

(PRE-FILED)

By: **Delegates Leopold, James, and Edwards**
 Requested: October 14, 2004
 Introduced and read first time: January 12, 2005
 Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **State Budget - Transfer of Money from Special Funds - Repayment Plans**

3 FOR the purpose of requiring the Governor, whenever money is transferred by
 4 legislative enactment from a source that State or federal law dedicates to a
 5 specific purpose, to include in the State budget for the next ensuing fiscal year
 6 a reasonable plan for the repayment of the money into the source from which it
 7 was transferred; requiring the repayment plans to include a specific time period
 8 for the repayment of the money into the special fund from which it was
 9 transferred; providing that this Act only applies if the amount of the money
 10 transferred is at least a certain percent or a certain amount; and generally
 11 relating to the repayment of money transferred by legislative enactment from
 12 certain funds.

13 BY adding to
 14 Article - State Finance and Procurement
 15 Section 7-304.1
 16 Annotated Code of Maryland
 17 (2001 Replacement Volume and 2004 Supplement)

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

20 **Article - State Finance and Procurement**

21 7-304.1.

22 (A) SUBJECT TO THE PROVISIONS OF SUBSECTION (C) OF THIS SECTION, IF, IN
 23 ACCORDANCE WITH AN ENACTMENT OF THE GENERAL ASSEMBLY, MONEY IS
 24 TRANSFERRED FROM A SOURCE THAT STATE OR FEDERAL LAW DEDICATES TO A
 25 SPECIFIC PURPOSE, THE GOVERNOR SHALL INCLUDE IN THE STATE BUDGET FOR
 26 THE NEXT ENSUING FISCAL YEAR A REASONABLE PLAN FOR THE REPAYMENT OF
 27 THE MONEY INTO THE SOURCE FROM WHICH IT WAS TRANSFERRED.

1 (B) THE PLAN SHALL INCLUDE A SPECIFIC TIME FOR THE REPAYMENT OF
2 THE MONEY INTO THE SOURCE FROM WHICH IT WAS TRANSFERRED.

3 (C) THIS SECTION ONLY APPLIES IF THE AMOUNT OF THE MONEY
4 TRANSFERRED IS AT LEAST 10 PERCENT OF THE MONEY IN THE SOURCE OR
5 \$1,000,000, WHICHEVER IS GREATER.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 July 1, 2005.