

UNOFFICIAL COPY OF HOUSE BILL 563  
EMERGENCY BILL

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5lr1469  
CF 5lr2390

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By: **Delegates King, Hixson, Heller, Barkley, Bozman, Cardin, V. Clagett,  
Dumais, Gutierrez, Healey, Howard, James, Kaiser, Kullen, Lee, Love,  
Mandel, Menes, Montgomery, Nathan-Pulliam, Petzold, Simmons,  
Taylor, and V. Turner**

Introduced and read first time: February 4, 2005

Assigned to: Appropriations

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A BILL ENTITLED

1 AN ACT concerning

2 **Purchase of Child Care - Appropriation**

3 FOR the purpose of providing that a certain appropriation for the purchase of child  
4 care contained in the State budget for a certain fiscal year be used solely for the  
5 purpose appropriated; requiring that there shall be no budgetary transfer to any  
6 other program or purpose; providing that certain funds shall not revert to the  
7 General Fund and shall remain available for a certain purpose for a certain  
8 fiscal year; providing that, as permitted under federal law, certain funds shall  
9 not revert to the Federal Fund and shall remain available for a certain purpose  
10 for a certain fiscal year; making this Act an emergency measure; and generally  
11 relating to the purchase of child care appropriation.

12 **Preamble**

13 WHEREAS, The Department of Human Resources is responsible for assisting  
14 low-income families with accessing child care; and

15 WHEREAS, The Department of Human Resources has an allowance of more  
16 than \$111,835,000 for FY 2005 for this purpose; and

17 WHEREAS, The Department of Human Resources has been placing low-income  
18 working families on a waiting list for child care assistance since December 2002 due  
19 to lack of sufficient funds; and

20 WHEREAS, The Department of Human Resources has placed more than 18,000  
21 eligible, low-income children on the waiting list; and

22 WHEREAS, The risk has increased to these low-income children to suffer from  
23 abuse or neglect or both by not being provided with the resources for appropriate child  
24 care; and

25 WHEREAS, The risk has increased to these low-income children to be left home  
26 alone without supervision or lack of a caregiver; and

1 WHEREAS, The Department of Human Resources thereby has compromised the  
2 public safety of these children; and

3 WHEREAS, Sufficient funds have been budgeted to begin to serve these families  
4 in accordance with the service priorities established under COMAR 07.07.06.07A; and

5 WHEREAS, The Department of Human Resources should offer child care  
6 assistance to children of low-income working families on the waiting list, in  
7 accordance with the service priorities in COMAR 07.07.06.07A; now, therefore,

8 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
9 MARYLAND, That the appropriation contained in the State budget for the fiscal year  
10 ending June 30, 2005, program N00G00.09, Purchase of Child Care may be used  
11 solely for the purpose appropriated, and there shall be no budgetary transfer to any  
12 other program or purpose.

13 SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding any  
14 other provision of law, for fiscal year ending June 30, 2005, general funds  
15 appropriated in connection with program N00G00.09, Purchase of Child Care that  
16 remain unexpended at the end of the fiscal year shall not revert to the General Fund  
17 and shall remain available for expenditure on the Purchase of Child Care program in  
18 the subsequent fiscal year.

19 SECTION 3. AND BE IT FURTHER ENACTED, That, to the extent otherwise  
20 permitted by federal law, for fiscal year ending June 30, 2005, federal funds  
21 appropriated in connection with program N00G00.09, Purchase of Child Care that  
22 remain unexpended at the end of the fiscal year shall not revert to the Federal Fund  
23 and shall remain available for expenditure on the Purchase of Child Care program in  
24 the subsequent fiscal year.

25 SECTION 4. AND BE IT FURTHER ENACTED, That this Act is an emergency  
26 measure, is necessary for the immediate preservation of the public health or safety,  
27 has been passed by a ye and nay vote supported by three-fifths of all the members  
28 elected to each of the two Houses of the General Assembly, and shall take effect from  
29 the date it is enacted.