

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL NO. 275

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Secretary” in line 6 down through “Police” in line 7 and substitute “Director of the Maryland Emergency Management Agency”; in lines 9 and 13, in each instance, strike “Secretary” and substitute “Director”; in line 19, after “requirements;” insert “establishing the State Assistance for Police Protection Fund; providing that the Fund is to be only used for the purpose of funding the State costs of the State Aid for Police Protection Fund; authorizing the Secretary of Budget and Management to authorize the Motor Vehicle Administration to enter into certain contracts for the procurement of collection services for certain fees imposed under this Act;”; in line 20, after “Fund” insert “, the Senator William H. Amoss Fund, and the Volunteer Company Assistance Fund,”; in line 21, strike “Transportation Trust Fund” and substitute “State Assistance for Police Protection Fund; altering a certain definition to establish that certain fees collected under this Act may not be altered by the Motor Vehicle Administration”; and in lines 24 and 25, strike “Motor Vehicle”.

On page 2, in line 8, after “Fund” insert “and 4-501 to be under the new subtitle “Subtitle 5. State Assistance for Police Protection Fund””; and after line 15, insert:

“BY repealing and reenacting, with amendments,

Article - State Finance and Procurement

Section 3-302

Annotated Code of Maryland

(2001 Replacement Volume and 2004 Supplement)

BY repealing and reenacting, with amendments,

Article - Transportation

Section 12-120(a)

Annotated Code of Maryland

(Over)

(2002 Replacement Volume and 2004 Supplement)".

AMENDMENT NO. 2

On page 2, in line 26, strike "SECTION" and substitute "SUBTITLE"; after line 27, insert:

"(B) "DIRECTOR" MEANS THE DIRECTOR OF THE MARYLAND EMERGENCY MANAGEMENT AGENCY.";

and in lines 28, 30, 31, and 33, strike "(B)", "(C)", "(D)", and "(E)", respectively, and substitute "(C)", "(D)", "(E)", and "(F)", respectively.

On page 3, strike line 1 in its entirety; in line 8, strike "SECRETARY" and substitute "DIRECTOR"; in line 20, after "(F)" insert "(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,"; after line 21, insert:

"(2) THE MARYLAND EMERGENCY MANAGEMENT AGENCY MAY USE AN AMOUNT NOT TO EXCEED \$100,000 IN A FISCAL YEAR TO ADMINISTER THE FUND.";

and in line 32, strike "SECRETARY" and substitute "DIRECTOR".

On page 4 in line 12, and on page 5 in lines 11 and 13, in each instance, strike "SECRETARY" and substitute "DIRECTOR".

AMENDMENT NO. 3

On page 5, after line 13, insert:

"SUBTITLE 5. STATE ASSISTANCE FOR POLICE PROTECTION FUND.

4-501.

(A) IN THIS SECTION, "FUND" MEANS THE STATE ASSISTANCE FOR POLICE PROTECTION FUND.

(B) THERE IS A STATE ASSISTANCE FOR POLICE PROTECTION FUND.

(C) THE PURPOSE OF THE FUND IS TO DEDICATE CERTAIN STATE REVENUES FOR THE PURPOSE OF PROVIDING STATE ASSISTANCE FOR LOCAL

POLICE PROTECTION.

(D) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) THE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

(E) THE FUND CONSISTS OF:

(1) REVENUE DISTRIBUTED TO THE FUND UNDER § 16-1001(D)(4) OF THE TRANSPORTATION ARTICLE; AND

(2) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE BENEFIT OF THE FUND.

(F) THE TREASURER SHALL INVEST THE MONEY OF THE FUND IN THE SAME MANNER AS OTHER STATE MONEY IS INVESTED.

(G) THE FUND MAY BE USED ONLY TO PAY THE STATE'S COST OF THE STATE AID FOR POLICE PROTECTION FUND UNDER ARTICLE 41, TITLE 4, SUBTITLE 4 OF THE CODE.

