

By: Delegate R. Baker

Requested: November 15, 1995

Introduced and read first time: January 10, 1996

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Distribution of Lottery Proceeds - Public Schools**

3 FOR the purpose of requiring the State Lottery Agency to distribute a certain percentage
4 of lottery proceeds to all the public school systems in the State; requiring that public
5 school systems use the money that is distributed only for certain purposes;
6 specifying that the money distributed under this Act is intended to provide
7 additional revenue for public school systems and may not supplant any other
8 appropriation to public school systems; defining a term; and generally relating to
9 the distribution of lottery proceeds to public school systems in the State.

10 BY repealing and reenacting, with amendments,
11 Article - State Government
12 Section 9-120(b)
13 Annotated Code of Maryland
14 (1995 Replacement Volume)

15 BY adding to
16 Article - State Government
17 Section 9-120.2
18 Annotated Code of Maryland
19 (1995 Replacement Volume)

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

22 **Article - State Government**

23 9-120.

24 (b) (1) IN THIS SUBSECTION, "PUBLIC SCHOOL SYSTEM" MEANS THE
25 COLLECTION OF PUBLIC ELEMENTARY AND SECONDARY EDUCATION SCHOOLS
26 UNDER THE CONTROL OF A COUNTY BOARD OF EDUCATION OR THE BOARD OF
27 SCHOOL COMMISSIONERS OF BALTIMORE CITY.

28 (2) Promptly after the 1st day of each month, the Comptroller shall pay:

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1 (i) into the Maryland Stadium Facilities Fund the money that remains
2 in the State Lottery Fund from the proceeds of the sports lotteries conducted for the
3 benefit of the Maryland Stadium Authority, after the distribution undersubsection (a) of
4 this section; [and]

5 (II) SUBJECT TO § 9-120.2 OF THIS SUBTITLE, TO ALL THE PUBLIC
6 SCHOOL SYSTEMS IN THE STATE, AN AGGREGATE AMOUNT TOTALLING 20% OF THE
7 MONEY THAT REMAINS IN THE STATE LOTTERY FUND FROM THE PROCEEDS OF ALL
8 OTHER LOTTERIES AFTER THE DISTRIBUTION UNDER SUBSECTION (A) OF THIS
9 SECTION; AND

10 [(ii)] (III) into the General Fund of the State the money that remains in
11 the State Lottery Fund from the proceeds of all other lotteries after the [distribution
12 under subsection (a)] DISTRIBUTIONS UNDER SUBSECTIONS (A) AND (B)(1)(II) of this
13 section.

14 [(2)] (3) The money paid into the General Fund under this subsection is
15 available in the fiscal year in which the money accumulates in the State Lottery Fund.

16 9-120.2.

17 (A) IN THIS SECTION, "PUBLIC SCHOOL SYSTEM" MEANS THE COLLECTION OF
18 PUBLIC ELEMENTARY AND SECONDARY EDUCATION SCHOOLS UNDER THE
19 CONTROL OF A COUNTY BOARD OF EDUCATION OR THE BOARD OF SCHOOL
20 COMMISSIONERS OF BALTIMORE CITY.

21 (B) THE SHARE OF PROCEEDS TO WHICH AN INDIVIDUAL PUBLIC SCHOOL
22 SYSTEM IS ENTITLED UNDER THE DISTRIBUTION REQUIREMENT UNDER §
23 9-120(B)(1)(II) OF THIS SUBTITLE SHALL BE PROPORTIONATE TO THE AMOUNT OF
24 SALES OF LOTTERY TICKETS MADE IN THE COUNTY IN WHICH THE SCHOOL SYSTEM
25 IS LOCATED.

26 (C) A PUBLIC SCHOOL SYSTEM SHALL USE THE MONEY DISTRIBUTED UNDER
27 § 9-120(B)(1)(II) OF THIS SUBTITLE ONLY FOR:

28 (1) CLASSROOM AIDES AND STUDENT SUPPORT STAFF; OR

29 (2) INSTRUCTIONAL MATERIALS.

30 (D) A DISTRIBUTION UNDER § 9-120(B)(1)(II) OF THIS SUBTITLE IS INTENDED
31 TO PROVIDE ADDITIONAL REVENUE FOR PUBLIC SCHOOL SYSTEMS AND MAY NOT
32 SUPPLANT ANY OTHER DISTRIBUTION OF LOTTERY PROCEEDS TO PUBLIC SCHOOL
33 SYSTEMS.

34 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
35 October 1, 1996.