

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL NO. 890

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after the semicolon insert "requiring the Commission to enter into certain contracts only with certain entities; requiring the funding of certain initial program costs not to exceed a certain amount;"; in line 12, after "bonds;" insert "providing for the reimbursement of certain costs;"; and in line 28, after "and (b)," insert "1-204(a)(1).".

AMENDMENT NO. 2

On page 2, after line 26, insert:

"1-204.

(a) The WSSC:

(1) Before January 15 of each year, shall prepare capital and operating budgets for the next fiscal year, WHICH SHALL INCLUDE PROJECTS AND CONTRACTS AUTHORIZED UNDER §§ 1-206 AND 1-208 OF THIS SUBTITLE, which shall be open for inspection by the public and copies shall be made available to the public on request;".

AMENDMENT NO. 3

On page 3, in line 16, after "(D)" insert "(1) INITIAL PROGRAM DEVELOPMENT COSTS FOR A PROJECT SUBJECT TO A CONTRACT OR AGREEMENT UNDER THIS SECTION MAY BE FINANCED FROM WSSC FUNDING SOURCES OTHER THAN REVENUE BOND PROCEEDS ONLY IF THOSE COSTS ARE REIMBURSED FROM PROJECT REVENUES.

(2) OTHER PROJECT COSTS MAY BE FINANCED FROM WSSC SOURCES OTHER THAN REVENUE BOND PROCEEDS ONLY IF THOSE COSTS ARE REIMBURSED

(Over)

FROM PROJECT REVENUES.

(E)”;

and after line 17, insert:

“(F) ANY PROJECT, CONTRACT, OR TRANSACTION ENTERED INTO PURSUANT TO THIS SECTION THAT UTILIZES REVENUE BONDS ISSUED UNDER TITLE 4, SUBTITLE 2 OF THIS ARTICLE SHALL BE ENTERED INTO BY THE WSSC ONLY THROUGH THE USE OF A LIMITED LIABILITY COMPANY, LIMITED LIABILITY PARTNERSHIP, LIMITED PARTNERSHIP, OR OTHER COMPARABLE LIMITED LIABILITY ENTITY OR ARRANGEMENT.

(G) FUNDING OF INITIAL PROGRAM COSTS UNDER SUBSECTION (D)(1) OF THIS SECTION AND OTHER PROJECT COSTS UNDER SUBSECTION (D)(2) OF THIS SECTION MAY NOT, IN ANY FISCAL YEAR, EXCEED AN AMOUNT EQUAL TO 3 PERCENT OF THE GROSS REVENUES OF THE WSSC FROM WATER CONSUMPTION CHARGES AND SEWER USE CHARGES FOR THE IMMEDIATELY PRECEDING FISCAL YEAR.”.

On page 4, after line 8, insert:

“(E) (1) INITIAL PROGRAM DEVELOPMENT COSTS MAY BE FINANCED FROM WSSC FUNDING SOURCES OTHER THAN REVENUE BOND PROCEEDS ONLY IF THOSE COSTS ARE REIMBURSED FROM PROJECT REVENUES.

(2) OTHER PROJECT COSTS MAY BE FINANCED FROM WSSC SOURCES OTHER THAN REVENUE BOND PROCEEDS ONLY IF THOSE COSTS ARE REIMBURSED FROM PROJECT REVENUES.

(F) ANY PROJECT, CONTRACT, OR TRANSACTION ENTERED INTO PURSUANT TO THIS SECTION THAT UTILIZES REVENUE BONDS ISSUED UNDER TITLE 4, SUBTITLE 2 OF THIS ARTICLE SHALL BE ENTERED INTO BY THE WSSC ONLY THROUGH THE USE OF A LIMITED LIABILITY COMPANY, LIMITED LIABILITY PARTNERSHIP, LIMITED PARTNERSHIP, OR OTHER COMPARABLE LIMITED LIABILITY ENTITY OR ARRANGEMENT.

(G) FUNDING OF INITIAL PROGRAM COSTS UNDER SUBSECTION (E)(1) OF

THIS SECTION AND OTHER PROJECT COSTS UNDER SUBSECTION (E)(2) OF THIS SECTION MAY NOT, IN ANY FISCAL YEAR, EXCEED AN AMOUNT EQUAL TO 3 PERCENT OF THE GROSS REVENUES OF THE WSSC FROM WATER CONSUMPTION CHARGES AND SEWER USE CHARGES FOR THE IMMEDIATELY PRECEDING FISCAL YEAR.”.

AMENDMENT NO. 4

On page 4, strike beginning with “Any” in line 6 down through “rates” in line 8 and substitute “THE WSSC SHALL USE ANY NET REVENUES EARNED FROM PROJECTS AND CONTRACTS ENTERED INTO UNDER THIS SECTION TO STABILIZE OR REDUCE RATES AND TO REDUCE DEBT”.

AMENDMENT NO. 5

On page 10, in line 3, strike “THE” and substitute “WSSC’S”; in line 9, strike “AND”; and in line 11, after “DETERMINES” insert “; AND

(IV) INITIAL PROGRAM DEVELOPMENT COSTS.

(3) INITIAL PROGRAM DEVELOPMENT COSTS MAY BE FINANCED FROM WSSC FUNDING SOURCES OTHER THAN REVENUE BOND PROCEEDS ONLY IF THOSE COSTS ARE REIMBURSED FROM PROJECT REVENUES.

(4) OTHER PROJECT COSTS MAY BE FINANCED FROM WSSC SOURCES OTHER THAN REVENUE BOND PROCEEDS ONLY IF THOSE COSTS ARE REIMBURSED FROM PROJECT REVENUES”.