

SENATE BILL 686

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1998 Regular Session
8r1770

By: **Senators Trotter, Derr, Madden, Bromwell, Dorman, Teitelbaum, Della,
Roesser, Hafer, and Astle**

Introduced and read first time: February 12, 1998

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Welfare Innovation Act of 1998**

3 FOR the purpose of requiring the Secretary of Human Resources to establish a
4 certain performance incentive program for certain employees of local
5 departments of social services by a certain date; specifying the source of
6 payment for pay incentives to be provided under the program; requiring the
7 Secretary to submit a certain implementation plan for the performance
8 incentive program by a certain date; codifying a provision of law related to the
9 use of certain savings involving the Family Investment Program; requiring the
10 Secretary to give priority to and use a certain percentage of funds allocated to
11 demonstration projects for the funding of certain proposals; repealing a
12 provision of law that required the Secretary of Health and Mental Hygiene to
13 apply for a certain waiver; requiring the Department of Human Resources and
14 local departments of social services to execute certain hiring agreements with
15 certain entities doing business with the State for the purpose of hiring Family
16 Investment Program recipients; requiring the Board of Public Works to
17 designate certain procurement contracts as eligible contracts that in conjunction
18 with the award of such contracts a hiring agreement is to be executed; requiring
19 the Department to develop a certain model form; requiring the Department and
20 local departments of social services to submit a certain annual report to certain
21 persons; establishing an exemption from payment of a certain excise tax for
22 vehicles acquired by certain nonprofit entities and the Department and local
23 departments of social services; establishing a certain exemption from payment
24 of a certain excise tax for certain individuals on transfer of a vehicle to an
25 individual from certain persons; requiring the Governor to give priority funding
26 to certain projects; providing for the termination of certain provisions of this Act;
27 providing for the effective date of certain provisions of this Act; defining certain
28 terms; and generally relating to the Family Investment Program.

29 BY repealing and reenacting, with amendments,
30 Article 88A - Department of Human Resources
31 Section 52 and 53
32 Annotated Code of Maryland
33 (1995 Replacement Volume and 1997 Supplement)

1 BY adding to

2 Article 88A - Department of Human Resources
3 Section 53A
4 Annotated Code of Maryland
5 (1995 Replacement Volume and 1997 Supplement)

6 BY repealing

7 Article - Health - General
8 Section 15-103(d)
9 Annotated Code of Maryland
10 (1994 Replacement Volume and 1997 Supplement)

11 BY adding to

12 Article - State Finance and Procurement
13 Section 13-224
14 Annotated Code of Maryland
15 (1995 Replacement Volume and 1997 Supplement)

16 BY repealing

17 Chapter 351 of the Acts of the General Assembly of 1996, as amended by
18 Chapter 593 of the Acts of the General Assembly of 1997
19 Section 11

20 BY repealing and reenacting, with amendments,

21 Article - Transportation
22 Section 13-810(a)(21) and (22) and (c)(7) and (8)
23 Annotated Code of Maryland
24 (1992 Replacement Volume and 1997 Supplement)

25 BY repealing and reenacting, with amendments,

26 Article - Transportation
27 Section 13-810(a)(20) and (21) and (c)(7) and (8)
28 Annotated Code of Maryland
29 (1992 Replacement Volume and 1997 Supplement)
30 (As enacted by Chapter 304 of the Acts of the General Assembly of 1996)

31 BY adding to

32 Article - Transportation
33 Section 13-810(a)(23) and (c)(9)
34 Annotated Code of Maryland
35 (1992 Replacement Volume and 1997 Supplement)

36 BY adding to

1 Article - Transportation
2 Section 13-810(a)(22) and (c)(9)
3 Annotated Code of Maryland
4 (1992 Replacement Volume and 1997 Supplement)
5 (As enacted by Chapter 304 of the Acts of the General Assembly of 1996)

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

8 **Article 88A - Department of Human Resources**

9 52.

