

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL NO. 507

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “designations;” insert “requiring the Board to report annually to the Governor and the General Assembly;”; strike beginning with “specifying” in line 13 down through “purposes;” in line 14; and in line 19, strike “and (g)(1)”.

AMENDMENT NO. 2

On page 2, in line 33, strike “1.”; in line 37, strike “\$5” and “\$6” and substitute “\$7” and “\$9”, respectively; in line 38, strike “\$7”, and “\$8” and substitute “\$9” and “\$9”, respectively, and in line 38, strike the scored semicolon and substitute a period.

On pages 2 and 3, strike in their entirety the lines beginning with line 39 on page 2 through line 11 on page 3, inclusive.

On page 3, in line 12, strike “3.” and substitute “FOR FISCAL YEAR 2003 AND EACH FISCAL YEAR THEREAFTER, FUNDS MAY BE TRANSFERRED TO THE RURAL LEGACY PROGRAM AS PROVIDED IN THE STATE BUDGET, OF WHICH UP TO \$2 MILLION MAY BE USED TO PURCHASE ZERO COUPON BONDS FOR EASEMENTS.”.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 15 through 26, inclusive.

On page 4, in line 22, after “STATE,” insert “AND”; and strike beginning with the second “THE” in line 28 down through the second “ARTICLE” in line 30 and substitute “:”

(1) FUNDS DISTRIBUTED PURSUANT TO § 13-209 OF THE TAX - PROPERTY ARTICLE AND § 5-903 OF THIS ARTICLE; AND

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(2) THE SALE OF BONDS".

On page 5, strike beginning with "AS" in line 1 down through "ARTICLE" in line 2 and substitute "THAT:

(1) IS A QUALIFIED ORGANIZATION UNDER § 170(H)(3) OF THE INTERNAL REVENUE CODE AND REGULATIONS ADOPTED UNDER § 170 (H)(3); AND

(2) HAS EXECUTED A COOPERATIVE AGREEMENT WITH THE MARYLAND ENVIRONMENTAL TRUST".

AMENDMENT NO. 4

On page 5, in line 28, after "(B)" insert "(1)"; in line 29, after the period, insert:

(2);

and in line 36, before "ANY" insert "(2)".

On page 6, in line 1, strike "(2)" and substitute "(I)"; in lines 3, 4, 5, 6, 7, and 8, strike "(I)", "(II)", "(III)", "(IV)", "(V)", and "(VI)", respectively, and substitute "1.", "2.", "3.", "4.", "5.", and "6.", respectively; and in line 9, strike "(3)" and substitute "(II)".

On page 7, in line 1, strike "INCLUDING RARE, THREATENED, OR ENDANGERED SPECIES."; strike beginning with "AND" in line 11 down through "RESOURCES" in line 13; and in line 21, strike "AND THE PROTECTION OF CULTURAL RESOURCES".

AMENDMENT NO. 5

On page 8, strike beginning with "CONSULT" in line 29 down through "CONSULTATION" in line 31 and substitute "HAVE 45 DAYS TO REVIEW AND COMMENT ON THE APPLICATION BEFORE THE APPLICATION IS SUBMITTED TO THE BOARD"; in line 32, after "(F)" insert "(1)"; in line 33, strike ", AND" and substitute ".

(2);

and in line 33, after "APPROVE" insert "OR AMEND".

On page 9, in line 8, after "(K)" insert "ALL EASEMENT ACQUISITIONS MUST BE

RECORDED AMONG THE LAND RECORDS WHERE THE REAL PROPERTY IS LOCATED.

(L) STATE OR LOCAL CONDEMNATION AUTHORITY MAY NOT BE USED TO ACQUIRE REAL PROPERTY INTERESTS UNDER THIS PROGRAM.

(M) FUNDS MAY BE USED TO PROTECT HISTORIC SITES OR SIGNIFICANT ARCHEOLOGICAL AREAS IF THE SPONSOR IS ACQUIRING REAL PROPERTY INTERESTS THROUGH A FEE ESTATE PURCHASE.

(N)”;

strike in their entirety lines 11 and 12; and strike beginning with “ADMINISTRATIVE” in line 21 down through “EASEMENT” in line 22 and substitute “:

(I) ADMINISTRATIVE COSTS, NOT TO EXCEED 3 PERCENT OF THE GRANT AMOUNT; AND

(II) PROGRAM COMPLIANCE COSTS FOR MONITORING EASEMENTS, AS STATED IN THE GRANT AGREEMENT”.

AMENDMENT NO. 6

On page 10, in line 31, strike “11” and substitute “10”.

On page 11, strike beginning with “REPRESENTATIVE” in line 7 down through “INDUSTRY” in line 8 and substitute “PRIVATE LANDOWNER”; in line 8, after the semicolon insert “AND”; and strike beginning with “NONPROFIT” in line 9 down through the second “A” in line 11.

On page 12, in line 24, strike “30%” and substitute “60%”; in line 25, after the scored semicolon insert “AND”; strike beginning with “; AND” in line 27 down through “ARTICLE” in line 29; in line 30, after “2.” insert “AND BE IT FURTHER ENACTED, That, to the extent provisions of this Act provide for an allocation of funds different from that provided for in the Budget Bill Chapter of the Acts of 1997 (H.B.175), it is the intent of the General Assembly that

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the allocation provided under this Act shall control. The Governor is hereby authorized to transfer funds by approved budget amendment to the extent required to effect the fund allocation provided under this Act.

Section 3.”;

in line 34, strike “3” and substitute “2”; and in line 35, strike “3.” and substitute “4.”.