 Blueprint for Maryland's Future Grant Program, reject Amendment 64, and on page 280 of the Committee Reprint, in line 37 following "Appropriation" strike beginning with ", provided that" down through "HB 1372" in line 10 on page 281.

Conference Committee Amendment No. 18

On page 281 of the Committee Reprint, under the heading State Department of Education, in program R00A02.60 Blueprint for Maryland's Future Grant Program, reject Amendment 65, and in line 20 following "Appropriation" strike beginning with ", provided that" down through "reopening" in line 30.

Conference Committee Amendment No. 19

On page 282 of the Committee Reprint, under the heading State Department of Education, in program R00A02.60 Blueprint for Maryland's Future Grant Program, reject Amendment 66, and following "Appropriation" in line 32 strike beginning with ", provided that" down through "HB 1372" in line 2 on page 283.

Conference Committee Amendment No. 20

On page 283 of the Committee Reprint, under the heading State Department of Education, in program R00A02.60 Blueprint for Maryland's Future Grant Program, reject Amendment 67, and following "Appropriation" in line 13 strike beginning with ", provided that" down through "HB 1372" in line 22.

Conference Committee Amendments

Conference Committee Amendment No. 21

On page 283 of the Committee Reprint, under the heading State Department of Education, in program R00A02.60 Blueprint for Maryland’s Future Grant Program, reject Amendment 68, and in line 34 following “Appropriation” strike beginning with “, provided that” down through “HB 1372” in line 1 on page 284.

Conference Committee Amendment No. 22

On page 307 of the Committee Reprint, under the heading Department of Labor, in program P00H01.01 Office of Unemployment Insurance – Division of Unemployment Insurance, adopt Amendment 73, and strike beginning with “, provided” in line 12 down through “Fund” in line 9 on page 308.

Conference Committee Amendment No. 23

Reject floor amendment HB0588/653427/1; and on page 327 of the Committee Reprint, under the heading State Department of Education, in program R00A08.01 Office of the Inspector General, strike each occurrence of “951,760” and substitute “528,678”; and in line 36 following “Appropriation” insert “, provided that 3.0 positions shall be deleted. Further provided that \$528,678 of this appropriation for the Maryland State Department of Education, Office of the Inspector General may not be expended until the agency submits a report to the budget committees by August 1, 2021, that includes the current procedures for communicating with families upon the issuance of a subpoena and a formal written family communications plan for all future interactions. The budget committees shall have 45 days from the receipt of the report 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”.

Conference Committee Supplemental Budget Amendment No. 1

On page 5 of Supplemental Budget No. 5, under the heading Board of Public Works, in Item 5, program D05E01.10 Miscellaneous Grants to Private Nonprofit Groups, following “grant to the” insert “West”.

Conference Committee Supplemental Budget Amendment No. 2

On page 10 of Supplemental Budget No. 5, under the heading Board of Public Works – Capital Appropriation, in Item 23, program D06E02.01 Public Works Capital Appropriation, add the following language to the general fund appropriation “, provided that it is the intent of the General Assembly that the State commitment to this project totals \$175,000,000.”.

Conference Committee Supplemental Budget Amendment No. 3

On page 17 of Supplemental Budget No. 5, under the heading Department of Budget and Management, in Item 59, program F10A02.08 Statewide Expenses, add the following language to the federal fund appropriation “, provided that Level 1 Response Pay be paid to eligible employees retroactive to September 8, 2020, and going forward through June 30, 2021, and that Level 2 Response Pay continue through June 30, 2021.”.

Conference Committee Supplemental Budget Amendment No. 4

On page 18 of Supplemental Budget No. 5, under the heading Department of Budget and Management, in Item 60, program F10A02.08 Statewide Expenses, add the following language to the federal fund appropriation “, provided that eligible employees continue to be paid Level 1 Response Pay and Level 2 Response Pay through December 31, 2021.”.

Conference Committee Supplemental Budget Amendment No. 5

On page 20 of Supplemental Budget No. 5, under the heading Department of Natural Resources, in Item 69, program K00A12.06 Monitoring and Ecosystem Assessment, add the following language to the general fund appropriation “, provided that \$1,000,000 of this appropriation made for the purpose of the State Lakes Protection and Restoration Fund to support lake maintenance projects may not be used for that purpose but instead may be used only for a pilot dredging project at Deep Creek Lake. 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.”.

