

Department of Legislative Services  
2010 Session

FISCAL AND POLICY NOTE

House Bill 1197  
Ways and Means

(Delegate Ramirez, *et al.*)

Maryland Afterschool and Summer Learning Activity Program - Income Tax  
Checkoff

This bill establishes a Maryland Afterschool and Summer Learning Activity Program and Fund to provide grants to organizations that serve public school youth enrolled in kindergarten through grade 12. The Governor’s Office for Children (GOC) is required to administer the program and the fund. The bill also establishes a Maryland Afterschool and Summer Learning Activity Fund Contribution checkoff on the individual income tax return form. After the Comptroller deducts administrative expenses, contributions are credited to the Maryland Afterschool and Summer Learning Activity Program Fund.

The bill takes effect July 1, 2010, and applies to tax year 2010 and beyond.

Fiscal Summary

**State Effect:** Minimal net increase in special fund revenues in FY 2011 and beyond. General fund expenditures increase by \$67,600 in FY 2011 due to one-time computer programming expenses at the Comptroller’s Office and administrative costs for GOC. Out-year estimates reflect ongoing administrative expenditures for GOC.

(in dollars)	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015
SF Revenue	-	-	-	-	-
GF Expenditure	\$67,600	\$31,800	\$32,100	\$32,500	\$32,800
Net Effect	(\$67,600)	(\$31,800)	(\$32,100)	(\$32,500)	(\$32,800)

*Note: ( ) = decrease; GF = general funds; FF = federal funds; SF = special funds; - = indeterminate effect*

**Local Effect:** None.

**Small Business Effect:** Minimal.

## Analysis

**Bill Summary:** The Maryland Afterschool and Summer Learning Activity Fund is a special, nonlapsing fund consisting of individual contributions from the income tax checkoff, money appropriated in the State budget, and money from any other source.

GOC must establish application procedures for the program and award grants from the fund. To be eligible for a grant, an organization must:

- adopt and apply the Maryland Out of School Time (MOST) quality standards framework;
- serve public school youth enrolled in kindergarten through grade 12 at least 100 hours during the school year and at least 50 hours during the summer; and
- offer high quality activities in the arts, athletics, recreation, nutrition, academic learning, college preparation, or vocational training.

An organization that receives a grant from the program must prepare a report that contains:

- the number of students that enrolled and attended the program;
- school attendance for participants;
- survey data from participating youth before and after participation in the program; and
- documentation of specific activities completed and skills gained from the organization's program.

**Current Law:** The Chesapeake Bay and Endangered Species Fund (CBESF), the Fair Campaign Financing Fund (FCFF), and the Cancer Research Fund (CRF) are the three current checkoffs on the personal income tax form. In fiscal 2009, \$1.2 million was donated to CBESF, \$569,000 to CRF, and \$117,000 to FCFF. **Exhibit 1** shows the amount of donations provided to existing checkoffs since fiscal 1990.

**Background:** Approximately 25% of youth in Maryland are responsible for taking care of themselves after school, according to a survey by the After School Alliance. The MOST quality framework was developed to assist various out of school programs as they serve the State's youth. The framework is designed to serve as a guide for programs by setting standards of program quality. The framework includes seven foundational areas which are considered to be the essential elements of program quality improvement: (1) youth program design and accountability; (2) youth program leadership and sustainability; (3) physical environment and youth program climate; (4) health and safety;

(5) staffing and professional development; (6) youth development, including relationships, programming/activities, and youth participation/engagement; and (7) family/caring adult and community engagement.

**State Revenues:** While the amount of donations cannot be accurately estimated, the Department of Legislative Services believes that there will be a minimal net increase in special fund revenues in fiscal 2011 and beyond. Donations to this checkoff would likely divert funds from the three existing personal income checkoffs: CBESF, CRF, and FCFE. To the extent that the new checkoff does not divert funds from the existing checkoffs, net special fund revenues will increase by a greater amount.

**State Expenditures:** GOC indicates that administrative costs associated with its various programs account for about 6.3% of program funding. While the amount of funding that will be allocated to the Maryland Afterschool and Summer Learning Activity Fund cannot be reliably determined beforehand, *for illustrative purposes only*, if funding for the new program totals \$500,000 annually, administrative expenditures for GOC would increase by \$31,500 annually. Because of the limited amount of revenues that will be generated from the income tax checkoff, it is assumed that general funds will be required for GOC to administer the program.

The Comptroller's Office reports that it would incur a one-time expenditure increase of \$36,100 to add the checkoff to personal income tax forms. This includes data processing changes to the SMART income tax return processing and imaging systems, and systems testing.

**Exhibit 1**  
**Donations to Existing Income Tax Checkoffs**  
**(\$ in Thousands)**

<b>Fiscal</b>	<b>CBESF</b>	<b>FCFF</b>	<b>CRF</b>	<b>Total</b>	<b>Difference</b>	<b>Percent Difference</b>
1990	\$1,045	\$0	\$0	\$1,045		
1991	1,093	0	0	1,093	\$48	4.6%
1992	1,167	0	0	1,167	74	6.8%
1993	995	0	0	995	-172	-14.7%
1994	1,037	0	0	1,037	42	4.2%
1995	1,171	0	0	1,171	134	12.9%
1996	958	75	0	1,033	-138	-11.8%
1997	875	85	0	960	-73	-7.1%
1998	828	92	0	920	-40	-4.2%
1999	954	110	0	1,064	144	15.7%
2000	958	115	0	1,073	9	0.8%
2001	965	123	0	1,088	15	1.4%
2002	1,109	134	0	1,243	155	14.2%
2003	1,380	173	0	1,553	310	24.9%
2004	1,571	184	0	1,755	202	13.0%
2005	1,144	114	423	1,681	-74	-4.2%
2006	1,180	121	455	1,756	75	4.5%
2007	1,189	118	550	1,857	101	5.8%
2008	1,133	113	522	1,768	-89	-4.8%
2009	1,223	117	569	1,909	141	8.0%

**Additional Information**

**Prior Introductions:** None.

**Cross File:** SB 580 (Senator Pugh, *et al.*) - Budget and Taxation.

**Information Source(s):** Baltimore, Carroll, Harford, Montgomery, and St. Mary's counties; Governor's Office for Children; Maryland State Department of Education; Comptroller's Office; Department of Legislative Services

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Analysis by: Jennifer K. Botts

Direct Inquiries to:  
(410) 946-5510  
(301) 970-5510