10 (a) All assistance granted under this subtitle shall be subject to periodic
11 recertification.

12 (b) During a certification period, the Department may at any time cancel,
13 suspend, or revoke assistance if:

14 (1) The recipient's circumstances have altered sufficiently to warrant
15 cancellation, suspension, or revocation; or

16 (2) The recipient has failed to comply with FIP requirements.

17 (c) (1) Except as provided in paragraph (3) of this subsection, the Governor
18 shall provide sufficient funds under this subtitle to ensure that the value of
19 temporary cash assistance, combined with federal food stamps, is at a minimum equal
20 to 61 percent of the State minimum living level.

21 (2) Except as provided in paragraph (3) of this subsection, the Governor
22 shall provide sufficient funds to maintain the FIP at the level of the Fiscal Year 1997
23 appropriation.

24 (3) The funds under this subsection may be less than the amount
25 described in paragraph (1) or (2) of this subsection if the Governor reports to the
26 General Assembly, in accordance with § 2-1246 of the State Government Article, on
27 the reasons for the reduced funding for temporary cash assistance and food stamps.

28 (4) This subsection does not limit the flexibility of local departments of
29 social services regarding the provision of services.

30 (d) If the Secretary determines during the fiscal year that the funds available
31 for the FIP are insufficient to make payments in accordance with the amount of
32 assistance otherwise established by law, the Secretary shall:

33 (1) Provide for a uniform method of adjusting individual payments;

34 (2) Notify the Joint Committee on Welfare Reform; and

1 (3) Submit emergency regulations, as provided in Title 10, Subtitle 1 of
2 the State Government Article, to implement the adjustment.

3 (E) (1) AS OF JULY 1 OF EACH YEAR, ANY SAVINGS THE DEPARTMENT
4 ANTICIPATES ACHIEVING FROM FUNDS APPROPRIATED TO IT FOR FIP DURING THE
5 CURRENT FISCAL YEAR AS A RESULT OF CASELOAD REDUCTIONS OR OTHER
6 REDUCTIONS IN THE TOTAL AMOUNT OF TEMPORARY CASH ASSISTANCE PAID TO
7 RECIPIENTS WHEN COMPARED TO THE TOTAL AMOUNT OF TEMPORARY CASH
8 ASSISTANCE APPROPRIATED SHALL BE AVAILABLE FOR REALLOCATION WITHIN THE
9 BUDGET OF THE DEPARTMENT TO SUPPORT ACTIVITIES THROUGH LOCAL
10 DEPARTMENTS AS FOLLOWS:

11 (I) 10% OF THE SAVINGS TO A COMBINATION OF THE OPERATING
12 COSTS FOR ONE OR MORE OF THE FOLLOWING:

13 1. DEMONSTRATION PROJECTS CREATED IN § 53 OF THIS
14 SUBTITLE;

15 2. SECOND CHANCE HOMES NOT SUBJECT TO THE
16 RESTRICTIONS OF § 12 OF CHAPTER 351 OF THE ACTS OF THE GENERAL ASSEMBLY OF
17 1996; OR

18 3. DEMONSTRATION PROJECTS TO EMPIRICALLY EVALUATE
19 A STRATEGY OR SET OF STRATEGIES TO REDUCE THE INCIDENCE OF NONMARITAL
20 BIRTHS IN THE STATE;

21 (II) 45% OF THE SAVINGS:

22 1. SUBJECT TO ITEM 2 OF THIS ITEM, SHALL BE ALLOCATED
23 IN ACCORDANCE WITH THE SAVINGS ACHIEVED BY EACH LOCAL DEPARTMENT; AND

24 2. SHALL BE USED TO PROVIDE PAY INCENTIVES TO
25 EMPLOYEES OF A LOCAL DEPARTMENT IN ACCORDANCE WITH § 53A OF THIS
26 SUBTITLE; AND