Conference Committee Supplemental Budget Amendment No. 6

On page 33 of Supplemental Budget No. 5, under the heading Maryland Department of Labor, in Item 133, program P00G01.07 Workforce Development, add the following language to the federal fund appropriation “, provided that the Maryland Department of Labor shall distribute funds directly to local workforce development boards according to the same formula used to distribute fiscal year 2022 Federal Workforce Innovation and Opportunity Act adult funds to local workforce areas.”.

Conference Committee Supplemental Budget Amendment No. 7

On page 36 of Supplemental Budget No. 5, under the heading of State Department of Education, in Item 146, program R00A02.60 Blueprint for Maryland’s Future Grant Program, add the following language to the federal fund appropriation “, provided that \$25,000,000 of this appropriation made for the purpose of providing grants for summer school programs for those students most affected by learning loss shall be distributed based on each local education agency’s proportionate share of the total fiscal 2021 Compensatory Education funding and used in accordance with Section 4 of HB 1372, contingent on the enactment of HB 1372.”.

Conference Committee Supplemental Budget Amendment No. 8

On page 36 of Supplemental Budget No. 5, under the heading of State Department of Education, in Item 147, program R00A02.60 Blueprint for Maryland’s Future Grant Program, add the following language to the federal fund appropriation “, provided that \$10,000,000 of this appropriation made for the purpose of providing grants for summer school programs to identify and support students dealing with trauma and behavioral health issues as a result of the COVID-19 public health crisis shall be distributed based on each local education agency’s proportionate share of the total fiscal 2021 State Share of the Foundation funding and used in accordance with Section 5 of HB 1372, contingent on the enactment of HB 1372.”.

Conference Committee Supplemental Budget Amendment No. 9

On page 36 of Supplemental Budget No. 5, under the heading of State Department of Education, in Item 148, program R00A02.60 Blueprint for Maryland’s Future Grant Program, add the following language to the federal fund appropriation “, provided that \$10,000,000 of this appropriation made for the purpose of providing grants to help schools safely reopen for in-person instruction shall be distributed based on each local education agency’s proportionate share of the total fiscal 2021 State Share of the Foundation funding. Further provided that priority shall be given to school systems that have a plan for reopening.”.

Conference Committee Supplemental Budget Amendment No. 10

On page 36 of Supplemental Budget No. 5, under the heading of State Department of Education, in Item 149, program R00A02.60 Blueprint for Maryland's Future Grant Program, add the following language to the federal fund appropriation ", provided that \$25,000,000 of this appropriation made for the purpose of providing grants for summer school programs for those students most affected by learning loss shall be distributed based on each local education agency's proportionate share of the total fiscal 2021 Compensatory Education funding and used in accordance with Section 4 of HB 1372, contingent on the enactment of HB 1372.".

Conference Committee Supplemental Budget Amendment No. 11

On page 37 of Supplemental Budget No. 5, under the heading of State Department of Education, in Item 150, program R00A02.60 Blueprint for Maryland's Future Grant Program, add the following language to the federal fund appropriation ", provided that \$15,000,000 of this appropriation made for the purpose of providing grants to identify and support students dealing with trauma and behavioral health issues as a result of the COVID-19 public health crisis shall be distributed based on each local education agency's proportionate share of the total fiscal 2021 State Share of the Foundation funding and used in accordance with Section 5 of HB 1372, contingent on the enactment of HB 1372.".

Conference Committee Supplemental Budget Amendment No. 12

On page 37 of Supplemental Budget No. 5, under the heading of State Department of Education, in Item 151, program R00A02.60 Blueprint for Maryland's Future Grant Program, add the following language to the federal fund appropriation ", provided that \$20,000,000 of this appropriation made for the purpose of providing additional transitional supplemental instruction shall be distributed based on each local education agency's proportionate share of total fiscal 2021 transitional supplemental instruction funding.".

