

HOUSE BILL 370

P1
HB 761/06 – W&M

71r0532

By: **Delegates Howard, Benson, Braveboy, Holmes, Ross, and Vaughn**
Introduced and read first time: February 2, 2007
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Distribution of Lottery Proceeds – Public Schools**

3 FOR the purpose of requiring the State Lottery Agency to distribute certain lottery
4 proceeds to all the public school systems in the State rather than into the
5 General Fund of the State; requiring that public school systems use the money
6 that is distributed for a certain purpose; specifying that the money distributed
7 under this Act is intended to provide additional revenue for public school
8 systems and may not supplant any other appropriation to public school systems;
9 defining a certain term; and generally relating to the distribution of lottery
10 proceeds to public school systems in the State.

11 BY repealing and reenacting, with amendments,
12 Article – State Government
13 Section 9–120(b)
14 Annotated Code of Maryland
15 (2004 Replacement Volume and 2006 Supplement)

16 BY adding to
17 Article – State Government
18 Section 9–120.2
19 Annotated Code of Maryland
20 (2004 Replacement Volume and 2006 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article – State Government

9–120.

(b) (1) **IN THIS SUBSECTION, “PUBLIC SCHOOL SYSTEM” MEANS THE COLLECTION OF PUBLIC ELEMENTARY AND SECONDARY EDUCATION SCHOOLS UNDER THE CONTROL OF A COUNTY BOARD OF EDUCATION OR THE BOARD OF SCHOOL COMMISSIONERS OF BALTIMORE CITY.**

[(1) (2) Promptly after the 1st day of each month, the Comptroller shall pay:

(i) into the Maryland Stadium Facilities Fund the money that remains in the State Lottery Fund from the proceeds of the sports lotteries conducted for the benefit of the Maryland Stadium Authority, after the distribution under subsection (a) of this section; and

(ii) [into the General Fund of the State] **SUBJECT TO § 9–120.2 OF THIS SUBTITLE, TO ALL THE PUBLIC SCHOOL SYSTEMS IN THE STATE**, the money that remains in the State Lottery Fund from the proceeds of all other lotteries after the distribution under subsection (a) of this section.

[(2) The money paid into the General Fund under this subsection is available in the fiscal year in which the money accumulates in the State Lottery Fund.]

9–120.2.

(A) **IN THIS SECTION, “PUBLIC SCHOOL SYSTEM” MEANS THE COLLECTION OF PUBLIC ELEMENTARY AND SECONDARY EDUCATION SCHOOLS UNDER THE CONTROL OF A COUNTY BOARD OF EDUCATION OR THE BOARD OF SCHOOL COMMISSIONERS OF BALTIMORE CITY.**

(B) **THE SHARE OF PROCEEDS TO WHICH AN INDIVIDUAL PUBLIC SCHOOL SYSTEM IS ENTITLED UNDER THE DISTRIBUTION REQUIREMENT UNDER § 9–120(B)(2)(II) OF THIS SUBTITLE SHALL BE PROPORTIONATE TO THE AMOUNT OF SALES OF LOTTERY TICKETS MADE IN THE POLITICAL SUBDIVISION IN WHICH THE SCHOOL SYSTEM IS LOCATED.**

(C) **A PUBLIC SCHOOL SYSTEM SHALL USE THE MONEY DISTRIBUTED UNDER § 9–120(B)(2)(II) OF THIS SUBTITLE FOR OPERATIONAL EXPENSES.**

1 (D) A DISTRIBUTION UNDER § 9-120(B)(2)(II) OF THIS SUBTITLE IS
2 INTENDED TO PROVIDE ADDITIONAL REVENUE FOR PUBLIC SCHOOL SYSTEMS
3 AND MAY NOT SUPPLANT ANY OTHER DISTRIBUTION OF LOTTERY PROCEEDS TO
4 PUBLIC SCHOOL SYSTEMS.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2007.