27 (III) 45% OF THE SAVINGS TO CHILD CARE, WORK ACTIVITIES,
28 WELFARE AVOIDANCE, DRUG TREATMENT FOR TARGETED RECIPIENTS, EMERGENCY
29 FUNDS FOR APPLICANTS AND RECIPIENTS, ADMINISTRATION TO THE EXTENT THAT
30 ADDITIONAL ADMINISTRATIVE COSTS ARE REQUIRED TO EFFECTIVELY IMPLEMENT
31 THE FIP, OR ANY OTHER DIRECT SERVICE TO APPLICANTS OR RECIPIENTS THAT THE
32 SECRETARY DEEMS APPROPRIATE TO FURTHER THE PURPOSES OF THIS SUBTITLE.

33 (2) NOTWITHSTANDING § 7-302 OF THE STATE FINANCE AND
34 PROCUREMENT ARTICLE, ANY OF THE SAVINGS ALLOCATED TO A LOCAL
35 DEPARTMENT UNDER PARAGRAPH (1)(II)1 OF THIS SUBSECTION THAT REMAINS
36 UNEXPENDED AFTER THE CURRENT FISCAL YEAR MAY BE CARRIED OVER INTO THE
37 NEXT FISCAL YEAR.

38 [(e)] (F) (1) All assistance granted under this subtitle is subject to all future
39 amendment or repeal of this subtitle.

1 (2) A recipient does not have a right to compensation by reason of the
2 recipient's assistance having been affected by amendment or repeal of this subtitle.

3 (3) Recipients who obtain employment shall remain eligible for medical
4 assistance up to 12 months after the date of employment.

5 53.

6 (a) (1) The Secretary shall establish demonstration projects through grants
7 to nonprofit organizations, local education agencies, local management boards, local
8 health departments, religious organizations, and institutions of higher education,
9 which shall jointly develop proposals for these demonstration projects with local
10 departments of social services.

11 (2) (i) Not more than 50% of the funding allocated for demonstration
12 projects under this section shall be allocated to a single demonstration project.

13 (ii) The funds allocated for demonstration projects under this
14 section are incentive funds over and above any transfer of FIP benefits to a third
15 party.

16 (3) At least one of the demonstration projects under this section shall be
17 located in counties other than the two counties with the largest numbers of FIP
18 recipients.

19 (4) The funds allocated to demonstration projects under this section may
20 not be used in the furtherance of sectarian religious instruction or worship.

21 (5) Funds allocable to demonstration projects under the provisions of
22 paragraph (2) of this subsection shall, if feasible, be used for demonstration projects
23 in the subdivisions which generated the savings.

24 (6) The Secretary shall award grants for these demonstration projects
25 through a competitive bid process which includes:

26 (i) The issuance of a request for proposals; and

27 (ii) The establishment of an evaluation panel to review competing
28 proposals and to make a recommendation to the Secretary concerning which
29 proposals have the greatest programmatic and financial merit.

30 (7) **WHEN AWARDING GRANTS UNDER PARAGRAPH (6) OF THIS**
31 **SUBSECTION, THE SECRETARY SHALL GIVE PRIORITY IN FUNDING FOR AT LEAST 20%**
32 **OF THE FUNDS ALLOCATED TO DEMONSTRATION PROJECTS UNDER THIS SECTION**
33 **TO REGIONAL PROPOSALS FROM TWO OR MORE COUNTIES OF THE STATE.**

34 (b) In the request for proposals, the Secretary shall include requirements that:

35 (1) Applicants specify what goods or services, or both, they will provide
36 to participants; and

- 1 (2) Each demonstration project shall:
- 2 (i) Complement the local department Family Investment Program
3 Plan; and
- 4 (ii) Address specific, unmet local needs and barriers that prevent
5 families from meeting the requirements of this subtitle.
- 6 (c) The Secretary shall encourage and facilitate any demonstration projects,
7 in addition to the demonstration projects funded through savings identified in
8 subsection (a) of this section, which are supported through:
- 9 (1) The voluntary transfer of temporary cash assistance and food stamp
10 benefits to the demonstration project;
- 11 (2) The transfer of administrative costs from the local department of
12 social services; and
- 13 (3) Any nonstate funds available to the project.