Conference Committee Supplemental Budget Amendment No. 13

On page 37 of Supplemental Budget No. 5, under the heading of State Department of Education, in Item 152, program R00A02.60 Blueprint for Maryland's Future Grant Program, add the following language to the federal fund appropriation ", provided that \$151,575,818 of this appropriation made for the purpose of Supplemental Instruction and Tutoring shall be distributed as follows: two-thirds of this appropriation based on each local education agency's proportionate share of the total fiscal 2021 Compensatory Education funding, and one-third of this appropriation based on each local education agency's proportionate share of the total fiscal 2021 State Share of the Foundation funding, and used in accordance with Section 4 of HB 1372, contingent on the enactment of HB 1372.".

Conference Committee Supplemental Budget Amendment No. 14

On page 38 of Supplemental Budget No. 5, under the heading State Department of Education, in Item 157, program R00A07.02 Capital Appropriation – Interagency Commission on School Construction, add the following language to the general fund appropriation “, provided that these funds may only be used for the purpose of making grants for school security improvements and shall be distributed to county boards in accordance with § 5–317 of the Education Article. Further provided that funds shall be administered by the Maryland Center for School Safety.”.

Conference Committee Supplemental Budget Amendment No. 15

On page 38 of Supplemental Budget No. 5, under the heading State Department of Education, in Item 158, program R00A07.02 Capital Appropriation – Interagency Commission on School Construction, add the following language to the general fund appropriation, “, grants may be provided only to nonpublic schools that were eligible to participate in Aid to Non–Public Schools R00A03.04 (for the purchase of textbooks or computer hardware and software for loans to students in eligible nonpublic schools) during the 2020–2021 school year or nonpublic schools that serve students with disabilities through the Non–Public Placement Program R00A02.07 Subprogram 0762, with a maximum amount of \$65 per eligible nonpublic school student for participating schools, except that at schools where at least 20% of the students are eligible for the free or reduced–price meal program or for schools that service students with disabilities though the Non–Public Placement Program, there shall be a distribution of \$85 per student and no individual school may receive less than \$5,000. Payment for work completed under this program will be through reimbursement to the grant recipient. Further provided that these grants will be administered by the Maryland Center for School Safety.”.

Conference Committee Supplemental Budget Amendment No. 16

On page 45 of Supplemental Budget No. 5, under the heading State Reserve Fund, in Item 188, program Y01A02.01 Dedicated Purpose Account, add the following language to the general fund appropriation “, provided that \$50,000,000 of this appropriation made for the purpose of relocation of agencies from State Center may be expended only for the purpose of relocating agencies into other locations in Baltimore City. 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.”.

Conference Committee Supplemental Budget Amendment No. 17

On page 45 of Supplemental Budget No. 5, under the heading State Reserve Fund, in Item 189, program Y01A02.01 Dedicated Purpose Account, add the following language to the federal fund appropriation “, provided that these funds shall be administered by the office established by HB 97 or SB 66, contingent on the enactment of HB 97 or SB 66.”.

Conference Committee Supplemental Budget Amendment No. 18

On page 46 of Supplemental Budget No. 5, under the heading State Reserve Fund, in Item 192, program Y01A02.01 Dedicated Purpose Account, add the following language to the federal fund appropriation “, provided that these funds shall be administered by the office established by HB 97 or SB 66, contingent on the enactment of HB 97 or SB 66.”.

Conference Committee Supplemental Budget Amendment No. 19

On page 46 of Supplemental Budget No. 5, under the heading State Reserve Fund, in Item 195, program Y01A02.01 Dedicated Purpose Account, add the following language to the federal fund appropriation “, provided that these funds shall be administered by the office established by HB 97 or SB 66, contingent on the enactment of HB 97 or SB 66.”.

Conference Committee Supplemental Budget Amendment No. 20

On page 47 of Supplemental Budget No. 5, under the heading State Reserve Fund, in Item 199, program Y01A02.01 Dedicated Purpose Account, add the following language to the federal fund appropriation “, provided that the Maryland Department of Labor shall distribute funds directly to local workforce development boards according to the same formula used to distribute fiscal year 2022 Federal Workforce Innovation and Opportunity Act adult funds to local workforce areas.”.

