

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL NO. 309

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Distribution” insert “and Use”; strike beginning with “requiring” in line 3 down through “years;” in line 5; strike beginning with “providing” in line 7 down through “Fund;” in line 8; in lines 10, 12, and 14, in each instance, strike “for certain fiscal years”; in line 12, strike “requiring” and substitute “altering the distribution of”; strike beginning with the first “to” in line 13 down through “Fund” in line 14; strike beginning with “providing” in line 16 down through “bonds;” in line 17 and substitute “providing that a certain distribution of sales and use tax revenues to the Transportation Trust Fund is not part of a certain tax that is pledged to the repayment of certain transportation bonds and is not part of a certain account in the Transportation Trust Fund;”; and in line 25, after “credit;” insert “providing that notwithstanding certain provisions of this Act, a certain distribution shall be made for certain fiscal years, subject to a certain exception;”.

On page 2, strike beginning with “authorizing” in line 1 down through “circumstances;” in line 3 and substitute “stating a certain intent of the General Assembly regarding certain transit fares; requiring the Department of Transportation to submit a certain report to certain committees of the General Assembly;”; in line 4, strike the first “the” and substitute “of”; in line 12, strike “2-616 and”; and in line 17, strike “and (d)”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 7 through 15, inclusive.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 16 through 39, inclusive, and substitute:

“2-1302.1.

(a) After making the distributions required under §§ 2-1301 and 2-1302 of this subtitle,

(Over)

the Comptroller monthly shall distribute 45% of the sales and use tax collected on short-term vehicle rentals under § 11-104(c) of this article to the Transportation Trust Fund established under § 3-216 of the Transportation Article.

(b) [On receipt of the Motor Vehicle Administration's certification under § 13-815(f) of the Transportation Article, from the remaining sales and use tax revenue the Comptroller shall distribute to the Transportation Trust Fund an amount equal to the total amount of credits allowed against the motor vehicle excise tax under § 13-815 of the Transportation Article for the preceding fiscal year] FOR THE PERIOD FROM JANUARY 1, 2002 THROUGH JUNE 30, 2002 AND FOR FISCAL YEARS BEGINNING ON OR AFTER JULY 1, 2002 BUT BEFORE JULY 1, 2007, AFTER MAKING THE DISTRIBUTION UNDER SUBSECTION (A) OF THIS SECTION, THE COMPTROLLER SHALL DISTRIBUTE THE REMAINING SALES AND USE TAX COLLECTED ON SHORT-TERM VEHICLE RENTALS UNDER § 11-104(C) OF THIS ARTICLE TO THE TRANSPORTATION TRUST FUND ESTABLISHED UNDER § 3-216 OF THE TRANSPORTATION ARTICLE.”.

AMENDMENT NO. 4

On page 4, in line 3, strike the brackets; in the same line, strike beginning with “EXCEPT” through “THE”; and in line 13, strike “§ 2-1302.1” and substitute “§ 2-1302.1(A)”.

On pages 4 and 5, strike in their entirety the lines beginning with line 15 on page 4 through line 6 on page 5, inclusive.

On page 5, in line 18, strike “2-616(1)” and substitute “2-616”; after line 18, insert:

“(5) 80 percent of the funds distributed ON SHORT-TERM VEHICLE RENTALS under [§ 2-1302.1] § 2-1302.1(A) of the Tax - General Article to the Transportation Trust Fund from the sales and use tax.”;

and strike in their entirety lines 23 through 30, inclusive.

AMENDMENT NO. 5

On page 6, strike beginning with “FOR” in line 2 down through “2007,” in line 3 and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,”; strike

beginning with “AND” in line 6 down through “2007” in line 7; in line 25, after “2001,” insert “AND”; and strike beginning with “BUT” in line 27 down through “2007” in line 29.

AMENDMENT NO. 6

On page 6, in lines 33 and 34, strike “SUBPARAGRAPH (II)” and substitute “SUBPARAGRAPHS (II) THROUGH (VII)”.

On page 7, in lines 6 and 7 and lines 26 and 27, in each instance, strike “THE VEHICLE THEFT PREVENTION FUND, THE MARYLAND AUTOMOBILE INSURANCE FUND,”; strike in their entirety lines 10 through 17, inclusive; in lines 18, 20, 22, and 23, strike “3.”, “4.”, “5.”, and “6.”, respectively, and substitute “1.”, “2.”, “3.”, and “4.”, respectively; in line 22, strike “\$6,000,000” and substitute “\$11,600,000”; strike in their entirety lines 30 through 37, inclusive; and in line 38, strike “3.” and substitute “1.”.

On page 8, in lines 1 and 3, strike “4.” and “5.”, respectively, and substitute “2.” and “3.”, respectively; in lines 6 and 7, strike “AMONG THE MARYLAND AUTOMOBILE INSURANCE FUND,” and substitute “BETWEEN”; in line 7, strike the second comma; strike in their entirety lines 9 through 14, inclusive; in lines 15 and 17, strike “2.” and “3.”, respectively and substitute “1.” and “2.”, respectively; strike beginning with “ALLOCATED” in line 20 down through “AND” in line 21 and substitute “DISTRIBUTED TO”; in line 21, strike “AS FOLLOWS:” and substitute a period; strike in their entirety lines 22 through 28, inclusive, and substitute:

“(VI) FOR THE FISCAL YEAR BEGINNING JULY 1, 2007, THE PERCENTAGE OF THE PENALTIES SPECIFIED UNDER SUBPARAGRAPH (D)1 OF THIS PARAGRAPH SHALL BE ALLOCATED BETWEEN THE MARYLAND AUTOMOBILE INSURANCE FUND AND THE GENERAL FUND AS FOLLOWS:

1. \$4,400,000 TO THE MARYLAND AUTOMOBILE INSURANCE FUND; AND

2. THE BALANCE TO THE GENERAL FUND.”;

in line 29, strike “(VI)” and substitute “(VII)”; in the same line, strike “2007” and substitute “2008”; and in line 31, strike “AMONG” and substitute “BETWEEN”.

(Over)

AMENDMENT NO. 7

On page 10, in line 25, after “Act.” insert “Notwithstanding the provisions of Section 2 of this Act, except as otherwise provided in this Section, the distribution formerly required under § 2-1302.1(b) of the Tax - General Article shall be made for each fiscal year until any Consolidated Transportation Bonds that were issued by the Department of Transportation before July 1, 2001 no longer remain outstanding and unpaid; provided, however, that in any fiscal year for which funds are appropriated by the General Assembly to pay the principal of and interest on the Department of Transportation’s Consolidated Transportation Bonds due and payable in that fiscal year, the distribution formerly required under § 2-1302.1(b) of the Tax - General Article may not be made.”.

AMENDMENT NO. 8

On page 10, strike in their entirety lines 26 through 32, inclusive, and substitute:

“SECTION 5. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that the Department of Transportation shall reduce statewide transit fares for weekly and monthly passes and advertise these fare reductions so that low wage workers are aware of the reduced fares. To assist the General Assembly in evaluating the effect of the fare reduction, the Department shall submit a report, in accordance with § 2-1246 of the State Government Article, to the Senate Budget and Taxation Committee, the House Appropriations Committee, and the House Committee on Ways and Means that measures the effect and impact of the reduction of statewide transit fares of weekly and monthly passes on ridership in fiscal 2002 and examines the effect and impact of the transit fare reduction on low wage workers. The report is due on or before October 1, 2002. In addition, it is the intent of the General Assembly that the Department keep all other transit fares at their current levels through fiscal 2006.”.