

BY: Finance Committee

AMENDMENTS TO HOUSE BILL NO. 378  
(Third Reading File Bill)

AMENDMENT NO. 1

On pages 1 and 2, strike in their entirety the lines beginning with line 18 on page 1 through line 24 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, in line 33, after "PARTICIPANT" insert "AT A FEDERALLY INSURED INSTITUTION".

On page 3, in line 28, after "EXPENSES" insert "OTHER THAN TUITION"; in line 29, after "HOME;" insert "AND"; strike beginning with "(3)" in line 30 down through "AND" in line 31; and in line 32, strike "(4)" and substitute "(3)".

AMENDMENT NO. 3

On page 4, in line 21, after "LOCATED" insert "FOR THE PURPOSE OF IMPLEMENTING OR ENHANCING THE BENEFITS OF THE PROGRAM"; in line 22, strike "A POOL FUND" and substitute "AN ACCOUNT AT A FEDERALLY INSURED INSTITUTION"; in the same line, after "FUNDS" insert "RECEIVED EACH FISCAL YEAR REPRESENTING THE MATCHED CONTRIBUTIONS FOR PROGRAM PARTICIPANTS UNDER THE SUPERVISION OF THE SERVICE PROVIDER"; in line 23, after "AND" insert "ANY"; in the same line, after "DONATIONS" insert "RECEIVED BY THE SERVICE PROVIDER FOR THE PURPOSE OF IMPLEMENTING OR ENHANCING THE BENEFITS OF THE PROGRAM"; strike beginning with "HELP" in line 27 down through "PROGRAM" in line 28 and substitute "AT THE CONCLUSION OF AN INDIVIDUAL'S PARTICIPATION IN THE PROGRAM, PROVIDE THE INDIVIDUAL WITH THE APPROPRIATE LEVEL OF STATE MATCHING FUNDS HELD BY THE SERVICE PROVIDER ON BEHALF OF THE INDIVIDUAL, INCLUDING ANY INTEREST EARNED ON THE MATCHING FUNDS".

(Over)

AMENDMENT NO. 4

On page 5, in line 5, strike “A” and substitute “THE”; strike beginning with “MANAGE” in line 6 down through “PROVIDERS” in line 16 and substitute “MAINTAIN AN ACCOUNT AT A FEDERALLY INSURED INSTITUTION THAT INCLUDES:

(I) THE FUNDS PROVIDED BY THE DEPARTMENT FOR THE PROGRAM EACH FISCAL YEAR;

(II) PRIVATE DONATIONS RECEIVED BY THE TECHNICAL ASSISTANCE ORGANIZATION FOR THE PURPOSE OF IMPLEMENTING OR ENHANCING THE BENEFITS OF THE PROGRAM; AND

(III) STATE MATCHING FUNDS RETURNED BY A SERVICE PROVIDER AS A RESULT OF A PROGRAM PARTICIPANT’S WITHDRAWAL FROM THE PROGRAM, INCLUDING ANY INTEREST ON THE MATCHING FUNDS;

(2) TRANSMIT FUNDS EACH FISCAL YEAR TO SERVICE PROVIDERS IN AN AMOUNT THAT REPRESENTS THE LEVEL OF STATE MATCHING FUNDS FOR WHICH PROGRAM PARTICIPANTS UNDER THE SUPERVISION OF THE SERVICE PROVIDER HAVE QUALIFIED IN THE PRIOR FISCAL YEAR AND TRANSMIT PRIVATE DONATIONS RECEIVED BY THE TECHNICAL ASSISTANCE ORGANIZATION FOR THE PURPOSE OF IMPLEMENTING OR ENHANCING THE BENEFITS OF THE PROGRAM;

(3) TRANSMIT AN APPROPRIATE AMOUNT OF FUNDS EACH FISCAL YEAR TO SERVICE PROVIDERS FOR TRAINING AND EDUCATIONAL EXPENSES THAT MAY NOT EXCEED \$200 PER PROGRAM PARTICIPANT UNDER THE SUPERVISION OF THE SERVICE PROVIDER IN THE PRIOR FISCAL YEAR”;

and in lines 17, 19, 25, 27, 28, 29, 30, and 32 strike “(2)”, “(3)”, “(4)”, “(5)”, “(6)”, “(7)”, “(8)”, and “(9)”, respectively, and substitute “(4)”, “(5)”, “(6)”, “(7)”, “(8)”, “(9)”, “(10)”, and “(11)”, respectively.