Conference Committee Technical Amendment No. 1

On page 7 of the Committee Reprint, under the heading Office of the Attorney General, in program C81C00.05 Consumer Protection Division, strike beginning with “, provided” in line 2 down through “program” in line 7; and on page 16, under the heading Governor’s Office of Crime Prevention, Youth, and Victim Services, in line 30 following “shall” insert “be canceled or”; and on page 40, under the heading State Department of Assessments and Taxation, in program E50C00.02 Real Property Valuation, strike beginning with “, provided” in line 25 down through “amount” in line 35; and on page 41, under the heading State Department of Assessments and Taxation, in program E50C00.04 Office of Information Technology, strike beginning with “,

Conference Committee Amendments

provided” in line 2 down through “amount” in line 12; and on the same page, under the heading State Department of Assessments and Taxation, in program E50C00.05 Business Property Valuation, strike beginning with “, provided” in line 16 down through “amount” in line 26; and on page 50, under the heading Office of Facilities Operation and Maintenance, in program H00C01.01 Facilities Operation and Maintenance, strike beginning with “, provided” in line 23 down through “Taxes” in line 28; and on page 72, under the heading Land Acquisition and Planning, in program K00A05.10 Outdoor Recreation Land Loan, strike beginning with “Further provided” in line 18 down through “bonds.” in line 23; and on page 79, under the heading Office of the Secretary, in program L00A11.11 Capital Appropriation, strike beginning with “, provided” in line 29 down through “bonds” in line 35; and on page 89, under the heading Deputy Secretary for Public Health Services, in program M00F01.01 Executive Direction, strike beginning with “, provided” in line 15 down through “Pharmacy” in line 20; and on the same page, under the heading Deputy Secretary for Public Health Services, in program M00F01.01 Executive Direction, strike beginning with “Authorization” in line 21 down through “amount.” in line 24; and on page 94, under the heading Behavioral Health Administration, in program M00L01.02 Community Services, in line 1 strike “\$6,000,000” and substitute “\$2,000,000”, and in line 5 strike “\$2,000,000” and substitute “\$1,500,000”; and on page 106, under the heading Medical Care Programs Administration, in program M00Q01.03 Medical Care Provider Reimbursements, strike beginning with “Further provided” in line 4 down through “2022.” in line 8; and on the same page, under the heading Medical Care Programs Administration, in program M00Q01.03 Medical Care Provider Reimbursements, strike beginning with “Authorization” in line 18 down through “amount.” in line 21; and on page 165, under the heading Maryland Public Broadcasting Commission, in program R15P00.02 Administration and Support Services, strike beginning with “, provided” in line 8 down through “session” in line 13; and on page 168, under the heading Maryland Higher Education Commission, in program R62I00.03 Joseph A. Sellinger Formula for Aid to Non-Public Institutions of Higher Education, strike beginning with “, provided” in line 21 down through “appropriation” in line 27; and on the same page, under the heading Maryland Higher Education Commission, in program R62I00.05 The Senator John A. Cade Funding Formula for the Distribution of Funds to Community Colleges, strike beginning with “, provided” in line 31 down through “growth” in line 37; and on page 170, under the heading Maryland Higher Education Commission, in program R62I00.27 Maryland Loan Assistance Repayment Program for Foster Care Recipients, strike beginning with “, provided” in line 20 down through “funding” in line 29; and on page 183, under the heading Division of Tourism, Film and the Arts, in program T00G00.05 Maryland State Arts Council, strike beginning with “, provided” in line 27 down through “appropriation” in line 31; and on page 199, under the heading State Reserve Fund, in program Y01A01.01 Revenue Stabilization Account, strike beginning with “, provided” in line 3 down through “revenues” in line 8; and on the same page, under the heading State Reserve Fund, in program Y01A02.01 Dedicated Purpose Account, strike beginning with “Further provided” in line 29 down through “contributions” in line 39; and on page 217, under the heading Medical Care Programs Administration, in program M00Q01.03 Medical Care Provider Reimbursements, strike beginning with “and” in line 1 down through “respectively,” in line 3 and substitute “increase of \$10,000,00”, and in line 4 strike beginning with “, provided” down through “Assessment” in line 7; and on page 267, under the heading Section 41, in line 26 following “and shall” insert “be canceled or”; and on page 272, under the heading Section 48, in line 6 strike “48.” and substitute “49.”; and on the same page, under the heading Section 49, in line 12 strike “49.” and substitute

Conference Committee Amendments

“50.”; and on page 348, under the heading Amendments to House Bill 588/Senate Bill 491 (First Reading File Bill), strike beginning with “Amendment No. 5:” in line 24 down through “colleges.” in line 27.