14 53A.

15 (A) ON OR BEFORE OCTOBER 1, 1998, THE SECRETARY SHALL ESTABLISH A
16 PERFORMANCE INCENTIVE PROGRAM IN THE DEPARTMENT TO PROVIDE PAY
17 INCENTIVES TO EMPLOYEES OF THE DEPARTMENT WHO ARE RESPONSIBLE FOR
18 ASSISTING RECIPIENTS OF TEMPORARY CASH ASSISTANCE UNDER THE FIP IN
19 OBTAINING EMPLOYMENT.

20 (B) THE SECRETARY SHALL DESIGN THE PERFORMANCE INCENTIVE
21 PROGRAM REQUIRED UNDER SUBSECTION (A) OF THIS SECTION IN A MANNER THAT
22 ALLOWS EACH LOCAL DEPARTMENT TO PROVIDE PAY INCENTIVES TO EMPLOYEES
23 FOR SUPERIOR PERFORMANCE IN ASSISTING FIP RECIPIENTS IN OBTAINING
24 PERMANENT UNSUBSIDIZED EMPLOYMENT.

25 (C) PAY INCENTIVES PROVIDED TO EMPLOYEES OF A LOCAL DEPARTMENT
26 UNDER THIS SECTION SHALL BE PAID FROM THE SAVINGS TO THE FIP ACHIEVED BY
27 THAT LOCAL DEPARTMENT DURING THE CURRENT FISCAL YEAR FROM CASELOAD
28 REDUCTIONS OR OTHER REDUCTIONS IN THE TOTAL AMOUNT OF TEMPORARY CASH
29 ASSISTANCE BENEFITS PAID TO RECIPIENTS COMPARED TO THE TOTAL AMOUNT OF
30 TEMPORARY CASH ASSISTANCE BENEFITS BUDGETED.

31 (D) IF FUNDS ARE NOT AVAILABLE TO PROVIDE THE PAY INCENTIVES FROM
32 THE SAVINGS ACHIEVED BY THE LOCAL DEPARTMENT, PAY INCENTIVES MAY NOT BE
33 PROVIDED UNDER SUBSECTION (C) OF THIS SECTION.

1

Article - Health - General

2 15-103.

3 [(d) The Secretary shall apply for a waiver from the Health Care Financing
4 Administration of the U.S. Department of Health and Human Services or take any
5 other steps necessary to obtain federal reimbursement for providing program services
6 to any minor who had qualified, and subsequently lost eligibility, as disabled under
7 the federal Supplemental Security Income (SSI) Program before August 22, 1996, the
8 effective date of the federal Personal Responsibility and Work Opportunity
9 Reconciliation Act.]

10

Article - State Finance and Procurement

11 13-224.

12 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
13 INDICATED.

14 (2) "DEPARTMENT" MEANS THE DEPARTMENT OF HUMAN RESOURCES.

15 (3) "ELIGIBLE CONTRACT" MEANS A PROCUREMENT CONTRACT
16 DESIGNATED BY THE BOARD AS APPROPRIATE FOR THE EXECUTION OF A HIRING
17 AGREEMENT.

18 (4) "FIP" MEANS THE FAMILY INVESTMENT PROGRAM ESTABLISHED
19 UNDER ARTICLE 88A OF THE CODE.

20 (5) "HIRING AGREEMENT" MEANS AN AGREEMENT ENTERED INTO BY
21 THE DEPARTMENT OR A LOCAL DEPARTMENT AND AN ENTITY DOING BUSINESS
22 WITH THE STATE UNDER WHICH THE DEPARTMENT OR THE LOCAL DEPARTMENT
23 AND THE ENTITY AGREE TO WORK COOPERATIVELY IN ENDEAVORING TO IDENTIFY
24 AND HIRE FIP RECIPIENTS TO FILL ENTRY-LEVEL JOB OPENINGS OF THE ENTITY.

