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By: **Senators Jones, Britt, Conway, Currie, Della, Exum, Gladden, Grosfeld,  
Hughes, Kelley, Lawlah, McFadden, and Middleton**

Introduced and read first time: February 8, 2005

Assigned to: Rules

Re-referred to: Finance, February 21, 2005

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 31, 2005

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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 bill an appropriation from a certain appropriation to the~~  
11 ~~Fund; requiring a certain percentage of certain fees to be credited to the Fund;~~  
12 providing that it is the intent of the General Assembly that the Governor  
13 provide a certain additional appropriation for certain purposes for fiscal year  
14 2006; and generally relating to State funding for the Small Business  
15 Development Center Network.

16 ~~BY adding to~~  
17 ~~Article—Corporations and Association~~  
18 ~~Section 1-203(d)~~  
19 ~~Annotated Code of Maryland~~  
20 ~~(1999 Replacement Volume and 2004 Supplement)~~

21 BY adding to  
22 Article - Education  
23 Section 13-104

1 Annotated Code of Maryland  
2 (2004 Replacement Volume and 2004 Supplement)

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

5 ~~Article—Corporations and Associations~~

6 ~~1-203.~~

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

11 **Article - Education**

12 13-104.

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

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

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

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

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

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

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

26 (H) THE FUND CONSISTS OF:

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

29 (1) ANY MONEY APPROPRIATED TO THE FUND;

30 (2) ANY FEDERAL GRANT FUNDS; AND

31 ~~(2)~~ (3) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR  
32 THE BENEFIT OF THE FUND.

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

4 (J) FOR THE FISCAL YEAR BEGINNING JULY 1, 2006 AND EACH FISCAL YEAR  
5 THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL A  
6 SPECIAL FUND APPROPRIATION FROM THE FUND TO THE UNIVERSITY OF  
7 MARYLAND, COLLEGE PARK FOR THE SMALL BUSINESS DEVELOPMENT CENTER  
8 NETWORK GENERAL FUND APPROPRIATION OF AT LEAST \$750,000 TO THE FUND.

9 SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the  
10 General Assembly that the Governor provide an additional appropriation of \$250,000  
11 for fiscal year 2006 to the University of Maryland, College Park for the Small  
12 Business Development Center Network.

13 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take  
14 effect June 1, 2005.