
By: **Delegates Vaughn, Taylor, Anderson, Carter, Howard, Kaiser, Kirk, Lee, Oaks, and Paige Paige, Burns, Conroy, D. Davis, Doory, Feldman, Haddaway, Harrison, Krysiak, Love, McHale, Miller, Moe, Parrott, and Walkup**

Introduced and read first time: February 11, 2005
Assigned to: Economic Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 21, 2005

CHAPTER _____

1 AN ACT concerning

2 **Small Business Development Center Network - Funding**

3 FOR the purpose of establishing the Small Business Development Center Network
4 Fund; specifying that the Fund is a special, nonlapsing fund, that the State
5 Treasurer shall hold the Fund separately, and that the Comptroller shall
6 account for the Fund; specifying that the Fund consists of certain revenues and
7 other moneys accepted for certain purposes; requiring certain investment
8 earnings to be credited to the General Fund of the State; allowing the Fund to be
9 used only for certain purposes; requiring the Governor to include in the annual
10 budget submission an appropriation from the Fund; requiring a certain
11 percentage of certain fees to be credited to the Fund providing for a delayed
12 effective date; and generally relating to State funding for the Small Business
13 Development Center Network.

14 BY adding to
15 Article - Corporations and Association
16 Section 1-203(d)
17 Annotated Code of Maryland
18 (1999 Replacement Volume and 2004 Supplement)

19 BY adding to
20 Article - Education
21 Section 13-104
22 Annotated Code of Maryland

1 (2004 Replacement Volume and 2004 Supplement)

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

4 **Article - Corporations and Associations**

5 1-203.

6 (D) TWO PERCENT OF THE FEES COLLECTED UNDER THIS SECTION, EXCEPT
7 THOSE COLLECTED UNDER SUBSECTION (B)(8) OF THIS SECTION, SHALL BE
8 CREDITED TO THE SMALL BUSINESS DEVELOPMENT CENTER NETWORK FUND
9 ESTABLISHED UNDER § 13-104 OF THE EDUCATION ARTICLE.

10 **Article - Education**

11 13-104.

12 (A) IN THIS SECTION, "FUND" MEANS THE SMALL BUSINESS DEVELOPMENT
13 CENTER NETWORK FUND.

14 (B) THERE IS A SMALL BUSINESS DEVELOPMENT CENTER NETWORK FUND.

15 (C) THE PURPOSE OF THE FUND IS TO PROVIDE MATCHING FUNDS FOR
16 FEDERAL GRANT FUNDS AND TO SUPPORT THE OPERATIONS OF THE SMALL
17 BUSINESS DEVELOPMENT CENTER NETWORK IN THE UNIVERSITY OF MARYLAND.

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

20 (E) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE
21 COMPTROLLER SHALL ACCOUNT FOR THE FUND.

22 (F) THE PROCEEDS OF THE FUND SHALL BE INVESTED AND REINVESTED.

23 (G) ANY INVESTMENT EARNINGS OF THE FUND SHALL BE CREDITED TO THE
24 GENERAL FUND OF THE STATE.

25 (H) THE FUND CONSISTS OF:

26 (1) REVENUE DISTRIBUTED TO THE FUND UNDER § 1-203(D) OF THE
27 CORPORATIONS AND ASSOCIATIONS ARTICLE; AND

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

30 (I) MONEY IN THE FUND MAY ONLY BE EXPENDED TO PROVIDE MATCHING
31 FUNDS FOR FEDERAL GRANT FUNDS AND TO SUPPORT THE OPERATIONS OF THE
32 SMALL BUSINESS DEVELOPMENT CENTER NETWORK.

1 (J) THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL A SPECIAL
2 FUND APPROPRIATION FROM THE FUND TO THE UNIVERSITY OF MARYLAND,
3 COLLEGE PARK FOR THE SMALL BUSINESS DEVELOPMENT CENTER NETWORK.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 ~~June 1, 2005~~ July 1, 2006.