25 (6) "LOCAL DEPARTMENT" MEANS A LOCAL DEPARTMENT OF SOCIAL
26 SERVICES IN A COUNTY OR IN BALTIMORE CITY CREATED OR CONTINUED UNDER
27 THE PROVISIONS OF ARTICLE 88A, § 13 OF THE CODE.

28 (B) ON OR BEFORE OCTOBER 1, 1998, THE BOARD, IN CONSULTATION WITH
29 THE DEPARTMENT, SHALL DESIGNATE THE TYPES OF PROCUREMENT CONTRACTS
30 THAT ARE ELIGIBLE CONTRACTS.

31 (C) (1) ON OR BEFORE DECEMBER 1, 1998, THE DEPARTMENT SHALL
32 DEVELOP A MODEL HIRING AGREEMENT FORM THAT SHALL BE COMPLETED BY THE
33 DEPARTMENT OR A LOCAL DEPARTMENT AND AN ENTITY IN CONJUNCTION WITH
34 THE AWARD OF AN ELIGIBLE CONTRACT.

35 (2) THE MODEL HIRING AGREEMENT FORM SHALL INCLUDE THE
36 FOLLOWING PROVISIONS:

1 (I) THE ENTITY WILL:

2 1. INFORM THE DEPARTMENT OR THE LOCAL DEPARTMENT,
3 AS APPROPRIATE, OF ALL OF THE ENTITY'S ENTRY-LEVEL JOB OPENINGS;

4 2. DECLARE THE DEPARTMENT OR THE LOCAL
5 DEPARTMENT, AS APPROPRIATE, ITS "FIRST SOURCE" IN IDENTIFYING AND HIRING
6 CANDIDATES TO FILL THOSE ENTRY-LEVEL JOB OPENINGS;

7 3. WORK COOPERATIVELY WITH THE DEPARTMENT OR THE
8 LOCAL DEPARTMENT, AS APPROPRIATE, TO DEVELOP ANY NECESSARY TRAINING
9 PROGRAMS THAT WILL ENABLE FIP RECIPIENTS IN QUALIFYING FOR AND SECURING
10 THE ENTRY-LEVEL POSITIONS;

11 4. GIVE FIRST PREFERENCE AND FIRST CONSIDERATION TO
12 THE EXTENT PERMITTED BY LAW AND ANY EXISTING LABOR AGREEMENTS TO
13 CANDIDATES REFERRED TO THE ENTITY BY THE DEPARTMENT OR THE LOCAL
14 DEPARTMENT, AS APPROPRIATE;

15 5. AGREE TO GIVE CANDIDATES REFERRED TO THE ENTITY
16 BY THE DEPARTMENT OR THE LOCAL DEPARTMENT, AS APPROPRIATE, PRIORITY IN
17 THE FILLING OF AN ENTRY-LEVEL OPENING IF THE CANDIDATE MEETS THE
18 QUALIFICATIONS OF THE POSITION;

19 6. PROVIDE THE DEPARTMENT OR THE LOCAL
20 DEPARTMENT, AS APPROPRIATE, WITH INFORMATION ON THE DISPOSITION OF ALL
21 REFERRALS MADE BY THE DEPARTMENT OR THE LOCAL DEPARTMENT, AS
22 APPROPRIATE, INCLUDING AN EXPLANATION OF WHY ANY SUCH CANDIDATE WAS
23 NOT HIRED OR CONSIDERED QUALIFIED;

24 7. PROVIDE THE DEPARTMENT OR THE LOCAL
25 DEPARTMENT, AS APPROPRIATE, WITH INFORMATION REGARDING THE PROGRESS
26 AND EMPLOYMENT STATUS OF THOSE CANDIDATES REFERRED BY THE
27 DEPARTMENT OR THE LOCAL DEPARTMENT, AS APPROPRIATE, THAT THE ENTITY
28 HIRED; AND