Conference Committee Supplemental Budget Technical Amendment No. 1

On page 48 of Supplemental Budget No. 5, under the heading Amendments to House Bill 588/Senate Bill 491 (First Reading File Bill), in Amendment No. 1 following “insert” strike “North Avenue Development Authority” and substitute “West North Avenue Development Authority”; and on the same page, strike in its entirety “Amendment No. 2” down through “City of Annapolis.”; and on page 49 of Supplemental Budget No. 5, under the heading Amendments to House Bill 588/Senate Bill 491 (First Reading File Bill), in Amendment No. 9 strike “312,820,000” and substitute “317,820,000”; and on the same page, in Amendment No. 10 strike “On page 150, strike line 8 and line 15 through line 23.” and substitute “On page 150, strike line 8, and in line 13 strike “4,614,034” and substitute “1,144,974”, and strike in their entirety lines 15 through 22.”; and on the same page, in Amendment No. 12 strike “SECTION 21.” and substitute “SECTION 48.”; and on the same page, in Amendment No. 12 strike beginning with “On the same page,” down through “(23), respectively.”; and on page 32 of Supplemental Budget No. 5, under the heading Department of Human Services, in Item 129, following “HB 606” insert “or SB 392”; and on the same page, in Item 130, following “HB 606” insert “or SB 392”.

House/Senate Differences on HB 588
Senate Amendments

Budget Code	Fund	Report Page	Amd. No.	Description	House Reduction	Senate Reduction	Final Reduction	Conference Position
C00A00	GF	1	1	Judiciary – Restores 3.5% merit increase funding.	13,700,243	6,168,826	\$6,168,826	Adopt Senate with modification to add funding for appointed attorneys and to modify a report
C00A00	SF	1	1	Judiciary – Restores 3.5% merit increase funding.	842,065	340,012	\$340,012	(Amendment 1 cont.)
C00A0004	GF	2	2	Judiciary – Reduces funding for capital improvement projects.		500,000	\$0	House Position
C81C0005	GF	6	3	Office of the Attorney General (OAG) – Technical amendment modifying contingent reduction.				House Position
C81C0014	GF	6	4	OAG – Increases turnover on one new position to 25%.		22,127	\$0	House Position
C90G0001	SF	8	5	Public Service Commission – Increase turnover from 4% to 6%.		290,993	\$0	House Position
D13A1308	SF	16	6	Maryland Energy Administration – Strikes language restricting funds from the Maryland Gas Expansion Fund to be used for bill payment assistance.				House Position with modification to restrict \$18.82 million for bill pay assistance, leaving \$7.5 million unrestricted
D21A	0	20	7	Governor’s Office of Crime Prevention, Youth, and Victim Services (GOCPYVS) – Restricts \$100,000 in grant funds to be used for the Boys and Girls Clubs of Southern Maryland.				Adopt Senate
D21A0101	GF	20	8	GOCPYVS – Adds language indicating intent on how quasi-state entities should be categorized for purposes of awarding federal Victims of Crimes Act grants.				Adopt Senate
D40W0110	GF	35	9	Planning – Restricts funding pending conversion of a contractual position to a regular position in the Historic Revitalization Tax Credit Program and submission of a staffing report.				Adopt Senate

