
By: **Delegate Hixson**

Introduced and read first time: February 12, 1999

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **State Tobacco Tax - Maryland Automatic External Defibrillator Fund -**
3 **Grants for State Police**

4 FOR the purpose of altering the distribution of the tobacco tax revenue; requiring the
5 Comptroller to distribute a portion of the tobacco tax revenues to a special fund
6 to be used only for certain purposes; creating a Maryland Automatic External
7 Defibrillator Fund to be administered by the Secretary of the State Police;
8 providing for the use of the Fund; providing for certain training programs;
9 prohibiting the unspent portions of the Fund from reverting to the General
10 Fund of the State; requiring the Executive Director of the EMS Board to
11 coordinate certain training programs; making this Act contingent on the taking
12 effect of another Act; and generally relating to the dedication of certain tobacco
13 tax revenues for certain purposes.

14 BY repealing and reenacting, with amendments,
15 Article - Tax - General
16 Section 2-1603
17 Annotated Code of Maryland
18 (1997 Replacement Volume and 1998 Supplement)

19 BY repealing and reenacting, without amendments,
20 Article 88B - Department of State Police
21 Section 2(10)
22 Annotated Code of Maryland
23 (1998 Replacement Volume)

24 BY adding to
25 Article 88B - Department of State Police
26 Section 81 to be under the new subtitle "Maryland Automatic External
27 Defibrillator Fund"
28 Annotated Code of Maryland
29 (1998 Replacement Volume)

1 BY repealing and reenacting, with amendments,
2 Article - Education
3 Section 13-510
4 Annotated Code of Maryland
5 (1997 Replacement Volume and 1998 Supplement)

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

8 **Article - Tax - General**

9 2-1603.

10 (A) [After] EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION,
11 AFTER making the distributions required under §§ 2-1601 and 2-1602 of this
12 subtitle, the Comptroller shall distribute the remaining tobacco tax revenue to the
13 General Fund of the State.

14 (B) FOR EACH FISCAL YEAR, BEFORE MAKING THE DISTRIBUTION REQUIRED
15 UNDER SUBSECTION (A) OF THIS SECTION, THE COMPTROLLER SHALL DISTRIBUTE
16 \$3,000,000 TO THE MARYLAND AUTOMATIC EXTERNAL DEFIBRILLATOR FUND IN
17 ACCORDANCE WITH THE PROVISIONS OF ARTICLE 88B, § 81 OF THE CODE.

18 **Article 88B - Department of State Police**

19 2.

20 The following words shall have the meanings contained in this section unless
21 the context manifestly indicates a different meaning:

22 (10) "Secretary" means the Secretary of the State Police.

23 MARYLAND AUTOMATIC EXTERNAL DEFIBRILLATOR FUND

24 81.

25 (A) THERE IS A MARYLAND AUTOMATIC EXTERNAL DEFIBRILLATOR FUND.

26 (B) THE FUND SHALL CONSIST OF THE TOBACCO TAX REVENUE DISTRIBUTED
27 TO THE FUND UNDER § 2-1603 OF THE TAX - GENERAL ARTICLE.

28 (C) THE SECRETARY SHALL ADMINISTER THE FUND.

29 (D) THE FUND SHALL BE INVESTED AND REINVESTED IN THE SAME MANNER
30 AS OTHER STATE FUNDS AND ANY INVESTMENT EARNINGS SHALL ACCRUE TO THE
31 FUND.

1 (E) THE FUND SHALL BE MAINTAINED FOR THE PURPOSES STATED IN THIS
2 SUBTITLE, AND UNSPENT PORTIONS OF THE FUND SHALL REMAIN IN THE FUND AND
3 MAY NOT REVERT TO THE GENERAL FUND OF THE STATE.

4 (F) THE SECRETARY SHALL USE THE FUND FOR THE:

5 (1) ACQUISITION AND MAINTENANCE OF AUTOMATIC EXTERNAL
6 DEFIBRILLATORS FOR STATE AND LOCAL LAW ENFORCEMENT UNITS AND FIRE,
7 RESCUE, AND EMERGENCY MEDICAL SERVICES UNITS; AND

8 (2) TRAINING OF LAW ENFORCEMENT AND FIRE, RESCUE, AND
9 EMERGENCY MEDICAL PERSONNEL ON PROPER USE OF THE AUTOMATIC EXTERNAL
10 DEFIBRILLATORS, AS PROVIDED IN § 13-510 OF THE EDUCATION ARTICLE.

11 **Article - Education**

12 13-510.

13 In accordance with the Emergency Medical System plan and other relevant
14 policies adopted by the EMS Board, the Executive Director shall:

15 (1) Coordinate a statewide system of emergency medical services;

16 (2) Coordinate the five emergency medical service regions in this State;

17 (3) Coordinate the planning and operation of emergency medical services
18 with the federal, State, and county governments;

19 (4) Coordinate the training of all personnel in the Emergency Medical
20 Services System and develop the necessary standards for their certification or
21 licensure;

22 (5) COORDINATE THE TRAINING OF ALL LAW ENFORCEMENT AND FIRE,
23 RESCUE, AND EMERGENCY MEDICAL PERSONNEL SPECIFIED BY THE SECRETARY OF
24 THE STATE POLICE IN THE USE OF AUTOMATIC EXTERNAL DEFIBRILLATORS, AS
25 PROVIDED IN ARTICLE 88B, § 81 OF THE CODE;

26 (6) Coordinate programs of research and education that relate to
27 emergency medical services;

28 [(6)] (7) Coordinate the development of centers for treating emergency
29 injuries and illnesses;

30 [(7)] (8) Coordinate the development of specialty referral centers for
31 resuscitation, treatment, and rehabilitation of the critically ill and injured;

32 [(8)] (9) Work closely with the public and private agencies, health care
33 institutions and universities involved with emergency medical services, the
34 Emergency Medical Services Advisory Council, and the Medical Management
35 Consultant Group;

1 [(9)] (10) Administer State and federal funds for emergency medical
2 services in this State;

3 [(10)] (11) Work closely with the Maryland Fire and Rescue Institute,
4 which is responsible for basic training for emergency medical technicians;

5 [(11)] (12) Assure continued improvement of transportation for
6 emergency, critically ill, and injured patients by supporting the goals of career and
7 volunteer systems throughout this State; and

8 [(12)] (13) Implement all programmatic, operational, and administrative
9 components of the Institute.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 1999, contingent on the taking effect of Chapter ____ (S.B.143/H.B.190) of
12 the Acts of the General Assembly of 1999, and if Chapter ____ does not become
13 effective, this Act shall be null and void without the necessity of further action by the
14 General Assembly.

15 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 1999.