29 8. DESIGNATE A SPECIFIC INDIVIDUAL THAT THE
30 DEPARTMENT OR THE LOCAL DEPARTMENT, AS APPROPRIATE, MAY CONTACT IN
31 REGARD TO THE PROVISIONS OF THE HIRING AGREEMENT; AND

32 (II) THE DEPARTMENT OR THE LOCAL DEPARTMENT, AS
33 APPROPRIATE, WILL ASSIGN AN ACCOUNT REPRESENTATIVE TO THE ENTITY WHO
34 WILL:

35 1. RECEIVE AND PROCESS ALL OF THE ENTITY'S JOB
36 NOTIFICATIONS;

37 2. REFER ONLY SCREENED AND QUALIFIED CANDIDATES TO
38 THE ENTITY;

1 7-302 of the State Finance and Procurement Article, any of the savings that remains
2 unexpended after the current fiscal year may be carried over into the next fiscal year;
3 and

4 (3) 45% of the savings to child care, work activities, welfare avoidance,
5 drug treatment for targeted recipients, emergency funds for applicants and
6 recipients, administration to the extent that additional administrative costs are
7 required to effectively implement this program, or any other direct service to
8 applicants or recipients that the Secretary deems appropriate to further the purposes
9 of this Act.]

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

12 **Article - Transportation**

13 13-810.

14 (a) On issuance in this State of an original or subsequent certificate of title for
15 a vehicle, the vehicle is exempt from the excise tax imposed by this part, if it is:

16 (21) A Class M motor home or Class G travel trailer that is transferred or
17 retitled in the dealership's name under § 15-305(d)(2) of this article; [or]

18 (22) A special purpose vehicle owned by a coal company if the vehicle is
19 used:

20 (i) For transportation of workers, coal, or equipment used in the
21 coal production process; and

22 (ii) Exclusively in or on coal mining property; OR

23 (23) A VEHICLE ACQUIRED BY A RELIGIOUS, CHARITABLE, OR
24 VOLUNTEER ORGANIZATION EXEMPT FROM TAXATION UNDER § 501(C) OF THE
25 INTERNAL REVENUE CODE, THE DEPARTMENT OF HUMAN RESOURCES, OR A LOCAL
26 DEPARTMENT OF SOCIAL SERVICES FOR THE PURPOSE OF TRANSFERRING THE
27 VEHICLE TO A FAMILY INVESTMENT PROGRAM RECIPIENT OR AN INDIVIDUAL
28 CERTIFIED BY THE DEPARTMENT OF HUMAN RESOURCES OR A LOCAL DEPARTMENT
29 OF SOCIAL SERVICES AS ELIGIBLE FOR THE TRANSFER.

30 (c) On transfer of a vehicle titled in this State and issuance of a subsequent
31 certificate of title, the vehicle is exempt from the excise tax imposed by this part, if it
32 is:

33 (7) A vehicle transferred by a corporation to its stockholder or
34 stockholders or by a limited liability company to its member or members as a
35 liquidating distribution of tangible personal property where the vehicle or vehicles
36 transferred are not a principal or substantial asset of the corporation or limited
37 liability company as determined by the Administration; [or]

1 (8) A vehicle transferred as a result of a reorganization within the
2 meaning of § 368(a) of the Internal Revenue Code; OR

3 (9) A VEHICLE TRANSFERRED TO A FAMILY INVESTMENT PROGRAM
4 RECIPIENT OR AN INDIVIDUAL CERTIFIED BY THE DEPARTMENT OF HUMAN
5 RESOURCES OR A LOCAL DEPARTMENT OF SOCIAL SERVICES AS ELIGIBLE FOR
6 TRANSFER OF THE VEHICLE THAT WAS EXEMPTED FROM THE EXCISE TAX IMPOSED
7 BY THIS PART UNDER SUBSECTION (A)(23) OF THIS SECTION.

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

10 **Article - Transportation**

11 13-810.