Budget Code	Fund	Report Page	Amd. No.	Description	House Reduction	Senate Reduction	Final Reduction	Conference Position
D50H0106	FF	37	10	Maryland Emergency Management Agency – Adds language stating intent that a task force on preventing domestic terrorism be convened and restricts funds pending a report on how Homeland Security Grant Program funds have been expended.				Adopt Senate with modification to restrict funds pending a report on Amoss Fund disbursements
D53T0001	SF	39	11	Maryland Institute for Emergency Medical Services Systems – Restricts funds pending a report on the State’s response to the COVID-19 pandemic.				House Position
E00A0101	GF	45	12	Comptroller – Partially restores funding for turnover.	1,028,150	514,075	\$514,075	Adopt Senate with modification to restrict funds for oversight of federal and State stimulus funds and to add a reporting requirement
2 E00A0101	SF	45	12	Comptroller – Partially restores funding for turnover.	97,770		\$0	(Amendment 12 cont.)
E75D0001	SF	49	13	Lottery – Partially restores funding for advertising.	3,000,000	2,000,000	\$2,000,000	Adopt Senate
F50B0401	GF	54	14	Department of Information Technology – Adds language stating intent that State websites display names, titles and photos of Secretaries and Deputy Secretaries and restricts funds pending a report.				Adopt Senate
J00A0401	SF	66	15	Maryland Department of Transportation (MDOT) – Modifies language to increase debt outstanding limit by \$200 million.				Adopt Senate
J00B0101	0	69	16	MDOT – Modifies intent language on suicide barriers on bridges to include Maryland State Highway Administration.				Adopt Senate
J00B0101	SF	70	17	MDOT – Restricts funds for system preservation and minor projects to be used for the Southern Maryland Rapid Transit project contingent on the project receiving a federal BUILD grant.				Adopt Senate with modification to allow receipt of any federal grant to satisfy the contingency
J00E0001	SF	72	18	MDOT – Restricts funds pending a report on modernization of Vehicle Emissions Inspection Program.				Adopt Senate

Budget Code	Fund	Report Page	Amd. No.	Description	House Reduction	Senate Reduction	Final Reduction	Conference Position
J00H01.01	SF	75	19	MDOT – Restricts funds pending a report on expanding bus service to Tradepoint Atlantic.				Adopt Senate with modification to restrict funds pending a report on truck tolls
J00H01.01	SF	75	20	MDOT – Restricts funds pending a report on adding a MARC station in East Baltimore.				Adopt Senate
J00I0002	SF	76	21	MDOT – Restricts funds pending a report on helicopter noise mitigation at Martin State Airport.				Adopt Senate
K00A0510	SF	80	22	Department of Natural Resources (DNR) – Restricts \$5 million of Prince George’s County’s Program Open Space local funding pending submission of evidence that a loan agreement, ground lease, and permits relating to a capital project have been executed.				Adopt Senate
K00A1205	SF	81	23	DNR – Strikes language restricting funds for a vendor to do a coal combustion by-products study and report on it.				Adopt Senate
M00A0101	GF	85	24	Maryland Department of Health (MDH) – Modifies language to reduce the amount of funds restricted pending a report on the opening and operation of a mass COVID-19 vaccination site in Montgomery County.				Strike language entirely
M00L0102	GF	92	25	MDH – Amends language to reduce the amount of the contingent reduction related to transfer of fund balance from the Maryland Medical Cannabis Commission.				Adopt Senate
M00L0102	GF	93	26	MDH – Amends language to reduce the amount of the contingent reduction related to transfer of fund balance from the State Board of Examiners of Professional Counselors and Therapists.				Adopt Senate
M00L0102	GF	93	27	MDH – Strikes language making a contingent reduction related to transfer of fund balance from the State Board of Examiners of Psychologists.				Adopt Senate

Budget Code	Fund	Report Page	Amd. No.	Description	House Reduction	Senate Reduction	Final Reduction	Conference Position
M00M0101	GF	96	28	Developmental Disabilities Administration (DDA) – Modifies language restricting funds pending a report on community service utilization data and spending forecasts to add a provision on information regarding the transition to the Long Term Supports and Services Tracking System.				Adopt Senate
M00M0102	FF	99	29	DDA – Prohibits budgetary transfer of enhanced federal match attained through DDA programs; requires DDA to account for these federal funds separately from other Medicaid funds; and restricts at least 75% of enhanced match funds to provide a one-time rate increase to community providers.				Adopt Senate
M00Q	FF	102	30	Medicaid – Prohibits budgetary transfer of a certain enhanced federal match attained through Medicaid programs; requires Medicaid to account for these federal funds separately from other Medicaid funds; and restricts at least 75% of enhanced match funds to provide a one-time rate increase to home- and community-based providers.				Adopt Senate
M00Q0103	GF	103	31	Medicaid – Reduces the reduction based on the availability of special funds from the Cigarette Restitution Fund.	330,193,849	329,753,849	326,850,000	Adopt Senate with modification to restore general funds
M00Q0103	SF	104	32	Medicaid – Modifies language to reduce the amount that may be transferred from the Cigarette Restitution Fund by budget amendment to support Medicaid provider reimbursements.				Adopt Senate with technical change
M00Q0110	0	107	33	Medicaid Behavioral Health Administration (BHA) – Prohibits budgetary transfer of enhanced federal match attained through MDH BHA programs; requires BHA to account for these federal funds separately from other Medicaid funds; and restricts funds pending a report on the use of enhanced match funds.				Adopt Senate