(H) EXPENDITURES FROM THE FUND MAY ONLY BE MADE:

(1) IN ACCORDANCE WITH THE STATE BUDGET; OR

(2) BY THE BUDGET AMENDMENT PROCEDURE AS PROVIDED FOR IN § 7-209 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.”.

AMENDMENT NO. 4

On page 5, after line 23, insert:

“Article - State Finance and Procurement

(Over)

3-302.

(a) (1) Except as otherwise provided in [subsection (b)] SUBSECTIONS (B) AND (D) of this section or in other law, the Central Collection Unit is responsible for the collection of each delinquent account or other debt that is owed to the State or any of its officials or units.

(2) [An] EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, AN official or unit of the State government shall refer to the Central Collection Unit each debt for which the Central Collection Unit has collection responsibility under this subsection and may not settle the debt.

(3) For the purposes of this subtitle, a community college or board of trustees for a community college established or operating under Title 16 of the Education Article is a unit of the State.

(b) Unless, with the approval of the Secretary, a unit of the State government assigns the claim to the Central Collection Unit, the Central Collection Unit is not responsible for and may not collect:

(1) any taxes;

(2) any child support payment that is owed under Article 88A, § 48 of the Code;

(3) any unemployment insurance contribution or overpayment;

(4) any fine;

(5) any court costs;

(6) any forfeiture on bond;

(7) any money that is owed as a result of a default on a loan that the Department of Business and Economic Development or the Department of Housing and Community

Development has made or insured; or

(8) any money that is owed under Title 9, Subtitles 2, 3, and 4 and Title 20 of the Insurance Article.

(c) The Central Collection Unit shall be responsible for the collection of each delinquent account or other debt that is owed to a community college established or operating under Title 16 of the Education Article if the board of trustees for the community college:

(1) adopts a resolution appointing the Central Collection Unit as the collector of delinquent accounts or other debt; and

(2) submits the resolution to the Central Collection Unit.

(D) (1) THIS SUBSECTION APPLIES TO FEES IMPOSED UNDER § 16-1001 OF THE TRANSPORTATION ARTICLE.

(2) THE SECRETARY MAY AUTHORIZE THE MOTOR VEHICLE ADMINISTRATION TO ENTER INTO A CONTRACT FOR THE PROCUREMENT OF COLLECTION SERVICES, INCLUDING THE AUTHORITY TO SETTLE DEBTS OWED TO THE MOTOR VEHICLE ADMINISTRATION, INSTEAD OF REQUIRING THE REFERRAL OF COLLECTIONS TO THE CENTRAL COLLECTION UNIT.

(3) A PROCUREMENT CONTRACT ENTERED INTO UNDER THIS SUBSECTION SHALL MEET THE REQUIREMENTS OF THIS ARTICLE.”.

AMENDMENT NO. 5

On page 5, after line 24, insert:

“12-120.

(a) In this section, “miscellaneous fees” means all fees collected by the Administration under this article other than:

(Over)

- (1) The vehicle titling tax; [and]
 - (2) Vehicle registration fees under Part II of Title 13, Subtitle 9 of this article;
- AND
- (3) FEES COLLECTED UNDER § 16-1001 OF THIS ARTICLE.”.

AMENDMENT NO. 6

On page 6, in line 38, strike “25%” and substitute “15%”; and in line 39, strike “AND”; and after line 39, insert:

“(2) 5% TO THE SENATOR WILLIAM H. AMOSS FUND ESTABLISHED UNDER TITLE 8, SUBTITLE 1 OF THE PUBLIC SAFETY ARTICLE;

(3) 5% TO THE VOLUNTEER COMPANY ASSISTANCE FUND ESTABLISHED UNDER TITLE 8, SUBTITLE 2 OF THE PUBLIC SAFETY ARTICLE; AND”.

On page 7, in line 1, strike “(2)” and substitute“(4)”; and in the same line, strike “TRANSPORTATION TRUST FUND” and substitute “STATE ASSISTANCE FOR POLICE PROTECTION FUND”.