12 (a) On issuance in this State of an original or subsequent certificate of title for
13 a vehicle, the vehicle is exempt from the excise tax imposed by this part, if it is:

14 (20) A vehicle acquired for resale by a licensed dealer if the dealer
15 reassignment sections contained on the certificate of title are exhausted; [or]

16 (21) A Class M motor home or Class G travel trailer that is transferred or
17 retitled in the dealership's name under § 15-305(d)(2) of this article; OR

18 (22) A VEHICLE ACQUIRED BY A RELIGIOUS, CHARITABLE, OR
19 VOLUNTEER ORGANIZATION EXEMPT FROM TAXATION UNDER § 501(C) OF THE
20 INTERNAL REVENUE CODE, THE DEPARTMENT OF HUMAN RESOURCES, OR A LOCAL
21 DEPARTMENT OF SOCIAL SERVICES FOR THE PURPOSE OF TRANSFERRING THE
22 VEHICLE TO A FAMILY INVESTMENT PROGRAM RECIPIENT OR AN INDIVIDUAL
23 CERTIFIED BY THE DEPARTMENT OF HUMAN RESOURCES OR A LOCAL DEPARTMENT
24 OF SOCIAL SERVICES AS ELIGIBLE FOR THE TRANSFER.

25 (c) On transfer of a vehicle titled in this State and issuance of a subsequent
26 certificate of title, the vehicle is exempt from the excise tax imposed by this part, if it
27 is:

28 (7) A vehicle transferred by a corporation to its stockholder or
29 stockholders or by a limited liability company to its member or members as a
30 liquidating distribution of tangible personal property where the vehicle or vehicles
31 transferred are not a principal or substantial asset of the corporation or limited
32 liability company as determined by the Administration; [or]

33 (8) A vehicle transferred as a result of a reorganization within the
34 meaning of § 368(a) of the Internal Revenue Code; OR

35 (9) A VEHICLE TRANSFERRED TO A FAMILY INVESTMENT PROGRAM
36 RECIPIENT OR AN INDIVIDUAL CERTIFIED BY THE DEPARTMENT OF HUMAN
37 RESOURCES OR A LOCAL DEPARTMENT OF SOCIAL SERVICES AS ELIGIBLE FOR

1 TRANSFER OF THE VEHICLE THAT WAS EXEMPTED FROM THE EXCISE TAX IMPOSED
2 BY THIS PART UNDER SUBSECTION (A)(22) OF THIS SECTION.

3 SECTION 4. AND BE IT FURTHER ENACTED, That, on or before September
4 1, 1998, the Secretary of Human Resources shall:

5 (1) provide to the General Assembly for its review and comment an
6 implementation plan for the performance incentive program to be established under
7 this Act; and

8 (2) include in the implementation plan:

9 (i) details on the levels of incentives available;

10 (ii) details on the number of employees to be included in the
11 performance incentive program;

12 (iii) a description of the level of involvement that the employees to
13 be included in the performance incentive program have or will have in its
14 development and design; and

15 (iv) any other information that the Secretary considers appropriate.

16 SECTION 5. AND BE IT FURTHER ENACTED, That, the Governor, when
17 distributing any funds from the welfare-to-work grant funds received by the State
18 under the Balanced Budget Act of 1997 to fund projects to help long-term recipients
19 of assistance under the Family Investment Program established under Article 88A of
20 the Code, or the former Aid to Families with Dependent Children program, to enter
21 unsubsidized employment, shall give priority in funding, for at least 20% of the
22 welfare-to-work grant funds from the maximum of 15% allowed under the Balanced
23 Budget Act of 1997, to regional projects that involve two or more counties in the State.

24 SECTION 6. AND BE IT FURTHER ENACTED, That, at the end of December
25 31, 2000, with no further action required by the General Assembly, Section 2 of this
26 Act shall be abrogated and of no further force and effect and Section 3 of this Act shall
27 take effect.

28 SECTION 7. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 June 1, 1998.