Budget Code	Fund	Report Page	Amd. No.	Description	House Reduction	Senate Reduction	Final Reduction	Conference Position
M00R0103	SF	110	34	Health Resource Commission (HRC) – Strikes the contingent reduction to the Community HRC.				Adopt Senate
P00A0101	GF	130	35	Labor – BEACON Unemployment Insurance Mobile Application Report.				Adopt Senate
Q00A	GF	132	36	Department of Public Safety and Correctional Services (DPSCS) – Strike language restricting funds for the continued operations of prerelease units.				Adopt Senate
Q00A0101	GF	133	37	DPSCS – Restricts funds pending a report on inmate medical care during COVID-19.				Adopt Senate
Q00C0201	GF	140	38	DPSCS – Restricts funds pending submission of murder-involved supervisees report.				Adopt Senate
Q00T0301	GF	142	39	DPSCS – Increase budgeted turnover to match vacancy trends.		2,000,000	\$0	House Position
Q00T0404	GF	146	40	DPSCS – Strikes language restricting funds pending a report on substance use disorder treatment at DPSCS facilities.				House Position
R00A0101	GF	147	41	Maryland State Department of Education (MSDE) – Restricts funds pending report on Maryland School for the Deaf.				Adopt Senate
R00A0207	GF	152	42	MSDE – Restricts funds to establish a State grant for Adult High School Pilot program.				House Position
R00A0260	SF	160	43	MSDE – Amends contingent language.				House Position with modification to express intent on a federal fund disbursement to certain schools
R00A0260	SF	160	44	MSDE – Strikes authorization for budget amendment to the MSDE Financial System from Blueprint Fund.				Adopt Senate
R00A0305	SF	169	45	MSDE – Strikes language limiting the Broadening Options and Opportunities for Students Today (BOOST) program to current students or their siblings.				Adopt Senate

Budget Code	Fund	Report Page	Amd. No.	Description	House Reduction	Senate Reduction	Final Reduction	Conference Position
R00A0305	SF	170	46	MDSE – Level funds BOOST for fiscal 2022.	3,343,849	2,903,849	0	Adopt Senate with modification to restore funding
R30B2300	CUF	176	47	Bowie State – Restricts funds for the Center for Law, Social Justice and Civic Engagement.				Adopt Senate
R75T0001	GF	183	48	Higher Education – Restricts funds for the Center for Law, Social Justice and Civic Engagement.				Adopt Senate
T00A0001	GF	189	49	Commerce – Restricts funds pending a report on the amount of funding provided by the Department of Commerce to Lockheed Martin.				Adopt Senate
U00A0111	SF	192	50	Environment – Reduces the amount of fiscal 2022 Bay Restoration Fund PAYGO funding authorized to be used for the Valley Proteins Wastewater Treatment Plan System Enhanced Nutrient Removal Upgrade project.				Adopt Senate
U00A0401	GF	193	51	Environment – Restricts funds pending submission of an updated Groundwater Protection Program report.				Adopt Senate with modification to specify that testing be conducted to identify residential well contamination and to alter the due date of a report
U00A0401	GF	194	52	Environment – Restricts funds pending a report on PFAS chemicals.				Adopt Senate
W00A0101	GF	200	53	State Police – Restricts funds pending action plan to improve diversity.				Adopt Senate
W00A0103	GF	202	54	State Police – Increase turnover expectancy for new positions.		256,101	\$0	House Position
Y01A0201	GF	204	55	State Reserve Fund – Amends authorization for use of funds to include protection of and restoration of State-owned lakes from the Dedicated Purpose Account.				Adopt Senate with modification to alter the amount restricted and specify a project

