

HB1213/385160/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1213
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “Alcoholic Beverages” insert “Sales and Use Tax -”; in the same line, strike “Tax Rates” and substitute “Supplementary Appropriation”; strike beginning with “State” in line 3 down through “tax” in line 4 and substitute “the rate of the sales and use tax imposed on the sale of an alcoholic beverage; making this Act a supplementary appropriation to fund certain public school construction projects and related capital improvements; and generally relating to the sales and use tax imposed on the sale of an alcoholic beverage and a supplementary appropriation”; and strike lines 5 through 9, inclusive, and substitute:

“BY adding to

Article – Tax – General

Section 11-104(g)

Annotated Code of Maryland

(2010 Replacement Volume)”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 13 on page 1 through line 5 on page 2, inclusive, and substitute:

“11-104.

(G) THE SALES AND USE TAX RATE FOR THE SALE OF AN ALCOHOLIC BEVERAGE, AS DEFINED IN § 5-101 OF THIS ARTICLE, IS 9% OF THE TAXABLE PRICE OF THE ALCOHOLIC BEVERAGE.”.

AMENDMENT NO. 3

(Over)

On page 2, after line 5, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That for fiscal year 2012 only and from only those additional revenues resulting from this Act that are credited to the General Fund for fiscal year 2012, and from no other funds, and subject to the provisions of law relating to budgetary procedure to the extent applicable, the amount specified below, or as much thereof as required to accomplish the designated purpose, is hereby appropriated and authorized to be disbursed from as much of those additional revenues as are to be received by the State:

D06E02.02 Public School Capital Appropriation

In addition to the amount appropriated in the budget bill for fiscal year 2012, to supplement the appropriation for fiscal year 2012, the following amount to be used to fund public school construction projects:

General Fund Appropriation \$47,500,000

SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) Notwithstanding §§ 5-301 and 5-302 of the Education Article or any other provision of law, the funds appropriated in Section 2 of this Act shall be allocated to the following counties or regions as provided below. The Board of Public Works shall approve the individual projects, which may or may not be eligible for funding under the Public School Construction Program provided that the proposed project is a public school improvement that meets a school or community need:

Anne Arundel County..... \$5,000,000

Baltimore City\$9,000,000

Baltimore County.....\$7,000,000

Eastern Shore (Caroline, Dorchester, Kent, Queen Anne's, Somerset, Talbot, Wicomico, and Worcester Counties).....\$1,250,000

Howard County.....\$4,000,000

Montgomery County.....\$9,000,000

Northeast Maryland (Cecil and Harford Counties).....\$1,250,000

Prince George's County.....\$9,000,000

Southern Maryland (Calvert, Charles, and St. Mary's Counties).....\$1,250,000

Western Maryland (Allegany, Carroll, Garrett, Frederick, and Washington Counties).....\$ 750,000

(b) In approving funding for projects, the Board of Public Works shall consider:

(1) requests from the local jurisdictions; and

(2) projects that:

(i) benefit older school buildings;

(ii) benefit schools with high proportions of children eligible for free and reduced price meals;

(iii) can be completed within one year;

(iv) eliminate or reduce the use of relocatable classrooms;

(v) are designated as A or B by the Interagency Committee on Public School Construction and are not fully funded in the fiscal 2012 Capital Improvement Program approved by the Board of Public Works; or

(vi) reduce energy consumption or incorporate high performance “green” building principles.”;

and in line 6, strike “2.” and substitute “4.”.