AMENDMENT NO. 5

On page 6, in line 2, after “BECOMING” insert “THE”; in lines 3, 4, 24, and 28, in each instance, strike “ORGANIZATIONS” and substitute “ORGANIZATION”; in line 4, strike “ONE OR MORE” and substitute “A”; in line 9, strike “NO MORE THAN” and substitute “PAYMENTS

TO THE TECHNICAL ASSISTANCE ORGANIZATION TO IMPLEMENT THE REQUIREMENTS OF THIS SUBTITLE, WHICH MAY NOT EXCEED"; strike beginning with "IN" in line 9 down through "ORGANIZATIONS" in line 10; in line 17, strike "6" and substitute "12"; in line 21, strike "AND"; in line 23, after "PROVIDER" insert "; AND

(3) RETURN THE STATE MATCHING FUNDS HELD ON BEHALF OF A PROGRAM PARTICIPANT PRIOR TO WITHDRAWAL FROM THE PROGRAM TO THE TECHNICAL ASSISTANCE ORGANIZATION, INCLUDING ANY INTEREST ON THE MATCHING FUNDS.

(C) THE CONTRACT BETWEEN A PROGRAM PARTICIPANT AND THE SERVICE PROVIDER SHALL PROVIDE THAT THE SERVICE PROVIDER MAY GRANT AN EXCEPTION TO THE REQUIRED MONTHLY DEPOSITS OF EARNED INCOME BASED ON A DEMONSTRATED HARDSHIP ENCOUNTERED BY THE PROGRAM PARTICIPANT";

and in lines 24, 28, and 32, strike "(C)", "(D)", and "(E)", respectively, and substitute "(D)", "(E)", and "(F)", respectively.

AMENDMENT NO. 6

On page 7, in line 6, after "(A)" insert "(1)"; in the same line, strike "THE STATE SHALL PROVIDE MATCHING FUNDS" and substitute "AS PROVIDED IN THE DEPARTMENT'S ANNUAL BUDGET, THE DEPARTMENT SHALL PROVIDE FUNDS TO THE TECHNICAL ASSISTANCE ORGANIZATION EACH FISCAL YEAR TO BE USED BY THE TECHNICAL ASSISTANCE ORGANIZATION TO PROVIDE MATCHING FUNDS TO SERVICE PROVIDERS ON BEHALF OF PROGRAM PARTICIPANTS"; in line 9, strike "(B) NOT MORE THAN" and substitute:

"(2) THE MATCHING FUNDS PROVIDED UNDER THIS SUBSECTION TO A SERVICE PROVIDER TO BE HELD ON BEHALF OF PROGRAM PARTICIPANTS MAY NOT EXCEED";

in lines 9 and 10, strike "MAY BE ALLOCATED TO" and substitute "FOR"; after line 10, insert:

"(3) A PROGRAM PARTICIPANT SHALL BE ELIGIBLE TO PARTICIPATE

IN THE PROGRAM FOR NO MORE THAN 3 CONSECUTIVE YEARS FROM THE DATE THAT THE PROGRAM PARTICIPANT OPENED AN INDIVIDUAL DEVELOPMENT ACCOUNT.

(4) ON THE COMPLETION OF AN INDIVIDUAL'S PARTICIPATION IN THE PROGRAM, A SERVICE PROVIDER SHALL TRANSFER TO THE INDIVIDUAL'S INDIVIDUAL DEVELOPMENT ACCOUNT OR, AS PROVIDED IN THE INDIVIDUAL'S CONTRACT WITH THE SERVICE PROVIDER, AN AMOUNT EQUAL TO THE MATCHING FUNDS HELD ON BEHALF OF THE INDIVIDUAL DURING THE INDIVIDUAL'S PARTICIPATION IN THE PROGRAM, INCLUDING ANY INTEREST ON THE MATCHING FUNDS.

(B) AT THE CONCLUSION OF THE PROGRAM AS PROVIDED IN § 95 OF THIS SUBTITLE, ANY STATE MATCHING FUNDS AND INTEREST ON THE MATCHING FUNDS HELD IN AN ACCOUNT BY THE TECHNICAL ASSISTANCE ORGANIZATION OR A SERVICE PROVIDER IN EXCESS OF AMOUNTS TO BE TRANSFERRED TO PROGRAM PARTICIPANTS AS PROVIDED UNDER THIS SUBTITLE SHALL REVERT TO THE GENERAL FUND OF THE STATE.”;

in line 23, after “2006;” insert “AND”; strike beginning with the semicolon in line 24 down through “\$3,280,000” in line 28; strike beginning with the first “THE” in line 29 down through “(C)” in line 32; and in line 32, strike “ORGANIZATIONS” and substitute “ORGANIZATION”.

On page 8, in lines 6, 9, 14, and 16, strike “(D)”, “(E)”, “(F)”, and “(G)”, respectively, and substitute “(C)”, “(D)”, “(E)”, and “(F)”, respectively; in line 7, after “SENATE” insert “FINANCE AND”; in line 8, strike “AND” and substitute “COMMITTEES AND THE”; and in the same line, strike “COMMITTEES” and substitute “COMMITTEE”.