Budget Code	Fund	Report Page	Amd. No.	Description	House Reduction	Senate Reduction	Final Reduction	Conference Position
N00G0001	GF	207	56	Department of Human Services (DHS) – Partially restore a general fund deficiency appropriation for foster care maintenance payments.	1,543,103	771,552	\$1,543,103	House Position
Section 30	0	222	57	Strikes a portion of the section pertaining to the budget amendment process for certain federal funds.				Adopt Senate
Section 40	0	230	58	Amends a section to ensure at least 25% of State fleet passenger car purchases are zero emission for fiscal 2022.				Adopt Senate
Section 41	0	230	59	Amends a section to increase the amount of funding restricted pending a report on workers' compensation and adds the Chesapeake Employers Insurance Company to the reporting requirements.				House Position with modification to restrict funds for specific grants
Section 44	0	233	60	Amends a section to require DHS to be the lead agency on a joint report.				Adopt Senate
Section 47	0	237	61	Strikes a section on Maryland Transit Administration operations.				Adopt Senate
Section 47	0	238	62	Adds a section restricting funds pending a report on agencies with multiple Personally Identifiable Information audit findings.				Adopt Senate with modification to include all cybersecurity audit findings, not just findings related to Personally Identifiable Information and to add funding and positions to the Department of Legislative Services to conduct certain studies
R00A0260	SF	241	63	MSDE – Strikes contingent language on the fiscal 2021 supplemental appropriation for summer school programs for students most affected by learning loss.				Strike language entirely

Budget Code	Fund	Report Page	Amd. No.	Description	House Reduction	Senate Reduction	Final Reduction	Conference Position
R00A0260	SF	241	64	MSDE – Strikes contingent language on the fiscal 2021 supplemental appropriation for summer school programs to identify and support students dealing with trauma and behavioral health issues as a result of COVID-19 crisis.				Strike language entirely
R00A0260	SF	241	65	MSDE – Strikes contingent language on the fiscal 2021 supplemental appropriation providing funding for safe reopening of in-person instruction.				Strike language entirely
R00A0260	SF	243	66	MSDE – Strikes contingent language on the fiscal 2022 supplemental appropriation for summer school programs for students most affected by learning loss.				Strike language entirely
R00A0260	SF	243	67	MSDE – Strikes contingent language on the fiscal 2022 supplemental appropriation for summer school programs to identify and support students dealing with trauma and behavioral health issues as a result of the COVID-19 crisis.				Strike language entirely
R00A0260	SF	243	68	MSDE – Strikes contingent language on the fiscal 2022 supplemental appropriation to provide additional transitional supplemental instruction to students most affected by learning loss, including special education and English learners programs.				Strike language entirely
D26A0703	FF	244	69	Aging – Restricts federal funding for the home-delivered meals program provided in Supplemental Budget No. 2 for fiscal 2021 to only be used at the discretion of the local Areas Agencies on Aging.				Adopt Senate
D26A0703	FF	244	70	Aging – Restricts federal funding for the home-delivered meals program provided in Supplemental Budget No. 2 for fiscal 2022 to only be used at the discretion of the local Areas Agencies on Aging.				Adopt Senate

Budget Code	Fund	Report Page	Amd. No.	Description	House Reduction	Senate Reduction	Final Reduction	Conference Position
M00F0301	FF	246	71	MDH – Adds intent language and requires a report on equitable COVID-19 vaccine distribution to the fiscal 2021 federal fund deficiency provided in Supplemental Budget No. 2.				Adopt Senate
M00F0301	FF	248	72	MDH – Adds intent language and requires a report on equitable COVID-19 vaccine distribution to the fiscal 2022 federal funds provided in Supplemental Budget No. 2.				Adopt Senate
P00H0101	GF	250	73	Labor – Increases the amount restricted in the fiscal 2021 deficiency for interest payments for the purposes of Stem Cell Research, the Autism Waiver program, and the Montgomery County Agricultural Center.				Strike language entirely
R00A0101	GF	251	74	MSDE – Increases turnover on new positions.		30,000	423,082	Reject Senate Position with modification to delete 3 positions and operating expenses and add a reporting requirement
R75T0001	GF	252	75	University System of Maryland – Restricts funds pending a report on the impact funding will have on health professions and public health programs at each institution receiving funds.				Reject Senate Position