

**SB0527/899934/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 527  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Mandate” insert “and Revenue Dedication”; strike beginning with “altering” in line 5 down through “education;” in line 6; in line 6, after “libraries;” insert “repealing a requirement that the Governor provide funds in the budget in a certain amount for a certain interagency pool of funds to provide certain services; altering the distribution of the motor fuel tax revenue for certain fiscal years; altering the distribution of the sales and use tax revenue for certain fiscal years;”; in line 7, after “mandates” insert “and dedicated revenues”; in line 15, strike “17-104(a), 23-205(c),” and substitute “23-205(c)”; and after line 17, insert:

“BY repealing and reenacting, with amendments,

Article – Health - General

Section 15-139(c) and (d)(1)

Annotated Code of Maryland

(2005 Replacement Volume and 2007 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax - General

Section 2-1104, 2-1302.1, and 2-1302.2

Annotated Code of Maryland

(2004 Replacement Volume and 2007 Supplement)

(As enacted by Chapter 6 of the Acts of the General Assembly of the 2007  
Special Session)

BY repealing and reenacting, with amendments,

Chapter 6 of the Acts of the General Assembly of the 2007 Special Session  
Section 6”.

(Over)

AMENDMENT NO. 2

On page 1, in line 23, after “INCLUSION” insert “WITHOUT REVISION”.

AMENDMENT NO. 3

On pages 2 and 3, strike in their entirety the lines beginning with line 15 on page 2 through line 6 on page 3, inclusive.

AMENDMENT NO. 4

On page 4, after line 6, insert:

“Article – Health – General

15–139.

(c) (1) For [fiscal year 2004 and each subsequent] EACH fiscal year, the Governor [shall] MAY provide funds in the budget for the Children’s Cabinet Fund established under Title 8, Subtitle 5 of the Human Services Article [in an amount equal to the amount of federal funds received under subsection (a) of this section during the most recently completed fiscal year:

(i) Less any administrative costs incurred by the Department, the Department of Juvenile Services, and the Department of Human Resources in implementing the programs required under this section; and

(ii) Subject to adjustment in accordance with subsection (e) of this section.

(2) The funds provided under paragraph (1) of this subsection shall], TO be used by the Children’s Cabinet to create an interagency pool of funds to provide services to children with disabilities.

[(3)] (2) The pool of interagency funds established under this subsection shall be used to fund the community-based services and community-based out-of-home placements needed by children with mental or developmental disabilities not in State custody, regardless of eligibility for the State Medical Assistance Program, if:

(i) The child is in an out-of-home placement and has been recommended for discharge but the child's family is unwilling or unable to have the child return home; or

(ii) The child remains in the home but the child's family is unable to provide appropriate care for the child without additional services and the child is either at risk of requiring an out-of-home placement or the treating professionals have recommended an out-of-home placement.

(d) (1) The Governor's Office for Children, Youth, and Families shall adopt regulations to carry out the provisions of subsection [(c)(3)] (C)(2) of this section."

AMENDMENT NO. 5

On page 4, before line 7, insert:

"Article – Tax – General

2-1104.

(A) [After] EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, AFTER making the distributions required under §§ 2-1101 through 2-1103 of this subtitle, from the remaining motor fuel tax revenue, the Comptroller shall distribute:

(1) 2.3% to the Chesapeake Bay 2010 Trust Fund; and

(Over)

(2) any remaining balance to the Gasoline and Motor Vehicle Revenue Account of the Transportation Trust Fund.

**(B) FOR EACH OF THE FISCAL YEARS BEGINNING JULY 1, 2008, AND JULY 1, 2009, INSTEAD OF THE DISTRIBUTION REQUIRED UNDER SUBSECTION (A)(1) OF THIS SECTION, THE COMPTROLLER SHALL DISTRIBUTE 2.3% OF THE REMAINING MOTOR FUEL TAX REVENUE AS FOLLOWS:**

**(1) \$6,500,000 TO THE GENERAL FUND OF THE STATE; AND**

**(2) THE BALANCE TO THE CHESAPEAKE BAY 2010 TRUST FUND.**

2-1302.1.

**(A) [After] EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, AFTER making the distributions required under §§ 2-1301 and 2-1302 of this subtitle, of the sales and use tax collected on short-term vehicle rentals under § 11-104(c) of this article the Comptroller shall distribute:**

**(1) 45% to the Transportation Trust Fund established under § 3-216 of the Transportation Article; and**

**(2) the remainder to the Chesapeake Bay 2010 Trust Fund.**

**(B) FOR EACH OF THE FISCAL YEARS BEGINNING JULY 1, 2008, AND JULY 1, 2009, AFTER THE DISTRIBUTION REQUIRED UNDER SUBSECTION (A)(1) OF THIS SECTION, THE COMPTROLLER SHALL DISTRIBUTE THE REMAINDER OF THE SALES AND USE TAX COLLECTED ON SHORT-TERM VEHICLE RENTALS UNDER § 11-104(C) OF THIS ARTICLE AS FOLLOWS:**

**(1) \$18,500,000 TO THE GENERAL FUND OF THE STATE; AND**

**(2) THE REMAINDER TO THE CHESAPEAKE BAY 2010 TRUST FUND.**

2-1302.2.

**(A) [After] EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, AFTER making the distributions required under §§ 2-1301 through 2-1302.1 of this subtitle, the Comptroller shall pay 6.5% of the remaining sales and use tax revenue into the Transportation Trust Fund established under § 3-216 of the Transportation Article.**

**(B) FOR EACH OF THE FISCAL YEARS BEGINNING JULY 1, 2008, AND JULY 1, 2009, THE COMPTROLLER SHALL DEDUCT FROM THE AMOUNT SPECIFIED TO BE DISTRIBUTED TO THE TRANSPORTATION TRUST FUND UNDER SUBSECTION (A) OF THIS SECTION AND DISTRIBUTE TO THE STATE POLICE HELICOPTER REPLACEMENT FUND ESTABLISHED UNDER § 2-801 OF THE PUBLIC SAFETY ARTICLE AN AMOUNT EQUAL TO \$35,000,000.**

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Chapter 6 of the Acts of the 2007 Special Session

SECTION 6. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, from the sales and use tax revenue collected from January 1, 2008, through the end of June 30, 2008, the Comptroller shall distribute [~~\$110,000,000~~] **\$50,000,000** to the State Police Helicopter Replacement Fund established under § 2-801 of the Public Safety Article. It is the intent of the General Assembly that the Governor include in the annual budget bill in fiscal years 2009 through 2012, an amount sufficient from the Fund, to purchase 3 helicopters each

(Over)

fiscal year. It is the further intent of the General Assembly that the State Police purchase a flight simulator to use for helicopter pilot training.”;

in line 7, strike “2.” and substitute “3.”; in the same line, after “That” insert “Section 1 of”; and after line 8, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That, except as provided in Section 3 of this Act, this Act shall take effect June 1, 2008.”.