

SB0545/619539/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 545
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Maryland”; in the same line, strike “Provider Rate Stabilization Account” and substitute “Funds”; strike beginning with “Transfer” in line 2 down through “Funds” in line 3 and substitute “Transfers and Disbursements”; in line 6, after “purposes;” insert “limiting a certain requirement that the Legislative Auditor conduct certain audits of a certain insurance society to years in which the society received certain disbursements from the Rate Stabilization Account of the Fund; requiring the Legislative Auditor to conduct a certain follow-up audit; authorizing the Governor, by budget amendment, to transfer a certain amount in the Cigarette Restitution Fund to the Department of Health and Mental Hygiene under certain circumstances;”; strike beginning with “the” in line 6 down through “Fund” in line 8 and substitute “certain transfers and disbursements of health care funds”; and after line 18, insert:

“BY repealing and reenacting, with amendments,

Article – Insurance

Section 24 – 213

Annotated Code of Maryland

(2006 Replacement Volume and 2007 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 20, strike “**\$14,275,000**” and substitute “**\$3,000,000**”; in line 23, strike “**\$62,000,000**” and substitute “**\$73,275,000**”; and in line 25, after “**2010**” insert “**AND FISCAL YEAR 2011**”.

AMENDMENT NO. 3

On page 2, after line 25, insert:

(Over)

“24–213.

(a) The Legislative Auditor [annually] shall conduct a fiscal and compliance audit of the accounts and transactions of the Society FOR EACH YEAR IN WHICH THE SOCIETY RECEIVES A DISBURSEMENT FROM THE RATE STABILIZATION ACCOUNT UNDER § 19-805 OF THIS ARTICLE OTHER THAN A DISBURSEMENT MADE UNDER § 19-805(B)(3) OF THIS ARTICLE.

(B) WITHIN ONE YEAR OF THE DATE OF AN AUDIT REPORT REQUIRED UNDER SUBSECTION (A) OF THIS SECTION, THE LEGISLATIVE AUDITOR SHALL CONDUCT A FOLLOW-UP AUDIT TO DETERMINE THE STATUS OF ANY AUDIT RECOMMENDATIONS.

[(b)](C) The Society shall pay the cost of each audit.

SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding § 7-317(g)(1) of the State Finance and Procurement Article or any other provision of law, the Governor may, by budget amendment, transfer up to \$1,000,000 of the funds in the Cigarette Restitution Fund established under § 7-317 of the State Finance and Procurement Article to the Department of Health and Mental Hygiene Program MQ0103 Medical Care Programs Administration, if revenues for fiscal year 2009 attained by the Cigarette Restitution Fund exceed the \$170,780,000 in total net sources of revenue noted in Appendix M of the Governor’s Budget Books.”;

and in line 26, strike “2.” and substitute “3.”.